

CITY OF SANTA BARBARA CITY COUNCIL

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Dale Francisco
Finance Committee Chair
Frank Hotchkiss
Cathy Murillo
Bendy White



Paul Casey
City Administrator

Ariel Pierre Calonne
City Attorney

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

DECEMBER 15, 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.

ORDER OF BUSINESS

- 12:30 p.m. - Finance Committee Meeting, David Gebhard Public Meeting Room,
630 Garden Street
2:00 p.m. - City Council Meeting

FINANCE COMMITTEE MEETING - 12:30 P.M. IN THE DAVID GEBHARD PUBLIC MEETING ROOM, 630 GARDEN STREET (120.03)

Subject: Comprehensive Annual Financial Report For The Fiscal Year Ended June 30, 2015

Recommendation: That the Finance Committee recommend that Council:

- A. Receive a report from staff on the Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 2015; and
- B. Accept the Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 2015.

(See Council Agenda Item No. 19)

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

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CHANGES TO THE AGENDA

PUBLIC COMMENT

CONSENT CALENDAR

1. Subject: Minutes

Recommendation: That Council waive further reading and approve the minutes of the regular meeting of November 24, 2015.

2. Subject: Introduction Of Ordinance For The Grant Of Easements To The Santa Barbara County Flood Control District, Cota Bridge Replacement Project (330.03)

Recommendation: That Council introduce, and subsequently 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 Properties Adjacent to Mission Creek 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 Easement Deeds in a Form Approved by the City Attorney.

3. Subject: Acceptance Of Bicycle And Pedestrian Easement Gift At 350 Hitchcock Way (330.03)

Recommendation: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting an Easement for Use as a Public Bicycle and Pedestrian Pathway, and all Related Purposes, on the Real Property Commonly Known As 350 Hitchcock Way, and Consenting to the Recordation of the Easement Deed in the Official Records, County of Santa Barbara; and

(Cont'd)

CONSENT CALENDAR (CONT'D)

3. (Cont'd)

- B. Authorize and direct the Public Works Director to execute IRS Form 8283 acknowledging the easement as a charitable donation to the City.

4. **Subject: Avigation And Noise Easement For 6300 Hollister Avenue, Goleta (560.14)**

Recommendation: That Council:

- A. Approve and authorize the City Administrator to execute and record a grant deed of avigation and noise easement and agreement imposing conditions on real property by and between 6300 Hollister Associates, LP, and the City of Santa Barbara; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting an Avigation and Noise Easement Imposing Conditions on Real Property Known As Assessor's Parcel Number 073-050-046, and Consenting to the Recordation of the Easement Deed in the Official Records, County of Santa Barbara.

5. **Subject: Fiscal Year 2016 Interim Financial Statements For The Four Months Ended October 31, 2015 (250.02)**

Recommendation: That Council accept the Fiscal Year 2016 Interim Financial Statements for the Four Months Ended October 31, 2015.

6. **Subject: November 2015 Investment Report (260.02)**

Recommendation: That Council accept the November 2015 Investment Report.

7. **Subject: Self-Insured Workers' Compensation Program Annual Report (350.08)**

Recommendation: That Council receive the Annual Self-Insured Workers' Compensation Program Annual Report for the year ended June 30, 2015.

8. **Subject: Agreement For Surface Water And Groundwater Monitoring (540.10)**

Recommendation: That Council:

- A. Authorize the Public Works Director to execute a joint funding agreement with United States Geological Survey for water resources investigations related to surface water and groundwater measurements for the period of November 1, 2015, through October 31, 2016, with a City cost share not to exceed \$152,900; and
- B. Authorize the Public Works Director to approve expenditures up to \$20,000 for extra monitoring services.

CONSENT CALENDAR (CONT'D)

9. Subject: Agreement For Hilda McIntyre Ray Park Resident Caretaker (570.05)

Recommendation: That Council authorize the Acting Parks and Recreation Director to execute a Caretaker Rental Agreement for Hilda McIntyre Ray Park with Robert Cerda, commencing on January 1, 2016, through December 31, 2016.

10. Subject: Contract Building Plan Check Services (640.04)

Recommendation: That Council:

- A. Approve the execution of a \$70,000 Professional Services Agreement with Bureau Veritas North America, Inc., for contract Building & Safety plan review services; and
- B. Authorize an increase in Fiscal Year 2016 appropriations and estimated revenues in the Community Development Department, General Fund, by \$70,000 to cover the cost of the contracted services, funded from increased and unbudgeted revenues generated from greater than expected building permit activity.

11. Subject: Professional Services Agreement For Utility Users Tax Management and Audit Services (270.06)

Recommendation: That Council approve and authorize the Finance Director to execute a professional services agreement with MuniServices, LLC, to provide utility users tax management and audit services for a term of three years with two optional two-year extensions.

12. Subject: Receipt of California Youth Gang Reduction 2016 Grant Funds (520.04)

Recommendation: That Council:

- A. Increase Fiscal Year 2016 estimated revenues and appropriations in the Miscellaneous Grants Fund by \$246,852; and
- B. Authorize the City Administrator to extend the current agreements by one year and to accept and distribute the CalGRIP calendar year 2016 grant funds.

CONSENT CALENDAR (CONT'D)

13. Subject: Purchase Of Lockers For Police Department Men's Locker Room Project (520.04)

Recommendation: That Council:

- A. Approve a transfer of \$100,000 from the Police Department, General Fund, salary savings to the Facilities Capital Fund for the purchase of new lockers for the Men's Locker Room Project; and
- B. Increase estimated revenues and appropriations in the Facilities Capital Fund by \$100,000 to provide the budgetary authority for the purchase of the new lockers.

14. Subject: Reclassification Of Two Senior Building Inspector Positions In Community Development (410.06)

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 Community Development Department Effective July 4, 2015.

15. Subject: Adoption of Ordinance To Establish A Definition For "Vessel" For Craft Berthed, Moored Or Anchored In The Harbor District (570.03)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending the Santa Barbara Municipal Code by Amending Section 17.04.010 and Adding Section 17.12.050 to Establish a Definition of "Vessel" for Craft Berthed, Moored or Anchored in the Harbor District.

16. Set A Date For Public Hearing Regarding Appeal Of The Historic Landmarks Commission's Decision To Add The Structure Located At 29-37 East Victoria Street To The City's List Of Potential Historic Structures/Sites

Recommendation: That Council:

- A. Set the date of January 26, 2016, at 2:00 p.m. for hearing the appeal filed by Virginia Rehling of the Historic Landmarks Commission's ("HLC") decision to add the building located at 29-37 East Victoria Street, Assessor's Parcel No. 039-133-009, to the City's List of Potential Historic Structures/Sites. The C-2 zoned property is owned by Tioga Holdings LP and is represented by the Radius Group, Commercial Real Estate. The Historic Landmarks Commission held a Public Hearing on November 4, 2015, to consider the historic significance of the 1922 Spanish Colonial Revival commercial building and found it to be eligible as a Structure of Merit based on the recommendation of the HLC Designation Subcommittee; and
- B. Set the date of January 25, 2016, at 1:30 p.m. for a site visit to the property located at 29-37 E. Victoria Street.

CONSENT CALENDAR (CONT'D)

NOTICES

17. The City Clerk has on Thursday, December 10, 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. Cancellation of the regular City Council meetings of December 22 and December 29, 2015, and January 5, 2016.

This concludes the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

FINANCE DEPARTMENT

19. **Subject: Comprehensive Annual Financial Report For The Fiscal Year Ended June 30, 2015 (250.02)**

Recommendation: That Council:

- A. Receive a report from staff on the Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 2015; and
- B. Accept the Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 2015.

REDEVELOPMENT AGENCY REPORTS

20. **Subject: Successor Agency Transfer Of Property To The City And City Acceptance Of Property And Assumption Of Obligations (620.03)**

Recommendation:

- A. That the Successor Agency adopt, by reading of title only, A Resolution of the Successor Agency to the Redevelopment Agency of the City of Santa Barbara Transferring All Right, Title and Interest to the Real Property Described Herein, Subject to Certain Existing Leasehold Interests, Agreements, and Other Encumbrances on the Multiple Parcels of Real Property, Which Are Together Most Commonly Known As "Paseo Nuevo Retail Center," Owned By the Successor Agency to the Former Redevelopment Agency of the City of Santa Barbara, and Authorizing the Executive Director to Execute Such Agreements and Related Documents as Necessary to Effectuate the Transfer of Real Property Interests to the City of Santa Barbara;

(Cont'd)

REDEVELOPMENT AGENCY REPORTS (CONT'D)

20. (Cont'd)

- B. That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Accepting All Right, Title and Interest to the Real Property Described Herein, Subject to Certain Existing Leasehold Interests, Agreements, and Other Encumbrances on the Multiple Parcels of Real Property, Which Are Together Most Commonly Known As "Paseo Nuevo Retail Center," Owned By the Successor Agency to the Former Redevelopment Agency of the City of Santa Barbara, and Authorizing the City Administrator to Execute Such Agreements and Related Documents as Necessary to Effectuate the Transfer of Real Property Interests to the City of Santa Barbara;
- C. That the Successor Agency adopt, by reading of title only, A Resolution of the Successor Agency to the Redevelopment Agency of the City of Santa Barbara Transferring For Public Transportation, Public Parking, and All Related Purposes All Right, Title and Interest to the "Governmental Purpose" Real Property Described Herein, Which Are Together Most Commonly Known As "Santa Barbara Railroad Depot," Owned by the Successor Agency to the Former Redevelopment Agency of the City of Santa Barbara, and Authorizing the Executive Director to Execute Such Agreements and Related Documents as Necessary to Effectuate Such Transfers of Real Property Interests to the City of Santa Barbara; and
- D. That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Accepting and Assuming For Public Transportation, Public Parking, and All Related Purposes All Right, Title and Interest to the "Governmental Purpose" Real Property Described Herein, Which Are Together Most Commonly Known As "Santa Barbara Railroad Depot," Owned by the Successor Agency to the Former Redevelopment Agency of the City of Santa Barbara, and Authorizing the City Administrator to Execute Such Agreements and Related Documents as Necessary to Effectuate Such Transfer of Real Property Interests to the City of Santa Barbara.

21. **Subject: Successor Agency Real Estate And Business Items (620.03)**

Recommendation: That the Successor Agency:

- A. Execute a Professional Services Agreement with Radius Group, for real estate services regarding 125 Calle Cesar Chavez; and
- B. Approve a \$15,000 increase in the contract, for a total contract of \$90,000, for legal services with Price, Postel, and Parma to the Oversight Board.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

PARKS AND RECREATION DEPARTMENT

22. Subject: Contract With Santa Barbara Golf, LLC, For Management And Operation Of Santa Barbara Golf Club (570.02)

Recommendation: That Council approve, and authorize the City Administrator to enter into, a management contract with Santa Barbara Golf, LLC, a wholly-owned subsidiary of CourseCo, Inc., to manage and operate Santa Barbara Golf Club.

PUBLIC HEARINGS

23. Subject: Zoning Information Report Process Improvements - Municipal Code Amendment To Establish A Minor Zoning Exception Process (640.09)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Municipal Code Chapter 28.92 to Add Section 28.92.130 Regarding Minor Zoning Exceptions for Errors in Zoning Information Reports.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

PUBLIC COMMENT (IF NECESSARY)

CLOSED SESSIONS

24. Subject: Conference With City Attorney - Pending 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 *Daniel Corrigan v. City of Santa Barbara*; WCAB Case number ADJ10007046.

Scheduling: Duration, 20 minutes; anytime

Report: None anticipated

CLOSED SESSIONS (CONT'D)

- 25. Subject: PUBLIC EMPLOYEE APPOINTMENT (See Government Code Section 54954.5): Parks And Recreation Director (440.05)**

Recommendation: That Council hold a closed session, per Government Code Section 54957, to discuss the appointment for the position of Parks and Recreation Director.

Scheduling: Duration, 20 minutes; anytime

Report: Anticipated

ADJOURNMENT