



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING June 21, 2016 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

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

PUBLIC COMMENT

Speakers: Lee Moldaver, Phil Walker.

CHANGES TO AGENDA

Items Continued to Future Meetings

The Council agreed to continue the following items:

14. Subject: Lease Agreements With Nonprofit Organizations At The Westside Neighborhood Center (580.04)

Recommendation: That Council authorize the Parks and Recreation Director to execute annual lease agreements for office space at the Westside Neighborhood Center (Westside Center) for the Independent Living Resource Center, UCP/Work, Inc., United Cerebral Palsy Association of Los Angeles, Ventura, and Santa Barbara Counties, and the Santa Barbara Unified School District-Quetzal program.

25. Subject: Public Employee Performance Evaluation - Government Code Section 54957(b)(1) (160.01)

Recommendation: That Council hold a closed session for a Public Employee Performance Evaluation, including salary and fringe benefits, per Government Code Section 54957(b)(1).

Title: City Attorney

Scheduling: Duration, 40 minutes; anytime

Report: None anticipated

Items Removed From Consent Calendar

Councilmember Rowse recused himself from the following items due to his ownership of a business within the Downtown District.

16. Subject: Downtown Santa Barbara Maintenance Agreement For Fiscal Year 2017 (530.04)

Recommendation: That Council authorize the Parks and Recreation Director to execute a one-year agreement in the amount of \$689,602 with Downtown Organization of Santa Barbara, Inc., for landscape maintenance, sidewalk cleaning, and general maintenance of the 00-1200 blocks of State Street from Victoria Street to Cabrillo Boulevard, including the Highway 101 underpass and various cross streets, from July 1, 2016, through June 30, 2017.

Documents:

June 21, 2016, report from the Parks and Recreation Director.

Motion:

Councilmembers Murillo/Hotchkiss to approve the recommendation;
Agreement No. 25,599. (Cont'd)

16. (Cont'd)

Vote:

Majority voice vote (Abstention: Councilmember Rowse).

20. Subject: Parking And Business Improvement Area Annual Assessment Rates For Fiscal Year 2017 - Public Hearing (550.10)

Recommendation: That Council:

- A. Consider any appropriate protests to the Parking and Business Improvement Area Annual Assessment Report For Fiscal Year 2017, as required under the California Parking and Business Improvement Area Law of 1989;
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Fixing and Assessing the Parking and Business Improvement Area Assessment Rates for Fiscal Year 2017, and Confirming Approval of the Parking and Business Improvement Area Annual Assessment Report for Fiscal Year 2017; and
- C. Direct staff and the City Attorney to review the Parking and Business Improvement Area assessment methodology for consistency with current industry standards.

Documents:

- June 21, 2016, report from the Public Works Director.
- Proposed resolution.

The title of the resolution related to item was read.

Motion:

Councilmembers Murillo/Hotchkiss to approve the recommendations; Resolution No. 16-041.

Vote:

Majority roll call vote (Abstention: Councilmember Rowse).

CONSENT CALENDAR (Items 1 - 13, 15, 17 - 19, 21)

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

1. Subject: Minutes

Recommendation: That Council waive further reading and approve the minutes of the regular meeting of May 3, 2016, and the special meeting of June 1, 2016.

Action: Approved the recommendation.

2. Subject: Appropriation Of Asset Forfeiture Funds For The Council On Alcoholism And Drug Abuse Criminal Justice Early Identification Specialist Position And "Kids Fight Drugs" Calendar (520.04)

Recommendation: That Council:

- A. Authorize the Chief of Police to execute a three-year agreement with the Council on Alcoholism and Drug Abuse (CADA) to fund the Early Identification Specialist position;
- B. Increase appropriations by \$147,000 for Fiscal Year 2017 in the Police Department Asset Forfeiture and Grants Fund from available asset forfeiture reserves for continued funding for CADA's Criminal Justice Early Identification Specialist position through Fiscal Year 2019; and
- C. Increase appropriations by \$15,000 for Fiscal Year 2017 in the Police Department Asset Forfeiture and Grants Fund from available asset forfeiture reserves to pay CADA for the City of Santa Barbara's share of the cost for administering the "Kids Fight Drugs" calendar through Fiscal Year 2019.

Action: Approved the recommendations; Agreement No. 25,590 (June 21, 2016, report from the Police Chief).

3. Subject: Appointment of Sign Ordinance Review Committee (640.02)

Recommendation: That Council appoint members to a Sign Ordinance Review Committee to review the City's existing sign regulations to assure compliance with the First Amendment.

Action: Approved the recommendation. (June 21, 2016, report from the City Attorney).

4. Subject: Acceptance Of A Public Street Easement At Jardin de las Rosas Apartments, 510 North Salsipuedes Street (330.03)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting a Dedication of a Street Easement Deed for Street and All Related Purposes on the Private Property Known as 510 North Salsipuedes Street.

Action: Approved the recommendation; Resolution No. 16-039; Agreement No. 25,591 (June 21, 2016, report from the Public Works Director; proposed resolution).

5. Subject: Acceptance Of Water Meter Easement For 1200 And 1212 Mission Canyon Road (540.06)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting an Agreement for Access to Water Meters and Grant of Easement for 1200 and 1212 Mission Canyon Road.

Action: Approved the recommendation; Resolution No. 16-040; Agreement No. 25,592 (June 21, 2016. report from the Public Works Director; proposed resolution).

6. Subject: Approval Of Three-Year Pre-Qualified Supervisory Control And Data Acquisition Vendors (540.01)

Recommendation: That Council:

- A. Approve a pre-qualified vendor list to provide support for Water Resources' Supervisory Control And Data Acquisition systems for a three-year period; and
- B. Authorize the General Services Manager to issue purchase orders to vendors on the approved list, in accordance with approved budgets, through June 21, 2019.

Action: Approved the recommendation (June 21, 2016, report from the Public Works Director).

7. Subject: Contract For Water Quality Monitoring Services (570.03)

Recommendation: That Council authorize the Waterfront Director to execute a five-year agreement between the City and Leidos, Inc. for Water Quality Monitoring Services for the Waterfront Department, in an amount not to exceed \$46,470 over the term of the contract; and authorize the Waterfront Director to approve expenditures of up to \$4,600 for extra services that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Agreement No. 25,593 (June 21, 2016, report from the Waterfront Director).

8. Subject: Approval Of Equipment Standardization List For The Water Resources Division (540.01)

Recommendation: That Council find it to be in the City's best interest to approve an Equipment Standardization List for the Water Resources Division for the next three years, in accordance with Section 4.52.080 (L) of the Municipal Code.

Action: Approved the recommendation (June 21, 2016, report from the Public Works Director).

9. Subject: Professional Services Agreement For Conceptual Design Of Santa Barbara Fire Station 7 (530.01)

Recommendation: That Council authorize the Public Works Director to execute a Professional Services Agreement with RRM Design Group in the amount of \$47,400, with \$9,480 available for extra services, for the conceptual design of Santa Barbara Fire Station 7 located at 2411 Stanwood Drive.

Action: Approved the recommendation; Agreement No. 25,594 (June 21, 2016, report from the Public Works Director).

10. Subject: Animal Control Shelter Services Amendment To Agreement With The County of Santa Barbara (520.05)

Recommendation: That Council authorize the Chief of Police to execute an amendment to the agreement with the County of Santa Barbara to provide animal control shelter services for Fiscal Year 2017 through Fiscal Year 2018 (July 1, 2016, to June 30, 2018).

Action: Approved the recommendation; Agreement No. 25,594 (June 21, 2016, report from the Chief of Police).

11. Subject: School Crossing Guard Agreements With The Santa Barbara Unified And Hope School Districts (150.05)

Recommendation: That Council:

- A. Authorize the Chief of Police to execute a Memorandum of Understanding with the Santa Barbara Unified School District for School Crossing Guard services, including Peabody School, from July 1, 2016, through June 30, 2019; and
- B. Authorize the Chief of Police to execute a Memorandum of Understanding with the Hope School District for School Crossing Guard services from July 1, 2016, through June 30, 2019.

Action: Approved the recommendation; Agreement Nos. 25,595 and 25,596 (June 21, 2016, report from the Chief of Police).

12. Subject: Increase Contract For Professional Services For Polygraphs For Police Department Personnel (520.04)

Recommendation: That Council authorize the Chief of Police to execute an increase of \$15,000 in the professional services agreement with Polygraph Examiner Joe Delia, bringing the total cost of a three-year agreement from \$30,000 to \$45,000 to cover the cost of performing all polygraph tests for potential Police Department personnel.

Action: Approved the recommendation; Agreement No. 25,597 (June 21, 2016, report from the Chief of Police).

13. Subject: Rejection Of The Westside Neighborhood Zone 3 Pavement Maintenance Project Bid (530.04)

Recommendation: That Council reject the bid for the construction of the Westside Neighborhood Pavement Maintenance Project.

Action: Approved the recommendation (June 21, 2016, report from the Public Works Director).

14. Subject: Lease Agreements With Nonprofit Organizations At The Westside Neighborhood Center (580.04)

Recommendation: That Council authorize the Parks and Recreation Director to execute annual lease agreements for office space at the Westside Neighborhood Center (Westside Center) for the Independent Living Resource Center, UCP/Work, Inc., United Cerebral Palsy Association of Los Angeles, Ventura, and Santa Barbara Counties, and the Santa Barbara Unified School District-Quetzal program.

Action: Approved the recommendation; Agreement Nos. 25,672, 25,673, and 25,674 (June 21, 2016, report from the Parks and Recreation Director).

15. Subject: City And School District Joint Use Park Ranger Patrol Services Agreement (570.08)

Recommendation: That Council authorize the City Administrator to enter into a one-year agreement with the Santa Barbara Unified School District (District) for Park Ranger Patrol Services at District properties at a cost of \$32,048.

Action: Approved the recommendation; Agreement No. 25,598 (June 21, 2016, report from the Parks and Recreation Director).

16. Subject: Downtown Santa Barbara Maintenance Agreement For Fiscal Year 2017 (530.04)

Recommendation: That Council authorize the Parks and Recreation Director to execute a one-year agreement in the amount of \$689,602 with Downtown Organization of Santa Barbara, Inc., for landscape maintenance, sidewalk cleaning, and general maintenance of the 00-1200 blocks of State Street from Victoria Street to Cabrillo Boulevard, including the Highway 101 underpass and various cross streets, from July 1, 2016, through June 30, 2017.

Action: Approved the recommendation; Agreement No. 25,599 (June 21, 2016, report from the Parks and Recreation Director).

17. Subject: Donation Of Firefighting Equipment To The Fire Department By The Santa Barbara Firefighters Alliance (520.03)

Recommendation: That Council accept the donation of rescue and safety equipment from the Santa Barbara Firefighters Alliance to the City of Santa Barbara Fire Department, valued at approximately \$32,000.

Speakers:

- Staff: Fire Chief Patrick McElroy.
- Members of the Public: Paul Cashman, Firefighter's Alliance.

Action: Approved the recommendation (June 21, 2016, report from the Fire Chief).

18. Subject: License Agreement With The Santa Barbara Swim Club (570.08)

Recommendation: That Council authorize the Parks and Recreation Director to execute the renewal of a two-year license agreement with the Santa Barbara Swim Club for the use of Los Baños del Mar Swimming Pool.

Action: Approved the recommendation; Agreement No. 25,600 (June 21, 2016, report from the Parks and Recreation Director).

19. Subject: Authorization of Legal Services Agreement with Silver & Wright, LLP (160.01)

Recommendation: That Council authorize the City Attorney to execute a legal services agreement with Silver & Wright, LLP, in an amount not to exceed \$65,000 for special counsel services on certain residential receivership and code enforcement actions.

Action: Approved the recommendation; Agreement No. 25,601 (June 21, 2016, report from the City Attorney).

CONSENT PUBLIC HEARING

20. Subject: Parking And Business Improvement Area Annual Assessment Rates For Fiscal Year 2017 - Public Hearing (550.10)

Recommendation: That Council:

- A. Consider any appropriate protests to the Parking and Business Improvement Area Annual Assessment Report For Fiscal Year 2017, as required under the California Parking and Business Improvement Area Law of 1989;

20. (Cont'd)

- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Fixing and Assessing the Parking and Business Improvement Area Assessment Rates for Fiscal Year 2017, and Confirming Approval of the Parking and Business Improvement Area Annual Assessment Report for Fiscal Year 2017; and
- C. Direct staff and the City Attorney to review the Parking and Business Improvement Area assessment methodology for consistency with current industry standards.

Action: Approved the recommendations; Resolution No. 16-041 (June 21, 2016, report from the Public Works Director; proposed resolution).

NOTICES

- 21. The City Clerk has on Thursday, June 16, 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 ORDINANCE COMMITTEE

Ordinance Committee Chair Randy Rowse reported that the Committee met to hear a staff presentation regarding the status of proposed amendments to the Santa Barbara Municipal Code regarding historic resource protection and the designation of future Historic Districts and Special Design Districts.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

FINANCE DEPARTMENT

22. Subject: Adoption Of The Operating And Capital Budget For Fiscal Year 2017 (230.05)

Recommendation: That Council adopt, by reading of title only:

- A. A Resolution of the Council of the City of Santa Barbara Adopting the Budget for the Fiscal Year 2017 by Appropriating Moneys for the Use and Support of Said City from the Funds and to the Purposes Herein Specified;
- B. A Resolution of the Council of the City of Santa Barbara Establishing the City's Appropriation Limitation for Fiscal Year 2017;
- C. A Resolution of the Council of the City of Santa Barbara Establishing Certain City Fees and Rescinding Resolution No. 15-053;

22. (Cont'd)

- D. A Resolution of the Council of the City of Santa Barbara Authorizing Classified and Unclassified Positions in the City's Service Effective June 21, 2016, and Providing a Schedule of Classifications and Salaries for the Same in Accordance with the Operating Budget for the 2017 Fiscal Year;
- E. A Resolution of the Council of the City of Santa Barbara Authorizing the Continuation of Capital and Special Project Appropriations to Fiscal Year 2017;
- F. A Resolution of the Council of the City of Santa Barbara Establishing Administrative Guidelines and Fines for Noise Violations Pursuant to Sections 9.16.020 and 9.16.030 of the Santa Barbara Municipal Code; and
- G. A Resolution of the Council of the City of Santa Barbara Establishing Waterfront Harbor Slip, Mooring and User Fees and Rescinding Resolution No. 15-055.

Documents:

- June 21, 2016, report from the Finance Director.
- Proposed resolutions.
- PowerPoint presentation prepared and made by Staff.

The titles of the resolutions were read.

Speakers:

- Staff: Finance Director Robert Samario.
- Downtown Parking Committee: Trey Pinner.

Motion:

Councilmembers White/Rowse to approve the recommendations A through F.

Vote:

Unanimous roll call vote; Resolution Nos.: 16-043, – 16-047.

Councilmembers Rowse and White stated that they would recuse themselves from the following vote due to being current slipholders in the marina.

Motion:

Councilmembers Murillo/Hart to approve recommendation G Resolution No. 16-048/

Vote:

Majority roll call vote. (Abstentions: Councilmembers Rowse, White).

PUBLIC WORKS DEPARTMENT

23. Subject: Mission Park To Mission Canyon Pedestrian And Bike Way Project (670.04)

Recommendation: That Council:

- A. Receive an update on the status of the Mission Park to Mission Canyon Pedestrian and Bike Way Project; and
- B. Direct staff whether to continue work on a Highway Bridge Program grant from the State of California Department of Transportation for the Mission Canyon Road Bridge over Mission Creek.

Documents:

- June 21, 2016, report from the Public Works Director.
- PowerPoint presentation prepared and made by Staff.
- June 15, 2016, letter from Don Olson, Mission Heritage Trail Association.
- June 16, 2016, email from Rosanne Crawford.
- June 18, 2016, letter from Richard B. Tobin.
- June 20, 2016, email from Lanny Ebenstein.
- June 21, 2016, letter from Suzanne Elledge and Heidi Jones.
- June 21, 2016, email from Alastair Winn.
- June 21, 2016, letter from Upper East Association Board of Directors.
- June 21, 2016, letter from Trey Pinner.

Speakers:

- Staff: Principal Transportation Planner Rob Dayton; Principal Engineer Brian D'Amour.
- Santa Barbara County Representative Matt Dobberteen.
- Members of the Public: Erika Shargi; Frank Frost; Paula Conn; Lanny Ebenstein; Ray Smith, Mission Canyon Association; Karl Hutterer, Mission Canyon Association; Shelley Bookspan, Riveria Association; Fred Sweeney, Upper East Association; Tom Jacobs, Mission Heritage Trails Association; Steve Forsell, Mission Heritage Trails Association; Dan Olson, Mission Heritage Trail Association; Heidi Jones, Mission Heritage Trail Association; SEPPS; Kellem de Forest; Mike Imwalle, Mission Heritage Trail Association.

Councilmembers heard the report and their questions were answered.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Councilmember Rowse reported on his attendance at the Mesa Community Group.
- Councilmember Murillo reported on her attendance at the following events: 1) Westside Community Association meeting; 2) Sustainability Committee meeting; 3) Funeral of Cedric Robinson, professor at University of California, Santa Barbara; and 4) meeting of the Neighborhood Advisory Committee.
- Councilmember White reported on his attendance at the Cachuma Operation and Maintenance Board.
- Mayor Schneider reported on her recent meeting at Santa Barbara County Associations of Governments.

RECESS

The Mayor recessed the meeting at 4:30 p.m. in order for the Council to reconvene in closed session for Agenda Item Nos. 24 and 26. She stated that no reportable action is anticipated.

CLOSED SESSIONS

24. Subject: Conference With Labor Negotiator (440.05)

Recommendation: That Council hold a closed session pursuant to the authority of Government Code Section 54957.6 to consider instructions to City negotiators Kristine Schmidt, Administrative Services Director, and Bruce Barsook, Liebert Cassidy Whitmore, regarding negotiations with the General Bargaining Unit, Firefighters Association, Supervisors Association, and Police Officers Association.

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

Documents:

June 21, 2016, report from the Administrative Services Director.

Time:

4:30 p.m. – 5:20 p.m.

No report made.

26. Subject: Public Employee Performance Evaluation - Government Code Section 54957(b)(1) (170.01)

Recommendation: That Council hold a closed session for a Public Employee Performance Evaluation, including salary and fringe benefits, per Government Code Section 54957(b)(1).

Title: City Administrator
Scheduling: Duration, 40 minutes; anytime
Report: None anticipated

Documents:

June 21, 2016, report from Mayor Schneider.

Time:

5:20 p.m. – 6:05 p.m.

No report made.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 6:05 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

HELENE SCHNEIDER
MAYOR

ATTEST: _____
DEBORAH L. APPLGATE
DEPUTY CITY CLERK