

**CITY OF SANTA BARBARA  
CITY COUNCIL**

**Helene Schneider**  
*Mayor*  
**Bendy White**  
*Mayor Pro Tempore*  
**Randy Rowse**  
*Ordinance Committee Chair*  
**Gregg Hart**  
*Finance Committee Chair*  
**Jason Dominguez**  
**Frank Hotchkiss**  
**Cathy Murillo**



**Paul Casey**  
*City Administrator*

**Ariel Pierre Calonne**  
*City Attorney*

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

**MARCH 8, 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](http://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: Minutes**

Recommendation: That Council waive further reading and approve the minutes of the special meeting of February 17, 2016.

**2. Subject: Introduction Of Ordinance For Lease Agreement With Allied Voyage, LLC, Doing Business As Ocean Aire Marine Electronics - Located At 125 Harbor Way, #7 (330.04)**

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Five-Year Lease Agreement with One Five-Year Option with Allied Voyage, LLC, Doing Business As Ocean Aire, at an Average Initial Base Rent of \$1,200 Per Month, for the 339 Square-Foot Office Space Located at 125 Harbor Way, Suite #7, Effective April 15, 2016.

**3. Subject: Agreement To Use Recycled Water For Irrigation At 706 East Haley (540.13)**

Recommendation: That Council approve an Agreement to Use Recycled Water between the City of Santa Barbara and Santa Barbara Land Co., LLC, a California Limited Liability Corporation, for purchase, use, and delivery of the City's recycled water to 706 East Haley.

## CONSENT CALENDAR (CONT'D)

**4. Subject: Five-Year Lease Agreement With The Blue Water Hunter Dive Shop Located At 117-D Harbor Way (330.04)**

Recommendation: That Council approve a five-year lease agreement with Andrew M. Taylor, a Sole Proprietor, doing business as The Blue Water Hunter, at an initial base rent of \$2,430.50 per month, for the 878 square-foot lease space located at 117-D Harbor Way.

**5. Subject: Contract For Construction Of The Americans With Disabilities Act Ramp At Oak Park Pool Project (570.05)**

Recommendation: That Council award a contract to Arroyo Seco Construction in their low bid amount of \$65,400 for construction of the Americans with Disabilities Act (ADA) Ramp at Oak Park Pool Project, Bid No. 3813, and authorize the Parks and Recreation Director to execute the contract and approve expenditures up to \$6,540 for any unanticipated work.

**6. Subject: Extension Of The Professional Services Agreement With Garden State Fireworks For July Fourth And Parade Of Lights Fireworks Displays (570.03)**

Recommendation: That Council authorize the Waterfront Director to exercise the renewal terms on the Professional Services Agreement with Garden State Fireworks for the 2016-2019 July Fourth and Parade of Lights Fireworks Displays.

**7. Subject: Preferential Parking Along The South Side Of Cabrillo Boulevard For Land And Sea Tours (Land Shark) (550.08)**

Recommendation: That Council approve an application for preferential parking by Land and Sea Tours until such time that Council terminates the privilege, or the applicant no longer meets the requirements of Santa Barbara Municipal Code Section 10.44.250, or Santa Barbara Municipal Code Section 10.44.250 is updated.

## **CONSENT CALENDAR (CONT'D)**

### **8. Subject: Contract For Construction Of The Quarantina Street Permeable Pavers Project (530.04)**

Recommendation: That Council:

- A. Award a contract with Brough Construction, Inc., waiving minor irregularities, in their low bid amount of \$1,491,943 for construction of the Low Impact Development Demonstration Streets, Sidewalks, and Alleys Project - Phase II, Bid No. 3783; and authorize the Public Works Director to execute the contract and approve expenditures up to \$149,194 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;
- B. Approve a transfer of reserves in the amount of \$461,473 from the Creeks Operating Fund to the Creeks Capital Fund; and
- C. Increase appropriations and estimated revenues by \$461,473 in the Creeks Capital Fund to cover the cost of the City's matching requirement for the Proposition 84 Grant that will be used to fund the Project.

## NOTICES

- 9. The City Clerk has on Thursday, March 3, 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.

**This concludes the Consent Calendar.**

## **CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS**

### CITY ATTORNEY

### **10. Subject: Reintroduction Of Noise Ordinance Amendments (630.09)**

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.

## **CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)**

### **PUBLIC WORKS DEPARTMENT**

**11. Subject: Policy Direction For The Fiscal Year 2017 Water Rate Study (540.11)**

Recommendation: That Council receive a presentation and provide direction on assumptions for the Fiscal Year 2017 Water Rate Study, specifically for the planned reserves management during continued drought conditions.

### **PUBLIC HEARINGS**

#### **QUASI-JUDICIAL HEARING RULES APPLY TO THE FOLLOWING AGENDA ITEM**

**12. Subject: Appeal Of Architectural Board Of Review Project Design Approval Of A New Seven-Unit Apartment Building At 1818 Castillo Street (640.07)**

Recommendation: That Council:

- A. Deny the appeal of Eric and Elenor Wernicke of the Architectural Board of Review's decision to grant Project Design Approval for the proposed new seven-unit apartment building; and
- B. Direct Staff to return to Council with Decision and Findings reflecting the outcome of the appeal.

### **COUNCIL AND STAFF COMMUNICATIONS**

### **COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

### **PUBLIC COMMENT (IF NECESSARY)**

### **CLOSED SESSIONS**

**13. Subject: Conference With City Attorney - Anticipated Litigation (160.03)**

Recommendation: That Council hold a closed session to decide whether to authorize the initiation of litigation (one potential case) pursuant to Government Code sections 54956.9(d)(4) and take appropriate action as needed.

Scheduling: Duration, 15 minutes; anytime

Report: None

### **ADJOURNMENT**