



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING November 22, 2016 COUNCIL CHAMBER, 735 ANACAPA STREET

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### CALL TO ORDER

Mayor Helene Schneider called the joint meeting of the Council and the Financing Authority to order at 2:00 p.m. (The Finance Committee met at 12:30 p.m. and the Ordinance Committee met at 12:00 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: Kenneth Loch; Matthew Margulies, MD; Aaron Musicant; Art Ludwig; Brooke Teal Robbins, Suffragette Sisters; Anna Campbell; Alex R. Fauacho; Jason Colbert.

Councilmember Hart left the meeting at 2:10 p.m. and returned at 2:18 p.m.

### CONSENT CALENDAR (Item Nos. 1 – 11)

Motion:

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

Vote:

Unanimous voice vote. (Absent: Councilmember Hart)

**1. Subject: Fiscal Year 2017 First Quarter Review (250.02)**

Recommendation: That Council:

- A. Accept the Fiscal Year 2017 Interim Financial Statements for the Three Months Ended September 30, 2016; and
- B. Approve the proposed first quarter adjustments to Fiscal Year 2017 appropriations and estimated revenues as detailed in the Schedule of Proposed First Quarter Budget Adjustments.

Action: Approved the recommendations (November 22, 2016, report from the Finance Director).

**2. Subject: October 2016 Investment Report (260.02)**

Recommendation: That Council accept the October 2016 Investment Report.

Action: Approved the recommendation (November 22, 2016, report from the Finance Director).

**3. Subject: Increase In Appropriations For Marina Management Software (570.03)**

Recommendation: That Council approve an appropriation increase of \$20,000 from the Waterfront Fund Reserves above policy requirements, to supplement existing appropriations of \$17,000 and bringing the total budget authority to \$37,000 for the Marina Management Software Upgrade Project.

Action: Approved the recommendation (November 22, 2016, report from the Waterfront Director).

**4. Subject: Purchase Order For Water Treatment Chemicals At The William B. Cater Water Treatment Plant (540.10)**

Recommendation: That Council find it to be in the City's best interest to authorize the General Services Manager to issue a purchase order in the amount of \$350,000 to Norit Americas, Inc. for the purchase of powdered activated carbon for use at the William B. Cater Water Treatment Plant, in accordance with Section 4.52.070(L) of the Municipal Code.

Action: Approved the recommendation (November 22, 2016, report from the Public Works Director).

**5. Subject: Approval Of Standard Equipment List For The Water Resources Division (540.01)**

Recommendation: That Council find it to be in the City's best interest to waive formal purchase bidding requirements and approve the Standard Equipment List for the Water Resources Division for the next three years, in accordance with Section 4.52.070(L) of the Municipal Code.

Action: Approved the recommendation (November 22, 2016, report from the Public Works Director).

**6. Subject: Issuance Of Purchase Order To Engel & Gray, Inc., For Biosolids Composting (540.13)**

Recommendation: That Council find it in the City's best interest to waive the formal bid process as provided by Municipal Code Section 4.52.070(L) and authorize the General Services Manager to issue a purchase order to Engel & Gray, Inc., to provide the City with an in-county site for biosolids composting services at a cost of \$52.00 per ton, and for the purchase of a limited amount of finished compost at a cost of \$25.80 per yard for Fiscal Year 2017, and the following four fiscal years, in accordance with approved budgets.

Action: Approved the recommendation (November 22, 2016, report from the Public Works Director).

**7. Subject: Approval Of Final Map And Execution Of Agreements For 3408 - 3412 State Street (640.08)**

Recommendation: That Council approve and authorize the City Administrator to execute and record Final Map Number 20,748 and a standard agreement relating to the approved subdivision at 3408 - 3412 State Street.

Action: Approved the recommendation; Agreement No. 20,748 and Agreement No. 25,743 (November 22, 2016, report from the Public Works Director).

**8. Subject: Upgrade Of Cartegraph Asset Management Software For Maintenance Work Order Tracking For Water And Wastewater Funds (540.13)**

Recommendation: That Council:

- A. Authorize the Administrative Services Director to execute a purchase agreement with Cartegraph Systems, Inc., for implementation of the Operations Management System (OMS) for the Water And Wastewater Funds, in the amount of \$242,100, and approve an additional \$24,507 for contingency costs that may be necessary during the implementation, for a total authorization not to exceed \$266,607; and

(Cont'd)

**8. (Cont'd)**

- B. Authorize the Administrative Services Director to execute an amendment to the master agreement with Cartegraph Systems, Inc., for the acquisition of additional Cartegraph OMS and ArcGIS On Line licenses, in the amount of \$14,969 for Fiscal Year 2017, and \$12,805 per year for Fiscal Years 2018 and 2019, for a revised contract amount of \$182,585; and
- C. Approve an increase in appropriations and estimated revenues by \$269,279 in the Information Technology Capital Fund to cover the Fiscal Year 2017 cost of the implementation and additional licenses, funded from transfers from the Water Fund (\$89,523) and Wastewater Fund (\$180,053).

Action: Approved the recommendations; Agreement Nos.: 25, 744 and 25,612.1 (November 22, 2016, report from the Administrative Services Director).

**9. Subject: Set A Date For Public Hearing Regarding Appeal of Planning Commission Approval for 1925 El Camino De La Luz (640.07)**

Recommendation: That Council:

- A. Set the date of December 6, 2016, at 2:00 p.m. for hearing the appeal filed by Emprise Trust of the Planning Commission denial of Emprise Trust's Application for a Coastal Development Permit (CDP2013-00014) for property located at 1925 El Camino De La Luz, APN 045-100-024, MST2013-00240; and
- B. Set the date of December 5, 2016, at 1:30 p.m. for a site visit to the property located at 1925 El Camino De La Luz and neighboring properties at 1909 and 1921 El Camino De La Luz.

Action: Approved the recommendations.

**NOTICES**

- 10. The City Clerk has on Thursday, November 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.
- 11. A City Council site visit is scheduled for Monday, December 5, 2016, at 1:30 p.m. to the properties located at 1909 and 1925 El Camino de la Luz; 1925 El Camino de la Luz is the subject of an appeal hearing set for December 6, 2016, at 2:00 p.m.

This concluded the Consent Calendar.

## REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Hart reported that the Committee met to hear a Staff presentation on Fiscal Year 2017 First Quarter Review and the 2016 Sewer Revenue Refunding Bonds. These items were heard by Council during Consent Calendar.

## REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Rowse reported that the Committee met to hear public comment and a staff report on whether to prohibit smoking in various outdoor public areas and to make recommendations to the City Council on the smoking ordinance amendments in the near future.

## CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

### FINANCE DEPARTMENT

#### **12. Subject: 2016 Sewer Revenue Refunding Bonds (240.04)**

Recommendation: That Council:

- A. That the Board adopt, by reading of title only, A Resolution of the Board of Directors of the Santa Barbara Financing Authority Authorizing the Execution and Delivery by the Authority of an Installment Sale Agreement and a Trust Agreement in Connection With the Execution and Delivery of Santa Barbara Financing Authority Sewer Revenue Refunding Bonds, Series 2016, Authorizing the Execution and Delivery of Such Bonds in the Principal of not to Exceed \$13,500,000 and Authorizing Related Actions; and
- B. That Council adopt, by reading of title only, A Resolution of the City Council of the City of Santa Barbara Authorizing the Distribution of an Official Notice of Sale and Official Statement in Connection with the Delivery and Sale of Santa Barbara Financing Authority Sewer Revenue Refunding Bonds, Series 2016, and Authorizing Related Actions.

The title of the resolutions related to the items were read.

Councilmember Hart left the meeting at 2:38 p.m. and returned at 2:44 p.m.

Documents:

- November 22, 2016, report from the Finance Director.
- Proposed resolution.
- PowerPoint Presentation prepared and made by Staff.

Speakers:

Staff: Finance Director Robert Samario.

(Cont'd)

12. **(Cont'd)**

Motion:

Councilmembers White/Dominguez to approve the staff recommendations;  
Resolution Nos. 16-168 and 16-169.

Vote:

Majority roll call vote.

POLICE DEPARTMENT

13. **Subject: Police Department Update (520.04)**

Recommendation: That Council receive an oral presentation from the Police Chief regarding the Santa Barbara Police Department.

Documents:

- November 22, 2016, report from the Police Chief.
- PowerPoint presentation prepared and made by Staff.

Speakers:

Staff: Captain Alex Altavilla; Captain Todd Stoney.

Councilmembers heard the Staff presentation and their questions were answered.

Councilmember Hotchkiss left the meeting at 2:46 p.m. and returned at 2:50 p.m.

Councilmember Hart left the meeting at 2:51 p.m. and returned at 2:54 p.m.

FINANCE DEPARTMENT

14. **Subject: Potential Twenty-Two Year Commitment Of City Solid Waste To The Tajiguas Resource Recovery Project (630.01)**

Recommendation: That Council receive a report on the status of the Tajiguas Resource Recovery Project and the potential commitment of solid waste to the Project.

Documents:

- November 22, 2016, report from the Finance Director.
- November 21, 2016, letter from Ana Citrin and Marc Chytilo, for Gaviota Coast Conservancy.
- PowerPoint presentation prepared and made by Staff.

(Cont'd)

## 14. (Cont'd)

### Speakers:

- Staff: Former Environmental Services Manager Matt Fore; Finance Director Bob Samario; Facility and Energy Manager Jim Dewey.
- Members of the Public: Marc Chytilo, Gavito Coast Conservancy; Art Ludwig.

### Discussion:

Staff's presentation included: 1) background of the project; 2) materials delivery commitment and processing services agreement; 3) summary of information shared with RRP Ad Hoc Committee; 4) tipping fee and customer rates; and 5) the next steps. Councilmembers' heard the Staff presentation and their questions were answered.

## COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

### Information:

- Councilmember Murillo reported on her attendance at the following: 1) the Community Action Commission meeting; 2) the Living Wage Committee meeting; 3) two local events which featured the Chief of Police; and 4) the Quarantina Street Permeable Pavers Ribbon Cutting Ceremony.
- Councilmember Hart reported on his recent meetings with: 1) the Metropolitan Transit District (MTD) Board, 2) the Community Environmental Council presentation featuring Susan Kennedy, Founder and CEO of Advanced Microgrid Solutions, and former Chief of Staff to Gov. Schwarzenegger, and 3) the Beach Erosion Authority for Clean Oceans and Nourishment (BEACON) Quarterly meeting.
- Councilmember White reported on his attendance at the Cachuma Operation and Maintenance Board meeting. He reported a common theme was maintenance and repair of Cachuma system. He reported many of the valves for the system are at the end of their lifespan and need to be replaced.
- Councilmember Hotchkiss reported on his attendance at the Harbor Commission meeting where staff reported that twenty-nine cruise ships had visited Santa Barbara in 2016. He also reported on the recent meeting of the Airport Commission where commercial aviation revenue is four percent above what was predicted. He also reported on the upcoming art display sponsored by the Arts Commission.
- Councilmember Dominguez reported on his attendance at the National League of Cities Conference where he attended many workshops and panels.
- Mayor Schneider reported on her attendance at the League of California Cities board meeting where the leadership team reviewed the goals of the upcoming year. She also reported on her visit to the White House, where she was invited to the Joining Forces Capstone Reception where remarks were given by the First Lady and Dr. Jill Biden. She also acknowledged Rob Pearson of the City of Santa Barbara Housing Authority for his many years of services and attended his retirement party.

## **RECESS**

The Mayor recessed the meeting at 4:46 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 15, and she stated that no reportable action is anticipated.

## **CLOSED SESSIONS**

### **15. 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 negotiator Kristine Schmidt, Administrative Services Director, regarding negotiations with the Santa Barbara City Employees' Association, S.E.I.U. Local 620 (General Bargaining Unit).

Scheduling: Duration, 30 minutes, anytime.

Report: None anticipated.

Documents:

November 22, 2016, report from the Administrative Services Director.

Time:

4:46 p.m. – 5:15 p.m.

No report made.

## **RECESS**

5:15 p.m. – 6:00 p.m.

Mayor Helene Schneider presiding.

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

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

## **EVENING SESSION**

### **RECONVENE**

### **ROLL CALL**

### **PUBLIC COMMENT**

Speakers: Juan Ayala.



## CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

### PUBLIC WORKS/FINANCE DEPARTMENTS

#### **16. Subject: Financing Options For Capital Infrastructure (230.01)**

Recommendation: That Council:

- A. Hear a presentation from staff on the funding gap for repairing and maintaining the City of Santa Barbara's infrastructure and the alternatives to provide additional funding;
- B. Transfer the responsibility for funding the Downtown Shuttle (State Street route) and Waterfront Shuttle (Cabrillo Boulevard route) from Measure A to the Downtown Parking Fund and Waterfront Fund, respectively;
- C. Approve an increase in appropriations of \$333,540.48 in the Downtown Parking Fund, from unappropriated reserves, for the cost of the Downtown Shuttle service;
- D. Approve an increase in appropriations of \$94,075.52 in the Waterfront Fund, from unappropriated reserves, for the cost of the Waterfront Shuttle service;
- E. Direct staff to pursue the feasibility of bonding against future Measure A revenues to allow pre-funding of the Street Capital Improvement Program; and
- F. Direct staff to return to Council in January 2017 for further direction related to potential revenue options.

Documents:

- November 22, 2016, report from the Finance Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Public Works Director Rebecca Bjork; Finance Director Bob Samario.
- Members of the Public: Lanny Ebenstein; Jim Armstrong.

Discussion:

Council heard a presentation from staff on the funding gap for repairing and maintaining the City of Santa Barbara's infrastructure and the alternatives to provide additional funding. Staff's presentation included: 1) capital infrastructure needs; 2) the current status of capital needs; 3) relocation of resources; and 4) funding (revenue) options. Council heard Staff's presentation and their questions were answered.

Councilmember Rowse announced that he has a potential conflict of interest on staff recommendations B and C due to his ownership of a business within the Parking Business Improvement Area Assessment District and will be recusing himself from discussion and vote on these items. (Cont'd)

**16. (Cont'd)**

Councilmember Rowse left the room at 6:54 p.m.

Motion:

Councilmembers White/Murillo to approve staff recommendations B, C, and D.

Amended Motion:

Councilmembers White/Murillo to amend the motion by approving staff recommendations B and C.

Vote on Amended Motion:

Unanimous voice vote. (Abstention: Councilmember Rowse)

Councilmember Rowse returned to the meeting at 6:59 p.m.

Motion:

Councilmember Rowse/Murillo to direct staff to come back to Council with an update on the infrastructure needs of the Police Department's Building and at that time Council to discuss whether a subcommittee is needed to look at additional needs or assessments.

Vote:

Unanimous voice vote.

Motion:

Councilmembers Hart/White to approve staff recommendations D, E, and F.

Vote:

Unanimous voice vote.

**ADJOURNMENT**

Mayor Schneider adjourned the meeting at 8:07 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE

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

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