

**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 22, 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.

## ORDER OF BUSINESS

2:00 p.m. - City Council Meeting Begins  
5:00 p.m. - Recess  
6:00 p.m. - City Council Meeting Reconvenes

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

#### CALL TO ORDER

#### PLEDGE OF ALLEGIANCE

#### ROLL CALL

#### CHANGES TO THE AGENDA

#### PUBLIC COMMENT

#### CONSENT CALENDAR

#### CITY COUNCIL

##### 1. Minutes

Recommendation: That Council waive further reading and approve the minutes of the regular meetings of February 23 and March 1, 2016.

##### 2. **Subject: Municipal Code Amendment To Allow The Combination Of Discrete Water, Sewer And Refuse Services Onto One Utility Bill (210.01)**

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Section 7.16.320, Billing and Collection, of the Santa Barbara Municipal Code to Allow the City, At Its Own Discretion, to Join Discrete Water, Sewer and/or Refuse Accounts When the Discrete Accounts Contain Corresponding Customer Identification Information and Corresponding Service Locations.

## CONSENT CALENDAR (CONT'D)

### CITY COUNCIL (CONT'D)

**3. Subject: Resolution For Grant Agreement For Las Positas Creek Restoration Project (540.14)**

Recommendation: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving the Acceptance of a \$1,000,000 Urban Streams Restoration Program Grant and Designating a Project Representative, Contract Manager, and Fiscal Agent; and
- B. Authorize an increase in appropriations and estimated revenues by \$1,000,000 in the Creeks Capital Fund for the Las Positas Creek Restoration Project, to be funded from the Urban Streams Restoration Program Grant.

**4. Subject: Agreement With Infax, Inc., For Flight Information Display System In The Rickard Terminal Building (560.01)**

Recommendation: That Council authorize the Airport Director to execute an Access and Use Permit Agreement with Infax, Inc., to provide the City of Santa Barbara a cloud-based multiuser flight/baggage information display system for a five-year term, for an anticipated cost of \$49,036 with a 10% contingency, resulting in a not-to-exceed amount of \$53,940.

**5. Subject: Purchase Of A New Council Document And Agenda Management System (170.04)**

Recommendation: That Council:

- A. Approve a professional services agreement with Konica Minolta Business Solutions U.S.A., Inc., for the acquisition and implementation of the Hyland OnBase Document and Agenda Management System, in an amount not to exceed \$228,948, and approve an additional \$22,895 for contingency costs that may be necessary during the implementation;
- B. Appropriate \$53,588 from the Capital Reserve Account for Technology Upgrades to the Community Development Department's Building and Safety Division's Fiscal Year 2016 budget to cover a portion of this agreement; and
- C. Appropriate \$55,340 from Information Systems Capital Reserves to the Fiscal Year 2016 Information Systems budget to cover a portion of this agreement.

## CONSENT CALENDAR (CONT'D)

### SUCCESSOR AGENCY

#### **6. Subject: Contracts For Remaining Successor Agency Funds For The Temporary Relocation Of The 9-1-1 Call Center (520.04)**

Recommendation: That Council:

- A. Authorize the Executive Director of the Successor Agency to execute a contract with the Police Department in the amount of \$65,000 for the purchase and installation of information technology hardware to provide redundancy to the new operating network system that was installed when the 9-1-1 Call Center moved locations;
- B. Authorize the Executive Director of the Successor Agency to execute a contract with the City's Downtown Parking Program in the amount of \$12,313.40 to provide required construction renovations to the second floor of the Granada Garage offices located at 1221 Anacapa Street related to the relocation of the 9-1-1 Call Center; and
- C. Authorize the Executive Director of the Successor Agency to increase Contract No. 24,698 with the Facilities Division by \$10,000, for a total of \$54,000, to relocate the existing Toshiba Battery Backup System (UPS) from the Police Department location at 215 East Figueroa Street to the Central Library located at 40 East Anapamu, in order to serve the relocated 9-1-1 Call Center.

### NOTICES

7. The City Clerk has on Thursday, March 17, 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.
8. Recruitment For City Advisory Groups:
  - A. The City Clerk's Office will accept applications through Monday, May 2, 2016, at 5:30 p.m. to fill scheduled vacancies on various City Advisory Groups and the unscheduled vacancies resulting from resignations received in the City Clerk's Office through Tuesday, March 29, 2016;
  - B. The City Council will conduct interviews of applicants for vacancies on various City Advisory Groups on Tuesday, May 17, 2016, at 4:00 p.m. (Estimated Time), Tuesday, May 24, 2016, at 4:00 p.m. (Estimated Time), and Tuesday, June 14, 2016, at 6:00 p.m. ; and
  - C. The City Council will make appointments to fill the vacancies on various City Advisory Groups on Tuesday, June 28, 2016.

**This concludes the Consent Calendar.**

## CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

### CITY ADMINISTRATOR

**9. Subject: Presentation Of Southern California Edison Reliability Program (380.01)**

Recommendation: That Council receive a presentation by Southern California Edison on their Downtown Santa Barbara Reliability Project.

### PUBLIC WORKS DEPARTMENT

**10. Subject: Contract For Construction Of El Estero Wastewater Treatment Plant Secondary Process Improvements Project (540.13)**

Recommendation: That Council:

- A. Increase estimated revenues and appropriations in the Wastewater State Revolving Fund Installment Sale Agreement Fund by \$2,506,426 to construct the El Estero Wastewater Treatment Plant Secondary Process Improvements Project, for a total amount of \$31,438,033, to be funded by State Revolving Fund Installment Sale Agreement proceeds;
- B. Waive minor bid irregularities and award a contract with Stanek Constructors, Inc., in their low bid amount of \$21,710,000 for construction of the El Estero Wastewater Treatment Plant Secondary Process Improvements Project, Bid No. 3737, and authorize the Public Works Director to execute the contract and approve expenditures up to \$2,171,000 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;
- C. Authorize the Public Works Director to execute a contract with MNS Engineers, Inc., in the amount of \$2,490,300 for construction management services, and approve expenditures of up to \$249,030 for extra services of MNS Engineers, Inc., that may result from necessary changes in the scope of work;
- D. Authorize the Public Works Director to execute a contract with Brown and Caldwell in the amount of \$1,655,108 for construction support services, and approve expenditures of up to \$165,510 for extra services of Brown and Caldwell that may result from necessary changes in the scope of work; and
- E. Authorize the Public Works Director to execute a contract with Dudek in the amount of \$62,211.16 for environmental monitoring and support services, and approve expenditures of up to \$6,221 for extra services of Dudek that may result from necessary changes in the scope of work.

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

### **PUBLIC WORKS DEPARTMENT (CONT'D)**

**11. Subject: Stage Three Drought Update (540.05)**

Recommendation: That Council receive an update on the status of the current drought, drought-response capital projects, and continuing conservation efforts.

**12. Subject: Subsurface Desalination Intake Initial Screening Analysis And Potable Reuse Feasibility Study Status Report Update (540.10)**

Recommendation: That Council receive an update on the status of the Subsurface Desalination Intake Initial Screening Analysis and Potable Reuse Feasibility Study.

## **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 consider anticipated litigation pursuant to subsections 54956.9(d)(2) and (e)(2) of the Government Code and take appropriate action as needed. Significant exposure to litigation arising out of potential design error and contract dispute for the El Estero Waste Water Treatment Plant Tertiary Filtration Project with Schock Contracting Corporation.

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

### **RECESS**

## **EVENING SESSION**

**RECONVENE**

**ROLL CALL**

**PUBLIC COMMENT**

**PUBLIC HEARINGS**

**14. Subject: Community Development And Human Services Committee Recommendations For Fiscal Year 2017 And Annual Action Plan Public Hearing (610.05)**

Recommendation: That Council:

- A. Approve the Fiscal Year 2017 funding recommendations of the Community Development and Human Services Committee for use of Human Services and Community Development Block Grant funds;
- B. Authorize the Community Development Director to negotiate and execute grant agreements implementing the funding recommendations, subject to the review as to form by the City Attorney; and
- C. Conduct a public hearing to obtain input on the City's Annual Action Plan for Fiscal Year 2017.

**ADJOURNMENT**



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING February 23, 2016 COUNCIL CHAMBER, 735 ANACAPA STREET

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### CALL TO ORDER

Mayor Helene Schneider called the meeting to order at 2:00 p.m. (The Finance Committee met at 12:30 p.m. The Ordinance Committee, which ordinarily meets at 12:30 p.m., did not meet on this date.)

### PLEDGE OF ALLEGIANCE

Mayor Schneider.

### ROLL CALL

Councilmembers present: Jason Dominguez, Gregg Hart, Frank Hotchkiss, Cathy Murillo, Randy Rowse, Bendy White, Mayor Schneider.

Councilmembers absent: None.

Staff present: City Administrator Paul Casey, City Attorney Ariel Pierre Calonne, Deputy City Clerk Deborah L. Applegate.

### CHANGES TO THE AGENDA

#### Item Removed from Agenda

City Administrator Casey stated that the following item was being removed from the Agenda:

**16. Subject: Reserve Management 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.

(Cont'd)

**16. (Cont'd)**

Motion:

Councilmembers Murillo/Rowse to remove Item No. 16 from the agenda and bring it back to Council at a future date.

Vote:

Unanimous voice vote.

**PUBLIC COMMENT**

Speakers: Matt Dies, VOW4MAL; Ryan Todey, VOW4MAL; Matt Moore, VOW4MAL; Bram Vandereist, VOW4MAL; Joyce Dudley, VOW4MAL; Don Goldberg, VOW4MAL; Officer Jonathan Gutierrez, California Highway Patrol; Tom Widroe, City Watch; Reverend Arthur Stevens; Judy Stevens; Jean Alexander; Pete Dal Bello; Melody Joy Baker; Dr. Anna Kokotovic; Phil Walker; Kenneth Loch; Robert Burke; Jennifer Bergguirt; Lizzie Rodriguez, Restorative Community Network.

**CONSENT CALENDAR (Item Nos. 1 – 12)**

The titles of the ordinances and resolutions related to Consent Calendar items were read.

Motion:

Councilmembers Hart/White to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

**1. Subject: Minutes**

Recommendation: That Council waive further reading and approve the minutes of the regular meetings of January 26 and February 2, 2016, and the cancelled regular meeting of February 16, 2016.

Action: Approved the recommendation.

**2. Subject: Amendment To Legal Services Agreement With Best, Best & Krieger For Litigation Services In City of Santa Barbara v. Virginia Castagnola-Hunter, et al. (160.03)**

Recommendation: That Council authorize the City Attorney to execute the first amendment to the legal service agreement with Best, Best & Krieger, LLP, Contract No. 25,032, to increase the total not to exceed amount from \$200,000 to as much as \$450,000, for special legal services to the City on matters related to the Cabrillo Bridge Replacement Project. This matter has been settled, so we will be closing this agreement as soon as the final settlement-related actions are complete.

(Cont'd)

**2. (Cont'd)**

Action: Approved the recommendation; Agreement No. 25,032.1 (February 23, 2016, report from the City Attorney).

**3. Subject: January 2016 Investment Report (260.02)**

Recommendation: That Council accept the January 2016 Investment Report.

Action: Approved the recommendation (February 23, 2016, report from the Finance Director).

**4. Subject: Two-Year Lease Agreement With The Harbor Mail Center Located At 125 Harbor Way #6 (570.04)**

Recommendation: That City Council approve a two-year lease agreement with Jacque Bertrand and David Villazana, doing business as Harbor Mail Center, at an average initial base rent of \$468.75 per month for the 140 square foot lease space located at 125 Harbor Way #6.

Action: Approved the recommendation; Agreement No. 25,430 (February 23, 2016, report from the Waterfront Director).

**5. Subject: Ordinance Extending Lease Agreements With Santa Barbara Unified School District For Fire Station No. Five And Eastside Library (570.04)**

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Authorizing the City Administrator to Execute Amendments Extending the Term of Lease Agreement No. 4,840, for Use and Maintenance of Fire Station No. 5 with the Santa Barbara Unified School District, and Lease Agreement No. 24,336 with the Santa Barbara Unified School District for its use of a portion of the Eastside Library and Franklin Center real property, both through April 30, 2018.

Action: Approved the recommendation (February 23, 2016, report from the Administrative Services Director; proposed ordinance).

**6. Subject: Donations For The Andrée Clark Bird Refuge Stretch Area Project (570.08)**

Recommendation: That Council increase appropriations and estimated revenues by \$20,000 in the Fiscal Year (FY) 2016 Parks and Recreation Capital Improvement Fund for the Andrée Clark Bird Refuge Stretch Area Project (Project) funded from two \$10,000 donations, one from the PARC Foundation and the second from Mr. and Mrs. McIntosh.

(Cont'd)

**6. (Cont'd)**

Action: Approved the recommendation (February 23, 2016, report from the Parks and Recreation Director).

**7. Subject: Professional Services Agreement With Van Sande Structural Consultants, Inc., For The Kids World Renovation Project (570.05)**

Recommendation: That Council:

- A. Authorize the Parks and Recreation Director to execute a professional services agreement with Van Sande Structural Consultants, Inc. in the amount of \$86,150.88 to complete Schematic Design, Design Development and Construction Documents for the permitting and repair of the Kids World Renovation Project; and
- B. Authorize the Parks and Recreation Director to approve additional expenditures up to \$8,615 to cover any cost increases that may result from necessary changes in the scope of work.

Action: Approved the recommendations; Agreement No. 25,431 (February 23, 2016, report from the Parks and Recreation Director).

**8. Subject: Resolution Authorizing Agreement With California Department Of Transportation For The Lower State Street Railroad Crossing Improvement Project (700.05)**

Recommendation: That Council:

- A. Accept Section 130 Program grant funding in the amount of \$526,500 for the Lower State Street Railroad Crossing Improvement Project;
- B. Authorize an increase in appropriations and estimated revenues related to the Section 130 Program grant funding in the Fiscal Year 2016 Streets Grant Fund; and
- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Public Works Director to Execute Service Contract No. 75LX287, and Any Other Related Agreements or Amendments, Subject to Approval as to Form by the City Attorney, with the California Department of Transportation for the Lower State Street Railroad Crossing Improvement Project.

Action: Approved the recommendations; Resolution No. 16-007; Agreement No. 25,432 (February 23, 2016, report from the Public Works Director; proposed resolution).

**9. Subject: Introduction Of An Ordinance For A Lease Agreement With Chandlery On The Breakwater, Inc. (570.03)**

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Five-Year Lease Agreement with One Five-Year Option with Chandlery on the Breakwater, Inc., at an Average Initial Base Rent of \$1,541.15 per Month, For the Premises Located at 125 Harbor Way, Suites #3, 4, and 5, Effective April 1, 2016.

Action: Approved the recommendation (February 23, 2016, report from the Waterfront Director; proposed ordinance).

**10. Subject: Contract For El Estero Work Order Management System Replacement (540.13)**

Recommendation: That Council:

- A. Authorize the Public Works Director to execute a City Professional Services Contract with Maintenance Connection, Inc., in the amount of \$166,879.94 to replace the Computerized Maintenance Management System at El Estero Wastewater Treatment Plant; and
- B. Authorize the General Services Manager to issue subsequent annual Purchase Orders to Maintenance Connection, Inc., for software support and maintenance, through Fiscal Year 2020 in an annual amount not to exceed \$11,396.94 per fiscal year, subject to budget appropriation.

Action: Approved the recommendations; Agreement No. 25,433 (February 23, 2016, report from the Public Works Director).

**11. Subject: Library Positions And Salary Control Fiscal Year 2016 Resolution (570.04)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing the Number of Full and Part Time Library Department Positions and Salary Control for Fiscal Year 2016, Effective July 14, 2015, and Rescinding Resolution No. 15-056.

Action: Approved the recommendation; Resolution No. 16-008 (February 23, 2016, report from the Library Director; proposed resolution).

**NOTICES**

- 12. The City Clerk has on Thursday, February 18, 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 concluded the Consent Calendar.

## REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Gregg Hart reported that the Committee met to hear: 1) the loan restatement request on property located at 1018-1028 Castillo Street; and 2) the Fiscal Year 2016 Mid-Year Review. Staff will make a presentation regarding the Fiscal Year 2016 Mid-Year Review to the full Council as part of Agenda Item No. 14.

## CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

### COMMUNITY DEVELOPMENT DEPARTMENT

#### **13. Subject: El Nino Homeless Day Center Funding Request (660.04)**

Recommendation: That the City Council allocate \$30,000 from the General Fund appropriated reserves to the Community Development Department to reimburse the County of Santa Barbara for one-half of the costs associated with the provision of El Nino Homeless Day Center services between February 1 and April 30, 2016.

Documents:

- February 23, 2016, report from the Community Development Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Community Development Business Manager Sue Gray.
- Members of the Public: Reverend Julia Hamilton, Unitarian Society; Tom Widroe, Santa Barbara City Watch.

Motion:

Councilmembers Murillo/Hart to approve the recommendation.

Vote:

Unanimous voice vote.

### FINANCE DEPARTMENT

#### **14. Subject: Fiscal Year 2016 Mid-Year Review (230.05)**

Recommendation: That Council:

- A. Hear a report from staff on the status of revenues and expenditures in relation to budget for the six months ended December 31, 2015;
- B. Accept the Fiscal Year 2016 Interim Financial Statements for the Six Months Ended December 31, 2015; and
- C. Approve the proposed mid-year adjustments to Fiscal Year 2016 appropriations and estimated revenues as detailed in the attached schedule of Proposed Mid-Year Adjustments.

(Cont'd)

**14. (Cont'd)**

Documents:

- February 23, 2016, report from the Finance Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Treasury Manager Julie Nemes; Accounting Manager Jennifer Tomaszewski.

Motion:

Councilmembers Hotchkiss/Hart to approve recommendations B and C.

Vote:

Unanimous voice vote.

PUBLIC WORKS DEPARTMENT

**15. Subject: Stage Three Drought Update (540.05)**

Recommendation: The Council receive an update on the status of the current drought, drought-response capital projects, and continuing conservation efforts.

Documents:

- February 23, 2016, report from the Public Works Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Water Resources Manager Joshua Haggmark, Water Conservation Specialist Madeline Ward.

Councilmembers heard the report and their questions were answered.

**PUBLIC HEARING**

**17. Subject: Public Hearing For The 2016 Downtown And Old Town Business Improvement Districts Assessments (290.00)**

Recommendation: That Council:

- Conduct a public hearing and consider appropriate protests to the renewal of the Downtown and Old Town Business Improvement Districts Assessments for 2016, as required under the California Parking and Business Improvement Area Law of 1989; and
- Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Confirming the Fiscal Year 2016 Downtown and Old Town Business Improvement District Annual Assessment Report and Renewing the Downtown Business Improvement District and Old Town Business Improvement District Assessments for 2016. (Cont'd)

## 17. (Cont'd)

### Documents:

- February 23, 2016, report from the City Administrator.
- Proposed Resolution.
- PowerPoint presentation prepared and made by Staff.
- Affidavit of Publication.

The title of the proposed resolution was read.

Councilmembers Randy Rowse and Frank Hotchkiss stated they would recuse themselves from participating in this item due to conflicts of interest related to owning or operating a business located within the districts.

Councilmembers Rowse and Hotchkiss left the meeting at 4:18 p.m.

### Public Comment Opened:

4:19 p.m.

### Speakers:

Staff: Assistant to the City Administrator Nina Johnson.

### Public Comment Closed:

4:23 p.m.

### Motion:

Councilmembers Hart/Murillo to approve the recommendation; Resolution No. 16-009.

### Vote:

Unanimous roll call vote.

Councilmembers Rowse and Hotchkiss returned to the meeting at 4:24 p.m.

## **COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

### Information:

- Mayor Schneider acknowledged the passing of George Gaynes, father of former Santa Barbara Councilwoman Iya Falcone, and the passing of former Santa Barbara Councilman Harold "Rusty" Fairly.
- Councilmember Murillo reported on her attendance at: 1) the Westside Community Group Meeting where she acknowledged the afterschool program "AOK"; 2) the ribbon cutting ceremony for the Cota Street Bridge; and 3) Robert Scheer's lecture entitled "War, Peace, Truth and the Media".

(Cont'd)

## **COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS (CONT'D)**

Information (Cont'd):

- Councilmember White commented that the current managers of the Cachuma Operation and Maintenance Board and Central Coast Water Authority have announced their retirement or intent to retire.
- Councilmember Dominguez reported on his attendance at the following meetings: 1) Access Advisory Committee; 2) Neighborhood Advisory Council; 3) Single Family Design Board; and 4) Coast Village Road Association.

## **RECESS**

4:25 p.m. – 6:00 p.m.

Mayor Schneider presiding.

Councilmembers present: Dominguez, Hart, Hotchkiss, Murillo, Rowse, White, Mayor Schneider.

Staff present: City Administrator Casey, City Attorney Calonne, Deputy City Clerk Applegate.

## **PUBLIC COMMENT**

No one indicated a desire to speak.

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

### PUBLIC WORKS DEPARTMENT

#### **18. Subject: Adoption Of The 2016 Santa Barbara Bicycle Master Plan (670.04)**

Recommendation: That Council:

- A. Adopt by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting the 2016 Santa Barbara Bicycle Master Plan, with the Exception of the Chino Bicycle Boulevard, and Direct the City Administrator to Seek Grant Funding Opportunities to Implement the Bicycle Master Plan; and
- B. Adopt by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending the 2016 Santa Barbara Bicycle Master Plan to Include the Chino Bicycle Boulevard as a Project.

Documents:

- February 23, 2016, report from the Public Works Director.
- Proposed resolutions.
- PowerPoint presentation prepared and made by Staff.
- February 17, 2016, letter from Terrie A. Furukawa.
- February 18, 2016, email from Eve Sanford.
- February 18, 2016, email from Ed France.

(Cont'd)

## 18. (Cont'd)

### Documents (Cont'd):

- February 18, 2016, email from Sigrid Wright.
- February 18, 2016, email from John Day and Ann Marie Konn.
- February 19, 2016, email from John Day and Ann Marie Konn (2).
- February 19, 2016, letter from SABOR.
- February 22, 2016, email from Kristen Santiago.
- February 22, 2016, email from Peter & Marsha Campiglio.
- February 22, 2016, email from Tim Mahoney.
- February 22, 2016, email from Catherine Bastug Vincenti.
- February 22, 2016, email from Catherine Bastug Vincenti (2).
- February 22, 2016, email from Judy Cota.
- February 22, 2016, email from Donn Longstreet.
- February 22, 2016, email from Holly Starley.
- February 22, 2016, email from Stella Larson.
- February 22, 2016, email from Sebastian Aldana, Jr.
- February 22, 2016, email from Jack Ucciferri.
- February 22, 2016, email from Jenna Stadler.
- February 22, 2016, email from Acacia Benton.
- February 22, 2016, email from Adamariz Rios.
- February 23, 2016, email from Aylin Casas.
- February 23, 2016, email from Luis Aguirre-Banos.
- February 23, 2016, email from James Padden-Rubin.
- February 23, 2016, email from Juvy Olsen.
- February 23, 2016, email from James Hurst.
- February 23, 2016, letter from Jeff Havlik.
- February 23, 2016, flier from James Hurst.
- February 23, 2016, letter and email from Nancy Gottlieb.
- February 23, 2016, email from Donald and Bonnie Vincent.
- February 23, 2016, email from Maggie Campbell.
- February 23, 2016, letter from Yvonne Ashton.
- February 23, 2016, letter from Elizabeth Moiso.
- February 23, 2016, letter from Scott Wenz.
- February 23, 2016, letter from Scott Wenz (2).
- February 23, 2016, letter from Anna Campbell.
- February 23, 2016, letter from Greg Hawkins.
- February 23, 2016, letter from John Campbell.
- February 23, 2016, letter from Sharon Wilson.
- February 23, 2016, letter from Mel Sahyon.
- February 23, 2016, letter from Irene Saltule.
- February 23, 2016, letter from Dora Anne Little.
- February 23, 2016, letter from Heather Campbell.
- February 23, 2016, letter from Bernard Terman.
- February 23, 2016, letter from Elizabeth Moiso (2).

(Cont'd)

**18. (Cont'd)**

The titles of the proposed resolutions were read.

Mayor Schneider stated she and Councilmember Murillo would recuse themselves from participating in the portion of the discussion relating to the Chino Street component of the Bicycle Master Plan due to the close proximity of their respective residences to Chino Street.

Discussion of the Bicycle Master Plan began with the Chino Street project excluded.

**Speakers:**

- Staff: Principal Transportation Planner Rob Dayton, Supervising Transportation Engineer Derek Bailey.
- Planning Commission: Commissioners Adison Thompson, John Campanella.
- Transportation and Circulation Committee: Members Cynthia Boche, Hillary Blackerby.
- Members of the Public: Tom Widroe, City Watch; Ed France; Matthew Bailey; Catherine Brozowski; Dr. Daniel Fishbein; Mike Suding; Pete Dal Bello; Robert Burke; Tom Becker; Virginia Milhoan; John Milhoan; Mark Christman; Nancy Gottlib; Terrie Furukawa; Gabrielle Johnson; Walter Larsen; Bernard Unterman; Camaron Clark; Amy Steinfeld; Steven Botts; Joe DeFirln; Brett Stone; Betsy Spaulding; Douglas Beard; Donn Longstreet; Dean Stewart; Bonnie Raisin; Katie Davis, Sierra Club; Carol Sipper; Alexander Rush Favacho; Jennifer Larsen; Leslie Sanderson; Cameron Gray, Community Environmental Council; Laurel Hall; Ben Ellenberger; Tom Reed, Unity Shoppe; Karen Mora, Accountability Plus; Jose Arturo Gallegos; Todd Amspoker, Micheltorena Neighborhood Association.

Recess: 8:44 p.m. – 9:55 p.m.

**Speakers (Cont'd):**

- Members of the Public (Cont'd): David Hodges; Grace Wilde; Woody Wilde; Scott Wenz, Cars Are Basic; Jamey Wagner; Robert Price; Kalon Kelley; Marvin Luzum; David Singh; Barry Remis; Catherine Mullin; Robert Bernstein; Martha Sadler, Sierra Club; Holly Starley; Laura Almengor, Dons Net Café and SBici; Erika Lindemann; Cade Harris; Je Goolsby; Jeff Rawlings; John Day, Micheltorena Neighborhood Organization; Heather Rose; Ken Yamamoto, Santa Barbara Bicycle Coalition; Robin Elander, SB Open Streets; David Campbell, Santa Barbara Bicycle Coalition; Eve Senford, Santa Barbara Bicycle Coalition; Jim Cadenhead;

(Cont'd)

**18. (Cont'd)**

Speakers (Cont'd):

- Members of the Public (Cont'd): David Nordahl; Vern McCascin; Howard Green; Riley Hubbell, Loatree; Sergio Garcia; Alan Kuhn; Kim Stanley; James Biega, Alliance SB, Inc.; Glenn Fisher; Simon Kiefer; Michael Kwan; Crystal Carlson; Tom Mitchell, Coronel Court Homeowners; John Holehouse, Micheltorena Neighborhood Association; Joey Juhasz-Lukoski; Gayle Nagy; Yvonne P. Ashton, Micheltorena Neighborhood Association.

Motion:

Councilmembers Murillo/White to direct staff to: 1) move forward with the Micheltorena component of the Bicycle Master Plan; 2) bring back to Council, at a future date, an analysis of legal issues and supporting documentation necessary to implement the Micheltorena component of the Bicycle Master Plan; 3) conduct additional analysis of the Bicycle Master Plan as requested by Council; and 4) refer parking mitigation measures, including on-demand parking apps, and additional bicycle parking to the Neighborhood Advisory Council (NAC), and to bring back the NAC's recommendations to Council.

Vote:

Majority voice vote (Noes: Councilmembers Hotchkiss, Rowse).

Motion:

Councilmembers White/Dominguez to direct staff to: 1) move forward with approval of the Bicycle Master Plan, without Chino Street and Cabrillo Boulevard; and 2) bring back to Council, at a future date, an analysis of legal issues and supporting documentation necessary to take action to implement the Bicycle Master Plan, without Chino Street and Cabrillo Boulevard.

Vote:

Majority voice vote (Noes: Councilmember Rowse).

Recess: 11:22 p.m. – 11:27 p.m. Mayor Schneider and Councilmember Murillo were absent when the Council reconvened. Mayor Pro Tempore White presided for the remainder of the meeting.

Discussion continued of the Bicycle Master Plan to include the Chino Street Bicycle Boulevard.

(Cont'd)

**18. (Cont'd)**

Speakers (Cont'd):

- Lily Bastug Vincenti; Jose Arturo Gallegos; Mary Lynn Schlomkowitz; Ed France.

Motion:

Councilmembers Hart/Dominguez to direct staff to: 1) move forward with approval of the Bicycle Master Plan, including Chino Street; and 2) bring back to Council, at a future date, an analysis of legal issues and supporting documentation necessary to take action to implement the Bicycle Master Plan, including Chino Street.

Vote:

Unanimous voice vote.

This item was adjourned to March 15, 2016, at 2:00 p.m.

**ADJOURNMENT**

Mayor Pro Tempore adjourned the meeting at 11:36 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE

\_\_\_\_\_  
HELENE SCHNEIDER  
MAYOR

ATTEST: \_\_\_\_\_  
DEBORAH L. APPEGATE  
DEPUTY CITY CLERK

\_\_\_\_\_  
HARWOOD WHITE  
MAYOR PRO TEMPORE

ATTEST: \_\_\_\_\_  
MATTHEW FORE  
ACTING CITY CLERK SERVICES  
MANAGER



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING March 1, 2016 COUNCIL CHAMBER, 735 ANACAPA STREET

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### CALL TO ORDER

Mayor Helene Schneider called the meeting to order at 2:00 p.m. (The Finance and Ordinance Committees met at 12:30 p.m.)

### PLEDGE OF ALLEGIANCE

Mayor Schneider.

### ROLL CALL

Councilmembers present: Jason Dominguez, Gregg Hart, Frank Hotchkiss, Cathy Murillo, Randy Rowse, Bendy White, Mayor Schneider.

Councilmembers absent: None.

Staff present: City Administrator Paul Casey, City Attorney Ariel Pierre Calonne, Deputy City Clerk Brenda Alcazar.

### CEREMONIAL ITEMS

**1. Subject: Proclamation Declaring Santa Barbara Museum Of Natural History's 100th Anniversary (120.04)**

Action: Proclamation presented to Luke Swetland, President/CEO, Santa Barbara Museum of Natural History.

**2. 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 March 31, 2016.

(Cont'd)

2. (Cont'd)

Documents:

March 1, 2016, report from the Administrative Services Director.

Speakers:

Staff: City Administrator Paul Casey.

By consensus, the Council approved the recommendation and the following employees were recognized:

10-Year Pin

Crystal Bedolla, Police Officer, Police Department  
Michael Cloonan, Senior Engineering Technician, Public Works Department  
Gary Gaston, Police Officer, Police Department  
Nicole Kasper, Building Inspector Aide, Community Development Department  
Michelle Sanchez, Accounting Assistant, Finance Department  
David Thornburgh, Senior Real Property Agent, Public Works Department

15-Year Pin

Barrett Hoffman, Fire Captain, Fire Department  
Chad Hunt, Police Officer, Police Department  
Robert Jensen, Fire Engineer, Fire Department  
Trevor Jones, Fire Engineer, Fire Department  
Bradley Waters, Fire Captain, Fire Department  
Matthew Wilson, Fire Captain, Fire Department  
Susan Young, Neighborhood and Outreach Services Supervisor I,  
Parks and Recreation Department

20-Year Pin

Carlos Lamas, Meter Reader/Water Distribution Operator II, Public Works Department  
Shaun Mapes, Fleet Services Technician I, Public Works Department  
Robert Samario, Finance Director, Finance Department

25-Year Pin

Fernando Banales, Streets Maintenance Worker II, Public Works Department  
John Booth, Streets Maintenance Worker II, Public Works Department  
Georgia Lopez, Streets Maintenance Coordinator, Public Works Department  
Leif Reynolds, Project Engineer II, Public Works Department

**PUBLIC COMMENT**

Speakers: Wayne Scoles; Pete Dal Bello; David Williams; Kenneth Loch; Aylin Casas and James Padden-Rubin, representing Anacapa School; Nancy Gottlieb, Micheltorena Neighborhood Association; Phil Walker; Tom Widroe, City Watch; Brooke Teal Robbins, Circular Economy Movement; Cruzito Herrera Cruz; Lanny Ebenstein.

## **CONSENT CALENDAR (Item Nos. 4 - 13)**

The titles of ordinances and resolutions related to Consent Calendar items were read.

Motion:

Councilmembers Rowse/White to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

### **3. Subject: Minutes**

Recommendation: That Council waive further reading and approve the minutes of the regular meeting of February 9, 2016.

Action: Approved the recommendation.

### **4. Subject: Adoption Of An Ordinance For A Lease Agreement With Chandlery On The Breakwater, Inc. (570.03)**

Recommendation: That Council 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 Chandlery on the Breakwater, Inc., at an Average Initial Base Rent of \$1,541.15 per Month, for the Premises Located at 125 Harbor Way, Suites #3, 4, and 5, Effective April 1, 2016.

Action: Approved the recommendation; Ordinance No. 5737; Agreement No. 25,434.

### **5. Subject: Adoption Of Ordinance Extending Lease Agreements With Santa Barbara Unified School District For Fire Station No. Five And Eastside Library (570.04)**

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Authorizing the City Administrator to Execute Amendments Extending the Term of Lease Agreement No. 4,840, for Use and Maintenance of Fire Station No. 5 with the Santa Barbara Unified School District, and Lease Agreement No. 24,336 with the Santa Barbara Unified School District for Its Use of a Portion of the Eastside Library and Franklin Center Real Property, Both Through April 30, 2018.

Action: Approved the recommendation; Ordinance No. 5738; Agreement Nos. 4,840.1 and 24,336.1.

**6. Subject: Grant From California State Parks Division Of Boating And Waterways For Replacement Of Pumpout Facilities (570.03)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Requesting a Grant in the Amount of \$73,000 from the California State Parks Division of Boating and Waterways for the Replacement of Boat Pumpout Facilities at Santa Barbara Harbor.

Action: Approved the recommendation; Resolution No. 16-010 (March 1, 2016, report from the Waterfront Director; proposed resolution).

**7. Subject: Resolution Accepting Grant Deed From The Trust For Public Land For Vacant Land Along Lower Arroyo Burro Watershed (330.03)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting a Grant Deed from the Trust for Public Land for Real Property Along the Lower Arroyo Burro Watershed.

Speakers:

Member of the Public: Tom Widroe, City Watch.

Action: Approved the recommendation; Resolution No. 16-011 (March 1, 2016, report from the City Attorney; proposed resolution).

**8. Subject: Award Of Independent Audit Contract Of The City's Financial Statements (220.03)**

Recommendation: That Council approve, and authorize the Finance Director to execute, an extension of the existing professional services agreement for two years with Lance, Soll & Lunghard, LLP, Certified Public Accountants (LSL), to perform independent audits of the City of Santa Barbara for the fiscal years ending June 30, 2016, and June 30, 2017, in a total two-year amount not to exceed \$140,714.

Action: Approved the recommendation; Agreement No. 23,809.3 (March 1, 2016, report from the Finance Director).

**9. Subject: State Grant Provided To Address Underage Drinking, Excessive Drinking, And Alcohol-Related Vehicle Accidents (520.04)**

Recommendation: That Council:

- A. Accept an additional \$1,832 for a total of \$30,330 from the County of Santa Barbara Alcohol, Drug, & Mental Health Services (ADMHS) Strategic Prevention Framework State Incentive Grant in order to address underage and excessive drinking, and alcohol-related motor vehicle accidents for Fiscal Year 2016; and

(Cont'd)

**9. (Cont'd)**

- B. Increase appropriations and estimated revenues by \$1,832 in the Police Miscellaneous Grants Fund for Fiscal Year 2016.

Action: Approved the recommendations (March 1, 2016, report from the Chief of Police).

**10. Subject: Loan Restatement Request On Property Located At 1018-1028 Castillo Street (Castillo Homes) (660.04)**

Recommendation: That Council:

- A. Approve a Restatement of a 1986 Loan Agreement funded with Redevelopment Agency Housing Set-aside Funds;  
B. Approve a Restatement of the Deed of Trust securing the Restated Loan Agreement;  
C. Approve Amendments to the Existing Affordability Covenant; and  
D. Authorize the Community Development Director to execute, subject to approval as to form by the City Attorney, such agreements and related City documents as necessary.

Action: Approved the recommendations (March 1, 2016, report from the Community Development Director).

**11. Subject: Amendment To The Professional Services Contract For Background Investigations Regarding Police Department Personnel (520.04)**

Recommendation: That Council authorize the Interim Chief of Police to execute an amendment to the professional services agreement with Sintra Group, increasing the contract from \$10,000 to \$50,000 to conduct background investigations for prospective Police Department personnel for Fiscal Year 2016.

Speakers:

Staff: City Administrator Paul Casey, Interim Chief of Police John Crombach.

Action: Approved the recommendation (March 1, 2016, report from the Interim Chief of Police).

**NOTICES**

12. The City Clerk has on Thursday, February 25, 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.

13. A City Council site visit is scheduled for Monday, March 7, 2016, at 1:30 p.m. to the property located at 1818 Castillo Street, which is the subject of an appeal hearing set for March 8, 2016, at 2:00 p.m. This concludes the Consent Calendar.

This concluded the Consent Calendar.

## **REPORT FROM THE FINANCE COMMITTEE**

Finance Committee Chair Gregg Hart reported that the Committee met in the first of a series of meetings to discuss options for increasing streets program infrastructure funding.

## **REPORT FROM THE ORDINANCE COMMITTEE**

Ordinance Committee Chair Randy Rowse reported that the Committee met to discuss an amendment to the Municipal Code to allow the billing department to combine water, sewer and refuse pickup onto one utility bill.

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

### CITY ATTORNEY

#### **14. Subject: Vacation Rental Enforcement Update (640.09)**

Recommendation: That Council review and receive a report from staff on the status of the City's enforcement efforts on vacation rentals.

#### Documents:

- March 1, 2016, report from the City Attorney.
- PowerPoint presentation prepared and made by Staff.
- February 28, 2016, letter and document from Allied Neighborhoods Association.
- February 29, 2016, letter from Sally Sphar.

#### Speakers:

- Staff: City Attorney Ariel Pierre Calonne, Senior Planner Danny Kato, Deputy City Attorney John Doimas, Treasury Manager Julie Nemes, City Administrator Paul Casey.
- Members of the Public: Tom Widroe, City Watch; Theo Kracke; Jenna Berg.

(Cont'd)

**14. (Cont'd)**

Discussion:

City Attorney Calonne made a presentation on the status of vacation rental enforcement processes, including legislative subpoenas and settlement agreements. He also spoke about research being conducted for ordinance revisions, the current staffing level for zoning enforcement, and he provided an update on zoning enforcement. Staff responded to questions from the Councilmembers.

PUBLIC WORKS DEPARTMENT

**15. Subject: Capital Improvement Program Status Report Second Quarter Fiscal Year 2016 (230.01)**

Recommendation: That Council accept the Capital Improvement Program Status Report for the Second Quarter of Fiscal Year 2016.

Documents:

- March 1, 2016, report from the Public Works Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

Staff: Public Works Director Rebecca Bjork, City Engineer Brian D'Amour.

Discussion:

Staff made a presentation on the Capital Improvement Program for the second quarter of Fiscal Year 2016, including an overview of the Engineering Division, highlights of projects completed, projects in construction, and projects in the design stage. Staff responded to questions from the Councilmembers.

By consensus, the Council accepted the report.

**COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

Information:

- Councilmember Hart reported on his attendance at the Fire and Police Commission meeting. He also attended the Allied Homeowners Association's meeting where they discussed vacation rental enforcement efforts.
- Councilmember Murillo spoke about her attendance at the following meetings/events: 1) Cyber Bullying Workshop sponsored by the Youth Council; Immigration Forum at Casa de la Raza; 3) Food Bank event; and 4) Living Wage Advisory Committee meeting.

(Cont'd)

Information (Cont'd):

- Councilmember White reported on his attendance at the Cachuma Operations and Maintenance Board where they provided an update on the oak trees mitigation effort and discussed the moving of the barge.
- Councilmember Dominguez said he attended, along with Councilmember Hart, the Cars Are Basic meeting, where they discussed various projects in the City and the County. He also helped judge a Mock Trial competition on Saturday.

**RECESS**

Mayor Schneider recessed the meeting at 4:06 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 16, and she stated that no reportable action is anticipated.

**CLOSED SESSIONS**

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

Recommendation: That Council hold a closed session to consider whether to initiate litigation (one potential case), pursuant to Government Code sections 54956.9(d)(4), arising out of damages incurred as a result of Southern California Edison's delay of the City's Punta Gorda Bridge Project.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

Documents:

March 1, 2016, report from the City Attorney.

Time: 4:07 p.m. – 4:25 p.m.

No report made.

**ADJOURNMENT**

Mayor Schneider adjourned the meeting at 4:15 p.m. to Monday, March 7, 2016, at 1:30 p.m. at 1818 Castillo Street.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE

\_\_\_\_\_ ATTEST: \_\_\_\_\_  
 HELENE SCHNEIDER MAYOR BRENDA ALCAZAR, CMC DEPUTY CITY CLERK



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** March 22, 2016

**TO:** Mayor and Councilmembers

**FROM:** Environmental Services Division, Finance Department

**SUBJECT:** Municipal Code Amendment To Allow The Combination Of Discrete Water, Sewer And Refuse Services Onto One Utility Bill

### **RECOMMENDATION:**

That Council introduce and subsequently adopt, An Ordinance of the Council of the City of Santa Barbara Amending Section 7.16.320, Billing and Collection, of the Santa Barbara Municipal Code to Allow the City, At Its Own Discretion, to Join Discrete Water, Sewer and/or Refuse Accounts When the Discrete Accounts Contain Corresponding Customer Identification Information and Corresponding Service Locations.

### **DISCUSSION:**

The City directly bills ratepayers for water, sewer and refuse services. Section 7.16.320 of the Municipal Code authorizes the City to include charges for refuse service on the same bill for water and sewer service. Over the past decade or more, water service was often established by the City, and trash service was established separately by the City's waste hauler(s), leading to the creation of hundreds of duplicate accounts in the City's Utility Billing System for the same customer at the same service location.

The existence of these duplicate accounts is inefficient and problematic for several reasons. Duplicate accounts: 1) increase the risk of data errors associated with utility billings; 2) complicate reporting and data management when extracting data from the system; and, 3) may lead to inconsistent treatment of delinquent utility bills. Whereas protocols for termination of service for delinquent water accounts are under the City's direct control, delinquent trash accounts are often pursued by MarBorg, the City's franchised refuse hauler, and other third-party collection agents whose practices may differ from those set forth in the Municipal Code.

Council Agenda Report

Municipal Code Amendment To Allow The Combination Of Discrete Water, Sewer  
And Refuse Services Onto One Utility Bill

March 22, 2016

Page 2

The recommended amendment to Section 7.16.320 of the Municipal Code would allow the City to combine approximately 1,930 discrete water, sewer and refuse accounts into 966 accounts.

This action would also improve the efficiency and accuracy of the City's Utility Billing database and would ensure consistent treatment of accounts.

Staff discussed this amendment to the Municipal Code with the Ordinance Committee on March 1, 2016. MarBorg, the City's franchised solid waste hauler, spoke in support of the recommended action. The Committee voted unanimously to support the staff recommendation to refer the item to the City Council for consideration and action. Since the meeting, at the suggestion of the City Attorney's Office, staff made one minor change to the draft Council resolution to make the language of the entire section consistent with the proposed change.

**BUDGET/FINANCIAL INFORMATION:**

There are no budget or financial impacts associated with this Council action.

**PREPARED BY:** Matthew R. Fore, Environmental Services Manager

**SUBMITTED BY:** Robert Samario, Finance Director

**APPROVED BY:** City Administrator's Office

ORDINANCE NO.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AMENDING SECTION 7.16.320, BILLING AND COLLECTION, OF THE SANTA BARBARA MUNICIPAL CODE TO ALLOW THE CITY, AT ITS OWN DISCRETION, TO JOIN DISCRETE WATER, SEWER AND/OR REFUSE ACCOUNTS WHEN THE DISCRETE ACCOUNTS CONTAIN CORRESPONDING CUSTOMER IDENTIFICATION INFORMATION AND CORRESPONDING SERVICE LOCATIONS

THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

Section 1. Section 7.16.320 of Chapter 7.16 of Title 7 of the Santa Barbara Municipal Code is amended to read as follows:

**7.16.320 Billing and Collection.**

The City shall cause the refuse billing of all commercial and residential occupants or owners to be made on suitable forms. ~~Refuse service charges on all accounts shall may be added to and collected with the charges for water and/or sewer service furnished by the City for said premises.~~ In cases where the same City utility customer receives multiple utility services (refuse, water, or sewer service, or any combination thereof) at the same service location, the charges for all utility services provided to the customer by the City at the particular service location shall be combined on the same bill. In such cases, the charges shall be billed upon the same bill as submitted for the charges for water service and/or sewer service and shall be due and payable bi-monthly at the same time and in the same manner that such charges for water and/or sewer service are due and payable; providing, however, separate bills are not to be prepared

COUNCIL INTRODUCTION DRAFT 03/22/16  
SHOWING CHANGES FROM CURRENT CODE

for residential premises which are not provided water and/or sewer service by the City. In the event of delinquency of twenty (20) days after presentation of billing for refuse service by the City to the service customer, the City may instruct the contractor to cease pickup of refuse, and may discontinue water service to the premises for which payment is delinquent. In such event, water and refuse services shall be resumed only upon payment of all arrearages for said services, plus a service resumption fee of fifteen dollars (\$15.00) for water turn-on as provided in Chapter 14.16 of this Code (Ord. 3990, 1979; Ord. 3568 §3, 1972.) as set by a resolution of the City Council.



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** March 22, 2016

**TO:** Mayor and Councilmembers

**FROM:** Creeks Division, Parks and Recreation Department

**SUBJECT:** Resolution For Grant Agreement For Las Positas Creek Restoration Project

**RECOMMENDATION:** That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving the Acceptance of a \$1,000,000 Urban Streams Restoration Program Grant and Designating a Project Representative, Contract Manager, and Fiscal Agent; and
- B. Authorize an increase in appropriations and estimated revenues by \$1,000,000 in the Creeks Capital Fund for the Las Positas Creek Restoration Project, to be funded from the Urban Streams Restoration Program Grant.

**DISCUSSION:**

Las Positas Creek is one of the major tributary creeks to Arroyo Burro. It is 1.3 miles long and flows from the Santa Barbara Golf Club, under Earl Warren Showgrounds and Highway 101, then along the west side of Las Positas Road, where it eventually flows into Arroyo Burro near the intersection of Las Positas Road and Veronica Springs Road. Las Positas Creek has been heavily modified by urban development, resulting in roughly half of the total length of natural waterway being converted to storm drain pipe or concrete drainage channel.

The Las Positas Creek Restoration Project (Project) is focused on improving water quality and habitat throughout the lower half of the creek. Removing the concrete, restoring a more natural stream bed, and establishing sycamores, oaks, and other riparian vegetation are primary Project goals. Reducing flooding in the area is also a major Project objective. Currently, all the homes in the Las Positas Place and Veronica Place cul-de-sacs are in the FEMA 100-year floodplain, with 18 of those homes sited in the regulatory floodway. Preliminary engineering analysis indicates the Project would decrease flood potential by widening the creek to accommodate larger creek flows.

In January 2015, the Creeks Division applied for a one million dollar (\$1,000,000) grant through the California Department of Water Resources Urban Streams Restoration Program (USRP). The City was awarded the grant on June 9, 2015. The City has finalized the grant agreement with the USRP and is now seeking Council approval to accept the grant funds.

The USRP also requires the City to partner with a non-profit organization. The Santa Barbara Urban Creeks Council agreed to partner with the City and is a co-signer on the grant agreement.

The Project is included in the Creeks Division Fiscal Year 2016 Six-Year Capital Improvement Plan and is identified in the City's General Plan as a possible implementation action to restore City creeks and improve water quality. The Creeks Division is currently developing preliminary and final design plans in coordination with the Las Positas Road Multiuse Path Project, soliciting FEMA approval, and pursuing additional grant funding opportunities.

A copy of the contract/agreement is available for public review in the City Clerk's Office. The City attorney has approved as to form.

**BUDGET/FINANCIAL INFORMATION:**

The total Project cost, including design and construction, is estimated to be \$2.8 million. The existing capital appropriation for the Project is \$1,161,920. The Creeks Division's Capital Improvement Program for Fiscal Year 2017 proposes an additional \$300,000 for a total of \$1,461,920 to fund Project design and construction. The Creeks Division will receive a one million dollar (\$1,000,000) grant from the Urban Streams Restoration Program for Project construction. The Creeks Division also has a pending grant application for \$500,000 with the California River Parkways Grant Program. With a successful award of this grant, a total of \$2,961,920 will be available for Project design and construction.

**SUSTAINABILITY IMPACT:**

This Project will restore native plants, improve water quality, and reduce flooding in Las Positas Creek, thereby improving water quality downstream in the Arroyo Burro Estuary, and the coastal ocean at Arroyo Burro Beach.

**PREPARED BY:** Cameron Benson, Creeks Restoration/Clean Water Manager

**SUBMITTED BY:** Jill E. Zachary, Parks and Recreation Director

**APPROVED BY:** City Administrator's Office

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA APPROVING THE ACCEPTANCE OF A \$1,000,000 URBAN STREAMS RESTORATION PROGRAM GRANT AND DESIGNATING A PROJECT REPRESENTATIVE, CONTRACT MANAGER, AND FISCAL AGENT

WHEREAS, the California Department of Water Resources, FloodSAFE Environmental Stewardship and Statewide Resources Office, Urban Streams Restoration Program has announced the availability of funds for grants;

WHEREAS, said grants are intended to help solve flooding and erosion problems in a way that provides environmental enhancement; and

WHEREAS, the City of Santa Barbara has proposed to enter a grant contract with the Santa Barbara Urban Creeks Council and the California Department of Water Resources.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SANTA BARBARA AS FOLLOWS:

SECTION 1. The joint contract with Santa Barbara Urban Creeks Council and California Department of Water Resources for an Urban Streams Restoration Program Grant is hereby authorized.

SECTION 2. We authorize the Parks and Recreation Director or her designee to accept and sign any contract for administration of the grant funds, and the Creeks Restoration/Clean Water Manager or his or her designee to act as Project Manager for the project. We hereby delegate authority to the Project Manager to manage the Agreement including the submission of invoices, and to delegate authority to others to provide management and support services required for performance of the work and administration of the Agreement.



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** March 22, 2016

**TO:** Mayor and Councilmembers

**FROM:** Airport Department - Certification / Operations

**SUBJECT:** Agreement With Infax, Inc., For Flight Information Display System In The Rickard Terminal Building

### **RECOMMENDATION:**

That Council authorize the Airport Director to execute an Access and Use Permit Agreement with Infax, Inc., to provide the City of Santa Barbara a cloud-based multiuser flight/baggage information display system for a five-year term, for an anticipated cost of \$49,036 with a 10% contingency, resulting in a not-to exceed-amount of \$53,940.

### **DISCUSSION:**

#### **Background**

In May of 2011, Council authorized the Airport Director to execute an Access and Use Permit Agreement with Prodigy for a multiuser flight and baggage information display system to provide SBA specific flight arrival/departure/baggage status on display monitors in the Rickard Terminal. This is an important service passengers have come to expect at airports throughout the country and is viewed by virtually every passenger that enters the Terminal. This type of service is defined as an airport concession by the Federal Aviation Administration (FAA), therefore the City is required to bid it every five years.

The Airport issued a request for proposals for firms providing multiuser flight and baggage information display systems and received five proposals. The evaluation committee reviewed the proposals and checked references. Infax Inc. of Duluth Georgia was the top proposer with the lowest cost that met all the project specifications. Infax references were outstanding. It is a well-established company that provides this service for many airports across the county from small to large, including Atlanta Hartsfield International, the busiest Airport in the world. Staff has included the 10% contingency to cover cost of additional airline data feeds should new airlines begin service during the term of the permit agreement.

The flight information display monitors are located in the ticketing and departure areas on the first and second floors in the Rickard Terminal. The baggage information display monitors are located in the baggage claim area.

**BUDGET/FINANCIAL INFORMATION:**

Adequate funds have been appropriated for this agreement in the Fiscal Year 2016 and 2017 Airport budget.

**PREPARED BY:** Tracy C. Lincoln, Airport Operations Manager

**SUBMITTED BY:** Hazel Johns, Airport Director

**APPROVED BY:** City Administrator's Office



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** March 22, 2016

**TO:** Mayor and Councilmembers

**FROM:** Information Systems Division of Administrative Services Department; Community Development Department; and Public Works Department

**SUBJECT:** Purchase Of A New Council Document And Agenda Management System

**RECOMMENDATION:** That Council:

- A. Approve a professional services agreement with Konica Minolta Business Solutions U.S.A., Inc., for the acquisition and implementation of the Hyland OnBase Document and Agenda Management System, in an amount not to exceed \$228,948, and approve an additional \$22,895 for contingency costs that may be necessary during the implementation;
- B. Appropriate \$53,588 from the Capital Reserve Account for Technology Upgrades to the Community Development Department's Building and Safety Division's Fiscal Year 2016 budget to cover a portion of this agreement; and
- C. Appropriate \$55,340 from Information Systems Capital Reserves to the Fiscal Year 2016 Information Systems budget to cover a portion of this agreement.

### **EXECUTIVE SUMMARY:**

The City's existing Questys Council Document and Agenda Management System plays a significant role in administrative and official document storage functions Citywide. The current system was implemented more than 14 years ago and has provided the City an electronic council agenda process and document management system for many years. However, this system uses old technology, is difficult to use, has few features compared to modern systems, and is increasingly experiencing operational and functional problems and issues.

In Fiscal Year 2015 a project to replace Questys was given a high priority and a multi-departmental effort was undertaken to conduct a comprehensive Request for Proposals (RFP) process to replace this outdated legacy system. The project team consisted of members from the City Clerk's Office, Community Development, Public Works, and Information Systems. The team unanimously chose Hyland OnBase to replace Questys

and Konica Minolta Business Solutions to provide the professional implementation services.

OnBase not only addresses the limitations of the current document and agenda management system, but it provides many new features that will enable the City to better conduct its business.

The price of the new software acquisition and professional services for implementation, including a contingency allowance of \$22,895, is \$251,843. The first year's technical support and maintenance fee is \$20,748 and is included in the total purchase cost. Also, during contract negotiations, Hyland agreed to lock in the annual maintenance fee for the first five years at the discounted rate of 19%, rather than their standard 20% with a typical 2-5% annual increase in maintenance costs.

## **DISCUSSION:**

### **Background**

In 2002, the City of Santa Barbara implemented Questys Solutions' Questys software application to manage its Council agenda process and to provide an electronic document repository. For more than 14 years, Questys provided workflow approval for the City's Council Agenda Reports and creation of Council Meeting Agendas. Questys also provides for the storage of and ability to retrieve electronic copies of City documents including:

- City Clerk Documents (approximately 90,000 documents) – meeting minutes, agenda packets, ordinances, resolutions, contracts, and grant files.
- Public Works Documents (approximately 310,000 documents) – large format color building plans, large format zoning maps, engineering documents, and public utility plans.
- Community Development Documents (approximately 425,000 documents) - building and permitting applications, permit plans, architectural plans, inspections, design guidelines, building codes, and land use maps.

Questys is also integrated with Granicus, the City's online video streaming system for Council meetings. Granicus is used by City staff and the Public to watch a meeting's video while viewing the meeting's agenda. After the meeting, people can view the meeting video with agenda and its associated minutes and attachments.

A few years ago, it was realized that Questys was not adequately meeting the City's needs. While it is functional, the version of Questys used by the City has a number of issues: (1) it has reach the vendor's "end of life" for the product and is no longer being updated; (2) it has incompatibility issues with the City's Windows 7 computer operating

system software, Microsoft Office, and Internet web browsers that make it difficult to use and to solve the technical problems and issues that arise; (3) it provides only basic agenda process and document management business functionality and; (4) it has an awkward and hard-to-use interface. Due to these deficiencies, the City decided to replace Questys.

### **Selection of Document and Agenda Management System**

Last year, General Fund funding was approved and the project to replace Questys was prioritized to begin. The first step was to form the project team. It consists of representatives from the City Clerk's Office, Community Development, Public Works, and Information Systems.

The project team performed a needs assessment, drafted an RFP document including functional requirements, identified potential vendors (including Questys Solutions), sent RFPs to nine vendors; and five proposals were received. The project team reviewed the proposals and the top three qualified responders were chosen as semi-finalists: Konica Minolta Business Solutions with Hyland OnBase document and agenda management software, Questys Solutions with ECMx document and LSx agenda management software, and ECS Imaging with LaserFiche document and Novus agenda management software.

The semi-finalists provided presentations and demonstrations of their company's viability and the software's functionality to the project team. Based on this assessment, the project team concluded that Hyland OnBase, provided by implementer Konica Minolta, was the product that best met the City's needs.

In verifying that OnBase is the best product, reference checks were conducted with other municipalities, and multiple software demonstrations and live online document portals were viewed. At the conclusion of this effort, the project team unanimously chose Hyland OnBase as the City's new document and agenda management software application.

### **Functions and Features of Hyland OnBase**

The Hyland OnBase document and agenda management software not only addresses the limitations of the current document and agenda management system, but provides many new features needed by the City to better conduct its business. Some of the more important features of the proposed OnBase version are:

- It is a supported and regularly updated software product
- It has an easy to use modern user interface based on the Microsoft Office interface
- It is compatible with: Windows 7, 8 and 10; Microsoft Office 2013, and Internet Explorer 11 and other current web browsers

- It provides functionality to route Council Agenda Reports via workflow for approval and to create and publish Council Agendas on paper to the web
- It provides an interface with the Granicus video streaming system
- It stores and easily retrieves electronic copies of various paper documents such as: agendas, ordinances, resolutions, contracts, building plans, permit applications, architectural plans, design guidelines, building codes, land use maps, building plans, large format zoning maps, and engineering documents. These documents can be easily found, displayed, printed, and e-mailed
- **New Feature:** It provides a modern public portal with search capability for retrieving and displaying documents via the web
- **New Feature:** It provides agenda review and workflow approval on Apple iOS and Android mobile devices
- **New Feature:** It provides easy-to-use form and workflow creation tools for non-technical staff to create online forms that can be routed for approval and the data entries stored in a standard database that custom reports can access
- **New Feature:** It provides easy-to-use tools to create City policies online and route via workflow to staff for review and acknowledgement
- **New Feature:** It provides integration with Geographic Information Systems (GIS) allowing documents to be associated and retrieved via an address or map location
- **New Feature:** It provides integration with other software applications allowing documents to be associated and retrieved via keywords in data fields

### **Project Implementation Timeline**

The project is planned to begin in April 2016 and with an approximate 5 month implementation timeframe, go-live by October 2016. The first phase will bring the Agenda Management system online citywide followed by the Document Management system for the Public Works and Community Development Departments.

### **BUDGET/FINANCIAL INFORMATION:**

The total contract amount for the Hyland OnBase Document and Council Agenda Management system is \$251,843, including a 10% contingency.

In Fiscal Year 2016, \$100,000 was appropriated for the General Fund portion in connection with the adoption of the Fiscal Year 2016 budget. The remaining \$151,843 amount required will be funded as follows:

1. Public Works Department (\$42,915) – these funds are already appropriated in a number of funds.
2. Community Development Department (\$53,588) – These funds will be appropriated from a Capital Reserve Account for Technology Upgrades.

3. Administrative Services Department (\$55,340) - Reserves from the Information Systems Fund be appropriated to cover the balance of funds needed, which will be repaid by charging back the departments that use the Agenda Management system through allocated costs in Fiscal Year 2017.

Community Development's \$53,588 contribution pays for their portion of the OnBase Document Management software licenses, professional services to implement, and document migration from the Questys system.

Public Works' \$42,915 contribution pays for their portion of the OnBase Document Management software licenses, professional services to implement, and document migration from the Questys system.

The remaining amount of \$155,341 purchases the OnBase Council Agenda Management software licenses, professional services to implement, and document migration from the Questys system.

In addition, the City will be required to pay an annual maintenance and support fee. This fee is fixed at \$20,748 for five years and the first year's fee is included in the contract amount.

#### **SUSTAINABILITY IMPACT:**

The Hyland OnBase Document and Agenda Management System will store electronic copies of the documents the City generates and receives, such as agendas, building plans, official City documents, and forms; thereby reducing the need to print them on paper, distribute multiple copies, or store them in file cabinets.

**PREPARED BY:** Rob Badger, Information Systems Manager

**SUBMITTED BY:** Kristine Schmidt, Administrative Services Director

**APPROVED BY:** City Administrator's Office



## CITY OF SANTA BARBARA

### SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA AGENDA REPORT

**AGENDA DATE:** March 22, 2016

**TO:** Successor Agency Members

**FROM:** Engineering Division, Public Works Department

**SUBJECT:** Contracts For Remaining Successor Agency Funds For The Temporary Relocation Of The 9-1-1 Call Center

**RECOMMENDATION:** That Council:

- A. Authorize the Executive Director of the Successor Agency to execute a contract with the Police Department in the amount of \$65,000 for the purchase and installation of information technology hardware to provide redundancy to the new operating network system that was installed when the 9-1-1 Call Center moved locations;
- B. Authorize the Executive Director of the Successor Agency to execute a contract with the City's Downtown Parking Program in the amount of \$12,313.40 to provide required construction renovations to the second floor of the Granada Garage offices located at 1221 Anacapa St. related to the relocation of the 9-1-1 Call Center; and
- C. Authorize the Executive Director of the Successor Agency to increase Contract No. 24,698 with the Facilities Division by \$10,000, for a total of \$54,000, to relocate the existing Toshiba Battery Backup System (UPS) from the Police Department location at 215 East Figueroa Street to the Central Library located at 40 East Anapamu, in order to serve the relocated 9-1-1 Call Center.

#### **DISCUSSION:**

#### **BACKGROUND**

On January 28, 2014, the Successor Agency awarded a contract to Sigma Services, Incorporated, to complete the relocation of the 9-1-1 Call Center from the Police Department building to the second floor of the Granada Garage. Additionally, the

Successor Agency awarded contracts to Newtel Consulting, LLC, for the planning and installation of communications and information technology systems, and Leach Mounce Architects for design support during construction.

Council and the Successor Agency also awarded contracts to the Engineering Division for project management and inspection services, and to the Facilities Division for moving services, electrical, radio, telephone, and building support services, and for the purchase for new furniture. The \$2,280,000 construction project was funded from the 2001 and 2003 Redevelopment Agency (RDA) Bond. There is \$98,037.90 remaining in the RDA Bond Fund.

## CURRENT STATUS

The construction of the 9-1-1 Call Center relocation was completed in February 2015. After the completion of the project, it was determined that the relocated 9-1-1 Call Center lost network redundancy and did not have the same level of power backup as it did at the Police Station. In order to provide the same reliable and redundant network systems, the Police Department will use \$65,000 to purchase needed information hardware and equipment.

The Downtown Parking Program will use \$12,313.40 to reimburse work that was completed to ensure emergency exit access, while also providing a secure work space for the 9-1-1 Call Center.

The Facilities Division will use \$10,000 to relocate the battery backup system from the Police Department to the City's Central Library, where it will be housed and used to serve the relocated 9-1-1 Call Center. This will provide an independent backup to the 9-1-1 Call Center rather than relying on the Granada Garage generator, which is not sized to handle the 9-1-1 Call Center loads.

## **BUDGET/FINANCIAL INFORMATION:**

### FUNDING

The following summarizes the additional expenditures recommended in this report:

**REMAINING CONTRACT FUNDING SUMMARY**

	<b>Base Contract</b>
Total funded amount	\$2,280,000.00
Original Project expenses	\$2,181,962.10
<b>Amount remaining</b>	<b>\$98,037.90</b>
Police Department	\$65,000
Public Works Department - Facilities Division	\$10,000
Public Works Department – Downtown Parking Division	\$12,313.40
<b>Totals from current contracts</b>	<b>\$87,313.40</b>
<b>Amount remaining after these contracts</b>	<b>\$10,724.50</b>

There are sufficient funds remaining to complete the proposed work.

**PREPARED BY:** Brian D’Amour, City Engineer/LS/AF/kts

**SUBMITTED BY:** Rebecca J. Bjork, Public Works Director

**APPROVED BY:** City Administrator’s Office



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** March 22, 2016

**TO:** Mayor and Councilmembers

**FROM:** City Administrator's Office

**SUBJECT:** Presentation Of Southern California Edison Reliability Program

### **RECOMMENDATION:**

That Council receive a presentation by Southern California Edison on their Downtown Santa Barbara Reliability Project.

### **DISCUSSION:**

The Southern California Edison (SCE) Regional Manager of Local Public Affairs will make a presentation to Council on their Downtown Reliability Project (Project). Upgrading to newer equipment will modernize the power grid, make it more reliable, and minimize the duration of outages. During the Project, some customers may experience maintenance outages and traffic impacts. SCE will communicate with affected customers in advance so they can make appropriate arrangements.

The work involves several separate projects on different circuits in the City's downtown area to provide safe and reliable service to City customers. These improvements include underground re-cabling, installing new vaults and switches, and upgrades at multiple substations in the City.

**PREPARED BY:** Nicole Grisanti, Administrator's Office Supervisor

**SUBMITTED BY:** Paul Casey, City Administrator

**APPROVED BY:** City Administrator's Office



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** March 22, 2016

**TO:** Mayor and Councilmembers

**FROM:** Water Resources Division, Public Works Department

**SUBJECT:** Contract For Construction Of El Estero Wastewater Treatment Plant Secondary Process Improvements Project

**RECOMMENDATION:** That Council:

- A. Increase estimated revenues and appropriations in the Wastewater State Revolving Fund Installment Sale Agreement Fund by \$2,506,426 to construct the El Estero Wastewater Treatment Plant Secondary Process Improvements Project, for a total amount of \$31,438,033, to be funded by State Revolving Fund Installment Sale Agreement proceeds;
- B. Waive minor bid irregularities and award a contract with Stanek Constructors, Inc., in their low bid amount of \$21,710,000 for construction of the El Estero Wastewater Treatment Plant Secondary Process Improvements Project, Bid No. 3737, and authorize the Public Works Director to execute the contract and approve expenditures up to \$2,171,000 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;
- C. Authorize the Public Works Director to execute a contract with MNS Engineers, Inc., in the amount of \$2,490,300 for construction management services, and approve expenditures of up to \$249,030 for extra services of MNS Engineers, Inc., that may result from necessary changes in the scope of work;
- D. Authorize the Public Works Director to execute a contract with Brown and Caldwell in the amount of \$1,655,108 for construction support services, and approve expenditures of up to \$165,510 for extra services of Brown and Caldwell that may result from necessary changes in the scope of work; and
- E. Authorize the Public Works Director to execute a contract with Dudek in the amount of \$62,211.16 for environmental monitoring and support services, and approve expenditures of up to \$6,221 for extra services of Dudek that may result from necessary changes in the scope of work.

**EXECUTIVE SUMMARY:**

The El Estero Wastewater Treatment Plant (El Estero) provides secondary treatment that meets all regulatory requirements, however, equipment needs to be replaced to provide

operational flexibility and energy efficiencies. Over the past few years, Brown and Caldwell (BC), through a competitive process, was selected and awarded contracts to evaluate and develop recommendations to improve the secondary treatment process, prepare preliminary design reports (PDR) and, most recently, provide final design services for the Secondary Process Improvements Project (Project).

A State Revolving Fund Installment Sale Agreement for \$20 million has been executed but does not cover the entire cost of design and construction through Project completion. Currently, the City is waiting on the First Amendment to increase the SRF Installment Sale Agreement to \$31,438,033. The State has not yet finished processing the loan amendment documents, but Staff has no indication the First Amendment to the SRF Installment Sale Agreement will not be forthcoming, and anticipates receiving the documents within 60 days. Once the loan documents have been received, Staff will return to Council for approval of an ordinance authorizing the First Amendment to the SRF Installment Sale Agreement.

Five bids were received for construction of the Project. Staff recommends that Council waive minor bid irregularities and award a contract to Stanek Constructors, Inc. (Stanek), the lowest bidder, for construction of the Project. Staff also recommends that Council authorize the Public Works Director to enter into contracts with MNS Engineers, Inc. (MNS), BC, and Dudek for professional services during the construction phase, and increase estimated revenues and appropriations in the Wastewater State Revolving Fund Loan Fund (SRF Fund) by \$2,506,426, for a total amount of \$31,438,033, to be funded by SRF loan proceeds.

## **DISCUSSION:**

### Background

El Estero processes approximately six million gallons of wastewater each day. It was originally constructed in 1952; however, a majority of El Estero's current infrastructure was constructed in 1978. While El Estero provides suitable secondary effluent quality to meet all regulatory requirements, the need to replace aging infrastructure was an opportunity to improve the consistency of secondary effluent, which is desired for recycled water treatment.

Although subsequent capital improvements have been made consistently in past years to maintain treatment quality, El Estero has had longstanding issues with highly variable secondary effluent quality, operational inflexibility, and energy inefficiency. On June 29, 2010, Council awarded a contract to BC to prepare an Assessment Report to evaluate and develop recommendations to improve the secondary treatment process. BC, working with staff, evaluated several alternative operational approaches for improving the secondary treatment process, which resulted in staff's recommendation to pursue the Project.

On October 11, 2011, Council awarded a contract to BC to prepare a PDR for the Project, and subsequently awarded a contract for a second phase PDR on January 15, 2013. Combined, these two PDRs formed the basis for final design.

On September 9, 2014, Council awarded a contract to BC for Phase I of the final design for the Project. At that time, the City had initiated an application for a SRF loan to finance design and construction of this Project, and anticipated an executed agreement with the State of California within a few months. The SRF Installment Sale Agreement was later executed, and Phase 2 of the final design was awarded to BC on December 16, 2014.

### Project Description

The work consists of modifications to El Estero's secondary treatment process to a nitrification/denitrification system, upgrades to the existing aeration and secondary clarifier sludge withdrawal systems, and implementation of nitrate return to address odor control issues and clarifier performance issues.

The nitrification/denitrification process will produce a more stable secondary effluent, create higher-quality process water for subsequent production of recycled water, and will yield a higher quality of treated effluent discharge into the Pacific Ocean.

### Contract Bids

A total of five bids were received for the subject work, ranging as follows:

	<b>BIDDER</b>	<b>BID AMOUNT</b>
1.	Stanek Constructors, Inc. Escondido, CA 92029	\$21,710,000
2.	Shimmick Construction Irvine, CA 92618	\$23,885,000
3.	Kiewit Infrastructure West Co. Santa Fe Springs, CA	\$24,940,000
4.	C.W. Roen Construction Co. Danville, CA 94526	\$24,946,000
5.	Cushman Contracting Corporation Goleta, CA 93116	\$27,490,000

The low bid of \$21,710,000, submitted by Stanek, is an acceptable bid that is responsive to and meets the requirements of the bid specifications.

The change order funding recommendation of \$2,171,000, or ten percent, is recommended for this Project due to its complexity.

## **BID PROTEST**

On November 24, 2015, the City received a letter from Shimmick Construction Company, Inc. (Shimmick), protesting the award of the Project to the apparent lowest bidder, Stanek. Shimmick's protest letter alleged that Stanek's bid was non-responsive because Stanek failed to submit a completed Bidder's List in its initial bid package, and incorrectly listed non-Disadvantaged-Business-Enterprise (DBE) subcontractors on Environmental Protection Agency (EPA) Forms 6100-3 and 6100-4. Stanek responded to the protest in writing on December 2, 2015, arguing that the omissions were inconsequential and should be waived by the City. Staff reviewed the items set forth in Shimmick's bid protest and found that the deviations contained in Stanek's bid are minor irregularities that may be waived by the City. On January 12, 2016, Council rejected the bid protest of Shimmick.

### Construction Phase Contract Services

Staff recommends that Council authorize the Public Works Director to execute a contract with MNS in the amount of \$2,490,300, for construction management services, and approve expenditures of up to \$249,030 for extra services that may result from necessary changes in the scope of work. The extra services funding recommendation of 10 percent is typical for this scope of work. MNS was selected by a Request for Proposal (RFP) process and is experienced in this type of work.

Staff recommends that Council authorize the Public Works Director to execute a contract with BC in the amount of \$1,655,108 for design support services during construction, and approve expenditures of up to \$165,510 for extra services that may result from necessary changes in the scope of work. The extra services funding recommendation of 10 percent is typical for this scope of work. BC designed the Project and is experienced in this type of work.

Staff recommends that Council authorize the Public Works Director to execute a contract with Dudek in the amount of \$62,211.16 for environmental monitoring and support services, and approve expenditures of up to \$6,221 for extra services that may result from necessary changes in the scope of work. The extra services funding recommendation of 10 percent is typical for this scope of work. Dudek was selected by an RFP process to prepare environmental studies for the Project and is experienced in this type of work.

Due to the overall magnitude and complexity of the Project, construction phase contract services include additional consultant support that is generally not included in routine capital improvement projects. Some of these additional services include processing and coordination of SRF documents; operational support including startup and operator training, operation and maintenance manual updates, support with populating asset records and maintenance tasks into El Estero's work order management system; design

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of an alkalinity facility; and additional coordination and support during critical phases of work. This two year construction project will be challenging to successfully deliver without these additional consultant services, as El Estero must continue to process wastewater while major construction occurs at the heart of its treatment process.

Funding

On September 16, 2014, Council adopted an ordinance authorizing the approval and execution of the SRF Installment Sale Agreement for the Project. The SRF Installment Sale Agreement was for a 20-year loan, in the maximum amount of \$20 million, at an interest rate of 1.9 percent. As part of the SRF process, the City adopted several resolutions and one ordinance. City Council Resolution No. 13-009, allows reimbursement for certain expenditures made prior to the final approval of the SRF Installment Sale Agreement. The City Council amended Resolution No. 13-009 on December 8, 2015 in recognition that the City intended to apply for an increase to the loan for a maximum principal amount of \$35 million and authorize reimbursement of expenditures. Staff has submitted a Final Budget Approval to the State to amend the SRF Installment Sale Agreement amount based on actual expected costs, rather than budgetary costs that the City provided during the initial SRF process. The City is waiting on the State to process the First Amendment to the SRF Agreement. This is anticipated within the next few months and staff will return to Council to authorize an ordinance to amend the SRF Installment Sale Agreement.

Through the budget process, \$28.9 million has been appropriated for design and construction of the Project; however, the SRF Installment Sale Agreement is currently at a \$20 million maximum principal until the First Amendment to the SRF Installment Sale Agreement is executed. Therefore, staff recommends increasing the estimated revenues and appropriations in the SRF Fund by \$2,506,426 to construct the Project. There are no indications that the First Amendment to the SRF Installment Sale Agreement will not be forthcoming and, in fact, City staff has received verbal assurances from the State that it is in process. In the event the First Amendment is not approved, there would be a funding gap of \$11,438,033. In this case, staff would return to Council with a proposed funding strategy, such as the issuance of bonds, to fully fund the \$11,438,033 Project deficit. Given the two year construction period, it will be at least a year before the original \$20 million SRF funding is exhausted, giving Staff time to consider alternate project funding if necessary. The following summarizes the expenditures recommended in this report:

**CONSTRUCTION CONTRACT FUNDING SUMMARY**

	<b>Basic Contract</b>	<b>Change Funds</b>	<b>Total</b>
Stanek	\$21,710,000.00	\$2,171,000.00	\$23,881,000.00
MNS	\$2,490,300.00	\$249,030.00	\$2,739,330.00
BC	\$1,655,108.00	\$165,510.00	\$1,820,618.00
Dudek	\$62,211.16	\$6,221.00	\$68,432.16
<b>TOTAL RECOMMENDED AUTHORIZATION</b>			<b>\$28,509,380.16</b>

The following summarizes all Project design costs, construction contract funding, and other Project costs:

**ESTIMATED TOTAL PROJECT COST**

*\*Cents have been rounded to the nearest dollar in this table.*

Assessment Report (by Contract)	\$267,820
Project Administration (by Staff)	\$40,646
<b>Assessment Subtotal</b>	<b>\$308,466</b>
Preliminary Design Report Phase 1 (by Contract)	\$398,886
Preliminary Design Report Phase 2 (by Contract)	\$285,136
Project Administration (by staff)	\$36,194
Environmental Review and Permitting	\$4,475
<b>Preliminary Design Subtotal</b>	<b>\$724,691</b>
Final Design Phase 1 (by Contract)	\$610,508
Final Design Phase 2 (by Contract)	\$867,551
Project Administration (by staff)	\$120,000
Constructability Review (by Contract)	\$34,100
<b>Final Design Subtotal</b>	<b>\$1,632,159</b>
Construction Contract	\$21,710,000
Construction Change Order Allowance	\$2,171,000
<i>Subtotal</i>	\$23,881,000
Construction Management/Inspection (by Contract)	\$2,739,330
Construction Support Services (by Contract)	\$1,820,618
Environmental Monitoring and Support Services (by Contract)	\$68,432
Other Construction Costs (permits)	\$20,000
Construction Management/Inspection (by City staff)	\$243,337
<i>Subtotal</i>	\$4,891,717
<b>Construction Subtotal</b>	<b>\$28,772,717</b>
<b>TOTAL PROJECT COST</b>	<b>\$31,438,033</b>

**SUSTAINABILITY IMPACT:**

This Project will improve water quality for both recycled water production and treated effluent discharge into the ocean. It will also provide for more energy efficient equipment

at El Estero as the blowers, the number one energy demand for El Estero, will be updated to a more energy-efficient model.

At its meeting on January 21, 2016, the Board of Water Commissioners voted 5-0-0 to concur with staff's recommendation to increase the estimated revenues and appropriations in the SRF Fund and construct the Project.

**PREPARED BY:** Lisa Arroyo, Wastewater System Manager/mh

**SUBMITTED BY:** Rebecca J. Bjork, Public Works Director

**APPROVED BY:** City Administrator's Office



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** March 22, 2016

**TO:** Mayor and Councilmembers

**FROM:** Water Resources Division, Public Works Department

**SUBJECT:** Stage Three Drought Update

### **RECOMMENDATION:**

That Council receive an update on the status of the current drought, drought-response capital projects, and continuing conservation efforts.

### **DISCUSSION:**

Council declared a Stage One, and subsequently a Stage Two Drought Condition on February 11, 2014 and May 20, 2014, respectively, as a result of unprecedented drought conditions. On May 5, 2015, in response to the driest consecutive four-year period on record, Council declared a Stage Three Drought Emergency, increasing the community's water conservation target to 25 percent and adopting additional water use regulations by Resolution on May 12, 2015.

This drought update will cover the following items:

- Water Supply Outlook/Weather Forecast
- Drought Response Capital Projects
- Conservation Efforts

### Water Supply Outlook

Rainfall for the last four years has averaged less than half of the long-term average. In accordance with the City's Long Term Water Supply Plan (LTWSP), depleted surface water supplies have been replaced with increased groundwater production and purchases of supplemental water. This strategy has been successful in securing supplies sufficient to meet demand through 2016, assuming continued water conservation of 25 percent or more.

To ensure adequate supplies to meet demand, supply projections must recognize the potential for a continuation of the current dry weather pattern for the local region. Staff

is proposing to increase the water conservation target in spring 2016 to address continued drought conditions. Since declaring the Stage Three Drought Emergency, the community is currently averaging 34 percent conservation. Assuming we can maintain this level of conservation, and factoring in the reactivation of the Desalination Plant (Plant) in fall 2016, the City would have adequate supplies to meet demand through 2017.

Staff has completed an assessment of the scope and schedule for an expansion of the the Plant and the required distribution improvements. The cost for expansion of the Plant from 3,125 acre feet per year (AFY) to 7,500 AFY will be approximately \$45 million and take 18 months to complete, following contract authorization. To delay the decision for expansion by one year, the City needs to procure adequate supplies through 2018. With the recent average rainfall in Northern California, the market for purchasing supplemental water is favorable. Assuming a conservation target of 35 percent and Plant operation at 3,125 AFY, the City is planning to purchase 3,000 AF of imported water to meet demands through 2018. The Fiscal Year 2016 budget includes sufficient appropriation authority established for water purchases to cover the \$3 million cost for supplemental water purchases.

National Oceanic and Atmospheric Administration (NOAA) weather forecasts continue to support a strong El Niño condition through April 2016. Such conditions are often associated with increased rainfall for Southern California. However, so far, rainfall has not materialized in Southern California to a point that would provide any local relief to the current drought. There have only been six strong El Niño events in recorded history. Four of those events have yielded rainfall that was average or above, and two have yielded rainfall below average. Given the unpredictable nature of El Niño events and the unprecedented nature of the current drought situation, this phenomenon cannot be counted on to improve or end the current drought; therefore, the City is planning for continued drought conditions.

#### Drought Response Capital Projects

Work continues to progress on schedule for the reactivation of the Plant. The recent contaminated soils issues are being resolved and the contractor has clear direction moving forward. Off-site work on the treatment units continues to be on schedule, with delivery to the site anticipated in May 2016.

As a recap, the current Plant reactivation will produce 3,125 AFY for City water customers, and startup is anticipated for October 2016.

Negotiations continue with the Montecito Water District on an arrangement to assist them with their current and long-term water needs. At this time, there has been no substantial progress to report.

Conservation Efforts

The City's water conservation numbers for February 2016 show a reduction of 30 percent, compared to 2013 water demands. The cumulative average reduction since the Stage Three Drought declaration is 34 percent.

The City's water customers continue to meet and exceed both the City's and the State's conservation targets with extraordinary conservation measures. The Stage Three Drought Emergency requires a citywide 25 percent reduction to ensure the City has adequate supplies for the 2016 water year. The conservation target is anticipated to be amended in late April 2016, and will likely be increased if current drought conditions persist.

The state-mandated water use reduction for the City is 12 percent below 2013 water usage. The City has been one of the few water providers statewide that has consistently met and exceeded the state's water use reduction targets and mandated conservation standard.

**PREPARED BY:** Joshua Haggmark, Water Resources Manager/MW/mh

**SUBMITTED BY:** Rebecca J. Bjork, Public Works Director

**APPROVED BY:** City Administrator's Office



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** March 22, 2016

**TO:** Mayor and Councilmembers

**FROM:** Public Works Department, Water Resources Division

**SUBJECT:** Subsurface Desalination Intake Initial Screening Analysis And Potable Reuse Feasibility Study Status Report Update

### **RECOMMENDATION:**

That Council receive an update on the status of the Subsurface Desalination Intake Initial Screening Analysis and Potable Reuse Feasibility Study.

### **DISCUSSION:**

At its meeting of September 23, 2014, Council directed staff to explore options for converting the existing offshore intake, which is sized and permitted to provide sufficient water for a 10,000 acre feet per year desalination plant, to a subsurface intake (SSI) for the desalination plant, and evaluate opportunities for potable reuse as an alternative to desalination.

On January 30, 2015, the Regional Water Quality Control Board (RWQCB) adopted an amendment to the City's El Estero Wastewater Treatment Plant National Pollutant Discharge Elimination System Permit (NPDES Permit) that incorporated Council's direction to staff and added two milestones: submit a Feasibility Study Work Plan to the RWQCB by August 31, 2015, and report the findings of the Feasibility Study to the RWQCB at a public meeting, no later than June 30, 2017.

On May 5, 2015, Council approved a contract with Carollo Engineers, Inc. (Carollo), in the not-to-exceed amount of \$343,925 to develop the Work Plan. The Work Plan was developed with input from the public and a Technical Advisory Panel and included a public hearing in early August. The Plan included initial screening criteria to evaluate the technical feasibility of the different alternatives and assign them to one of three categories; infeasible, potentially feasible (but does not meet study goals), or potentially feasible (alternative shall be considered further in this study). The Plan was submitted to the RWQCB in August 2015, and accepted in a letter dated October 20, 2015, from RWQCB staff.

On September 22, 2015, Council approved a professional services contract amendment with Carollo in the not-to-exceed amount of \$672,042 to provide a Desalination Subsurface Intake Initial Screening Analysis and a Potable Reuse Feasibility Study.

In accordance with the approved Work Plan, SSI alternatives are first to be evaluated for technical feasibility (i.e., "initial screening criteria"), that include the following:

- Geotechnical Hazards
- Hydrogeologic Factors
- Benthic Topography
- Oceanographic Factors
- Presence of Sensitive Habitats
- Design and Construction Constraints

Pursuant to the RWQCB approved Work Plan, only those options that are determined to be technically feasible as a result of this initial screening will be carried forward for further analysis. Once an option meets screening criteria, it will be considered under the social, environmental and economic factors.

The SSI Feasibility Study, Technical Memorandum No. 3, Basis Of Design and Initial Screening Draft by Carollo (TM No. 3) has been completed and is posted at the following website, along with a significant amount of other information concerning SSIs and potable reuse: <http://www.nwri-usa.org/santa-barbara-panel.htm>. Please note that the initial screening examined six SSI alternatives and, based on the criteria set forth in the RWQCB approved Work Plan, each alternative was determined to be either "not feasible" or "potentially feasible, but doesn't meet the study's objectives". The three main reasons the alternatives were excluded from further study were the result of one or more of the following criteria: impacts to sensitive habitat areas, design and construction constraints, and seismic hazard/oceanographic factors. Please see the "Initial Screening Results" for additional details (Attachment).

In accordance with the Work Plan, on January 27, 2016, a public workshop was conducted by the National Water Research Institute who convened a Technical Advisory Panel (TAP) to receive comments on TM No. 3. The public comments were considered for incorporation into the screening analysis, as appropriate. The TAP reviewed work products (i.e., Work Plan, technical memos, reports, etc.) associated with the SSI initial screening. They also considered public comments, responses, and findings from other completed or ongoing similar efforts to develop the most informed recommendations, which can be found on the previously listed NWRI website.

While none of the SSI alternatives met the study's objectives, the information developed as part of this work will provide insight into the City's future water supply planning efforts. City staff anticipates updating the Long Term Water Supply Plan when the

pending environmental decisions and reliable yield of Lake Cachuma are finalized. A significant decrease in the available yield of Lake Cachuma is anticipated as a result of siltation, climate change, and mitigation flows for Steelhead Trout. As a result, the City will need to consider alternative supply options that may include potable reuse and desalination production outside of drought conditions. Based on the identified needs for desalination in the future, the information gathered during the SSI screening alternative analysis can be revised with a more specific water supply objective.

It is anticipated that a Potable Reuse Feasibility Initial Screening Study will be completed in Summer 2016. It will include a summary of regulatory and permit requirements and an initial screening review of the technical feasibility for potable reuse project alternative concepts. This information will be reviewed by the TAP with public comment.

Subsequently, in spring 2017, draft SSI and Potable Reuse Feasibility Studies should be available for a public workshop and TAP review, followed by a presentation to Council and the RWQCB by June 2017. The information from these studies will be useful in identifying additional water supply opportunities. Alternatives that provide less than the possible 10,000 AFY production capacity from the City's desalination facility will be considered when staff embarks on an effort to update the City's 2011 Long Term Water Supply Plan.

This item was presented to the Water Commission on March 17, 2016.

**ATTACHMENT:** SSI Initial Screening Results

**PREPARED BY:** Joshua Haggmark, Water Resources Manager/RLR/mh

**SUBMITTED BY:** Rebecca J. Bjork, Public Works Director

**APPROVED BY:** City Administrator's Office

# Initial screening results

Initial Screening Criteria	Vertical Beach Wells	Onshore Infiltration Gallery	Radial Collector Wells	Slant Wells	Subsurface Infiltration Galleries	HDD Wells
<b>Geotechnical Hazards</b>						
<b>1 Seismic Hazard</b>						
a. Project facilities would cross a known fault line, or be exposed to a seismic hazard that could otherwise not be protected from loss by design	PF	PF	PF	PF	NF	PF
<b>Hydrogeologic Factors</b>						
<b>2 Impact on existing freshwater aquifers, local water supplies, or existing water users</b>						
a. Volume of groundwater in storage is reduced due to subsurface intake pumping, impacting drought supply & requiring additional desalination to make up for loss of groundwater.	PF	PF	PF	PF	PF	PF
b. Operation of subsurface intake causes salt water intrusion into groundwater aquifers.	PF	PF	PF	PF	PF	PF
<b>3 Impact to sensitive habitats such as marshlands, drainage areas, etc.</b>						
a. Operation of subsurface intake drains surface water from sensitive habitat areas or adversely changes water quality.	NF	NF	NF	NF	PF	PF
<b>4 Insufficient length of beach available for replacing full yield derived from existing open ocean intake.</b>						
a. Small individual facility yield, large number of facilities required, & minimum spacing between facilities requires more shoreline than is available.	PF*	PF*	PF*	PF*	PF	PF
<b>Benthic Topography</b>						
<b>5 Land type makes intake construction infeasible.</b>						
a. Depth to bedrock too shallow (i.e., less than 40-feet deep); rocky coastline; cliffs	PF	PF	PF	PF	PF	PF
<b>Oceanographic Factors</b>						
<b>6 Erosion, sediment deposition, sea level rise, or tsunami hazards.</b>						
a. Oceanographic hazards make aspects of the project infrastructure vulnerable in a way that cannot be protected &/or would prevent the City from being able to receive funding or insurance for this concept.	PF	PF (4)	PF	PF	NF	PF
<b>Notes:</b>						
(1) NF = Not Feasible						
(2) PF = Potentially Feasible						
(3) PF* = Potentially Feasible, but does not meet current study goals						
(4) Potentially feasible at Leadbetter & West Beach only. Sediment transport conditions at East Beach make the implementation of an onshore infiltration gallery infeasible (refer to Section 3.4.2).						

# Initial screening results (continued)

Initial Screening Criteria	Vertical Beach Wells	Onshore Infiltration Gallery	Radial Collector Wells	Slant Wells	Subsurface Infiltration Galleries	HDD Wells
<b>Presence of Sensitive Habitats</b>						
<b>7 Proximity to marine protected areas</b>						
a. Location would require construction within a marine protected area.	PF	PF	PF	PF	PF	PF
<b>Design &amp; Construction Constraints</b>						
<b>8 Adequate capacity</b>						
a. Subsurface material lacks adequate transmissivity to meet target yield of at least 15,898 gpm (i.e., build-out intake capacity necessary to produce 10,000 AFY).	NF	NF	NF	NF	PF	PF
<b>9 Lack of adequate linear beach front for technical feasibility</b>						
a. Length of beachfront available is not sufficient for construction of the required number of wells of all or portion of intake to meet target yield.	NF	NF	NF	NF	PF	PF
<b>10 Lack of adequate land for required on-shore facilities</b>						
a. Surface area needed for on-shore footprint (i.e., pump house) of an intake unit is greater than the available onshore area.	PF	PF	PF	PF	PF	PF
b. Requires condemnation of property for new on-shore intake pumping facilities.	PF	PF	PF	PF	PF	PF
<b>11 Lack of adequate land for required on-shore construction staging</b>						
a. The amount of land available to stage construction does not meet need.	PF	PF	PF	PF	PF	PF
<b>12 Precedent for subsurface intake technology</b>						
a. Intake technology has not been used before in a similar seawater or fresh water application at a similar scale.	PF	PF	PF	PF	PF	NF
<b>Passes Initial Screening? Yes (Y) or No (N)</b>	<b>N</b>	<b>N</b>	<b>N</b>	<b>N</b>	<b>N</b>	<b>N</b>
<b>Notes:</b>						
(1) NF = Not Feasible						
(2) PF = Potentially Feasible						
(3) PF* = Potentially Feasible, but does not meet current study goals						
(4) Potentially feasible at Leadbetter & West Beach only. Sediment transport conditions at East Beach make the implementation of an onshore infiltration gallery infeasible (refer to Section 3.4.2).						



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** March 22, 2016  
**TO:** Mayor and Councilmembers  
**FROM:** City Attorney's Office  
**SUBJECT:** Conference With City Attorney – Anticipated Litigation

### RECOMMENDATION:

That Council hold a closed session to consider anticipated litigation pursuant to subsections 54956.9(d)(2) and (e)(2) of the Government Code and take appropriate action as needed.

Significant exposure to litigation arising out of potential design error and contract dispute for the El Estero Waste Water Treatment Plant Tertiary Filtration Project with Schock Contracting Corporation.

**SCHEDULING:** Duration, 30 minutes; anytime  
**REPORT:** None anticipated  
**SUBMITTED BY:** Ariel Calonne, City Attorney  
**APPROVED BY:** City Administrator's Office



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** March 22, 2016

**TO:** Mayor and Councilmembers

**FROM:** Administration, Housing and Human Services Division, Community Development Department

**SUBJECT:** Community Development And Human Services Committee Recommendations For Fiscal Year 2017 And Annual Action Plan Public Hearing

**RECOMMENDATION:** That Council:

- A. Approve the Fiscal Year 2017 funding recommendations of the Community Development and Human Services Committee for use of Human Services and Community Development Block Grant funds;
- B. Authorize the Community Development Director to negotiate and execute grant agreements implementing the funding recommendations, subject to the review as to form by the City Attorney; and
- C. Conduct a public hearing to obtain input on the City's Annual Action Plan for Fiscal Year 2017.

### **EXECUTIVE SUMMARY:**

Each year the City awards Human Services grants to entities that serve local residents, with funding coming from the General Fund and federal Community Development Block Grant (CDBG) funds. The total program budget is approximately \$1.7 million. The City received 66 applications for Human Services/CDBG funding for Fiscal Year 2017. These requests totaled approximately \$2.4 million. After an extensive and thorough review of each application, the Community Development and Human Services Committee (CDHSC) is recommending funding for a total of 54 proposals. The recommendations adhere to the criteria and priorities previously approved by Council. In order to receive CDBG and HOME Investment Partnership Program funding, the U.S. Department of Housing and Urban Development (HUD) requires the development and submission of an Annual Action Plan (AAP) that outlines the City's annual strategies and goals to address identified housing and community development needs. At least two public hearings must be held during its development, and this meeting serves as the second public hearing.

## **DISCUSSION:**

On October 20, 2015, Council established a Fiscal Year 2017 General Fund commitment of \$726,150 to support Human Service programs that provide direct services to low-income City residents. HUD also committed \$835,376 of federal CDBG funds, which are allocated annually to the City for a wide variety of eligible activities benefiting low- and moderate-income persons.

By law, up to 15% of CDBG funds may be used for public service activities, and up to 20% may be allocated for administration of the CDBG and Fair Housing programs. The remaining 65% may be used for capital construction and economic development projects.

## **Funding Priorities**

On October 22, 2015, Council adopted the following Public/Human Services priorities:

**1<sup>st</sup> Priority** – Programs which help meet basic human needs and/or reduce the community impact of homelessness and/or *reduce the community impact of gang violence by providing services directly to gang-involved youth.*

**2<sup>nd</sup> Priority** – Proposals that are preventative in nature and/or promote the highest degree of functioning the individual is capable of achieving.

At the same time, Council adopted the following priorities for CDBG proposals:

**Homeless Assistance** – Programs that provide services to homeless individuals and families, and victims of domestic violence.

**Public Facilities and Infrastructure** – Capital projects that improve facilities of organizations that serve low- and moderate-income residents, and public infrastructure and parks improvements in low- and moderate-income neighborhoods.

**Economic Development** – Support of programs that provide self-employment training and small business loans.

## **Funding Process**

Advance notice of the funding availability was mailed and emailed to all agencies that had stated an interest in applying, had previously applied for funding in the past two years, and all current grant recipients. Also, an advertisement was published in the *Santa Barbara News-Press*, and the announcement and a link to the application, as well as instructions and related materials, were posted on the City of Santa Barbara website.

A mandatory Application Workshop was held for all prospective applicants on November 11, 2015, and the grant application period opened on November 12. Staff provided applicants with assistance completing the application and provided feedback on applications that were submitted prior to the deadline.

Sixty-seven (67) applications were submitted by the December 17, 2015 deadline, with one application subsequently withdrawn. The total funding requested equaled approximately \$2.4 million, which exceeded the available funding for Public/Human Service programs and Capital projects by more than \$905,000, or 38%.

The application review process is a significant undertaking. Applications were reviewed by the CDHSC, a citizen review panel appointed by Council to make funding recommendations. As part of the process, Committee members analyzed each application package, which included a 44-question application form, proposed outcome measures, a client demographics page, a program and agency budget, and board of directors' roster. Applicants were also required to submit independently reviewed financial reports and tax returns, which staff evaluated in order to notify the Committee of any potential concerns, such as excessive debt or operating deficits.

The Committee spent five nights interviewing applicants, followed by an additional meeting to deliberate on the requests before finalizing its recommendations. Prior to commencement of the interviews, Committee members also conducted site visits and reviewed the performance reports of applicants that have previously received Human Service/CDBG funds.

Committee members rated applications based on their written proposals and verbal presentations, from which an average score was determined. Committee members then had three options: approve, abstain, or decline funding for each applicant. Committee members that had a conflict of interest with an applicant, or who were not present during an applicant's interview, were required to abstain from scoring, voting or recommending funding. A funding amount was entered by each Committee member who chose to approve funding. The proposed funding amounts were averaged by the number of members who elected to approve funding. This served as a starting point for the CDHSC subcommittee, made up of three Committee members, which then finalized the recommended funding amounts for each application by considering other important factors, such as the applicant's score, priority, number of Committee members in support of funding, etc. The final recommendations were approved by majority voice vote of the Committee on February 23, 2016.

## **Recommendations**

The Committee developed its recommendations in adherence with the Funding Criteria and Priorities previously adopted by Council. A complete list of the Committee's recommendations, by priority and rating, is attached.

In the Public/Human Services category, the CDHSC is recommending funding for 44 of 53 proposals submitted. The recommended dollar amounts are based on the applicants' scores and average funding by Committee members. Full funding and moderate increases were awarded to the higher scoring proposals; those with mid-level scores were recommended for slight increases or level funding; and those with lower scores were reduced in funding or eliminated entirely. Nine programs were not recommended for funding, including two that received funds last year.

In the Capital category, ten of the 13 submitted proposals are recommended for funding. These include two City Neighborhood Improvement Program construction projects and one economic development program.

### **U.S. Dept. of Housing and Urban Development (HUD) Annual Action Plan**

Federal regulations require that the City of Santa Barbara prepare a Consolidated Plan (CP), which outlines the City's five-year strategy and goals to address identified housing and community development needs.

In addition to the CP, the City must submit an Annual Action Plan (AAP), which identifies specific activities that will be undertaken to accomplish the goals stated in the five-year plan. The 2016-17 AAP is the second program year of the five-year plan and incorporates the Fiscal Year 2017 funding recommendations described in this report.

HUD requires that at least two public hearings be held during development of the AAP; this meeting is that second public hearing. The first public hearing was held September 22, 2015 before the CDHSC. Comments received during this hearing will be incorporated into the final AAP document, which will be brought before Council for final adoption on May 10, 2016.

The draft AAP will be available for a 45-day public review period starting March 23, 2016. It can be found on the City's CDBG & Human Services web page ([www.SantaBarbaraCA.gov/cdbg](http://www.SantaBarbaraCA.gov/cdbg)) and in the office of the City Clerk, Main Public Library, and the Community Development Department. Comments can be submitted to City staff at (805) 564-5461 and at [estotts@santabarbaraca.gov](mailto:estotts@santabarbaraca.gov). Comments must be received by May 6, 2016.

### **BUDGET/FINANCIAL INFORMATION:**

The recommendations in this report are based on the combination of \$726,150 in City Human Services funds and \$834,376 in CDBG entitlement funds, plus \$53,682 in prior-year unexpended CDBG funds and \$80,000 in CDBG Program Income funds (20% of Program Income funds can be used for CDBG administration). The total amount available is \$1,694,208.

Of the total \$1,694,208, the following is available per funding category:

- Public/Human Service: \$851,306
- Capital: \$596,026
- Administration/Fair Housing: \$246,876

\*\*Detailed description of the application process, including funding criteria and priorities and a complete listing of grant awards for both Human Services and CDBG funds, is included in the *CDHSC Report on Funding Recommendations Fiscal Year 2016-2017*. This report is available for public review on the City's Human Services and CDBG web page ([www.SantaBarbaraCA.gov/recommendations](http://www.SantaBarbaraCA.gov/recommendations)) and in the office of the City Clerk, Main Public Library, and the Community Development Department. It is also available for review by City Council members in the Council reading file.\*\*

A copy of the Human Services and Community Development Block Grant agreements is available for public review in the City Clerk's Office.

**ATTACHMENT:** Community Development and Human Services Committee Fiscal Year 2017 Funding Recommendations by Priority and Rating

**PREPARED BY:** Elizabeth Stotts, Community Development Programs Specialist/  
DR

**SUBMITTED BY:** George Buell, Community Development Director

**APPROVED BY:** City Administrator's Office

**2016-17 CDHSC RECOMMENDATIONS  
BY PRIORITY AND RATING**

ATTACHMENT

Organization Name	Proposal Title	2015-16 Funding	Requested Amount	Avg. Score	Human Services	CDBG	Rec. Allocation
<b>Priority 1</b>							
Transition House	Comprehensive Homeless Services	\$46,500	\$50,000	90.88		\$50,000	\$50,000
Foodbank	Brown Bag for Seniors	\$10,000	\$10,000	89.17	\$10,000		\$10,000
Santa Barbara Neighborhood Clinics	Dental Care for the Homeless	\$26,000	\$34,000	88.71	\$34,000		\$34,000
Foodbank	Warehouse Operations	\$25,000	\$25,000	88.00	\$25,000		\$25,000
Unitarian Society (Fiscal Umbrella)	Freedom Warming Centers	\$35,000	\$40,000	87.13	\$40,000		\$40,000
Sarah House	Sarah House	\$20,000	\$25,000	86.88	\$25,000		\$25,000
Carrillo Counseling Services, Inc.	Safe Parking and Homeless Outreach	\$13,000	\$35,000	86.50	\$26,556		\$26,556
Youth and Family Services CIYMCA	Noah's Anchorage Youth Crisis Shelter	\$20,000	\$20,000	86.00	\$20,000		\$20,000
Santa Barbara County District Attorney	Sexual Assault Response Team	\$7,000	\$7,000	84.13	\$7,000		\$7,000
Planned Parenthood	Rita Solinas Patient Assistance Fund	\$7,000	\$10,000	84.00	\$10,000		\$10,000
Domestic Violence Solutions	Santa Barbara Emergency Shelter	\$35,000	\$35,000	83.38		\$30,500	\$30,500
PATH	Formerly Casa Esperanza Homeless Shelter	\$85,000	\$90,000	82.86	\$41,344	\$44,656	\$86,000
Youth and Family Services CIYMCA	My Home, Transitional-Age Youth Housing	\$20,000	\$20,000	80.71	\$20,000		\$20,000
Domestic Violence Solutions	Second Stage Program	\$9,000	\$10,000	79.88	\$8,000		\$8,000
Council on Alcoholism and Drug Abuse	Project Recovery Detox Program	\$17,500	\$25,000	78.00	\$16,500		\$16,500
Salvation Army	Hospitality House	\$21,000	\$21,000	78.00	\$20,500		\$20,500
St. Vincent's	Family Strengthening Program	\$11,000	\$15,000	77.13	\$10,000		\$10,000
Community Action Commission	Healthy Senior Lunch	\$11,500	\$15,000	76.29	\$10,500		\$10,500
WillBridge	WillBridge	\$23,000	\$25,000	75.88	\$22,500		\$22,500
Legal Aid Foundation	Common Ground SB County	NEW	\$30,000	75.67	\$22,000		\$22,000
Parks and Recreation Department	Youth Employment Training Program	\$10,000	\$30,000	72.17	\$10,000		\$10,000
Parks and Recreation Department	Santa Barbara Arts Alliance	\$5,000	\$30,000	71.71	\$7,500		\$7,500
Peoples' Self-Help Housing	Housing the Homeless	\$5,000	\$15,000	69.71	\$0		\$0
Santa Barbara Community Housing Corp	New Faulding Hotel Life Skills Trainer	\$9,206	\$12,000	67.86	\$0		\$0
Casa Serena, Inc.	Scholarships for Addiction Treatment	\$0	\$20,000	64.00	\$0		\$0
PathPoint	Paths to Recovery	NEW	\$30,000	56.33	\$0		\$0
<b>Priority 2</b>							
Transition House	Homelessness Prevention Program	\$10,000	\$15,000	89.13	\$15,000		\$15,000
Child Abuse Listening Mediation	Prevention, Intervention, & Treatment	\$25,000	\$30,000	86.57	\$27,500		\$27,500
Family Service Agency	Big Brothers Big Sisters	\$10,000	\$10,000	85.86	\$10,000		\$10,000
Family Service Agency	Family Support Services	\$5,500	\$5,500	85.71	\$5,500		\$5,500
Future Leaders of America	Family Leadership Camp	\$7,000	\$12,000	83.57	\$10,000		\$10,000
Family Service Agency	Long-Term Care Ombudsman Program	\$22,000	\$25,000	83.29	\$21,000		\$21,000
Legal Aid Foundation	Emergency Legal Services	\$34,000	\$40,000	83.14	\$34,000		\$34,000
Family Service Agency	Senior Services	\$5,000	\$10,000	82.00	\$6,750		\$6,750
Rental Housing Mediation Program	Rental Housing Mediation Program	\$25,000	\$30,000	82.00	\$24,000		\$24,000
Santa Barbara Rape Crisis Center	Santa Barbara Rape Crisis Center	\$36,800	\$38,000	81.88	\$34,000		\$34,000
Jodi House, Inc.	Brain Injury Support	\$11,000	\$50,000	80.57	\$18,000		\$18,000
Independent Living Resource Center	Community Living/Transition Services	\$14,000	\$18,000	80.50	\$14,500		\$14,500
Carrillo Counseling Services, Inc.	Community Counseling Clinic	\$7,000	\$35,000	79.29	\$17,000		\$17,000
Future Leaders of America	Youth Leadership and Education Project	\$13,000	\$16,000	78.86	\$12,000		\$12,000
Girls Incorporated	After-School Program	\$12,000	\$20,000	78.43	\$12,500		\$12,500
Friendship Adult Day Care Center Inc.	Friendship Center Adult Day Program	\$16,500	\$17,000	78.00	\$15,500		\$15,500
AHA!	Social-Emotional Learning Programs	\$12,000	\$15,000	77.57	\$12,000		\$12,000
Boys & Girls Club of Santa Barbara	Power Hour Homework Assistance	\$15,000	\$15,000	74.71	\$12,000		\$12,000
Mental Health Association	Fellowship Club Recovery Learning Center	\$0	\$15,000	74.57	\$11,250		\$11,250
Santa Barbara Police Activities League	Teen Leadership	NEW	\$15,000	74.13	\$9,500		\$9,500
Santa Barbara Police Activities League	Teen Center Enrichment Programs	NEW	\$20,000	71.75	\$12,750		\$12,750
Teddy Bear Cancer Foundation	Assistance for Families	\$7,000	\$10,000	71.57	\$5,000		\$5,000
Sanctuary Centers	Veterans Peer Support Program	NEW	\$20,000	69.71	\$0		\$0
United Cerebral Palsy WORK, Inc.	Employment for Adults with Disabilities	NEW	\$15,000	67.63	\$0		\$0
William Sansum Diabetes Center	Healthy Families Program	NEW	\$15,000	65.83	\$0		\$0
Center for Successful Aging	Senior Peer Counseling Programs	N/A	\$9,500	61.50	\$0		\$0
Storyteller Children's Center	CALM Collaboration	NEW	\$17,000	54.83	\$0		\$0
<b>Total</b>	<b>53</b>		<b>\$1,217,000</b>		<b>\$726,150</b>	<b>\$125,156</b>	<b>\$851,306</b>

**2016-17 CDHSC RECOMMENDATIONS  
BY PRIORITY AND RATING**

ATTACHMENT

<b>Organization Name</b>	<b>Proposal Title</b>	<b>2015-16 Funding</b>	<b>Requested Amount</b>	<b>Avg. Score</b>	<b>Human Services</b>	<b>CDBG</b>	<b>Rec. Allocation</b>
Santa Barbara Neighborhood Clinics	Flooring Replacement - Westside Clinic	NEW	\$34,939	<b>94.00</b>	n/a	\$34,939	<b>\$34,939</b>
Santa Barbara Neighborhood Clinics	Trash Enclosure Installation-Eastside Clinic	NEW	\$6,611	<b>94.00</b>	n/a	\$6,611	<b>\$6,611</b>
Santa Barbara Neighborhood Clinics	Exterior Stair & Landing Replacement	NEW	\$16,486	<b>92.25</b>	n/a	\$16,486	<b>\$16,486</b>
Santa Barbara Neighborhood Clinics	Flooring Replacement-Eastside Medical	NEW	\$33,977	<b>91.00</b>	n/a	\$33,977	<b>\$33,977</b>
Santa Barbara Neighborhood Clinics	Flooring Replacement-Rear Eastside Dental	NEW	\$6,732	<b>88.00</b>	n/a	\$6,732	<b>\$6,732</b>
Domestic Violence Solutions	Emergency Shelter Rehabilitation	NEW	\$13,254	<b>80.80</b>	n/a	\$13,254	<b>\$13,254</b>
City of Santa Barbara Public Works	Westside Access Ramps Phase 2	\$195,000	\$165,990	<b>80.00</b>	n/a	\$165,990	<b>\$165,990</b>
Women's Economic Ventures	Self Employment Training	\$50,000	\$50,000	<b>77.80</b>	n/a	\$45,000	<b>\$45,000</b>
Family Service Agency	Interior Building Work	NEW	\$173,789	<b>72.75</b>	n/a	\$146,671	<b>\$146,671</b>
City of Santa Barbara Parks and Recreation	New Playground and Pedestrian Safety	NEW	\$455,000	<b>71.60</b>	n/a	\$126,366	<b>\$126,366</b>
Council on Alcoholism and Drug Abuse	Carpet Replacement	NEW	\$13,500	<b>68.20</b>	n/a	\$0	<b>\$0</b>
Girls Incorporated	Exterior Security Gate & Fence Installation	NEW	\$25,000	<b>64.60</b>	n/a	\$0	<b>\$0</b>
Jewish Federation	Safety Exterior Improvements	NEW	\$140,800	<b>62.60</b>	n/a	\$0	<b>\$0</b>
<b>Total</b>	<b>13</b>		<b>\$1,136,078</b>				<b>\$596,026</b>