

**CITY OF SANTA BARBARA
CITY COUNCIL**

Helene Schneider
Mayor
Jason Dominguez
Mayor Pro Tempore
Randy Rowse
Ordinance Committee Chair
Gregg Hart
Finance Committee Chair
Frank Hotchkiss
Cathy Murillo
Bendy White



Paul Casey
City Administrator

Ariel Pierre Calonne
City Attorney

City Hall
735 Anacapa Street
<http://www.SantaBarbaraCA.gov>

**MARCH 14, 2017
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.santabarbaraca.gov/citytv for rebroadcasts of Finance and Ordinance Committee meetings, and for any changes to the replay schedule.

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

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CHANGES TO THE AGENDA

PUBLIC COMMENT

CONSENT CALENDAR

1. Authorization To Apply For Grant Funding For The Cabrillo Ball Park Renovation Project (570.05)

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara authorizing the Parks and Recreation Director to submit a Housing-Related Parks Grant application and, if awarded grant funds, to execute a State of California Standard Agreement in an amount not to exceed \$1,050,075.

2. Acceptance Of Water Meter Agreement And Easement For 3869 State 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 3869 State Street.

3. Notice Of Intent To Adopt A Resolution Of Necessity To Acquire Real Property Rights For The De La Guerra Bridge Replacement Project (330.03)

Recommendation: That Council adopt, by reading of title only, a Resolution of Necessity of the Council of the City of Santa Barbara to Acquire Real Property Rights on the Property Commonly Known as 311 West De La Guerra Street.

(Cont'd)

CONSENT CALENDAR (CONT'D)

4. **Contract For Construction Of The Citywide Wayfinding Signage Program (530.04)**

Recommendation: That Council:

- A. Award a contract with Frank & Son, Inc., dba Express Sign & Neon, in their low bid amount of \$319,470 for construction of the Citywide Wayfinding Signage Program, Bid No. 3814; and authorize the Public Works Director to execute the contract and approve expenditures up to \$31,947 that may result from contract change orders for extra work and differences between estimated bid quantities and actual quantities measured for payment for a total contract amount of \$351,417; and
- B. Appropriate \$42,995 from the Waterfront Fund Reserves, above policy requirements, to cover the cost of construction related to the Waterfront Department's component of the Citywide Wayfinding Signage Program.

5. **Fiscal Year 2016-2017 Agreement For Library Services, City Of Carpinteria (570.04)**

Recommendation: That Council approve and authorize the City Administrator to execute an agreement with the City of Carpinteria to accept \$50,500 as contribution for Library services for Fiscal Year 2016-2017.

6. **Parma Park Trust Funds For The Maintenance of Parma Park (570.05)**

Recommendation: That Council increase appropriations and estimated revenues by \$86,437 in the Parks and Recreation Department Fiscal Year 2017 Miscellaneous Grants Fund for maintenance of Parma Park.

7. **Proposed Changes To Parking Violation Penalties And Related Fees (520.04)**

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Amending Resolution No. 16-044 Establishing Certain City Fees, Adjusting Parking Violation Penalties and Related Fees.

(Cont'd)

CONSENT CALENDAR (CONT'D)

NOTICES

8. Subject: The City Clerk has on Thursday, March 9, 2017, 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 concludes the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

FINANCE DEPARTMENT

9. **Presentation From Cox Communications On The State Of Cable Services (170.04)**

Recommendation: That Council hear a presentation from representatives of Cox Communications regarding the state of cable and related services offered to the community.

COMMUNITY DEVELOPMENT DEPARTMENT

10. **Oversized Vehicle Off-Street Parking Ad-Hoc Stakeholder Committee Report and Recommendations (550.01)**

Recommendation: The Oversized Vehicle Off-Street Parking Ad-Hoc Stakeholder Committee recommends that Council:

- A. Provide a temporary grace period and/or temporary on-street daytime parking permits for Safe Parking recreational vehicle (RV) clients, if needed;
- B. Direct City staff to assist New Beginning Counseling Center in locating additional daytime off-street parking spaces; and
- C. Provide funding in the amount of \$1,500 per space per year, up to \$60,000, for New Beginnings Counseling Center to monitor a new daytime oversized vehicle off-street parking program.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

PUBLIC COMMENT (IF NECESSARY)

CLOSED SESSIONS

11. Conference with Real Property Negotiators (330.03)

Recommendation: That Council hold a closed session pursuant to Government Code Section 54956.8 to consider the possible lease negotiations regarding a concession agreement with the East Beach Grill and the Cabrillo Arts Pavilion.

Real Property: 1118 E. Cabrillo Boulevard, Santa Barbara, CA 93101
City Negotiators: Ariel Calonne, City Attorney; Tava Ostrenger, Assistant City Attorney; Paul Casey, City Administrator; Jill Zachary, Parks and Recreation Director; Bob Samario, Finance Director
Negotiating Parties: Joe Howell; Francisco Aguilera
Under Negotiation: Price and Terms of Lease Payment
Scheduling: Duration, 30 minutes; anytime
Report: None anticipated

12. Conference with Real Property Negotiators (330.03)

Recommendation: That Council hold a closed session pursuant to Government Code Section 54956.8 to consider the possible acquisition of real property.

Real Property: 740 State Street, Suites 201 and 202, Santa Barbara (Leasehold interest)
City Negotiators: Paul Casey, City Administrator; Bob Samario, Finance Director; Ariel Calonne, City Attorney
Negotiating Parties: Mohammad and Gity Mahboob; Ray Mahboob
Under Negotiation: Price and Terms of Payment
Scheduling: Duration, 30 minutes; anytime
Report: None anticipated

13. Conference with City Attorney - Anticipated Litigation (160.03)

Recommendation: That Council hold a closed session to consider significant exposure to litigation (one potential case) pursuant to Government Code section 54956.9(d)(2) & (e)(2) and take appropriate action as needed.

Scheduling: Duration, 15 minutes; anytime
Report: None Anticipated

ADJOURNMENT



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: March 14, 2017

TO: Mayor and Councilmembers

FROM: Administration Division, Parks and Recreation Department

SUBJECT: Authorization To Apply For Grant Funding For The Cabrillo Ball Park Renovation Project

RECOMMENDATION:

That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara authorizing the Parks and Recreation Director to submit a Housing-Related Parks Grant application and, if awarded grant funds, to execute a Grant Agreement in an amount not to exceed \$1,050,075.

DISCUSSION:

The Housing-Related Parks (HRP) Program is a grant fund administered by the State of California's Department of Housing and Community Development. The grant program is funded through the *Housing and Emergency Shelter Trust Fund Act of 2006* (Proposition 1C). The HRP Program awards grant funds non-competitively on a per-bedroom basis for each eligible residential unit and is restricted to very low- and low-income households permitted during 2010-2016. Grant funds can only be used for parks and recreation projects that benefit the community and add to the quality of life. Eligible types of projects include the construction, rehabilitation, or acquisition of capital assets, including recreation facilities, playgrounds, and community centers.

If awarded, the grant funds are proposed to be used on the Cabrillo Ball Park Renovation Project (Project). The Project includes renovation of the ball field turf and irrigation, accessibility improvements (including restroom upgrades), outdoor fitness equipment stations, new landscaping, and park lighting. The HRP Program grant award announcement is expected in June 2017. The Project is anticipated to begin construction in October 2018.

The Parks and Recreation Department submitted the HRP grant application on February 22, 2017. The grant guidelines require a City Council resolution that authorizes the application submittal and designates an authorized representative to

execute a grant agreement. Pursuant to the grant guidelines, a draft resolution was submitted with the application. The Council-adopted resolution must be received within 30 days of the grant application.

BUDGET/FINANCIAL INFORMATION:

The HRP Program awards a base amount determined by the number of eligible affordable housing units. The City's grant application includes an estimated base award amount of \$700,050. Bonus grant funds may be awarded if significant progress is made towards meeting the overall Regional Housing Needs Allocation (RHNA). The State of California's Department of Housing and Community Development will calculate the City's eligibility for the RHNA bonus award. Grant applicants were directed to add 50-percent of their base award amount to the overall grant request to provide for the RHNA bonus award, which brings the total grant amount to \$1,050,075. It is not guaranteed that applicants will receive the full estimated RHNA bonus amount.

The Parks and Recreation Fiscal Year 2017 Capital Improvement Program includes \$743,033 for the Project. An \$88,000 professional services agreement with CJM::LA for final design and construction documents was authorized by Council in January 2017, leaving \$655,033 for construction. It is anticipated that construction costs, including the renovation of the existing restrooms, could be as much as \$1,200,000. If awarded the base grant amount of \$700,050, the Project would be fully funded. Bonus grant award funds could help offset the Project's General Fund allocation.

PREPARED BY: George Thomson, Capital Projects Supervisor

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 AUTHORIZING THE PARKS AND RECREATION DIRECTOR TO SUBMIT A HOUSING-RELATED PARKS GRANT APPLICATION AND, IF AWARDED GRANT FUNDS, TO EXECUTE A GRANT AGREEMENT IN AN AMOUNT NOT TO EXCEED \$1,050,075

WHEREAS, the State of California, Department of Housing and Community Development (“Department”) issued a Notice of Funding Availability dated November 16, 2016 (NOFA), under its Housing-Related Parks (HRP) Program;

WHEREAS, the City of Santa Barbara (“Applicant”) desires to apply for a HRP Program grant and submit the 2016 Designated Program Year Application Package released by the Department for the HRP Program; and

WHEREAS, the Department is authorized to approve funding allocations for the HRP Program, subject to the terms and conditions of the NOFA, Program Guidelines, Application Package, and Standard Agreement.

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

SECTION 1. Applicant is hereby authorized and directed to apply for and submit to the Department the HRP Program Application Package released November 2016 for the 2016 Designated Program Year in an amount not to exceed \$1,050,075. If the application is approved, the Applicant is hereby authorized and directed to enter into, execute, and deliver a State of California Standard Agreement (Standard Agreement) in an amount not to exceed \$1,050,075, and any and all other documents required or deemed necessary or appropriate to secure the HRP Program Grant from the Department, and all amendments thereto (collectively, the “HRP Grant Documents”).

SECTION 2. Applicant shall be subject to the terms and conditions as specified in the Standard Agreement. Funds are to be used for allowable capital asset project expenditures to be identified in Exhibit A of the Standard Agreement. The application in full is incorporated as part of the Standard Agreement. Any and all activities funded, information provided, and timelines represented in the application are enforceable through the Standard Agreement. Applicant hereby agrees to use the funds for eligible capital asset(s) in the manner presented in the application as approved by the Department and in accordance with the NOFA and Program Guidelines and Application Package

SECTION 3. The Parks and Recreation Director is authorized to execute in the name of Applicant the HRP Program Application Package and the HRP Grant Documents as required by the Department for participation in the HRP Program.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: March 14, 2017

TO: Mayor and Councilmembers

FROM: Water Resources Division, Public Works Department

SUBJECT: Acceptance Of Water Meter Agreement And Easement For 3869 State Street

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 3869 State Street.

DISCUSSION:

City water meters are generally installed in the public right of way. In some circumstances, space constraints in the public right of way make it necessary to install water sub-meters on private property. These meters are City-owned and maintained. In order to ensure future access for City personnel to install, read, repair, maintain, replace, and remove the City water meters when necessary, an easement agreement is needed. The proposed Resolution will demonstrate acceptance by the City of the easement and provide for its recordation in the Official Records of Santa Barbara County. The documents outline the scope of City ownership and clearly define that the only City infrastructure on the private property is the water meters and their shut-off valves.

PREPARED BY: Joshua Haggmark, Water Resources Manager/DH/cmw

SUBMITTED BY: Rebecca J. Bjork, Public Works Director

APPROVED BY: City Administrator's Office

RESOLUTION OF ACCEPTANCE NO. _____

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 3869 STATE STREET

WHEREAS, the City has granted approval for the installation of City water meters on private property located at 3869 State Street (APN 051-022-037); and

WHEREAS, it is necessary to delineate the scope of City ownership and clearly define that the only City infrastructure on the private property is the water meters and their shut-off valves.

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

SECTION 1. In accordance with California Government Code Section 27281, the City of Santa Barbara hereby accepts those certain easements for public water meters and all related purposes described in the Agreement for Access to Water Meters and Sub-Meters and Grant of Easement, by and between the City of Santa Barbara, a municipal corporation, and Grace Village Apartments, L.P., a California limited partnership.

SECTION 2. The City of Santa Barbara hereby approves, and the Public Works Director is hereby authorized to execute the Agreement for Access to Water Meters and Sub-Meters and Grant of Easement, by and between the City of Santa Barbara and Grace Village Apartments, L.P.

SECTION 3. The City of Santa Barbara hereby consents to the recordation of the Agreement for Access to Water Meters and Sub-Meters and Grant of Easement by the City Clerk, or by designated City staff, in the Official Records of the County of Santa Barbara, State of California.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: March 14, 2017

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Notice Of Intent To Adopt A Resolution Of Necessity To Acquire Real Property Rights For The De La Guerra Bridge Replacement Project

RECOMMENDATION:

That Council adopt, by reading of title only, a Resolution of Necessity of the Council of the City of Santa Barbara to Acquire Real Property Rights on the Property Commonly Known as 311 West De La Guerra Street.

DISCUSSION:

The De La Guerra Street Bridge Replacement Project (Project) will replace the structurally deficient bridge over Lower Mission Creek. The new bridge is proposed to be widened within the creek to increase flood conveyance in accordance with the approved Lower Mission Creek Flood Control Project, but will accommodate the same number of traffic lanes and continue to provide pedestrian access on both sides of the bridge. The Project is an approved Federal Highway Administration (FHWA) project with oversight provided by the California Department of Transportation (Caltrans) through the Highway Bridge Program.

Project construction is scheduled to begin in the spring of 2019, pending the availability of City matching funds. Due to the close proximity of residential properties located at 311, 317, and 326 West De La Guerra Street, and at 314, 316, and 318 West De La Guerra Street, it is necessary to acquire all temporary and permanent easements for both the construction and long-term access and maintenance of the new bridge structure and creek wall improvements. No fee ownership rights or properties in whole are being acquired by the City. The temporary easements are needed for the purpose of demolishing the existing bridge and constructing the new bridge. The permanent easements are for access to and maintenance of the new creek wall structure and related flood control purposes for the Santa Barbara County Flood Control and Water Conservation District. The necessary easements for 311 West De La Guerra Street are shown on Attachment 1 and must be acquired by the City in accordance with applicable federal and state laws and guidelines, due to the City's eligibility for reimbursement of Project costs using funds provided by the

Council Agenda Report

Notice Of Intent To Adopt A Resolution Of Necessity To Acquire Real Property Rights For The De La Guerra Bridge Replacement Project

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FHWA. The Project design is 95 percent complete. All the required easement rights and their current status are summarized on Attachment 2.

On September 6, 2016, Council approved execution of the agreements to acquire real property rights (easements) at 317 and 326 West De La Guerra Street. The easements at 311 and 314, 316, and 318 West De La Guerra Street are still in negotiations for purchase. The 311 West De La Guerra Street property has an existing driveway accessing the residential structure directly adjacent to the bridge crossing Mission Creek. The work needed to demolish the existing bridge and construct the new one requires a temporary construction easement over the driveway at 311 De La Guerra Street and partially within the creek. In addition, this property (consisting of two separate parcels) also requires acquisition of a permanent easement along the slope of and within Mission Creek to provide maintenance and access to the new creek wall as well as for general flood control purposes.

Based on a new appraisal, counter offers have been made to the owner and no settlement has been reached. Attachment 2 reflects the appraisals, offers and counter offers. The adoption of the Resolution of Necessity (RON) is needed in order to protect the timeline for completing the right of way acquisitions to allow for the subsequent construction of the Project. With the RON in place, legal action to acquire the necessary easements can proceed in the event the City and the property owner are unable to reach an agreement as to the compensation for the easements being acquired. Staff will continue to try to negotiate with the property owner, even after the RON has been adopted, in the hope that a successful settlement can be achieved without the need to proceed through the filing of an eminent domain action in Superior Court.

Purpose of Hearing on the Resolution of Necessity

To comply with requirements of the federal and state agencies that govern funding of the Project and reimbursement of costs to the City, there must be a determination made by the Council of the necessity for the acquisition of the property rights at 311 West De La Guerra Street, which is done through the adoption of a RON and the supported findings.

The adoption of the proposed RON requires that a public hearing be held concerning the required property rights being sought by the City and the public necessity for the acquisition of those rights in order to initiate a potential eminent domain action. After the adoption of the RON, these findings of necessity will be presented in an eminent domain proceeding, should such action become necessary in the future.

In compliance with the California Code of Civil Procedure section 1245. 235 et seq., written notice of the scheduled hearing on the RON was sent to Brian and Ruth Kollenborn, property owners of 311 West De La Guerra Street on February 8, 2017. The statutory purpose of the notice is to inform the owners of Council's intent to hear all evidence in consideration of the possible adoption of the Resolution, and to advise them

Council Agenda Report

Notice Of Intent To Adopt A Resolution Of Necessity To Acquire Real Property Rights For The De La Guerra Bridge Replacement Project

March 14, 2017

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that if they wish to object to the adoption of the RON, they must do so in writing within 15 days from the date of notice of the Council hearing. The notices sent to the Kollenborns satisfy all legal noticing requirements for the hearing.

As provided in the State Code of Civil Procedure, the public hearing related to the proposed adoption of the RON should be limited to discussion of the requisite statutory findings that are specifically set forth in Section 1240.030 of the California Code of Civil Procedure, namely:

- a. That the public interest and necessity require the proposed Project.
- b. That the proposed Project is planned or located in the manner that will be the most compatible with the greatest public good and the least private injury.
- c. That the property described in the RON is necessary for the proposed Project.
- d. That either the offer required by Section 7267.2 of the California Government Code has been made to the owner or owners of record, or the offer has not been made because the owner cannot be located with reasonable diligence.

The proposed RON should be adopted by Council to authorize the City Attorney to initiate Superior Court eminent domain litigation, if necessary. Pursuant to Section 1245.240 of the California Code of Civil Procedure, the adoption of the proposed RON requires approval by 2/3 vote of the Council.

Evidentiary Findings

The Project is necessary to replace the existing structurally deficient public bridge and widen Mission Creek for flood control purposes. The Project has been designed and located in a manner that will be most compatible with the greatest public good and the least private injury. As stated above, however, due to the close proximity of the 311 West De La Guerra Street residence and driveway to the creek and existing bridge, it is necessary to acquire the temporary easement to demolish the existing bridge and construct the new bridge in an efficient and economical manner. The permanent easements are required for access and maintenance of the new creek wall structure and to provide for long-term maintenance of the improvements, including continued access for Santa Barbara County Flood Control purposes.

The City's real property agent consultant, Hamner, Jewell & Associates, has made offers for purchase of the real property rights to the owner as required under Government Code section 7267.2, and will continue negotiation efforts in an attempt to acquire the property rights without the need for an eminent domain action.

A copy of the Notice of Hearing on the Intent of the City of Santa Barbara to Adopt a Resolution of Necessity to Acquire Real Property Rights by Eminent Domain, and its attached Exhibit describing the property rights to be acquired by eminent domain, are available for public review at the City Clerk's Office, located at 735 Anacapa Street, Santa Barbara, California.

Environmental Review

The proposed Project was evaluated in the Lower Mission Creek Flood Control Project Environmental Impact Statement/Environmental Report; State Clearinghouse

No. 1998101061, certified in 2001, and by subsequent Addendum dated November 2, 2011, pursuant to the California Environmental Quality Act. The environmental findings, reports, permits, and adopting actions, have been made available to Council in their reading file, and to the public at the City Clerk's Office or the public counter of the Community Development building located at 630 Garden Street.

BUDGET/FINANCIAL INFORMATION:

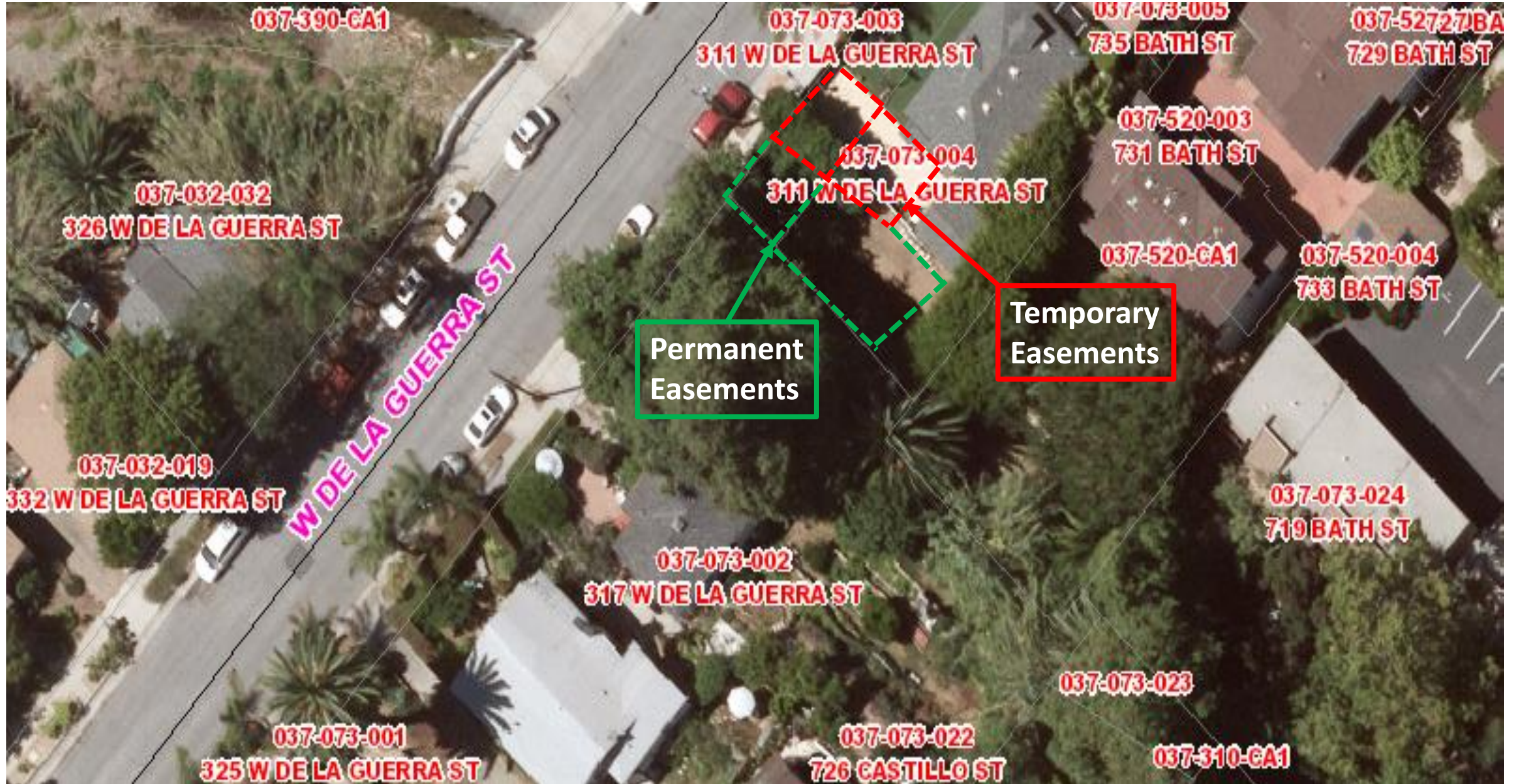
There are sufficient appropriated funds in the Streets Capital Fund to purchase the required property rights. The funds include a FHWA reimbursement of 88.53 percent. The City is responsible for 11.47 percent of the eligible acquisition costs.

- ATTACHMENTS:**
1. Exhibit of easements to be acquired at 311 West De La Guerra Street
 2. De La Guerra Street Bridge Project Easement Acquisitions Summary and Status.

PREPARED BY: John Ewasiuk, Principal Civil Engineer/DT/kts

SUBMITTED BY: Rebecca J. Bjork, Public Works Director

APPROVED BY: City Administrator's Office



De La Guerra Street Bridge Project Easement Acquisitions Summary and Status

Address	Owner	City Appraisal Offer (Date)	Owner Appraisal (Date)	City Counter Offer (Date)	Owner Counter Offer (Date)	City Final Offer (Date)	Settlement Date
311 West De La Guerra Street	Kollenborn	\$5,300 (4/22/16)	\$100,000 (9/23/16)	\$15,000 (12/27/16)	\$60,00 (10/4/16)	\$20,000 (2/8/17)	Pending negotiations
314, 316, 318 West De La Guerra Street	De La Guerra Square Homeowners' Association	\$3,200 (4/22/16)	none	none	none	\$3,660 (2/20/17)	Pending negotiations
317 West De La Guerra Street	Davis, et al	\$7,600 (4/22/16)	none	none	none	none	Settled (9/6/16)
326 West De La Guerra Street	Metropolitan Equities	\$3,000 (4/22/16)	none	none	none	none	Settled (9/6/16)

RESOLUTION NO. _____

A RESOLUTION OF NECESSITY OF THE COUNCIL
OF THE CITY OF SANTA BARBARA TO ACQUIRE
REAL PROPERTY RIGHTS ON THE PROPERTY
COMMONLY KNOWN AS 311 WEST DE LA
GUERRA STREET

THE COUNCIL OF THE CITY OF SANTA BARBARA DOES HEREBY
DETERMINE AND RESOLVE AS FOLLOWS:

SECTION 1. That on March 14, 2017, after fifteen days written notice to the owners of the property described hereafter, as they appeared on the last equalized County Assessment Roll, Council held a hearing for the purpose of allowing the owners thereof, and other persons, a reasonable opportunity to appear and be heard on the following matters:

- a. That the public interest and necessity require the proposed project;
- b. That the proposed project (as depicted on City Plan No. C-1-4761, a copy of which is permanently on file at the Public Works Department of the City of Santa Barbara) is planned or located in the manner that will be the most compatible with the greatest public good and the least private injury;
- c. That the property rights described in the resolution are necessary for the proposed project;
- d. That the offer required by Section 7267.2 of the California Government Code has been made to the owner or owners of record;
- e. That the proposed project has been determined to be categorically exempt from further environmental review pursuant to California Environmental Quality Guidelines Section 15302; and,
- f. Such other and further matters as may be referred to in Section 1245.230 of the California Code of Civil Procedure.

SECTION 2. That the Council of the City of Santa Barbara does hereby find, determine and declare that:

- a. The public interest and necessity require the proposed project;
- b. The proposed project is planned or located in the manner that will be the most compatible with the greatest public good and the least private injury;
- c. All the property rights described in this resolution are necessary for the proposed project;
- d. The offer required by Section 7267.2 of the California Government Code has been made to the owner or owners of record (or the offer has not been made because the owner cannot be located with reasonable diligence); and

e. The taking of the property rights described herein is authorized by Section 19 of Article I of the California Constitution, Section 37350.5 of the California Government Code, and Sections 1240.010 through 1240.125 of the California Code of Civil Procedure.

SECTION 3. That the Council of the City of Santa Barbara does hereby declare that it is the intention of said City to acquire said certain real property rights described herein in its name in accordance with the provisions of the laws of the State of California with reference to condemnation procedures.

SECTION 4. That the said certain real property rights are located in the City of Santa Barbara, County of Santa Barbara, State of California, and are more particularly described as follows:

I. MISSION CREEK TEMPORARY CONSTRUCTION EASEMENTS
LOCATED ON 311 WEST DE LA GUERRA STREET

The actual use by City of the Exclusive Temporary Construction Easement on the Real Property shall be for a period of not more than 12 months, which shall commence thirty (30) days from issuance by City of a Notice of Commencement of Construction to Owner, which shall be issued by U.S. Mail, and shall expire exactly one year later ("Expiration Date"). The City shall have the right to extend the Temporary Construction Easement in additional one month increments if City determines that additional time beyond the one-year period is necessary for construction.

The Council of the City of Santa Barbara, as a result of said hearing, has determined that the public interest and necessity require the acquisition by the City of temporary real property rights required for all activities necessary for the construction of the De La Guerra Street Bridge and Mission Creek improvements, and for all related surface and subsurface foundation improvements, ingress and egress required for the removal, and replacement and reconstruction of the De La Guerra Street Bridge and appurtenant facilities within Mission Creek. The actual use by City of the Exclusive Temporary Construction Easement on the Real Property shall be for a period of not more than 12 months, which shall commence thirty (30) days from issuance by City of a Notice of Commencement of Construction to Owner, which shall be issued by U.S. Mail, and shall expire exactly one year later ("Expiration Date"). The City shall have the right to extend the Temporary Construction Easement in additional one month increments if City determines that additional time beyond the one-year period is necessary for construction. In any event, this Exclusive Temporary Construction Easement shall expire on March 1, 2023. Said rights being Mission Creek Temporary Construction Easements referred to merely for convenient reference herein as Assessor's Parcel Nos. 037-073-003-03 and 037-073-004-03, and more particularly described as follows:

Parcel 037-073-003-03:

That portion of Parcel Two in Block 196 in the City of Santa Barbara, County of Santa Barbara, State of California, described in the Quitclaim Deed recorded August 18, 2004, as Instrument Number 2004-0088113 of Official Records in the Office of the County Recorder for said County being more particularly described as follows:

Commencing at the most westerly corner of said Parcel Two, thence along the northwesterly line of said Block, 196, being the southeasterly right of way line of De La Guerra Street North 42° 28; 58" East, 29.84 feet to the True Point of Beginning;

Thence leaving said northwesterly line South 52° 05' 05" East, 44.14 feet;

Thence North 41° 58' 44" East, 12.32 feet;

Thence North 47° 34' 34" West, 43.89 feet to said northwesterly line;

Thence along said northwesterly line South 42° 28' 58" West, 15.79 feet to the True Point of Beginning.

Containing 228 square feet more or less.

Parcel No. 037-073-004-03:

That portion of Parcel One in Block 196 in the City of Santa Barbara, County of Santa Barbara, State of California, described in the Quitclaim Deed recorded August 18, 2004, as Instrument Number 2004-0088113 of Official Records in the Office of the County Recorder for said County being more particularly described as follows:

Commencing at the most westerly corner of the land described as Parcel Two in said Quitclaim Deed thence along the northwesterly line of said Block 196, being the southeasterly right of way line of De La Guerra Street North 42° 28' 58" East, 29.84 feet to the True Point of Beginning:

Thence, leaving said northwesterly line South 52° 05' 05" East, 44.14 feet;

Thence North 41° 58' 44" East, 12.32 feet;

Thence North 47° 34' 34" West, 43.89 feet to said northwesterly line;

Thence along said northwesterly line South 42°25' 28" West, 15.79 feet to the True Point of Beginning.

Containing 390 square feet more or less.

II. MISSION CREEK PERMANENT EASEMENTS

LOCATED ON 311 W. DE LA GUERRA STREET

The Council of the City of Santa Barbara, as a result of said hearing, has determined that the public interest and necessity require the acquisition by the City of permanent easements and right of way in the City of Santa Barbara, County of Santa Barbara, State of California, for all purposes relating to surveys, inspections, excavations, construction, operations, maintenance, repair, removal, replacement and reconstruction of surface and subsurface improvements required for public streets, bridge, creek flow, flood control and all appurtenant facilities associated with Mission Creek and nearby public street improvements, located on De La Guerra Street, including the unrestricted right of ingress and egress at all times, and including any required removal at any time of vegetation, improvements, materials, and any other topographic features that may exist within said easements, and providing that the City of Santa Barbara shall have the unilateral and unrestricted right at any time, without specific consent by others, to assign all or portions of its easements described herein, as may become necessary for joint use and convenience for other public purposes, to SANTA BARBARA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, a special district, referred to herein merely as "DISTRICT" for convenience, which shall be accomplished by the execution by the City of Santa Barbara of an assignment deed approved by a resolution adopted by the Council of the City of Santa Barbara for such execution, and by subsequent Certificate of Acceptance adopted by Order of the Board of Directors of DISTRICT prior to recordation of any assignment deed in the Official Records of the County of Santa Barbara to give constructive notice of such assignment, said Mission Creek permanent easements being referred to merely for convenient reference herein as Assessor's Parcel Nos. 037-073-003-02 & 037-073-004-02, and more particularly described as follows:

Parcel No. 037-073-003-02

That portion of Parcel Two in block 196 in the City of Santa Barbara, County of Santa Barbara, State of California described in the Quitclaim Deed recorded August 18, 2004 as Instrument Number 2004-0088113 of Official Records in the Office of the County Recorder for said County being more particularly described as follows:

Beginning at the most westerly corner of said Parcel Two thence along the northwesterly line of said Block 196, being the southeasterly right of way line of De La Guerra Street North 42° 28' 58" East, 29.84 feet;

Thence leaving said northwesterly line South 52° 05' 05" East, 44.14 feet;

Thence South 47° 10' 28" East, 20.00 feet to the southeasterly line of the land described as Parcel One in said Quitclaim Deed;

Thence along said southeasterly line South 42° 28' 58" West, 33.24 feet to the most southerly corner of said Parcel One;

Thence along the southwesterly lines of said Parcel One and said Parcel Two North 47° 31' 02" West, 64.00 feet to the Point of Beginning.

Except therefrom that portion of Parcel Two lying within the County of Santa Barbara and Santa Barbara County Flood Control and Water Conservation District easement for flood control purposes as described in Book 2339 at page 1190 of said Official Records

Containing 311 square feet more or less.

Parcel No. 037-073-004-02

That portion of Parcel One in Block 196 of the City of Santa Barbara, County of Santa Barbara, State of California described in the Quitclaim Deed recorded August 18, 2004, as Instrument Number 2004-0088113 of Official Records in the Office of the County Recorder for said County being more particularly described as follows:

Beginning at the most westerly corner of the land described as Parcel Two in said Quitclaim Deed thence along the northwesterly line of said block 196, being the southeasterly right of way line of De La Guerra Street North 42° 28' 58" East, 29.84 feet;

Thence leaving said northwesterly line South 52° 05' 05" East, 44.14 feet;

Thence South 47° 10' 28" East, 20.00 feet to the southeasterly line of said Parcel One;

Thence along said southeasterly line South 42° 28' 58" West, 33.24 feet to the most southerly corner of said Parcel One;

Thence along the southwesterly lines of said Parcel One and said Parcel Two North 47° 31' 02" West, 64.00 feet to the Point of Beginning.

Except therefrom that portion of said Parcel One lying within the County of Santa Barbara and Santa Barbara County Flood Control and Water Conservation District easement for flood control purposes as described in Book 2286 at page 1036 of said Official Records.

Containing 796 square feet more or less.

SECTION 5. That the City Attorney is hereby authorized and directed to prepare, institute and prosecute in the name of the City, and is authorized to retain a law firm as Special Counsel for such proceedings, if necessary, in the proper Court having jurisdiction thereof, as may be necessary for the acquisition of the rights to said certain easements. Said counsel is also authorized and directed to obtain

a necessary order of court granting to said City the right of immediate possession and occupancy of said certain easements and, at the discretion of the City Attorney, to approve and execute a settlement agreement or stipulated judgment vesting title to the easements described herein on terms and conditions approved by the City Attorney for the best rights of the City. That the City Attorney is authorized to correct any errors and make minor changes to the Resolution and attachments necessary for the conduct of the condemnation action.

SECTION 6. That the Guidelines of the California Environmental Quality Act have been complied with insofar as the above project is concerned by the preparation of a Notice of Exemption, which has been filed with the County Clerk of the Board.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: March 14, 2017

TO: Mayor and Councilmembers

FROM: Transportation Planning and Parking Division, Public Works Department

SUBJECT: Contract For Construction Of The Citywide Wayfinding Signage Program

RECOMMENDATION: That Council:

- A. Award a contract with Frank & Son, Inc., dba Express Sign & Neon, in their low bid amount of \$319,470 for construction of the Citywide Wayfinding Signage Program, Bid No. 3814; and authorize the Public Works Director to execute the contract and approve expenditures up to \$31,947 that may result from contract change orders for extra work and differences between estimated bid quantities and actual quantities measured for payment for a total contract amount of \$351,417; and
- B. Appropriate \$42,995 from the Waterfront Fund Reserves, above policy requirements, to cover the cost of construction related to the Waterfront Department's component of the Citywide Wayfinding Signage Program.

DISCUSSION:

Background

With an interest in providing tourists and professionals with the best possible experience while visiting the City, Visit Santa Barbara asked Council for a cohesive wayfinding signage program to improve visitor access and connectivity in Santa Barbara. In response to this request, Council appropriated \$250,000 in January of 2014 in the General Fund to design a cohesive wayfinding program to direct visitors and residents to key landmarks throughout the City. On January 27, 2015, Council authorized the City to contract with Hunt Design to review the City's existing directional signage, offer suggestions for elimination and/or retention of the current inventory, and design a comprehensive and attractive Citywide Wayfinding Signage Program (Program).

Over the course of the year, Hunt Design developed the Program in close coordination with a group of community stakeholders, City staff from multiple departments, and an ad-hoc design review sub-committee, comprised of representatives from the Historic Landmarks Commission, Architectural Board of Review, and the Sign Committee. Hunt Design developed a comprehensive Program and identified installation phasing options based on funds available. On November 24, 2015, Council directed staff to install Phase I of the Program.

The Program was presented to the Historic Landmarks Commission and the Architectural Board of Review and received full design support on October 21, 2015, and October 26, 2015, respectively. The Sign Committee granted project approval on November 18, 2015. Subsequently, staff worked with Hunt Design to refine the total quantity of signs in the project to maintain the connectivity of the signs throughout town, while keeping the project within budget.

Project Phase Description

The Program as a whole is a community amenity that helps people find destinations within the City. Based on Council direction, the Program was developed to be implemented in two phases as funding is available. Funding has been identified for Phase I. Staff will be requesting \$270,000 in Fiscal Year 2018 for Phase II. The following describes the phases:

Phase I emphasizes pedestrian wayfinding and directions for motorists to available parking. It includes 169 total pedestrian, parking, and vehicular wayfinding signs at the Airport, along the Waterfront, and in the El Pueblo Viejo District downtown. The pedestrian directional signs will be placed in strategic locations along Cabrillo Boulevard, in the Waterfront, to complement the Waterfront Department's existing sign program. Pedestrian directional signs will also be placed along State Street and other planned locations in the Downtown core. This phase also includes pedestrian wayfinding maps at every MTD Shuttle Stop along State Street and Cabrillo Boulevard. Among other information, these maps provide a 5-minute walking radius and highlight popular tourist destinations. In addition to the pedestrian wayfinding component of Phase I, parking directional and lot identification signs will be installed downtown and in the Waterfront along with individual vehicular directional signs providing routes to City parking lots and garages.

Phase II emphasizes vehicular directional signage from the freeway to major destinations and to Cottage Hospital. It includes the installation of the remaining 120 vehicular signs. These signs would be placed at freeway off-ramps and other locations around town.

The contracted work with Frank & Son, Inc., dba Express Sign & Neon, for Phase I of the Program, consists of all labor, material, supervision, mobilization, bonds, insurance, and the equipment necessary to fabricate, remove existing and install 169 new pedestrian, parking, and vehicular wayfinding signs as detailed above.

Contract Bid

One bid was received for the subject work, as follows:

BIDDER	BID AMOUNT
1. Frank & Son, Inc. Los Angeles, CA	\$319,470

This bid of \$319,470, submitted by Frank & Son, Inc., dba Express Sign & Neon, is a responsible and acceptable bid that meets the requirements of the bid specifications. The change order funding recommendation of \$31,947, or 10 percent, is typical for this type of work and size of project.

Funding

This Project is funded by the General Fund (\$127,940), Downtown Parking Fund (\$219,433), Waterfront Fund (\$42,995), and Airport Fund (\$8,195). Sufficient appropriated funds exist in each account to cover the cost of this Project with exception of the Waterfront Fund. The staff recommendation appropriates the required funding for the Waterfront's participation in the Program. The following summarizes the expenditures recommended in this report:

CONSTRUCTION CONTRACT FUNDING SUMMARY

	Basic Contract	Change Funds	Total
Frank & Sons, Inc.	\$319,470	\$31,947	\$351,417
TOTAL RECOMMENDED AUTHORIZATION			\$351,417

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.*

Design (existing contract)	\$100,943
City Staff Costs	\$17,623
<i>Design Subtotal</i>	\$118,566
<hr/>	
Construction Contract	\$319,470
Construction Change Order Allowance	\$31,947
<i>Subtotal</i>	\$351,417
<hr/>	
Construction Management/Inspection (existing contract)	\$5,251
Construction Management/Inspection (by City Staff)	\$37,000
Other Costs (Record Drawings)	\$4,895
<i>Subtotal</i>	\$47,146
<i>Construction Subtotal</i>	\$398,563
<hr/>	
TOTAL PROJECT COST	\$517,129

PREPARED BY: Robert J. Dayton, Transportation Planning and Parking Manager/TG/mj

SUBMITTED BY: Rebecca J. Bjork, Public Works Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: March 14, 2017

TO: Mayor and Councilmembers

FROM: Administration, Library Department

SUBJECT: Fiscal Year 2016-2017 Agreement For Library Services, City Of Carpinteria

RECOMMENDATION:

That Council approve and authorize the City Administrator to execute an agreement with the City of Carpinteria to accept \$50,500 as contribution for Library services for Fiscal Year 2016-2017.

DISCUSSION:

The City of Santa Barbara is currently in an agreement with the County of Santa Barbara (County) to provide continued funding of library services to all residents. The City furnishes library services to all persons inhabiting Library Zone 1, including Carpinteria, Los Olivos, Montecito, Goleta, Solvang, Buellton and Santa Ynez. Under that agreement the County provides \$7.80 per capita to each City located in Zone 1. In Fiscal Year 2017, the County provided an additional \$200,000 to Zone 1, which increased the per capita amount to \$8.26. This per capita funding amount is not adequate maintain current services levels at the Carpinteria Branch Library; therefore, the City of Carpinteria provides supplemental funding for the Carpinteria Branch Library.

The Agreement with the City of Carpinteria, which is recommended for approval and execution, provides \$50,500 in continued funding for Library services for the City of Carpinteria in Fiscal Year 2017.

BUDGET/FINANCIAL INFORMATION:

On an annual basis the City of Carpinteria requires a new Agreement be executed to continue necessary funding for Library Services for the City of Carpinteria. The funds have already been budgeted in the County Library Fund.

ATTACHMENT: Agreement for Library Services, City of Carpinteria

SUBMITTED BY: Jessica Cadiente, Library Director

APPROVED BY: City Administrator's Office

City of Carpinteria
5775 Carpinteria Avenue
Carpinteria, CA 93013

Santa Barbara County Library, Carpinteria Branch

This Contract is made between the City of Carpinteria, a municipal corporation, hereinafter called "City", and the City of Santa Barbara, in its capacity as the operator of the Carpinteria Branch Library, hereinafter called "Contractor".

CITY AND CONTRACTOR AGREE AS FOLLOWS:

1. PROGRAM DESCRIPTION AND AUTHORITY; OBJECTIVES AND REPORTS

A. Contractor agrees to conduct the program described in Exhibit A, attached hereto and by this reference made a part hereof, sometimes hereinafter referred to as the "the program". To the extent that any procedure or provision of the program proposed conflicts with any provision of this contract, the provisions of this contract shall prevail.

B. Minor program changes may be made to Exhibit A upon approval of the City Manager.

C. In carrying out its program hereunder, Contractor agrees that the objectives of the program are those stated and set out in Exhibit A, attached hereto and made a part hereof. Contractor agrees to submit to the City Manager, a final report setting out which of the said objectives Contractor has accomplished and which objectives were not accomplished, with sufficient detail to enable City to evaluate properly Contractor's program.

The final report is to be delivered no later than June 1, 2017.

2. EFFECTIVE DATE OF CONTRACT TERM

The term of this contract shall be from July 1, 2016 to and including June 30, 2017, unless sooner terminated as provided herein.

3. METHOD AND CONDITIONS OF DISBURSEMENTS

Subject to the terms and conditions contained in this contract, City agrees to provide funds in an amount not to exceed the sum of fifty thousand five hundred dollars (\$50,500.00) to enable Contractor to conduct the program. Payment to Contractor of the sum provided for in this paragraph shall be made within thirty (30) days of receipt – by the City – of an invoice from Contractor. The invoice will be on Contractor's own letterhead. Contractor warrants that the funding provided hereunder is for a project that provides a public benefit within the CITY.

Contractor shall indemnify and hold City harmless from any liability or damage resulting from any failure to make, or delay in making such payments.

4. CONTACTOR TO KEEP RECORDS

The Contractor shall keep accurate written records of all expenses incurred by it and of monies received by it and of all studies, statistics and reports made or issued by Contractor in conducting the program. The Contractor shall also keep accurate written minutes of all meetings of the Board of Directors or Committees of Contractor and shall keep accurate employment records, correspondence records and other records necessary to enable City to review Contractor's operations during the conduct of the program. At City's request, Contractor shall furnish City with a copy of any records maintained by Contractor pursuant to the terms of this contract. Contractor shall maintain all such records for at least five (5) years after the date on which this contract terminates.

5. AUDIT OF CONTRACTOR'S RECORDS

City shall have the right to audit and review all records maintained by Contractor pursuant to the terms of this contract. Any such audit and review may be conducted at any time during regular business hours.

6. COMPLIANCE WITH LAWS AND REGULATIONS

Contractor agrees that it shall comply with all the provisions of all State and Federal laws and regulations applicable to the program to be conducted hereunder. Without limiting the generality of the foregoing, Contractor:

A. Shall obtain and maintain at Contractor's own expense, any and all licenses and permits necessary to conduct the program and to maintain the facilities and render the services proposed to be maintained or rendered in connection with the program.

B. Shall not, on the grounds of race, color, national origin, sex, sexual orientation, religion, age or handicap when otherwise qualified:

(1) Deny any service or other benefit provided under the program;

(2) Provide any service or other benefit which is different, or is provided in a different form from that provided to others under the program;

(3) Subject to segregated or separate treatment in any facility in, or in any matter or process related to receipt of any service or benefit under the program;

(4) Restrict in any way the enjoyment of any advantage or privilege enjoyed by others receiving any service or benefit under the program;

(5) Treat an individual differently from others in determining whether he satisfies any admission, enrollment, eligibility, membership, or other requirement or conditions which individuals must meet in order to be provided any services or other benefit provided under the program;

(6) Deny an opportunity to participate in the program as an employee.

C. Shall maintain such records and enforce and comply with such procedure as City may specify or require in order to ensure that only persons eligible for services under State and/or Federal laws or regulations are admitted to the program or are provided with such services.

D. Shall not engage in any religious instructions nor use any part of the funds provided hereunder to purchase any religious books, materials or equipment or other property, or to share the salary of any person who participates in any such religious or sectarian purpose whatsoever.

7. HOLD HARMLESS

It is understood and agreed that City, its Officers, Agents and Employees, shall not be liable or responsible for any injury or damage to persons or property resulting from the operations or activities of Contractor, its Officers, Agents or Employees, in connection with the program; and Contractor agrees to defend, indemnify and hold harmless the City and its Officers, Agents and Employees, from and against any and all claims and liability for damage or injury to persons or property resulting from the activities or omissions of Contractor, its Officers, Agents, Employees or Subcontractors, in connection with the operation or conduct of the program or the operation or maintenance of any buildings, equipment and other facilities used in connection with the program.

8. LIABILITY INSURANCE

Prior to disbursement of any funds, Contractor agrees to procure and maintain commercial general liability insurance with limits of \$1,000,000 per occurrence and \$2,000,000 in the annual aggregate naming the City as additional insured. Contractor may substitute evidence of self-insurance to satisfy this requirement. If the Contractor maintains higher limits than the minimums shown above, the City requires and shall be entitled to coverage for the higher limits maintained by the Contractor. Any available insurance proceeds in excess of the specified minimum limits of insurance and coverage shall be available to the City.

Said insurance policy or policies and policy endorsements shall be procured at Contractor's expense from an insurance company or companies which are licensed to do business in California and shall be evidenced satisfactory to the City Manager.

In case of failure to procure or renew the required insurance, City may, at its discretion and in addition to other remedies offered it by this Contract, procure or renew such insurance at Contractor's expense.

9. WORKERS' COMPENSATION INSURANCE

Contractor shall provide during the term of this Contract, Workers' Compensation Insurance for all of its employees engaged in conducting the program for whom Workers' Compensation Insurance is required. The Contractor shall file with the City, a

certificate from the insurance carrier showing that Contractor and all its employees are covered by Workers' Compensation Insurance.

Workers' Compensation Insurance procured pursuant to this agreement shall be endorsed to waive subrogation against City, its elected or appointed officers, agents, officials, employees and volunteers or shall specifically allow Contractor or others providing insurance evidence in compliance with these specifications to waive their right of recovery prior to a loss. Contractor hereby waives its own right of recovery against City, and shall require similar written express waivers and insurance clauses from each of its sub-consultants.

10. PRIMARY/NON-CONTRIBUTING

Any insurance policy procured by the Contractor shall be primary, and no contribution shall be required of the City.

11. ASSIGNMENT

Contractor shall not assign this Contract or any part thereof or any monies payable hereunder without the prior approval of the City Council of City.

12. PROVISIONS REQUIRED BY LAW DEEMED INSERTED

Each and every provision of law and clause required by law to be inserted in this Contract shall be deemed to be inserted herein and this Contract shall be read and enforced as though it were included herein, and if through mistake or otherwise any such provision is not inserted or is not correctly inserted, then upon application of either party, this Contract shall forthwith be physically amended to make such insertion or correction.

13. CITY'S RIGHT TO TERMINATE CONTRACT

City shall have the right to terminate this Contract or any extension thereof immediately if City determines that Contractor has incurred obligations or made expenditures for purposes which are not permitted or are prohibited under the terms of the program or of this Contract. City shall also have the right to terminate this contract or any extension thereof immediately if City determines that the Contractor is conducting the program in violation of any of the terms of the program application or this Contract, or has filed any other petition in bankruptcy, or for receivership or reorganization or has filed any other petition under the Bankruptcy Act (11 USCA 1 *et seq.*) or has taken or committed any act preparatory to the filing of any such petition or has become or is insolvent or has committed any other act of bankruptcy or insolvency. City shall also have the right to terminate this Contract or any extension thereof any time that funds are no longer available. In any event, City shall have the right to terminate this Contract or any extension thereof at any time, with or without notice of City's intent to terminate the Contract; provided that upon such termination, City shall pay all obligations incurred by Contractor prior to the date of such termination as authorized under the terms of the program and of this Contract.

14. CONTRACT BINDING ON SUCCESSORS

The conditions of this Contract and the respective rights and obligations of the parties hereunder shall be binding upon the heirs, assigns and successors in interest of each of the parties.

CONTRACTOR

By _____

Title _____

Date _____

By _____

Title _____

Date _____

CITY OF CARPINTERIA

By _____

City Manager

Date _____

ATTEST:

Fidela Garcia, City Clerk

APPROVED AS TO FORM:

By _____

Peter N. Brown, on behalf of
Brownstein Hyatt Farber Schreck, LLP
Acting as City Attorney of the City of
Carpinteria

APPROVED AS TO FORM

By _____

City Attorney, City of Santa Barbara

EXHIBIT A

CITY OF CARPINTERIA

Community Services Support Program Description

JULY 1, 2016 - JUNE 30, 2017

1. **Agency Name:**
Carpinteria Library (Santa Barbara Public Library System)
2. **Program Title:**
Public Library Services
3. **Program Street Address, City, Zip Code:**
5141 Carpinteria Ave. Carpinteria, CA 93013
4. **Program Mailing Address, City, Zip Code:**
c/o Santa Barbara Public Library, P.O. Box 1019, Santa Barbara, CA 93102-1019
5. **Contact Person, Position:**
Jessica Cadiente, Library Director
6. **Phone Numbers: TELE: (805) 564-5608 FAX: (805) 564-5660**
7. **Target Population: Residents of the City of Carpinteria and surrounding communities**
8. **Days and hours open: Monday and Wednesday 10 am to 7:30 pm; Tuesday, Thursday, and Friday 10 am to 5:30 pm; Saturday 10 am to 4 pm; closed Sunday**
9. **List the zip codes from which clients are drawn: primarily 93013 and 93067**
10. **Description of services to be provided with funds:**
The grant monies will be used to fund the day-to-day operations of the Carpinteria Library. The funding helps preserve the library's after-school Homework Center for a minimum of 4 days a week.
11. **Describe your procedures for monitoring the services. List the records you keep; give the dates of scheduled reviews:**
Payroll is monitored by the City of Santa Barbara, and is reported on a bi-weekly basis.

12. Description of your overall agency:

The mission of the Carpinteria Branch Library is to provide literacy and pre-literacy services, information services, reading materials, and educational resources to people of all ages in the Carpinteria Valley. Students receive valuable after-school homework with resources which include personalized assistance. At the library, services to residents and visitors include free Internet access, free WiFi access, assistance with reference inquiries, teen programs, story times and literacy-based programs for children, and interlibrary borrowing. Added services are available 24/7 because, with a library card and a computer, smart phone or tablet, residents in the Carpinteria area can access and download research articles, eBooks, audio books, videos, and e-magazines.

Projections for year JULY 1, 2016 TO JUNE 30, 2017

Objective # 1:

To continue to provide quality services in a timely manner to residents who may otherwise not be able to afford the services.

Objective #2:

Provide literacy and pre-literacy services, such as story time and an annual summer reading program to support the educational needs of children and youth. Provide a place where students can receive assistance with their homework, access computers to help with that homework, check out age appropriate reading materials for free, and have a productive and safe place to go after school.

Objective #3:

Provide free access to the Internet by providing computers for residents and visitors. Visitors can rely on access at the library to investigate local attractions, book accommodations or travel plans and stay in touch with friends and families. Residents without access to home computers or printers can use those at the library. Anyone of any age who needs assistance to find information or services online receives that help at the library.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: March 14, 2017

TO: Mayor and Councilmembers

FROM: Administration Division, Parks and Recreation Department

SUBJECT: Parma Park Trust Funds For The Maintenance of Parma Park

RECOMMENDATION:

That Council increase appropriations and estimated revenues by \$86,437 in the Parks and Recreation Department Fiscal Year 2017 Miscellaneous Grants Fund for maintenance of Parma Park.

DISCUSSION:

Parma Park, one of the City's 11 open space parks, comprises 200 acres. The Parma Park Trust (Trust), established in 2000, provides funds to support the preservation and maintenance of the park. Each year the Parks and Recreation Department (Department) submits an annual maintenance plan and reports expenditures to the co-Trustees of the Trust. Maintenance activities that are funded by the Trust include trail maintenance, defensible space vegetation management, trail signage, olive grove restoration, exotic invasive plant management, and native habitat restoration. In 2017, the Department will begin implementing the preliminary Sustainable Trail Plan for the 5.5 miles of trails within Parma Park. The 2017 annual maintenance plan and the multi-year Sustainable Trail Plan were reviewed and approved by the Trust Co-Trustees in December 2016.

Located in the upper Sycamore Creek watershed and generally bounded by Sycamore Canyon Road, Mountain Drive, and Montecito, Parma Park provides passive recreation opportunities to hikers and equestrians. Mountain biking is limited to fire roads within the park. Harold Parma, along with his family, deeded Parma Park to the City in November 1973.

BUDGET/FINANCIAL INFORMATION:

Each calendar year, the co-Trustees disburse funds from the Trust to support park maintenance and special projects. In December 2016, the Department received \$86,437 from the Trust. With the appropriation of the 2016 Trust disbursement, the Parma Park Maintenance account balance will be \$313,994. The 2017 annual maintenance budget is \$58,250, and the estimated cost for implementation of the Sustainable Trail Plan is

\$203,567. Unused appropriated funds at the end of Fiscal Year 2017 will be carried forward into Fiscal Year 2018.

SUSTAINABILITY IMPACT:

Located within the upper Sycamore Creek Watershed, Parma Park provides 200 acres of undeveloped open space for the passive outdoor recreation benefits. Preservation and enhancement of Parma Park protects community natural resources.

PREPARED BY: Rich Hanna, Assistant Parks and Recreation Director

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

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: March 14, 2017

TO: Mayor and Councilmembers

FROM: Investigative/Internal Operations, Police Department

SUBJECT: Proposed Changes To Parking Violation Penalties And Related Fees

RECOMMENDATION:

That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Amending Resolution No. 16-044 Establishing Certain City Fees, Adjusting Parking Violation Penalties and Related Fees.

DISCUSSION:

The Police Department is requesting to add a total of six violations (and their accompanying penalties) and to remove one violation from the City's Parking Violation and Related Fees Schedule (see attachment).

Two of the added violations are from the Municipal Code, which are Section 10.44.152(h) for leaving a vehicle in excess of a period of seventy-two (72) consecutive hours in a municipally owned parking lot, and Section 10.44.220 for no oversized vehicle parking on a street. The penalty for 10.44.152(h) MC is seventy-eight dollars (\$78). The penalty for 10.44.220 MC is forty-eight dollars (\$48).

The other four proposed violations that would be added to the Fee Schedule are for violations of the California Vehicle Code ("CVC"). This request is in response to observations by Parking Enforcement of an increase in the abuse of disable parking placards and plates. The current Fee Schedule does not include these CVC violations; therefore, the expectation is that the penalties will serve as a deterrent for future violations being committed.

The four CVC sections proposed for inclusion in the Fee Schedule are: CVC Section 4461(c) for misuse of a disabled placard with a penalty of three hundred and fifty three dollars (\$353); CVC Section 4461(d) for misuse of a disabled license plate with a penalty of three hundred and fifty three dollars (\$353); CVC section 4463(c) for a forged, counterfeit of false disabled placard with a penalty of three hundred and fifty three dollars (\$353); and CVC Section 4464 for altered license plate with a penalty of forty eight dollars (\$48).

Also added to the Fee Schedule is an administrative dismissal fee for a correctable violation. This occurs in instances when the vehicle owner provides evidence that the violation was corrected. The administrative dismissal fee of ten dollars (\$10) is for a violation of CVC Sections 4464.

The violation to be removed from the Fee schedule is Municipal Code section 10.44.205, related to parking restrictions for recreational vehicles.

The Police Department does not anticipate that significant revenue would be generated by the addition of these violations to the Fee Schedule. Rather, the purpose of the additions is to provide the Department with the ability to enforce the violations.

ATTACHMENT: Parking Violation Fee Schedule

PREPARED BY: William Marazita, Captain/lsp

SUBMITTED BY: Lori Luhnnow, Chief of Police

APPROVED BY: City Administrator's Office

PARKING VIOLATION PENALTIES AND RELATED FEES

Assembly Bill 408, effective July 1, 1993, amended the California Vehicle Code (Vehicle Code) to decriminalize parking tickets and to eliminate criminal court procedures for the enforcement of such violations, such that the issuance, collection and enforcement of parking or standing vehicle violations became a civil matter under the California Vehicle Code.

Section 40203.5 (a) of the Vehicle Code requires the City Council to establish a schedule of parking penalties for parking violations, late payment penalties, administrative fees, and other related charges for parking violations. It is the intent of the City of Santa Barbara that the penalties established herein shall reflect a reasonable and good faith effort to establish appropriate penalties.

<u>Municipal Code</u>	<u>Description</u>	<u>Penalty</u>
10.12.150(a)	Miscellaneous traffic control device	\$ 53
10.12.150(b)	Failure to obey posted sign	48
10.36.020	Vehicle parked advertising	48
10.40.090	No vehicle/motorcycle on beach	48
10.44.020	Prohibited parking	53
10.44.030	Emergency no parking	48
10.44.032	Temp no parking street work	48
10.44.034	Temp no parking sewer work	48
10.44.040	Displaying vehicle for sale	48
10.44.050	Broken down/wrecked vehicle	48
10.44.055	Operate vehicle on private prop	48
10.44.060	Street storage of vehicle	78
10.44.070	Park near Police/Fire station	48
10.44.080	Standing in parkways	48
10.44.090	Prohibited private property	48
10.44.100	Trains not to block street	48
10.44.110	Angle parking only	48
10.22.120	Parking parallel with curb	48
10.44.130	Parking on hills	48
10.44.140	Parking in intersection	48
10.44.150	Parking space markings	48
10.44.151	Municipal lot, traffic regulations	48
10.44.152	Municipal lot, parking regulations	48
10.44.152(h)	Municipal lot, Storage of Vehicle	78
10.44.160	Preferential parking	48
10.44.200	Unlawful parking on trailers	48
10.44.205	Parking restrictions for recreational vehicles	48
10.44.210	Used for transporting property	48
10.44.220	Vendor unlawful parking	48
10.44.220	No Oversized Vehicle Parking	48
10.44.230	Parking permit required	48

<u>Municipal Code</u>	<u>Description</u>	<u>Penalty</u>
10.44.240	No sales from vehicle	\$ 48
10.44.250	Bus parking only	48
10.44.260	Curb markings	48
10.44.270	No bus parking	48
10.46.125	Parking permit required	48
10.46.062	Permit required	48
10.46.020	Over parking time limit	48
10.48.021	Chalk removal/move in block	53
10.48.040(b)	Red zone no stopping, parking	58
10.48.040(b)	Yellow zone commercial vehicle	53
10.48.040(b)	White zone passenger loading	48
10.48.040(b)	Green zone 15 minute limit	48
10.48.050	Permission to load	48
10.48.060	Loading/unloading only	48
10.48.070	Standing in passenger loading	48
10.48.080	Standing in alley	48
10.48.085	Repair vehicle in street	48
10.48.090	Bus zones	48
10.48.095	Bus idling over 3 minutes	48
10.48.100	Taxi zone	48
10.48.120	Taxi stands	48
10.48.130	Taxicab parking	48
10.48.140	Special event parking	48
10.73.040	Carshare Permit Required	48
15.16.080	Recreational Vehicles-Unlawful Areas to Use	48
17.36.020	Parking for Certain Uses Prohibited	48
17.36.040(A)	72-Hour Vehicle Parking Limit Waterfront Lots	48
17.36.040(B)	72-Hour Vehicle Parking Limit Harbor Lots	48
17.36.060	Oversized Vehicles In Harbor Parking Lots	48
17.36.080(A)	Parking in Designated Stalls Only	48
17.36.080(B)	Parking in Marked Stalls Only	48
17.36.080(C)	No Parking In Oversized Stalls	48
17.36.080(D)	No Parking Oversized Vehicles in Waterfront	
	Passenger Vehicle Stalls	48
17.36.090	Personal Property in Parking Stalls	48
18.28.030(A)	Payment parking	48
18.28.030(B)	Abandoned vehicle	123
18.28.030(C)	No parking sign/curb	48
18.28.030(D)	Within 15' of fire hydrant	58
18.28.030(E)	No parking tie down area	48
18.28.030(F)	Designated parking	48

<u>Vehicle Code</u>	<u>Description</u>	<u>Penalty</u>
21113(a)	No permit displayed	\$ 48
21113(c)	Not in marked stall	48
21458(a)	No parking red zone	58
21458(b)	Loading zone	53
21461	Disobey sign or signal	48
22500	Prohibited parking, stopping	48
22500.1	Parking in fire lane	58
22500(a)	Parking within intersection	48
22500(b)	Parking in crosswalk	48
22500(c)	Safety zone	48
22500(d)	Fire Station driveway	58
22500(e)	Park in public/private drive	48
22500(f)	Parking on sidewalk	48
22500(g)	Parking obstructing traffic	48
22500(h)	Double parking	48
22500(i)	Bus zone	48
22500(j)	Parking in tunnel	48
22500(k)	Parking on bridge	48
22500(L)	Wheelchair access ramp	353
22502	Tire not 18 inches from curb	48
225035	No motorcycle/moped parking	48
22504(a)	Parking unincorporated roadway	48
22505(b)	Posted no parking State Hwy	48
22507.8	Spaces for the Disabled	353
22514	Within 15 feet of fire hydrant	58
22515	Stop/motor/set brake	48
22516	Person locked in vehicle	58
22517	Open door into traffic	63
22520	Freeway, non-emergency stop	48
22521	Park on/near railroad tracks	63
22522	Parking near sidewalk Hdcp ramp	353
22523	Abandoned vehicle	123
22526	Intersection gridlock	68
22651	Obstructing traffic	48
27155	No fuel cap	48
4000.4(a)	Calif. Registration required	168
4000(a)	Unregistered vehicle	168
4461(c)	Misuse of DP Placard	353
4461(d)	Misuse of DP License Plate	353
4463(c)	Forged, Counterfeit or False DP Placard	353
4464	Altered License Plate	48
5200	Display license plates	48
5201	Position of plates	48
5201(f)	License plate cover	48
5204(a)	Display license tabs	78

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ATTACHMENT

Fees

Late fee (payment received after due date)	Double basic penalty (as listed above)
Administrative Fee for collection of Parking Fees	\$20
Administrative dismissal fees	
5200 and 5204 (a) violation correction	\$10
4000 (a) violation correction	25
<u>4464 Altered License Plate violation correction</u>	<u>10</u>
40226 Administrative Fee proof of disabled placard	25
Citation copy fee	\$1.00
On-line Credit Card Processing Fee	\$2.50

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA AMENDING RESOLUTION NO. 16-044 ESTABLISHING CERTAIN CITY FEES, ADJUSTING PARKING VIOLATION PENALTIES AND RELATED FEES.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SANA BARBARA THAT, Resolution 16-044, establishing certain City fees for Fiscal Year 2017, be amended by adjusting parking violation penalties and related fees.

<u>Municipal Code</u>	<u>Description</u>	<u>Penalty</u>
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22521	Park on/near railroad tracks	63
22522	Parking near sidewalk Hdcp ramp	353
22523	Abandoned vehicle	123
22526	Intersection gridlock	68
22651	Obstructing traffic	48
26708.5(a)	Tinted Windows	48
27155	No fuel cap	48
4000.4(a)	Calif. Registration required	168
4000(a)	Unregistered vehicle	168
4461(c)	Misuse of DP Placard	353
4461(d)	Misuse of DP License Plate	353
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4464	Altered License Plate	48
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CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: March 14, 2017

TO: Mayor and Councilmembers

FROM: Administration Division, Finance Department

SUBJECT: Presentation From Cox Communications On The State Of Cable Services

RECOMMENDATION:

That Council hear a presentation from representatives of Cox Communications regarding the state of cable and related services offered to the community.

DISCUSSION:

Cox Communications ("Cox") provides cable television, internet and Voice (i.e., telephone) Over Internet Protocol (VOIP) services to the City of Santa Barbara. Until 2010, Cox provided cable television services under a non-exclusive local franchise agreement with the City. However, the Digital Infrastructure and Video Competition Act of 2006 allowed cable companies to shift from a local to a state franchise agreement, which Cox did in 2010 when the term of the City franchise agreement expired. As a result, Cox is now regulated by the California Public Utilities Commission and the City has no authority to regulate such things as programming or pricing. The City does have some ability, however, to influence certain customer service elements.

The telecommunications industry has gone through many changes over the last decade. Companies that have historically provided telephone services have crossed over into the video arena; and conversely, companies that have previously provided primarily cable television services, such as Cox, have expanded, and now provide internet and telephone services. The latest development in the telecommunications industry is the growth of video services provided via the internet. It began with companies, such as Netflix, offering downloadable movies on-line; but it is rapidly evolving such that many companies, including Hulu and Google TV, are now offering live broadcast television through the internet for a monthly subscription fee. This trend is expected to continue. As a result, the lines between video services provided by cable companies and video services provided by internet-based companies will become much more blurry from a consumer perspective.

The City has requested that Cox provide the City Council and the community with a status of cable services nationally and locally, industry trends including how it is

responding to current and emerging changes in how video services are being accessed, and efforts Cox is making to improve services for Santa Barbara customers.

PREPARED BY: Robert Samario, Finance Director

SUBMITTED BY: Robert Samario, Finance Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: March 14, 2017

TO: Mayor and Councilmembers

FROM: Administration, Housing & Human Services Division,
Community Development Department

SUBJECT: Oversized Vehicle Off-Street Parking Ad-Hoc Stakeholder Committee
Report and Recommendations

RECOMMENDATION: The Oversized Vehicle Off-Street Parking Ad-Hoc Stakeholder Committee recommends that Council:

- A. Provide a temporary grace period and/or temporary on-street daytime parking permits for Safe Parking recreational vehicle (RV) clients, if needed;
- B. Direct City staff to assist New Beginning Counseling Center in locating additional daytime off-street parking spaces; and
- C. Provide funding in the amount of \$1,500 per space per year, up to \$60,000, for New Beginnings Counseling Center to monitor a new daytime oversized vehicle off-street parking program.

DISCUSSION:

Background

On October 18, 2016, Council approved an Ordinance that restricts oversized vehicle parking on City streets. At that meeting, Council also approved the creation of an ad hoc stakeholder committee to consider additional off-street parking opportunities for persons living in oversized vehicles.

On November 8, 2016, Council formed the committee and appointed Council members Murillo and Hotchkiss to serve on the committee along with Kristine Schwarz, Executive Director of New Beginnings Counseling Center.

The scope of the committee was to locate and consider additional overnight spaces for oversized vehicles in the Safe Parking Program, locate and consider new daytime spaces for oversized vehicles in the Safe Parking Program, and work with New

Beginnings Counseling Center to expand the Safe Parking Program to include monitoring of the daytime spaces.

Safe Parking Program Capacity and Utilization

The Safe Parking Program has forty (40) overnight spaces that can accommodate RVs in the City. Currently, only twenty-one (21) of those spaces are filled by people living in their RVs. Additionally, there are two (2) RVs on the waiting list. Both can be accommodated after they complete the intake process and/or meet the Program requirements (license, registration, and insurance).

Daytime Spaces

The Oversized Vehicle Off-Street Parking Ad-Hoc Stakeholder Committee (Committee) met three times over the course of two months, and discussions were held with thirty-five (35) participating stakeholders. In addition, a subcommittee of City staff, County staff, and New Beginnings representatives met twice to identify potential daytime off-street parking lots. Approximately fifty (50) possible locations were identified and a contact list was developed. To date, fifteen (15) of the sites have been excluded due to heavy daytime use and/or incompatibility, three (3) sites have been confirmed for use (5 total spaces), and approximately thirty (32) sites are still being pursued. New Beginnings reported that the overnight spots for the Safe Parking Program were acquired in small increments, one or two at a time, and it is likely that new daytime spots will be secured in a similar fashion.

The three confirmed sites (5 total spaces) are City lots in in the downtown area, along the Waterfront and at the Airport. Use of these lots is contingent upon clients being assigned separate lots for daytime and overnight use. They will be required to move each morning and evening, which will prevent a situation in which an RV is parked continuously in any one lot.

The City Attorney advises that Council should not single out Safe Parking Program RV clients for special treatment through a grace period or permit system unless it can provide a safety-based rational basis for doing so. In the alternative, Council may suspend or repeal the ordinance.

Additional Overnight Spaces

A total of seven (7) additional overnight spaces have been gained during this process. The addition of these overnight spaces for RVs will help if there is an increase in Safe Parking RV clients due to the City's on-street parking restrictions.

BUDGET/FINANCIAL INFORMATION:

The cost for New Beginnings Counseling Center to monitor daytime spaces is \$1,500 per space per year. This includes staff time, mileage, and insurance. The total cost per year to monitor 40 daytime spaces is \$60,000.

As mentioned above, there are currently twenty-one (21) RVs in the Program in the City of Santa Barbara and only two (2) on the waiting list. If it is determined that less than 40 daytime spaces are needed to accommodate the needs of the Program, then the cost to monitor the daytime portion will decrease proportionately. For example, if only twenty-five (25) daytime spaces are needed, then the cost would be \$37,500 per year.

During Fiscal Year 2016, Council approved one-time funding, up to \$30,000, from the General Fund for the El Nino Daytime Warming Center. Only \$5,900 was expended, and the remaining balance of \$24,100 was carried over to Fiscal Year 2017. The funds will not be expended during Fiscal Year 2017 because the Daytime Warming Center did not operate this year. Council can choose to reallocate the remaining funds to help support this effort.

PREPARED BY: Sue Gray, Community Development Business Manager

SUBMITTED BY: George Buell, Community Development Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: March 14, 2017
TO: Mayor and Councilmembers
FROM: City Attorney's Office
SUBJECT: Conference with Real Property Negotiators

RECOMMENDATION:

That Council hold a closed session pursuant to Government Code Section 54956.8 to consider the possible lease negotiations regarding a concession agreement with the East Beach Grill and the Cabrillo Arts Pavilion.

Real Property: 1118 E. Cabrillo Boulevard, Santa Barbara, CA 93101

City Negotiators: Ariel Calonne, City Attorney; Tava Ostrenger, Assistant City Attorney; Paul Casey, City Administrator; Jill Zachary, Parks and Recreation Director; Bob Samario, Finance Director

Negotiating Parties: Joe Howell; Francisco Aguilera

Under Negotiation: Price and Terms of Lease Payment

SCHEDULING: Duration, 30 minutes; anytime

REPORT: None anticipated

PREPARED BY: Ariel Calonne, City Attorney

SUBMITTED BY: Ariel Calonne, City Attorney

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: March 14, 2017

TO: Mayor and Councilmembers

FROM: City Attorney's Office

SUBJECT: Conference with Real Property Negotiators

RECOMMENDATION:

That Council hold a closed session pursuant to Government Code Section 54956.8 to consider the possible acquisition of real property.

Real Property: 740 State Street, Suites 201 and 202, Santa Barbara
(Leasehold interest)

City Negotiators: Paul Casey, City Administrator; Bob Samario, Finance Director;
Ariel Calonne, City Attorney

Negotiating Parties: Mohammad and Gity Mahboob; Ray Mahboob

Under Negotiation: Price and Terms of Payment

SCHEDULING: Duration, 30 minutes; anytime

REPORT: None anticipated

PREPARED BY: Ariel Calonne, City Attorney

SUBMITTED BY: Ariel Calonne, City Attorney

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: March 14, 2017

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 significant exposure to litigation (one potential case) pursuant to Government Code section 54956.9(d)(2) & (e)(2) and take appropriate action as needed.

SCHEDULING: Duration, 15 minutes; anytime

REPORT: None Anticipated

PREPARED BY: Ariel Calonne, City Attorney

SUBMITTED BY: Ariel Calonne, City Attorney

APPROVED BY: City Administrator's Office