

**CITY OF SANTA BARBARA
CITY COUNCIL
REDEVELOPMENT AGENCY**

Marty Blum
Mayor/Chair
Dale Francisco
Mayor Pro Tempore/Vice Chair
Das Williams
Ordinance Committee Chair
Roger L. Horton
Finance Committee Chair
Iya G. Falcone
Grant House
Helene Schneider



James L. Armstrong
*City Administrator/
Executive Director*

Stephen P. Wiley
City Attorney/Agency Counsel

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

**JUNE 2, 2009
AGENDA**

ORDER OF BUSINESS: Regular meetings of the Finance Committee and the Ordinance Committee begin at 12:30 p.m. The regular City Council and Redevelopment Agency meetings begin 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 Council/Redevelopment Agency 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 Council/Redevelopment Agency meeting, and at the beginning of each special Council/Redevelopment Agency meeting, any member of the public may address them concerning any item not on the Council/Redevelopment Agency 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 Council/Redevelopment Agency. Should Council/Redevelopment Agency business continue into the evening session of a regular Council/Redevelopment Agency meeting at 6:00 p.m., the Council/Redevelopment Agency 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 Council/Redevelopment Agency, 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 Council/Redevelopment Agency 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 Council/Redevelopment Agency.

CONSENT CALENDAR: The Consent Calendar is comprised of items that will not usually require discussion by the Council/ Redevelopment Agency. A Consent Calendar item is open for discussion by the Council/Redevelopment Agency upon request of a Council/Agency Member, 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/Redevelopment Agency considers the Consent Calendar.

AMERICANS WITH DISABILITIES ACT: In compliance with the Americans with Disabilities Act, if you need special assistance to gain access to, comment at, or participate in this meeting, please contact the City Administrator's Office at 564-5305 or inquire at the City Clerk's Office on the day of the meeting. If possible, notification at least 48 hours prior to the meeting will enable the City to make reasonable arrangements in most cases.

TELEVISION COVERAGE: Each regular 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.citytv18.com for rebroadcasts of Finance and Ordinance Committee meetings, and for any changes to the replay schedule.

ORDER OF BUSINESS

- 12:00 Noon - Special Finance Committee Meeting, David Gebhard Public Meeting Room, 630 Garden Street
- 2:00 p.m. - City Council Meeting Begins
- 2:00 p.m. - Redevelopment Agency Meeting
- 4:00 p.m. - Interviews for City Advisory Groups (Estimated Time)
- 5:00 p.m. - Recess
- 6:00 p.m. - City Council Meeting Reconvenes

SPECIAL FINANCE COMMITTEE MEETING - 12:00 NOON IN DAVID GEBHARD PUBLIC MEETING ROOM, 630 GARDEN STREET (120.03)

1. Subject: Redevelopment Agency Fiscal Year 2009 Interim Financial Statements For The Nine Months Ended March 31, 2009

Recommendation: That the Finance Committee recommend that the Redevelopment Agency Board accept the Redevelopment Agency Fiscal Year 2009 Interim Financial Statements for the Nine Months Ended March 31, 2009.
(See Council/Redevelopment Agency Agenda Item No. 16)

2. Subject: Redevelopment Agency Fiscal Year 2009 Interim Financial Statements For The Ten Months Ended April 30, 2009

Recommendation: That the Finance Committee recommend that the Redevelopment Agency Board accept the Redevelopment Agency Fiscal Year 2009 Interim Financial Statements for the Ten Months Ended April 30, 2009.
(See Council/Redevelopment Agency Agenda Item No. 17)

3. Subject: Fiscal Year 2009 Interim Financial Statements For The Ten Months Ended April 30, 2009

Recommendation: That the Finance Committee recommend that Council accept the Fiscal Year 2009 Interim Financial Statements for the Ten Months Ended April 30, 2009.
(See Council/Redevelopment Agency Agenda Item No. 4)

4. Subject: Fiscal Year 2010 Recommended Operating And Capital Budget

Recommendation: That the Finance Committee:

- A. Receive staff-recommended adjustments to the Fiscal Year 2010 recommended budget; and
- B. Consider making recommendations to the City Council regarding the Fiscal Year 2010 recommended budget, if any.

**REGULAR CITY COUNCIL MEETING – 2:00 P.M.
REGULAR REDEVELOPMENT AGENCY MEETING – 2:00 P.M.**

AFTERNOON SESSION

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CEREMONIAL ITEMS

- 1. Subject: Proclamation Declaring June 9, 2009, As The 40th Anniversary of Special Olympics Santa Barbara (120.04)**
- 2. Subject: Employee Recognition - Service Award Pins (410.01)**

Recommendation: That Council authorize the City Administrator to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through June 30, 2009.

CHANGES TO THE AGENDA

PUBLIC COMMENT

CONSENT CALENDAR

CITY COUNCIL

- 3. Subject: Minutes**

Recommendation: That Council waive the reading and approve the minutes of the regular meeting of May 5, 2009, the special meeting of May 6, 2009, the adjourned regular meeting of May 11, 2009 (cancelled), and the regular meeting of May 12, 2009.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

4. **Subject: Fiscal Year 2009 Interim Financial Statements For The Ten Months Ended April 30, 2009 (250.02)**

Recommendation: That Council accept the Fiscal Year 2009 Interim Financial Statements for the Ten Months Ended April 30, 2009.

5. **Subject: Introduction Of An Ordinance Allowing The Temporary Occupancy Of Trailers While Rebuilding Homes Severely Damaged Or Destroyed In The Jesusita Fire (640.04)**

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Ordinance No. 5473 that Temporarily Amended Section 28.87.180 of Title 28 of the Santa Barbara Municipal Code in Order to Allow the Use of Trailer Coaches, Recreational Vehicles, and Mobile Homes as Temporary Dwellings for Those Homes Damaged in the November 2008 Tea Fire.

6. **Subject: Amendment To Drinking Water State Revolving Fund Loan Application To Include The Ortega Groundwater Treatment Plant (540.10)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Designating the City Administrator as the Individual Authorized to Apply for the Drinking Water State Revolving Fund (DWSRF) Loan on Behalf of the City, Authorizing the City Administrator to Execute the DWSRF Loan Application, and Identifying the Water Fund as the Dedicated Source of Funding for Repayment of the DWSRF Loan.

7. **Subject: Authorization For The Allocation Of Transportation Development Act Funds (670.05)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Filing of a Claim with the Santa Barbara County Association of Governments for Allocation of Transportation Development Act (TDA) Funds for Fiscal Year 2010.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

8. Subject: Contract For Construction Of Zone 3 Slurry Seal And Construction Services (530.04)

Recommendation: That Council:

- A. Award and authorize the Public Works Director to execute a contract with Valley Slurry Seal in their low bid amount of \$2,204,366.64, for construction of the Zone 3 Slurry Seal Project (Project), Bid No. 3567, authorize the Public Works Director to approve expenditures up to \$220,000 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 authorize the Public Works Director to accept the final contract amount, with approved changes, and file all Notices of Completion with the County Clerk-Recorder's Office;
- B. Authorize the General Services Manager to issue a Purchase Order with Flowers and Associates (Flowers) in the amount of \$249,460, for construction support services, and approve expenditures of up to \$24,946 for extra services of Flowers that may result from necessary changes in the scope of work; and
- C. Accept Proposition 1B Local Street and Road, Congestion Relief, and Traffic Safety Account grant funding in the amount of \$1,329,883.49, and appropriate this amount to the Fiscal Year 2009 Streets Capital Fund Revenues and Operating Budgets.

9. Subject: Contract For Construction Of Santa Barbara Golf Club Safety Plan Implementation And Upper Las Positas Creek Restoration And Storm Water Management Project (570.02)

Recommendation: That Council:

- A. Award and authorize the Public Works Director to execute a contract with Shaw Contracting, Inc. (Shaw), waiving a minor bid irregularity, for \$1,771,524.50, for construction of the Santa Barbara Golf Club Safety Plan Implementation and Upper Las Positas Creek Restoration and Storm Water Management Project (Combined Project), Bid No. 3463B, which includes their low bid of \$1,632,080.25, and expenditures to construct Bid Alternate 1 in the amount of \$47,444.25, and Bid Item 68 in the amount of \$92,000; and authorize the Public Works Director to approve additional expenditures up to \$218,627 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 authorize the Public Works Director to accept the final contract amount, with approved changes, and filing all Notices of Completion (NOC) with the County Clerk-Recorder's Office;

(Cont'd)

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

9. (Cont'd)

- B. Authorize the Public Works Director to execute a contract with Wallace Group (Wallace), in the amount of \$41,500, for design support services during construction, and to approve expenditures of up to \$4,150 for extra services of Wallace that may result from necessary changes in the scope of work;
- C. Authorize the Public Works Director to execute a contract with Fugro West, Inc. (Fugro), in the amount of \$28,280 for material testing and inspection services, and approve expenditures of up to \$2,820 for extra services of Fugro that may result from necessary changes in the scope of work; and
- D. Approve the allocation of \$1,421,027.08 from the Creeks Reserve Fund to the Creek Restoration/Water Quality Improvement Capital Fund to cover the cost of construction of the Upper Las Positas Creek Restoration and Storm Water Management portion of the Combined Project.

10. **Subject: Youth Watershed Education Program Contract With Art From Scrap (540.14)**

Recommendation: That Council authorize the Parks and Recreation Director to execute a 12-month professional services contract with Art From Scrap (AFS) in the amount of \$56,309 in Measure B funds for the provision of Creeks Program youth and community watershed education programs in Fiscal Year 2010.

11. **Subject: Mission Street Bikeway Project, Caltrans Construction Agreement Amendment No. 2 (530.04)**

Recommendation: That Council approve Amendment No. 2 to Contribution Agreement No. 21,812 with Caltrans for the Mission Street Bikeway Project (Project), and authorize the Public Works Director to extend the Agreement term to January 31, 2011.

12. **Subject: Increase In Professional Services For Subdivision Map Review And Approval (640.08)**

Recommendation: That Council increase Purchase Order No. 379227 with MNS Engineers, Inc. (MNS), by \$15,047.94 for a total amount of \$37,547.94, for professional services to assist in development review of projects in the public right-of-way.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

13. Subject: Human Services Contract Assignment For The Youth CineMedia Program (610.05)

Recommendation: That Council authorize the assignment of Zona Seca Human Services Contract No. 22,773 in the remaining amount of \$2,667 for the period of January 1 - June 30, 2009, to the Parks and Recreation Community Foundation (PARC) for operation of the Youth CineMedia Program.

(Continued from May 19, 2009, Item No. 8)

14. Subject: Set A Date For Public Hearing Regarding Renewal Of Levy For Fiscal Year 2009-2010 For The Wildland Fire Suppression Assessment (290.00)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Declaring its Intention to Renew the Wildland Fire Suppression Assessment Within the Foothill and Extreme Foothill Zones; Declaring the Work to be of More Than General or Ordinary Benefit and Describing the District to be Assessed to Pay the Costs and Expenses Thereof; Preliminarily Approving the Updated Engineer's Report; Stating Intention to Levy Assessments for Fiscal Year 2009-2010; and Establishing a Time of 2:00 P.M. on Tuesday, June 16, 2009, in the City Council Chambers for a Public Hearing on the Wildland Fire Suppression Assessment.

(Continued from May 19, 2009, Item No. 13)

REDEVELOPMENT AGENCY

15. Subject: Minutes

Recommendation: That the Redevelopment Agency Board waive the reading and approve the minutes of the regular meeting of May 12, 2009.

16. Subject: Redevelopment Agency Fiscal Year 2009 Interim Financial Statements For The Nine Months Ended March 31, 2009

Recommendation: That the Redevelopment Agency Board accept the Redevelopment Agency Fiscal Year 2009 Interim Financial Statements for the Nine Months Ended March 31, 2009.

CONSENT CALENDAR (CONT'D)

REDEVELOPMENT AGENCY (CONT'D)

17. Subject: Redevelopment Agency Fiscal Year 2009 Interim Financial Statements For The Ten Months Ended April 30, 2009

Recommendation: That the Redevelopment Agency Board accept the Redevelopment Agency Fiscal Year 2009 Interim Financial Statements for the Ten Months Ended April 30, 2009.

NOTICES

18. The City Clerk has on Thursday, May 28, 2009, 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.
19. Received letters of resignation from Community Development & Human Services Committee Member James Kyriaco, Jr., and Fire and Police Commissioner John Lauritsen; the vacancies will be included in a special City Advisory Group recruitment.

This concludes the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

FINANCE DEPARTMENT

20. Subject: Agreement With County Of Santa Barbara For Sharing Costs For Legal Services In Connection With The Conversion Technology Project (630.01)

Recommendation: That Council approve and authorize the Finance Director to execute an agreement between the City of Santa Barbara and the County of Santa Barbara, in an amount not to exceed \$32,250, to share costs for legal services in connection with the preparation of a request for proposals from qualified vendors for the potential siting of a facility at the Tajiguas Landfill that would convert the municipal solid waste currently being disposed at Tajiguas Landfill into energy or some other beneficial byproduct.

MAYOR AND COUNCIL REPORTS

21. Subject: Interviews For City Advisory Groups (140.05)

Recommendation: That Council:

- A. Hold interviews of applicants to various City Advisory Groups; and
- B. Continue interviews of applicants to June 9, 2009, at 6:00 p.m.
(Estimated Time: 4:00 p.m.)

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

RECESS

EVENING SESSION

RECONVENE

ROLL CALL

PUBLIC COMMENT

PUBLIC HEARINGS

22. Subject: Appeal Of The Architectural Board Of Review Preliminary Approval Of 1298 Coast Village Road (640.07)

Recommendation: That Council deny the appeals of Save Coast Village Road and Anthony Fischer, Attorney, representing Protect Our Village, and uphold the Architectural Board of Review's Preliminary Approval of the mixed-use development at 1298 Coast Village Road.

ADJOURNMENT

CITY OF SANTA BARBARA
FINANCE COMMITTEE
SPECIAL MEETING AGENDA

DATE: June 2, 2009

Roger L. Horton, Chair

TIME: 12:00 p.m.

Helene Schneider

PLACE: David Gebhard Public Meeting Room
630 Garden Street

Iya Falcone

James L. Armstrong
City Administrator

Robert D. Peirson
Finance Director

ITEMS TO BE CONSIDERED:

1. Subject: Redevelopment Agency Fiscal Year 2009 Interim Financial Statements For The Nine Months Ended March 31, 2009

Recommendation: That the Finance Committee recommend that the Redevelopment Agency Board accept the Redevelopment Agency Fiscal Year 2009 Interim Financial Statements for the Nine Months Ended March 31, 2009.

(See Council/Redevelopment Agency Agenda Item No. 16)

2. Subject: Redevelopment Agency Fiscal Year 2009 Interim Financial Statements For The Ten Months Ended April 30, 2009

Recommendation: That the Finance Committee recommend that the Redevelopment Agency Board accept the Redevelopment Agency Fiscal Year 2009 Interim Financial Statements for the Ten Months Ended April 30, 2009.

(See Council/Redevelopment Agency Agenda Item No. 17)

3. Subject: Fiscal Year 2009 Interim Financial Statements For The Ten Months Ended April 30, 2009

Recommendation: That the Finance Committee recommend that Council accept the Fiscal Year 2009 Interim Financial Statements for the Ten Months Ended April 30, 2009.

(See Council/Redevelopment Agency Agenda Item No. 4)

4. Subject: Fiscal Year 2010 Recommended Operating And Capital Budget

Recommendation: That the Finance Committee:

A. Receive staff-recommended adjustments to the Fiscal Year 2010 recommended budget; and

B. Consider making recommendations to the City Council regarding the Fiscal Year 2010 recommended budget, if any.



CITY OF SANTA BARBARA

FINANCE COMMITTEE REPORT

AGENDA DATE: June 2, 2009
TO: Finance Committee
FROM: Administration Division, Finance Department
SUBJECT: Fiscal Year 2010 Recommended Operating And Capital Budget

RECOMMENDATION: That the Finance Committee:

- A. Receive staff-recommended adjustments to the Fiscal Year 2010 recommended budget; and
- B. Consider making recommendations to the City Council regarding the Fiscal Year 2010 recommended budget, if any.

DISCUSSION:

On Tuesday, April 21, 2009, the Finance Committee approved the Committee's budget review schedule and topics in connection with the filing of the Fiscal Year 2010 recommended budget. The approved budget review schedule is included as Attachment 1 to this report.

Today's meeting will include a presentation of staff recommended adjustments to the Fiscal Year 2010 recommended budget. Finance Committee will also consider whether to make any recommendations to the City Council regarding the recommended budget, especially related to the following key budget issues reviewed by the committee since late April:

- General Fund revenue assumptions and projections
- Capital Program Budget
- Department revenues and proposed fees

STAFF RECOMMENDED ADJUSTMENTS

Typically, after the recommended budget is filed, new information is received or technical adjustments are identified that require a change to the recommended budget prior to adoption. This year, there are several such adjustments, as detailed in Attachment 2. The following is a description of each of the recommended adjustments.

General Fund – Non-Departmental and Police

The recommended budget includes funding for a new federal justice assistance grant, which includes \$77,721 to cover costs associated with administration of the grant. This reimbursement revenue is currently included in the General Fund non-departmental budget. Since this grant will be administered by the Police Department, staff recommends moving this revenue to the Police Department budget where the costs to administer the grant will be incurred.

Downtown Parking Fund

Staff recommends a technical adjustment to the transfer into (-\$3,654) and expenditure from (-\$3,654) the Downtown Parking Fund to match the corresponding transfer from the General Fund to the Downtown Parking Fund for the New Beginnings program. The transfer and expenditure budget are reduced from \$43,500 to \$39,846, a reduction of 8.4%. The recommended budget already includes the reduction to the transfer from the General Fund; this adjustment just changes the transfer in and expenditure from the Downtown Parking Fund.

Solid Waste Fund

In Fiscal Year 2010, the City will realize net revenues from the processing and subsequent sale of recyclable materials collected in carts and cans from City residents and businesses. The revenues are first received by the County, which manages the processing of these recyclables and administers the contract with a material recovery facility located in Ventura. The recommended budget includes an estimate of these revenues of \$1 million. Based on final data recently provided by the County, the actual revenues will be \$871,649. We therefore recommend lowering the budgeted revenue by \$128,351 accordingly.

In addition, we have recently learned of a change to the tipping fee, effective July 1, 2009, charged for disposal of trash at Tajiguas Landfill. To offset the current decline in the value of recyclable materials and the associated decline in revenues to those jurisdictions participating in the program, the County will be adding a one-time surcharge of \$4 per ton for landfill disposal. Originally, the surcharge was going to be \$6 per ton. Pursuant to the franchise agreements, the two contracted haulers must be reimbursed for any increase in tipping fees, either directly by the City or through the rates. Accordingly, \$350,000 was budgeted as the estimated cost to reimburse the haulers for the \$6 per ton increase; however, the budgeted cost amount can now be lowered by \$62,000 to \$288,000 to reflect the \$2 decline in the surcharge.

To keep the Solid Waste Fund in balance based on the \$128,351 reduction in revenues and the \$62,000 reduction in costs, we recommend lowering the appropriated reserves by the net impact of \$66,351.

ATTACHMENTS: 1. Finance Committee Budget Review Schedule
2. Proposed Staff Recommended Adjustments

PREPARED BY: Michael Pease, Budget Manager

SUBMITTED BY: Robert D. Peirson, Finance Director

APPROVED BY: City Administrator's Office

CITY OF SANTA BARBARA
Finance Committee Review Schedule
Fiscal Year 2010 Recommended Budget

Meeting Date and Time	Department
Tuesday, April 28, 2009 12:00 p.m.	<ul style="list-style-type: none"> ➤ General Fund revenue assumptions and projections ➤ Review of City wide reserves
Tuesday, May 5, 2009 12:00 p.m.	<ul style="list-style-type: none"> ➤ Capital program budget
Tuesday, May 12, 2009 12:00 pm	<ul style="list-style-type: none"> ➤ General Fund department revenues and proposed fees
Tuesday, May 19, 2009 12:00 pm	<ul style="list-style-type: none"> ➤ Enterprise Fund revenues and proposed fees
Tuesday, June 2, 2009 12:00 pm	<ul style="list-style-type: none"> ➤ Staff recommended adjustments (if any)

CITY OF SANTA BARBARA
Proposed Staff-Recommended Adjustments

	FY 2010	
	REVENUE	APPROPRIATION
GENERAL FUND		
Non-Departmental		
Shift grant admin. revenue to Police budget	\$ (77,721)	\$ -
Police Department		
Shift grant admin. revenue to Police budget	\$ 77,721	\$ -
General Fund Total	\$ -	\$ -
DOWNTOWN PARKING FUND		
Public Works Department		
Adjust this budget to match transfer from General Fund	\$ (3,654)	\$ (3,654)
Downtown Parking Fund Total	\$ (3,654)	\$ (3,654)
SOLID WASTE FUND		
Finance Department		
Reduce Recycling Revenues	\$ (128,351)	
Reduce Reimbursements to Haulers for Tipping Fees		\$ (62,000)
Reduce Appropriate Reserves to Balance Fund	-	(66,351)
Solid Waste Fund Total	\$ (128,351)	\$ (128,351)



PROCLAMATION
SPECIAL OLYMPICS SANTA BARBARA
June 9, 2009

WHEREAS, for forty (40) years, *Special Olympics Santa Barbara* has provided training and competition opportunities for thousands of Santa Barbarans with intellectual disabilities; and

WHEREAS, *Special Olympics Santa Barbara* was launched in 1969 at time when there were no special education classes, no Americans with Disabilities Act, and no physical activities programs, and no opportunity to compete in sports for individuals with intellectual disabilities; and

WHEREAS, today, with the leadership of *Special Olympics* our community, and communities across the World, make room on our playgrounds and playing fields, at our schools and work, and, most importantly, in our hearts, so that all of us can live with hope and dignity; and

WHEREAS, today the Community of Santa Barbara will come together at Noon, at the Sunken Gardens of the Santa Barbara County Courthouse to celebrate our local *Special Olympics* athletes, their volunteer coaches, and, with special recognition of *Santa Barbara Law Enforcement* who for 22 years have supported *Special Olympics Santa Barbara* with the annual *Law Enforcement Torch Run*; and

WHEREAS the City appreciates its partnership with *Special Olympics Santa Barbara*, their athletes, coaches, and Law Enforcement;

NOW, THEREFORE, I, MARTY BLUM, by virtue of the authority vested in me as Mayor of the City of Santa Barbara, California, do hereby proclaim June 9, 2009 as **SPECIAL OLYMPICS OF SANTA BARBARA** and commend the Scholarship Foundation of Santa Barbara and the Santa Barbara Foundation for their support of higher education for the young people of this area.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Official Seal of the City of Santa Barbara, to be affixed this 9th day of June, 2009.

Marty Blum
MARTY BLUM, MAYOR





Agenda Item No. _____

File Code No. **410.01**

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2009

TO: Mayor and Councilmembers

FROM: City Administrator's Office

SUBJECT: Employee Recognition – Service Award Pins

RECOMMENDATION:

That Council authorize the City Administrator to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through June 30, 2009.

DISCUSSION:

Since 1980, the City Employees' Recognition Program has recognized length of City Service. Service award pins are presented to employees for every five years of service. Those employees achieving 25 years of service or more are eligible to receive their pins in front of the City Council.

Attached is a list of those employees who will be awarded pins for their service through June 30, 2009.

ATTACHMENT: June 2009 Service Awards

SUBMITTED BY: Marcelo A. López, Administrative Services Director

APPROVED BY: City Administrator's Office

JUNE 2009 SERVICE AWARDS

June 2, 2009, Council Meeting

5 YEARS

Donald Jahadhmy, Mail Services Specialist, Finance
Drusilla Van Hengel, Supervising Transportation Engineer, Public Works
Russell Douglas, Sr. Electronics/Communication Technician, Public Works
Beverly Schwartzberg, Adult Literacy Coordinator, Library
Troy Kuhlman, Harbor Patrol Officer, Waterfront

10 YEARS

James Austin, Fire Inspector, Fire
Nikki Studt, Fire Inspector, Fire
Luisa Bird-Robinson, Library Circulation Supervisor, Library

15 YEARS

Nicholas Cabugos, Maintenance Supervisor, Public Works
Gary Horwald, Fleet Services Superintendent, Public Works

30 YEARS

Gary Kerwood, Police Range/Equipment Specialist, Police
Edith Wells, Accounting Assistant, Public Works



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING May 5, 2009 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:01 p.m. (The Finance Committee and the Ordinance Committee met at 12:00 p.m.)

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 Susan Tschech.

CEREMONIAL ITEMS

1. Subject: Proclamation Declaring May 4 - 8, 2009, As Girls Incorporated - Girls' Rights Week (120.04)

Action: Proclamation presented to Scott Bon Durant, Director of Girls, Inc., of Greater Santa Barbara.

2. Subject: Employee Recognition - Service Award Pins (410.01)

Recommendation: That Council authorize the City Administrator to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through May 31, 2009.

(Cont'd)

2. (Cont'd)

Documents:

May 5, 2009, report from the Administrative Services Director.

Speakers:

Staff: Award Recipient Robert Zimmer, City Administrator James Armstrong.

By consensus, the Council approved the recommendation. The following employees were recognized:

5-Year Pin

Doug Smith, Finance
Jose Torres, Public Works

10-Year Pin

Deirdre Randolph, Community Development
Perry Cabugos, Public Works
Deane Carr, Parks and Recreation
Hipolito Aispuro, Parks and Recreation

25-Year Pin

Caroline Ortega, Finance
Jose Arias, Public Works
Robert Zimmer, Waterfront

PUBLIC COMMENT

Speakers: Ruth Wilson, Jack Wilson, Peter Marin, Liz Anderson, Kate Smith, Don Sharpe, Kenneth Loch.

COUNCIL AND STAFF COMMUNICATIONS

Fire Chief Andrew DiMizio reported the status of the new fire burning in the foothills between San Roque and Mission Canyon.

Councilmember Francisco left the meeting at 2:43 p.m.

CONSENT CALENDAR (Item Nos. 3 - 9)

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

Motion:

Councilmembers Schneider/Williams to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote (Absent: Councilmember Francisco).

3. Subject: Records Destruction For Parks And Recreation Department (160.06)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Relating to the Destruction of Records Held by the Parks and Recreation Department in the Administration Division, Creeks Division, Parks Division, and in the Active Adults, Community Services, Cultural Arts, Facilities and Program Registration, and Youth Activities Sections of the Recreation Division.

Action: Approved the recommendation; Resolution No. 09-023 (May 5, 2009, report from the Parks and Recreation Director; proposed resolution).

4. Subject: Contract For Design Of Advanced Treatment Solutions For The William B. Cater Water Treatment Plant (540.10)

Recommendation: That Council:

- A. Authorize the Public Works Director to negotiate and execute a contract with Carollo Engineers (Carollo) in the not-to-exceed amount of \$1,495,000 for the design of Advanced Treatment Solutions for the William B. Cater Water Treatment Plant (Cater); and authorize the Public Works Director to approve expenditures up to \$150,000 for cost increases due to unanticipated changes in the scope of work;
- B. Authorize the transfer of \$1,645,000 of Water Fund unappropriated reserves to the Water Fund Fiscal Year 2009 Capital Program Budget; and
- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Declaring its Official Intent to Reimburse Certain Expenditures Incurred for the Cater Ozone Facility from the Proceeds of Future Indebtedness.

Action: Approved the recommendations; Contract No. 23,107; Resolution No. 09-024 (May 5, 2009, report from the Public Works Director; proposed resolution).

5. Subject: State Highway 225 Temporary Closure For The 2009 Santa Barbara International Marathon (520.04)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Requesting that the State of California Department of Transportation (Caltrans) Permit the Temporary Closure of Portions of State Highway 225 on December 6, 2009, for the Santa Barbara International Marathon.

Action: Approved the recommendation; Resolution No. 09-025 (May 5, 2009, report from the Public Works Director; proposed resolution).

6. Subject: Authorization From The Santa Barbara City Council - Designation Of City Administrator As Signatory For Cal GRIP Grant (520.04)

Recommendation: That Council:

- A. Designate the City Administrator as the authorized official to execute the Agreement for the OES Cal GRIP Grant and to serve as the grant signatory on behalf of the City of Santa Barbara;
- B. Increase Fiscal Year 2009 estimated revenue and appropriations in the City's Miscellaneous Grants Fund in the amount of \$400,000; and
- C. Authorize the City Administrator to execute contracts with the following partnering agencies: Santa Barbara Office of Education, Community Action Commission, and the Council on Alcoholism and Drug Abuse; and the Office of Emergency Services as necessary.

Speakers:

Members of the Public: Kate Smith.

Action: Approved the recommendations; Agreement No. 23,108; Contract Nos. 23,109 - 23,111 (May 5, 2009, report from the Administrative Services Director).

7. Subject: Integrated Pest Management 2008 Annual Report (330.01)

Recommendation: That Council accept the Integrated Pest Management (IPM) 2008 Annual Report.

Speakers:

Members of the Public: Kate Smith.

Action: Approved the recommendation (May 5, 2009, report from the Parks and Recreation Director).

NOTICES

8. The City Clerk has on Thursday, April 30, 2009, 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.
9. A City Council site visit is scheduled for Monday, May 11, 2009, at 1:30 p.m. to the property located at 210 and 216 Meigs Road and 290 Lighthouse Road, which is the subject of proposed land use and zoning designation changes to be considered by the Council on May 12, 2009, at 2:00 p.m.

This concluded the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Roger Horton reported that the Committee met to hear a Staff report on the Six-Year Capital Improvement Plan (CIP) and Fiscal Year 2010 Recommended Capital Budget for all City funds. The CIP will be forwarded and presented to the full Council at a future meeting (see Agenda Item No. 11).

Councilmember Francisco returned to the meeting at 2:48 p.m.

REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Das Williams reported that the Committee met to review and comment on draft amendments to Santa Barbara Municipal Code Chapter 9.50 regulating abusive panhandling and solicitations within the City. The Committee supports the amendments but requested that Staff make revisions to the definitions section of the ordinance and then resubmit it to the Committee for additional review.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

10. Subject: Proposed Amendments To The Inclusionary Housing Ordinance (660.01)

Recommendation: That Council:

- A. Consider the recommendation of the Planning Commission that Council not adopt proposed amendments to the City's Inclusionary Housing Ordinance;
- B. Adopt the Final Mitigated Negative Declaration regarding the proposed amendments to the Inclusionary Housing Ordinance; and
- C. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Title 28 of the Municipal Code to Revise Chapter 28.43 With Respect to Expanded Inclusionary Housing Requirements for Smaller Residential Projects Approved for Construction Within the City.

Documents:

- May 5, 2009, report from the Community Development Director.
- Proposed Ordinance.
- PowerPoint presentation prepared and made by Staff.
- Affidavit of Publication.
- May 4, 2009, e-mail from Staff.
- May 5, 2009, letter from the Santa Barbara Association of Realtors.

(Cont'd)

10. (Cont'd)

The title of the ordinance was read.

Speakers:

- Staff: Housing Programs Supervisor Steven Faulstich, City Attorney Stephen Wiley.
- Members of the Public: Grecia Lima, PUEBLO; Cathie McCammon, Allied Neighborhoods Association; Tony Fischer.

Discussion:

City Attorney Stephen Wiley recommended that the adoption of the Final Mitigated Negative Declaration (recommendation B) be deferred to the time of ordinance adoption and stated that Staff will also prepare findings pursuant to the Council's discussion today.

Motion:

Councilmembers House/Williams to approve recommendation C.

Vote:

Majority voice vote (Noes: Councilmember Francisco).

COUNCIL AND STAFF COMMUNICATIONS

City Administrator James Armstrong advised that due to the fire, a mandatory evacuation order had been issued for properties located north of the Botanical Gardens.

RECESS

3:52 p.m. to 4:04 p.m. Councilmembers Horton and Williams were absent when the Council reconvened.

CHANGES TO THE AGENDA

Motion:

Councilmembers House/Schneider to continue the following item to May 12, 2009.

Vote:

Unanimous voice vote (Absent: Councilmembers Horton, Williams).

11. Subject: Capital Program Budget For Fiscal Year 2010 (230.01)

Recommendation: That Council:

- A. Receive the Six-Year Capital Improvement Plan covering Fiscal Years 2010 through 2015; and
- B. Hear a report from staff on the Six-Year Capital Improvement Plan and Fiscal Year 2010 Recommended Capital Budget for all City funds.

RECESS

The Mayor recessed the meeting at 4:05 p.m. in order for the Council to reconvene in closed session for Agenda Item Nos. 12 and 13, and she said no reportable action would be taken during the closed sessions.

CLOSED SESSIONS

12. Subject: Conference With Labor Negotiator (440.05)

Recommendation: That Council hold a closed session, per Government Code Section 54957.6 to consider instructions to City negotiator Kristy Schmidt, Employee Relations Manager, regarding negotiations with the General Unit, Firefighters Association, Police Officers Association, and Police Management Association bargaining units.

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

(Continued from April 28, 2009)

Documents:

April 28, 2009, report from the Assistant City Administrator.

Time:

4:10 p.m. - 5:10 p.m. All Councilmembers were present until Councilmember Horton left the meeting at 5:00 p.m.

No report made.

13. Subject: Conference With Legal Counsel - Potential Litigation (160.03)

Recommendation: That Council hold a closed session to consider potential litigation pursuant to subsection (c) of section 54956.9 of the Government Code and take appropriate action as needed.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

Documents:

May 5, 2009, report from the City Attorney.

Time:

5:10 p.m. - 5:25 p.m. Councilmembers Horton and Williams were absent.

No report made.



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

SPECIAL MEETING May 6, 2009 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 9:03 a.m.

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 (9:39 a.m.), Deputy City Clerk Brenda Alcazar.

PUBLIC COMMENT

No one wished to speak.

NOTICES

The City Clerk has on Thursday, April 30, 2009, 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.

COUNCIL AND STAFF COMMUNICATIONS

Mayor Blum provided a brief status report on the Jesusita Fire and thanked all jurisdictions for coming to the City's aid so quickly. City Administrator James Armstrong provided additional information regarding the fire.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

FINANCE DEPARTMENT

Subject: Fiscal Year 2010 Recommended Operating And Capital Budget (230.05)

Recommendation: That Council hear presentations from the Public Works Department on their recommended Fiscal Year 2010 budget.

Documents:

- May 6, 2009, report from the Finance Director.
- May 6, 2009, PowerPoint presentation prepared and made by staff.

Public Comment Opened (Continued from May 4, 2009):
9:07 a.m.

Speakers:

- Assistant Finance Director Bob Samario, Public Works Director Christine Andersen, City Administrator James Armstrong.
- Downtown Parking Committee: Members Randy Rowse and Tom Williams.

Councilmember Williams left the meeting at 9:11 a.m. and returned at 9:33 a.m.

Discussion:

Public Works Director Christine Andersen provided an overview of the Public Works Department. She presented the Department's proposed budget for Fiscal Year 2010, including the Department's balancing strategy and contingency adjustments. She also spoke about the funds for Intra-City Services, Streets and Transportation, and Downtown Parking. Staff responded to questions from the Councilmembers.

Recess: 10:23 a.m. - 10:38 a.m. Councilmember Williams was absent when the Council reconvened.

Speakers (Cont'd):

- Members of the Public: Gary Linker, Executive Director, New Beginnings.
- Staff: Water Resources Manager Rebecca Bjork, Assistant Public Works Director Pat Kelly, Transportation Manager Browning Allen, Facilities and Energy Manager James Dewey, Fleet Services Superintendent Gary Horwald.

Councilmember Francisco left the meeting at 11:07 a.m. and returned at 11:18 a.m.

Councilmember Falcone left the meeting at 11:36 a.m.

(Cont'd)

Fiscal Year 2010 Recommended Operating And Capital Budget (Cont'd)

Discussion (Cont'd):

Staff made presentations on the Water and Wastewater funds. Staff also made presentations on projects that have been completed or are in progress. Staff responded to the Councilmembers' questions.

By consensus, the public hearing was continued to 6:00 p.m. on Tuesday, May 26, 2009.

ADJOURNMENT

Mayor Blum adjourned the meeting at 12:03 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

MARTY BLUM
MAYOR

ATTEST: _____
BRENDA ALCAZAR, CMC
DEPUTY CITY CLERK



**CITY OF SANTA BARBARA
CITY COUNCIL MINUTES**

**ADJOURNED REGULAR MEETING
May 11, 2009**

210 AND 216 MEIGS ROAD AND 290 LIGHTHOUSE ROAD

The adjourned regular meeting of the City Council, scheduled for 1:30 p.m. on May 11, 2009, was cancelled by the Council on May 11, 2009.

The next regular meeting of the City Council is scheduled for May 12, 2009, at 2:00 p.m. in the Council Chamber.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

MARTY BLUM
MAYOR

ATTEST: _____
SUSAN TSCHECH, CMC
DEPUTY CITY CLERK



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING May 12, 2009 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the joint meeting of the Council and Redevelopment Agency to order at 2:02 p.m. (The Finance Committee met at 12:00 p.m. and the Ordinance Committee met at 12:30 p.m.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

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

Councilmembers absent: Roger L. Horton.

Staff present: City Administrator James L. Armstrong, City Attorney Stephen P. Wiley, City Clerk Services Manager Cynthia M. Rodriguez.

CEREMONIAL ITEMS

1. Subject: Proclamation Declaring May 17 - 23, 2009, As National Public Works Week (120.04)

Action: Proclamation presented to Public Works Director Christine Andersen.

CHANGES TO THE AGENDA

Item Added Ex Agenda

City Administrator James Armstrong recommended that an emergency item related to the Jesusita Fire, Item No. 14, be added to the Agenda and held prior to public comment.

CHANGES TO THE AGENDA (CONT'D)

Motion:

Councilmembers Falcone/Schneider to add Item No. 14 as ex agenda.

Vote:

Unanimous voice vote (Absent: Councilmember Horton).

14. Subject: Briefing On The Jesusita Fire (520.02)

Recommendation: That Council hear a briefing from staff on the Jesusita Fire.

Documents:

May 12, 2009, PowerPoint prepared and made by staff.

Speakers:

- Staff: Interim Fire Chief Andy DiMizio, Battalion Chief Pat McElroy.
- County of Santa Barbara Fire Department: Battalion Chief Mark Schmidt.
- California Forest Service: Division Chief Dana D'Andrea.
- Montecito Fire Protection District: Operations Chief Terry McElwee.
- California Department of Forestry and Fire Protection: Incident Commander Joe Waterman.

By consensus, the Council received a briefing on the Jesusita Fire.

PUBLIC COMMENT

Speakers: Ruth Wilson, Kate Smith, Elizabeth Anderson.

ITEM REMOVED FROM CONSENT CALENDAR

6. Subject: Adoption Of Proposed Amendments To The Inclusionary Housing Ordinance (660.01)

Recommendation: That Council:

- A. Adopt the findings attached to this Council Agenda Report in order to approve the Final Mitigated Negative Declaration (and related Mitigation Monitoring and Reporting Program) regarding the proposed amendments to the Inclusionary Housing Ordinance; and
- B. Adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Title 28 of the Municipal Code to Revise Chapter 28.43 and Section 28.92.110 With Respect to Expanded Inclusionary Housing Requirements for Smaller Residential Projects Approved for Construction Within the City.

(Cont'd)

6. (Cont'd)

Documents:

- May 12, 2009, report from the Community Development Director.
- May 12, 2009, proposed Ordinance.

The title of the ordinance was read.

Speakers:

Members of the Public: Isaac Garrett.

Motion:

Councilmembers Schneider/Falcone to approve the recommendations; Ordinance No. 5488.

Vote:

Majority roll call vote (Noes: Councilmember Francisco; Absent: Councilmember Horton).

CONSENT CALENDAR (Item Nos. 2 – 5, 8 and 9)

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

Motion:

Council/Agency Members Schneider/Falcone to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote (Absent: Councilmember Horton).

CITY COUNCIL

2. Subject: Resolution For Repayment Of Low Interest Loan For Economic Stimulus Wastewater Projects (540.13)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Stating the City's Intent to Reimburse any Funds Received from the State Water Resources Control Board for Two Renewable and Reduced Energy Projects at the El Estero Wastewater Treatment Plant (El Estero).

Action: Approved the recommendation; Resolution No. 09-026 (May 12, 2009, report from the Public Works Director; proposed resolution).

3. Subject: Boating Infrastructure Grant From California Department Of Boating And Waterways - Marina 3 (570.03)

Recommendation: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Requesting a \$50,000 Grant from the California Department of Boating and Waterways for the Development of a Boating Infrastructure Facility at Marina 3 in the Santa Barbara Harbor, and Authorizing the Waterfront Director to Execute the Grant Agreement Accepting the Grant; and
- B. Increase estimated Fiscal Year 2009 revenue in the amount of \$50,000 for the grant and appropriate the funds to the Waterfront Capital Fund.

Action: Approved the recommendations; Resolution No. 09-027 (May 12, 2009, report from the Waterfront Director; proposed resolution).

4. Subject: Service Agreement With Thresholds To Recovery To Operate The Sobering Center (520.04)

Recommendation: That Council approve and authorize the Chief of Police to negotiate and execute a Service Agreement with Thresholds to Recovery, Inc., to operate the Sobering Center in Fiscal Year 2010, beginning July 1, 2009, and ending June 30, 2010, with annual fees not to exceed \$193,260, in a form approved by the City Attorney.

Action: Approved the recommendation; Agreement No. 23,112 (May 12, 2009, report from the Chief of Police).

5. Subject: Contract For Construction Of The Zone 3 Pavement Preparation Project (530.04)

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 \$347,414, for construction of the Zone 3 Pavement Preparation Project (Project), Bid No. 3566; authorize the Public Works Director to approve expenditures up to \$34,740 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 authorize the Public Works Director to accept the final contract amount, with approved changes, and file all Notices of Completion (NOC) with the County Clerk-Recorder's Office; and

(Cont'd)

5. (Cont'd)

- B. Authorize the General Services Manager to issue a purchase order with Flowers and Associates, Inc., in the amount of \$45,300 for construction management and support services, and authorize the Public Works Director to approve expenditures up to \$4,500 for extra services that may result from necessary changes to the scope of work.

Action: Approved the recommendations; Contract No. 23,113 (May 12, 2009, report from the Public Works Director)

REDEVELOPMENT AGENCY

Agenda Item No. 7 appears in the Redevelopment Agency minutes.

- 8. Subject: Contract For Construction Of The West Cabrillo Pedestrian Improvement Project (530.04)

Recommendation:

- A. That the Redevelopment Agency (RDA) Board authorize the expenditure of \$2,300,612 for the West Cabrillo Pedestrian Improvement Project;
- B. That Council award and authorize the Public Works Director to execute a contract with Elevation General Engineering (Elevation), in their low bid amount of \$1,895,142, for construction of the West Cabrillo Pedestrian Improvement Project (Project), Bid No. 3522, and authorize the Public Works Director to approve expenditures up to \$189,500 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 authorize the Public Works Director to accept the final contract amount, with approved changes, and file all Notices of Completion (NOC) with the County Clerk-Recorder's Office;
- C. That Council authorize the General Services Manager to issue a purchase order to Fugro West, Inc. (Fugro), in the amount of \$13,500 for material testing services, and authorize the General Services Manager to approve expenditures of up to \$1,500 for extra services of Fugro that may result from necessary changes in the scope of work;
- D. That Council authorize the General Services Manager to issue a purchase order to Penfield & Smith Engineering, Inc. (P&S), in the amount of \$30,000 for design support services during construction; and
- E. That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving and Adopting the Findings Required by Health and Safety Code Section 33445 for Funding of Capital Improvements to the West Cabrillo Boulevard Sidewalk.

(Cont'd)

8. (Cont'd)

Action: Approved the recommendations; City Council Contract No. 23,114; City Council Resolution No. 09-028 (May 12, 2009, joint report from the Public Works Director and Community Development Director/Deputy Director; proposed resolution).

NOTICES

9. The City Clerk has on Thursday, May 7, 2009, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.

This concluded the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Member Helene Schneider reported that the Committee met to hear presentations covering the General Fund department revenues and proposed fees in connection with the review of the Fiscal Year 2010 recommended budget, and stated that the fee schedule outlining the fees is available to the public for review.

REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Das Williams reported that the Committee met to consider a proposed amendment to the Municipal Code Title 28 "Zoning Ordinance" to extend the time limit for regulations pertaining to non-residential construction projects based on Charter Section 1508 "Measure E", and directing staff to proceed with the ordinance amendment, including a hearing before the Planning Commission and to return to the Council for introduction and adoption.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

10. Subject: Capital Program Budget For Fiscal Year 2010 (230.01)

Recommendation: That Council:

- A. Receive the Six-Year Capital Improvement Plan covering Fiscal Years 2010 through 2015; and
- B. Hear a report from staff on the Six-Year Capital Improvement Plan and Fiscal Year 2010 Recommended Capital Budget for all City funds.

(Continued from May 5, 2009, Item No. 11)

(Cont'd)

10. (Cont'd)

Documents:

- May 5, 2009, report from the Public Works Director.
- May 5, 2009, PowerPoint presentation prepared and made by staff.

Speakers:

- Staff: Assistant Public Works Director/City Engineer Pat Kelly.
- Infrastructure Financing Task Force: Member W. Scott Burns.

By consensus, the Council received the report.

COMMUNITY DEVELOPMENT DEPARTMENT

11. Subject: Updated El Pueblo Viejo Landmark District Guidelines (640.06)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara to Adopt Updated Design Guidelines for El Pueblo Viejo Landmark District.

Documents:

- May 12, 2009, report from the Community Development Director.
- May 12, 2009, proposed Resolution.
- May 12, 2009, PowerPoint presentation prepared and made by staff.

Speakers:

- Senior Planner Jaime Limón, Planning Technician Susan Gantz.
- El Pueblo Viejo Subcommittee: Members Louise Boucher and William LaVoie.

Motion:

Councilmembers Schneider/House to approve the recommendation and the errata sheets attached to the Council Agenda Report; Resolution No. 09-029.

Vote:

Unanimous roll call vote (Absent: Councilmember Horton).

12. Subject: Introduction Of Ordinance Pertaining To Proposed Rezone And General Plan/Local Coastal Plan Map Amendments To 210 And 216 Meigs Road And 290 Lighthouse Road (640.09)

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 28.12 (Zone Map) of Title 28 of the Municipal Code Pertaining to the Rezoning of Property in the East Mesa Neighborhood; and
- B. At the time of Ordinance adoption, adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending the General Plan Map and Coastal Plan Map for Certain Parcels Located in the East Mesa Neighborhood.

Documents:

- May 12, 2009, report from the Community Development Director.
- Proposed Ordinance.
- Affidavit of Publication.
- May 12, 2009, PowerPoint presentation prepared and made by staff.
- December 12, 2008, Final Mitigated Negative Declaration.
- May 12, 2009, email communication from Facilities Committee Member Natasha Campbell, Washington School PTO.

Public Comment Opened:

4:01 p.m.

Speakers:

- Staff: Project Planner Allison De Busk, Community Development Director Paul Casey.
- Applicant: Architect Pete Ehlen.

Public Comment Closed:

4:08 p.m.

Motion:

Councilmembers Falcone/Williams to approve Recommendation A.

Vote:

Unanimous voice vote (Absent: Councilmember Horton).

RECESS

Mayor Blum recessed the meeting at 4:11 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 13, and stated that no reportable action is anticipated.

CLOSED SESSIONS

13. Subject: Conference With Legal Counsel - Pending Litigation (160.03)

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (a) of section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is James Ryden, et al., v. City of Santa Barbara, et al., USDC Case Number: CV 09-1578 SVW (SSx)

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

Documents:

May 12, 2009, report from the City Attorney.

Time:

4:12 p.m. - 4:59 p.m. Councilmember Horton was absent.

No report made.

ADJOURNMENT

Mayor Blum adjourned the meeting at 4:59 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

MARTY BLUM
MAYOR

ATTEST: _____
CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2009

TO: Mayor and Councilmembers

FROM: Accounting Division, Finance Department

SUBJECT: Fiscal Year 2009 Interim Financial Statements For The Ten Months Ended April 30, 2009

RECOMMENDATION:

That Council accept the Fiscal Year 2009 Interim Financial Statements for the Ten Months Ended April 30, 2009.

DISCUSSION:

The interim financial statements for the ten months ended April 30, 2009 (83.3% of the fiscal year) are attached. The interim financial statements include budgetary activity in comparison to actual activity for the General Fund, Enterprise Funds, Internal Service Funds, and select Special Revenue Funds.

ATTACHMENT: Interim Financial Statements for the Ten Months Ended April 30, 2009

PREPARED BY: Rudolf J. Livingston, Accounting Manager

SUBMITTED BY: Robert Peirson, Finance Director

APPROVED BY: City Administrator's Office

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenditures
Summary by Fund
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>
GENERAL FUND					
Revenue	108,222,301	85,796,760	-	22,425,541	79.3%
Expenditures	110,829,125	90,566,220	1,438,916	18,829,303	83.0%
<i>Addition to / (use of) reserves</i>	<u>(2,606,823)</u>	<u>(4,769,459)</u>	<u>(1,438,916)</u>		
WATER OPERATING FUND					
Revenue	32,643,840	28,402,916	-	4,240,924	87.0%
Expenditures	36,343,207	28,280,683	1,780,401	6,282,122	82.7%
<i>Addition to / (use of) reserves</i>	<u>(3,699,367)</u>	<u>122,232</u>	<u>(1,780,401)</u>		
WASTEWATER OPERATING FUND					
Revenue	14,975,942	12,488,561	-	2,487,381	83.4%
Expenditures	15,406,773	11,189,668	947,251	3,269,854	78.8%
<i>Addition to / (use of) reserves</i>	<u>(430,831)</u>	<u>1,298,893</u>	<u>(947,251)</u>		
DOWNTOWN PARKING					
Revenue	7,484,980	5,880,788	-	1,604,192	78.6%
Expenditures	6,676,751	5,404,405	448,529	823,817	87.7%
<i>Addition to / (use of) reserves</i>	<u>808,229</u>	<u>476,383</u>	<u>(448,529)</u>		
AIRPORT OPERATING FUND					
Revenue	12,892,002	10,927,935	-	1,964,067	84.8%
Expenditures	15,310,907	11,819,666	665,390	2,825,851	81.5%
<i>Addition to / (use of) reserves</i>	<u>(2,418,905)</u>	<u>(891,731)</u>	<u>(665,390)</u>		
GOLF COURSE FUND					
Revenue	2,695,570	2,178,337	-	517,233	80.8%
Expenditures	3,349,846	2,368,360	155,405	826,081	75.3%
<i>Addition to / (use of) reserves</i>	<u>(654,276)</u>	<u>(190,024)</u>	<u>(155,405)</u>		
INTRA-CITY SERVICE FUND					
Revenue	5,704,141	4,702,637	-	1,001,504	82.4%
Expenditures	6,240,557	4,547,932	394,461	1,298,163	79.2%
<i>Addition to / (use of) reserves</i>	<u>(536,416)</u>	<u>154,705</u>	<u>(394,461)</u>		

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenditures
Summary by Fund
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>
ICS EQUIPMENT REPLACEMENT FUND					
Revenue	2,347,673	2,093,425	-	254,248	89.2%
Expenditures	4,017,755	2,026,831	342,139	1,648,785	59.0%
<i>Addition to / (use of) reserves</i>	<u>(1,670,082)</u>	<u>66,595</u>	<u>(342,139)</u>		
SELF INSURANCE TRUST FUND					
Revenue	5,958,769	6,190,649	-	(231,880)	103.9%
Expenditures	9,062,830	6,557,642	205,036	2,300,151	74.6%
<i>Addition to / (use of) reserves</i>	<u>(3,104,061)</u>	<u>(366,993)</u>	<u>(205,036)</u>		
INFORMATION SYSTEMS ICS FUND					
Revenue	2,546,684	2,167,320	-	379,364	85.1%
Expenditures	2,868,065	2,171,646	227,190	469,228	83.6%
<i>Addition to / (use of) reserves</i>	<u>(321,381)</u>	<u>(4,326)</u>	<u>(227,190)</u>		
WATERFRONT FUND					
Revenue	11,548,876	9,314,510	-	2,234,366	80.7%
Expenditures	12,168,847	9,646,527	366,397	2,155,923	82.3%
<i>Addition to / (use of) reserves</i>	<u>(619,971)</u>	<u>(332,017)</u>	<u>(366,397)</u>		
TOTAL FOR ALL FUNDS					
Revenue	207,020,778	170,143,839	-	36,876,939	82.2%
Expenditures	222,274,663	174,579,582	6,971,117	40,729,279	81.7%
<i>Addition to / (use of) reserves</i>	<u>(15,253,885)</u>	<u>(4,435,743)</u>	<u>(6,971,117)</u>		

*** It is City policy to adopt a balanced budget. In most cases, encumbrance balances exist at year-end. These encumbrance balances are obligations of each fund and must be reported at the beginning of each fiscal year. In addition, a corresponding appropriations entry must be made in order to accommodate the 'carried-over' encumbrance amount. Most differences between budgeted annual revenues and expenses are due to these encumbrance carryovers.*

CITY OF SANTA BARBARA
General Fund
Interim Statement of Budgeted and Actual Revenues
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

	Annual Budget	YTD Actual	Remaining Balance	Percent Received	Previous YTD
TAXES					
Sales and Use	19,206,432	14,278,141	4,928,291	74.3%	15,623,961
Property Taxes	23,165,295	18,618,010	4,547,285	80.4%	17,980,741
Utility Users Tax	7,129,923	5,758,404	1,371,519	80.8%	5,655,535
Transient Occupancy Tax	12,785,113	10,420,550	2,364,563	81.5%	10,844,760
Franchise Fees	2,937,139	2,427,643	509,496	82.7%	2,290,736
Business License	2,258,500	1,981,922	276,578	87.8%	1,953,436
Real Property Transfer Tax	333,592	240,250	93,342	72.0%	419,996
<i>Total</i>	<u>67,815,994</u>	<u>53,724,920</u>	<u>14,091,074</u>	<u>79.2%</u>	<u>54,769,164</u>
LICENSES & PERMITS					
Licenses & Permits	128,995	154,131	(25,136)	119.5%	121,163
<i>Total</i>	<u>128,995</u>	<u>154,131</u>	<u>(25,136)</u>	<u>119.5%</u>	<u>121,163</u>
FINES & FORFEITURES					
Parking Violations	2,353,937	1,993,237	360,700	84.7%	1,992,484
Library Fines	145,000	89,987	55,013	62.1%	108,582
Municipal Court Fines	148,000	146,128	1,872	98.7%	134,865
<i>Total</i>	<u>2,646,937</u>	<u>2,229,351</u>	<u>417,586</u>	<u>84.2%</u>	<u>2,235,932</u>
USE OF MONEY & PROPERTY					
Investment Income	1,514,026	1,131,206	382,820	74.7%	1,406,764
Rents & Concessions	406,666	340,995	65,671	83.9%	356,232
<i>Total</i>	<u>1,920,692</u>	<u>1,472,202</u>	<u>448,490</u>	<u>76.6%</u>	<u>1,762,996</u>
INTERGOVERNMENTAL					
Grants	1,974,758	2,190,631	(215,873)	110.9%	2,213,187
Vehicle License Fees	338,074	228,056	110,018	67.5%	358,100
<i>Total</i>	<u>2,312,832</u>	<u>2,418,686</u>	<u>(105,854)</u>	<u>104.6%</u>	<u>2,571,287</u>
FEES & SERVICE CHARGES					
Finance	858,930	686,043	172,887	79.9%	663,277
Community Development	4,475,017	3,723,383	751,634	83.2%	3,885,346
Recreation	2,555,665	1,963,466	592,199	76.8%	1,857,883
Public Safety	433,055	316,993	116,062	73.2%	256,467
Public Works	4,220,897	3,278,408	942,489	77.7%	3,821,843
Library	782,082	744,898	37,184	95.2%	732,281
Reimbursements	5,236,450	4,216,498	1,019,952	80.5%	4,096,369
<i>Total</i>	<u>18,562,096</u>	<u>14,929,690</u>	<u>3,632,406</u>	<u>80.4%</u>	<u>15,313,464</u>
OTHER MISCELLANEOUS REVENUES					
Miscellaneous	3,178,185	2,986,744	191,441	94.0%	1,212,509
Indirect Allocations	6,478,919	5,416,933	1,061,986	83.6%	5,188,276
Operating Transfers-In	5,177,651	2,464,103	2,713,548	47.6%	444,277
<i>Total</i>	<u>14,834,755</u>	<u>10,867,780</u>	<u>3,966,975</u>	<u>73.3%</u>	<u>6,845,062</u>
TOTAL REVENUES	<u>108,222,301</u>	<u>85,796,760</u>	<u>22,425,541</u>	<u>79.3%</u>	<u>83,619,068</u>

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>** Remaining Balance</u>	<u>YTD Expended and Encumbered</u>	<u>Previous YTD</u>
GENERAL GOVERNMENT						
<u>Mayor & City Council</u>						
MAYOR	857,792	677,631	524	179,637	79.1%	
<i>Total</i>	<u>857,792</u>	<u>677,631</u>	<u>524</u>	<u>179,637</u>	79.1%	<u>650,861</u>
<u>City Attorney</u>						
CITY ATTORNEY	2,230,025	1,812,281	-	417,744	81.3%	
<i>Total</i>	<u>2,230,025</u>	<u>1,812,281</u>	<u>-</u>	<u>417,744</u>	81.3%	<u>1,700,657</u>
<u>Administration</u>						
CITY ADMINISTRATOR	1,506,079	1,214,297	10,304	281,479	81.3%	
LABOR RELATIONS	289,415	186,268	33,851	69,296	76.1%	
CITY TV	528,509	422,245	17,836	88,429	83.3%	
<i>Total</i>	<u>2,324,004</u>	<u>1,822,810</u>	<u>61,991</u>	<u>439,203</u>	81.1%	<u>1,747,481</u>
<u>Administrative Services</u>						
CITY CLERK	625,160	445,909	20,553	158,698	74.6%	
HUMAN RESOURCES	1,315,794	1,009,555	21,750	284,488	78.4%	
ADMIN SVCS-EMPLOYEE DEVELOPMENT	279,334	180,682	-	98,652	64.7%	
<i>Total</i>	<u>2,220,288</u>	<u>1,636,146</u>	<u>42,304</u>	<u>541,838</u>	75.6%	<u>1,870,642</u>
<u>Finance</u>						
ADMINISTRATION	820,053	695,495	15,317	109,242	86.7%	
TREASURY	443,154	381,528	-	61,626	86.1%	
CASHIERING & COLLECTION	359,549	259,700	-	99,849	72.2%	
LICENSES & PERMITS	545,422	455,473	-	89,949	83.5%	
BUDGET MANAGEMENT	446,158	292,567	-	153,591	65.6%	
ACCOUNTING	577,684	370,594	51,322	155,767	73.0%	
PAYROLL	290,216	236,147	6,574	47,495	83.6%	
ACCOUNTS PAYABLE	220,571	186,055	-	34,516	84.4%	
CITY BILLING & CUSTOMER SERVICE	566,683	474,863	-	91,820	83.8%	
PURCHASING	665,581	550,120	620	114,841	82.7%	
CENTRAL STORES	201,854	171,394	-	30,460	84.9%	
MAIL SERVICES	102,166	84,361	3,424	14,381	85.9%	
<i>Total</i>	<u>5,239,090</u>	<u>4,158,871</u>	<u>77,256</u>	<u>1,002,963</u>	80.9%	<u>3,723,131</u>
TOTAL GENERAL GOVERNMENT	<u>12,871,199</u>	<u>10,107,739</u>	<u>182,075</u>	<u>2,581,385</u>	79.9%	<u>9,692,772</u>
PUBLIC SAFETY						
<u>Police</u>						
CHIEF'S STAFF	1,490,492	1,144,783	-	345,709	76.8%	
SUPPORT SERVICES	564,190	496,588	2,648	64,954	88.5%	
RECORDS	1,405,560	1,133,067	12,895	259,598	81.5%	
COMMUNITY SVCS	1,064,540	1,006,734	4,142	53,664	95.0%	
CRIME ANALYSIS	94,472	74,745	-	19,727	79.1%	
PROPERTY ROOM	124,389	121,085	289	3,015	97.6%	

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	** Remaining Balance	YTD Expended and Encumbered	Previous YTD
PUBLIC SAFETY						
<u>Police</u>						
TRNG/RECRUITMENT	448,504	326,603	414	121,487	72.9%	
RANGE	976,214	823,701	24,969	127,545	86.9%	
BEAT COORDINATORS	896,729	709,304	-	187,425	79.1%	
INFORMATION TECHNOLOGY	1,146,901	991,660	5,691	149,550	87.0%	
INVESTIGATIVE DIVISION	4,690,801	4,059,480	4,506	626,815	86.6%	
CRIME LAB	215,166	187,952	-	27,214	87.4%	
PATROL DIVISION	12,615,285	10,821,793	31,578	1,761,914	86.0%	
TRAFFIC	1,201,073	1,075,323	1,391	124,359	89.6%	
SPECIAL EVENTS	817,819	1,064,108	-	(246,289)	130.1%	
TACTICAL PATROL FORCE	1,038,682	921,393	-	117,289	88.7%	
STREET SWEEPING ENFORCEMENT	258,157	210,093	-	48,064	81.4%	
NIGHT LIFE ENFORCEMENT	440,911	371,581	-	69,330	84.3%	
PARKING ENFORCEMENT	1,044,119	753,343	16,496	274,280	73.7%	
CCC	2,318,346	1,748,882	1	569,463	75.4%	
ANIMAL CONTROL	610,568	481,652	-	128,916	78.9%	
<i>Total</i>	<u>33,462,918</u>	<u>28,524,774</u>	<u>105,018</u>	<u>4,833,126</u>	85.6%	<u>26,276,408</u>
<u>Fire</u>						
ADMINISTRATION	1,144,283	957,987	1,870	184,426	83.9%	
EMERGENCY SERVICES AND PUBLIC ED	364,075	256,316	6,527	101,232	72.2%	
PREVENTION	1,188,379	961,295	1,765	225,319	81.0%	
WILDLAND FIRE MITIGATION PROGRAM	188,738	135,950	35,983	16,805	91.1%	
OPERATIONS	16,865,459	14,177,883	89,319	2,598,256	84.6%	
ARFF	1,520,279	1,336,586	-	183,693	87.9%	
<i>Total</i>	<u>21,271,213</u>	<u>17,826,568</u>	<u>135,464</u>	<u>3,309,181</u>	84.4%	<u>16,596,767</u>
TOTAL PUBLIC SAFETY	<u>54,734,131</u>	<u>46,351,342</u>	<u>240,483</u>	<u>8,142,306</u>	85.1%	<u>42,873,175</u>
PUBLIC WORKS						
<u>Public Works</u>						
ADMINISTRATION	885,393	716,773	15,977	152,643	82.8%	
ENGINEERING SVCS	4,265,505	3,483,224	30,951	751,330	82.4%	
PUBLIC RT OF WAY MGMT	1,449,021	1,095,707	16,207	337,107	76.7%	
ENVIRONMENTAL PROGRAMS	634,286	378,178	52,029	204,079	67.8%	
<i>Total</i>	<u>7,234,204</u>	<u>5,673,882</u>	<u>115,164</u>	<u>1,445,158</u>	80.0%	<u>5,304,286</u>
TOTAL PUBLIC WORKS	<u>7,234,204</u>	<u>5,673,882</u>	<u>115,164</u>	<u>1,445,158</u>	80.0%	<u>5,304,286</u>
COMMUNITY SERVICES						
<u>Parks & Recreation</u>						
PRGM MGMT & BUS SVCS	483,494	413,025	-	70,469	85.4%	
FACILITIES	467,880	355,877	5,287	106,715	77.2%	
CULTURAL ARTS	574,265	483,273	16,797	74,195	87.1%	
YOUTH ACTIVITIES	1,190,773	968,483	9,974	212,316	82.2%	

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	** Remaining Balance	YTD Expended and Encumbered	Previous YTD
COMMUNITY SERVICES						
<u>Parks & Recreation</u>						
TEEN PROGRAMS	395,140	317,979	1,269	75,892	80.8%	
SR CITIZENS	828,181	675,866	191	152,124	81.6%	
AQUATICS	1,178,393	964,416	29,988	183,989	84.4%	
SPORTS	468,991	400,781	125	68,084	85.5%	
TENNIS	316,401	259,736	-	56,666	82.1%	
WESTSIDE CENTER	1,050,645	835,458	1,208	213,979	79.6%	
ADMINISTRATION	580,032	486,311	-	93,721	83.8%	
PROJECT MANAGEMENT TEAM	356,737	298,200	-	58,537	83.6%	
BUSINESS SERVICES	523,482	435,945	10,645	76,892	85.3%	
FACILITY & PROJECT MGT	1,152,688	925,038	2,824	224,826	80.5%	
GROUND MANAGEMENT	5,003,317	3,714,213	367,178	921,925	81.6%	
FORESTRY	1,293,497	946,794	73,836	272,867	78.9%	
BEACH MAINTENANCE	192,023	133,201	18,822	40,001	79.2%	
<i>Total</i>	<u>16,055,940</u>	<u>12,615,174</u>	<u>538,145</u>	<u>2,902,620</u>	81.9%	<u>11,860,878</u>
<u>Library</u>						
ADMINISTRATION	455,273	394,992	-	60,281	86.8%	
PUBLIC SERVICES	2,495,297	1,965,951	17,882	511,464	79.5%	
SUPPORT SERVICES	1,666,715	1,360,871	24,679	281,165	83.1%	
<i>Total</i>	<u>4,617,285</u>	<u>3,721,814</u>	<u>42,561</u>	<u>852,910</u>	81.5%	<u>3,396,649</u>
TOTAL COMMUNITY SERVICES	<u>20,673,224</u>	<u>16,336,988</u>	<u>580,706</u>	<u>3,755,530</u>	81.8%	<u>15,257,527</u>
COMMUNITY DEVELOPMENT						
<u>Community Development</u>						
ADMINISTRATION	493,605	407,879	406	85,320	82.7%	
ECON DEV	95,801	79,828	1,034	14,940	84.4%	
CITY ARTS ADVISORY PROGRAM	590,047	590,047	-	-	100.0%	
HUMAN SVCS	817,930	608,660	197,385	11,884	98.5%	
RDA	817,712	616,971	-	200,741	75.5%	
RDA HSG DEV	698,768	583,659	-	115,109	83.5%	
LR PLANNING/STUDIES	775,787	611,784	306	163,697	78.9%	
DEV & DESIGN REVIEW	1,222,228	971,471	33,576	217,182	82.2%	
ZONING	915,314	750,527	371	164,416	82.0%	
DESIGN REV & HIST PRESERVATN	1,071,992	833,414	45,918	192,660	82.0%	
SHO/ENVIRON REVIEW/TRAINING	781,891	637,718	3,977	140,195	82.1%	
BLDG PERMITS	1,171,075	950,930	1,774	218,371	81.4%	
RECORDS & ARCHIVES	622,223	485,184	18,854	118,185	81.0%	
PLAN CK & COUNTER SRV	1,422,127	1,047,951	16,886	357,290	74.9%	
<i>Total</i>	<u>11,496,500</u>	<u>9,176,022</u>	<u>320,488</u>	<u>1,999,990</u>	82.6%	<u>8,463,654</u>
TOTAL COMMUNITY DEVELOPMENT	<u>11,496,500</u>	<u>9,176,022</u>	<u>320,488</u>	<u>1,999,990</u>	82.6%	<u>8,463,654</u>

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	** Remaining Balance	YTD Expended and Encumbered	Previous YTD
NON-DEPARTMENTAL						
<i>Non-Departmental</i>						
COMMUNITY PROMOTIONS	1,783,071	1,754,337	-	28,734	98.4%	
SPECIAL PROJECTS	42,220	33,235	-	14,300	78.7%	
TRANSFERS OUT	43,500	43,500	-	-	100.0%	
DEBT SERVICE TRANSFERS	355,945	326,667	-	29,278	91.8%	
CAPITAL OUTLAY TRANSFER	894,352	762,507	-	131,845	85.3%	
APPROP. RESERVE	700,777	-	-	700,777	0.0%	
<i>Total</i>	<u>3,819,865</u>	<u>2,920,246</u>	<u>-</u>	<u>904,934</u>	<u>76.4%</u>	<u>3,802,392</u>
TOTAL NON-DEPARTMENTAL	<u>3,819,865</u>	<u>2,920,246</u>	<u>-</u>	<u>904,934</u>	<u>76.4%</u>	<u>3,802,392</u>
TOTAL EXPENDITURES	<u>110,829,125</u>	<u>90,566,220</u>	<u>1,438,916</u>	<u>18,829,303</u>	<u>83.0%</u>	<u>85,393,807</u>

*** The legal level of budgetary control is at the department level for the General Fund. Therefore, as long as the department as a whole is within budget, budgetary compliance has been achieved. The City actively monitors the budget status of each department and takes measures to address potential over budget situations before they occur.*

For Enterprise and Internal Service Funds, the legal level of budgetary control is at the fund level. The City also monitors and addresses these fund types for potential over budget situations.

CITY OF SANTA BARBARA
Special Revenue Funds
Interim Statement of Revenues and Expenditures
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>
TRAFFIC SAFETY FUND					
Revenue	513,000	443,534	-	69,466	86.5%
Expenditures	513,000	443,534	-	69,466	86.5%
<i>Revenue Less Expenditures</i>	-	-	-	-	
CREEK RESTORATION/WATER QUALITY IMPRVMT					
Revenue	2,953,769	2,397,347	-	556,422	81.2%
Expenditures	3,125,118	2,081,005	182,689	861,423	72.4%
<i>Revenue Less Expenditures</i>	(171,349)	316,341	(182,689)	(305,001)	
SOLID WASTE PROGRAM					
Revenue	17,522,051	14,519,680	-	3,002,371	82.9%
Expenditures	17,679,913	14,430,980	160,904	3,088,030	82.5%
<i>Revenue Less Expenditures</i>	(157,862)	88,701	(160,904)	(85,659)	
COMM.DEVELOPMENT BLOCK GRANT					
Revenue	2,555,943	1,101,211	-	1,454,732	43.1%
Expenditures	2,555,943	709,185	304,329	1,542,428	39.7%
<i>Revenue Less Expenditures</i>	-	392,026	(304,329)	(87,696)	
COUNTY LIBRARY					
Revenue	1,877,220	1,291,756	-	585,464	68.8%
Expenditures	1,893,738	1,446,102	23,521	424,116	77.6%
<i>Revenue Less Expenditures</i>	(16,518)	(154,345)	(23,521)	161,348	
STREETS FUND					
Revenue	9,994,205	7,632,855	-	2,361,350	76.4%
Expenditures	14,667,871	8,230,621	1,492,024	4,945,225	66.3%
<i>Revenue Less Expenditures</i>	(4,673,666)	(597,766)	(1,492,024)	(2,583,875)	
MEASURE "D"					
Revenue	5,186,919	3,758,625	-	1,428,294	72.5%
Expenditures	8,270,484	3,024,871	1,581,410	3,664,202	55.7%
<i>Revenue Less Expenditures</i>	(3,083,565)	733,754	(1,581,410)	(2,235,909)	

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

WATER OPERATING FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Water Sales - Metered	28,462,500	23,848,058	-	4,614,442	83.8%	23,864,526
Service Charges	499,392	310,106	-	189,286	62.1%	426,758
Cater JPA Treatment Charges	1,700,000	2,648,681	-	(948,681)	155.8%	1,836,045
Investment Income	1,285,000	1,318,053	-	(33,053)	102.6%	1,371,971
Grants	56,098	20,000	-	36,098	35.7%	-
Reimbursements	18,000	-	-	18,000	0.0%	-
Miscellaneous	622,850	258,018	-	364,832	41.4%	123,909
TOTAL REVENUES	<u>32,643,840</u>	<u>28,402,916</u>	<u>-</u>	<u>4,240,924</u>	<u>87.0%</u>	<u>27,623,210</u>
EXPENSES						
Salaries & Benefits	7,244,664	5,779,672	-	1,464,992	79.8%	5,307,775
Materials, Supplies & Services	8,243,491	5,618,330	1,618,650	1,006,512	87.8%	5,246,757
Special Projects	287,651	96,670	35,721	155,260	46.0%	77,264
Water Purchases	7,518,586	6,435,058	85,101	998,427	86.7%	5,977,018
Debt Service	4,759,271	3,817,678	-	941,593	80.2%	3,202,104
Capital Outlay Transfers	7,855,039	6,455,810	-	1,399,229	82.2%	5,374,744
Equipment	163,824	39,387	9,024	115,413	29.6%	38,936
Capitalized Fixed Assets	114,980	17,750	31,906	65,325	43.2%	39,643
Other	5,700	20,328	-	(14,628)	356.6%	5,039
Appropriated Reserve	150,000	-	-	150,000	0.0%	-
TOTAL EXPENSES	<u>36,343,207</u>	<u>28,280,683</u>	<u>1,780,401</u>	<u>6,282,122</u>	<u>82.7%</u>	<u>25,269,278</u>

NOTE - These figures reflect the operating fund only. Though the capital fund is excluded, the current year contribution from the operating fund is shown in the Capital Transfers.

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

WASTEWATER OPERATING FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Service Charges	13,452,500	11,181,776	-	2,270,724	83.1%	10,653,636
Fees	519,515	399,147	-	120,368	76.8%	478,678
Investment Income	480,000	443,298	-	36,702	92.4%	499,407
Miscellaneous	173,927	114,340	-	59,587	65.7%	11,532
Operating Transfers-In	350,000	350,000	-	-	100.0%	-
TOTAL REVENUES	<u>14,975,942</u>	<u>12,488,561</u>	<u>-</u>	<u>2,487,381</u>	<u>83.4%</u>	<u>11,643,252</u>
EXPENSES						
Salaries & Benefits	5,002,852	4,000,080	-	1,002,772	80.0%	3,739,571
Materials, Supplies & Services	5,651,183	4,020,162	844,802	786,219	86.1%	3,979,537
Special Projects	915,217	933,054	90,544	(108,381)	111.8%	624,678
Debt Service	1,355,548	390,277	-	965,271	28.8%	359,145
Capital Outlay Transfers	2,242,107	1,817,423	-	424,684	81.1%	1,716,131
Equipment	31,432	12,143	8,199	11,089	64.7%	33,771
Capitalized Fixed Assets	58,435	16,529	3,706	38,199	34.6%	35,090
Appropriated Reserve	150,000	-	-	150,000	0.0%	-
TOTAL EXPENSES	<u>15,406,773</u>	<u>11,189,668</u>	<u>947,251</u>	<u>3,269,854</u>	<u>78.8%</u>	<u>10,487,923</u>

NOTE - These figures reflect the operating fund only. Though the capital fund is excluded, the current year contribution from the operating fund is shown in the Capital Transfers.

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)
DOWNTOWN PARKING

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Improvement Tax	880,000	792,977	-	87,023	90.1%	813,719
Parking Fees	6,145,000	4,687,569	-	1,457,431	76.3%	4,787,245
Investment Income	325,000	279,217	-	45,783	85.9%	309,189
Miscellaneous	91,480	77,526	-	13,954	84.7%	2,285
Operating Transfers-In	43,500	43,500	-	-	100.0%	36,420
TOTAL REVENUES	<u>7,484,980</u>	<u>5,880,788</u>	<u>-</u>	<u>1,604,192</u>	<u>78.6%</u>	<u>5,948,858</u>
EXPENSES						
Salaries & Benefits	3,624,380	3,057,528	-	566,852	84.4%	2,701,857
Materials, Supplies & Services	2,031,789	1,431,831	133,404	466,554	77.0%	1,480,930
Special Projects	886,504	564,179	303,266	19,059	97.9%	524,643
Capital Outlay Transfers	34,078	2,672	-	31,406	7.8%	9,523
Equipment	40,000	735	2,400	36,865	7.8%	393
Capitalized Fixed Assets	-	347,460	9,459	(356,919)	100.0%	363,707
Appropriated Reserve	60,000	-	-	60,000	0.0%	-
TOTAL EXPENSES	<u>6,676,751</u>	<u>5,404,405</u>	<u>448,529</u>	<u>823,817</u>	<u>87.7%</u>	<u>5,081,053</u>

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)
AIRPORT OPERATING FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Leases - Commercial / Industrial	4,071,450	3,550,553	-	520,897	87.2%	3,463,284
Leases - Terminal	5,029,702	3,928,821	-	1,100,881	78.1%	4,186,458
Leases - Non-Commerical Aviation	1,168,600	996,074	-	172,526	85.2%	1,010,199
Leases - Commerical Aviation	1,955,000	1,820,756	-	134,244	93.1%	1,895,500
Investment Income	413,000	423,489	-	(10,489)	102.5%	445,738
Miscellaneous	254,250	208,242	-	46,008	81.9%	124,236
TOTAL REVENUES	12,892,002	10,927,935	-	1,964,067	84.8%	11,125,415
EXPENSES						
Salaries & Benefits	4,880,629	3,918,969	-	961,660	80.3%	3,601,118
Materials, Supplies & Services	6,996,243	5,301,247	625,447	1,069,549	84.7%	5,024,281
Special Projects	770,150	425,126	-	345,024	55.2%	375,239
Transfers-Out	-	-	-	-	100.0%	78,401
Capital Outlay Transfers	2,447,427	2,094,984	-	352,443	85.6%	2,443,842
Equipment	128,728	39,809	39,943	48,976	62.0%	65,928
Capitalized Fixed Assets	38,900	39,532	-	(632)	101.6%	112,895
Appropriated Reserve	48,831	-	-	48,831	0.0%	-
TOTAL EXPENSES	15,310,907	11,819,666	665,390	2,825,851	81.5%	11,701,703

NOTE - These figures reflect the operating fund only. Though the capital fund is excluded, the current year contribution from the operating fund is shown in the Capital Transfers.

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

GOLF COURSE FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Fees & Card Sales	2,003,600	1,516,497	-	487,103	75.7%	1,538,843
Investment Income	35,000	35,870	-	(870)	102.5%	46,944
Rents & Concessions	285,000	241,496	-	43,504	84.7%	250,597
Miscellaneous	371,970	384,474	-	(12,504)	103.4%	2,510
TOTAL REVENUES	<u>2,695,570</u>	<u>2,178,337</u>	<u>-</u>	<u>517,233</u>	<u>80.8%</u>	<u>1,838,894</u>
EXPENSES						
Salaries & Benefits	1,204,819	1,005,460	-	199,359	83.5%	921,725
Materials, Supplies & Services	704,468	549,547	112,919	42,002	94.0%	548,629
Special Projects	69,117	37,580	26,879	4,658	93.3%	7,914
Debt Service	184,379	184,212	-	167	99.9%	183,309
Capital Outlay Transfers	17,070	1,069	-	16,001	6.3%	4,416
Equipment	8,400	600	-	7,800	7.1%	1,364
Capitalized Fixed Assets	1,161,594	589,892	15,607	556,094	52.1%	55,811
TOTAL EXPENSES	<u>3,349,846</u>	<u>2,368,360</u>	<u>155,405</u>	<u>826,081</u>	<u>75.3%</u>	<u>1,723,170</u>

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

INTRA-CITY SERVICE FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Vehicle Maintenance Charges	-	233,828	-	(233,828)	100.0%	2,228,861
Work Orders - Bldg Maint.	3,840,056	2,913,120	-	926,936	75.9%	3,185,920
Service Charges	1,799,291	1,489,485	-	309,806	82.8%	1,456,997
Miscellaneous	64,794	66,204	-	(1,410)	102.2%	19,603
TOTAL REVENUES	<u>5,704,141</u>	<u>4,702,637</u>	<u>-</u>	<u>1,001,504</u>	<u>82.4%</u>	<u>6,891,382</u>
EXPENSES						
Salaries & Benefits	3,293,273	2,711,457	-	581,816	82.3%	3,266,546
Materials, Supplies & Services	869,712	758,573	50,239	60,899	93.0%	1,632,764
Special Projects	1,847,550	927,053	342,379	578,118	68.7%	989,027
Transfers-Out	114,425	114,425	-	-	100.0%	-
Capital Outlay Transfers	1,603	1,603	-	-	100.0%	2,389
Equipment	8,000	1,747	-	6,253	21.8%	48,090
Capitalized Fixed Assets	95,994	33,075	1,843	61,076	36.4%	164,392
Appropriated Reserve	10,000	-	-	10,000	0.0%	-
TOTAL EXPENSES	<u>6,240,557</u>	<u>4,547,932</u>	<u>394,461</u>	<u>1,298,163</u>	<u>79.2%</u>	<u>6,103,208</u>

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

ICS EQUIPMENT REPLACEMENT FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Vehicle Rental Charges	1,852,299	1,543,582	-	308,717	83.3%	1,736,409
Investment Income	225,000	237,630	-	(12,630)	105.6%	241,627
Rents & Concessions	268,241	223,534	-	44,707	83.3%	176,013
Miscellaneous	2,133	88,679	-	(86,546)	4157.5%	20,331
TOTAL REVENUES	<u>2,347,673</u>	<u>2,093,425</u>	<u>-</u>	<u>254,248</u>	<u>89.2%</u>	<u>2,174,381</u>
EXPENSES						
Salaries & Benefits	123,004	98,247	-	24,757	79.9%	86,536
Materials, Supplies & Services	1,097	1,664	-	(567)	151.7%	1,743
Transfers-Out	75,965	75,965	-	-	100.0%	-
Equipment	-	-	-	-	100.0%	309,780
Capitalized Fixed Assets	3,817,689	1,850,954	342,139	1,624,596	57.4%	628,995
TOTAL EXPENSES	<u>4,017,755</u>	<u>2,026,831</u>	<u>342,139</u>	<u>1,648,785</u>	<u>59.0%</u>	<u>1,027,054</u>

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

SELF INSURANCE TRUST FUND

	** Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Insurance Premiums	3,197,440	2,664,533	-	532,907	83.3%	2,616,800
Workers' Compensation Premiums	2,107,502	1,714,585	-	392,917	81.4%	1,867,548
OSH Charges	291,620	243,257	-	48,363	83.4%	211,541
Investment Income	361,434	397,621	-	(36,187)	110.0%	445,393
Miscellaneous	773	420,654	-	(419,881)	54418.4%	99,366
Accel - Return of Premium	-	750,000	-	(750,000)	100.0%	-
TOTAL REVENUES	5,958,769	6,190,649	-	(231,880)	103.9%	5,240,647
EXPENSES						
Salaries & Benefits	633,005	441,379	-	191,626	69.7%	400,511
Materials, Supplies & Services	5,831,537	3,519,636	205,036	2,106,865	63.9%	4,187,019
Transfers-Out	2,589,851	2,589,853	-	(2)	100.0%	-
Capital Outlay Transfers	2,137	2,137	-	-	100.0%	3,185
Equipment	6,300	4,638	-	1,662	73.6%	240
TOTAL EXPENSES	9,062,830	6,557,642	205,036	2,300,151	74.6%	4,590,954

*** The Self Insurance Trust Fund is an internal service fund of the City, which accounts for the cost of providing workers' compensation, property and liability insurance as well as unemployment insurance and certain self-insured employee benefits on a city-wide basis. Internal Service Funds charge other funds for the cost of providing their specific services.*

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

INFORMATION SYSTEMS ICS FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Service charges	2,542,887	2,156,795	-	386,092	84.8%	2,073,815
Miscellaneous	3,797	10,526	-	(6,729)	277.2%	50,611
TOTAL REVENUES	<u>2,546,684</u>	<u>2,167,320</u>	<u>-</u>	<u>379,364</u>	<u>85.1%</u>	<u>2,124,426</u>
EXPENSES						
Salaries & Benefits	1,734,048	1,374,671	-	359,377	79.3%	1,259,941
Materials, Supplies & Services	654,342	554,173	56,476	43,694	93.3%	493,026
Special Projects	4,979	(18,673)	-	23,652	-375.0%	5,395
Transfers-Out	107,983	107,983	-	-	100.0%	-
Capital Outlay Transfers	85,000	70,833	-	14,167	83.3%	-
Equipment	268,279	82,054	170,714	15,510	94.2%	286,899
Capitalized Fixed Assets	-	606	-	(606)	100.0%	511
Appropriated Reserve	13,433	-	-	13,433	0.0%	-
TOTAL EXPENSES	<u>2,868,065</u>	<u>2,171,646</u>	<u>227,190</u>	<u>469,228</u>	<u>83.6%</u>	<u>2,045,771</u>

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

WATERFRONT FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Leases - Commercial	1,428,020	1,216,402	-	211,618	85.2%	1,212,491
Leases - Food Service	2,410,338	1,973,853	-	436,485	81.9%	2,026,681
Slip Rental Fees	3,535,370	2,936,583	-	598,787	83.1%	2,882,355
Visitors Fees	442,690	423,176	-	19,514	95.6%	421,866
Slip Transfer Fees	688,500	243,550	-	444,950	35.4%	521,175
Parking Revenue	1,588,639	1,292,575	-	296,064	81.4%	1,300,836
Wharf Parking	280,500	195,355	-	85,145	69.6%	197,077
Other Fees & Charges	361,786	310,896	-	50,890	85.9%	301,877
Investment Income	276,019	308,769	-	(32,750)	111.9%	346,463
Rents & Concessions	277,134	218,751	-	58,383	78.9%	222,126
Miscellaneous	259,880	194,601	-	65,279	74.9%	103,438
TOTAL REVENUES	<u>11,548,876</u>	<u>9,314,510</u>	<u>-</u>	<u>2,234,366</u>	<u>80.7%</u>	<u>9,536,384</u>
EXPENSES						
Salaries & Benefits	5,495,871	4,530,048	-	965,823	82.4%	4,042,662
Materials, Supplies & Services	3,748,738	2,706,575	358,513	683,651	81.8%	2,764,832
Special Projects	30,393	21,634	699	8,060	73.5%	29,037
Debt Service	1,592,262	1,594,803	-	(2,541)	100.2%	1,602,456
Capital Outlay Transfers	926,999	721,838	-	205,161	77.9%	1,439,803
Equipment	209,584	71,631	7,186	130,768	37.6%	112,508
Capitalized Fixed Assets	15,000	-	-	15,000	0.0%	-
Appropriated Reserve	150,000	-	-	150,000	0.0%	-
TOTAL EXPENSES	<u>12,168,847</u>	<u>9,646,527</u>	<u>366,397</u>	<u>2,155,923</u>	<u>82.3%</u>	<u>9,991,298</u>

NOTE - These figures reflect the operating fund only. Though the capital fund is excluded, the current year contribution from the operating fund is shown in the Capital Transfers.



Agenda Item No. _____

File Code No. 640.04

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2009

TO: Mayor and Councilmembers

FROM: Administration Division, Community Development Department

SUBJECT: Introduction Of An Ordinance Allowing The Temporary Occupancy Of Trailers While Rebuilding Homes Severely Damaged Or Destroyed In The Jesusita Fire

RECOMMENDATION:

That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Ordinance No. 5473 that Temporarily Amended Section 28.87.180 of Title 28 of the Santa Barbara Municipal Code in Order to Allow the Use of Trailer Coaches, Recreational Vehicles, and Mobile Homes as Temporary Dwellings for Those Homes Damaged in the November 2008 Tea Fire.

DISCUSSION:

In November 2008, the Tea Fire destroyed approximately 150 residences within the City of Santa Barbara. In an effort to facilitate the rebuilding process and ensure that those affected have necessary shelter, the City Council adopted an ordinance last December to allow those who lost their place of residence due to the fire to live temporarily in trailers on their properties while their home was being rebuilt.

Last month, the Jesusita Fire destroyed or damaged 5 residences within the City of Santa Barbara. Staff proposes an amendment to Ordinance No. 5473, adopted last December, to extend the same benefits to the survivors of the Jesusita Fire.

All of the same conditions that are currently in the Ordinance would remain, with one exception: the ordinance would authorize the Community Development Director to promulgate administrative procedures regarding the number and type of trailers allowed on lots, up to a maximum of three.

Under the amended ordinance, the following conditions must be met before a property owner may use a trailer as a temporary residence:

Council Agenda Report

Introduction Of An Ordinance Allowing The Temporary Occupancy Of Trailers While Rebuilding Homes Severely Damaged Or Destroyed In The Jesusita Fire

June 2, 2009

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- 1) A building permit is required for the trailer.
- 2) The building permit for the trailer can be issued only after a demolition and debris removal permit has been issued for the prior structures on the property and the work completed and approved by the City's Building and Safety Division.
- 3) The trailer permit would be good for two years, or when occupancy of the rebuilt residence is approved by the Building and Safety Division, whichever comes first. A one-time six-month extension can be granted upon approval by the Community Development Director based upon satisfactory evidence that reconstruction is proceeding in due course.
- 4) The permit for temporary occupancy of a trailer must be issued within one year of the effective date of the amended ordinance.
- 5) The permit is to be issued to assist in the immediate and temporary housing needs of those displaced by the Tea Fire or the Jesusita Fire. As such, the permit will be issued only to the property owner or tenants of the property at the time of the Tea Fire or the Jesusita Fire. Temporary housing in trailers is not intended to be used for rental purposes to new tenants.
- 6) The maximum number of trailers that may be placed on any single lot is three.
- 7) The trailer is to be installed on the same property as the home that is being rebuilt and may not be located in the public right-of-way adjacent to the property. The trailer must be clearly addressed and accessible by Fire personnel.
- 8) A permit for temporary occupancy of a trailer will not be issued to properties included in Slide Mass C of the Conejo Road Landslide area, as defined in Municipal Code Section 22.90, due to unstable soil conditions.
- 9) Additional administrative procedures will be developed as necessary at the discretion of the Chief Building Official or designee.

Proposed Administrative Procedures

While not included in the Ordinance proposed for introduction, the following implementing details will be included in the Administrative Procedures by the Chief Building Official or designee at the time of permit issuance:

- A general site plan showing the location of the temporary trailer;
- Designation of an on-site parking area;
- The trailer shall provide an approved connection to the City sanitary sewer system, a self contained sanitation system, or a contract with a company to provide sanitation service;
- Safe, temporary power will be provided to the trailer for fire and life safety purposes;
- The definition of a trailer includes a mobile-home-type trailer, a recreation vehicle, or a travel-type trailer. The important distinction is that they provide for safe electrical hookups, and be operable and appropriately permitted;
- Appropriate tie-down installation standards consistent with the type of trailer to be used;

Council Agenda Report

Introduction Of An Ordinance Allowing The Temporary Occupancy Of Trailers While Rebuilding Homes Severely Damaged Or Destroyed In The Jesusita Fire

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- In general, the number of trailers is limited to one trailer per legal dwelling unit damaged on the property. In special cases, where multiple trailers are necessary to replace the number of bedrooms contained in the damaged dwelling, the Chief Building Official may permit additional trailers to replace the prior dwelling unit. However, if multiple trailers are allowed to replace a single dwelling unit, only one trailer may have a kitchen. The maximum number of trailers, recreational vehicles, or mobile homes on any lot is three.
- No requirements for a Conditional Use Permit, variance, modification or other zoning clearance (i.e., there will be no required setbacks for the proposed trailer location).

Environmental Review

Staff has determined that the proposed temporary amendment to Municipal Code Section 28.87.180 qualifies for an exemption from the California Environmental Quality Act under CEQA Guideline Section 15303, New Construction, because the temporary occupancy would only occur in connection with the construction of replacement of a prior existing residential use at the same density as existed prior to the fire.

PREPARED BY: Paul Casey, Community Development Director

SUBMITTED BY: Paul Casey, Community Development Director

APPROVED BY: City Administrator's Office

COUNCIL INTRODUCTION DRAFT 6/2/2009
SHOWING CHANGES FROM ORDINANCE NO. 5473

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AMENDING ORDINANCE NO. 5473 THAT TEMPORARILY AMENDED SECTION 28.87.180 OF TITLE 28 OF THE SANTA BARBARA MUNICIPAL CODE IN ORDER TO ALLOW THE USE OF TRAILER COACHES, RECREATIONAL VEHICLES, AND MOBILE HOMES AS TEMPORARY DWELLINGS FOR THOSE HOMES DAMAGED IN THE NOVEMBER 2008 TEA FIRE

THE COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

Section One. For a period of one year following the effective date of this ordinance and notwithstanding Santa Barbara Municipal Code Section 28.87.180 (or any other provision of the Municipal Code), a property owner (or residential tenant of a property owner) of a dwelling which was damaged or destroyed by the November 13, 2008 Tea Fire or the May 2009 Jesusita Fire (hereinafter referred to as the "Tea Fire" or "Jesusita Fire" respectively) may place a Trailer Coach, a Recreational Vehicle, or a Mobilehome upon their real property and the owner or tenant of such property may occupy the Trailer Coach, Recreational Vehicle, or Mobilehome as a temporary dwelling ~~for a period of up to two years~~ under the following circumstances:

1. the real property has been properly cleared of debris and all damaged or destroyed structures (or portions thereof) have been appropriately demolished and removed pursuant to a City demolition permit and in a manner deemed acceptable to the City's Chief Building Official;

2.the Chief Building Official, in the application of the uniform construction and safety codes adopted by the City, has determined that the dwelling which existed on the real property prior to the Tea Fire or Jesusita Fire is no longer safe or appropriate for human habitation;

3.the Trailer Coach, Recreational Vehicle, or Mobilehome will be occupied by the person or persons who were occupying a dwelling on the real property when that dwelling was damaged or destroyed in the Tea Fire or Jesusita Fire;

4. a City building permit has either been issued for the construction of a replacement dwelling or the reconstruction of the existing damaged dwelling on the real property or such a permit will be applied for and obtained by the property owner within six (6) months of the issuance of a Tea Fire or Jesusita Fire Temporary Dwelling permit pursuant to this ordinance;

5. the Trailer Coach, Recreational Vehicle, or Mobilehome to be used will have an approved type of connection to the City sanitary sewer system or an internal sanitary disposal system which operates in a manner approved by the Chief Building Official or the owner or tenant occupants of the temporary dwelling has contracted for and will maintain a portable sanitation service upon the property;

6. the Trailer Coach, Recreational Vehicle, or Mobilehome to be used for dwelling purposes will have an operable and code compliance and operable source of heating, smoke detectors, carbon monoxide detectors, and an electrical system or electrical hook-up acceptable to the Chief Building Official and is otherwise apparently safe for temporary human habitation, as determined by the Chief Building Official;

7. the Trailer Coach, Recreational Vehicle, or Mobilehome is sited appropriately on the real property and as shown on a site plan approved by the Chief Building Official prior to the installation of the Trailer Coach, Recreational Vehicle, or Mobilehome which site plan also shows an appropriate location for on-site vehicular parking;

8. the method of securing or tying-down the Trailer Coach, Recreational Vehicle, or Mobilehome is acceptable to the Chief Building Official and in accordance with regulations adopted by the Chief Building Official for that purpose; and

9. no more than three (3) Trailer Coaches, Recreational Vehicles, or Mobilehomes shall be placed on any single lot. For purposes of this provision, a double-wide Mobilehome that is connected in accordance with factory specifications shall count as one (1) Mobilehome.

Section Two. Notwithstanding any provision of the Santa Barbara Municipal Code to the contrary, no City conditional use permit, variance, modification, required setback, or design review shall be required for a Tea Fire or Jesusita Fire property owner or tenant to install and use a Trailer Coach, Recreational Vehicle, or Mobilehome in the manner permitted by this ordinance. However, such use shall not occur without the property owner having first obtained a Tea Fire or Jesusita Fire Temporary Dwelling permit administratively issued by the Chief Building Official pursuant to the authority of this ordinance and upon compliance with City Community Development Department's administrative regulations authorized by this ordinance.

Section Three. A Tea Fire or Jesusita Fire Temporary Dwelling permit shall be valid for a period of two years from its issuance date or upon the City's issuance of a certificate of occupancy for the replacement dwelling constructed upon the real property whichever occurs first. The Community Development Director may administratively grant an extension of a Tea Fire or Jesusita Fire Temporary Dwelling permit for a period of up to 180 days beyond its normal expiration date upon a showing by the real property owner that reconstruction or repair of the replacement dwelling is being undertaken and will be completed diligently and in due course, as determined in the discretion of the Community Development Director.

Section Four. This ordinance shall not apply to those real properties located, in whole or in part, within "Slide Mass C" of the Conejo Road Landslide area as that term is defined in Santa Barbara Municipal Code Chapter 22.90.

Section Five. The Community Development Director (or his designee) is hereby authorized and directed to prepare (and to make available to the public) those City administrative regulations which the Director deems necessary and appropriate to regulate the safe installation, use, maintenance, and removal of Trailer Coaches, Recreation Vehicles, and Mobilehomes as authorized by this ordinance. Such regulations may include rules and restrictions intended to minimize any noise impacts resulting from the use of the allowed temporary dwellings, including restrictions on the use of generators during the nighttime and early morning hours, and limitations on the number and type of Trailer Coaches, Recreational Vehicles, or Mobilehomes that may be placed on any particular lot.

Section Six. The Community Development Department is authorized to require the payment of an application fee for a Tea Fire or Jesusita Fire Temporary Dwelling permit in the amount of Three Hundred (\$300) Dollars.

Section Seven. All Capitalized terms used in this ordinance shall be as defined in the California Vehicle Code.

Section Eight. This ordinance shall expire and shall be of no further force and effect on December 31, 2012 unless extended by action of the City Council prior to that date.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2009

TO: Mayor and Councilmembers

FROM: Water Resources Division, Public Works Department

SUBJECT: Amendment To Drinking Water State Revolving Fund Loan Application To Include The Ortega Groundwater Treatment Plant

RECOMMENDATION:

That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Designating the City Administrator as the Individual Authorized to Apply for the Drinking Water State Revolving Fund (DWSRF) Loan on Behalf of the City, Authorizing the City Administrator to Execute the DWSRF Loan Application, and Identifying the Water Fund as the Dedicated Source of Funding for Repayment of the DWSRF Loan.

DISCUSSION:

On January 13, 2009, Council adopted a resolution authorizing submittal of a loan application to fund needed improvements at the Cater Water Treatment Plant (Cater). Recently, staff from the Department of Public Health advised that the loan application could be amended to also include funding for the Ortega Groundwater Treatment Plant (OGWTP). The OGWTP is an existing treatment plant that treats well water from four downtown wells. The plant has been off-line since 1992 and needs substantial rehabilitation before it can be re-started. The OGWTP plays a vital role in our long term water supply, particularly during times of drought and emergency situations.

According to the loan requirements, a resolution of the water system's governing body (i.e., City Council) must be attached to the loan application designating the authorized representative, authorizing that individual to apply for the loan, and dedicating a repayment source. On January 13, 2009, Council approved a resolution; however, it was limited to the Cater project. This Resolution includes both Cater and the OGWTP.

The attached Resolution designates the City Administrator as the authorized individual to apply for the loan on behalf of the City, and identifies the Water Fund as the source of funds for repayment of the loan.

BUDGET/FINANCIAL INFORMATION:

The Ortega Ground Water Treatment Plant is included in the Capital Budget for 2010. The DWSRF loan offers a low interest rate of 2.5% to 3%, with only nominal transaction costs, making it an attractive funding source to avoid using Water Fund reserves. Total project cost for the rehabilitation is anticipated to be approximately \$6 million, and the added debt service would be approximately \$375,000 to \$400,000 annually.

SUSTAINABILITY IMPACT:

Having a diverse water supply allows the City to better meet water demands during periods of water shortages. The Ortega Ground Water Treatment Plant is critical to the ability to use our groundwater supply effectively.

PREPARED BY: Catherine Taylor, Water System Manager/cc

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA DESIGNATING THE CITY ADMINISTRATOR AS THE INDIVIDUAL AUTHORIZED TO APPLY FOR THE DRINKING WATER STATE REVOLVING FUND (DWSRF) LOAN ON BEHALF OF THE CITY, AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE THE DWSRF LOAN APPLICATION, AND IDENTIFYING THE WATER FUND AS THE DEDICATED SOURCE OF FUNDING FOR REPAYMENT OF THE DWSRF LOAN

WHEREAS, a DWSRF loan has been identified by staff as an attractive instrument to fund the Ozonation Project at the William B. Cater Water Treatment Plant and the Ortega Groundwater Treatment Plant Rehabilitation Project;

WHEREAS, the DWSRF provides loans at interest rates that have historically been 50% of the average interest rate paid by the State on general obligation bonds issued in the prior calendar year;

WHEREAS, the DWSRF loan documents require a resolution of the City of Santa Barbara designating an authorized representative to apply for and execute the loan and dedicating a repayment source for the loan; and

WHEREAS, The Board of Water Commissioners at their regular meeting on December 8, 2008, voted 4 to 0 in concurrence with the Council Agenda Report recommendation.

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

SECTION 1. The City Administrator is the designated representative and is authorized to apply for and execute the DWSRF loan.

SECTION 2. The Water Fund is the dedicated source of funding for the repayment of the DWSRF loan.



Agenda Item No. _____

File Code No. 670.05

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2009

TO: Mayor and Councilmembers

FROM: Transportation Division, Public Works Department

SUBJECT: Authorization For The Allocation Of Transportation Development Act Funds

RECOMMENDATION:

That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Filing of a Claim with the Santa Barbara County Association of Governments for Allocation of Transportation Development Act (TDA) Funds for Fiscal Year 2010.

DISCUSSION:

Each year, the City is required to adopt a resolution authorizing the Public Works Director to file a claim for the City's share of area-wide TDA funds. The TDA funds are restricted to pedestrian and bicycle projects. The claim submitted for Fiscal Year 2010 includes \$56,016 for pedestrian and bicycle facilities. The funds are available based on a formula previously agreed to by the County of Santa Barbara and the cities within the County. Staff will use this money for bicycle and pedestrian projects, and as matching dollars when competing for State and Federal bicycle and pedestrian grants.

PREPARED BY: Browning Allen, Transportation Manager/kts

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA AUTHORIZING THE FILING OF A CLAIM WITH THE SANTA BARBARA COUNTY ASSOCIATION OF GOVERNMENTS FOR ALLOCATION OF TRANSPORTATION DEVELOPMENT ACT (TDA) FUNDS FOR FISCAL YEAR 2010

WHEREAS, the Transportation Development Act (TDA) as amended (Public Utilities Code Section 99200 et. seq.), provides for the allocation of funds from the Local Transportation Fund for use by eligible claimants for various transportation purposes; and

WHEREAS, pursuant to the provisions of the TDA, as amended, and pursuant to the applicable rules and regulations thereunder (21 Ca. Admin, Code Sections 6600 et. seq.), a prospective claimant wishing to receive an allocation from the Local Transportation Fund shall file its claim with SBCAG.

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

SECTION 1. The City's Public Works Director is authorized to execute and file an appropriate claim pursuant to the terms of the Transportation Development Act, as amended, and pursuant to the applicable rules and regulation promulgated thereunder, together with all necessary supporting documents, with SBCAG, for an allocation of TDA funds in Fiscal Year 2009.

SECTION 2. The authorized claim includes \$56,016 for pedestrian and bicycle facilities.

SECTION 3. A copy of this resolution be transmitted to SBCAG in conjunction with the filing of the claim.



Agenda Item No. _____

File Code No. 530.04

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2009

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Contract For Construction Of Zone 3 Slurry Seal And Construction Services

RECOMMENDATION: That Council:

- A. Award and authorize the Public Works Director to execute a contract with Valley Slurry Seal in their low bid amount of \$2,204,366.64, for construction of the Zone 3 Slurry Seal Project (Project), Bid No. 3567, authorize the Public Works Director to approve expenditures up to \$220,000 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 authorize the Public Works Director to accept the final contract amount, with approved changes, and file all Notices of Completion with the County Clerk-Recorder's Office;
- B. Authorize the General Services Manager to issue a Purchase Order with Flowers and Associates (Flowers) in the amount of \$249,460, for construction support services, and approve expenditures of up to \$24,946 for extra services of Flowers that may result from necessary changes in the scope of work; and
- C. Accept Proposition 1B Local Street and Road, Congestion Relief, and Traffic Safety Account grant funding in the amount of \$1,329,883.49, and appropriate this amount to the Fiscal Year 2009 Streets Capital Fund Revenues and Operating Budgets.

DISCUSSION:

EXECUTIVE SUMMARY

The Slurry Seal Construction Contracts are part of the annual Pavement Maintenance Program to maintain our streets. Each year, a specific area in the City is maintained and this year, it will be Zone 3 (see Attachment). Sectioning the City into zones allows the streets to be methodically maintained. This contract is aimed at preserving the roads for the future and corrects any subsurface failures.

PROJECT DESCRIPTION

Some of the streets in Zone 3 needed surface preparation prior to sealing. This will be accomplished under separate contract which was awarded by Council on May 12, 2009. This Project follows the pavement preparation by sealing the surface. The purpose of the sealing is to fill the porous space within the pavement with a protective coating making the surface impervious. Slurry Sealing is part of the annual asphalt concrete Pavement Maintenance Program. The current area of Zone 3 includes portions of the southwestern sections of the City.

The Waterfront's 90-minute parking lots at the Harbor, various roads at the Airport, and Garden Street, have been included in the Project in order to take advantage of economies of scale.

CONTRACT BIDS

A total of four bids were received for the Project, ranging as follows:

	BIDDER	BID AMOUNT
1.	<i>Bond Blacktop Union City, CA</i>	<i>\$1,869,704.31</i>
2.	Valley Slurry Seal West Sacramento, CA	\$2,204,366.64
3.	Pavement Coating Co. Mira Loma, CA	\$3,410,521.83
4.	Intermountain Slurry Seal Watsonville, CA	\$4,653,486.00

The low bid of \$1,869,704.31, submitted by Bond Blacktop, was deemed to be non-responsive due to their failure to acknowledge the receipt of Addendum No. 2. Bond Blacktop substantiated their error and the City has accepted their bid withdrawal.

The second low bid of \$2,204,366.64, submitted by Valley Slurry Seal, is an acceptable bid that is responsive to and meets the requirements of the bid specifications. The change order funding recommendation of \$220,000, or 10%, is typical for this type of work and size of project.

CONSTRUCTION PHASE CONTRACT SERVICES

Staff has negotiated an acceptable proposal with Flowers to provide construction management, inspection, and testing services for the Zone 3 Slurry Seal project. Flowers performed the design of the project and is on the City's pre-qualified engineering services list. Staff recommends that Council authorize the Public Works Director to execute a Purchase Order with Flowers in the amount of \$249,460 for materials testing and inspection. The change order funding recommendation of \$24,946, or 10%, is typical for this type of work and size of project.

FUNDING

This project is funded in part with Measure D funds. There are sufficient funds in the Streets Capital Fund to cover the cost of this project including the Proposition 1B grant funds that were approved by Resolution No. 08-108, on December 9, 2008.

The following summarizes the expenditures recommended in this report:

CONSTRUCTION CONTRACT FUNDING SUMMARY

	Basic Contract	Change Funds	Total
Valley Slurry Seal	\$2,204,366.64	\$220,000	\$2,424,366.64
Flowers and Associates	\$ 249,460.00	\$ 24,946	\$ 274,406.00
TOTAL RECOMMENDED AUTHORIZATION			\$2,698,772.64

The following summarizes all project design costs, construction contract funding, and other project costs:

ESTIMATED TOTAL PROJECT COST

Design (by Contract)	\$ 25,200.00
Design (by City staff)	\$ 39,560.00
Subtotal	\$ 64,760.00
Construction Contract	\$2,204,366.64
Construction Change Order Allowance	\$220,000.00
Subtotal	\$ 2,424,366.64
Construction Management, Inspection, and Testing Services (by Contract)	\$249,460.00
Construction Management, Inspection, and Materials Testing Change Order Allowance	\$24,946.00
Project Management (by City Staff)	\$56,325.00
Subtotal	\$ 330,731.00
TOTAL PROJECT COST	\$ 2,819,857.64

SUSTAINABILITY IMPACT:

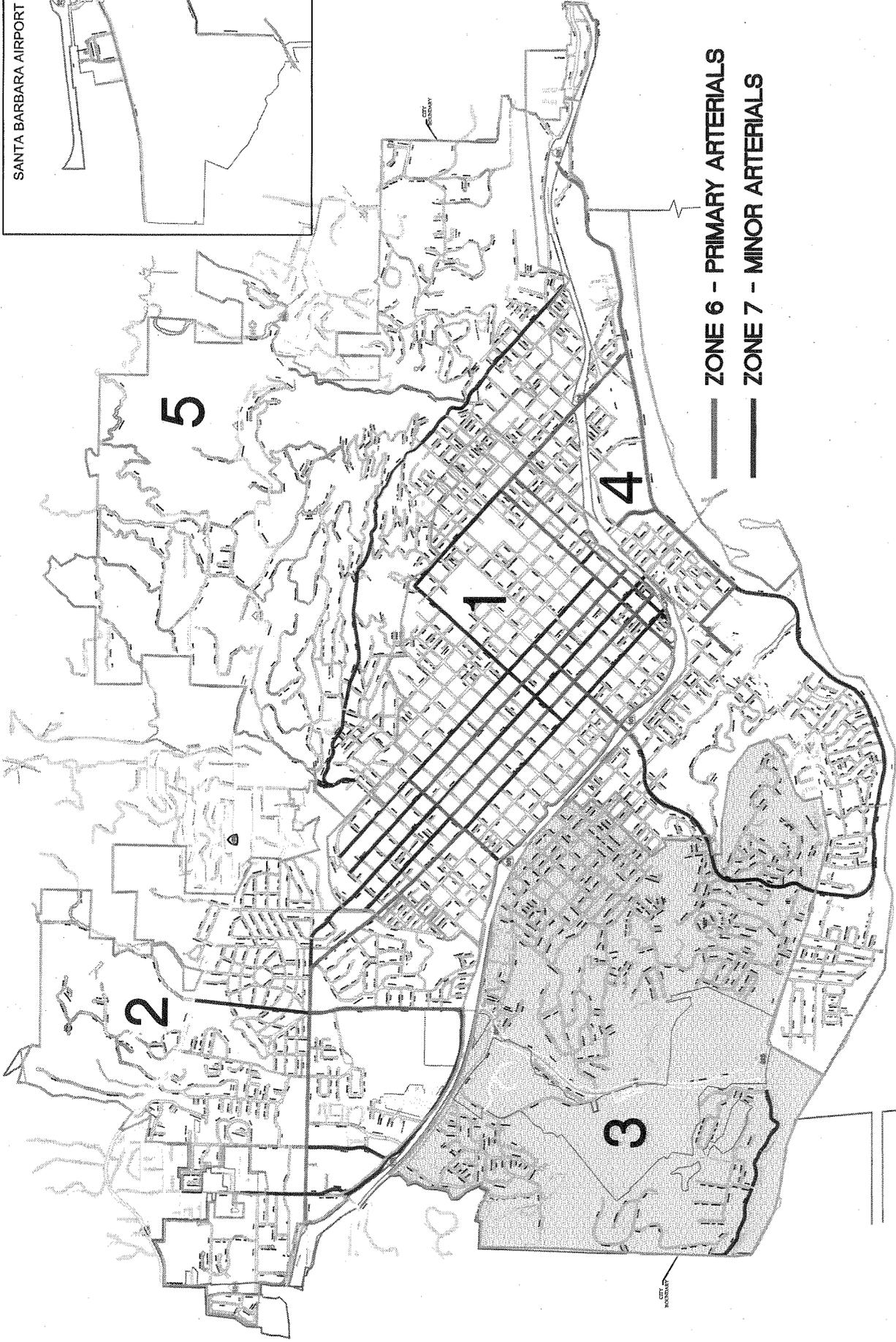
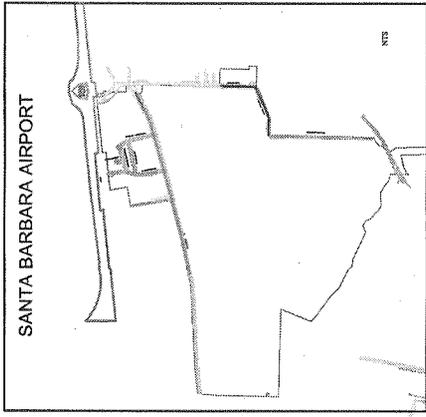
This timely maintenance sustains the road condition and eliminates the need for more extensive and costly road reconstruction. This would reduce the use of additional raw materials, pavement oils, and the financial impact on the community.

ATTACHMENT: Map of Annual Street Maintenance (Zone 3)

PREPARED BY: Joshua Haggmark, Principal Civil Engineer/MK/mj

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



SCALE:	VERT.	NA	ARC. NO.	-
HOR.	NA	NA	REV.	1 of 1
			DATE	05/09

CITY OF SANTA BARBARA, CALIFORNIA
PAVEMENT ZONE MAP
 UPDATED MAY 2009



NO.	DESCRIPTION	DATE APPROVED	BY



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2009

TO: Mayor and Councilmembers

FROM: Creeks Division, Parks and Recreation Department
Golf Division, Parks and Recreation Department
Engineering Division, Public Works Department

SUBJECT: Contract For Construction Of Santa Barbara Golf Club Safety Plan Implementation And Upper Las Positas Creek Restoration And Storm Water Management Project

RECOMMENDATION: That Council:

- A. Award and authorize the Public Works Director to execute a contract with Shaw Contracting, Inc. (Shaw), waiving a minor bid irregularity, for \$1,771,524.50, for construction of the Santa Barbara Golf Club Safety Plan Implementation and Upper Las Positas Creek Restoration and Storm Water Management Project (Combined Project), Bid No. 3463B, which includes their low bid of \$1,632,080.25, and expenditures to construct Bid Alternate 1 in the amount of \$47,444.25 and Bid Item 68 in the amount of \$92,000; and authorize the Public Works Director to approve additional expenditures up to \$218,627 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 authorize the Public Works Director to accept the final contract amount, with approved changes, and file all Notices of Completion (NOC) with the County Clerk-Recorder's Office;
- B. Authorize the Public Works Director to execute a contract with Wallace Group (Wallace) in the amount of \$41,500, for design support services during construction, and to approve expenditures of up to \$4,150 for extra services of Wallace that may result from necessary changes in the scope of work;
- C. Authorize the Public Works Director to execute a contract with Fugro West, Inc. (Fugro), in the amount of \$28,280, for material testing and inspection services, and approve expenditures of up to \$2,820 for extra services of Fugro that may result from necessary changes in the scope of work; and
- D. Approve the allocation of \$1,421,027.08 from the Creeks Reserve Fund to the Creek Restoration/Water Quality Improvement Capital Fund to cover the cost of construction of the Upper Las Positas Creek Restoration and Storm Water Management portion of the Combined Project.

EXECUTIVE SUMMARY:

Ten bids were received for the Combined Project; the lowest bidder was Shaw. To complete the construction phase of the Combined Project, staff recommends Council waive the minor bid irregularity and authorize the Public Works Director to accept the low bid, including the additive bid alternates, and enter into a contract with Shaw. Staff recommends that Council authorize the Public Works Director to enter into a contract with Wallace and Fugro for services during construction. To fund construction, staff recommends that Council approve the allocation of \$1,421,027.08 from the Creeks Reserve Fund to the Creek Restoration/Water Quality Improvement Capital Fund to cover the cost of construction for the Upper Las Positas Creek Restoration and Storm Water Management portion of the Combined Project.

DISCUSSION:

PROJECT DESCRIPTION

The Santa Barbara Golf Club Safety Plan Implementation Project completes the network of cart paths throughout the golf course and relocates two greens complexes in order to move them further away from areas in play and to improve visibility. The Upper Las Positas Creek Restoration and Storm Water Management Project will treat polluted urban storm water runoff from residential neighborhoods, the golf course, the Adams Elementary School, and streets surrounding the golf course, through a series of constructed bioswales, wetlands, and large detention basins landscaped with native plants. The project will improve wildlife habitat and the quality of water entering Las Positas Creek and the Arroyo Burro Estuary. The project will also reduce downstream flow rates and decrease erosion in Las Positas Creek. By combining these two projects, the total construction cost will be reduced through economies of scale. In addition, concurrent construction projects will reduce the total time that golf course play is interrupted by construction activities.

CONTRACT BIDS

A total of ten bids were received for the subject work, ranging as follows:

BIDDER	BID AMOUNT
Shaw Contracting, Inc., Carpinteria, CA	\$1,632,080.25*
Elevation General Engineering Contractor's, Inc., Santa Maria, CA	\$1,632,512.62*
Wadsworth Golf Construction Co. of the Southwest, Buckeye, AZ	\$1,887,858.00
Lash Construction, Inc., Santa Barbara, CA	\$2,026,510.00*

Council Agenda Report

Contract For Construction Of Santa Barbara Golf Club Safety Plan Implementation And
Upper Las Positas Creek Restoration And Storm Water Management Project

June 2, 2009

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Granite Construction Company, Watsonville, CA	\$2,081,812.00
Peter Lapidus Construction, Inc., Carpinteria, CA	\$2,137,327.16*
American Landscape, Inc., Canoga Park, CA	\$2,179,410.34*
Oliphant Golf, Scottsdale, AZ	\$2,304,934.00
The Weitz Company, North Palm Beach, FL	\$2,461,966.56
Key Turf Construction, Inc., San Marcos, CA	\$2,566,792.96

*corrected bid total

Staff recommends that Council waive a minor bid irregularity associated with Shaw's bid. The contractor incorrectly summed the unit prices in the base bid, resulting in a greater total bid amount by \$0.05. As stated in the bid documents, the total amount of the bid will be the sum of the total prices of all items in the base bid. This amount was calculated by staff and confirmed by Shaw. Shaw remains the lowest bidder with the recalculated totals.

Staff recommends that Council award and authorize the Public Works Director to execute a contract with Shaw in the amount of \$1,771,524.50, which includes their low base bid amount of \$1,632,080.25, and expenditures of \$47,444.25 to construct Bid Alternate 1, and \$92,000 to construct Bid Item 68. Bid Alternate 1 consists of grading and landscaping of an additional stretch of bioswale. Bid Item 68 includes grading, irrigation and turf for a renovated putting green. The change order funding recommendation of \$218,627, or approximately 12%, is typical for projects of this type where there is a large uncertainty with the condition of soils within the project area. The project requires a significant amount of earthwork and the geotechnical report noted a significant variation in soil conditions that could require major over excavation of poor soil to meet project specifications.

CONSTRUCTION PHASE CONTRACT SERVICES

Staff recommends that Council authorize the Public Works Director to execute a contract with Wallace in the amount of \$41,500, including \$4,150 for extra services, for design support services during construction. Wallace was selected as the Design Engineer for this project through a formal Request For Proposal process and is experienced in this type of work.

Staff also recommends that Council authorize the Public Works Director to execute a contract with Fugro in the amount of \$28,280, including \$2,820 for extra services, for material testing and inspection services. Fugro provided the geotechnical expertise for

the design of the storm water improvements and is experienced in the type of testing and inspection of this type of work.

FUNDING

The golf course safety portion of the Combined Project, in the amount of \$497,479.40, including Bid Item 68, is funded by the Golf Course Improvement Plan Capital Fund. There are sufficient funds in the Golf Course Improvement Plan Capital Fund to cover the costs of this portion of the Combined Project.

The storm water improvement and creek restoration portion of the Combined Project is funded by the Creek Restoration/Water Quality Improvement Capital Fund and Creeks Reserve Fund. The Creeks Capital Fund currently has \$326,259 available for this project. The proposed appropriation of \$1,421,027.08 from the Creeks Reserve Fund would fully fund the project. The total construction cost of the Creeks portion of the project, including contingencies and the associated items listed above, is \$1,747,286.08. The Creeks Advisory Committee has recommended that Reserve Fund money be appropriated for the construction of the Creeks Division portion of the Combined Project.

The following summarizes the internal construction cost sharing:

CONSTRUCTION COST SHARING TABLE

	Golf Course Fund	Creeks Fund	Total
Shaw	\$469,479.40	\$1,520,672.10	\$1,990,151.50
Wallace Group	\$0	\$45,650.00	\$45,650.00
Fugro	\$7,000.00	\$24,100.00	\$31,100.00
Construction Management (City Staff)	\$21,000.00	\$74,873.00	\$95,873.00
Additional Construction Costs	\$0	\$81,990.98	\$81,990.98
TOTAL	\$497,479.40	\$1,747,286.08	\$2,244,765.48

The following summarizes the expenditures recommended in this report:

CONSTRUCTION CONTRACT FUNDING SUMMARY

	Basic Contract	Change Funds	Total
Shaw	\$1,771,524.50	\$218,627.00	\$1,990,151.50
Wallace Group	\$ 41, 500.00	\$4,150.00	\$45,650.00
Fugro	\$28,280.00	\$2,820.00	\$31,100.00
TOTAL RECOMMENDED AUTHORIZATION			\$2,066,901.50

The following summarizes all project design, construction, and construction management costs:

ESTIMATED TOTAL PROJECT COST

Design	
Design (by Contract)	\$249,197.00
Design (City staff)	\$55,948.00
Subtotal	\$305,145.00
Construction	
Construction Contract	\$1,771,524.50
Construction Change Order Allowance	\$218,627.00
Additional Construction Costs (Signage, Plants and Trees, Wildlife Survey)	\$81,990.98
Subtotal	\$2,072,142.48
Construction Management/Inspection (by City Staff)	\$95,873.00
Design Support Services during Construction (by Contract)	\$76,750.00
Subtotal	\$172,623.00
TOTAL PROJECT COST	\$2,549,910.48

SUSTAINABILITY IMPACT:

Controlling the quality and amount of urban runoff from developed areas within the City is critical for both the protection of water quality in the City and reduction of flood risks. This Combined Project will minimize and treat polluted runoff from urbanized landscapes and improve water quality in the creeks and ocean using natural biological systems, thereby reducing maintenance and energy costs often associated with water quality treatment systems.

PREPARED BY: Cameron Benson, Creeks Manager/GT
Mark Reed, Golf Course Manager
Joshua Haggmark, Principal Civil Engineer/LS

SUBMITTED BY: Nancy L. Rapp, Parks and Recreation Director
Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2009

TO: Mayor and Councilmembers

FROM: Creeks Division, Parks and Recreation Department

SUBJECT: Youth Watershed Education Program Contract With Art From Scrap

RECOMMENDATION:

That Council authorize the Parks and Recreation Director to execute a 12-month professional services contract with Art From Scrap (AFS) in the amount of \$56,309 in Measure B funds for the provision of Creeks Program youth and community watershed education programs in Fiscal Year 2010.

DISCUSSION:

The Creeks Restoration and Water Quality Improvement Division (Creeks Division) recommends that the City contract with AFS to provide youth watershed education programs and support the continuation of community events and programming at the South Coast Watershed Resource Center. Youth education is a key component of the Creeks Division's Public Education Plan, along with ongoing efforts to reduce urban runoff pollution and improve ocean water quality at the beach. By providing clear and engaging activities for youth and the community regarding the importance of clean water and the causes of pollution, people are able to develop an appreciation of creek and ocean water quality and adopt appropriate behaviors to protect and improve it.

AFS is a non-profit organization with a primary focus on environmental education for youth. Since 2002, the Creeks Division has implemented an education program for elementary age children as well as community outreach programming based out of the Watershed Resource Center. Last year, AFS educated over 1,500 students through Creeks Division programs. From 2002-2008, a City Watershed Educator also conducted watershed presentations for youth on behalf of the Creeks Division. Starting in Fiscal Year 2010, the City Watershed Educator will no longer be available to present watershed lessons for the Creeks Division. The proposed contract with AFS would continue and expand an existing and successful education partnership to meet the City Storm Water Management Plan's (SWMP) goal for the number of students reached annually.

Scope of Work

Under the proposed contract, AFS will provide 4 water quality education programs for schoolchildren within the City of Santa Barbara. These programs include: 1) a 3-part Creek Kids series that is targeted to 4th through 6th grade students; and 2) field trips to the Watershed Resource Center at Arroyo Burro Beach for kindergarten through 6th grade. To compensate for the absence of a City Watershed Educator and to reach additional students, the scope of work also includes the following new elements: 3) in-class creek lessons focusing on the watershed model; and 4) hands-on water quality education activities at community and school events, including science nights. The AFS programs are correlated to state standards and designed to complement other Creeks Division youth education programs. Additionally, the proposed contract includes a partnership with Santa Barbara County to fund a part time (10 hours/week) staff person to manage and administer the Watershed Resource Center.

During Fiscal Year 2010, it is anticipated that AFS will conduct 160 presentations over a 12-month period, reaching at least 3,000 schoolchildren. AFS will also provide staffing and support to multiple community programs hosted at the Watershed Resource Center. New themes and special projects will be developed in Fiscal Year 2010 to maintain an evolving program with fresh elements for teachers and students.

Regional Integration

In addition to providing watershed youth education programs within the City, AFS is under contract with the County of Santa Barbara to provide similar programs to school children in other areas in the County. AFS will continue providing educational programming throughout Santa Barbara County in Fiscal Year 2010. The Creeks Division recommends that the City and County continue to work with AFS to provide similar and consistent watershed education programs.

BUDGET/FINANCIAL INFORMATION:

The total cost of the contract with AFS is \$56,309. Funds for this contract are available in the proposed Creeks Division Fiscal Year 2010 Operating Budget.

SUSTAINABILITY IMPACT:

Reducing the impact of polluted urban runoff from developed areas is critical for the protection of water quality in the City. An important goal of the Creeks Division public outreach effort is to educate residents about specific behaviors and habits that can improve water quality. Providing educational activities for youth and the community helps participants develop an appreciation of local creek and ocean water quality and adopt appropriate behaviors to protect and improve it.

PREPARED BY: Cameron Benson, Creeks Restoration/Clean Water Manager

SUBMITTED BY: Nancy Rapp, Parks and Recreation Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2009

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Mission Street Bikeway Project, Caltrans Construction Agreement Amendment No. 2

RECOMMENDATION:

That Council approve Amendment No. 2 to Contribution Agreement No. 21,812 with Caltrans for the Mission Street Bikeway Project (Project), and authorize the Public Works Director to extend the Agreement term to January 31, 2011.

DISCUSSION:

The Project consisted of construction of a Class II bikeway on Mission Street at Highway 101, from Modoc Road to Castillo Street. The majority of work on this Project is complete and enhancements are open for use. Improvements include new American with Disabilities Act (ADA) access ramps at the intersections of Mission Street and the Highway 101 on and off-ramps.

On September 20, 2005, the City entered into Contribution Agreement No. 21,812 that provides for Caltrans funding in an amount not to exceed \$165,000 for construction of the accessible sidewalk ramps as part of the Project. The agreement was proposed because concurrent with the Project, Caltrans was making plans for construction of seven accessible sidewalk ramps in the Mission Street Underpass. City and Caltrans staff decided that it would be best for Caltrans to develop a Contribution Agreement that allows the City to construct the ramps with money supplied by Caltrans.

Although the construction of this project is now completed, there is extensive paperwork associated with the funding, allocated by Caltrans, which will take several months to complete. The current agreement with Caltrans will end on June 30, 2009. Approval of Amendment No. 2 will extend the term of the agreement to January 31, 2011, allowing completion of the funding documents before the termination date of the agreement.

PREPARED BY: Joshua Haggmark, Principal Civil Engineer/MK/mj
SUBMITTED BY: Christine F. Andersen, Public Works Director
APPROVED BY: City Administrator's Office



Agenda Item No. _____

File Code No. 640.08

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2009

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Increase In Professional Services For Subdivision Map Review And Approval

RECOMMENDATION:

That Council increase Purchase Order No. 379227 with MNS Engineers, Inc. (MNS), by \$15,047.94 for a total amount of \$37,547.94, for professional services to assist in development review of projects in the public right-of-way.

DISCUSSION:

In March 2008, the City Administrator approved Purchase Order No. 379227 to MNS in the amount of \$22,500 to assist the Public Works Engineering Land Development Unit with review of Parcel and Final Maps, and other documents associated with land development in the public right of way. These services were needed to help the Land Development Unit meet deadline requirements posed by the Permit Streamlining and Subdivision Map Acts, and to assist with an increase in staff workload in 2008 for major development projects. Staff inadvertently exceeded both the approved contract amount and the City Administrator's \$25,000 authority for professional services prior to seeking Council approval for the increased services. The work has been completed and services have been rendered.

Staff utilized these services from April 18, 2008 until January 15, 2009. Staff is requesting that Council increase Purchase Order No. 379227 by \$15,047.94, for a total Purchase Order amount of \$37,547.94. Typically, when contract overages occur, staff negotiates the extra services cost with the consultant. Subsequently, the consultant has reduced their fee by \$800 and this credit is reflected in the above mentioned totals.

BUDGET/FINANCIAL INFORMATION:

Funds are available in the Fiscal Year 2009 General Fund to pay for these additional extra services.

Council Agenda Report
Increase In Professional Services For Subdivision Map Review And Approval
June 2, 2009
Page 2

PREPARED BY: Mark Wilde, Supervising Civil Engineer/HB/kts

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: May 19, 2009

TO: Mayor and Councilmembers

FROM: Housing and Redevelopment, Community Development Department

SUBJECT: Human Services Contract Assignment For The Youth CineMedia Program

RECOMMENDATION:

That Council authorize the assignment of Zona Seca Human Services Contract No. 22,773 in the remaining amount of \$2,667 for the period of January 1 – June 30, 2009, to the Parks and Recreation Community Foundation (PARC) for operation of the Youth CineMedia Program.

DISCUSSION:

Zona Seca informed staff in early February that the Youth CineMedia program would no longer be one of its programs. This was effective February 28, 2009. The program director, Osiris Castaneda, told staff that the Youth CineMedia program would continue under another umbrella agency. Staff received notice on April 15 that the program would be fiscally sponsored by the Parks and Recreation Community Foundation (PARC).

The Community Development and Human Services Committee made a recommendation at their April 28, 2009 meeting that City Council authorize the assignment of Zona Seca Human Services Contract No. 22,773 and the remaining \$2,667 to PARC. The contract is for the operation of the Youth CineMedia Program through June 30, 2009.

Contract No. 22,773 and its assignment from Zona Seca to PARC is unrelated to an earlier assignment of a different Human Services contract to Zona Seca from Domestic Violence Solutions for the Domestic Violence Intervention Program.

The contract allows for assignment with prior written consent of the City.

ATTACHMENTS: 1. Letter from Zona Seca
2. Letter from Parks & Recreation Community Foundation

PREPARED BY: Sue Gray, Community Development Program Supervisor II/ES

SUBMITTED BY: Paul Casey, Community Development Director

APPROVED BY: City Administrator's Office



Frank Banales,
Executive Director

26 W. Figueroa Street
Santa Barbara, CA 93101
(805) 963-8961
Fax (805) 963-8964
Email: fbanales@zonaseca.com
www.zonaseca.com

Administration/Treatment

- Substance Abuse Counseling
- PC1000 Drug Diversion
- First Offender
Drinking Driver Programs
- Family Violence Program
- Youth Offender Program
- Youth CineMedia

Lompoc Youth &
Family Services
218 North I Street
Lompoc, CA 93436
(805) 740-9799
Fax (805) 740-2799
Email: ksmith@zonaseca.com

April 22, 2009

Sue Gray
Community Development Programs Supervisor
City of Santa Barbara
630 Garden Street
Santa Barbara, CA 93101

Re: Youth CineMedia

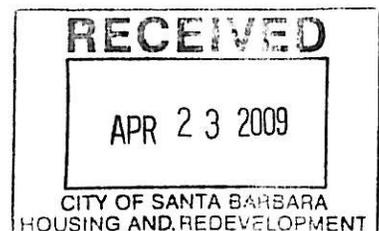
Dear Sue,

This letter is to inform you that as of February 28, 2009, Youth CineMedia is no longer a program of Zona Seca.

Thank you.

Sincerely,

Frank Banales
Executive Director



PARC

Parks & Recreation Community Foundation

Board of Directors

Paul Menzel

President

Tom Caesar

Vice President

Howard Hudson

Treasurer

Rosalind Amorteguy

Past President

Gordon Auchincloss

Steve Crossland

Rusty Fairly

Iya Falcone

Jeff Farrell

Steve Forsell

Roger Horton

Desmond O'Neill

Robert S. Patterson

Al Pizano

Nancy Rapp

Katie O'Reilly Rogers

Rebecca Stebbins

Foundation Coordinator

Honorary Board

Bill Bertka

Barry Berkus

Newell Bohnett

Lois Capps

Larry Crandell

Richard Johns

Peter MacDougall

Glenn Miller, M.D.

Hon. Frank Ochoa

Fess Parker

Tom Parker

John Romo

Brian Sarvis

Jean Schuyler

Anne Towbes

April 7, 2009

To Whom It May Concern:

This letter is to certify that the PARC Foundation board members approved at a regular board meeting on March 4, 2009, to accept the request of Youth Cinemedia to become its fiscal sponsor. The PARC Foundation will thereby accept grants and private donations designated for the programs of Youth Cinemedia under the PARC Foundation's 501(c)(3) nonprofit status.

Our tax identification number is listed below for your reference.

Sincerely,



Rebecca Stebbins
Foundation Coordinator



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: May 19, 2009

TO: Mayor and Councilmembers

FROM: Fire Prevention Division, Fire Department

SUBJECT: Set A Date For Public Hearing Regarding Renewal Of Levy For Fiscal Year 2009-2010 For The Wildland Fire Suppression Assessment

RECOMMENDATION:

That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Declaring its Intention to Renew the Wildland Fire Suppression Assessment Within the Foothill and Extreme Foothill Zones; Declaring the Work to be of More Than General or Ordinary Benefit and Describing the District to be Assessed to Pay the Costs and Expenses Thereof; Preliminarily Approving the Updated Engineer's Report; Stating Intention to Levy Assessments for Fiscal Year 2009-2010; and Establishing a Time of 2:00 P.M. on Tuesday, June 16, 2009, in the City Council Chambers for a Public Hearing on the Wildland Fire Suppression Assessment .

DISCUSSION:

On May 4, 2004, the City Council adopted the City's Wildland Fire Plan and certified the corresponding Environmental Impact Report.

On April 11, 2006, the City Council adopted Resolutions Nos. 06-022 and 06-023. Resolution 06-022 declared the City's intention to order expansion of vegetation road clearance, implementation of a defensible space inspection and assistance program, and implementation of a vegetation management program within the Foothill and Extreme Foothill Zones and preliminarily approved the Engineer's Report. Resolution 06-023 adopted Proposition 218 assessment ballot procedures.

On July 11, 2006, the City Council adopted Resolution 06-064 which declared expansion of vegetation road clearance, implementation of a defensible space inspection and assistance program, and implementation of a vegetation management program within the Foothill and Extreme Foothill Zones. The Resolution described the special benefit to be assessed and approved the Engineer's Report, confirmed the diagram and assessment, and ordering levy of the Wildland Fire Suppression Assessment District for Fiscal Year 2006-2007.

Council Agenda Report

Set A Date For Public Hearing Regarding Renewal Of Levy For Fiscal Year 2009-2010 For The Wildland Fire Suppression Assessment District

May 19, 2009

Page 2

The City subsequently renewed the Wildland Fire Suppression Assessment on June 19, 2007, for Fiscal Year 2007-2008, by adopting Resolution 07-048, and again on June 17, 2008, under Resolution 08-048, renewing the District for Fiscal Year 2008-2009. In the District's third year, the use of Assessment funds continued to reduce the risk of wildland fires through the reduction of flammable vegetation. The Road Clearance program has resulted in the clearance of an additional 14 miles of roadways in the high fire hazard areas. The total number of Defensible Space Inspections provided throughout the entire assessment area has increased to more than 100 assists. Chipping services for homeowners continues throughout the District, allowing a cost effective way for homeowners to dispose of cut material. The Vegetation Management program completed initial treatment in the Las Canoas area, a prescription that involved 20 acres of vegetation management. A biological assessment and the prescribed treatment of 8 acres throughout the Van's Meadow area of Skofield Park was also completed.

The District's third year also brought the tragedy of the Tea Fire, a reminder of the need for renewed commitment to the District. The properties destroyed in the fire were in both the Foothill and Extreme Foothill Zones. As a result of the fire, the City is in the process of issuing a refund of the 2008 Assessment to Tea Fire survivors with homes suffering 50% or greater damage. Resolution 06-064, which formed the District in 2006, provides that for any fiscal year, the District, as it applied to any parcel, may be corrected, cancelled or refunded, as appropriate, by order of the City Council or Fire Chief. The County Assessor's Office has reassessed properties in the Tea Fire area based on their current status for FY2010.

As provided in Resolution 06-064, the Assessment may be annually renewed with a Consumer Price Index increase of not to exceed 4%. The new rate for Fiscal Year 2009-2010 as suggested in the Engineers Report will be set at the annual rate of \$69.83 per single family parcel in the Foothill Zone and \$86.58 in the Extreme Foothill Zone. This amount is the same amount as last year due to a negligible increase in the Consumer Price Index. Staff recommends that the Wildland Fire Suppression Assessment District be continued for Fiscal Year 2009-2010.

As stipulated in Resolution 06-064, an updated Engineer's Report has been prepared and includes the proposed budget and assessment rate. The updated Engineer's Report must be considered by the City Council at a noticed public hearing and serves as the basis for the continuation of the assessments. The updated Engineer's Report is available for review in the City Council reading file and at Fire Department Administration, 925 De La Vina Street and the City Clerk's Office at City Hall at 735 Anacapa Street.

Council Agenda Report

Set A Date For Public Hearing Regarding Renewal Of Levy For Fiscal Year 2009-2010
For The Wildland Fire Suppression Assessment District

May 19, 2009

Page 3

NEXT STEPS:

A public hearing to consider the Wildland Fire Suppression Assessment renewal is required but not a vote or balloting process. That City Council will set the public hearing for

Tuesday, June 16, 2009 at 2:00P.M. At the conclusion of the public hearing the City Council may adopt a resolution to levy the 2009-2010 assessment.

SUSTAINABILITY IMPACT:

Vegetation removed through vegetation road clearance or the inspection and assistance program is chipped and spread back on to the ground or spread in areas of local parks. The goal is reuse at least 80% of all chipped material locally avoiding the cost of disposal fees, extra vehicle trips and landfill use. Non-native pest plants are not chipped and hauled off site to be disposed of properly.

PREPARED BY: Joe Poiré, Fire Marshal

SUBMITTED BY: Andrew DiMizio, Interim Fire Chief

APPROVED BY: City Administrator's Office

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA DECLARING ITS INTENTION TO RENEW THE WILDLAND FIRE SUPPRESSION ASSESSMENT WITHIN THE FOOTHILL AND EXTREME FOOTHILL ZONES; DECLARING THE WORK TO BE OF MORE THAN GENERAL OR ORDINARY BENEFIT AND DESCRIBING THE DISTRICT TO BE ASSESSED TO PAY THE COSTS AND EXPENSES THEREOF; PRELIMINARILY APPROVING THE UPDATED ENGINEER'S REPORT; STATING INTENTION TO LEVY ASSESSMENTS FOR FISCAL YEAR 2009-2010; AND ESTABLISHING A TIME OF 2:00 P.M. ON TUESDAY, JUNE 16, 2009, IN THE CITY COUNCIL CHAMBERS FOR A PUBLIC HEARING ON THE WILDLAND FIRE SUPPRESSION ASSESSMENT

WHEREAS, the City of Santa Barbara is authorized, pursuant to the authority provided in California Government Code Section 50078 et seq. and Article XIID of the California Constitution, to levy assessments for fire suppression services;

WHEREAS, an assessment for fire suppression has been given the distinctive designation of the "Wildland Fire Suppression Assessment" ("Assessment"), and is primarily described as encompassing the Foothill and Extreme Foothill zones as defined in the Wildland Fire Plan of 2004; and

WHEREAS, the Assessment was authorized by an assessment ballot proceeding conducted in 2006 and approved by 51% of the weighted ballots returned by property owners, and such assessments were levied by the City of Santa Barbara City Council by Resolution No. 06-064 passed on July 11, 2006.

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

SECTION 1. SCI Consulting Group, the Engineer of Work, has prepared an engineer's report in accordance with Article XIID of the California Constitution. The Report has been made, filed with the City Clerk and duly considered by the Council and is hereby deemed sufficient and preliminarily approved. The Report shall stand as the Engineer's Report for all subsequent proceedings under and pursuant to the foregoing resolution.

SECTION 2. It is the intention of this Council to levy and collect assessments for the Wildland Fire Suppression Assessment for fiscal year 2009-10. Within the Assessment District, the proposed services to be funded by the assessments ("Services") are generally described as including but not limited to, the following: (1) continuation of the vegetation road clearance program to cover all public roads within the Foothill and

Extreme Foothill Zones, continuing this program will reduce fuel, enhance evacuation routes, and decrease fire response times; (2) enhancing the defensible space fire prevention inspection and assistance program for all properties in the Foothill and Extreme Foothill Zones and (3) implementation of a vegetation management program in the Foothill and Extreme Foothill Zones. As applied herein, "vegetation road clearance" means the treatment, clearing, reducing, or changing of vegetation near roadways in the Foothill and Extreme Foothill Zones where vegetation poses a fire hazard and does not meet Fire Department Vegetation Road Clearance Standards within the high fire hazard area (As provided in Santa Barbara Municipal Code Section 8.04.020.M). "Defensible space" is a perimeter created around a structure where vegetation is treated, cleared or reduced to slow the spread of wildfire towards a structure, reduce the chance of a structure fire burning to the surrounding area, and provides a safe perimeter for firefighters to protect a structure (As provided in Appendix II-A, Section 16 "Suppression and Control of Hazardous Fire Areas - Clearance of Brush and Vegetative Growth from Structures" of the Uniform Fire Code, as adopted by the City of Santa Barbara pursuant to Santa Barbara Municipal Code Section 8.04.010). "Vegetation management" means the reduction of fire hazard through public education, vegetation hazard reduction, and other methods as needed to manage vegetation in areas with unique hazards such as heavy, flammable vegetation, lack of access due to topography and roads, and/or firefighter safety.

SECTION 3. The estimated fiscal year 2009-10 cost of providing the Services is \$221,565. This cost results in a proposed assessment rate of SIXTY NINE DOLLARS AND EIGHTY-THREE CENTS (\$69.83) per single-family equivalent benefit unit in the Foothill Zone and EIGHTY SIX DOLLARS AND FIFTY EIGHT CENTS (\$86.58) in the Extreme Foothill Zone for fiscal year 2009-10. The Assessments include a provision for an annual increase equal to the change in the Los Angeles-Riverside-Orange County Area Consumer Price Index ("CPI), not to exceed 4% (four percent) per year without a further vote or balloting process. The change in the CPI in 2008 was 0.114% and no adjustment to the rates has been applied to the assessments for 2009-10.

SECTION 4. The public hearing shall be held, before the City council in the City of Santa Barbara City Council Chambers, located at 735 Anacapa Street, Santa Barbara, CA 93101 as follows: on Tuesday, June 16, 2009 at the hour of 2:00 p.m. for the purpose of this Council's determination whether the public interest, convenience and necessity require the Services and this Council's final action upon the Report and the assessments therein.

SECTION 5. The clerk of the council shall cause a notice of the hearing to be given by publishing a notice, at least ten (10) days prior to the date of the hearing above specified, in a newspaper circulated in the City.

CITY OF SANTA BARBARA
REDEVELOPMENT AGENCY MINUTES

Regular Meeting
May 12, 2009
Council Chamber, 735 Anacapa Street

CALL TO ORDER

Chair Marty Blum called the joint meeting of the Agency and the City Council to order at 2:02 p.m.

ROLL CALL

Agency members present: Iya G. Falcone, Dale Francisco, Grant House, Helene Schneider, Das Williams, Chair Blum.

Agency members absent: Roger L. Horton.

Staff present: Executive Director/Secretary James L. Armstrong, Agency Counsel Stephen P. Wiley, Deputy Director Paul Casey, Housing and Redevelopment Manager Brian Bosse, City Clerk Services Manager Cynthia M. Rodriguez.

PUBLIC COMMENT

No one wished to speak.

CONSENT CALENDAR (Item Nos. 1 and 2)

The title of the resolution related to the Consent Calendar was read.

Motion:

Agency/Council Members Schneider/Falcone to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote (Absent: Agency/Council Member Horton).

1. Subject: Minutes (7)

Recommendation: That the Redevelopment Agency Board waive the reading and approve the minutes of the regular meetings of April 7, 2009, and April 14, 2009.

Action: Approved the recommendation.

2. Subject: Contract For Construction Of The West Cabrillo Pedestrian Improvement Project (530.04/8)
- A. That the Redevelopment Agency (RDA) Board authorize the expenditure of \$2,300,612 for the West Cabrillo Pedestrian Improvement Project;
 - B. That Council award and authorize the Public Works Director to execute a contract with Elevation General Engineering (Elevation), in their low bid amount of \$1,895,142, for construction of the West Cabrillo Pedestrian Improvement Project (Project), Bid No. 3522, and authorize the Public Works Director to approve expenditures up to \$189,500 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 authorize the Public Works Director to accept the final contract amount, with approved changes, and file all Notices of Completion (NOC) with the County Clerk-Recorder's Office;
 - C. That Council authorize the General Services Manager to issue a purchase order to Fugro West, Inc. (Fugro), in the amount of \$13,500 for material testing services, and authorize the General Services Manager to approve expenditures of up to \$1,500 for extra services of Fugro that may result from necessary changes in the scope of work;
 - D. That Council authorize the General Services Manager to issue a purchase order to Penfield & Smith Engineering, Inc. (P&S), in the amount of \$30,000 for design support services during construction; and
 - E. That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving and Adopting the Findings Required by Health and Safety Code Section 33445 for Funding of Capital Improvements to the West Cabrillo Boulevard Sidewalk.

Action: Approved the recommendations; City Council Contract No. 23,114; City Council Resolution No. 09-028 (May 12, 2009, joint report from the Agency Deputy Director/Community Development Director and Public Works Director; proposed resolution).

ADJOURNMENT

Chair Blum adjourned the meeting at 4:59 p.m.

SANTA BARBARA
REDEVELOPMENT AGENCY

SANTA BARBARA
CITY CLERK'S OFFICE

MARTY BLUM
CHAIR

CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER



CITY OF SANTA BARBARA

REDEVELOPMENT AGENCY BOARD AGENDA REPORT

AGENDA DATE: June 2, 2009

TO: Redevelopment Agency Board

FROM: Accounting Division, Finance Department

SUBJECT: Redevelopment Agency Fiscal Year 2009 Interim Financial Statements For The Nine Months Ended March 31, 2009

RECOMMENDATION:

That the Redevelopment Agency Board accept the Redevelopment Agency Fiscal Year 2009 Interim Financial Statements for the Nine Months Ended March 31, 2009.

DISCUSSION:

The interim financial statements for the nine months ended March 31, 2009 (75% of the fiscal year) are attached. The interim financial statements include budgetary activity in comparison to actual activity for the Redevelopment Agency's General, Housing, and Capital Projects Funds.

ATTACHMENT: Redevelopment Agency Interim Financial Statements for The Nine Months Ended March 31, 2009

PREPARED BY: Rudolf J. Livingston, Accounting Manager

SUBMITTED BY: Robert Peirson, Fiscal Officer

APPROVED BY: City Administrator's Office

REDEVELOPMENT AGENCY
OF THE
CITY OF SANTA BARBARA

INTERIM FINANCIAL STATEMENTS
FISCAL YEAR 2009
FOR THE NINE MONTHS
ENDED MARCH 31, 2009

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA

General Fund

Interim Statement of Revenues, Expenditures and Encumbrances

For the Nine Months Ended March 31, 2009 (75% of Fiscal Year)

	<u>Annual Budget</u>	<u>Year-to-date Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>
Revenues:					
Incremental Property Taxes	\$ 14,414,400	\$ 9,475,342	\$ -	\$ 4,939,058	65.74%
Investment Income	200,000	325,890	-	(125,890)	162.95%
Interest Loans	5,000	28,760	-	(23,760)	575.20%
Underground Tank Abatement	-	108,937	-	(108,937)	0.00%
Rents	48,000	48,192	-	(192)	100.40%
Miscellaneous	1,389	1,456	-	(67)	104.82%
Total Revenues	<u>14,668,789</u>	<u>9,988,577</u>	<u>-</u>	<u>4,680,212</u>	<u>68.09%</u>
Use of Fund Balance	4,985,655	3,739,241	-	-	75.00%
Total Sources	<u>\$ 19,654,444</u>	<u>\$ 13,727,818</u>	<u>\$ -</u>	<u>\$ 4,680,212</u>	<u>69.85%</u>
Expenditures:					
Material, Supplies & Services:					
Office Supplies & Expense	\$ 3,000	\$ 1,331	\$ -	\$ 1,669	44.37%
Mapping, Drafting & Presentation	500	5	-	495	1.00%
Janitorial & Hshld Supplies	100	-	-	100	0.00%
Minor Tools	100	-	-	100	0.00%
Special Supplies & Expenses	5,000	-	-	5,000	0.00%
Building Materials	100	-	-	100	0.00%
Equipment Repair	1,000	394	-	606	39.40%
Professional Services - Contract	841,198	554,895	15,219	271,084	67.77%
Legal Services	185,731	129,772	-	55,959	69.87%
Engineering Services	20,000	7,406	-	12,594	37.03%
Non-Contractual Services	12,000	3,454	-	8,546	28.78%
Meeting & Travel	7,500	3,397	-	4,103	45.29%
Mileage Reimbursement	300	-	-	300	0.00%
Dues, Memberships, & Licenses	13,500	12,381	-	1,119	91.71%
Publications	1,500	305	-	1,195	20.33%
Training	7,500	1,749	-	5,751	23.32%
Advertising	4,000	-	-	4,000	0.00%
Printing and Binding	1,000	233	-	767	23.30%
Postage/Delivery	2,000	522	-	1,478	26.10%
Duplicating	4,000	139	-	3,861	3.48%
Non-Allocated Telephone	1,000	6	-	994	0.60%
Vehicle Fuel	650	836	-	(186)	128.62%
Equipment Rental	1,000	-	-	1,000	0.00%
Total Supplies & Services	<u>1,112,679</u>	<u>716,825</u>	<u>15,219</u>	<u>380,635</u>	<u>65.79%</u>
Allocated Costs:					
Desktop Maint Replacement	27,104	20,328	-	6,776	75.00%
GIS Allocations	5,145	3,859	-	1,286	75.00%
Building Maintenance	1,919	1,439	-	480	75.00%
Planned Maintenance Program	7,260	5,445	-	1,815	75.00%
Vehicle Replacement	5,724	4,293	-	1,431	75.00%
Vehicle Maintenance	4,727	3,545	-	1,182	75.00%
Telephone	2,559	1,919	-	640	75.00%
Custodial	3,951	2,963	-	988	75.00%
Communications	5,014	3,760	-	1,254	75.00%
Allocated Facilities Rent	6,178	4,633	-	1,545	75.00%
Overhead Allocation	567,635	425,726	-	141,909	75.00%
Total Allocated Costs	<u>637,216</u>	<u>477,912</u>	<u>-</u>	<u>159,304</u>	<u>75.00%</u>
Special Projects	2,200,083	464,235	61,456	1,674,392	23.89%
Transfers	13,893,280	12,276,269	-	1,617,011	88.36%
Grants	1,739,907	118,572	121,335	1,500,000	13.79%
Equipment	7,250	4,065	-	3,185	56.07%
Fiscal Agent Charges	11,500	6,532	-	4,968	56.80%
Appropriated Reserve	52,529	7,861	-	44,668	14.97%
Total Expenditures	<u>\$ 19,654,444</u>	<u>\$ 14,072,271</u>	<u>\$ 198,010</u>	<u>\$ 5,384,163</u>	<u>72.61%</u>

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA

Housing Fund

Interim Statement of Revenues, Expenditures and Encumbrances

For the Nine Months Ended March 31, 2009 (75% of Fiscal Year)

	Annual Budget	Year-to-date Actual	Encum- brances	Remaining Balance	Percent of Budget
Revenues:					
Incremental Property Taxes	\$ 3,603,600	\$ 2,368,835	\$ -	\$ 1,234,765	65.74%
Investment Income	150,000	111,226	-	38,774	74.15%
Interest Loans	160,000	423,533	-	(263,533)	264.71%
Miscellaneous	534	2,784	-	(2,250)	521.35%
Total Revenues	3,914,134	2,906,378	-	1,007,756	74.25%
Use of Fund Balance	(2,199,853)	(1,649,882)	-	-	75.00%
Total Sources	\$ 1,714,281	\$ 1,256,496	\$ -	\$ 1,007,756	73.30%
Expenditures:					
Material, Supplies & Services:					
Office Supplies & Expense	\$ 1,800	\$ 857	\$ -	\$ 943	47.61%
Special Supplies & Expenses	1,800	328	-	1,472	18.22%
Equipment Repair	500	437	-	63	87.40%
Professional Services - Contract	715,811	517,172	-	198,639	72.25%
Legal Services	2,000	-	-	2,000	0.00%
Non-Contractual Services	2,000	1,557	-	443	77.85%
Meeting & Travel	6,000	1,411	-	4,589	23.52%
Mileage Reimbursement	100	-	-	100	0.00%
Dues, Memberships, & Licenses	2,025	1,375	-	650	67.90%
Publications	200	99	-	101	49.50%
Training	5,000	2,469	-	2,531	49.38%
Printing and Binding	-	11	-	(11)	0.00%
Postage/Delivery	500	349	-	151	69.80%
Non-Allocated Telephone	500	172	-	328	34.40%
Equipment Rental	100	-	-	100	0.00%
Total Supplies & Services	738,336	526,237	-	212,099	71.27%
Allocated Costs:					
Desktop Maintance Replacement	8,131	6,098	-	2,033	75.00%
GIS Allocations	2,573	1,930	-	643	75.00%
Building Maintance	960	720	-	240	75.00%
Planned Maintenance Program	4,302	3,227	-	1,076	75.00%
Telephone	1,378	1,033	-	345	75.00%
Custodial	2,007	1,505	-	502	75.00%
Communications	3,115	2,336	-	779	75.00%
Allocated Facilities Rent	3,661	2,746	-	915	75.00%
Overhead Allocation	100,204	75,153	-	25,051	75.00%
Total Allocated Costs	126,331	94,748	-	31,583	75.00%
Transfers	5,464	1,603	-	3,861	29.34%
Equipment	7,500	1,080	-	6,420	14.40%
Housing Activity	139,329	195,388	-	(56,059)	140.23%
Principal	455,000	455,000	-	-	100.00%
Interest	181,650	181,650	-	-	100.00%
Fiscal Agent Charges	-	1,265	-	(1,265)	100.00%
Loan Forgiveness	-	404,000	-	(404,000)	100.00%
Appropriated Reserve	60,671	-	-	60,671	0.00%
Total Expenditures	\$ 1,714,281	\$ 1,860,971	\$ -	\$ (146,690)	108.56%

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA
Capital Projects Fund
Interim Statement of Revenues, Expenditures and Encumbrances
For the Nine Months Ended March 31, 2009 (75% of Fiscal Year)

	<u>Annual Budget</u>	<u>Year-to-date Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>
Revenues:					
Transfers-In	\$ 6,377,196	\$ 4,757,235	\$ -	\$ 1,619,961	74.60%
Total Revenues	<u>6,377,196</u>	<u>4,757,235</u>	<u>-</u>	<u>-</u>	<u>74.60%</u>
Use of Fund Balance	<u>7,763,254</u>	<u>5,822,433</u>	<u>-</u>	<u>-</u>	<u>75.00%</u>
Total Sources	<u>\$ 14,140,450</u>	<u>\$ 10,579,668</u>	<u>\$ -</u>	<u>\$ -</u>	<u>74.82%</u>
Expenditures:					
Finished					
Soil Remediation-Casas Las Granadas	\$ 2,345	\$ -	\$ -	\$ 2,345	0.00%
Coffee Cat Pedestrian Improvements	147,297	129,930	-	17,367	88.21%
Plaza Vera Cruz	86,989	86,989	-	-	100.00%
617 Garden - Mental Health	1,200,000	1,200,000	-	-	100.00%
Construction Phase					
IPM - Sustainable Park Improvements	11,304	1,793	9,511	-	100.00%
Fire Station #1 Remodel	1,189,900	540,466	594,108	55,326	95.35%
PD Locker Room Upgrade	7,918,660	246,280	125,140	7,547,240	4.69%
Underground Tank Abatement	330,000	285,405	2,500	42,095	87.24%
Design Phase					
Carrillo Rec Center Restoration	2,200,000	-	-	2,200,000	0.00%
Planning Phase					
Opportunity Acquisition Fund	366,500	-	-	366,500	0.00%
Fire Station #1 EOC	339,000	5,238	260,000	73,762	78.24%
Housing Fund Contingency Account	348,455	-	-	348,455	0.00%
Total Expenditures	<u>\$ 14,140,450</u>	<u>\$ 2,496,101</u>	<u>\$ 991,259</u>	<u>\$ 10,653,090</u>	<u>24.66%</u>

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA
RDA Bonds - Series 2001A
Interim Statement of Revenues, Expenditures and Encumbrances
For the Nine Months Ended March 31, 2009 (75% of Fiscal Year)

	<u>Annual Budget</u>	<u>Year-to-date Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>
Revenues:					
Investment Income	\$ -	\$ 15,355	\$ -	\$ (15,355)	100.00%
Transfers-In	-	4,549,831	-	(4,549,831)	100.00%
Total Revenues	-	4,565,186	-	(4,565,186)	100.00%
Use of Fund Balance	3,919,476	2,939,603	-	-	75.00%
Total Sources	\$ 3,919,476	\$ 7,504,789	\$ -	\$ (4,565,186)	191.47%
Expenditures:					
Interest	\$ -	\$ 1,764,854	\$ -	(1,764,854)	100.00%
Principal	-	2,785,000	-	(2,785,000)	100.00%
Total Non-Capital Expenditures	-	4,549,854	-	(4,549,854)	100.00%
Capital Outlay:					
Finished					
Thompson Av Improvements	200,000	189,381	-	10,619	94.69%
Construction Phase					
East Cabrillo Blvd Sidewalks	754,775	469,932	81,157	203,686	73.01%
Design Phase					
Mission Beach Flood Control	1,964,701	-	-	1,964,701	0.00%
Carrillo Rec Center Restoration	1,000,000	-	-	1,000,000	0.00%
Total Expenditures	\$ 3,919,476	\$ 5,209,167	\$ 81,157	\$ (1,370,848)	134.98%

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA
RDA Bonds - Series 2003A
Interim Statement of Revenues, Expenditures and Encumbrances
For the Nine Months Ended March 31, 2009 (75% of Fiscal Year)

	<u>Annual Budget</u>	<u>Year-to-date Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>
Revenues:					
Investment Income	\$ -	\$ 755,839	\$ -	\$ (755,839)	100.00%
Transfers-In	-	2,965,997	-	(2,965,997)	100.00%
Intergovernmental	-	83,961	-	(83,961)	100.00%
Total Revenues	-	3,805,797	-	(3,805,797)	100.00%
Use of Fund Balance	24,808,499	18,606,351	-	-	75.00%
Total Sources	\$ 24,808,499	\$ 22,412,148	\$ -	\$ (3,805,797)	90.34%
Expenditures:					
Interest	\$ -	\$ 553,115	\$ -	\$ (553,115)	100.00%
Total Non-Capital Expenditures	-	553,115	-	(553,115)	100.00%
Capital Outlay:					
Construction Phase					
3179	IPM - Sustainable Park Improvements	101,000	4,681	96,319	4.63%
9007	Artist Workspace	696,643	62,499	629,965	9.57%
9017	Plaza Vera Cruz	65,970	36,145	26,389	94.79%
9055	Historic Railroad CAR	270,887	149,580	43,000	71.09%
7999	Fire Station #1 Remodel	4,091,114	2,287,808	1,805,079	100.04%
8966	Anapamu Open Space Enhancements	187,960	169,913	29,457	106.07%
Design Phase					
8958	West Beach Pedestrian Improvements	3,098,769	101,471	161,447	8.48%
8961	Plaza De La Guerra Infrastructure	2,284,073	803	38,290	1.71%
9068	Westside Community Center	247,967	19,289	6,524	10.41%
9071	West Downtown Improvement	3,474,294	99,392	106,123	5.92%
9091	Carrillo Rec Ctr Restoration	3,300,976	240,417	548,914	23.91%
9082	Adams Parking Lot & Site Imprvmts	166,873	44,832	3,068	28.70%
Planning Phase					
7911	Mission Creek Flood Control Channel	773,422	12,476	-	1.61%
8959	Carrillo/Chapala Transit Village	1,882,256	-	-	0.00%
8975	Waterfront Property Development	1,460,996	-	8,015	0.55%
7662	Mission Beach Flood Control	535,299	-	-	0.00%
7665	Helena Parking Lot Development	500,000	-	-	0.00%
71101	Chase Palm Park Wisteria Arbor	835,000	-	1,545	0.19%
On-Hold Status					
8962	Visitor Center Condo Purchase	500,000	-	-	0.00%
8964	Lower State Street Sidewalks	335,000	-	-	0.00%
Total Expenditures	\$ 24,808,499	\$ 3,782,421	\$ 2,782,030	\$ 18,244,048	26.46%



CITY OF SANTA BARBARA

REDEVELOPMENT AGENCY BOARD AGENDA REPORT

AGENDA DATE: June 2, 2009

TO: Redevelopment Agency Board

FROM: Accounting Division, Finance Department

SUBJECT: Redevelopment Agency Fiscal Year 2009 Interim Financial Statements For The Ten Months Ended April 30, 2009

RECOMMENDATION:

That the Redevelopment Agency Board accept the Redevelopment Agency Fiscal Year 2009 Interim Financial Statements for the Ten Months Ended April 30, 2009.

DISCUSSION:

The interim financial statements for the ten months ended April 30, 2009 (83.3% of the fiscal year) are attached. The interim financial statements include budgetary activity in comparison to actual activity for the Redevelopment Agency's General, Housing, and Capital Projects Funds.

ATTACHMENT: Redevelopment Agency Interim Financial Statements for The Ten Months Ended April 30, 2009

PREPARED BY: Rudolf J. Livingston, Accounting Manager

SUBMITTED BY: Robert Peirson, Fiscal Officer

APPROVED BY: City Administrator's Office

REDEVELOPMENT AGENCY
OF THE
CITY OF SANTA BARBARA

INTERIM FINANCIAL STATEMENTS
FISCAL YEAR 2009
FOR THE TEN MONTHS
ENDED APRIL 30, 2009

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA
General Fund

Interim Statement of Revenues, Expenditures and Encumbrances
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

	Annual Budget	Year-to-date Actual	Encum- brances	Remaining Balance	Percent of Budget
Revenues:					
Incremental Property Taxes	\$ 14,414,400	\$ 15,918,561	\$ -	\$ (1,504,161)	110.44%
Investment Income	200,000	347,713	-	(147,713)	173.86%
Interest Loans	5,000	46,440	-	(41,440)	928.80%
Underground Tank Abatement	-	108,937	-	(108,937)	0.00%
Rents	48,000	58,225	-	(10,225)	121.30%
Miscellaneous	1,389	1,389	-	-	100.00%
Total Revenues	14,668,789	16,481,265	-	(1,812,476)	112.36%
Use of Fund Balance	6,396,032	5,330,035	-	-	83.33%
Total Sources	\$ 21,064,821	\$ 21,811,300	\$ -	\$ (1,812,476)	103.54%
Expenditures:					
Material, Supplies & Services:					
Office Supplies & Expense	\$ 3,000	\$ 1,377	\$ -	\$ 1,623	45.90%
Mapping, Drafting & Presentation	500	5	-	495	1.00%
Janitorial & Hshld Supplies	100	-	-	100	0.00%
Minor Tools	100	-	-	100	0.00%
Special Supplies & Expenses	5,000	-	-	5,000	0.00%
Building Materials	100	-	-	100	0.00%
Equipment Repair	1,000	394	-	606	39.40%
Professional Services - Contract	841,198	626,452	11,219	203,527	75.81%
Legal Services	185,731	143,273	-	42,458	77.14%
Engineering Services	20,000	7,406	2,400	10,194	49.03%
Non-Contractual Services	12,000	3,454	-	8,546	28.78%
Meeting & Travel	7,500	3,397	-	4,103	45.29%
Mileage Reimbursement	300	-	-	300	0.00%
Dues, Memberships, & Licenses	13,500	12,381	-	1,119	91.71%
Publications	1,500	379	-	1,121	25.27%
Training	7,500	2,282	-	5,218	30.43%
Advertising	4,000	-	-	4,000	0.00%
Printing and Binding	1,000	233	-	767	23.30%
Postage/Delivery	2,000	719	-	1,281	35.95%
Duplicating	4,000	139	-	3,861	3.48%
Non-Allocated Telephone	1,000	6	-	994	0.60%
Vehicle Fuel	650	1,080	-	(430)	166.15%
Equipment Rental	1,000	-	-	1,000	0.00%
Total Supplies & Services	1,112,679	802,977	13,619	296,083	73.39%
Allocated Costs:					
Desktop Maint Replacement	27,104	22,587	-	4,517	83.33%
GIS Allocations	5,145	4,288	-	858	83.33%
Building Maintenance	1,919	1,599	-	320	83.34%
Planned Maintenance Program	7,260	6,050	-	1,210	83.33%
Vehicle Replacement	5,724	4,770	-	954	83.33%
Vehicle Maintenance	4,727	3,939	-	788	83.33%
Telephone	2,559	2,133	-	427	83.33%
Custodial	3,951	3,293	-	659	83.33%
Communications	5,014	4,178	-	836	83.33%
Allocated Facilities Rent	6,178	5,148	-	1,030	83.33%
Overhead Allocation	567,635	473,029	-	94,606	83.33%
Total Allocated Costs	637,216	531,013	-	106,203	83.33%
Special Projects	2,200,083	521,795	35,776	1,642,512	25.34%
Transfers	15,303,657	13,980,165	-	1,323,492	91.35%
Grants	1,739,907	118,572	121,335	1,500,000	13.79%
Equipment	7,250	4,065	-	3,185	56.07%
Fiscal Agent Charges	11,500	6,532	-	4,968	56.80%
Appropriated Reserve	52,529	7,861	18,000	26,668	49.23%
Total Expenditures	\$ 21,064,821	\$ 15,972,980	\$ 188,730	\$ 4,903,111	76.72%

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA

Housing Fund

Interim Statement of Revenues, Expenditures and Encumbrances

For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

	Annual Budget	Year-to-date Actual	Encum- brances	Remaining Balance	Percent of Budget
Revenues:					
Incremental Property Taxes	\$ 3,603,600	\$ 3,979,640	\$ -	\$ (376,040)	110.44%
Investment Income	150,000	121,361	-	28,639	80.91%
Interest Loans	160,000	441,841	-	(281,841)	276.15%
Miscellaneous	534	2,884	-	(2,350)	540.07%
Total Revenues	<u>3,914,134</u>	<u>4,545,726</u>	<u>-</u>	<u>(631,592)</u>	116.14%
Use of Fund Balance	(2,199,853)	(1,833,202)	-	-	83.33%
Total Sources	<u>\$ 1,714,281</u>	<u>\$ 2,712,524</u>	<u>\$ -</u>	<u>\$ (631,592)</u>	158.23%
Expenditures:					
Material, Supplies & Services:					
Office Supplies & Expense	\$ 1,800	\$ 857	\$ -	\$ 943	47.61%
Special Supplies & Expenses	1,800	328	-	1,472	18.22%
Equipment Repair	500	437	-	63	87.40%
Professional Services - Contract	715,811	593,086	-	122,725	82.86%
Legal Services	2,000	-	-	2,000	0.00%
Non-Contractual Services	2,000	2,250	-	(250)	112.50%
Meeting & Travel	6,000	1,411	-	4,589	23.52%
Mileage Reimbursement	100	-	-	100	0.00%
Dues, Memberships, & Licenses	2,025	1,575	-	450	77.78%
Publications	200	99	-	101	49.50%
Training	5,000	2,487	-	2,513	49.74%
Printing and Binding	-	11	-	(11)	0.00%
Postage/Delivery	500	349	-	151	69.80%
Non-Allocated Telephone	500	172	-	328	34.40%
Equipment Rental	100	-	-	100	0.00%
Total Supplies & Services	<u>738,336</u>	<u>603,062</u>	<u>-</u>	<u>135,274</u>	81.68%
Allocated Costs:					
Desktop Maintenance Replacement	8,131	6,776	-	1,355	83.33%
GIS Allocations	2,573	2,144	-	429	83.33%
Building Maintenance	960	800	-	160	83.33%
Planned Maintenance Program	4,302	3,585	-	717	83.33%
Telephone	1,378	1,148	-	230	83.33%
Custodial	2,007	1,673	-	335	83.33%
Communications	3,115	2,596	-	519	83.33%
Allocated Facilities Rent	3,661	3,051	-	610	83.33%
Overhead Allocation	100,204	83,503	-	16,701	83.33%
Total Allocated Costs	<u>126,331</u>	<u>105,276</u>	<u>-</u>	<u>21,055</u>	83.33%
Transfers	5,464	1,603	-	3,861	29.34%
Equipment	7,500	1,080	-	6,420	14.40%
Housing Activity	139,329	206,395	-	(67,066)	148.13%
Principal	455,000	455,000	-	-	100.00%
Interest	181,650	181,650	-	-	100.00%
Fiscal Agent Charges	-	1,265	-	(1,265)	100.00%
Loan Forgiveness	-	404,000	-	(404,000)	100.00%
Appropriated Reserve	60,671	-	-	60,671	0.00%
Total Expenditures	<u>\$ 1,714,281</u>	<u>\$ 1,959,331</u>	<u>\$ -</u>	<u>\$ (245,050)</u>	114.29%

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA
Capital Projects Fund
Interim Statement of Revenues, Expenditures and Encumbrances
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

	<u>Annual Budget</u>	<u>Year-to-date Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>
Revenues:					
Transfers-In	\$ 7,787,573	\$ 6,461,131	\$ -	\$ 1,326,442	82.97%
Total Revenues	<u>7,787,573</u>	<u>6,461,131</u>	<u>-</u>	<u>-</u>	<u>82.97%</u>
Use of Fund Balance	<u>7,763,254</u>	<u>6,469,370</u>	<u>-</u>	<u>-</u>	<u>83.33%</u>
Total Sources	<u><u>\$ 15,550,827</u></u>	<u><u>\$ 12,930,501</u></u>	<u><u>\$ -</u></u>	<u><u>\$ -</u></u>	<u><u>83.15%</u></u>
Expenditures:					
Finished					
Soil Remediation-Casas Las Granadas	\$ 2,345	\$ -	\$ -	\$ 2,345	0.00%
Coffee Cat Pedestrian Improvements	147,297	129,930	-	17,367	88.21%
Plaza Vera Cruz	86,989	86,989	-	-	100.00%
617 Garden - Mental Health	1,200,000	1,200,000	-	-	100.00%
Construction Phase					
IPM - Sustainable Park Improvements	11,304	1,793	9,511	-	100.00%
Fire Station #1 Remodel	1,189,900	667,165	487,398	35,337	97.03%
PD Locker Room Upgrade	7,918,660	302,384	79,457	7,536,819	4.82%
Underground Tank Abatement	330,000	285,405	2,500	42,095	87.24%
Design Phase					
Carrillo Rec Center Restoration	2,200,000	-	-	2,200,000	0.00%
Planning Phase					
Opportunity Acquisition Fund	366,500	-	-	366,500	0.00%
Fire Station #1 EOC	339,000	5,238	260,000	73,762	78.24%
Housing Fund Contingency Account	1,758,832	-	-	1,758,832	0.00%
Total Expenditures	<u><u>\$ 15,550,827</u></u>	<u><u>\$ 2,678,904</u></u>	<u><u>\$ 838,866</u></u>	<u><u>\$ 12,033,057</u></u>	<u><u>22.62%</u></u>

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA
RDA Bonds - Series 2001A
Interim Statement of Revenues, Expenditures and Encumbrances
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

	<u>Annual Budget</u>	<u>Year-to-date Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>
Revenues:					
Investment Income	\$ -	\$ 15,355	\$ -	\$ (15,355)	100.00%
Transfers-In	-	4,549,831	-	(4,549,831)	100.00%
Total Revenues	-	4,565,186	-	(4,565,186)	100.00%
Use of Fund Balance	3,919,476	3,266,226	-	-	83.33%
Total Sources	\$ 3,919,476	\$ 7,831,412	\$ -	\$ (4,565,186)	199.81%
Expenditures:					
Interest	\$ -	\$ 1,764,854	\$ -	(1,764,854)	100.00%
Principal	-	2,785,000	-	(2,785,000)	100.00%
Total Non-Capital Expenditures	-	4,549,854	-	(4,549,854)	100.00%
Capital Outlay:					
Finished					
Thompson Av Improvements	200,000	189,381	-	10,619	94.69%
Construction Phase					
East Cabrillo Blvd Sidewalks	754,775	480,270	70,842	203,663	73.02%
Design Phase					
Mission Beach Flood Control	1,964,701	-	-	1,964,701	0.00%
Carrillo Rec Center Restoration	1,000,000	-	-	1,000,000	0.00%
Total Expenditures	\$ 3,919,476	\$ 5,219,505	\$ 70,842	\$ (1,370,871)	134.98%

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA
RDA Bonds - Series 2003A
Interim Statement of Revenues, Expenditures and Encumbrances
For the Ten Months Ended April 30, 2009 (83.3% of Fiscal Year)

	<u>Annual Budget</u>	<u>Year-to-date Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	
Revenues:						
Investment Income	\$ -	\$ 1,062,417	\$ -	\$ (1,062,417)	100.00%	
Transfers-In	-	2,965,997	-	(2,965,997)	100.00%	
Intergovernmental	-	121,081	-	(121,081)	100.00%	
Miscellaneous	-	6,292	-	(6,292)	100.00%	
Total Revenues	-	4,155,787	-	(4,155,787)	100.00%	
Use of Fund Balance	24,808,499	20,673,723	-	-	83.33%	
Total Sources	\$ 24,808,499	\$ 24,829,510	\$ -	\$ (4,155,787)	100.08%	
Expenditures:						
Principal	\$ -	\$ 1,860,000	\$ -	\$ (1,860,000)	100.00%	
Interest	-	1,106,230	-	(1,106,230)	100.00%	
Total Non-Capital Expenditures	-	2,966,230	-	(2,966,230)	100.00%	
Capital Outlay:						
Construction Phase						
3179	IPM - Sustainable Park Improvements	101,000	4,681	-	96,319	4.63%
9007	Artist Workspace	696,643	71,065	2,079	623,499	10.50%
9017	Plaza Vera Cruz	65,970	36,145	26,389	3,436	94.79%
9055	Historic Railroad CAR	270,887	152,158	43,000	75,729	72.04%
7999	Fire Station #1 Remodel	4,091,114	3,348,695	782,978	(40,559)	100.99%
8966	Anapamu Open Space Enhancements	187,960	185,496	-	2,464	98.69%
Design Phase						
8958	West Beach Pedestrian Improvements	3,098,769	215,141	227,727	2,655,901	14.29%
8961	Plaza De La Guerra Infrastructure	2,284,073	803	38,290	2,244,980	1.71%
9068	Westside Community Center	247,967	20,535	19,613	207,819	16.19%
9071	West Downtown Improvement	3,474,294	168,929	42,233	3,263,132	6.08%
9091	Carrillo Rec Ctr Restoration	3,300,976	242,126	548,914	2,509,936	23.96%
9082	Adams Parking Lot & Site Imprvmts	166,873	54,090	29,769	83,014	50.25%
Planning Phase						
7911	Mission Creek Flood Control Channel	773,422	14,280	-	759,142	1.85%
8959	Carrillo/Chapala Transit Village	1,882,256	-	-	1,882,256	0.00%
8975	Waterfront Property Development	1,460,996	-	8,015	1,452,981	0.55%
7662	Mission Beach Flood Control	535,299	-	-	535,299	0.00%
7665	Helena Parking Lot Development	500,000	-	-	500,000	0.00%
71101	Chase Palm Park Wisteria Arbor	835,000	-	1,545	833,455	0.19%
On-Hold Status						
8962	Visitor Center Condo Purchase	500,000	-	-	500,000	0.00%
8964	Lower State Street Sidewalks	335,000	-	-	335,000	0.00%
Total Expenditures	\$ 24,808,499	\$ 7,480,374	\$ 1,770,552	\$ 15,557,573	37.29%	



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2009

TO: Mayor and Councilmembers

FROM: Administration Division, Finance Department

SUBJECT: Agreement With County Of Santa Barbara For Sharing Costs For Legal Services In Connection With The Conversion Technology Project

RECOMMENDATION:

That Council approve and authorize the Finance Director to execute an agreement between the City of Santa Barbara and the County of Santa Barbara, in an amount not to exceed \$32,250, to share costs for legal services in connection with the preparation of a request for proposals from qualified vendors for the potential siting of a facility at the Tajiguas Landfill that would convert the municipal solid waste currently being disposed at Tajiguas Landfill into energy or some other beneficial byproduct.

DISCUSSION:

More than two years ago, the City and County of Santa Barbara directed their respective solid waste staff to work jointly on a project to evaluate the feasibility of siting a conversion technology (CT) facility that would convert both jurisdictions' residual solid waste into energy and/or a usable fuel. This would have the primary benefit of diverting material from the County-owned and -operated Tajiguas Landfill, thereby extending its useful life.

With the approval of the City Council and County Board of Supervisors, City and County staff hired a consultant, Alternative Resources, Incorporated (ARI) to assist in the completion of a CT Feasibility Study (Study), developing a list of qualified vendors, and preparing a request for proposals (RFP).

The results of the Study prepared by ARI were presented to the City Council and County Board of Supervisors in May 2008. The Study identified eight vendors that were deemed capable of meeting the minimum project requirements developed by the City and County. The project requirements contain specific goals and evaluation criteria initially developed by the Multi-Jurisdictional Solid Waste Task Group, and later refined and approved by the City Council and County Board of Supervisors.

On December 16, 2008, the City Council authorized staff to move forward with the hiring of outside legal counsel to assist the project team in developing key terms and conditions that will not only be included in the RFP but will be incorporated into the contract with the selected vendor. Although legal staff from participating jurisdictions will play a significant role in this project, outside legal counsel with expertise in solid waste contracts and waste-to-energy facilities are essential to ensure that a strong RFP and final contract are prepared.

The City Council also approved a cost sharing arrangement that spreads the expected legal costs for this phase of the project of \$75,000 among project participants, including the County of Santa Barbara, the City of Santa Barbara, the City of Goleta, the City of Solvang and the City of Buellton. The costs will be allocated in proportion to each jurisdiction's volume of waste disposed at Tajiguas. Since the City's waste stream at Tajiguas represents approximately 43% of the total, the City's share of the legal costs is \$32,250.

To further strengthen the cost-sharing arrangement for legal services approved by Council in December 2008, staff recommends the preparation of a formal agreement between the City and County that, among other things, establishes the method and timing of payment to the County as reimbursement for costs incurred for contracted legal services associated with the Conversion Technology project.

BUDGET/FINANCIAL INFORMATION:

Expected costs associated with the CT project were included in the current year adopted budget. Thus, no additional appropriations are required to cover the City's share of legal costs of \$32,250.

PREPARED BY: Robert Samario, Assistant Finance Director

SUBMITTED BY: Robert Peirson, Finance Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2009
TO: Mayor and Councilmembers
FROM: City Clerk's Office, Administrative Services Department
SUBJECT: Interviews For City Advisory Groups

RECOMMENDATION: That Council:

- A. Hold interviews of applicants to various City Advisory Groups; and
- B. Continue interviews of applicants to June 9, 2009, at 6:00 p.m.

DISCUSSION:

Interviews of applicants for 32 positions on City Advisory Groups are to be held on June 2, 2009, at 4:00 p.m. Applicants will also have the option to be interviewed on June 9, 2009, at 6:00 p.m. and June 16, 2009, at 4:00 p.m.

Applicants to the Franklin Center, Lower Westside Center and Westside Center Advisory Committees will have the option to be interviewed by a Council Subcommittee, instead of the City Council, on Wednesday, June 17, 2009, at 7:00 p.m. at the Franklin Community Center.

For the 32 current vacancies, 44 individuals submitted 45 applications. A list of eligible applicants and pertinent information about the City Advisory Groups is attached to this report.

Applicants have been notified that to be considered for appointment, they must be interviewed. Applicants have been requested to prepare a 2-3 minute verbal presentation in response to a set of questions specific to the group for which they are applying.

Appointments are scheduled to take place on June 30, 2009.

ATTACHMENT: List of Applicants
PREPARED BY: Cynthia M. Rodriguez, CMC, City Clerk Services Manager
SUBMITTED BY: Marcelo A. López, Administrative Services Director
APPROVED BY: City Administrator's Office

BUILDING AND FIRE CODE BOARD OF APPEALS

- One vacancy.
- Open terms.
- Resident of the City or adjoining unincorporated areas of Santa Barbara County.
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1st, 2nd, 3rd, 4th)	Notes
<i>Resident of the City or the County (1)</i>	Meg West			
	William Howard Wittausch			

CENTRAL COAST COMMISSION FOR SENIOR CITIZENS

- One vacancy.
- June 30, 2011.
- Resident of the City.
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1st, 2nd, 3rd, 4th)	Notes
<i>Resident of the City (1)</i>	Marilyn Rickard Schafer	7/3/2007 (2 years)		

COMMUNITY DEVELOPMENT AND HUMAN SERVICES COMMITTEE

- Three vacancies.
- One term expires 12/31/2010; and
Two terms expire 12/31/2011.
- Residents or employees within the City but need not be qualified electors of the City. One representative from each:
 - Latino Community
 - Senior Community
 - Youth Oriented Services
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1st, 2nd, 3rd, 4th)	Notes
<i>Latino Community (1)</i>	Sebastian Aldana, Jr.			Current incumbent on the Franklin Center Advisory Committee; term expires 12/31/09.
	Yesenia Curiel			Also eligible for Youth Oriented Services category.
	Daniel Ramirez			Also eligible for Youth Oriented Services category.
	Maria Belen Seara			
<i>Senior Community (1)</i>	Susan C. Johnson			
	Christal Leeth			
<i>Youth Oriented Services (1)</i>	Julie Elizabeth Jeakle			
	Keith A. Terry			

CREEKS ADVISORY COMMITTEE

- Two vacancies.
- One term expires 12/31/2010; and
One term expires 12/31/2011.
- One appointee may be a non-City resident:
 - One representative of the Hotel/Lodging Industry; and
 - One appointee shall have some experience in ocean use, business, environmental issues, and/or provide community at large representation.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1st, 2nd, 3rd, 4th)	Notes
<i>Hotel/Lodging Industry (1)</i>	Paul Bullock			City
<i>Experience in ocean use, business, or environmental issues, and/or represents the community at large (1)</i>	Natasha Lohmus			Carpinteria
	Harry Sims			City
	Betsy Weber			City

FIRE AND POLICE PENSION COMMISSION

- Two vacancies.
- Terms expire 12/31/2012.
- One qualified elector of the City who is not an active firefighter or active police officer for the City of Santa Barbara; and
One active or retired firefighter who need not be a resident or qualified elector of the City.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1st, 2nd, 3rd, 4th)	Notes
<i>Qualified Elector (1)</i>	None			
<i>Active/Retired Firefighter (1)</i>	Michael K. Jacobs	1/9/1979 – 6/30/2009 (30 years, 6 months)		Retired Firefighter

FRANKLIN CENTER ADVISORY COMMITTEE

- One vacancy.
- Term expires 12/31/2010.
- Appointee is not required to be a qualified elector of the City: Resident of the City who represents the public at large.
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1st, 2nd, 3rd, 4th)	Notes
<i>Public at Large (1)</i>	Laura Garcia			
	Jhoana Perez			

HARBOR COMMISSION

- One vacancy.
- Term expires 12/31/2012.
- Qualified elector of the City.
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd , 4 th)	Notes
<i>Qualified Elector (1)</i>	Bill T. Spicer			
	Charles E. Watson	12/17/2002, and 12/7/2004 (6 years, 6 months)		

HOUSING AUTHORITY COMMISSION

- Two vacancies.
- Terms expire 7/12/2013 (Terms are effective 7/13/2009).
- One appointee may be a non-City resident: Representatives of the public at large.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd , 4 th)	Notes
<i>Public at large (2)</i>	Barbara B. Allen	6/28/2005 (4 years)		
	Monique Mansfield			
	William C. Tumelty			
	Catherine Woodford			

LIVING WAGE ADVISORY COMMITTEE

- Five vacancies.
- One term expires 6/30/2010;
Two terms expire 6/30/2012; and
Two terms expire 6/30/2013.
- Two members nominated by a local living wage advocacy organization(s); and
One representative from each:
 - Non-Profit Entity;
 - Owner or manager of a business operating within the City; and
 - Santa Barbara Chamber of Commerce.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd , 4 th)	Notes
<i>Living Wage Advocacy Organization (2)</i>	Richard Flacks	7/11/2006 (3 years)		
<i>Non-Profit Entity (1)</i>	Anna M. Kokotovic	7/11/2006 (3 years)		
<i>Owner/Manager of a business operating within the City (1)</i>	None			
<i>Santa Barbara Chamber of Commerce (1)</i>	None			

LOWER WESTSIDE CENTER ADVISORY COMMITTEE

- One vacancy.
- Term expires 12/31/2009.
- Appointee is not required to be a qualified elector of the City: Resident of the City who represents the public at large.
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1st, 2nd, 3rd, 4th)	Notes
<i>Public at Large (1)</i>	None			

MEASURE P COMMITTEE

- Three vacancies.
- One term expires 12/31/2011; and
Two terms expire 12/31/2012.
- One civil liberties advocate;
One criminal defense attorney; and
One resident of the City.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd , 4 th)	Notes
<i>Civil Liberties Advocate (1)</i>	Luis Esparza	3/6/2007 (2 years, 3 months)		
<i>Criminal Defense Attorney (1)</i>	Joseph D. Allen	3/6/2007 (2 years, 3 months)		
<i>Resident of the City (1)</i>	None			

RENTAL HOUSING MEDIATION TASK FORCE

- Five vacancies.
 - One term expires 12/31/2009;
One term expires 12/31/2011; and
Three terms expire 12/31/2012.
 - Two appointees must be residents of the City*:
 - Two homeowners
 - One landlord; and
 - Two tenants.
- * Non-resident members must be owners of residential rental property within the City limits or affiliated with organizations concerned with landlord-tenant issues within the City limits.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd , 4 th)	Notes
<i>Homeowners (2)</i>	Trudy A. Paul			City
	Roger A. Simpson			City
<i>Landlord (1)</i>	None			
<i>Tenants (2)</i>	Joshua Allen			City (Will be moving from Goleta on June 13, 2009)
	Lynn E. Goebel			City
	Chris Ramirez			City

SINGLE FAMILY DESIGN BOARD

- Two vacancies.
- Terms expire 6/30/2013.
- Appointees shall reside with Santa Barbara County:
 - One member shall possess professional qualifications in fields related to architecture, including, but not limited to, building design, structural engineering, industrial design, or landscape contracting; and
 - One member shall represent the public at large.
- Appointees may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd , 4 th)	Notes
<i>Professional Qualifications (1)</i>	Lesley Wiscomb			
	Denise J. Woolery	7/30/2007 (2 years)		
<i>Public at Large (1)</i>	Berni Bernstein	7/30/2007 (2 years)		

TRANSPORTATION AND CIRCULATION COMMITTEE

- One vacancy.
- Term expires 12/31/2010.
- Qualified elector of the City or resident of the County of Santa Barbara.
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd , 4 th)	Notes
<i>Qualified Elector of the City or Resident of the County of Santa Barbara (1)</i>	Hillary Blackerby			Current Living Wage Advisory Committee Member; term expires 6/30/2009; Qualified Elector
	Jennifer Christensen		1) Water Commission 2) Transportation & Circulation Committee 3) Fire & Police Commission	Qualified Elector
	Charles W. Ebeling			Qualified Elector
	Joseph A. Jacquermoud			Carpinteria
	Roger Perry			Current Community Events & Festivals Committee Member; term expires 12/31/2010

WATER COMMISSION

- One vacancy.
- Term expires 12/31/2011.
- Qualified elector of the City.
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1 st , 2 nd , 3 rd , 4 th)	Notes
<i>Qualified Elector (1)</i>	Bruce Burnworth			
	Jennifer Christensen		1) Water Commission 2) Transportation & Circulation Committee 3) Fire & Police Commission	
	William Thomas			

WESTSIDE CENTER ADVISORY COMMITTEE

- One vacancy.
- Term expires 12/31/2009.
- Appointee is not required to be a qualified elector of the City: Resident of the City who represents the public at large.
- Appointee may not hold any full-time paid office or employment in City government.

CATEGORY (Number of Vacancies)	APPLICANT	Incumbent Appt. Dates (Years Served)	Applicant's Preference (1st, 2nd, 3rd, 4th)	Notes
<i>Public at Large (1)</i>	Michelle V. Nassif			



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 2, 2009

TO: Mayor and Councilmembers

FROM: Planning Division, Community Development Department

SUBJECT: Appeal Of The Architectural Board Of Review Preliminary Approval Of 1298 Coast Village Road

RECOMMENDATION:

That Council deny the appeals of Save Coast Village Road and Anthony Fischer, Attorney, representing Protect Our Village, and uphold the Architectural Board of Review's Preliminary Approval of the mixed-use development at 1298 Coast Village Road.

EXECUTIVE SUMMARY:

On February 23, 2009, the Architectural Board of Review granted preliminary approval by a vote of 8/0/0 (ABR member Sherry stepped down) of the mixed-use project located at 1298 Coast Village Road. The project was reviewed over the course of four hearings after the City Council approved the project on appeal, on July 15, 2008. At each of the ABR hearings, several people spoke in opposition to the project in general and to specific design elements, as well. Members of the public also objected that the direction that the City Council provided in their resolution was not being followed. The written minutes from the City Council hearing last July erroneously included the word "substantial" in the Council motion directing the applicant to reduce the size, bulk and scale of the project along Olive Mill Road. This error was pointed out by Councilmember House at the City Council meeting of August 19, 2008 when the City Council adopted a resolution containing its findings concerning the 1298 Coast Village Road Planning Commission appeal. Staff informed the ABR of this error when it became a point of contention at the ABR hearing. In addition, the City Attorney provided the ABR with a copy of the City Council's findings resolution and advised the ABR that they should consider the Council resolution to be the "controlling" direction from the City Council to the ABR. As part of the appeal, the appellant is objecting to staff correcting this error as undue influence on the ABR members.

The appeal submitted by the two parties (Attachment 1) on March 5, 2009, reflects the comments stated at the ABR hearings, and also includes objections to the ABR process,

development of residential condominiums and general plan consistency. This report will address issues raised by both of the appellants related to the ABR review and will also address the changes the applicant incorporated into their project to receive a unanimous preliminary approval by the ABR. In summary, staff is of the opinion that the ABR reviewed the project consistent with Council direction, the City Charter, and Ordinances, and thus found the project consistent with the appropriate design guidelines. Additionally, all interested parties were afforded the opportunity to provide input and took the opportunity to provide oral and written testimony at each of the hearings. Therefore, staff recommends that Council deny the appeals and uphold the Architectural Board of Review Preliminary Approval.

PROJECT DESCRIPTION

The proposed project involves the demolition of an existing gas station with two repair bays and the construction of a new mixed-use building. The new 17,270 square foot mixed-use building would be composed of eight residential condominiums and approximately 4,800 square feet of commercial space, located on the ground floor. All of the residential units would be located on the second and third floors. Six residential units would include two bedrooms and two units would include one bedroom each. 36 parking spaces are provided, with 8 covered parking spaces located at grade level and 28 parking spaces located below grade. Grading would be approximately 9,500 cubic yards of cut and 1,500 cubic yards of fill.

Currently, the 18,196 square-foot site is split by two zoning designations; the northern portion, totaling approximately 7,150 square feet, is zoned R-2, and the southern portion, totaling about 11,046 square feet, is zoned C-1. The City Council approved a rezone of the portion of the subject property zoned R-2 and it is now pending at the California Coastal Commission. The entire property is located in the Coastal Overlay (SD-3) Zone, which would not change with this request

DISCUSSION:

Background

City Council Approval

The project was approved by the Planning Commission on March 20, 2008 and that decision was appealed to the City Council. The City Council approved the project, with the exception of part of a Modification, on July 15, 2008. The Council provided direction to the Architectural Board of Review to work with the applicant to reduce the size, bulk and scale of the project. Resolution Number 08-084, which was adopted by Council on August 19, 2008, included specific direction to the ABR that the scale of the project along Olive Mill Road is to be reduced, to allow a transition into the adjacent residential neighborhood. By approving the project, the Council found it to be consistent with the General Plan, the Local Coastal Plan and the Zoning Ordinance. Additionally, the Negative Declaration

prepared for this project, which concluded that there were no significant impacts, was adopted and certified by the City Council.

Architectural Board of Review (ABR)

The ABR reviewed the project over the course of four meetings (Attachment 2) before taking action. The first ABR meeting on October 20, 2008 was a conceptual review of the project, which was centered on the Board reviewing the changes to the project since their last review on December 14, 2005. The majority of this hearing was spent on public testimony and reviewing both the Planning Commission and City Council resolutions. The next two hearings focused on reducing the mass on all elevations.

Prior to the first ABR hearing, after the Council approval, the applicant had revised the plans to show a greater setback of the second and third floors from Olive Mill Road. The Board considered this change to the elevation and provided direction on other elevations. Several Board members focused on the north elevation, facing the residential neighborhood, and were concerned with the building face not having enough relief to transition into the neighborhood. Solutions to provide relief included using wrought iron railings instead of solid railings, landscaping, and a trellis. Along the western elevation, the third-floor roof line was broken up and set further back in some areas. On the second floor, contrasting rooflines were added. At the fourth hearing, the Board determined that the development massing was sufficiently reduced. By granting Preliminary Approval of the project, the ABR found the project consistent with all applicable design guidelines, as well as the City Council resolution.

Appeal Issues (Note: The appeal concerns raised by the two appellants will be grouped and given a staff response on an issue-by-issue basis):

1. *The project violates the long established neighborhood development pattern and it continues to be incompatible with the neighborhood on all sides. The project creates a horrible precedent for future development.*

In granting preliminary approval of the project, the ABR found the project compatible with the surrounding commercial and residential neighborhood, due in part to the development's scale being less than the ordinance allows. The Board appreciated the pedestrian-friendly entrance into the commercial space and provided comments on improving the landscaping between the public sidewalk and the building. The Board considered all elevations for neighborhood compatibility, including directing the applicant to provide more relief of the western elevation, which faces a commercial parking lot.

When discussing the precedent of a project, it should be noted that public hearings, including appeals of projects, aid in setting the tone for future development of an area. The project was reviewed at three Planning Commission hearings and at one City Council hearing, which resulted in the elimination of one Modification and the reduction

of a second Modification, along with direction to reduce the size, bulk and scale along Olive Mill Road. Finally, the long established neighborhood of Olive Mill Road and Coast Village Road is almost built out. Because Coast Village Road is almost built out and because some of the existing development is legal nonconforming under the current zoning for either setbacks, height, and/or parking to name a few, it would be difficult for this project to create a precedent for future development.

2. *The below grade parking is not well designed to maximize the parking. If the below grade parking lot is maximized, the on-grade parking could be eliminated. The entrance to the on-grade parking is not adequate. The development of the underground garage will impact the existing ficus hedge.*

It is staff's position that Council did not direct the applicant to consider a revised parking plan with no on-grade parking component. The underground parking lot, approved by Council as part of the overall project, was reviewed by the Transportation Planning Division of Public Works on several occasions, including in response to this appeal. Transportation staff determined that the layout of parking spaces under the current proposal is consistent with current parking design standards. With the changes to the footprint of the building in response to both the Planning Commission and the City Council approvals, the access to the on-grade parking lot continues to meet the minimum access requirements. Transportation staff reviewed the proposed at-grade parking entrance in response to a letter submitted at the last ABR meeting in February and provided suggestions to the applicant to improve the entrance. The applicant has agreed to provide a wider entrance, which will provide better visibility and maneuvering.

The location of the underground garage has not changed since the previous appeal was heard at Council last July. As stated at that hearing, the arborist for the applicant determined that the ficus hedge will be minimally impacted and the conditions of approval for the project include provisions to replace the hedge in the unlikely event it should be damaged.

3. *In granting approval of the project, the ABR ignored the direction intended to be forwarded to ABR by Council Member House and the other City Council Members... City staff members directed the ABR to disregard the City Council's direction to **substantially** reduce the bulk of the project... The pro-developer comments interfered with the ABR's review of the project as required by the City Charter... The ABR discretion was controlled and limited in a manner inconsistent with the powers granted...*

The ABR was provided the adopted City Council resolution and the draft Planning Commission resolution. The ABR reviewed and required changes on all elevations, floor plans and the landscape plan. Additionally, the appellant attended all four hearings, as well as the hearings that involved adoption of the minutes involving the project, and provided comment at each hearing.

Members of the public who opposed the project stated that the resolution did not accurately reflect the minutes of the City Council hearing. Unfortunately the written minutes included the word "substantial" in the motion made by Councilmember House. This was an error. When reviewing the written minutes and the video simultaneously, it is very clear that Council member House in his motion did not state the word "substantial" regarding the reduction of the bulk of the building. Mr. Derek Westen, attorney for a neighbor opposing the project, provided a transcript of the July 15, 2008 City Council hearing to staff, and it includes the dialogue leading up to and through the motion to deny the appeal. The certified transcripts that Mr. Westen provided also did not include the word "substantial."

The ABR discretion was not limited, and the ABR conducted its review as allowed under the City Charter. The ABR is experienced in taking direction from decision-makers, and knowledgeable in requiring design changes to reduce size, bulk and scale. Although this project did not use the recently adopted compatibility criteria, the same design principles apply. Thus in granting preliminary approval, the ABR found the project consistent with the design guidelines and the Council resolution.

While the height and square footage of the building did not change, a number of components (Attachment 4) were rearranged to reduce the massing and increase the setback from the property line. This included placing all, except one, of the patios on the outside perimeter of the building. This allowed the interior space of the building to be reduced and a greater setback for the second and third floor of the west and Olive Mill Road elevations. Solid stair and patio railings were changed to wrought-iron railings. Along the Coast Village Road elevation, the colors and materials differ along the façade to provide an appearance of several buildings constructed at one time. Finally, during their deliberation, the City Council carefully considered that their direction to the ABR in the resolution (Attachment 5) to reduce the overall bulk not be so specific that it did not provide the Board options. Thus, the resolution did not state that the third floor should be removed, that a specific amount of square footage should be eliminated, or a particular height should be achieved.

4. The process of review by the ABR is flawed. ABR discretion was limited. Personal meetings took place between the applicant and individual members of the ABR. Minutes of the meetings do not reflect accurately what was presented.

As a general rule, discussions outside of the noticed hearings are discouraged. However, the architect for the project contacted three members of the ABR: Paul Zink, Carol Gross, and Chris Manson-Hing. Board members contacted staff and stated on the record that they had spoken to the architect. The purpose of the contact was to clarify some points of the project, in light of the project's long history. Also, the architect changed the plans to reflect the Council decision prior to the first ABR hearing after the appeal. This proved a challenge to describe the plans Council considered and the revised plans being presented to the ABR to determine consistency with the Council resolution. Neighbors of the project also requested through staff that they wanted to

meet with all of the ABR members and that request was passed to all of the Board members; however, the Board members chose not to have meetings with the neighbors.

All written correspondence received is retained in the file as a public record. While the Chair of the Board does state that the public comments should focus on the project, many times these comments can include neighbor relations, past discretionary approvals or other statements not related to design review. The summary of public comments in the ABR minutes is intended to be a brief itemization of the statements from interested parties, and it was never intended to be a complete transcription of the hearing. If some comments were more detailed than others it was unintentional and members of the public can view the entire hearing online or obtain a recording of the hearing.

CONCLUSIONS AND FINDINGS:

The Architectural Board of Review recognized that this project is an important corner of Coast Village Road, which serves as a gateway into both the commercial area and the Montecito Community residential area. The Board heard the concerns of the neighbors, as well as the Montecito Association regarding the project and carefully considered all information to arrive at a decision. The ABR carried out their review of the project consistent with Section 814 of the City Charter, which states, in part, that they shall review and approve, conditionally approve, or disapprove applications for a building permit for the erection or exterior alteration of any type, nature or kind of building. Staff supported the Board in their review of the project by providing accurate information as requested and did not restrict their review. Adoption of the minutes of each of the four hearings took place in a public forum, which allowed proponents and opponents an opportunity to provide input on what occurred at each meeting. Therefore, staff recommends that Council deny the appeals and uphold the ABR preliminary approval.

NOTE: Project plans have been separately delivered to the City Council for their review and are available for public review in the City Clerk's Office:

- ATTACHMENTS:**
1. Appellants' (Save Coast Village Road and Protect Our Village) letters dated March 3, and March 4, 2009
 2. ABR minutes dated October 20, 2008, December 15, 2008, February 9, 2009 & February 23, 2009
 3. Site Plan
 4. Table contrasting building changes
 5. City Council Resolution 08-084 ABR Excerpt

Council Agenda Report
Appeal Of The Architectural Board Of Review Preliminary Approval Of 1298 Coast
Village Road
June 2, 2009
Page 7

PREPARED BY: Peter Lawson, Associate Planner

SUBMITTED BY: Paul Casey, Community Development Director

APPROVED BY: City Administrator's Office



RECEIVED

MAR 05 2009
2:15pm 98
CITY CLERK'S OFFICE
SANTA BARBARA, CA

March 3, 2009

Re: 1298 Coast Village Road Re-development Project

Mayor Marty Blum and City Council Members
735 Anacapa Street
Santa Barbara, CA 93101

Dear Mayor Blum and Council Members:

We are writing to express our surprise and dismay that the Architectural Board of Review is prepared to approve the 1298 Coast Village Road project in spite of your specific direction to the ABR to reduce the project's apparent size, bulk and scale with emphasis on compatibility with the Olive Mill neighborhood.

The revised plans change the size, bulk and scale very little. It appears that a total of 74 square feet have been taken from the gross residential area and 200 square feet from the commercial space. It still has a third story and a height and thickness that are excessive for its location and small parcel size. It is not in any way compatible with the Olive Mill neighborhood – a residential (no longer rural but certainly not urban) street with mainly single-story houses and no sidewalks or street lights.

At the initial and lengthy, thorough City Council appeal hearing on this project last August, we were encouraged that every City Council member objected to the proposed design that had been approved by the Planning Commission, especially criticizing the size, bulk and scale and lack of compatibility with the Olive Mill neighborhood. Mayor Blum and Council Members Falcone and Francisco went so far as to object to the third story, but the remaining Council members said they might be open to a modified third story.

Here are some of your comments, taken from the transcript of the hearing.

Council Member Horton: "I do find I would like to see the project at a lesser bulk. It... just consumes too much bulk for me to feel confident that it's the right project for that corner. I would be very interested in seeing if the designers could work with the ABR and come up with... a project that would be less intrusive on the corner and would fit better, I think, with the neighborhood. I'm not totally opposed to the third floor if it can be redesigned in such a way as to be less bulky...."

The goal is to have real clear direction (to the ABR). And if there were an appeal, one would expect it to be that they weren't consistent with the direction (from the Council)."

Council Member Falcone: “So the main issue for me with this particular building is its size, bulk and scale....For me, it’s just too big. I can’t go for the third story. It changes the dynamic.... I just...can’t go for it...I just can’t make the findings of compatibility and the modifications.”

Council Member House: “...There’s something that we just can’t overlook...the appearance of the bulk of the building.... The theme that I get from the neighborhood, from the community is a concern about the...appearance of the size of the structure and so that worries me.

The question is compatibility with the adjoining neighborhood, and that has come up loud and clear and we hear it over and again....”

Council Member Francisco: “ So, I think what this really comes down to is...the size, bulk and scale. That’s really what this is about and it’s really what it’s been about from the beginning....The ABR only saw this project once and, as they noted, it was not publicly noticed.... So perhaps the solution here is, as Mr. Horton suggested... very strong direction to the ABR that size, bulk and scale has to be reduced and the compatibility on the neighborhood side is...the urgent item that needs to be addressed.”

Council Member Schneider: “...I think everyone I’ve heard, in one way or another, would like to see something nice there. They just want to make sure it fits in with what they viewed as compatibility....I do think that the issue of shrinking things in a bit through the Architectural Board of Review, creating less massing, might be a way to go. Am I willing to say yes or no to the third story? I ...don’t know if that’s really going to answer the concern that I’m hearing....it sounds like the best way to go would be to send a strong message to the Architectural Board of Review....to really try to shrink it back quite a bit, in terms of the apparent massing.”

Council Member Williams: “I do agree though that...it’s still a little big and I think there’s something that could be done about that.... I would advocate that we deny the appeal, re-zone the project, but mandate that the second floor setback modification is denied, suggest that ABR get rid of the tower and essentially send this back to ABR for the final design.”

Mayor Blum: “If you take that third story off, the building, I think, looks better.... It’s bulky.... I think we’re all kind of saying the same thing....the rear yard modification and the third story is real problematic....”

On a four to three vote you ultimately approved the project in principle but sent it to ABR with specific direction “to work with the Applicant to reduce the apparent bulk of the building with emphasis on compatibility with the ...Olive Mill Road neighborhood.”

The transcript of the hearing makes it appear that your strong feelings were watered down in the resolution that was sent to the ABR. In fact, Mr. Francisco attended one of the

ABR meetings and he, himself, recognized aloud that what was being discussed at that meeting did not accurately represent what was actually said at the August City Council appeal hearing.

If the project is built as now approved it will set a precedent for Coast Village Road. Other land owners will naturally feel entitled to construct over-sized buildings, and the village atmosphere could be lost to a lower Chapala-type development. This building alone, with its size and bulk, is already a short-term and a long-term detriment to our precious small-scale niche enhanced by public vistas. What's more, should this building be approved, the approval process itself could set a precedent for future City Council, ABR and Planning Commission hearings.

Let us reflect for a moment. Planning Commissioners who later, at the end of the Commission's examination and approval process, had to step down from hearing this project due to their relationship with the developer and/or investors/lawyers actually voted on it previously, while in their same positions. It was only when relationships were made public that these planning commissioners stepped down.

Community associations who have simply *received* letters and opinions (unlike any public relations firms that *searches* for letters and opinions) have heard from their members to such a degree that these associations have asked you to either deny the project's approval or, at the very least, significantly reduce its size, bulk and scale.

As of August, you seemed to agree with this community feedback for reduction. But your direction to the ABR got diluted and now has not been followed. Less than 300 square feet is hardly the reduction the community requests and your comments suggested. None of this reflects well on the City and its processes, and, ultimately, it will be the community of Montecito and the City's Coast Village Road area that will suffer. At this time we humbly ask that you please lead this project and our community in a proper direction.

Sincerely,

Phoebe Alexiades

Jeff Farrell

Marco Farrell

Delfina Mott

Handwritten signatures of Jeff Farrell, Marco Farrell, and Delfina Mott. The signatures are written in black ink and are positioned to the right of the printed names.

RECEIVED

MAR 05 2009

Tony Fischer
Attorney at Law
2208 Anacapa Street
Santa Barbara CA 93105
805 563 6784
fischlaw@cox.net

CITY CLERK'S OFFICE
SANTA BARBARA, CA

March 4, 2009

Mayor Marty Blum and Members of the City Council
City of Santa Barbara
City Hall
Santa Barbara CA 93101

**Re: Notice of Appeal of ABR granting of a preliminary
approval on February 23, 2009 for 1298 Coast Village Road**

Dear Mayor Blum and Members of the City Council:

The undersigned represents Protect Our Village (POV). POV is a California non-profit membership organization dedicated to orderly and responsible community planning and development in the Coast Village Road neighborhood in Santa Barbara. Some members of the POV reside in Santa Barbara, in the vicinity of the project. POV files this appeal of the granting of a preliminary approval on its own behalf, for its members, and in the public interest. POV has participated in the public meetings of the Architectural Board of Review and has submitted written and oral comments, as have many others, related to the proposed excessive and inappropriate development at 1298 Coast Village Road.

This appeal is based upon the following:

1. This three story project is excessive development not consistent with the standards and good design expected in the City of Santa Barbara and particularly at this entrance to the City. As proposed, it is too big, too tall and eliminates and sacrifices significant views of the mountains to achieve an inappropriate development. It creates a horrible precedent for the future development in the area and ignores the expressed desires of the residential and business interests in the area.
2. The design of a project is required by the policies expressed in the adopted Local Coastal Plan and other adopted policies and guidelines of the City to be compatible with the existing neighborhood. It is not.
3. There is a long established neighborhood pattern which is still desired by the area as evidenced by the standards adopted by the Coast Village Road Association. This project violates that neighborhood pattern. The Association, after conducting public meetings, has advocated for a 30 foot height limit and a maximum of two stories for buildings fronting on Coast Village Road.

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4. It violates the standards for approval of design as set forth in the Charter, the Guidelines and the historical standards of the City of Santa Barbara which calls for well designed buildings which are suitable for the location and the neighborhood.

5. It is inconsistent with the pages 70-71 and 76-77 of the Land Use Element of the General Plan and the Local Coastal Plan as amended in July, 1994 which describes the area as appropriate for providing services to visitors and freeway travelers.

6. The proposed blocking of the views of the mountains is directly contrary to the requirements of the Coastal Act as expressed in *Public Resources Code section 30251* which states:

“The scenic and visual qualities of coastal areas shall be considered and protected as a resource of public importance. Permitted development shall be sited and designed to protect views to and along the ocean and scenic coastal areas, to minimize the alteration of natural land forms, to be visually compatible with the character of surrounding areas, and, where feasible, to restore and enhance visual quality in visually degraded areas.”

6. The proposed project violates the standards of the community. Coast Village Road Association calls for 30 feet maximum height on Coast Village Road a maximum of two above ground floors and a Floor Area Ratio consistent with the 30' height limit and the limit of two floors above grade.

7. The design needs significant changes before it is acceptable:

a. The below ground parking garage is not well designed to maximize the parking and thereby eliminate most, if not all, of the ground level parking. The third level of the building could be greatly reduced, if not eliminated by maximizing the use of the below ground parking and/or by some reduction in square footage to be more consistent with neighborhood standards. Elimination of the third floor would improve the “green” objective because an extra level increases use of materials and cost of construction and results in higher heating and cooling costs. The entrance to the ground level parking is from the driveway leading into the below ground parking. The turn into the above ground parking is through an opening only large enough for one way traffic. That is not consistent with accepted traffic engineering standards and City guidelines. It will likely not be adequate and will cause conflicts with the movement of traffic out of the below ground parking garage. It is requested that these matters be carefully reviewed by experts before approval and not at the end of construction as was done for the recent Granada Garage. Despite repeated

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statements by the architect for the Applicant that the alternate plans were carefully reviewed and rejected by City Transportation staff and the Applicant's expert, the more recent proposal did not exist at the times the Architect and the City's Project Planner claim the proposal was reviewed. In other words, the assertion that this plan was reviewed is not believable.

b. The use of two levels for each condominium unit causes the waste of space for stairwells to have access within the units. With each unit on one level, the inefficient use of space for stairwells is eliminated. It is common sense that one level units use less energy to heat or cool. The elimination of stairwells results in being able to use that wasted space for residential use and elimination of considerable bulk from the building. Each stairwell consumes approximately 100 square feet per floor per unit. Elimination of eight stairwells reduces/saves approximately 1600 square feet.

8. In granting preliminary approval, the ABR ignored the direction intended to be forwarded to ABR by Council Member House and the other City Council Members who had supported the project on appeal from the Planning Commission back on July 15 and August 19, 2008. The City Council directed that ABR undertake to **substantially** reduce the apparent bulk of the building. The motion passed 4-3. The request to have the ABR directed to pursue the substantial reduction in the apparent bulk was expressed in the approved Minutes of the Meeting of the City Council dated July 15, 2008 and approved on August 5, 2008. That direction was again confirmed in the discussion regarding those minutes and the Council reiterated the direction as it made the motion to approve the Resolution on August 19, 2008.

The ABR disregarded the City Council direction because the ABR was directed by City Attorney Stephan Wiley, City Planner Bettie Weiss, Project Planner Peter Lawson and Processing Supervisor Jaime Limon to disregard the desire of the City Council to undertake a **substantial** reduction in the apparent bulk as expressed during those City Council meetings. In a rare personal appearance at an ABR meeting, the City Attorney directed the ABR to only look to the words in the "Resolution" and to ignore all others. He directed the ABR to ignore the wording of the Approved Minutes of the City Council or the words expressed during the City Council meeting leading to the approval of the Resolution. This was the only meeting of the ABR attended by the City Attorney and by the attorney representing the Applicant. At subsequent meetings, that direction was echoed repeatedly by the Staff Planner and on one occasion by Bettie Weiss, City Planner, who came apparently for the express purpose to remind the ABR members of the direction provided by

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the City Attorney. The ABR action reflects their compliance with the direction of the City Attorney and staff as opposed to the direction desired by the City Council.

These pro-developer communications interfered with the ABR's review of the project as required by the City Charter and the adopted regulations and also interfered with the desire, as expressed at two City Council meetings, to have the ABR pay special attention to the bulk of the building and to substantially reduce the apparent bulk.

Compared to the project forwarded to ABR for changes, the project proposed at the last meeting of the ABR:

- a. Continues to be three stories above ground with no reduction in height.
- b. Has no perceptible change in the amount of residential square footage.
- c. The building will continue to block significant views intended to be preserved.
- d. While the interior courtyard has been reduced in size and one side of the top floor has been shifted and roofed balconies partly replace solid walls, the impact on blockage of views is not changed.
- e. The north elevation visible from the residential properties had at one time a break in the continuous walls at the second and third story levels. The current plan has more apparent bulk because separation has for all practical purposes been eliminated.
- f. Continues to be incompatible with the neighborhood on all sides.

9. The project's negative impacts have not changed from the project forwarded for review by the ABR. It was always assumed by the members of the neighborhood and the community that the architect would be able to design an attractive building with the help of the ABR. It is the size, bulk and scale at this location which violates the design standards of the City.

10. During the years that this project has been pending, the perceived unmet demand for market rate condominiums and the real estate market has changed. It is not appropriate to sacrifice this important location to provide more market rate condominiums.

11. It should be noted that the drawings as submitted to ABR and likely viewed on TV are misleading. While it is logical to expect the Architect to attempt to bring to the ABR a presentation of the building which gives the best chance at approval, it is not expected that

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the shading of the drawings mislead the viewer as to the true impact of the size, bulk and scale. In particular, the north elevation, as depicted in the drawings, appears as two towers or separate buildings above the parking level with a significant view opening between them. However, that is not accurate because the opening between the two has been greatly diminished

12. The lack of neighborhood compatibility violates the expressed goals of the ABR as expressed in the Architectural Board of Review Guidelines. .

13. The project violates the City policy to promote use of solar and to protect the ability of property owners to use solar by placing a tall building next to the residential use.

14. As noted at the last ABR review, the construction of the underground parking will necessitate the cutting away of the soil which supports the existing hedge.

15. The process of review by the ABR was flawed:

A. ABR discretion was controlled and limited in a manner inconsistent with the powers granted in the Charter and the direction given by the City Council. See the previously mentioned interference in the process by the City Attorney and staff. (Paragraph 8 above.)

B. Personal meetings took place between the applicant/agent and individual members of the ABR. While it was stated that some meetings took place, the topics discussed and the information or understandings reached were not revealed. From the tapes, it appears that the applicant and the individual members reached an understanding regarding acceptable changes to the project which would result in a positive vote. Attempts by others to meet with individual ABR members were not responded to. It is not a fair process when only the applicant is afforded personal meetings with the individual members of the Board.

C. Minutes of the meetings do not reflect accurately what was presented at meetings of the ABR. Some written correspondence was noted, others was not. Some comments made to the Board were detailed, others were not. Some letters were merely inserted into the file and it is unclear what documents were even presented to the Members of the ABR. It is noted that all emails between staff and Applicant are public record and should be disclosed and not deleted or destroyed.

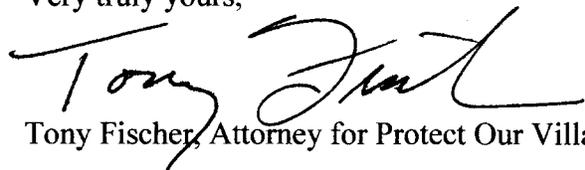
To: Mayor Blum and Members of City Council
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D. Photos presented at ABR meetings and some drawings are not in the file. The Administrative Record is therefore not complete.

E. The initial comments at concept review of the project in 2005 by the ABR had expired long before the project was submitted to Planning Commission and City Council. In addition, those comments included participation by an architect who later revealed that he had been hired by the Applicant on another project prior to the ABR concept review. That architect, later appointed to the Planning Commission, then revealed he needed to recuse himself due to a conflict of interest. It is further noted that one ABR Member voiced favorable comments about the project at the first meeting after the project returned to ABR. She later announced she needed to step down due to a conflict of interest.

In conclusion, there continues to be significant public opposition to an overly large project. While not as tall as the bloated buildings on Chapala Street, the size is inconsistent with the neighborhood and will have a similar negative impact and reaction. It is requested that the City Council make the changes necessary to make the project acceptable.

Very truly yours,

A handwritten signature in black ink, appearing to read "Tony Fischer", written in a cursive style.

Tony Fischer, Attorney for Protect Our Village.

CONCEPT REVIEW - CONTINUED ITEM**4. 1298 COAST VILLAGE RD****C-1/R-2/SD3 Zone**

Assessor's Parcel Number: 009-230-043
 Application Number: MST2004-00493
 Architect: Jeff Gorrell
 Owner: Olive Oil & Gas L P
 Applicant: John Price

(Proposal to demolish the existing gas station and service bays and construct a new three-story, mixed-use building on an 18,196 square foot lot. The 16,992 square foot building would include 4,800 square feet of commercial space on the ground floor and 12,192 square feet of residential space on the second and third floors. The residential component would include 8 units, which would include two one-bedroom and six two-bedroom units. A total of 36 parking spaces are proposed to include 19 commercial spaces and 17 residential spaces. A total of 11,000 cubic yards of cut and fill is proposed. Project received Planning Commission approval, with conditions, on 3/20/08 and City Council approval on appeal, with conditions, on 7/15/08 for a Local Coastal Plan Amendment, a Zone Change, a Tentative Subdivision Map, a Coastal Development Permit, Development Plan Approval, and Modifications. The project requires compliance Council Resolution No. 08-084.)

(Second Concept Review. Project requires compliance with City Council Resolution No. 08-084.)

(5:23)

Present: Jeff Gorrell, Architects, Sam Maphis, Landscape Architect, John Price, Owner, and Peter Lawson, Associate Planner.

Staff comments: Mr. Lawson reviewed a memorandum provided to the Board that summarized City Council Resolution, City Council minutes, and the Planning Commission minutes. Additionally, the City Council, on appeal, approved a three story building and provided direction in their Resolution to eliminate a second floor Modification along the north elevation, to restudy the tower element, to work with the Board to reduce the apparent bulk of the building with emphasis on compatibility with the Olive Mill Road neighborhood and study the relationship between the second and third floor setbacks to reduce the apparent bulk of the building.

Public comment of *action* minutes opened at 6:02 p.m.

The following members of the public spoke in opposition:

Michael Vance, Charles Crail, John Wallace, Harry Wallace, Sandy Wallace, Bill Horstman, Robert Burnap, Jim Fabio, Phoebe Alexiades, Jeff Farrell, Juesgen Behr, Tom Bollay, Danny Capris, Roxanne Nomvia, Robert and Kathleen Lorrain, Chris Wilkinson, Tony Fischer for Jim Westby, Delfina Mott, Marco Farrell, Bill Palladini (President of Montecito Association), and Derek Westen, Attorney (an email letter and identical hard copy letter were also acknowledged from Derek Weston).

An opposition email from Jean Von Wittenburg was acknowledged.

An opposition letter from Paula Westbury was acknowledged.

Mr. John Wallace also provided the Board with a copy of City Council minutes from the July 15, 2008, City Council meeting.

The following members of the public spoke in support:

Rob Vance, Leone Murphy, David Pintard, Ed Edick, and Linda Wellner.

Public comment closed at 7:05 p.m.

Dale Francisco, City Council ABR Liaison, clarified City Council action and comments from the final approved minutes at the July 15, 2008 City Council meeting. Mr. Francisco indicated that Council's final motion was to uphold the Planning Commission decision which passed by a 4 to 3 vote. Mr. Francisco read into the record the actual Council minutes. He was in the minority citing his reason for opposing the motion and that some Council members did not want a third floor. The majority of the Council did agree that the apparent mass, bulk, and scale of the project needed to be reduced. Council was reluctant to tell the ABR how to do these reductions.

Staff comments: At the request of the ABR, Mr. Lawson explained the previous actions and changes made by the Planning Commission. Mr. Lawson also reviewed the final minutes and read comments made by Planning Commissioners at their March 20, 2008 meeting.

Motion: Continued indefinitely to Full Board with the following comments:

ARCHITECTURE:

- 1) The Board is still satisfied with the direction that the proposed project is going aesthetically, but the Board continues to find problems with the massing of the third story.
- 2) Restudy the pedestrian aspects of the proposed project including the corner condition, the sidewalk, and paseo for more interesting dynamics and nicer aesthetics.
- 3) The Board understands that there is a lack of information regarding the number of tenants for the commercial spaces, but looks forward to future pedestrian-friendly proposals; such as fountains and axial experience. One suggestion is to have more doorways on the south portion of Coast Village Road to allow the ability to have more than one commercial space on Coast Village Road.
- 4) Regarding animation of the street experience: Restudy the type of windows and relationship to the pedestrian experience (window shopping).
- 5) The Board would like to see a focal element as seen from the axis of Jamison Road, such as architectural features, landscaping, a fountain or other element.
- 6) The Board finds that the crosswalk access across the street at the corner is minimal in nature and requests the applicant to re-examine that area.
- 7) Some Board members found the corner jack arch condition for the storefront windows to be acceptable in that they reference the Montecito Inn across the street. Some Board members found it lacked a pedestrian-friendly storefront shopping experience. Applicant to study and return.
- 8) A majority of the Board is concerned with the too prominent trash location and functionality. And it requires more study for solutions regarding different access point for trash removal.
- 9) The Board encourages the applicant to return with simple three dimensional massing studies and provide renderings of all sides of the proposed project. It is also extremely important to show elevations, including streetscape elevations, to show how the proposed project fits into the Olive Mill Road neighborhood.

LANDSCAPING:

- 1) Applicant to study the introduction of more landscaping on the north elevation between the driveway and the building.

Action: Manson-Hing/Mosel, 6/0/0. Motion carried. (Sherry stepped down, Aurell absent.)

*** THE BOARD RECESSED FROM 7:09-7:35 P.M. AND FROM 9:26- 9:29 P.M. ***

Present: Brian Cearnal and Joe Andrulaitis, Architects.

Public comment opened at 4:46 p.m.

An opposition letter from Paula Westbury was acknowledged.

Public comment closed at 4:47 p.m.

- Motion:** Continued four weeks to return to Full Board with the comments:
- 1) O2 Units: Study the yellow color to dampen/mute the bright color.
 - 2) The gables are very dark and should have more contrast.
 - 3) H1 Units: The color is too close to the stone. Applicant to study a different and possibly contrasting color.
 - 4) Brackets should be introduced in different colors for additional contrast.
 - 5) The door surround entry for Units #3 and #4 are to be revised 4 to 6 inches for more projection.
 - 6) Entry for Unit #7 needs a slightly taller plinth above the column for the entry post base.
 - 7) Restudy entry Unit #7 for the detailing for the roof portion of the entry.
 - 8) The Board appointed Board members Manson-Hing, Aurell, and Blakeley to a subcommittee to review project proposals and to make project recommendations for approval by the Board.
 - 9) Board member Zink is scheduled to review the project at Consent Review.
- Action:** Aurell/Gross, 7/0/0. Motion carried. (Wienke stepped down).

**** THE BOARD BRIEFLY RECESSED AT 5:07 P.M. AND RECONVENED AT 5:17 P.M. ****

**** THE BOARD RECESSED AT 5:18 P.M. AND RECONVENED AT 5:42 P.M. ****

PRELIMINARY REVIEW

3. 1298 COAST VILLAGE RD C-1/R-2/SD3 Zone

Assessor's Parcel Number: 009-230-043
 Application Number: MST2004-00493
 Architect: Jeff Gorrell
 Applicant: John Price
 Owner: Olive Oil & Gas L P

(Proposal to demolish the existing gas station and service bays and construct a new three-story, mixed-use building on an 18.196 square foot lot. The 16,992 square foot building would include 4,800 square feet of commercial space on the ground floor and 12,192 square feet of residential space on the second and third floors. The residential component would include 8 units, which would include two one-bedroom and six two-bedroom units. A total of 36 parking spaces are proposed to include 19 commercial spaces and 17 residential spaces. A total of 11,000 cubic yards of cut and fill is proposed. Project received Planning Commission approval, with conditions, on 3/20/08 and City Council approval on appeal, with conditions, on 7/15/08 for a Local Coastal Plan Amendment, a Zone Change, a Tentative Subdivision Map, a Coastal Development Permit. Development Plan Approval, and Modifications. The project requires compliance Council Resolution No. 08-084.)

(Project requires compliance with City Council Resolution No. 08-084.)

(5:43)

Present: Jeff Gorrell, Architect; Sam Maphis, Landscape Architect; Bettie Weiss, City Planner; and Peter Lawson, Associate Planner.

Bettie Weiss requested the Board observe previous City Council direction on nine specific areas and to include those areas in their comments.

Jeff Gorrell, Lenvik and Minor, presented the project to the Board and provided the information that the Board requested at the October 20, 2008 hearing.

Public comment opened at 6:55 p.m.

The following members of the public spoke in opposition to the proposed project:

Delphina Mott, Derek Weston, Robert Burnap, Phoebe Alexiades, Kathleen Laurain, John Wallace for Protect Our Village and speaking for Bill Horstman, Thomas Bollam, and Tony Fischer for Protect Our Village and speaking for Harry and Sandy Wallace.

An opposition letter from Paula Westbury was acknowledged.

Public support letters were acknowledged and read into the record from the following: Helen and Andy Arnold, Sharon Fisher, Ted Garner, Robert and Lois Gundry, Bob Latham, and Susan Evans.

Public comment closed at 7:32 p.m.

Mr. Lawson responded to several public comments, and addressed concerns regarding the parking garage entrance ingress and egress. Additionally, Mr. Lawson responded to an alternative parking proposal presented by a member of the public. The proposal was reviewed by Transportation Planning Division staff prior to the City Council appeal hearing and determined that it did not provide adequate maneuvering room.

Public comment reopened at 7:37 p.m. for a member of the public, Thomas Bollay, to respond to staff's comments regarding his proposed alternative parking plan. Mr. Bollay stated that the plans were prepared that day and were similar in configuration to a recently constructed City garage.

Public comment closed again at 7:43 p.m.

Straw vote: How many members of the Board believe the applicant has studied the relationship between the second and third story setback and reduced the apparent bulk of the building along Olive Mill Road, as well as, become compatible with the neighborhood, consistent with the direction of the City Council resolution? 4- no 3 - yes (Gross, Blakeley, Zink, and Manson-Hing no.).

Motion: Continued indefinitely to return to Full Board with the comments:

- 1) Provide bike parking on Coast Village Road.
- 2) Study locating the water meter, valves, and the backflow devices inside the on-grade parking garage.
- 3) Applicant to restudy and verify with the Transportation Division staff whether the drop-off zone off Coast Village Road is appropriate and not too close to the corner.

ARCHITECTURE:

- 1) The Board appreciates the design of the roofscape which allows for the future use of photovoltaic panels.
- 2) Continue to study the relationship between the setbacks and the third story elements along the Olive Mill side of the building, particularly between Units #1 and #2.

- 3) Restudy the banding between the second and third level as it appears more horizontal and large.
- 4) Study the detailing of the trim on the flat roof portion for a more authentic and old antiques conditioned roofline.
- 5) Restudy the horizontality of the ridge line of the west and northwest corner of the building and look for more ways to breaking up the massing, such as landscaping, which is still of concern to the Board.
- 6) Study the north elevation columns in front of the on grade parking area and how the columns relate to the floors above.
- 7) The west elevation facing the parking lot shall have more design articulation than is currently proposed.
- 8) A majority of the Board finds that the closet in the master bedroom for Unit #1, which is a bridge elevation that connects to Unit #7, should be removed to reduce the apparent size, bulk and scale of the building, and improve the views from the courtyard.
- 9) On the Coast Village element, study the use of textures, materials and color changes to enhance and to create a subtle difference in the materiality and massing of the building to fit in within the rhythm of the older buildings along Coast Village Road.
- 10) Continue to study the interior courtyard for more charm-giving elements.
- 11) Applicant to return with cross sections through the courtyard.

LANDSCAPING:

- 1) Applicant to study a landscaping solution to mitigate the size, bulk, and scale of north east corner of the building adjacent to the driveway. One Board member suggested softening of this north-east wall element with more texture and porosity in the wall.
- 2) Applicant to study and check with staff regarding compliance with the ordinance requirements, for the height requirements of plants in the pedestrian right of way.
- 3) Provide landscaping along the west property line.
- 4) Maximize the landscaping and minimize the hardscaping wherever possible, and to study softening the bend area (the east sidewalk bulge-back around the existing eucalyptus tree).

Action: Aurell/Mosel, 7/0/0. Motion carried. (Sherry stepped down).

**** THE BOARD BRIEFLY RECESSED AT 9:00 P.M. AND RECONVENED AT 5:17 P.M. ****

CONCEPT REVIEW - NEW ITEM: PUBLIC HEARING

4. 1309 BLANCHARD ST

R-2 Zone

(30 min) Assessor's Parcel Number: 031-391-034
 Application Number: MST2008-00535
 Owner: Jose Luis Gonzalez
 Architect: Jose Luis Esparza

(Proposal to construct a new 600 square foot, two-story, one-bedroom accessory dwelling unit with an attached 447 square foot two-car garage: a new 223 square foot second story addition, with a 62 square foot second story deck, to the existing 967 square foot main residential unit on a 5,125 square foot lot in the R-2 Zone. The proposal includes demolition of an existing 241 square foot studio unit and an existing detached 298 square foot, legal non-conforming, one-car garage. The proposal will include a total of three on site parking spaces, provided in a two-car garage and one uncovered tandem space. Also proposed is 200 cubic feet of lockable storage space, for each unit, located inside the proposed two-car garage.)

(Comments only; project requires Environmental Assessment.)

Motion: Preliminary Approval and return to the Consent Calendar with the following conditions:

ARCHITECTURE:

- 1) Return with details for the roof overhang, including rafter tails.
- 2) Return with a color board and provide manufacture colors to match the existing building.

LANDSCAPING:

- 1) Return with a complete site landscape plan showing all existing landscaping and any improvements on the property; include any existing parkway landscaping or other proposed improvements.
- 2) Return with additional information regarding the existing fence along the front property line that is being altered to comply with the City height requirements. The altered fence is to look like a finished product at the end.

Action: Zink/Gilliland, 7/0/1. Motion carried. (Aurell abstained, Blakeley absent).

***** THE BOARD RECESSED AT 4:57 P.M. AND RECOVERED AT 5:26 P.M. *****

PRELIMINARY REVIEW

4. 1298 COAST VILLAGE RD

C-1/R-2/SD3 Zone

Assessor's Parcel Number: 009-230-043
 Application Number: MST2004-00493
 Architect: Jeff Gorrell
 Applicant: John Price
 Owner: Olive Oil & Gas L P

(Proposal to demolish the existing gas station and service bays and construct a new three-story, mixed-use building on an 18,196 square foot lot. The 16,992 square foot building would include 4,800 square feet of commercial space on the ground floor and 12,192 square feet of residential space on the second and third floors. The residential component would include 8 units, which would include two one-bedroom and six two-bedroom units. A total of 36 parking spaces are proposed to, include 19 commercial spaces and 17 residential spaces. A total of 11,000 cubic yards of cut and fill is proposed. Project received Planning Commission approval, with conditions, on 3/20/08 and City Council approval on appeal, with conditions, on 7/15/08 for a Local Coastal Plan Amendment, a Zone Change, a Tentative Subdivision Map, a Coastal Development Permit. Development Plan Approval, and Modifications. The project requires compliance Council Resolution No. 08-084.)

(Project requires compliance with City Council Resolution No. 08-084.)

(5:26)

Present: Jeff Gorrell, Architect: Sam Maphis, Landscape Architect; and Peter Lawson, Associate Planner.

Public comment opened at 5:57 p.m.

An opposition email from Ms. Michael Self was acknowledged by the Board, with the request to the Board to reduce the mass, bulk, and scale of the project.

An opposition letter from Paula Westbury was acknowledged by the Board.

A submitted a letter from Kellam de Forest was acknowledged by the Board and read into the record.

The following members of the public expressed opposition to the proposed project:

Phoebe Alexiades, Tom Bollay, Sandy Wallace (also submitted letter), Peter Van Duinwyk, Robert Lorrain, Robert Bernap, John Wallace (also submitted letter), Tony Fischer (also submitted letter), and Derek Westen.

The following members of the public expressed support for the proposed project:

Dave Pintard, Ed Edick, and Leone Murphy.

Mr. Lawson clarified the following:

1. The Transportation Division reviewed the proposed project's parking lot design as well as an alternative plan presented by an interested party.
2. The alternative plan included additional parking spaces in the below grade portion of the parking area; however the Transportation Division determined that there is insufficient space for these additional parking spaces.
3. Transportation Division determined that the vehicular maneuvering room and ingress and egress are adequate for the surface parking lot.
4. The Solar Ordinance is not applicable to the project lot as the ordinance applies to residential *zoned* lots. The project approved by City Council included a rezone of a portion of the lot to C-1 zoning, consistent with the General Plan.
5. The Coast Village Business Association presented a vision plan for Coast Village Road to the City Council in December 2008 as part of the Plan Santa Barbara hearing. To date there is no additional overlay for Coast Village Road beyond the current Zoning Ordinance, the Local Coastal Plan or General Plan.
6. The term "substantial" does not appear in the City Council Resolution No. 08-084.
7. The Planning Commission approval was appealed to City Council. In July 2008, Council upheld the Planning Commission approval except for denying the second floor modification along the northern property line.

Public comment closed at 6:26 p.m.

Straw vote: How many of the Board would like the applicant to study the 10 to 12-inch off-set (relief) along the front façade of the building? 4 - yes, 3 - no (passed).

Motion: Continued two weeks to Full Board with comments:

ARCHITECTURE:

- 1) The Board feels the mass, bulk, and scale is acceptable as presented with the following comments:
- 2) Return with further architectural embellishment on the northwest (rear) elevation above the garage (opening).
- 3) Study the northwest corner, particularly Unit #8 facing the Longs Drug parking lot and its architectural detailing, particularly the way a portion of the third floor over the patio is supported by a beam and offset column.
- 4) Applicant to return with more courtyard details for an in-progress review.
- 5) Study the articulation for a 10 to 12-inch off-set (relief) at the front façade of the building along Coast Village Road.
- 6) Provide suggestions for breaking up the massing of the northwest side of the building.

LANDSCAPING:

- 1) Provide more landscaping on the northwest corner of the property.
- 2) Provide in-ground plantings adjacent to the building where feasible.
- 3) The landscape plant palette should be more elegant.

Action: Gross/Zink, 6/1/0. Motion carried. (Manson-Hing opposed, Sherry stepped down, Blakeley absent).

Motion: **First Concept Review of "Concept B" the Office Proposal. Continued indefinitely to Planning Commission and return to Full Board with comments:**

OFFICE BUILDING CONCEPT:

- 1) The Board appreciates the alternative application presented as a superior solution compared to the hotel solution.
- 2) The office building on the corner of Hitchcock should relate better to corner in its architecture.
- 3) The open yard space at State Street could be relocated into the center of the housing project.
- 4) Carry forward all the previous hotel proposal ("Concept A") comments (incl. light wells in the parking garage, similar to the approach at the Ralphs Store at Chapala and Carrillo Streets).
- 5) Study reducing the 40-foot paved width area at the entrance to the complex between the park and the office building.
- 6) Study the relationship of the affordable units to the adjacent office parking and common open space, and consider mixing the affordable units into the residential project component.

Action: Zink/Rivera, 9/0/0. Motion carried.

PRELIMINARY REVIEW

3. 1298 COAST VILLAGE RD

C-1/R-2/SD3 Zone

Assessor's Parcel Number: 009-230-043

Application Number: MST2004-00493

Architect: Jeff Gorrell

Applicant: John Price

Owner: Olive Oil & Gas L P

(Proposal to demolish the existing gas station and service bays and construct a new three-story, mixed-use building on an 18,196 square foot lot. The 16,992 square foot building would include 4,800 square feet of commercial space on the ground floor and 12,192 square feet of residential space on the second and third floors. The residential component would include 8 units, which would include two one-bedroom and six two-bedroom units. A total of 36 parking spaces are proposed to include 19 commercial spaces and 17 residential spaces. A total of 11,000 cubic yards of cut and fill is proposed. Project received Planning Commission approval, with conditions, on 3/20/08 and City Council approval on appeal, with conditions, on 7/15/08 for a Local Coastal Plan Amendment, a Zone Change, a Tentative Subdivision Map, a Coastal Development Permit, Development Plan Approval, and Modifications. The project requires compliance Council Resolution No. 08-084.)

(Project requires compliance with City Council Resolution No. 08-084.)

(5:28)

Chair Manson-Hing explained that at the beginning of the meeting a comment on the February 9th draft minutes regarding the interior elevations will be reviewed during an in-progress review after preliminary approval and before final approval is granted.

Present: Jeff Gorrell, Lenvik & Minor Architects; Sam Maphis, Landscape Architect; and Peter Lawson, Associate Planner for the City of Santa Barbara.

Public comment opened at 5:43 p.m.

An opposition letter from Paula Westbury was acknowledged by the Board.

The following members of the public expressed concerns and opposition to the proposed project:
John Wallace, Tony Fischer for Protect Our Village (submitted a letter), Tom Bollay, Peter Van Duinwyk (Montecito Association).

The following members of the public expressed support for the proposed project:
Linda Wellner and Jeff Overeen.

Public comment closed at 6:00 p.m.

Mr. Lawson clarified that the parking design and location of the underground parking were points of concern at City Council's appeal hearing in July 2008. As discussed before and at the hearing, both Transportation Division and Engineering staff determined that the proposed project design and layout were adequate in terms of both the surface, as well as, the below ground parking. Also, regarding the third modification request for a covered balcony facing Coast Village Road, the Ordinance allows *uncovered* balconies to encroach into a setback up to approximately 3 feet, but the Ordinance does not address *covered* balconies such as the requested 3-foot covered balcony encroachment into the setback; however, this modification request was reviewed and approved by both the Planning Commission and by City Council.

Motion: Preliminary Approval and continued indefinitely to Full Board with conditions:

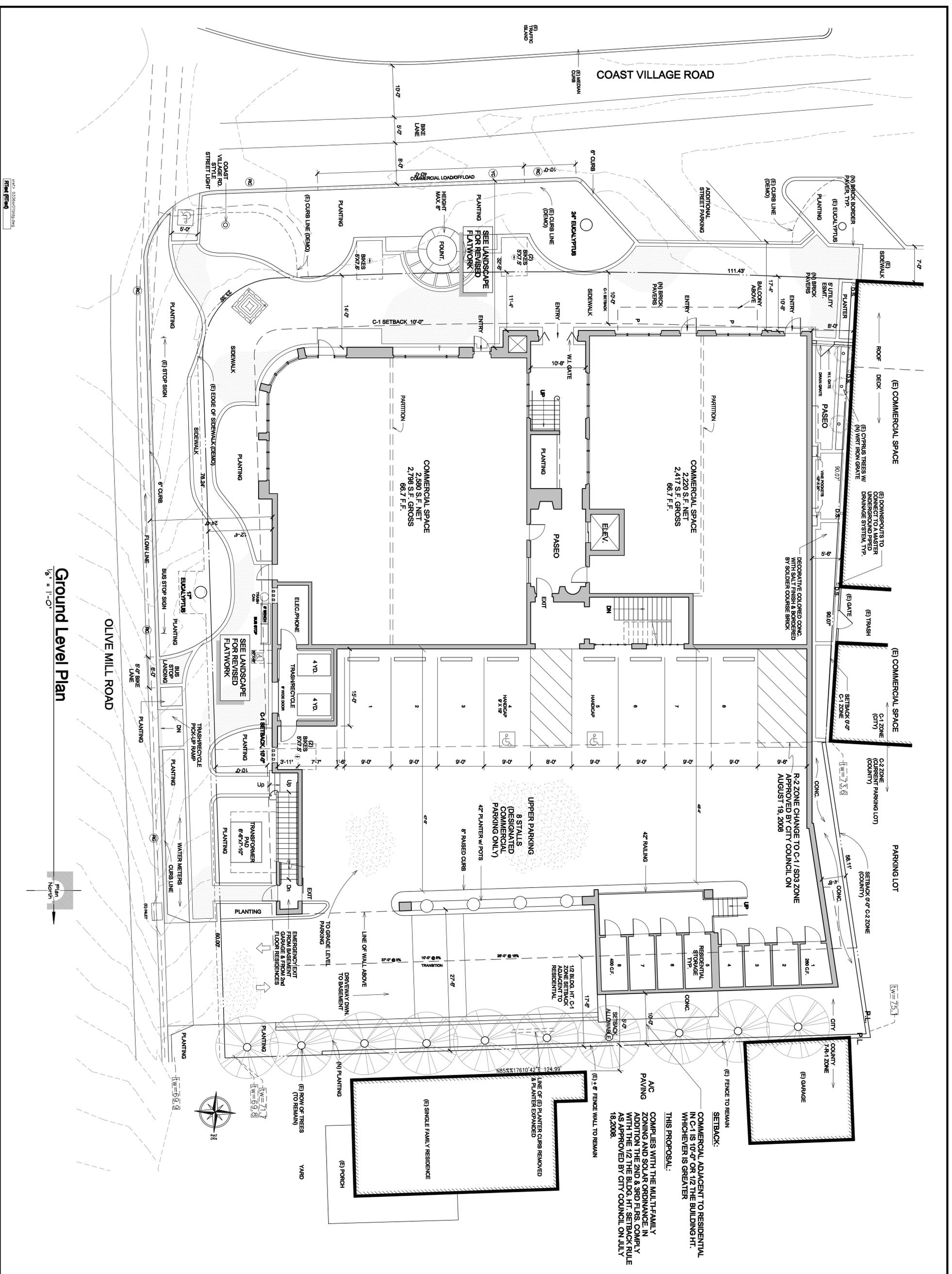
- 1) The Board appreciates the applicant's effort on the amount of requested detailing of the proposed project, which is moving in a very positive direction.
- 2) Applicant to return to the Full Board for an In-Progress Review regarding the internal/courtyard elevations.
- 3) Study the northwest elevation (at the third story, unit 8) for further details and architectural embellishments.

Action: Mosel/Rivera, 8/0/0. Motion carried. (Sherry stepped down).

Staff informed the Board that Tony Fischer submitted a letter from Orosz Engineering to be distributed to the Board, after the public comment period had closed. The letter is available to distribute to each Board member and a copy will be available in the ABR File.

Staff clarified that Mr. Fischer's request for public disclosure made during public comment was in regards to the request made by Mrs. Sandy Wallace to meet with the Board in a separate meeting outside of a regular scheduled ABR meeting to discuss the project at 1298 Coast Village Rd. Staff responded to Mrs. Wallace's request for a separate meeting and stated that at her request the Board was informed of her request for such a meeting, however, she was also advised that city staff would not participate in nor facilitate any such meetings outside of the regular city scheduled ABR meetings. The Board members acknowledged that they received the email from staff. The Board acknowledged that no Board member had participated in any such meeting, with Mrs. Wallace or any other individuals regarding this project, and therefore there was no need for public disclosure.

**** THE BOARD RECESSED AT 6:22 P.M. AND RECONVENED AT 6:50 P.M. ****



Ground Level Plan

1/8" = 1'-0"



<p>LENVIK & MINOR ARCHITECTS</p> <p>315 West Haley Street Santa Barbara, CA 93101 (805) 963-3357 Fax (805) 963-2785 A California Corporation</p> <p>Consultant</p>	<p>Client Mr. John Price P.O. Box 6106 Santa Barbara, CA 93160 Tel. (805) 564-1144</p>	<p>Price Mixed Use 1298 Coast Village Rd. Montecito, CA 93108</p>	<p>Revisions</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Date</th> <th>Remarks</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> </tr> </tbody> </table>	Date	Remarks							<p>Date</p> <p>Job Number 0336</p> <p>Drawn By RUB</p> <p>Checked By JAG</p> <p>Sheet of Sheets GROUND LEVEL PLAN</p> <p style="font-size: 2em; font-weight: bold;">A2.1</p>
Date	Remarks											

City Council to ABR Changes

	July 16, 2008 City Council	February 23, 2009 ABR Preliminary Approval
North Elevations	10' – 28 – 1 st Floor	10' – 28 – 1 st Floor
Bld distance to property line	10' – 31' – 2 nd Floor 17.5' - '31' – 3 rd Floor	17.5' – 31' – 2 nd Floor 17.5' - '31' – 3 rd Floor
South Elevation (Coast Village Rd)	10' – 14' 1 st & 2 nd Floor	10' – 14' - 1 st & 2 nd Floor
Bld distance to property line	22' – 27' – 3 rd Floor	22' – 27' – 3 rd Floor
East Elevation (Olive Mill Road)	10' – 12' 1 st & 2 nd Floor	10' – 14' 1 st & 2 nd Floor
Bld. distance to property line	12' – 17' 3 rd Floor	25' – 33' - 3 rd Floor
West Elevation	5' – 8' – 1 st Floor	5' – 8' – 1 st Floor
Bld distance to property line	5' – 9' – 2 nd Floor 7' – 12' 3 rd Floor	5' – 9' – 2 nd Floor 5' – 17' 3 rd Floor
Height	35' (overall)	35' (overall)
Overall Building Square Footage	17,070 square feet	17,
Total Private Outdoor Space	2,220 square feet	1,816 square feet
Total Common Space	2,164 square feet	2,337 square feet
2 nd Floor Center Area Dimension	38' X 44' Dimension includes both private patios & common open space	27' X 34' Dimension includes common open space only. All private patios, except for one, were moved to the outside of the building.

- D. **Design Review.** The following items are subject to the review and approval of the Architectural Board of Review (ABR). ABR shall not grant preliminary approval of the project until the following conditions have been satisfied.
1. **Tree Protection Measures.** The landscape plan and grading plan shall include the following tree protection measures:
 - a. **Landscaping & Development Adjacent to Trees.** Landscaping & development of the driveway adjacent to the Ficus tree(s) shall be compatible with the preservation of the tree(s).
 - b. **Arborist's Report.** Include a note on the plans that recommendations/conditions contained in the arborist's report prepared by Bill Spiewak, dated June 1, 2006, shall be implemented. (BIO-1)
 2. **Landscape Screening.** The existing Ficus trees along the northern property line shall continue to be maintained to buffer the parking area and site development from the adjacent residential zoned lot.
 3. **Useable Common Open Space.** Adequate usable common open space shall be provided in a location accessible by all units within the development.
 4. **Minimize Visual Effect of Paving.** Where feasible and consistent with Fire Department regulations, textured or colored pavement shall be used in paved areas of the project to minimize the visual effect of the expanse of paving, create a pedestrian environment, and provide access for all users.
 5. **Screened Check Valve/Backflow.** The check valve or anti-backflow devices for fire sprinkler and/or irrigation systems shall be provided in a location screened from public view or included in the exterior wall of the building.
 6. **Northerly Interior Yard Setback.** The northerly side of the project shall be redesigned such that there will be no setback encroachment on the second floor of the building.
 7. **Reduce Apparent Bulk.** Work with the applicant to reduce the apparent bulk of the building, with emphasis on compatibility with the Olive Mill Road neighborhood.
 8. **Tower Element.** Study or consider removal or relocation of the tower element.
 9. **Second and Third Floor Restudy.** Study the relationship between the second and third floor setbacks to reduce the apparent bulk of the building.

CORRESPONDENCE RELATED TO THIS ITEM



The voice of our community

May 13, 2009

RECEIVED
MAY 20 2009
MAYOR'S
SANTABARBARA

Mayor Blum and City Council Members
City of Santa Barbara
735 Anacapa Street
Santa Barbara, CA 93101

RE: Appeal of ABR Approval of Proposed Development at 1298 Coast Village Road, City Council Agenda of June 2, 2009

Dear Mayor and Council Members:

The Montecito Association respectfully requests that you grant the appeal of the Architectural Board of Review's preliminary approval of the 1298 Coast Village Road mixed-use project. We do not believe that the Council's intent with respect to reduction in the bulk and scale of the project was carried through or that an appropriate buffer between the development and neighboring residentially zoned land has been provided.

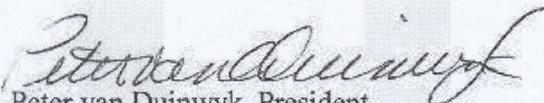
The scale of development permissible at the back of the site resulting from the rezone is contrary to the long-standing agreement and historic cooperation between the County and City that has maintained a buffer between commercial uses on Coast Village Road and neighboring residential uses. The approved design should respect this historic mandate.

When you granted the appeal of the Planning Commission's decision, your direction to reduce the project's apparent size, bulk and scale with emphasis on compatibility with the Olive Mill neighborhood was clear. The ABR approval does not implement your action and, in fact, the height and massing of the third story remain essentially the same. As a result, compatibility with the neighboring single story residential neighborhood to the north and east has not been achieved.

In closing, we believe it is feasible to redesign the project in a manner that is compatible with the surrounding residential neighborhood and that does not establish the wrong precedent for development on Coast Village Road. We urge you to take the actions necessary to achieve an appropriate solution, including retaining jurisdiction to ensure your intent is carried out.

Thank you for your attention to these comments.

Sincerely,


Peter van Duinwyk, President

cc: Peter Lawson, Community Development

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William Palladini
1st Vice President
Diane Pannkuk
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www.montecitoassociation.org

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The voice of our community

Marty

RECEIVED

MAY 18 2009

MAYOR & COUNCIL
SANTA BARBARA

May 13, 2009

Honorable Chair and Members of the California Coastal Commission
89 South California Street, Suite 200
Ventura, CA 93001

Re: MAJ-3-08, City of Santa Barbara Local Coastal Program Amendment
(Coast Village Road/Olive Mill Road Rezone)
Request for Continuance to a Southern California Meeting

2009 Officers:

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President
William Palladini
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Fax (805) 969-4043

info@montecitoassociation.org
www.montecitoassociation.org

Dear Honorable Chair and Members of the Commission:

The Montecito Association and members of the Montecito community are extremely concerned about the proposed Local Coastal Program Amendment for 1298 Coast Village Road. In fact, the Montecito Association had a member of our Board of Directors in attendance at your April 9, 2009 meeting in Oxnard. Unfortunately, as a result of a noticing error, this item was continued and we and other interested members of the public were not allowed to provide public testimony.

We understand that this item is tentatively scheduled for the June meeting in Marina del Rey. We would like to stress the importance of this item being heard at a location reasonably accessible from Santa Barbara so we and other interested parties have a full opportunity to participate in the public hearing process.

Sincerely,

Peter van Duinwyk, President

cc: Supervisor Salud Carbajal, Santa Barbara County Board of Supervisors,
123 E. Anapamu Street, Santa Barbara, CA 93101
Mayor Marty Blum, City of Santa Barbara, 735 Anacapa Street, Santa
Barbara, CA 93101
Peter Lawson, Community Development, City of Santa Barbara, 630
Garden Street, Santa Barbara, CA 93101
James Johnson, Coastal Program Analyst, California Coastal Commission,
89 South California Street, Ventura, CA 93001

Attachment