



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING September 20, 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 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

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

Item Removed From Agenda

1. **Subject: Minutes**

Recommendation: That Council waive further reading and approve the minutes of the regular meeting of September 6, 2016.

PUBLIC COMMENT

Speakers: Phil Walker; Philip Marteney; Bryan Stephenson; Michael Cordero, Casmali Lopez; Marcus Lopez, Baibaveno Chumash Council; Nancy Caponi, Standing Rock Coalition; Alicia Cordero, Wishtoyo Chumash Foundation; Solange Aguilar, Santa Barbara Standing Rock Coalition; Charisse Cordero, Santa Barbara Standing Rock Coalition.

CONSENT CALENDAR (Items 2 – 12)

The title of the ordinance and resolutions related to the Consent Calendar items were read.

Motion:

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

Vote:

Unanimous roll call vote.

2. Subject: Adoption of Ordinance For Advertising Concession Agreement With Clear Channel Airports (330.04)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving and Authorizing the Airport Director to Execute a Concession Agreement With Interspace Services Inc., dba Clear Channel Airports, Effective Upon the Adoption of the Enabling Ordinance, to Manage Advertising Sales at Santa Barbara Airport.

Action: Approved the recommendation; Ordinance No. 5768; Agreement No. 25,704.

3. Subject: Statement Of Investment Policy And Delegation Of Investment Authority For Fiscal Year 2017 (260.01)

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Adopting the Investment Policy for the City and Rescinding Resolution No. 15-075.

Action: Approved the recommendation; Resolution No. 16-058 (September 20, 2016, report from the Finance Director).

4. Subject: Funding Recommendations For Community Events And Festivals And Annual Contract With The Santa Barbara County Arts Commission (230.02)

Recommendation: That Council:

- A. Review and approve the City of Santa Barbara Arts Advisory Committee and Community Events and Festivals Committee funding recommendations for Fiscal Year 2017; and
- B. Authorize the City Administrator to execute an agreement with the Santa Barbara County Arts Commission in the amount of \$475,000 as approved in the Fiscal Year 2017 budget.

Action: Approved the recommendations; Agreement No. 25,696 (September 20, 2016, report from the Assistant to the City Administrator).

5. Subject: Mills Act Historic Property Contracts For The Charles Pressley House, The Olives House, And The Anderson House (640.06)

Recommendation: That Council:

- A. Grant exceptions to Mills Act contract limits for assessed property valuation, pursuant to Santa Barbara Municipal Code §22.22.160.C.4.m. for a designated City Landmark at 2210 Hudson Drive (APN 041-316-006), a designated City Landmark at 2121 Garden Street (APN 025-252-003), and a designated Structure of Merit at 1919 Santa Barbara Street (APN 025-381-007); and
- B. Authorize the Community Development Director to execute the three Mills Act historic property contracts.

Action: Approved the recommendations; Agreements Nos. 25,697; 25,698; and 25,699. (September 20, 2016, report from the Community Development Director).

6. Subject: Contract For Design Of Light Industrial Buildings On 6100 Hollister Avenue (560.04)

Recommendation: That Council:

- A. Authorize the Public Works Director to execute a City Professional Services contract with Kupiec Architects PC in the amount of \$266,025 for final design services of the 6100 Hollister Avenue Development Project, and authorize the Public Works Director to approve expenditures of up to \$27,000 for extra services of Kupiec Architects PC that may result from necessary changes in the scope of work;
- B. Increase revenues and appropriations by \$8,683,341 in the Airport Development Fund for Commercial/Industrial Area Development to be funded from the net proceeds of the sale of 7.99 acres of Airport property to Direct Relief; and

(Cont'd)

6. (Cont'd)

- C. Transfer \$691,505 from the Airport Development Fund to the Airport Operating Fund, and authorize the necessary budget adjustments necessary for this transfer, for reimbursement of Commercial/Industrial Area Development expenditures incurred prior to the sale of Airport property.

Action: Approved the recommendations; Agreement No. 25,700 (September 20, 2016, report from the Public Works Director).

7. Subject: Contract For Design Of El Estero Wastewater Treatment Plant Solids Handling Process Improvements Project (540.13)

Recommendation: That Council authorize the Public Works Director to execute a City Professional Services contract with Carollo Engineers, Inc., in the amount of \$299,940 for design services of the El Estero Wastewater Treatment Plant Solids Handling Process Improvements Project, and authorize the Public Works Director to approve expenditures of up to \$29,994 for extra services of Carollo Engineers, Inc., that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Agreement No. 25,701 (September 20, 2016, report from the Public Works Director).

8. Subject: Resolution To Formally Dedicate A Public Street Easement For La Vista Del Oceano Drive (530.04)

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Dedicating an Easement for Public Street Purposes Covering Portions of City-Owned Real Property Underlying the Improved Street Known as "La Vista Del Oceano Drive" Northerly of Cliff Drive and Northerly and Easterly of Ricardo Avenue.

Documents:

- September 20, 2016, report from the Public Works Director.
- Proposed resolution.

The title of the resolution was read.

Speakers:

Members of the Public: Oceano Property Owners, Inc.: Barbara Levi, Gary Elkins.

Action: Approved the recommendation; Resolution No. 16-059 (September 20, 2016, report from the Public Works Director).

9. Subject: Amendment To Professional Service Agreements Associated With El Estero Wastewater Tertiary Filtration Plant (540.13)

Recommendation: That Council:

- A. Authorize the Public Works Director to execute an amendment to Professional Service Agreement No. 21600223 with Trussell Technologies, Inc., to increase services for operational support for recycled water facility modifications, and increase the contract by \$149,524, for a total not to exceed amount of \$184,480;
- B. Authorize the City Attorney to execute an amendment to Legal Services Agreement No. 21600241 with Morris Polich & Purdy, LLP, to increase the contract amount by \$165,000 for a total not to exceed amount of \$200,000, for provision of legal services for potential litigation associated with the El Estero Wastewater Tertiary Filtration Project; and
- C. Approve a transfer of funds from Water Fund reserves to the Water Capital Fund in the amount of \$314,524, and amend the budgets in each funds accordingly, to cover the additional costs associated with the amended professional service agreements for the El Estero Wastewater Tertiary Filtration Plant.

Action: Approved the recommendations; Agreement Nos. 25,702 and 25,703 (September 20, 2016, report from the Public Works Director).

10. Subject: Funding For The Chase Palm Park Restroom Renovation Project (570.05)

Recommendation: That Council allocate \$48,647 from the Park Infrastructure and Safety Capital Improvement Program (CIP) Project to the Park Restroom Renovation Program in the Capital Outlay Fund.

Action: Approved the recommendation. (September 20, 2016, report from the Parks and Recreation Director).

NOTICES

- 11. The City Clerk has on Thursday, September 15, 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.
- 12. Receipt of communication advising of vacancies created on the Neighborhood Advisory Council with the resignation of Abbey Fragosa and on the Community Development and Human Services Committee with the resignation of Zahra Nahar-Moore. These vacancies will be part of the current recruitment.

This concluded the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Hart reported that the Finance Committee met to hear a report on the investment policy and delegation of investment authority for Fiscal Year 2017. The Finance Committee recommended forwarding the ordinance to the City Council for introduction and subsequent adoption. The Committee also reviewed a report on the City's Retirement Policy.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

13. Subject: Stage Three Drought Update And Council Input On Potential New Regulations And Development Restrictions (540.05)

Recommendation: That Council receive an update on the status of the current drought, ongoing drought-response Capital Improvement Projects, projected supply shortages, and provide input on potential additional water use and development restrictions.

Documents:

- September 20, 2016, report from the Public Works Director and Community Development Director.
- PowerPoint presentation prepared and made by Staff.
- September 20, 2016, letter from John A. Norwood.
- September 20, 2016, letter from Anna Marie Grott.

Speakers:

- Staff: Water Resources Manager Joshua Haggmark; City Planner Renee Brooke; Water Conservation Supervisor Madeline Ward; Public Works Director Rebecca Bjork.
- Members of the Public: Lindsey Baker; Phil Walker; Tom Williams; Sheila Lodge; Anna Marie Grott, Allied Neighborhood Association; Art Ludwig.

Discussion:

Staff's presentation included status on Lake Cachuma water supply, the current water supply strategy, a proposed water supply strategy, and proposed demand management strategy. Staff addressed the need for further conservation and revenue impacts. Other water saving measures discussed included rationing, other water use restrictions, drought impact fees, and continuation of rebates for replacement of turfgrass with water wise landscaping. Councilmembers' gave direction to staff to return with more details on rationing, drought impact fee, and a turf watering moratorium.

13. (Cont'd)

Motion: Councilmember Murillo brought a motion to direct staff to develop a Drought Impact Fee Program.

Vote: Motion died for lack of a second.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Councilmember Murillo reported on her attendance at: 1) the Westside Community Groups where they are starting a Neighborhood Watch Program and addressing parking concerns; 2) the recent Neighborhood Advisory Council meeting; and 3) the Latino Elder Outreach Network (LEON) event, Dia De Los Abuelos ("The Day of the Grandparent") Luncheon.
- Councilmember White reported on his attendance at the recent meeting of the Cachuma Operation and Maintenance Board where the discussion focused on looking at the management of Lake Cachuma over the next fifty (50) years.
- Councilmember Hotchkiss reported on his attendance at the Santa Barbara Airport (SBA) Triennial Full-Scale Disaster Drill exercise. He stated the purpose of the drill was for mutual aid partners and emergency response organizations to gain practice and preparedness for a response in the event of a major aircraft disaster. The live exercise was conducted in compliance with Federal Aviation Administration requirements.
- Councilmember Dominguez reported on his attendance at Latino Elder Outreach Network (LEON) event, Dia De Los Abuelos Luncheon and the recent meeting of Path Neighborhood Partnership (formerly known as Milpas Action Task Force).
- Mayor Schneider reported she attended the rededication ceremony of the Crescent Crossing where the landmark train station site was chosen as the new location for the art structure. She also reported her attendance at the recent Los Angeles-San Diego Rail Corridor Agency (LOSSAN) meeting, as the Santa Barbara County Association of Governments representative. She also congratulated El Carrillo, a permanent and affordable living facility created by the Housing Authority of the City of Santa Barbara and PathPoint, on its ten (10) year anniversary.

CLOSED SESSIONS

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 *Herrera, Jesus Reyes v. COSB, et al.*, USDC Case No. 2:15-CV-08402 DMG(PLAx)

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

(Cont'd)

14. **(Cont'd)**

Documents:

September 20, 2016, report from the City Attorney.

Time:

5:00 p.m. – 5:10 p.m. Councilmember Hart was absent.

No report was made.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 5:10 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

HELENE SCHNEIDER
MAYOR

ATTEST: _____
DEBORAH L. APPLGATE
DEPUTY CITY CLERK