

CITY OF SANTA BARBARA CITY COUNCIL

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Gregg Hart
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Cathy Murillo



Paul Casey
City Administrator

Ariel Pierre Calonne
City Attorney

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

FEBRUARY 9, 2016 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

CHANGES TO THE AGENDA

PUBLIC COMMENT

CONSENT CALENDAR

1. **Subject: Update To Records Management Policies And Procedures Manual (160.06)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving the City of Santa Barbara Records Management Policies and Procedures Manual, and Rescinding Resolution No. 14-006.

2. **Subject: Authorization To Request Correction Of Department Of Water Resources Groundwater Basin Map For The Foothill Basin (540.10)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Public Works Director to Submit a Request to the California Department of Water Resources for a Groundwater Basin Boundary Modification for the Foothill Groundwater Basin.

3. **Subject: Contract For Streets Maintenance Planning Support Services (530.04)**

Recommendation: That Council authorize the Public Works Director to execute a City Professional Services contract in the amount of \$100,326 with LA Consulting, Inc., for Streets Maintenance Planning Support Services, and authorize the Public Works Director to approve expenditures of up to \$10,033 for extra services of LA Consulting, Inc., that may result from necessary changes in the scope of work.

CONSENT CALENDAR (CONT'D)

4. **Subject: Service Agreement With Interim Police Chief (440.03)**

Recommendation: That Council authorize the City Administrator to execute a service agreement with John Crombach to act as Interim Police Chief, subject to Mr. Crombach's prior successful completion of a background investigation and other required pre-employment examinations.

5. **Subject: Set A Date For Public Hearing Regarding Appeal Of Architectural Board Of Review Approval For 1818 Castillo Street (640.07)**

Recommendation: That Council:

- A. Set the date of March 8, 2016, at 2:00 p.m. for hearing the appeal filed by Eric and Elenor Wernicke of the Architectural Board of Review's project design approval of an application for property owned by DB Partners and located at 1818 Castillo Street, Assessor's Parcel No. 027-012-023, R-4 Hotel-Motel-Multiple Residential Zone, General Plan Designation: Residential (15-27 dwelling units/acre). The project proposes the demolition of existing buildings and the construction of a two-unit, two-story duplex and a five-unit two- and partial three-story residential apartment building under the Average Unit Size Density Incentive Program. The seven-unit project will comprise 2 two-bedroom units and 5 three-bedroom units totaling 6,609 square feet. The 12,656 square-foot parcel is designated as Medium-High Density with a maximum average density allowed of 945 square feet per unit; the average unit size for this project will be 944 square feet. There will be eight uncovered parking spaces, including one accessible parking space between the two proposed buildings along the southerly property line; and
- B. Set the date of March 7, 2016, at 1:30 p.m. for a site visit to the property located at 1818 Castillo Street.

NOTICES

6. The City Clerk has on Thursday, February 4, 2016, 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.
7. Cancellation of the regular City Council meeting of February 16, 2016.

This concludes the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

8. Subject: Amendment To The Noise Ordinance Defining Noise Disturbance And Administrative Citations For Violations (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 Chapter 9.16 of the Santa Barbara Municipal Code in its Entirety Pertaining to Noise.

PUBLIC WORKS DEPARTMENT

9. Subject: Contract For Storage Of Pass-Through Water In Lake Cachuma (540.10)

Recommendation: That Council authorize the Public Works Director to negotiate and execute a Warren Act contract with the U.S. Bureau of Reclamation, in a form approved by the City Attorney, to provide for the storage and conveyance of a portion of the City's Gibraltar Reservoir water as non-project water in and through Cachuma Project facilities, pursuant to the provisions of the 1989 Upper Santa Ynez River Operations Agreement.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

PUBLIC COMMENT (IF NECESSARY)

CLOSED SESSIONS

10. Subject: Conference With City Attorney - Existing And Anticipated Litigation (160.03)

Recommendation: That Council:

- A. Hold a closed session to confer with the City Attorney regarding existing litigation pursuant to Government Code section 54956.9(d)(1), and take appropriate action as needed.

The existing litigation is:

- *Ron Bochner v. City of Santa Barbara*, SBSC Case No. 15CV02939

(Cont'd)

CLOSED SESSIONS (CONT'D)

10. (Cont'd)

- *Linda Curtiss v. City of Santa Barbara, et al.*, SBSC Case No. 15CV00345
- *Debra A. Corral, et al. v. City of Santa Barbara*, SBSC Case No. 1466439; Related to Case No. 1343636
- *Patricia Dzukola v. City of Santa Barbara*, SBSC Case No. 15CV04677
- *Nestor Galvan v. City of Santa Barbara, et al.*, SBSC Case No. 15CV00968
- *Susan Guerguy v. City of Santa Barbara*, SBSC Case No. 15CV04677
- *Silbia Limon v. City of Santa Barbara, et al.*, SBSC Case No. 15CV00135
- *Trevor Martinson, et al. v. City of Santa Barbara, et al.*, SBSC Case No. 15CV044465
- *Lizette Padilla-Lee v. Lux; Lux v. City of Santa Barbara*, SBSC Case No. 1486999
- *Toni M. Reyes v. City of Santa Barbara, et al.*, SBSC Case No. 1416050
- *Andrew Furst v. City of Santa Barbara, et al.*, USDC Case No. 5:15-CV-02428 VAP(SPx)
- *Jesus Reyes Herrera v. City of Santa Barbara, et al.*, USDC Case No. 2:15-CV-08402 DMG(PLAx)
- *Travis Middleton v. Santa Barbara Police Department, et al.*, USDC Case No. CV15-09818 SVW(AGR)
- *Home on Wheels, et al. v. City of Santa Barbara*, COA Case No. 2656630
- *Rolland Jacks v. City of Santa Barbara, et al.*, COA Case No. B253474
- *Passion Moore v. City of Santa Barbara, et al.*, COA Case No. 15-55316
- *Jun Yang v. City of Santa Barbara*, COA Case No. B267587
- *City of Santa Barbara v. Virginia Castagnola, et al.*, SBSC Case No. 1469840

- B. Hold a closed session to confer with the City Attorney regarding anticipated litigation pursuant to Government Code section 54956.9(d)(2)&(3), and take appropriate action as needed.

The anticipated litigation is based upon:

- Significant exposure to litigation arising out of the tort claim of David Anduri, Sr.
- Significant exposure to litigation arising out of the claim of Kendra L. Feshbach
- Significant exposure to litigation arising out of the claim of Jennifer McKenzie

(Cont'd)

CLOSED SESSIONS (CONT'D)

10. (Cont'd)

- C. Hold a closed session to confer with the City Attorney regarding anticipated litigation pursuant to Government Code section 54956.9(d)(2)&(e)(2), and take appropriate action as needed.

The anticipated litigation is based upon:

- Significant exposure to litigation arising out of water main break related damage to U.S. Route 101.

Scheduling: Duration, 60 minutes; anytime

Report: None anticipated

ADJOURNMENT