



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING July 22, 2008 COUNCIL CHAMBER, 735 ANACAPA STREET

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### CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:15 p.m. (The Finance Committee and Ordinance Committee, which ordinarily meet at 12:30 p.m., did not meet on this date.)

### PLEDGE OF ALLEGIANCE

Mayor Blum.

### ROLL CALL

Councilmembers present: Iya G. Falcone, Dale Francisco, Roger L. Horton, Grant House, Helene Schneider, Das Williams, Mayor Blum.

Councilmembers absent: None.

Staff present: City Administrator James L. Armstrong, City Attorney Stephen P. Wiley, Deputy City Clerk Brenda Alcazar.

### PUBLIC COMMENT

Speakers: Tim Taylor, El Presidente, Old Spanish Days; Elizabeth Anderson; Nancy Tunnell; Tom Thomas, Co-Chair, Santa Barbara Fighting Back; Kelsey Walker; David Wass; and Bret Alan Hughes.

Councilmembers Falcone and Horton left the meeting at 2:27 p.m.

## **CONSENT CALENDAR (Item Nos. 1 - 10)**

The title of the resolution related to Item No. 2 was read.

Councilmembers Falcone and Horton returned to the meeting at 2:30 p.m.

Motion:

Councilmembers Falcone/House to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

1. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the special meeting of June 30, 2008, and the regular meetings of July 1, 2008, and July 8, 2008 (cancelled due to lack of a quorum).

Action: Approved the recommendation.

2. Subject: Electronic Campaign Disclosure Filing System (110.03)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing an Electronic Campaign Disclosure Filing System.

Action: Approved the recommendation; Resolution No. 08-081 (July 22, 2008, report from the Administrative Services Director; proposed resolution).

3. Subject: Approval Of Map And Execution Of Agreements For 812 Alston Lane (640.08)

Recommendation: That Council approve and authorize the City Administrator to execute and record Parcel Map No. 20,764 for a subdivision at 812 Alston Lane (finding the Parcel Map in conformance with the State Subdivision Map Act, the City's Subdivision Ordinance, and the Tentative Subdivision Map), and other standard agreements relating to the approved subdivision.

Action: Approved the recommendation; Agreement Nos. 22,878 and 22,879 (July 22, 2008, report from the Public Works Director).

4. Subject: Acceptance Of County Of Santa Barbara Alcohol, Drug, And Mental Health Services' Grant To Continue The Work Of The Teen Programs Alcohol Drug Awareness Program Teen Coalition (520.04)

Recommendation: That Council:

- A. Authorize the Parks and Recreation Director to accept a grant renewal of \$30,000 from County of Santa Barbara Alcohol, Drug, and Mental Health Services for the period of July 1 - December 31, 2008, and to execute a purchase order with the County of Santa Barbara administering the grant renewal and continuing the program; and
- B. Increase appropriations and estimated revenues in Fiscal Year 2009 in the Parks and Recreation Department Miscellaneous Grants Fund by \$30,000.

Action: Approved the recommendations (July 22, 2008, report from the Parks and Recreation Director).

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

Recommendation: That Council authorize the Finance Director to execute a Community Promotion contract with the Santa Barbara Region Chamber of Commerce in an amount of \$59,492 to support year-round expenses of the Visitor Information Center.

Action: Approved the recommendation; Contract No. 22,880 (July 22, 2008, report from the Finance Director).

6. Subject: Plan Santa Barbara: Professional Services Contract To Conduct Public Opinion Survey (650.05)

Recommendation: That Council:

- A. Authorize the Community Development Director to execute a professional services agreement with Fairbank, Maslin, Maullin & Associates for \$29,740, plus \$2,974 in contingency funds for extra services, if determined necessary, for a total of \$32,714 for conducting a public opinion survey for Plan Santa Barbara; and
- B. Appropriate \$32,714 from the General Fund Unappropriated Reserve to the Fiscal Year 2009 Community Development Plan Santa Barbara Program with the funds to be reimbursed by the General Plan Update fee.

Speakers:

Member of the Public: Judy Orias, Allied Neighborhood Association.

Action: Approved the recommendations; Agreement No. 22,881 (July 22, 2008, report from the Community Development Director).

7. Subject: Contract For Website Development Services (560.01)

Recommendation: That Council approve and authorize the Airport Director to execute a service contract with Lightmaker Orlando, Inc., a Florida corporation, for website development services, in an amount not to exceed \$90,750.

Action: Approved the recommendation; Contract No. 22,882 (July 22, 2008, report from the Airport Director).

8. Subject: Contract For Construction For Taxiway B Realignment And Terminal Apron Project (560.04)

Recommendation: That Council:

- A. Award and authorize the Public Works Director to execute a contract with Granite Construction Company (Granite), in their low bid amount of \$3,380,266.50, for construction of the Taxiway B Realignment and Terminal Apron Project (Project), Bid No. 3548, and authorize the Public Works Director to approve expenditures up to \$270,400 to cover any cost increases that may result from contract change orders for extra work and differences between estimated bid quantities and actual quantities measured for payment; and
- B. Increase appropriations and estimated revenue by \$7,603,000 in the Airport's Grants Fund for realigning Taxiway B and reconstructing the terminal apron, to be funded from the Federal Aviation Administration (FAA) Airport Improvement Program (AIP), Grant No. 03-06-0235-38 (\$7,222,850 Discretionary funding), and the City's 5% match portion of \$380,150 to be funded from Airport reserves above policy.

Action: Approved the recommendations; Contract No. 22,883 (July 22, 2008, report from the Public Works Director).

## NOTICES

9. The City Clerk has on Thursday, July 17, 2008, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.
10. A City Council site visit is scheduled for Monday, July 28, 2008, at 1:30 p.m. to the property located at 509 State Street, which is the subject of a public hearing set for Tuesday, July 29, 2008, at 2:00 p.m.

This concluded the Consent Calendar.

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

### AIRPORT DEPARTMENT

11. Subject: Airline Terminal Improvement Project (560.04)

Recommendation: That Council receive an oral report on the status of the Airline Terminal Improvement Project.

Documents:

July 22, 2008, report from the Airport Director.

Speakers:

Staff: Airport Director Karen Ramsdell, Finance Director Robert Peirson.

By consensus, the Council received the report.

### COMMUNITY DEVELOPMENT DEPARTMENT

12. Subject: Transfer Of Development Rights Ordinance For Santa Barbara County (650.11)

Recommendation: That Council hear a presentation from County of Santa Barbara Staff on the status of a Transfer of Development Rights Enabling Ordinance for Santa Barbara County.

Documents:

- July 22, 2008, report from the Community Development Director.
- July 22, 2008, email communication from Patricia Hiles.

Speakers:

- Staff: Community Development Director Paul Casey.
- County of Santa Barbara: Development Services Director Dianne Black, Project Manager Tom Figg.
- Members of the Public: Patricia Hiles; Kalon Kelley; Brian Trautwein, Environmental Defense Center; Nathan Alley, Environmental Defense Center and Surfrider Foundation.

By consensus, the Council heard the presentation.

Councilmember Schneider stated that she has a conflict of interest related to the location of her residence being proximate to the subject property of Item No. 13, and she left the meeting at 4:30 p.m.

## RECESS

4:30 p.m. - 4:47 p.m. Councilmembers Falcone, Schneider and Williams were absent when the Council reconvened.

## PUBLIC HEARINGS

13. Subject: Appeal Of The Architectural Board Of Review Preliminary Approval Of 1236 San Andres Street Project (640.07)

Recommendation: That Council deny the appeal of Paula Westbury and uphold the Architectural Board of Review (ABR) preliminary approval of the four-unit residential condominium development proposed at 1236 San Andres Street.

Documents:

July 22, 2008, report from the Community Development Director.

Public Comment Opened:

4:48 p.m.

Speakers:

- Staff: Associate Planner Peter Lawson, City Attorney Stephen Wiley.
- Appellant: Paula Westbury.
- Applicant: Kirk Gradin, Architect.
- Members of the Public: Michael Galindo.

Public Comment Closed:

5:52 p.m.

Motion:

Councilmembers House/Horton to approve the recommendation.

Vote:

Failed to carry by voice vote (Ayes: Councilmembers Falcone, Horton, House; Noes: Councilmembers Francisco, Williams, Mayor Blum; Absent: Councilmember Schneider).

City Attorney Stephen Wiley stated that per Santa Barbara Municipal Code Section 2.04.070 (e), a tie vote is considered a non-decision and, as a result, the Architectural Board of Review decision stands.

## **RECESS**

5:54 p.m. - 6:20 p.m.

Mayor Blum presiding.

Councilmembers present: Falcone, Francisco, Horton, House, Schneider, Williams (6:21 p.m.), Mayor Blum.

Councilmembers absent: None.

Staff present: City Administrator Armstrong, City Attorney Wiley, Deputy City Clerk Alcazar.

## **PUBLIC COMMENT**

Speakers: Vikki Holley, Friendship Manor; Ron Paris.

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

### PARKS AND RECREATION DEPARTMENT

14. Subject: Proposed Social Host Ordinance (520.04)

Recommendation: That Council:

- A. Receive a presentation on recommendations from the Ordinance Committee; and
- B. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Title Nine of the Santa Barbara Municipal Code by Adding Chapter 9.70 Concerning Penalties for Property Owners or Social Hosts who Allow Minors to Consume Alcohol in Violation of State Law.

Documents:

- July 22, 2008, report from the Parks and Recreation Director.
- Proposed Ordinance.

The title of the ordinance was read.

Speakers:

- Staff: Recreation Supervisor Susan Young, Recreation Program Leader Roberta Payan, City Attorney Stephen Wiley, Police Lieutenant David Whitham.
- Alcohol and Drug Abuse Prevention Teen Coalition: Gretta Conway, Lisa Flores.
- Members of the Public: Shereen Khatapoush, Santa Barbara Fighting Back; Lou Ventura; Eduardo Cue, Council on Alcoholism and Drug Abuse.

(Cont'd)

14. (Cont'd)

Motion:

Councilmembers Horton/Falcone to approve recommendation B.

Vote:

Unanimous voice vote.

Councilmember Falcone left the meeting at 7:04 p.m.

### PUBLIC WORKS DEPARTMENT

15. Subject: Americans With Disabilities Act Transition Plan Update Report (530.01)

Recommendation: That Council accept the City's Americans With Disabilities Act Transition Plan Update Report.

Documents:

July 22, 2008, report from the Public Works Director.

Speakers:

Staff: Assistant Public Works Director/City Engineer Pat Kelly, City Administrator James Armstrong.

By consensus, the Council accepted the report.

### **ADJOURNMENT**

Mayor Blum adjourned the meeting at 7:33 p.m. to Monday, July 28, 2008, at 1:30 p.m. at the property located at 509 State Street.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE

ATTEST:

\_\_\_\_\_  
MARTY BLUM  
MAYOR

\_\_\_\_\_  
BRENDA ALCAZAR, CMC  
DEPUTY CITY CLERK