



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING July 19, 2016 COUNCIL CHAMBER, 735 ANACAPA STREET

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### CALL TO ORDER

Mayor Pro Tempore Harwood White 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 Pro Tempore Harwood White.

### ROLL CALL

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

Councilmembers absent: Mayor Schneider.

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

### PUBLIC COMMENT:

Speakers: Michael Baker, United Boys and Girls Clubs; Karen Hamada, United Boys and Girls Clubs; Fran Forman; Mark Schniepp, California Economic Forecast; Theo Kracke; Becky Kracke.

### ITEMS REMOVED FROM CONSENT CALENDAR

#### 2. **Subject: Adoption Of Ordinance For City Administrator Merit Salary Increase (170.01)**

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Ordinance No. 5706, the Salary Plan for the City Administrator for Fiscal Year 2016 and Fiscal Year 2017, to Provide a 5% Merit Increase Effective February 6, 2016.

(Cont'd)

**2. (Cont'd)**

Documents:

- July 19, 2016, report from Mayor Schneider.
- Proposed ordinance.

The title of the ordinance was read.

Motion:

Councilmembers Murillo/Rowse to approve the recommendation; Ordinance No. 5760.

Vote:

Majority roll call vote. (Noes: Councilmember Gregg Hart; Absent: Mayor Schneider).

**5. Subject: Community Promotion Contract For The Santa Barbara Region Chamber Of Commerce To Support A Visitor Information Center (180.01)**

Recommendation: That Council authorize the City Administrator to execute an annual community promotion contract with the Santa Barbara Region Chamber of Commerce in an amount of \$59,500 to support year-round expenses of the Visitor Information Center, covering the period from July 1, 2016, to June 30, 2017.

Documents:

- July 19, 2016, report from the City Administrator.

Speakers:

Member of the Public: Ken Oplinger, Santa Barbara Region Chamber of Commerce.

Motion:

Councilmembers Hotchkiss/Rowse to approve the recommendation; Agreement No. 25, 645.

Vote:

Majority voice vote. (Noes: Councilmember Cathy Murillo; Absent: Mayor Schneider).

**CONSENT CALENDAR (Item Nos. 1, 3, 4, 6 – 11)**

The title of the ordinance and resolution related to Consent Items were read.

Motion:

Councilmembers Rowse/Hart to approve the remainder of the Consent Calendar as recommended.

Vote:

Unanimous roll call vote. (Absent: Mayor Schneider).

**1. Subject: Adoption Of Ordinance To Approve Two Encroachment Permit Agreements Related To Peabody Stadium Project At Santa Barbara High School (330.10)**

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving An Encroachment Permit Agreement to Allow Santa Barbara High School Peabody Stadium Facilities to Encroach Within Portions of City Lands Underlying a Vacated Portion of Figueroa Street, an Untraveled Portion of Figueroa Street, and a Vacated Portion of Salsipuedes Street, and Also Approving An Encroachment Permit Agreement to Allow Other Portions of Peabody Stadium Facilities to Encroach Within an Untraveled Portion of Rinconada Road, Both Agreements with the Santa Barbara Unified School District, the Owner of Santa Barbara High School at 700 East Anapamu Street, Santa Barbara County Assessor's Parcel Numbers 029-180-009, 029-240-003 and 029-240-008, and Authorizing the Public Works Director to Execute Same.

Action: Approved the recommendation, Ordinance No. 5759.

**3. Subject: Acceptance Of Water Meter Agreement And Easement For 510 And 520 North Salsipuedes Street And 601 East Haley Street (540.06)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving an Agreement for Access to Water Meters and Sub-meters, and Accepting a Grant of Easement for 510 and 520 North Salsipuedes Street and 601 East Haley Street.

Action: Approved the recommendation, Resolution No. 16-051 (July 19, 2016, report from the Public Works Director; proposed resolution).

**4. Subject: Designation Of Voting Delegate For League Of California Cities Annual Conference (180.01)**

Recommendation: That Council designate a voting delegate and up to 2 alternates to represent the City of Santa Barbara at the League of California Cities Annual Meeting on October 7, 2016.

Action: Approved the recommendation (July 19, 2016, report from the City Administrator).

**6. Subject: Contract For Legal Services For Wastewater Collection System Consent Decree (540.13)**

Recommendation: That Council authorize the City Attorney to execute, and approve as to form, a City Professional Services contract with Meyers, Nave, Riback, Silver & Wilson not to exceed the amount of \$75,000 for legal services pertaining to the implementation of the Santa Barbara Channelkeeper Consent Decree.

Action: Approved the recommendation, Agreement No. 25,646 (July 19, 2016, report from the Public Works Director).

**7. Subject: Conceptual Design Contract For The Lower Arroyo Burro Restoration Project (570.05)**

Recommendation: That Council:

- A. Authorize the Parks and Recreation Director to execute a Professional Services Agreement with Waterways Consulting, Inc., in the amount of \$56,300 to prepare conceptual design plans for the Lower Arroyo Burro Restoration Project; and
- B. Authorize the Parks and Recreation Director to approve expenditures of up to \$5,600 for extra services from Waterways Consulting Inc., that may result from necessary changes in the scope of work.

Action: Approved the recommendations, Agreement No. 25,646 (July 19, 2016, report from the Parks and Recreation Director).

**8. Subject: Community Promotion Contract With Santa Barbara International Film Festival (230.02)**

Recommendation: That Council authorize the City Administrator to execute an annual community promotion contract with Santa Barbara International Film Festival in the amount of \$80,700 to support film festival programming and year-round administrative expenses.

Action: Approved the recommendation, Agreement No. 25,647 (July 19, 2016, report from the City Administrator).

NOTICES

- 9. The City Clerk has on Thursday, July 14, 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.
- 10. Receipt of communication advising of vacancy created on the Parks and Recreation Commission with the resignation of Mark Rincon-Ibarra. This vacancy will be part of the next recruitment.

11. A City Council site visit is scheduled for Monday, July 25, 2016, at 1:30 p.m. at the property located at 1417 San Miguel Avenue, which is the subject of an appeal hearing set for July 26, 2016, at 2:00 p.m.

This concluded the Consent Calendar.

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

### CITY ADMINISTRATOR

12. **Subject: Presentation From South Coast Task Force On Youth Safety (520.04)**

Recommendation: That Council receive an update from Saul Serrano, Task Force Coordinator, regarding the work of the South Coast Task Force on Youth Safety.

#### Documents:

- July 19, 2016, report from the City Administrator.
- PowerPoint presentation prepared and presented by Staff.

#### Speakers:

- South Coast Task Force On Youth Safety: Sal Serrano, coordinator.
- Staff: Neighborhood and Outreach Services Supervisor Mark Alvarado.
- Members of the Public: Fran Wageneck, Santa Barbara Unified School District.

By Consensus, the Council received the report and their questions were answered.

## **REPORT FROM THE FINANCE COMMITTEE**

Finance Committee Chair Gregg Hart reported that the Committee met to hear a report of the Facilities Maintenance Operating and Capital Budget design and capital cost modeling.

## **COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

#### Information:

- Councilmember Murillo reported on her attendance at the meeting of Central Coast Collaborative on Homelessness.
- Mayor Pro Tempore White reported on his attendance at the following meetings: 1) Cachuma Operation and Maintenance Board where a discussion was held regarding the maintenance of the South Coast Conduit; and 2) Cachuma Conservation and Maintenance Board where the Downstream Release Act and preservation of the steelhead were discussed.
- Councilmember Dominguez reported on his attendance at the Milpas Action Task Force meeting.

## CLOSED SESSIONS

### 13. Subject: Conference With City Attorney - Pending Litigation (160.03)

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (d)(1) of section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is *Jared Hall v. City of Santa Barbara*, WCAB case numbers ADJ9948858; ADJ10302165.

Scheduling: Duration, 20 minutes; anytime

Report: None anticipated

Documents:

July 19, 2016, report from the City Attorney and Risk Manager.

Time:

3:45 p.m. – 3:50 p.m. Mayor Schneider was absent.

No report made.

### 14. Subject: Conference With City Attorney - Pending Litigation (160.03)

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (d)(1) of section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is *John Franklin v. City of Santa Barbara*, WCAB case number ADJ10400903.

Scheduling: Duration, 20 minutes; anytime

Report: None anticipated

Documents:

July 19, 2016, report from the City Attorney and Risk Manager.

Time:

3:50 p.m. – 4:00 p.m. Mayor Schneider was absent.

No report made.

### 15. Subject: Conference With City Attorney - Pending Litigation (160.03)

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (d)(1) of section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is *Kent Wojciechoski v. City of Santa Barbara*, WCAB case number unassigned.

Scheduling: Duration, 20 minutes; anytime

Report: None anticipated

(Cont'd)

**15. (Cont'd)**

Documents:

July 19, 2016, report from the City Attorney and Risk Manager.

Time:

4:00 p.m. – 4:10 p.m. Mayor Schneider was absent.

No report made.

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

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (d)(1) of section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is *Troy Kuhlman v. City of Santa Barbara*, WCAB case numbers ADJ9587351; ADJ10376910.

Scheduling: Duration, 20 minutes; anytime

Report: None anticipated

Documents:

July 19, 2016, report from the City Attorney and Risk Manager.

Time:

4:10 p.m. – 4:17 p.m. Mayor Schneider was absent.

No report made.

**ADJOURNMENT**

Mayor Pro Tempore White adjourned the meeting at 4:17 p.m. to Monday, July 25, 2016, at 1:30 p.m. at the property located at 1417 San Miguel Avenue.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE

ATTEST:

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HARWOOD WHITE  
MAYOR PRO TEMPORE

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DEBORAH L. APPLGATE  
DEPUTY CITY CLERK