

CITY OF SANTA BARBARA CITY COUNCIL

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Paul Casey
City Administrator

Ariel Pierre Calonne
City Attorney

City Hall
735 Anacapa Street
<http://www.SantaBarbaraCA.gov>

NOVEMBER 10, 2015 AGENDA

ORDER OF BUSINESS: Regular meetings of the Finance Committee and the Ordinance Committee begin at 12:30 p.m. The regular City Council meeting begins at 2:00 p.m. in the Council Chamber at City Hall.

REPORTS: Copies of the reports relating to agenda items are available for review in the City Clerk's Office, at the Central Library, and <http://www.SantaBarbaraCA.gov>. In accordance with state law requirements, this agenda generally contains only a brief general description of each item of business to be transacted or discussed at the meeting. Should you wish more detailed information regarding any particular agenda item, you are encouraged to obtain a copy of the Council Agenda Report (a "CAR") for that item from either the Clerk's Office, the Reference Desk at the City's Main Library, or online at the City's website (<http://www.SantaBarbaraCA.gov>). Materials related to an item on this agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office located at City Hall, 735 Anacapa Street, Santa Barbara, CA 93101, during normal business hours.

PUBLIC COMMENT: At the beginning of the 2:00 p.m. session of each regular City Council meeting, and at the beginning of each special City Council meeting, any member of the public may address the City Council concerning any item not on the Council's agenda. Any person wishing to make such address should first complete and deliver a "Request to Speak" form prior to the time that public comment is taken up by the City Council. Should City Council business continue into the evening session of a regular City Council meeting at 6:00 p.m., the City Council will allow any member of the public who did not address them during the 2:00 p.m. session to do so. The total amount of time for public comments will be 15 minutes, and no individual speaker may speak for more than 1 minute. The City Council, upon majority vote, may decline to hear a speaker on the grounds that the subject matter is beyond their jurisdiction.

REQUEST TO SPEAK: A member of the public may address the Finance or Ordinance Committee or City Council regarding any scheduled agenda item. Any person wishing to make such address should first complete and deliver a "Request to Speak" form prior to the time that the item is taken up by the Finance or Ordinance Committee or City Council.

CONSENT CALENDAR: The Consent Calendar is comprised of items that will not usually require discussion by the City Council. A Consent Calendar item is open for discussion by the City Council upon request of a Councilmember, City staff, or member of the public. Items on the Consent Calendar may be approved by a single motion. Should you wish to comment on an item listed on the Consent Agenda, after turning in your "Request to Speak" form, you should come forward to speak at the time the Council considers the Consent Calendar.

AMERICANS WITH DISABILITIES ACT: If you need auxiliary aids or services or staff assistance to attend or participate in this meeting, please contact the City Administrator's Office at 564-5305. If possible, notification at least 48 hours prior to the meeting will usually enable the City to make reasonable arrangements. Specialized services, such as sign language interpretation or documents in Braille, may require additional lead time to arrange.

TELEVISION COVERAGE: Each regular City Council meeting is broadcast live in English and Spanish on City TV Channel 18 and rebroadcast in English on Wednesdays and Thursdays at 7:00 p.m. and Saturdays at 9:00 a.m., and in Spanish on Sundays at 4:00 p.m. Each televised Council meeting is closed captioned for the hearing impaired. Check the City TV program guide at www.citytv18.com for rebroadcasts of Finance and Ordinance Committee meetings, and for any changes to the replay schedule.

REGULAR CITY COUNCIL MEETING – 2:00 P.M.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CEREMONIAL ITEMS

1. Subject: Employee Recognition - Service Award Pins (410.01)

Recommendation: That Council authorize the City Administrator to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through November 30, 2015.

CHANGES TO THE AGENDA

PUBLIC COMMENT

CONSENT CALENDAR

2. Subject: Minutes

Recommendation: That Council waive further reading and approve the minutes of the adjourned regular meeting of October 19, 2015, the regular meetings of October 20 and 27, 2015, and the regular meeting (cancelled) of November 3, 2015.

3. Subject: Reclassification Of Maintenance Worker Positions In The Facilities Management Division Of The Public Works Department (530.01)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 15-056, the Position and Salary Control Resolution for Fiscal Year 2016, Affecting the Public Works Department, Effective November 14, 2015.

CONSENT CALENDAR (CONT'D)

4. **Subject: A Resolution Denying The Appeal Of The Montecito Association And Upholding The Decision Of The Parks And Recreation Commission Regarding Tree Removal At 1187 Coast Village Road. (570.08)**

Recommendation: That Council adopt, by reading of title only, A Resolution Of The Council Of The City Of Santa Barbara Denying The Appeal Of The Montecito Association And Upholding The Decision Of The Parks and Recreation Commission To Approve The Removal of Two Canary Island Pine Trees Located In The Front Setback at 1187 Coast Village Road, Pursuant to Council's Direction of October, 2015.

5. **Subject: Adoption Of Ordinance To Grant Easements To The County Flood Control District (150.04)**

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving the Granting of Easements on City-Owned Airport Properties to the County of Santa Barbara Flood Control and Water Conservation District for Flood Control and All Related Purposes, and Authorizing the City Administrator to Execute as Necessary the Grant Deeds in a Form Approved by the City Attorney.

6. **Subject: Contract For Construction Of Westside Sidewalk Access Ramp Project (530.04)**

Recommendation: That Council award a contract with Brough Construction, Inc., in their low bid amount of \$191,703 for construction of the Community Development Block Grant 2015-2016 Westside Sidewalk Access Ramp Project, Bid No. 3788, and authorize the Public Works Director to execute the contract and approve expenditures up to \$28,755 to cover any cost increases that may result from contract change orders for extra work and differences between estimated bid quantities and actual quantities measured for payment.

7. **Subject: Contract For Design For The Zone 3 (Westside, Hidden Valley, Campanil, And West Mesa Neighborhoods) Pavement Maintenance Project (530.04)**

Recommendation: That Council:

- A. Approve the selection of Flowers & Associates, Inc., to provide professional engineering design and construction management services for the annual Pavement Maintenance Projects scheduled for Fiscal Years 2016 through 2018; and

(Cont'd)

CONSENT CALENDAR (CONT'D)

7. (Cont'd)

- B. Authorize the Public Works Director to execute a City Professional Services contract with Flowers & Associates, Inc., in the amount of \$106,544 for design services of the Fiscal Year 2016 Pavement Maintenance Project, and authorize the Public Works Director to approve expenditures of up to \$10,656 for extra services that may result from necessary changes in the scope of work.

8. **Subject: Emergency Increase In Purchase Order Authority For Repairs To The Laguna Channel (540.06)**

Recommendation: That Council authorize the General Services Manager to increase an existing maintenance and repair purchase order with Granite Construction Company, Inc., by \$84,000 for emergency repairs to the Laguna Channel for a new not-to-exceed total of \$157,985.

9. **Subject: Contract Amendment With USGS For Groundwater Modeling In Support Of Studying The Feasibility Of Alternatives To Screened Ocean Intake For Desalination (540.10)**

Recommendation: That Council authorize the Public Works Director to execute an Amendment to the Joint Funding Agreement with the United States Geological Survey (USGS) for groundwater modeling services in the amount of \$66,400, and approve expenditures of up to \$15,000 for extra services that may result from unforeseen changes in the scope of work, raising the City's portion of cost in the Joint Funding Agreement to \$488,325.

10. **Subject: Aircraft Noise Monitoring And Flight Tracking Services License And Maintenance / Technical Support Agreement (560.14)**

Recommendation: That Council:

- A. Authorize the City's General Services Manager to execute a 12-month agreement with Harris Inc. in the amount of \$71,000 pursuant to the Sole Source provisions of the Santa Barbara Municipal Code Section 4.52.070(K) for flight tracking services and maintenance and technical support for noise monitoring equipment at the Airport; and
- B. Authorize the City's General Services Manager to execute any agreements or change orders for a subsequent 12-months in the amount of \$78,000, for a two-year contract total not to exceed \$149,000.

CONSENT CALENDAR (CONT'D)

11. **Subject: Donation For Police K9 Program (520.04)**

Recommendation: That Council accept a donation of \$20,000 from the Santa Barbara Police Foundation for the Police K9 Program Trust Fund.

12. **Subject: Donations For Animal Control Program Equipment (520.05)**

Recommendation: That Council:

- A. Accept a donation of \$4,500 from the Deborah K. Oldham Trust of 2001;
- B. Approve an increase in appropriations and estimated revenues in the amount of \$4,500 in Fiscal Year 2016 in the Police Department Miscellaneous Grants Fund for Animal Control equipment that will help enhance public safety and service;
- C. Accept a donation of \$8,310 from Stephen and Joy Frank; and
- D. Approve an increase in appropriations and estimated revenues in the amount of \$8,310 in Fiscal Year 2016 in the Police Department Miscellaneous Grants Fund for an all-terrain vehicle (ATV) which will enhance public safety and service.

13. **Subject: Appropriation Of Human Services Grant Funds For Youth Apprenticeship And Santa Barbara Arts Alliance Programs (570.05)**

Recommendation: That Council increase appropriations and estimated revenues in the Fiscal Year (FY) 2016 Parks and Recreation Department Miscellaneous Grant Fund, in the amount of \$15,000, for two Human Services Grant awards.

14. **Subject: Contributions From Parks And Recreation Community Foundation (570.05)**

Recommendation: That Council:

- A. Accept a contribution from the Parks and Recreation Community (PARC) Foundation in the amount of \$45,000 for Parks and Recreation Department programs; and
- B. Increase appropriations and estimated revenues in the Fiscal Year (FY) 2016 Parks and Recreation Department Miscellaneous Grants Fund in the amount of \$45,000.

CONSENT CALENDAR (CONT'D)

15. Subject: Police Officer And Public Safety Dispatcher Recruitment Incentive Program (520.04)

Recommendation: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing a Police Officer Recruitment Incentive Program Providing Referral Incentives for City Employees and Hiring Incentives for New Police Officers; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing a Public Safety Dispatcher Recruitment Incentive Program Providing Referral Incentives for City Employees and Hiring Incentives for New Public Safety Dispatchers.

CONSENT PUBLIC HEARING

16. Subject: TEFRA (Tax Equity And Fiscal Responsibility Act) Hearing For 510 N. Salsipuedes (Jardin De Las Rosas Apartments) Debt Issuance (660.01)

Recommendation: That Council hold a public hearing and adopt, by reading of title only, A Resolution of the City Council of the City of Santa Barbara Approving the Issuance of Revenue Bonds by the California Municipal Finance Authority in an Aggregate Principal Amount not to exceed \$15,000,000 for the Purpose of Financing the Acquisition, Construction, Improvement, and Equipping of a 40-unit Multifamily Rental Housing Facility and Certain Other Matters Relating Thereto.

NOTICES

- 17. The City Clerk has on Thursday, November 5, 2015, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.
- 18. A City Council site visit is scheduled for Monday, November 16, 2015, at 1:30 p.m. to the property located at 806 Alberta Avenue, which is the subject of an appeal hearing set for November 17, 2015, at 2:00 p.m.

This concludes the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

CITY ATTORNEY

19. Subject: Updated City Council Rules Of Procedure (120.02)

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, An Ordinance Of The Council Of The City Of Santa Barbara Amending Chapter 2.04 Of The Santa Barbara Municipal Code Pertaining To Council Meetings; and
- B. Adopt, by reading of title only, A Resolution Of The Council Of The City Of Santa Barbara Adopting Rules Of Procedure Governing The Conduct Of City Council Meetings And Rescinding Resolution No. 09-097.

20. Subject: Newly Adopted Medical Marijuana Legislation (160.02)

Recommendation: That Council:

- A. Receive an update on the potential impacts to the City of Santa Barbara resulting from new legislation regulating cultivation, sale, and licensing of medical marijuana;
- B. Provide direction to the Community Development Department and the City Attorney's Office related to mobile marijuana delivery services and the cultivation of marijuana for medicinal purposes within the City.

21. Subject: Short Term Residential Rental Subpoenas (350.05)

Recommendation: That Council receive certified copies of subpoenaed records related to unlawful vacation rentals that are subject to the City's Ordinance prohibiting their operation.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

CLOSED SESSIONS

22. Subject: Conference With City Attorney - Existing Litigation (160.03)

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (d)(1) of section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is *Karen Fox, et al. v. City of Santa Barbara, et al.*, SBSC Case No. 1469026.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

ADJOURNMENT

To Monday, November 16, 2015, at 1:30 p.m. at 806 Alberta Avenue. (See Agenda Item No. 18)