

**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 30, 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

- 1:00 p.m. - Special Finance Committee Meeting, David Gebhard Public Meeting Room, 630 Garden Street
- 2:00 p.m. - City Council Meeting
- 2:00 p.m. - Redevelopment Agency Meeting

SPECIAL FINANCE COMMITTEE MEETING - 1:00 P.M. IN DAVID GEBHARD PUBLIC MEETING ROOM, 630 GARDEN STREET

1. Subject: Redevelopment Agency Fiscal Year 2009 Interim Financial Statements For The Eleven Months Ended May 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 Eleven Months Ended May 31, 2009.
(See Council/Redevelopment Agency Agenda Item No. 17)

2. Subject: Fiscal Year 2009 Interim Financial Statements For The Eleven Months Ended May 31, 2009

Recommendation: That the Finance Committee recommend that Council accept the Fiscal Year 2009 Interim Financial Statements for the Eleven Months Ended May 31, 2009.
(See Council/Redevelopment Agency Agenda Item No. 3)

3. Subject: May 2009 Investment Report

Recommendation: That the Finance Committee recommend that Council accept the May 2009 Investment Report.
(See Council/Redevelopment Agency Agenda Item No. 4)

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

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CEREMONIAL ITEMS

- 1. Subject: Letter Of Recognition To KZSB - AM1290 For Exemplary Coverage Of The Jesusita Fire (120.08)**
- 2. Subject: Letter Of Recognition To KEYT - Channel 3 For Exemplary Coverage Of The Jesusita Fire (120.08)**

CHANGES TO THE AGENDA

PUBLIC COMMENT

CONSENT CALENDAR

CITY COUNCIL

- 3. Subject: Fiscal Year 2009 Interim Financial Statements For The Eleven Months Ended May 31, 2009 (250.02)**

Recommendation: That Council accept the Fiscal Year 2009 Interim Financial Statements for the Eleven Months Ended May 31, 2009.

- 4. Subject: May 2009 Investment Report (260.02)**

Recommendation: That Council accept the May 2009 Investment Report.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

5. Subject: Records Destruction For Police 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 Police Department in the Records Bureau, Parking Enforcement Division and the Business Office.

6. Subject: Acceptance Of Public Easements Associated With Proposed Extension Of La Vista Del Oceano Drive (330.03)

Recommendation: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting an Easement for Public Facility Purposes, Accepting an Easement for a Public Street Retaining Wall, and Accepting an Easement for a Public Street Wall Drainage Facility on Portions of the Real Property Known as 1575 La Vista Del Oceano Drive; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting an Easement for All Public Street Purposes on a Portion of the Real Property Known as 1562 La Vista Del Oceano Drive.

7. Subject: Agreement With The Santa Barbara Metropolitan Transit District For Transit Services (150.05)

Recommendation: That Council authorize the Public Works Director to execute a Fiscal Year 2010 Master Agreement with the Santa Barbara Metropolitan Transit District (MTD) for Transit Services in an amount not to exceed \$2,422,345.

8. Subject: Amendment To The Agreement For Transit Assistance For Santa Barbara Metropolitan Transit District Transit Lines 6 And 11 (150.05)

Recommendation: That Council authorize the Public Works Director to execute an amendment to the agreement between the City of Santa Barbara (City), Santa Barbara Metropolitan Transit District (MTD), the County of Santa Barbara (County), and the City of Goleta (Goleta), for transit services on MTD Transit Lines 6 and 11, for the period of July 1, 2009, through June 30, 2010, in the amount of \$159,447.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

9. Subject: Contract For Pavement Overlay And Maintenance Design Services For The American Recovery And Reinvestment Act (530.04)

Recommendation: That Council authorize the Public Works Director to execute a contract with Flowers and Associates (Flowers) in the amount of \$63,962 for design services for the American Recovery and Reinvestment Act (ARRA) Road Overlay and Maintenance Project, and authorize the General Services Manager to approve expenditures of up to \$6,396 for extra services for Flowers that may result from necessary changes in the scope of work.

10. Subject: Downtown Organization Maintenance Agreement For Fiscal Year 2010 (530.04)

Recommendation: That Council authorize the Parks and Recreation Director to execute an agreement in the amount of \$625,511 with the Downtown Organization (DO) for landscape maintenance, sidewalk cleaning, and general maintenance of the 00-1200 blocks of State Street from Victoria Street to Cabrillo Boulevard, including the 101 underpass and various cross streets, from July 1, 2009, through June 30, 2010.

11. Subject: Sewer Connection Agreement And Sewer Main Extension Agreement For 731 Coyote Road (540.13)

Recommendation: That Council:

- A. Authorize the Public Works Director to negotiate and execute a Service Connection Agreement between the City and the Lupe T. Rivera Trust, to provide for City sewer service to 731 Coyote Road; and
- B. Authorize the Public Works Director to negotiate and execute a Sewer Main Extension Agreement between the City and the Lupe T. Rivera Trust, to provide for the extension of the City sewer system to serve 731 Coyote Road.

12. Subject: Community Promotion Contract With Santa Barbara International Film Festival (230.02)

Recommendation: That Council authorize the Finance Director to execute a Community Promotion contract with Santa Barbara International Film Festival in an amount of \$54,960, covering the period from July 1, 2009, to June 30, 2010.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

13. Subject: Community Promotion Contract With The Santa Barbara Symphony, Inc., In Connection With The 4th Of July Concert (230.02)

Recommendation: That Council authorize the Finance Director to execute a Community Promotion contract with the Santa Barbara Symphony, Inc., in an amount of \$13,740 for July 1, 2009, through September 30, 2009, for this year's 4th of July concert.

14. Subject: Community Promotion Contract With The Santa Barbara Conference And Visitors Bureau And Film Commission (230.02)

Recommendation: That Council authorize the Finance Director to execute the Fiscal Year 2010 Community Promotion contract with the Santa Barbara Conference and Visitors Bureau in an amount of \$1,499,483 for the term of July 1, 2009, through June 30, 2010.

15. Subject: Purchase Order With Univision To Broadcast Spanish Language Public Service Announcements (540.14)

Recommendation: That Council:

- A. Accept a contribution of \$3,400 from the County of Santa Barbara and \$3,000 from the City of Goleta; and
- B. Authorize the General Services Manager to issue a purchase order in the amount of \$20,000 to Univision for a Spanish language public awareness campaign on water pollution prevention.

16. Subject: Adoption Of Ordinance Amending The 2008-2010 Memorandum Of Understanding Between The City Of Santa Barbara And The Santa Barbara City Employees' Association (General Unit) (440.02)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending the 2008-2010 Memorandum of Understanding Between the City of Santa Barbara and the Santa Barbara City Employees' Association (General Unit) to Include a Supplemental Agreement Regarding Furlough and Other Layoff Avoidance Measures.

CONSENT CALENDAR (CONT'D)

REDEVELOPMENT AGENCY

17. Subject: Redevelopment Agency Fiscal Year 2009 Interim Financial Statements For The Eleven Months Ended May 31, 2009

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

NOTICES

18. The City Clerk has on Thursday, June 25, 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 Architectural Board of Review Member James Blakeley and Franklin Center Advisory Committee Member Ken Rivas; the vacancies will be included in the next City Advisory Group recruitment.
20. Cancellation of the regular City Council and Redevelopment Agency meetings of July 7, 2009.

This concludes the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

ADMINISTRATIVE SERVICES DEPARTMENT

21. Subject: General Municipal Election Of November 3, 2009 (110.03)

Recommendation: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Calling for the Holding of a Vote-By-Mail General Municipal Election to be Held in the City on Tuesday, November 3, 2009, for the Election of Certain Officers as Required by the Provisions of the Charter and for the Submission of Four Charter Amendment Measures;
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Conduct of a Vote-By-Mail Election for the November 3, 2009, General Municipal Election;

(Cont'd)

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

ADMINISTRATIVE SERVICES DEPARTMENT (CONT'D)

21. (Cont'd)

- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting Regulations for Candidates for Elective Office Pertaining to Candidates' Statements to be Provided to the Voters for the General Municipal Election to be Held in the City on Tuesday, November 3, 2009;
- D. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Directing the City Attorney to Prepare Impartial Analyses of the City's Charter Amendment Measures to be Placed on the Ballot for the November 3, 2009, General Municipal Election;
- E. Determine whether the City Council or any individual member(s) of City Council will file an argument regarding the proposed Charter Amendments related to Charter Sections 1506, 809, 811 and 814, and if so, adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Setting Priorities for Filing Written Arguments Regarding City Charter Amendments to be Placed on the Ballot for the November 3, 2009, General Municipal Election; and
- F. Cancel the November 3, 2009, City Council Meeting due to the holding of the stand-alone election.

COMMUNITY DEVELOPMENT DEPARTMENT

22. Subject: Zoning Ordinance Amendment Pertaining To Non-Residential Construction Projects (Measure E) (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 Section 28.87.300 of Chapter 28.87 of Title 28 of the Municipal Code Regarding Limitations on Non-Residential Development Within the City; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing Procedures for Administration of the Amendments to Titles 28 and 29 of the Municipal Code Implementing the General Plan Update Growth Decisions and Charter Section 1508, and Rescinding Resolution No. 99-036.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

FINANCE DEPARTMENT

23. Subject: Amendments To The Purchasing Code, Chapter 4.52 Of The Municipal Code (340.02)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 4.52 of Title 4 of the Santa Barbara Municipal Code Providing Procedures for the Purchase of Equipment, Supplies and Services.

PUBLIC WORKS DEPARTMENT

24. Subject: Parking And Business Improvement Area Annual Assessment 2010 (550.10)

Recommendation: That Council:

- A. Consider any protests to the Parking and Business Improvement Area (PBIA) Annual Assessment Report 2010, as required by the California Parking and Business Improvement Area Law of 1989; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Fixing and Assessing the PBIA Assessment Rates for Fiscal Year 2010, and Confirming its Approval of the PBIA Annual Assessment Report for Fiscal Year 2010.

MAYOR AND COUNCIL REPORTS

25. Subject: Appointments To City Advisory Groups (140.05)

Recommendation: That Council:

- A. Make appointments to the City Advisory Groups; and
- B. Make a recommendation to the Mayor on the appointments to the Housing Authority Commission.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

ADJOURNMENT

CITY OF SANTA BARBARA
FINANCE COMMITTEE
SPECIAL MEETING AGENDA

DATE: June 30, 2009

TIME: 1:00 p.m.

PLACE: David Gebhard Public Meeting Room
630 Garden Street

Roger L. Horton, Chair

Helene Schneider

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 Eleven Months Ended May 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 Eleven Months Ended May 31, 2009.

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

2. Subject: Fiscal Year 2009 Interim Financial Statements For The Eleven Months Ended May 31, 2009

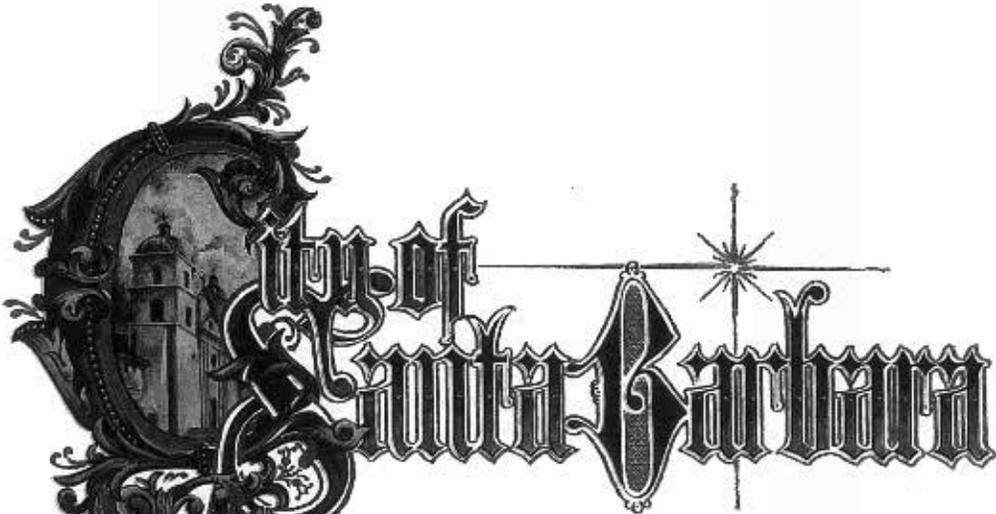
Recommendation: That the Finance Committee recommend that Council accept the Fiscal Year 2009 Interim Financial Statements for the Eleven Months Ended May 31, 2009.

(See Council/Redevelopment Agency Agenda Item No. 3)

3. Subject: May 2009 Investment Report

Recommendation: That the Finance Committee recommend that Council accept the May 2009 Investment Report.

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



LETTER of RECOGNITION

Exemplary Coverage of the Jesusita Fire KZSB - AM 1290

WHEREAS, the Jesusita Fire began on the afternoon of Tuesday May 5th, 2009, and was declared 100% contained on Friday, May 22, 2009; and

WHEREAS, the Jesusita Fire burned 8,733 acres and a total of 160 structures were destroyed by the fire, as well as an additional 17 structures which were damaged; and

WHEREAS, from the moment KZSB- AM 1290 staff was contacted about the "very visible fire in the hills of Santa Barbara," around the clock coverage was provided to keep the listeners in the community informed; and

WHEREAS, the crew at KZSB- AM 1290 provided 94 hours of live coverage which prepared the citizens of Santa Barbara for evacuation and saved lives; and

WHEREAS, the community of Santa Barbara wishes to express their appreciation to KZSB- AM 1290 and their dedicated staff for the exemplary coverage of the Jesusita Fire and for their diligent and hard work to keep evacuees and Santa Barbara citizens informed.

NOW, THEREFORE, I, MARTY BLUM, by virtue of the authority vested in me as Mayor of the City of Santa Barbara, California, do hereby offer sincere gratitude and appreciation to the KZSB - AM 1290 for their exemplary coverage of the Jesusita Fire.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Official Seal of the City of Santa Barbara, California, to be affixed this 30th day of June 2009.

MARTY BLUM, MAYOR





LETTER of RECOGNITION

Exemplary Coverage of the Jesusita Fire KEYT - Channel 3

WHEREAS, the Jesusita Fire began on the afternoon of Tuesday May 5th, 2009, and was declared 100% contained on Friday, May 22, 2009; and

WHEREAS, the Jesusita Fire burned 8,733 acres and a total of 160 structures were destroyed by the fire, as well as an additional 17 structures which were damaged; and

WHEREAS, KEYT provided comprehensive and detailed coverage of the Jesusita Fire during the entirety of the wildfire, especially when the fire took a turn for the worse; and

WHEREAS, the compelling and comprehensive coverage of the fire by the KEYT news team provided the Santa Barbara community with immediate information about evacuation warnings and orders, fire safety and urged citizens to work together with fire official's suggestions and orders; and

WHEREAS, by providing accurate and current information about the conditions of the Jesusita Fire, lives were saved and houses were spared; and

WHEREAS, the community of Santa Barbara wishes to express their appreciation for KEYT's exemplary coverage of the Jesusita Fire and thanks the entire team at Channel 3 for their diligent and hard work to keep evacuees and Santa Barbara citizens informed.

NOW, THEREFORE, I, MARTY BLUM, by virtue of the authority vested in me as Mayor of the City of Santa Barbara, California, do hereby offer sincere gratitude and appreciation to the KEYT - CHANNEL 3 news team for their exemplary coverage of the Jesusita Fire.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Official Seal of the City of Santa Barbara, California, to be affixed this 30th day of June, 2009.

MARTY BLUM, MAYOR





CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 30, 2009

TO: Mayor and Councilmembers

FROM: Accounting Division, Finance Department

SUBJECT: Fiscal Year 2009 Interim Financial Statements For The Eleven Months Ended May 31, 2009

RECOMMENDATION:

That Council accept the Fiscal Year 2009 Interim Financial Statements for the Eleven Months Ended May 31, 2009.

DISCUSSION:

The interim financial statements for the eleven months ended May 31, 2009 (91.7% 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 Eleven Months Ended May 31, 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 Eleven Months Ended May 31, 2009 (91.7% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget
GENERAL FUND					
Revenue	108,222,301	98,163,086	-	10,059,215	90.7%
Expenditures	110,829,125	98,163,515	1,323,378	11,342,232	89.8%
<i>Addition to / (use of) reserves</i>	(2,606,823)	(429)	(1,323,378)		
WATER OPERATING FUND					
Revenue	32,633,646	30,769,879	-	1,863,767	94.3%
Expenditures	37,988,207	32,212,821	1,517,920	4,257,466	88.8%
<i>Addition to / (use of) reserves</i>	(5,354,561)	(1,442,943)	(1,517,920)		
WASTEWATER OPERATING FUND					
Revenue	14,975,942	13,651,625	-	1,324,317	91.2%
Expenditures	15,406,773	13,243,235	724,226	1,439,312	90.7%
<i>Addition to / (use of) reserves</i>	(430,831)	408,390	(724,226)		
DOWNTOWN PARKING					
Revenue	7,464,980	6,327,325	-	1,137,655	84.8%
Expenditures	9,644,437	8,444,266	434,266	765,904	92.1%
<i>Addition to / (use of) reserves</i>	(2,179,457)	(2,116,941)	(434,266)		
AIRPORT OPERATING FUND					
Revenue	12,892,002	12,053,257	-	838,745	93.5%
Expenditures	15,310,907	12,939,980	533,177	1,837,751	88.0%
<i>Addition to / (use of) reserves</i>	(2,418,905)	(886,723)	(533,177)		
GOLF COURSE FUND					
Revenue	2,695,570	2,355,320	-	340,250	87.4%
Expenditures	3,349,846	2,509,396	148,999	691,451	79.4%
<i>Addition to / (use of) reserves</i>	(654,276)	(154,076)	(148,999)		
INTRA-CITY SERVICE FUND					
Revenue	5,704,141	4,933,206	-	770,935	86.5%
Expenditures	6,341,226	4,833,403	515,378	992,445	84.3%
<i>Addition to / (use of) reserves</i>	(637,085)	99,803	(515,378)		

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenditures
Summary by Fund
For the Eleven Months Ended May 31, 2009 (91.7% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget
ICS EQUIPMENT REPLACEMENT FUND					
Revenue	2,347,673	2,195,058	-	152,615	93.5%
Expenditures	4,017,755	2,041,168	433,957	1,542,630	61.6%
<i>Addition to / (use of) reserves</i>	(1,670,082)	153,889	(433,957)		
SELF INSURANCE TRUST FUND					
Revenue	5,958,769	6,712,080	-	(753,311)	112.6%
Expenditures	9,062,830	7,325,993	155,032	1,581,805	82.5%
<i>Addition to / (use of) reserves</i>	(3,104,061)	(613,913)	(155,032)		
INFORMATION SYSTEMS ICS FUND					
Revenue	2,546,684	2,385,406	-	161,278	93.7%
Expenditures	2,868,065	2,317,774	224,431	325,860	88.6%
<i>Addition to / (use of) reserves</i>	(321,381)	67,633	(224,431)		
WATERFRONT FUND					
Revenue	11,548,876	10,191,638	-	1,357,238	88.2%
Expenditures	12,168,847	10,428,636	328,174	1,412,037	88.4%
<i>Addition to / (use of) reserves</i>	(619,971)	(236,998)	(328,174)		
TOTAL FOR ALL FUNDS					
Revenue	206,990,584	189,737,879	-	17,252,705	91.7%
Expenditures	226,988,017	194,460,188	6,338,938	26,188,892	88.5%
<i>Addition to / (use of) reserves</i>	(19,997,433)	(4,722,309)	(6,338,938)		

**** 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 Eleven Months Ended May 31, 2009 (91.7% of Fiscal Year)

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Remaining Balance</u>	<u>Percent Received</u>	<u>Previous YTD</u>
TAXES					
Sales and Use	19,206,432	17,679,251	1,527,181	92.0%	19,708,862
Property Taxes	23,165,295	22,441,397	723,898	96.9%	21,677,081
Utility Users Tax	7,129,923	6,312,999	816,924	88.5%	6,224,907
Transient Occupancy Tax	12,785,113	11,358,544	1,426,569	88.8%	11,801,564
Franchise Fees	2,937,139	2,765,484	171,655	94.2%	2,533,206
Business License	2,258,500	2,124,509	133,991	94.1%	2,106,660
Real Property Transfer Tax	333,592	261,109	72,483	78.3%	457,223
<i>Total</i>	<u>67,815,994</u>	<u>62,943,294</u>	<u>4,872,700</u>	<u>92.8%</u>	<u>64,509,503</u>
LICENSES & PERMITS					
Licenses & Permits	128,995	167,633	(38,638)	130.0%	137,155
<i>Total</i>	<u>128,995</u>	<u>167,633</u>	<u>(38,638)</u>	<u>130.0%</u>	<u>137,155</u>
FINES & FORFEITURES					
Parking Violations	2,353,937	2,161,998	191,939	91.8%	2,122,943
Library Fines	145,000	93,610	51,390	64.6%	118,790
Municipal Court Fines	148,000	146,128	1,872	98.7%	134,865
<i>Total</i>	<u>2,646,937</u>	<u>2,401,735</u>	<u>245,202</u>	<u>90.7%</u>	<u>2,376,598</u>
USE OF MONEY & PROPERTY					
Investment Income	1,514,026	1,228,497	285,529	81.1%	1,553,776
Rents & Concessions	406,666	374,949	31,717	92.2%	384,104
<i>Total</i>	<u>1,920,692</u>	<u>1,603,446</u>	<u>317,246</u>	<u>83.5%</u>	<u>1,937,879</u>
INTERGOVERNMENTAL					
Grants	1,974,758	2,190,631	(215,873)	110.9%	2,255,979
Vehicle License Fees	338,074	243,139	94,935	71.9%	385,508
<i>Total</i>	<u>2,312,832</u>	<u>2,433,770</u>	<u>(120,938)</u>	<u>105.2%</u>	<u>2,641,487</u>
FEES & SERVICE CHARGES					
Finance	858,930	753,315	105,615	87.7%	726,140
Community Development	4,475,017	4,051,436	423,581	90.5%	4,247,782
Recreation	2,555,665	2,283,808	271,857	89.4%	2,109,115
Public Safety	433,055	352,361	80,694	81.4%	348,011
Public Works	4,220,897	4,069,809	151,088	96.4%	4,213,887
Library	782,082	746,696	35,386	95.5%	736,356
Reimbursements	5,236,450	4,625,347	611,103	88.3%	4,480,690
<i>Total</i>	<u>18,562,096</u>	<u>16,882,773</u>	<u>1,679,323</u>	<u>91.0%</u>	<u>16,861,981</u>
OTHER MISCELLANEOUS REVENUES					
Miscellaneous	3,178,185	3,216,114	(37,929)	101.2%	1,290,958
Indirect Allocations	6,478,919	5,947,926	530,993	91.8%	5,696,404
Operating Transfers-In	5,177,651	2,566,394	2,611,257	49.6%	439,237
<i>Total</i>	<u>14,834,755</u>	<u>11,730,434</u>	<u>3,104,321</u>	<u>79.1%</u>	<u>7,426,599</u>
TOTAL REVENUES	<u>108,222,301</u>	<u>98,163,086</u>	<u>10,059,215</u>	<u>90.7%</u>	<u>95,891,201</u>

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Eleven Months Ended May 31, 2009 (91.7% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	** Remaining Balance	YTD Expended and Encumbered	Previous YTD
GENERAL GOVERNMENT						
<u>Mayor & City Council</u>						
MAYOR	857,792	738,689	276	118,827	86.1%	
<i>Total</i>	857,792	738,689	276	118,827	86.1%	709,499
<u>City Attorney</u>						
CITY ATTORNEY	2,230,025	1,959,225	-	270,800	87.9%	
<i>Total</i>	2,230,025	1,959,225	-	270,800	87.9%	1,856,628
<u>Administration</u>						
CITY ADMINISTRATOR	1,506,079	1,316,523	9,641	179,915	88.1%	
LABOR RELATIONS	289,415	203,771	33,851	51,793	82.1%	
CITY TV	528,509	458,272	12,817	57,420	89.1%	
<i>Total</i>	2,324,004	1,978,566	56,309	289,129	87.6%	1,923,151
<u>Administrative Services</u>						
CITY CLERK	625,160	483,905	19,702	121,553	80.6%	
HUMAN RESOURCES	1,315,794	1,094,136	21,750	199,907	84.8%	
ADMIN SVCS-EMPLOYEE DEVELOPMENT	279,334	194,273	-	85,061	69.5%	
<i>Total</i>	2,220,288	1,772,315	41,452	406,522	81.7%	2,025,358
<u>Finance</u>						
ADMINISTRATION	820,053	722,787	15,317	81,950	90.0%	
TREASURY	443,154	412,249	-	30,905	93.0%	
CASHIERING & COLLECTION	359,549	280,764	-	78,785	78.1%	
LICENSES & PERMITS	545,422	495,888	-	49,534	90.9%	
BUDGET MANAGEMENT	446,158	323,280	6,000	116,878	73.8%	
ACCOUNTING	577,684	418,991	32,187	126,506	78.1%	
PAYROLL	290,216	258,007	5,831	26,378	90.9%	
ACCOUNTS PAYABLE	220,571	202,804	-	17,767	91.9%	
CITY BILLING & CUSTOMER SERVICE	566,683	517,869	-	48,814	91.4%	
PURCHASING	665,581	601,324	1,990	62,267	90.6%	
CENTRAL STORES	201,854	187,472	-	14,382	92.9%	
MAIL SERVICES	102,166	91,852	3,424	6,890	93.3%	
<i>Total</i>	5,239,090	4,513,863	64,748	660,480	87.4%	4,101,950
TOTAL GENERAL GOVERNMENT	12,871,199	10,962,657	162,785	1,745,758	86.4%	10,616,587
PUBLIC SAFETY						
<u>Police</u>						
CHIEF'S STAFF	1,490,492	1,238,877	-	251,615	83.1%	
SUPPORT SERVICES	564,190	543,180	1,687	19,323	96.6%	
RECORDS	1,405,560	1,237,506	5,778	162,276	88.5%	
COMMUNITY SVCS	1,064,540	1,088,985	920	(25,364)	102.4%	
CRIME ANALYSIS	94,472	81,721	-	12,751	86.5%	
PROPERTY ROOM	124,389	133,205	289	(9,105)	107.3%	

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Eleven Months Ended May 31, 2009 (91.7% 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	357,300	-	91,204	79.7%	
RANGE	976,214	904,100	27,865	44,250	95.5%	
BEAT COORDINATORS	896,729	777,246	-	119,483	86.7%	
INFORMATION TECHNOLOGY	1,146,901	1,049,857	4,091	92,954	91.9%	
INVESTIGATIVE DIVISION	4,690,801	4,435,655	4,226	250,920	94.7%	
CRIME LAB	215,166	205,874	-	9,292	95.7%	
PATROL DIVISION	12,615,285	11,848,196	31,578	735,510	94.2%	
TRAFFIC	1,201,073	1,172,431	1,391	27,251	97.7%	
SPECIAL EVENTS	817,819	1,138,447	-	(320,628)	139.2%	
TACTICAL PATROL FORCE	1,038,682	1,019,121	-	19,561	98.1%	
STREET SWEEPING ENFORCEMENT	258,157	230,705	-	27,452	89.4%	
NIGHT LIFE ENFORCEMENT	440,911	410,881	-	30,030	93.2%	
PARKING ENFORCEMENT	1,044,119	837,807	10,798	195,515	81.3%	
CCC	2,318,346	1,898,157	1	420,188	81.9%	
ANIMAL CONTROL	610,568	515,206	-	95,362	84.4%	
<i>Total</i>	<u>33,462,918</u>	<u>31,126,450</u>	<u>88,623</u>	<u>2,247,846</u>	93.3%	<u>28,857,601</u>
<u>Fire</u>						
ADMINISTRATION	1,144,283	1,043,472	40,780	60,031	94.8%	
EMERGENCY SERVICES AND PUBLIC ED	364,075	278,135	7,885	78,055	78.6%	
PREVENTION	1,188,379	1,052,188	1,720	134,471	88.7%	
WILDLAND FIRE MITIGATION PROGRAM	188,738	148,499	36,075	4,164	97.8%	
OPERATIONS	16,865,459	15,294,396	84,390	1,486,673	91.2%	
ARFF	1,520,279	1,456,254	-	64,025	95.8%	
<i>Total</i>	<u>21,271,213</u>	<u>19,273,527</u>	<u>170,851</u>	<u>1,826,836</u>	91.4%	<u>18,062,678</u>
TOTAL PUBLIC SAFETY	<u>54,734,131</u>	<u>50,399,976</u>	<u>259,474</u>	<u>4,074,681</u>	92.6%	<u>46,920,280</u>
PUBLIC WORKS						
<u>Public Works</u>						
ADMINISTRATION	885,393	779,571	14,787	91,034	89.7%	
ENGINEERING SVCS	4,265,505	3,811,485	18,075	435,944	89.8%	
PUBLIC RT OF WAY MGMT	1,449,021	1,194,837	741	253,442	82.5%	
ENVIRONMENTAL PROGRAMS	634,286	404,645	46,842	182,799	71.2%	
<i>Total</i>	<u>7,234,204</u>	<u>6,190,540</u>	<u>80,445</u>	<u>963,219</u>	86.7%	<u>5,849,845</u>
TOTAL PUBLIC WORKS	<u>7,234,204</u>	<u>6,190,540</u>	<u>80,445</u>	<u>963,219</u>	86.7%	<u>5,849,845</u>
COMMUNITY SERVICES						
<u>Parks & Recreation</u>						
PRGM MGMT & BUS SVCS	483,494	446,814	-	36,680	92.4%	
FACILITIES	467,880	390,767	3,609	73,504	84.3%	
CULTURAL ARTS	574,265	526,090	14,675	33,500	94.2%	
YOUTH ACTIVITIES	1,190,773	1,039,378	5,588	145,807	87.8%	

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Eleven Months Ended May 31, 2009 (91.7% 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	346,423	1,221	47,496	88.0%	
SR CITIZENS	828,181	738,852	102	89,227	89.2%	
AQUATICS	1,178,393	1,036,167	28,580	113,646	90.4%	
SPORTS	468,991	431,684	125	37,181	92.1%	
TENNIS	316,401	276,636	-	39,765	87.4%	
WESTSIDE CENTER	1,050,645	912,498	823	137,324	86.9%	
ADMINISTRATION	580,032	531,188	-	48,844	91.6%	
PROJECT MANAGEMENT TEAM	356,737	325,236	-	31,501	91.2%	
BUSINESS SERVICES	523,482	467,897	10,636	44,949	91.4%	
FACILITY & PROJECT MGT	1,152,688	998,758	2,629	151,301	86.9%	
GROUNDS MANAGEMENT	5,003,317	4,037,054	307,032	659,232	86.8%	
FORESTRY	1,293,497	1,027,042	62,338	204,117	84.2%	
BEACH MAINTENANCE	192,023	142,522	18,822	30,679	84.0%	
<i>Total</i>	<u>16,055,940</u>	<u>13,675,582</u>	<u>456,181</u>	<u>1,924,176</u>	88.0%	<u>12,977,046</u>
<u>Library</u>						
ADMINISTRATION	455,273	427,044	-	28,229	93.8%	
PUBLIC SERVICES	2,495,297	2,148,198	15,435	331,664	86.7%	
SUPPORT SERVICES	1,666,715	1,496,812	23,592	146,310	91.2%	
<i>Total</i>	<u>4,617,285</u>	<u>4,072,055</u>	<u>39,027</u>	<u>506,203</u>	89.0%	<u>3,750,492</u>
TOTAL COMMUNITY SERVICES	<u>20,673,224</u>	<u>17,747,637</u>	<u>495,209</u>	<u>2,430,379</u>	88.2%	<u>16,727,538</u>
COMMUNITY DEVELOPMENT						
<u>Community Development</u>						
ADMINISTRATION	493,605	443,904	398	49,303	90.0%	
ECON DEV	95,801	87,583	-	8,218	91.4%	
CITY ARTS ADVISORY PROGRAM	590,047	590,047	-	-	100.0%	
HUMAN SVCS	817,930	611,637	201,027	5,266	99.4%	
RDA	817,712	664,530	-	153,182	81.3%	
RDA HSG DEV	698,768	633,797	-	64,971	90.7%	
LR PLANNING/STUDIES	775,787	670,793	306	104,688	86.5%	
DEV & DESIGN REVIEW	1,222,228	1,052,804	32,494	136,930	88.8%	
ZONING	915,314	815,270	357	99,687	89.1%	
DESIGN REV & HIST PRESERVATN	1,071,992	909,012	45,915	117,065	89.1%	
SHO/ENVIRON REVIEW/TRAINING	781,891	698,505	7,657	75,729	90.3%	
BLDG PERMITS	1,171,075	1,035,951	1,749	133,375	88.6%	
RECORDS & ARCHIVES	622,223	526,935	18,854	76,434	87.7%	
PLAN CK & COUNTER SRV	1,422,127	1,126,387	16,708	279,033	80.4%	
<i>Total</i>	<u>11,496,500</u>	<u>9,867,153</u>	<u>325,465</u>	<u>1,303,882</u>	88.7%	<u>9,361,352</u>
TOTAL COMMUNITY DEVELOPMENT	<u>11,496,500</u>	<u>9,867,153</u>	<u>325,465</u>	<u>1,303,882</u>	88.7%	<u>9,361,352</u>

**CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Eleven Months Ended May 31, 2009 (91.7% 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>
NON-DEPARTMENTAL						
<u>Non-Departmental</u>						
COMMUNITY PROMOTIONS	1,783,071	1,762,670	-	20,401	98.9%	
SPECIAL PROJECTS	42,220	34,285	-	7,935	81.2%	
TRANSFERS OUT	43,500	43,500	-	-	100.0%	
DEBT SERVICE TRANSFERS	355,945	326,667	-	29,278	91.8%	
CAPITAL OUTLAY TRANSFER	894,352	828,430	-	65,923	92.6%	
APPROP. RESERVE	700,777	-	-	700,777	0.0%	
<i>Total</i>	<u>3,819,865</u>	<u>2,995,552</u>	<u>-</u>	<u>824,313</u>	<u>78.4%</u>	<u>3,955,976</u>
TOTAL NON-DEPARTMENTAL	<u>3,819,865</u>	<u>2,995,552</u>	<u>-</u>	<u>824,313</u>	<u>78.4%</u>	<u>3,955,976</u>
TOTAL EXPENDITURES	<u>110,829,125</u>	<u>98,163,515</u>	<u>1,323,378</u>	<u>11,342,232</u>	<u>89.8%</u>	<u>93,431,577</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 Eleven Months Ended May 31, 2009 (91.7% 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	2,608,624	-	345,145	88.3%
Expenditures	3,125,118	2,272,382	155,461	697,275	77.7%
<i>Revenue Less Expenditures</i>	(171,349)	336,242	(155,461)	(352,130)	
SOLID WASTE PROGRAM					
Revenue	17,522,051	15,942,622	-	1,579,429	91.0%
Expenditures	17,679,913	15,899,944	92,161	1,687,809	90.5%
<i>Revenue Less Expenditures</i>	(157,862)	42,678	(92,161)	(108,380)	
COMM.DEVELOPMENT BLOCK GRANT					
Revenue	2,555,943	1,116,727	-	1,439,216	43.7%
Expenditures	2,555,943	833,413	267,860	1,454,670	43.1%
<i>Revenue Less Expenditures</i>	-	283,315	(267,860)	(15,454)	
COUNTY LIBRARY					
Revenue	1,877,220	1,306,637	-	570,583	69.6%
Expenditures	1,893,738	1,635,581	21,556	236,601	87.5%
<i>Revenue Less Expenditures</i>	(16,518)	(328,944)	(21,556)	333,982	
STREETS FUND					
Revenue	9,994,205	8,226,155	-	1,768,050	82.3%
Expenditures	14,667,871	8,981,087	1,385,873	4,300,911	70.7%
<i>Revenue Less Expenditures</i>	(4,673,666)	(754,932)	(1,385,873)	(2,532,861)	
MEASURE "D"					
Revenue	5,186,919	4,058,188	-	1,128,731	78.2%
Expenditures	8,270,484	3,232,159	1,579,259	3,459,066	58.2%
<i>Revenue Less Expenditures</i>	(3,083,565)	826,029	(1,579,259)	(2,330,335)	

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eleven Months Ended May 31, 2009 (91.7% of Fiscal Year)

WATER OPERATING FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Water Sales - Metered	28,462,500	26,414,833	-	2,047,667	92.8%	26,503,240
Service Charges	499,392	333,662	-	165,730	66.8%	538,017
Cater JPA Treatment Charges	1,700,000	2,307,074	-	(607,074)	135.7%	1,836,045
Investment Income	1,285,000	1,432,512	-	(147,512)	111.5%	1,505,328
Grants	56,098	20,000	-	36,098	35.7%	23,500
Reimbursements	18,000	-	-	18,000	0.0%	-
Miscellaneous	612,656	261,797	-	350,859	42.7%	208,942
TOTAL REVENUES	32,633,646	30,769,879	-	1,863,767	94.3%	30,615,071
EXPENSES						
Salaries & Benefits	7,264,664	6,306,435	-	958,229	86.8%	5,826,283
Materials, Supplies & Services	8,258,491	6,282,884	1,360,188	615,419	92.5%	5,963,706
Special Projects	287,651	118,365	24,904	144,382	49.8%	97,743
Water Purchases	7,518,586	6,765,084	85,101	668,401	91.1%	6,845,995
Debt Service	4,759,271	3,913,032	-	846,239	82.2%	3,237,758
Capital Outlay Transfers	9,500,039	8,742,597	-	757,442	92.0%	5,901,598
Equipment	163,824	43,346	15,820	104,658	36.1%	65,032
Capitalized Fixed Assets	114,980	20,750	31,906	62,325	45.8%	68,134
Other	5,700	20,328	-	(14,628)	356.6%	5,039
Appropriated Reserve	115,000	-	-	115,000	0.0%	-
TOTAL EXPENSES	37,988,207	32,212,821	1,517,920	4,257,466	88.8%	28,011,288

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 Eleven Months Ended May 31, 2009 (91.7% 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	12,305,197	-	1,147,303	91.5%	11,735,954
Fees	519,515	399,147	-	120,368	76.8%	545,063
Investment Income	480,000	480,241	-	(241)	100.1%	544,092
Miscellaneous	173,927	117,040	-	56,887	67.3%	12,645
Operating Transfers-In	350,000	350,000	-	-	100.0%	-
TOTAL REVENUES	<u>14,975,942</u>	<u>13,651,625</u>	<u>-</u>	<u>1,324,317</u>	<u>91.2%</u>	<u>12,837,754</u>
EXPENSES						
Salaries & Benefits	5,002,852	4,363,743	-	639,109	87.2%	4,118,259
Materials, Supplies & Services	5,651,183	4,506,824	655,500	488,860	91.3%	4,303,880
Special Projects	915,217	1,020,999	59,768	(165,550)	118.1%	691,546
Debt Service	1,355,548	1,322,315	-	33,233	97.5%	1,282,493
Capital Outlay Transfers	2,242,107	1,996,173	-	245,934	89.0%	1,880,797
Equipment	31,432	13,907	6,422	11,102	64.7%	33,771
Capitalized Fixed Assets	58,435	19,274	2,537	36,624	37.3%	36,290
Appropriated Reserve	150,000	-	-	150,000	0.0%	-
TOTAL EXPENSES	<u>15,406,773</u>	<u>13,243,235</u>	<u>724,226</u>	<u>1,439,312</u>	<u>90.7%</u>	<u>12,347,035</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 Eleven Months Ended May 31, 2009 (91.7% of Fiscal Year)
DOWNTOWN PARKING

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Improvement Tax	880,000	833,999	-	46,001	94.8%	855,372
Parking Fees	6,145,000	5,071,880	-	1,073,120	82.5%	5,226,336
Investment Income	325,000	300,390	-	24,610	92.4%	339,093
Miscellaneous	71,480	77,556	-	(6,076)	108.5%	2,326
Operating Transfers-In	43,500	43,500	-	-	100.0%	36,420
TOTAL REVENUES	7,464,980	6,327,325	-	1,137,655	84.8%	6,459,547
EXPENSES						
Salaries & Benefits	3,624,380	3,330,132	-	294,248	91.9%	2,962,321
Materials, Supplies & Services	2,031,789	1,566,874	131,680	333,236	83.6%	1,598,696
Special Projects	886,504	567,259	300,186	19,059	97.9%	553,053
Transfers-Out	2,967,685	2,967,685	-	-	100.0%	-
Capital Outlay Transfers	34,078	2,672	-	31,406	7.8%	9,523
Equipment	40,000	735	2,400	36,865	7.8%	4,499
Capitalized Fixed Assets	-	8,910	-	(8,910)	100.0%	388,225
Appropriated Reserve	60,000	-	-	60,000	0.0%	-
TOTAL EXPENSES	9,644,437	8,444,266	434,266	765,904	92.1%	5,516,316

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eleven Months Ended May 31, 2009 (91.7% of Fiscal Year)
AIRPORT OPERATING FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Leases - Commercial / Industrial	4,071,450	3,881,443	-	190,007	95.3%	3,815,684
Leases - Terminal	5,029,702	4,238,575	-	791,127	84.3%	4,653,987
Leases - Non-Commerical Aviation	1,168,600	1,089,951	-	78,649	93.3%	1,113,060
Leases - Commerical Aviation	1,955,000	2,013,317	-	(58,317)	103.0%	2,108,177
Investment Income	413,000	456,534	-	(43,534)	110.5%	492,428
Miscellaneous	254,250	373,437	-	(119,187)	146.9%	174,818
TOTAL REVENUES	12,892,002	12,053,257	-	838,745	93.5%	12,358,155
EXPENSES						
Salaries & Benefits	4,880,629	4,279,522	-	601,107	87.7%	3,945,418
Materials, Supplies & Services	6,996,243	5,872,355	493,859	630,029	91.0%	5,635,885
Special Projects	770,150	471,931	-	298,219	61.3%	462,021
Transfers-Out	-	-	-	-	100.0%	86,241
Capital Outlay Transfers	2,447,427	2,235,930	-	211,497	91.4%	2,571,342
Equipment	128,728	40,710	39,318	48,700	62.2%	72,102
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	12,939,980	533,177	1,837,751	88.0%	12,885,904

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 Eleven Months Ended May 31, 2009 (91.7% of Fiscal Year)

GOLF COURSE FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Fees & Card Sales	2,003,600	1,658,133	-	345,467	82.8%	1,719,582
Investment Income	35,000	39,447	-	(4,447)	112.7%	51,528
Rents & Concessions	285,000	273,594	-	11,406	96.0%	280,880
Miscellaneous	371,970	384,147	-	(12,177)	103.3%	2,499
TOTAL REVENUES	2,695,570	2,355,320	-	340,250	87.4%	2,054,489
EXPENSES						
Salaries & Benefits	1,204,819	1,096,980	-	107,839	91.0%	1,011,219
Materials, Supplies & Services	704,468	583,753	111,978	8,737	98.8%	595,272
Special Projects	69,117	52,125	13,400	3,592	94.8%	10,291
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	590,657	23,622	547,314	52.9%	88,414
TOTAL EXPENSES	3,349,846	2,509,396	148,999	691,451	79.4%	1,894,285

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eleven Months Ended May 31, 2009 (91.7% of Fiscal Year)

INTRA-CITY SERVICE FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Work Orders - Bldg Maint.	3,840,056	3,222,614	-	617,442	83.9%	3,480,013
Service Charges	1,799,291	1,644,388	-	154,903	91.4%	1,602,697
Miscellaneous	64,794	66,204	-	(1,410)	102.2%	19,603
TOTAL REVENUES	5,704,141	4,933,206	-	770,935	86.5%	5,102,313
EXPENSES						
Salaries & Benefits	3,293,273	2,818,118	-	475,155	85.6%	3,595,983
Materials, Supplies & Services	869,712	778,653	20,536	70,522	91.9%	1,800,226
Special Projects	1,847,550	984,959	492,397	370,195	80.0%	1,038,270
Transfers-Out	215,094	215,094	-	-	100.0%	-
Capital Outlay Transfers	1,603	1,603	-	-	100.0%	2,389
Equipment	8,000	1,747	-	6,253	21.8%	48,903
Capitalized Fixed Assets	95,994	33,228	2,446	60,320	37.2%	167,474
Appropriated Reserve	10,000	-	-	10,000	0.0%	-
TOTAL EXPENSES	6,341,226	4,833,403	515,378	992,445	84.3%	6,653,244

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eleven Months Ended May 31, 2009 (91.7% of Fiscal Year)

ICS EQUIPMENT REPLACEMENT FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Vehicle Rental Charges	1,852,299	1,596,256	-	256,043	86.2%	1,910,050
Investment Income	225,000	256,477	-	(31,477)	114.0%	265,492
Rents & Concessions	268,241	245,887	-	22,354	91.7%	193,615
Miscellaneous	2,133	96,437	-	(94,304)	4521.2%	36,378
TOTAL REVENUES	2,347,673	2,195,058	-	152,615	93.5%	2,405,534
EXPENSES						
Salaries & Benefits	123,004	107,075	-	15,929	87.0%	96,342
Materials, Supplies & Services	1,097	1,756	-	(659)	160.0%	1,829
Transfers-Out	75,965	75,965	-	-	100.0%	-
Equipment	-	-	-	-	100.0%	309,780
Capitalized Fixed Assets	3,817,689	1,856,373	433,957	1,527,359	60.0%	760,728
TOTAL EXPENSES	4,017,755	2,041,168	433,957	1,542,630	61.6%	1,168,679

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eleven Months Ended May 31, 2009 (91.7% 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	2,930,987	-	266,453	91.7%	2,878,479
Workers' Compensation Premiums	2,107,502	1,911,043	-	196,459	90.7%	2,054,302
OSH Charges	291,620	267,558	-	24,062	91.7%	232,695
Investment Income	361,434	431,838	-	(70,404)	119.5%	490,538
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	6,712,080	-	(753,311)	112.6%	5,755,381
EXPENSES						
Salaries & Benefits	633,005	480,073	-	152,932	75.8%	438,455
Materials, Supplies & Services	5,831,537	4,249,293	155,032	1,427,212	75.5%	4,454,911
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	7,325,993	155,032	1,581,805	82.5%	4,896,791

**** 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 Eleven Months Ended May 31, 2009 (91.7% of Fiscal Year)

INFORMATION SYSTEMS ICS FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Service charges	2,542,887	2,374,881	-	168,006	93.4%	2,281,777
Miscellaneous	3,797	10,526	-	(6,729)	277.2%	50,611
TOTAL REVENUES	2,546,684	2,385,406	-	161,278	93.7%	2,332,388
EXPENSES						
Salaries & Benefits	1,734,048	1,495,525	-	238,523	86.2%	1,389,099
Materials, Supplies & Services	654,342	593,152	53,378	7,812	98.8%	536,198
Special Projects	4,979	(38,590)	-	43,570	-775.0%	6,479
Transfers-Out	107,983	107,983	-	-	100.0%	-
Capital Outlay Transfers	85,000	77,917	-	7,083	91.7%	-
Equipment	268,279	81,182	171,053	16,044	94.0%	284,045
Capitalized Fixed Assets	-	606	-	(606)	100.0%	511
Appropriated Reserve	13,433	-	-	13,433	0.0%	-
TOTAL EXPENSES	2,868,065	2,317,774	224,431	325,860	88.6%	2,216,332

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eleven Months Ended May 31, 2009 (91.7% of Fiscal Year)

WATERFRONT FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Leases - Commercial	1,428,020	1,329,171	-	98,849	93.1%	1,345,805
Leases - Food Service	2,410,338	2,163,815	-	246,523	89.8%	2,242,982
Slip Rental Fees	3,535,370	3,229,974	-	305,396	91.4%	3,169,923
Visitors Fees	442,690	459,224	-	(16,534)	103.7%	469,135
Slip Transfer Fees	688,500	292,150	-	396,350	42.4%	547,775
Parking Revenue	1,588,639	1,398,647	-	189,992	88.0%	1,436,402
Wharf Parking	280,500	211,217	-	69,283	75.3%	227,703
Other Fees & Charges	361,786	338,964	-	22,822	93.7%	333,606
Investment Income	276,019	325,638	-	(49,619)	118.0%	369,034
Rents & Concessions	277,134	242,245	-	34,889	87.4%	247,309
Miscellaneous	259,880	200,595	-	59,285	77.2%	110,698
TOTAL REVENUES	11,548,876	10,191,638	-	1,357,238	88.2%	10,500,372
EXPENSES						
Salaries & Benefits	5,495,871	4,963,038	-	532,833	90.3%	4,444,142
Materials, Supplies & Services	3,748,738	2,972,564	313,591	462,582	87.7%	3,056,345
Special Projects	30,393	21,643	690	8,060	73.5%	33,860
Debt Service	1,592,262	1,594,803	-	(2,541)	100.2%	1,602,456
Capital Outlay Transfers	926,999	793,754	-	133,245	85.6%	1,439,803
Equipment	209,584	82,834	13,892	112,858	46.2%	116,594
Capitalized Fixed Assets	15,000	-	-	15,000	0.0%	-
Appropriated Reserve	150,000	-	-	150,000	0.0%	-
TOTAL EXPENSES	12,168,847	10,428,636	328,174	1,412,037	88.4%	10,693,199

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

COUNCIL AGENDA REPORT

AGENDA DATE: June 30, 2009
TO: Mayor and Councilmembers
FROM: Treasury Division, Finance Department
SUBJECT: May 2009 Investment Report

RECOMMENDATION:

That Council accept the May 2009 Investment Report.

DISCUSSION:

The attached investment report includes Investment Activity, Interest Revenue, a Summary of Cash and Investments, and Investment Portfolio detail as of May 31, 2009.

ATTACHMENT: May 2009 Investment Report
SUBMITTED BY: Robert D. Peirson, Finance Director
APPROVED BY: City Administrator's Office

CITY OF SANTA BARBARA
Activity and Interest Report
May 31, 2009

INVESTMENT ACTIVITY

PURCHASES OR DEPOSITS

05/04	Federal National Mortgage Assn. (FNMA)	\$ 2,000,000
05/08	Federal Farm Credit Bank (FFCB)	2,000,000
05/13	Federal Home Loan Mortgage Corp. (FHLMC)	2,000,000
05/19	Federal Home Loan Mortgage Corp. (FHLMC)	2,000,000
05/20	Federal National Mortgage Assn. (FNMA)	2,000,000
05/29	LAIF Deposit/City	6,000,000
	Total	\$ 16,000,000

SALES, MATURITIES, CALLS OR WITHDRAWALS

05/08	LAIF Withdrawal/City	\$ (3,500,000)
05/13	LAIF Withdrawal/City	(1,500,000)
05/15	United States Treasury Note (USTN) Maturity	(2,000,000)
05/15	Federal Home Loan Bank (FHLB) Maturity	(1,450,000)
05/21	LAIF Withdrawal/City	(2,000,000)
05/22	Federal Home Loan Bank (FHLB) Call	(2,000,000)
	Total	\$ (12,450,000)

ACTIVITY TOTAL

\$ 3,550,000

INTEREST REVENUE

POOLED INVESTMENTS

Interest Earned on Investments	\$ 420,359
Amortization	13,103
SBB&T Sweep Account Interest	153
SBB&T Trust Account M/M Interest	27
Total	\$ 433,641

RDA INVESTMENTS

Interest Earned on Investments (LAIF)	\$ 33,916
---------------------------------------	------------------

TOTAL INTEREST EARNED

\$ 467,557

CITY OF SANTA BARBARA
Investment Portfolio
May 31, 2009

DESCRIPTION	PURCHASE DATE	MATURITY DATE	QUALITY RATING MOODY'S	QUALITY RATING S & P	STATED RATE	YIELD AT 365	FACE VALUE	BOOK VALUE	MARKET VALUE	BOOK GAIN/(LOSS)	COMMENTS
LOCAL AGENCY INVESTMENT FUNDS											
LOCAL AGENCY INVESTMENT FUND	-	-	-	-	1.530	1.530	39,000,000.00	39,000,000.00	39,000,000.00	0.00	
LOCAL AGENCY INV FUND/RDA	-	-	-	-	1.530	1.530	26,100,000.00	26,100,000.00	26,100,000.00	0.00	
Subtotal, LAIF							65,100,000.00	65,100,000.00	65,100,000.00	0.00	
CERTIFICATES OF DEPOSIT											
MONTECITO BANK & TRUST	11/18/08	11/18/09	-	-	2.500	2.500	2,000,000.00	2,000,000.00	2,000,000.00	0.00	
Subtotal, Certificates of deposit							2,000,000.00	2,000,000.00	2,000,000.00	0.00	
FEDERAL AGENCY ISSUES - COUPON											
FEDERAL FARM CREDIT BANK	03/06/09	04/24/12	Aaa	AAA	2.250	2.120	2,000,000.00	2,007,267.71	2,030,630.00	23,362.29	
FEDERAL FARM CREDIT BANK	08/17/06	08/17/09	Aaa	AAA	5.125	5.150	2,000,000.00	1,999,902.89	2,020,620.00	20,717.11	
FEDERAL FARM CREDIT BANK	11/07/06	01/18/11	Aaa	AAA	5.750	5.000	2,000,000.00	2,021,747.36	2,156,560.00	134,812.64	
FEDERAL FARM CREDIT BANK	01/29/07	08/25/10	Aaa	AAA	4.750	5.111	2,000,000.00	1,991,927.90	2,098,130.00	106,202.10	
FEDERAL FARM CREDIT BANK	02/01/08	02/01/13	Aaa	AAA	3.790	3.790	2,000,000.00	2,000,000.00	2,039,690.00	39,690.00	Callable 2/01/10, then cont.
FEDERAL FARM CREDIT BANK	03/04/09	03/02/12	Aaa	AAA	2.370	2.370	2,000,000.00	2,000,000.00	2,017,190.00	17,190.00	Callable 3/02/10, then cont.
FEDERAL FARM CREDIT BANK	03/04/09	01/17/12	Aaa	AAA	2.000	2.000	2,000,000.00	2,000,000.00	2,023,130.00	23,130.00	
FEDERAL FARM CREDIT BANK	03/05/09	03/04/13	Aaa	AAA	2.600	2.600	2,000,000.00	2,000,000.00	2,022,190.00	22,190.00	
FEDERAL FARM CREDIT BANK	05/08/09	04/08/13	Aaa	AAA	2.200	2.200	2,000,000.00	2,000,000.00	1,988,440.00	(11,560.00)	
FEDERAL HOME LOAN BANK	10/25/06	02/12/10	Aaa	AAA	3.875	5.117	1,000,000.00	992,112.64	1,022,970.00	30,857.36	
FEDERAL HOME LOAN BANK	12/18/06	11/03/09	Aaa	AAA	3.500	4.834	2,000,000.00	1,989,587.63	2,026,260.00	36,672.37	
FEDERAL HOME LOAN BANK	05/22/07	06/10/11	Aaa	AAA	5.250	5.005	2,000,000.00	2,008,850.00	2,156,250.00	147,400.00	
FEDERAL HOME LOAN BANK	07/09/07	02/15/11	Aaa	AAA	4.000	5.308	2,000,000.00	1,959,824.69	2,102,190.00	142,365.31	
FEDERAL HOME LOAN BANK	07/09/07	03/12/10	Aaa	AAA	5.000	5.268	1,000,000.00	998,036.21	1,034,220.00	36,183.79	
FEDERAL HOME LOAN BANK	02/26/09	02/24/14	Aaa	AAA	3.250	3.261	2,000,000.00	1,999,265.36	2,007,190.00	7,924.64	Callable 2/24/10, then qtrly
FEDERAL HOME LOAN BANK	03/04/09	06/08/12	Aaa	AAA	4.375	2.110	1,700,000.00	1,811,739.71	1,812,361.50	621.79	
FEDERAL HOME LOAN BANK	09/14/06	09/29/10	Aaa	AAA	5.125	5.070	1,000,000.00	1,000,617.62	1,055,625.00	55,007.38	
FEDERAL HOME LOAN BANK	05/21/07	06/12/09	Aaa	AAA	5.250	5.000	2,000,000.00	2,000,142.21	2,003,120.00	2,977.79	
FEDERAL HOME LOAN BANK	04/21/08	10/21/11	Aaa	AAA	3.125	3.125	2,000,000.00	2,000,000.00	2,006,880.00	6,880.00	Callable 7/21/09, once
FEDERAL HOME LOAN BANK	05/23/08	06/10/11	Aaa	AAA	3.125	3.520	2,000,000.00	1,984,888.37	2,067,820.00	82,931.63	
FEDERAL HOME LOAN BANK	09/25/08	08/18/09	Aaa	AAA	3.750	3.231	2,000,000.00	2,002,159.81	2,015,000.00	12,840.19	
FEDERAL HOME LOAN BANK	10/18/06	09/11/09	Aaa	AAA	5.250	5.060	1,000,000.00	1,000,470.76	1,013,440.00	12,969.24	
FEDERAL HOME LOAN BANK	11/07/06	10/26/09	Aaa	AAA	5.000	5.000	2,345,000.00	2,344,993.64	2,389,695.70	44,702.06	
FEDERAL HOME LOAN BANK	11/08/06	07/30/10	Aaa	AAA	5.000	5.010	2,000,000.00	1,999,737.73	2,099,380.00	99,642.27	
FEDERAL HOME LOAN BANK	12/18/06	06/22/10	Aaa	AAA	4.500	4.825	2,000,000.00	1,993,736.41	2,080,940.00	87,203.59	
FEDERAL HOME LOAN BANK	06/18/07	03/12/10	Aaa	AAA	4.875	5.382	2,000,000.00	1,992,689.43	2,066,570.00	73,880.57	
FEDERAL HOME LOAN BANK	06/16/08	12/10/10	Aaa	AAA	3.250	3.800	2,000,000.00	1,984,082.68	2,070,320.00	86,237.32	
FEDERAL HOME LOAN BANK	09/25/08	09/25/09	Aaa	AAA	3.250	3.250	2,000,000.00	2,000,000.00	2,018,760.00	18,760.00	
FEDERAL HOME LOAN BANK	10/15/08	07/15/11	Aaa	AAA	4.000	4.002	2,000,000.00	2,000,000.00	2,006,570.00	6,570.00	Callable 7/15/09, once

CITY OF SANTA BARBARA
Investment Portfolio
May 31, 2009

DESCRIPTION	PURCHASE DATE	MATURITY DATE	QUALITY RATING		STATED RATE	YIELD AT 365	FACE VALUE	BOOK VALUE	MARKET VALUE	BOOK GAIN/(LOSS)	COMMENTS
			MOODY'S	S & P							
FEDERAL HOME LOAN MTG CORP	04/08/09	04/08/13	Aaa	AAA	2.500	2.526	2,000,000.00	1,998,147.22	1,995,300.00	(2,847.22)	Callable 4/08/11, once
FEDERAL HOME LOAN MTG CORP	05/19/09	11/19/12	Aaa	AAA	2.170	2.170	2,000,000.00	2,000,000.00	1,998,120.00	(1,880.00)	Callable 5/19/11, once
FEDERAL HOME LOAN MTG CORP	03/24/09	03/24/14	Aaa	AAA	3.500	3.500	2,000,000.00	2,000,000.00	2,003,200.00	3,200.00	Callable 6/24/09, then qtrly
FEDERAL HOME LOAN MTG CORP	05/13/09	05/13/13	Aaa	AAA	2.400	2.400	2,000,000.00	2,000,000.00	1,997,680.00	(2,320.00)	Callable once, 5/13/11
FEDERAL HOME LOAN MTG CORP	09/14/06	09/01/09	Aaa	AAA	4.125	5.070	1,000,000.00	997,829.71	1,009,060.00	11,230.29	
FEDERAL HOME LOAN MTG CORP	05/29/07	07/06/10	Aaa	AAA	4.500	5.070	2,000,000.00	1,988,521.31	2,080,360.00	91,838.69	
FEDERAL HOME LOAN MTG CORP	10/15/07	10/15/12	Aaa	AAA	5.050	5.050	2,000,000.00	2,000,000.00	2,032,960.00	32,960.00	Callable 10/15/09, once
FEDERAL HOME LOAN MTG CORP	01/29/07	01/25/10	Aaa	AAA	4.375	5.122	2,000,000.00	1,991,101.04	2,047,840.00	56,738.96	
FEDERAL HOME LOAN MTG CORP	05/22/07	09/17/10	Aaa	AAA	3.880	5.015	2,000,000.00	1,973,194.28	2,077,640.00	104,445.72	
FEDERAL HOME LOAN MTG CORP	04/29/09	10/29/12	Aaa	AAA	2.250	2.250	2,000,000.00	2,000,000.00	2,009,640.00	9,640.00	Callable 10/29/10, once
FEDERAL NATL MORTGAGE ASSN	03/18/09	09/18/12	Aaa	AAA	2.500	2.500	2,000,000.00	2,000,000.00	2,016,250.00	16,250.00	Callable 3/18/11, once
FEDERAL NATL MORTGAGE ASSN	03/23/09	03/23/12	Aaa	AAA	2.000	2.000	2,000,000.00	2,000,000.00	2,013,750.00	13,750.00	StrNt, Callable 9/23/10, once
FEDERAL NATL MORTGAGE ASSN	05/04/09	05/04/12	Aaa	AAA	2.150	2.185	2,000,000.00	1,998,150.00	1,999,690.00	1,540.00	Callable 5/04/10, once
FEDERAL NATL MORTGAGE ASSN	04/27/06	04/20/10	Aaa	AAA	4.750	5.270	2,000,000.00	1,991,776.79	2,070,310.00	78,533.21	
FEDERAL NATL MORTGAGE ASSN	02/27/09	02/24/12	Aaa	AAA	2.250	2.250	2,000,000.00	2,000,000.00	2,024,380.00	24,380.00	Callable 2/24/11, once
FEDERAL NATL MORTGAGE ASSN	05/20/09	11/20/12	Aaa	AAA	2.250	2.250	2,000,000.00	2,000,000.00	1,996,560.00	(3,440.00)	Callable 5/20/10, once
FEDERAL NATL MORTGAGE ASSN	03/05/08	03/05/13	Aaa	AAA	4.100	4.100	2,000,000.00	2,000,000.00	2,052,810.00	52,810.00	Callable 3/05/10, once
Subtotal, Federal Agencies							87,045,000.00	87,022,501.11	88,877,692.20	1,855,191.09	
CORPORATE/MEDIUM TERM NOTES											
BERKSHIRE HATHAWAY FIN	01/15/08	01/15/10	Aa2	AAA	4.125	3.630	2,250,000.00	2,256,622.00	2,294,617.50	37,995.50	
GENERAL ELECTRIC CAPITAL CORP	01/10/07	02/22/11	Aa2	AA+	6.125	5.100	2,000,000.00	2,031,477.41	2,093,180.00	61,702.59	
GENERAL ELECTRIC CAPITAL CORP	08/15/06	09/15/09	Aa2	AA+	4.625	5.300	2,000,000.00	1,996,437.77	2,018,100.00	21,662.23	
GENERAL ELECTRIC CAPITAL CORP	02/10/06	06/15/09	Aa2	AA+	4.000	5.000	1,000,000.00	999,645.35	1,000,460.00	814.65	
GENERAL ELECTRIC CAPITAL CORP	04/17/07	06/15/09	Aa2	AA+	3.250	5.060	2,000,000.00	1,998,680.62	2,000,020.00	1,339.38	
TOYOTA MOTOR CREDIT	10/19/06	03/15/10	Aa1	AA+	4.250	5.140	2,000,000.00	1,987,245.48	2,040,080.00	52,834.52	
WELLS FARGO & CO.	05/30/07	01/12/11	A1	AA	4.875	5.260	2,000,000.00	1,988,763.76	2,064,940.00	76,176.24	
WELLS FARGO & CO.	10/10/06	08/09/10	A1	AA	4.625	5.000	2,000,000.00	1,991,936.21	2,026,820.00	34,883.79	
Subtotal, Corporate Securities							15,250,000.00	15,250,808.60	15,538,217.50	287,408.90	
SB AIRPORT PROMISSORY NOTE											
SANTA BARBARA AIRPORT	07/01/08	06/30/09	-	-	6.500	6.500	7,800,000.00	7,800,000.00	7,800,000.00	0.00	
Subtotal, SBA Note							7,800,000.00	7,800,000.00	7,800,000.00	0.00	
TOTALS							177,195,000.00	177,173,309.71	179,315,909.70	2,142,599.99	

Market values have been obtained from the City's safekeeping agent, Santa Barbara Bank and Trust (SBB&T). SBB&T uses Interactive Data Pricing Service, Bloomberg and DTC.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 30, 2009
TO: Mayor and Councilmembers
FROM: Chief's Staff, Police Department
SUBJECT: Records Destruction For Police Department

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 Police Department in the Records Bureau, Parking Enforcement Division, and the Business Office.

DISCUSSION:

The City Council adopted Resolution No. 07-066 on July 24, 2007, approving the City of Santa Barbara Records Management Policies and Procedures Manual. The Manual contains the records retention and disposition schedules for all City departments. The schedules are a comprehensive listing of records created or maintained by the City, the length of time each record should be retained, and the legal retention authority. If no legal retention authority is cited, the retention period is based on standard records management practice.

Pursuant to the Manual, the Chief of Police submitted a request for records destruction to the City Clerk Services Manager to obtain written consent from the City Attorney. The City Clerk Services Manager agreed that the list of records proposed for destruction conformed to the retention and disposition schedules. The City Attorney has consented in writing to the destruction of the proposed records.

The Chief of Police requests the City Council to approve the destruction of the Police Department records in the Records Bureau, Parking Enforcement Division and the Business Office listed on Exhibit A of the resolution without retaining a copy.

SUSTAINABILITY IMPACT:

Under the City's Sustainable Santa Barbara Program, one of the City's goals is to increase recycling efforts and divert waste from landfills. The Citywide Records Management Program outlines that records approved for destruction be recycled, reducing paper waste.

Council Agenda Report
Records Destruction For Police Department
June 30, 2009
Page 2

PREPARED BY: Barbara Sansone, Executive Assistant

SUBMITTED BY: Cam Sanchez, Chief of Police

APPROVED BY: City Administrator's Office

RESOLUTION NO.

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA RELATING TO THE DESTRUCTION OF RECORDS HELD BY THE POLICE DEPARTMENT IN THE RECORDS BUREAU, PARKING ENFORCEMENT DIVISION, AND THE BUSINESS OFFICE

WHEREAS, the City Council adopted Resolution No. 07-066 on July 24, 2007, approving the City of Santa Barbara Records Management Policies and Procedures Manual;

WHEREAS, the City of Santa Barbara Records Management Policies and Procedures Manual contains the records retention and disposition schedules for all City departments. The records retention and disposition schedules are a comprehensive listing of records created or maintained by the City, the length of time each record should be retained, and the legal retention authority. If no legal retention authority is cited, the retention period is based on standard records management practice;

WHEREAS, Government Code section 34090 provides that, with the approval of the City Council and the written consent of the City Attorney, the head of a City department may destroy certain city records, documents, instruments, books or papers under the Department Head's charge, without making a copy, if the records are no longer needed;

WHEREAS, the Chief of Police submitted a request for the destruction of records held by the Police Department to the City Clerk Services Manager to obtain written consent from the City Attorney. A list of the records, documents, instruments, books or papers proposed for destruction is attached hereto as Exhibit A and shall hereafter be referred to collectively as the "Records";

WHEREAS, the Records do not include any records affecting title to real property or liens upon real property, court records, records required to be kept by statute, records less than two years old, video or audio recordings that are evidence in any claim or pending litigation, or the minutes, ordinances or resolutions of the City Council or any City board or commission;

WHEREAS, the City Clerk Services Manager agrees that the proposed destruction conforms to the City's retention and disposition schedules;

WHEREAS, the City Attorney consents to the destruction of the Records; and

WHEREAS, the City Council of the City of Santa Barbara finds and determines that the Records are no longer required and may be destroyed.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SANTA BARBARA that the Chief of Police, or his designated representative, is authorized and directed to destroy the Records without retaining a copy.

POLICE DEPARTMENT

BUSINESS OFFICE

<u>Records Series</u>	<u>Date(s)</u>
Abandoned Vehicle Reports	2006
Tickets	2006
Tickets on Review	2006
Unpaid Ticket Letters	2006
Personnel Background Files (unsuccessful)	1999, 2001, 2002

PARKING ENFORCEMENT

<u>Records Series</u>	<u>Date(s)</u>
Parking Statistics	April – December 2005, January and February 2006

PATROL DIVISION

<u>Records Series</u>	<u>Date(s)</u>
Administrative Subject File	2001-2003

RECORDS BUREAU

<u>Records Series</u>	<u>Date(s)</u>
Citations	2001, 2003, 2004, June – December 2006
Criminal History Request Files	2003, 2004, June – December 2006
Field Interrogation Cards ("FI Card")	2003, 2004, June – December 2006



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 23, 2009

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Acceptance Of Public Easements Associated With Proposed Extension Of La Vista Del Oceano Drive

RECOMMENDATION: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting an Easement for Public Facility Purposes, Accepting an Easement for a Public Street Retaining Wall, and Accepting an Easement for a Public Street Wall Drainage Facility on Portions of the Real Property Known as 1575 La Vista Del Oceano Drive; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting an Easement for All Public Street Purposes on a Portion of the Real Property Known as 1562 La Vista Del Oceano Drive.

DISCUSSION:

The Resolutions are recommended to accomplish the City's acceptance of public easements associated with the proposed construction of new public improvements required for the extension of La Vista Del Oceano Drive, a public road.

The remaining unpaved portion of La Vista Del Oceano Drive, between Cliff Drive and Ricardo Avenue, is currently under construction. The portion of La Vista Del Oceano Drive proposed to be paved is located between 1564 and 1585 La Vista Del Oceano Drive and is a City-owned strip of land (see Attachment).

The new public improvements are being constructed by Oceano Investors, LLC, which owns four (previously five) undeveloped residential lots assigned addresses of 1568, 1570, 1575, and 1576 La Vista Del Oceano Drive. Although the City owns the strip of land known as La Vista Del Oceano Drive in fee, certain elements of the public improvements, including retaining walls, will be constructed on portions of adjacent lots because of the narrow right of way width and steep slopes. The proposed easements will provide for the City's maintenance, use, and replacement of the public improvements after their construction.

The extension of La Vista Del Oceano Drive was approved based on civil plans prepared by licensed civil engineers, and has been reviewed and approved by the City. Permits have also been issued to allow mass grading of the remaining vacant residential lots that front La Vista Del Oceano Drive. The affected property owner, Oceano Investors LLC, has initiated the City's review, and plans for development of the residential lots are being submitted to the City separately at different times.

At this time, plans are being reviewed for a new residence at 1575 La Vista Del Oceano Drive. In connection with this site, a Certificate of Voluntary Merger has been signed by Oceano Investors LLC, approved and recorded in the Official Records. The certificate will permanently merge the two undersized parcels (1565 and 1575 La Vista Del Oceano Drive) into one single lot, which allows for residential development on this site subject to issuance of final City permits.

Oceano Investors LLC, has previously received approval of civil design plans to begin construction of the extension of La Vista Del Oceano Drive and appurtenant facilities. The approved plans provide for construction of hillside stabilization, street pavement, guard rails, water main, sewer main extension, storm drains, and other changes required within the City's existing strip of land to create a public road. The approved plans also provide access so that construction of the following public improvements can take place on adjacent lots:

1. At 1575 La Vista Del Oceano Drive, the owner and developer, Oceano Investors LLC, has signed and delivered respective easement deeds to the City for the use, maintenance, and replacement of the following new public improvements:
 - a. A retaining wall and vehicle barrier, for which a Public Street Retaining Wall Easement Deed provides an easement (4' wide by approximately 127' long).
 - b. A wall drainage facility, for which a Street Wall Drain Easement Deed provides an easement (approximately 10' wide by 46' long).
 - c. Various public facilities, which may include sewer mains, water mains and storm drains located at the narrow turn of La Vista Del Oceano Drive, for which a Public Facility Easement Deed provides a multiple use easement (approximately 3,169 square feet).
2. At 1562 La Vista Del Oceano Drive, at the request of Oceano Investors LLC, the affected owners, Helen S. Converse and John W. Converse, have signed and delivered a Public Street Easement Deed to the City to provide for a retaining wall to support the public street (approximately 3' wide by 68' long).

The proposed new public improvements will all be maintained by the City in the future as part of the City's public street system.

BUDGET/FINANCIAL INFORMATION:

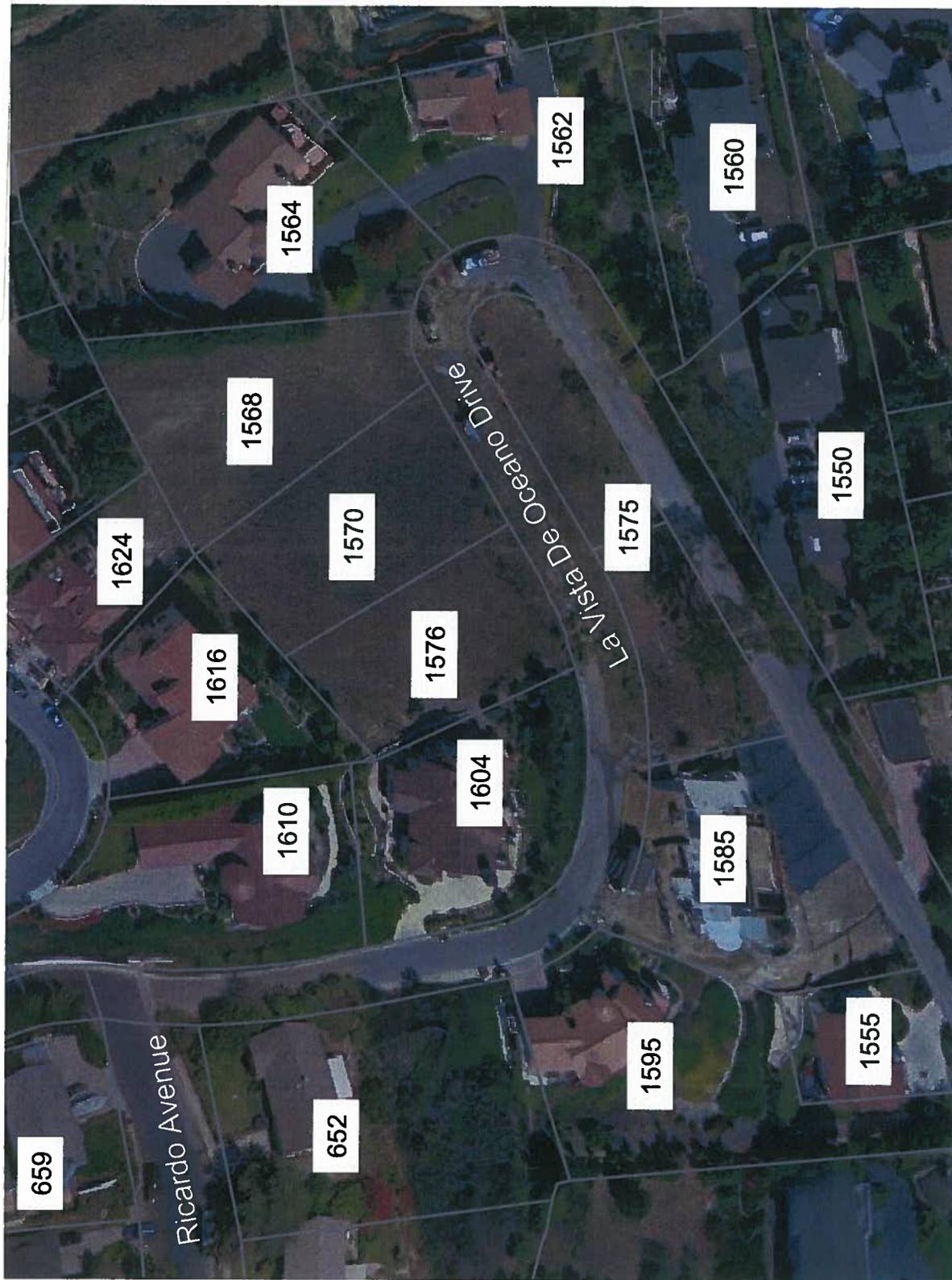
The proposed public improvements are being financed by Oceano Investors LLC.

ATTACHMENT: Vicinity Photograph

PREPARED BY: Pat Kelly, Assistant Public Works Director/City Engineer/DI/mj

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



Vicinity Photo – La Vista Del Oceano Drive

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA ACCEPTING AN EASEMENT FOR PUBLIC FACILITY PURPOSES, ACCEPTING AN EASEMENT FOR A PUBLIC STREET RETAINING WALL, AND ACCEPTING AN EASEMENT FOR A PUBLIC STREET WALL DRAINAGE FACILITY ON PORTIONS OF THE REAL PROPERTY KNOWN AS 1575 LA VISTA DEL OCEANO DRIVE

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

SECTION 1. The City of Santa Barbara hereby accepts that certain easement for public facility and all related purposes described in the Public Facility Easement Deed to the City of Santa Barbara, a municipal corporation, by Oceano Investors LLC, a California limited liability company, the owner of the real property known as 1575 La Vista Del Oceano Drive, and referred to as Santa Barbara County Assessor's APN 035-170-022.

SECTION 2. The City of Santa Barbara hereby accepts that certain easement for public street retaining wall and all related purposes described in the Public Street Retaining Wall Easement Deed to the City of Santa Barbara, a municipal corporation, by Oceano Investors LLC, a California limited liability company, the owner of the real property known as 1575 La Vista Del Oceano Drive, and referred to as Santa Barbara County Assessor's APN 035-170-023.

SECTION 3. The City of Santa Barbara hereby accepts that certain easement for public street wall drainage facility and all related purposes described in the Street Wall Drain Easement Deed to the City of Santa Barbara, a municipal corporation, by Oceano Investors LLC, a California limited liability company, the owner of the real property known as 1575 La Vista Del Oceano Drive, and referred to as Santa Barbara County Assessor's APN 035-170-022 and APN 035-170-023.

SECTION 4. The City of Santa Barbara hereby consents to the recordation by the City Clerk in the Official Records of the said Public Facility Easement Deed, and the Public Street Retaining Wall Easement Deed, and the Street Wall Drain Easement Deed.

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA ACCEPTING AN EASEMENT FOR ALL PUBLIC STREET PURPOSES ON A PORTION OF THE REAL PROPERTY KNOWN AS 1562 LA VISTA DEL OCEANO DRIVE

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

SECTION 1. The City of Santa Barbara hereby accepts that certain easement for public street and all related purposes described in the Public Street Easement Deed to the City of Santa Barbara, a municipal corporation, by Helen S. Converse and John W. Converse, Husband and Wife, as community property, the owners of the real property known as 1562 La Vista Del Oceano Drive, and referred to as Santa Barbara County Assessor's APN 035-180-078.

SECTION 2. The City of Santa Barbara hereby consents to the recordation by the City Clerk in the Official Records of said Public Street Easement Deed.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 30, 2009

TO: Mayor and Councilmembers

FROM: Transportation Division, Public Works Department

SUBJECT: Agreement With The Santa Barbara Metropolitan Transit District For Transit Services

RECOMMENDATION:

That Council authorize the Public Works Director to execute a Fiscal Year 2010 Master Agreement with the Santa Barbara Metropolitan Transit District (MTD) for Transit Services in an amount not to exceed \$2,422,345.

DISCUSSION:

The Master Agreement (Agreement) with MTD for the Downtown/Waterfront, Commuter Lot, and Crosstown Shuttles, the Mesa Loop, and enhanced service on Lines 1, 2, and 3 expires on June 30, 2009. MTD has requested that this Agreement be renewed for an additional year. The City's financial support for the Crosstown Shuttle, Mesa Loop, and Lines 1, 2 and 3 will end on March 31, 2010. MTD will become a direct recipient of Measure A funds as of April 1, 2010, when the Measure D funds that were supporting this service will be given directly to MTD by the Santa Barbara County Association of Governments. Although the Consumer Price Index has decreased by .09%, the City and MTD have agreed to include a 3% increase in this renewal that will assist MTD in offsetting their operating costs.

Downtown/Waterfront Shuttle:

MTD will provide 15,088 hours annually for the Downtown/Waterfront Shuttle, for a total operating subsidy of \$1,188,180. MTD will provide the City with the actual shuttle fare as a credit to the monthly shuttle service invoice. The City's estimated annual revenue for Fiscal Year 2010 is \$125,000. The operating subsidy that the City provides to MTD is considered to be a fare "buy down", reducing the shuttle fare from \$1.75 to the current rate of \$0.25. MTD's hourly rate for Fiscal Year 2010 will be \$78.75.

Commuter Lot Shuttle:

This agreement allows 2,537 hours of service for the Commuter Lot Shuttle between the Cota and Carrillo commuter lots, and Downtown businesses. Out of these total hours, 1,265 hours that were previously allocated specifically to the Cota Lot Shuttle will be

applied to the Crosstown Shuttle. The proposed Fiscal Year 2010 Commuter Lot Shuttle Service Agreement has an hourly subsidy of \$80.15. The total operating subsidy for the Commuter Lot Shuttle will be \$203,341.

Crosstown Shuttle:

MTD will provide up to 6,100 hours annually of Crosstown Electric Shuttle service. The 6,100 hours consist of 4,835 base hours, plus the 1,265 hours transferred from the Commuter Lot Shuttle section of this agreement. The total operating subsidy for the Crosstown Shuttle is \$283,992.

Enhanced Transit Lines 1 and 2:

MTD Transit Lines 1 and 2 connect the upper Westside and the lower Eastside to the Downtown area. This agreement will continue the improved headway from 15 minutes to 10 minutes during A.M. and P.M. peak hours. The total operating subsidy for Lines 1 and 2 will be \$208,173.

Enhanced Transit Line 3:

MTD Transit Line 3 connects downtown Santa Barbara to La Cumbre Plaza and the Upper State Street area. This route also services Santa Barbara Cottage Hospital. The previously improved all-day headways going from 30 minutes to 20 minutes will continue. The total operating subsidy for Line 3 will be \$165,474.

Mesa Loop Service:

The Mesa Loop service that commenced on March 5, 2007, was included as part of the original South Coast Transit Priorities to provide transit service between the Mesa and the Downtown core, utilizing 29-foot clean diesel buses. The City will be giving MTD \$88,715 in operating assistance in Fiscal Year 2010. MTD has funded its operating costs using Federal Congestion Mitigation and Air Quality (CMAQ) funds. The CMAQ funds will run out on August 31, 2009 and the City will begin providing operating assistance on September 1, 2009.

Superstops and Capital Program:

MTD has been experiencing difficulty in finding an electric shuttle supplier and needs to re-power the shuttle fleet. The funding amount in the agreement for the bus replacement program reflects the use of capital funds to cover MTD's need to re-power the existing shuttle fleet. Capital funding levels will stay at \$284,470, and will end on June 30, 2010. There are no changes proposed in the agreement for the Superstops.

Funding Provisions

The total City funds for this Master Agreement are:

<u>OPERATING SUPPORT</u>	<u>Fiscal Year 2010</u>
Downtown/Waterfront Shuttle	\$ 1,188,180
Commuter Lot Shuttle	\$ 203,341
Crosstown Shuttle	\$ 283,992
Mesa Loop	\$ 88,715
Enhanced Transit	\$ 373,647
Subtotal:	\$ 2,137,875
 <u>CAPITAL</u>	
Superstops	\$ 36,070
Capital	\$ 248,400
Subtotal:	\$ 284,470
 Total:	 \$ 2,422,345

Proposed Source of Funding:

	<u>Fiscal Year 2010</u>
Measure "D" Fund (Operations)	\$ 1,460,724
Measure "D" Fund (Capital)	\$ 284,470
General Fund (Transfer from RDA Fund)	\$ 300,000
Downtown Parking Fund	\$ 252,151
Fare Box Revenue (Credit)	\$ 125,000
Total:	\$ 2,422,345

SUSTAINABILITY IMPACT

The transit support provided under the terms of the Agreement goes toward the City's goal of increasing the availability of public transit, making use of a car a choice, not a necessity.

PREPARED BY: Browning Allen, Transportation Manager/BA/kts

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 30, 2009

TO: Mayor and Councilmembers

FROM: Transportation Division, Public Works Department

SUBJECT: Amendment To The Agreement For Transit Assistance For Santa Barbara Metropolitan Transit District Transit Lines 6 And 11

RECOMMENDATION:

That Council authorize the Public Works Director to execute an amendment to the agreement between the City of Santa Barbara (City), Santa Barbara Metropolitan Transit District (MTD), the County of Santa Barbara (County), and the City of Goleta (Goleta), for transit services on MTD Transit Lines 6 and 11, for the period of July 1, 2009, through June 30, 2010, in the amount of \$159,447.

DISCUSSION:

On January 1, 2007, the City entered into an agreement between MTD, the County, and Goleta, for enhanced Transit Services on MTD Transit Lines 6 and 11. This agreement expires on June 30, 2009. MTD has requested that this agreement be extended through June 30, 2010, which will be the final year of this agreement.

The enhanced services, as provided in this agreement, improved the MTD transit service on MTD Transit Lines 6 and 11 by reducing the morning and afternoon peak hour headways from 15 minutes to 10 minutes.

Financial Analysis

Effective April 1, 2010, MTD will become a direct recipient of Measure A funds. The value of the funds that the Cities and the County have been providing to MTD under the terms of this agreement will be given directly to MTD by the Santa Barbara County Association of Governments. Although the effective date of the Measure A funds is April 1, 2010, the first payment of these funds will be made in early July 2010. MTD has requested that the Cities and the County continue their financial support for the fourth quarter of Fiscal Year 2010. Goleta and the County have agreed to continue the Measure D support through June 30, 2010, and the recommendation is to continue the

Council Agenda Report
Amendment To The Agreement For Transit Assistance For Santa Barbara Metropolitan
Transit District Transit Lines 6 And 11
June 30, 2009
Page 2

City's partnership with Goleta and the County under the terms of the agreement. The cost to the City for the fourth quarter of Fiscal Year 2010 is \$39,862.

The following is a breakdown of the City's share of the annual costs to fund MTD:

Downtown Parking	\$ 97,849
Measure D	<u>\$ 61,598</u>
Total	\$159,447

PREPARED BY: Browning Allen, Transportation Manager/BA/kts

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



Agenda Item No. _____

File Code No. 530.04

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 30, 2009

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Contract For Pavement Overlay And Maintenance Design Services For The American Recovery And Reinvestment Act

RECOMMENDATION:

That Council authorize the Public Works Director to execute a contract with Flowers and Associates (Flowers) in the amount of \$63,962 for design services for the American Recovery and Reinvestment Act (ARRA) Road Overlay and Maintenance Project, and authorize the General Services Manager to approve expenditures of up to \$6,396 for extra services for Flowers that may result from necessary changes in the scope of work.

DISCUSSION:

BACKGROUND

On February 17, 2009, the President of the United States signed the ARRA. The ARRA aims to distribute Federal dollars to public agencies to improve the Country's infrastructure and directly aid in job creation and retention. The ARRA sets tight schedules for the expenditure of funds and requires monthly project updates to a public tracking system.

In early March 2009, the Federal government allocated the ARRA funds to each State. The ARRA funds are disseminated to the City through the Santa Barbara County Association of Governments. The City will be receiving approximately \$3.7 million for eligible transportation projects. Staff has identified three projects for expenditure of these funds: pavement maintenance (\$2,674,796), sidewalk maintenance and access ramps (\$800,000), and pedestrian signalization improvements (\$300,000).

To ensure the timely expenditure of all regional ARRA funds, Santa Barbara County Association of Governments (SBCAG) has set a deadline requiring local agencies to obligate funds by October 15, 2009. The deadline is in advance of any Federally mandated deadline. SBCAG may redistribute funds within the region that have not been obligated by local agencies by this date. In order to meet this timeline, staff seeks

to contract with Flowers for the pavement maintenance work to aid in preparing the contract documents.

PROJECT DESCRIPTION

The proposed work for this project consists of various methods of pavement maintenance such as spot repairs, slurry sealing, and pavement overlay construction. Staff proposes using these ARRA funds for pavement overlay work on Upper State Street and Upper De La Vina Street. The work also includes repairing City roads with a lower Pavement Condition Index. The project will address both asphalt and concrete roads.

DESIGN PHASE CONSULTANT ENGINEERING SERVICES

Staff recommends that Council authorize the Public Works Director to execute a contract with Flowers in the amount of \$63,962 for design services and 6,396 for potential unforeseen changes in scope of work. Flowers is one of the participants in the City's five-year Pre-qualified Engineering Services Program and is experienced in this type of work.

FUNDING

The following summarizes all estimated total project costs:

ESTIMATED TOTAL PROJECT COST

Design (by Contract)	\$70,358
Other Design Costs - City staff	\$40,000
Subtotal	\$110,358
Estimated Construction Contract w/Change Order Allowance	\$2,334,796
Estimated Construction Management/Inspection (by Contract or City)	\$340,000
Subtotal	\$2,674,796
TOTAL PROJECT COST	\$2,785,154

There are sufficient funds in the Streets Capital fund to cover these costs.

PREPARED BY: John Ewasiuk, Principal Civil Engineer/TC/sk

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 30, 2009

TO: Mayor and Councilmembers

FROM: Parks Division, Parks and Recreation Department

SUBJECT: Downtown Organization Maintenance Agreement For Fiscal Year 2010

RECOMMENDATION:

That Council authorize the Parks and Recreation Director to execute an agreement in the amount of \$625,511 with the Downtown Organization (DO) for landscape maintenance, sidewalk cleaning, and general maintenance of the 00-1200 blocks of State Street from Victoria Street to Cabrillo Boulevard, including the 101 underpass and various cross streets, from July 1, 2009, through June 30, 2010.

DISCUSSION:

At the beginning of each fiscal year, the City of Santa Barbara contracts with the DO to provide landscape maintenance, sidewalk cleaning, and general maintenance of the 00-1200 blocks of State Street and many of the cross streets between Chapala and Anacapa Streets. The primary purpose of the contract is to maintain State Street in a clean, neat and attractive condition. Services provided by the DO include:

- Landscape maintenance and plant installation in accordance with State Street Maintenance Guidelines
- Trash and litter removal
- Sidewalk washing using water recovery system
- Cleaning and painting of all vertical surfaces of kiosks, planters, fountains, electrical boxes
- Cleaning and maintenance of drinking and decorative fountains; cleaning drinking fountains
- Regular maintenance on Paseo between Borders Books and the Fiesta Five movie theater
- Repair of vandalized or broken irrigation system components
- Regular maintenance at Storke Placita
- Providing City staff with notice of safety hazards
- Quarterly walkthrough/inspection with City staff
- Quarterly year-to-date expenditure report
- Annual report

BUDGET/FINANCIAL INFORMATION:

Funding for this contract, in the amount of \$625,511, is included in the proposed Parks and Recreation Department Fiscal Year 2010 budget. The Downtown Parking Program will provide \$312,755.50 toward the contract. The remaining amount is funded by the General Fund. This agreement represents a decrease of \$70,889 from Fiscal Year 2009. The primary service reductions associated with the decrease include reductions in the cleaning of side streets and contracted power washing services. Service reductions were minimized due to insurance cost savings identified by the DO.

SUSTAINABILITY IMPACT:

Landscape maintenance on State Street supports the City's sustainability goals. The DO uses hand weeding in landscape maintenance to control weeds. The use of "Green" materials and methods helps the City of Santa Barbara achieve its sustainability goals.

PREPARED BY: Santos Escobar, Parks Manager

SUBMITTED BY: Nancy L. Rapp, Parks and Recreation Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 30, 2009

TO: Mayor and Councilmembers

FROM: Water Resources Division, Public Works Department

SUBJECT: Sewer Connection Agreement And Sewer Main Extension Agreement For 731 Coyote Road

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to negotiate and execute a Service Connection Agreement between the City and the Lupe T. Rivera Trust, to provide for City sewer service to 731 Coyote Road; and
- B. Authorize the Public Works Director to negotiate and execute a Sewer Main Extension Agreement between the City and the Lupe T. Rivera Trust, to provide for the extension of the City sewer system to serve 731 Coyote Road.

DISCUSSION:

The single family residence at 731 Coyote Road, owned by the Lupe T. Rivera Trust, was destroyed in the Tea Fire. The property was previously served by a septic system, but failed percolation testing required for approval of a new septic system. Therefore, the rebuilt residence must be connected to the City sewer system to obtain final occupancy approvals. The property is not in the Montecito Sanitary District, nor is it practical for it to be served by the District. Service will require a 300-foot extension of the City's sewer system at the applicant's expense, in accordance with City standards for such work.

The recommended agreement complies with applicable resolutions and requirements of the Municipal Code, including the required consent to annex and the waiver of right to protest annexation. An application for the required approval by the Local Agency Formation Commission (LAFCO) has been submitted pending Council approval of the agreement. All costs for LAFCO review and the design, construction, and inspection of the main extension will be paid by the owner. The City's Environmental Analyst has determined that the project is categorically exempt under CEQA Section § 15268.

PREPARED BY: Rebecca Bjork, Water Resources Manager/mh

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 30, 2009

TO: Mayor and Councilmembers

FROM: Administration Division, Finance Department

SUBJECT: Community Promotion Contract With Santa Barbara International Film Festival

RECOMMENDATION:

That Council authorize the Finance Director to execute a Community Promotion contract with Santa Barbara International Film Festival in an amount of \$54,960, covering the period from July 1, 2009, to June 30, 2010.

DISCUSSION:

The Fiscal Year 2010 budget includes \$54,960 in the Community Promotion Program for the Santa Barbara International Film Festival (SBIFF). Promotion funding will be used for administration and promotion of the Film Festival. The term of the contract extends over the period of July 1, 2009 through June 30, 2010.

PREPARED BY: Jennifer Hopwood, Executive Assistant

SUBMITTED BY: Robert D. Peirson, Finance Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 30, 2009

TO: Mayor and Councilmembers

FROM: Administrative Division, Finance Department

SUBJECT: Community Promotion Contract With The Santa Barbara Symphony, Inc. In Connection With The 4th Of July Concert

RECOMMENDATION:

That Council authorize the Finance Director to execute a Community Promotion contract with the Santa Barbara Symphony, Inc., in an amount of \$13,740 for July 1, 2009, through September 30, 2009, for this year's 4th of July concert.

DISCUSSION:

For over a decade, the City has provided financial support to the Santa Barbara Symphony, Inc. for the 4th of July concert. The Fiscal Year 2109 budget includes \$13,740 in the Community Promotion Program for this year's event in the County Courthouse Sunken Gardens hosted by the Santa Barbara Symphony. This contract will help support orchestra personnel expenses. The term of the contract is from July 1, 2009, through September 30, 2010.

PREPARED BY: Jennifer Hopwood, Executive Assistant

SUBMITTED BY: Robert D. Peirson, Finance Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 30, 2009

TO: Mayor and Councilmembers

FROM: Administration Division, Finance Department

SUBJECT: Community Promotion Contract With The Santa Barbara Conference
And Visitors Bureau And Film Commission

RECOMMENDATION:

That Council authorize the Finance Director to execute the Fiscal Year 2010 Community Promotion contract with the Santa Barbara Conference and Visitors Bureau in an amount of \$1,499,483 for the term of July 1, 2009, through June 30, 2010.

DISCUSSION:

The adopted Fiscal Year 2010 budget includes \$1,499,483 in community promotion funding for the Santa Barbara Conference and Visitors Bureau and Film Commission. The term of the contract covers the period of July 1, 2009 through June 30, 2010.

This contract will help support the expenses of administration, advertising, consumer and trade information services, public relations, sales, and the Film Commission.

PREPARED BY: Jennifer Hopwood, Executive Assistant

SUBMITTED BY: Robert D. Peirson, Finance Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 30, 2009

TO: Mayor and Councilmembers

FROM: Creeks Division, Parks and Recreation Department

SUBJECT: Purchase Order With Univision To Broadcast Spanish Language Public Service Announcements

RECOMMENDATION: That Council:

- A. Accept a contribution of \$3,400 from the County of Santa Barbara and \$3,000 from the City of Goleta; and
- B. Authorize the General Services Manager to issue a purchase order in the amount of \$20,000 to Univision for a Spanish language public awareness campaign on water pollution prevention.

DISCUSSION:

Working with City TV, the Creeks Division created a series of English and Spanish language TV public service announcements (PSAs) which focus on reducing key pollutants of concern. The PSAs follow the campaign theme "It All Flows to the Ocean" and animate current print PSAs. They are designed to raise awareness about pollutants and increase understanding that polluted storm water flows into storm drains and directly to the creeks and the ocean. Target audiences include auto repair do-it-yourselfers, young families, pet owners, and gardeners.

Broadcasting water pollution prevention PSAs on television is an integral component of the Creeks Public Education Program, which involves a coordinated television and radio media campaign, as well as print and bus advertisements. According to the 2008 follow-up opinion research survey, 70% of Hispanics recalled the specific Creeks Division advertising on radio and television. Moreover, national research suggests that over 60% of Hispanic families use television as their primary source of information.

Spanish language PSAs shown on Univision are estimated to reach 50,000 Hispanic residents throughout the South Coast with an estimated 900,000 impressions annually. Univision is offering a nonprofit match for every paid advertisement purchased by the City. The campaign will run from July 2009 through June 2010. In addition to the PSAs, the Creeks Division will continue to work with local nonprofit program Youth CineMedia

to develop and broadcast 1-2 short films and 1-2 PSAs created and edited by participating youth.

BUDGET/FINANCIAL INFORMATION:

Univision was not selected through a competitive application and interview process, but was selected as a result of being the only completely Spanish language television provider on the South Coast. The total cost of the proposed 12-month campaign is \$20,000. The County of Santa Barbara will contribute \$3,400 and the City of Goleta will contribute \$3,000. The \$13,600 contribution from the City is included in the Creeks Division's Fiscal Year 2010 operating budget.

SUSTAINABILITY IMPACT:

Reducing polluted urban runoff is critical for the protection of water quality in the City of Santa Barbara. An important goal of the Creeks Division public outreach effort is to educate Spanish-speaking residents through television PSAs about local creek and water quality issues and to encourage specific behaviors that can improve water quality in creeks and at local beaches.

PREPARED BY: Cameron Benson, Creeks Division Manager

SUBMITTED BY: Nancy L. Rapp, Parks and Recreation Director

APPROVED BY: City Administrator's Office

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AMENDING THE 2008-2010 MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF SANTA BARBARA AND THE SANTA BARBARA CITY EMPLOYEES' ASSOCIATION (GENERAL UNIT) TO INCLUDE A SUPPLEMENTAL AGREEMENT REGARDING FURLOUGH AND OTHER LAYOFF AVOIDANCE MEASURES

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

SECTION 1. The Memorandum of Understanding between the City of Santa Barbara and the Santa Barbara City Employees' Association, Local 620, Service Employees' International Union, effective as of October 1, 2008, is hereby amended to include the supplemental agreement attached hereto and incorporated herein by reference as Exhibit A.

SECTION 2. The City Administrator is authorized to apply the changes to salaries and benefits contained in this supplemental agreement to the City's Confidential employees.

SUPPLEMENTAL AGREEMENT BETWEEN THE CITY AND THE GENERAL BARGAINING UNIT REGARDING FURLOUGH AND OTHER LAYOFF AVOIDANCE MEASURES

Pursuant to Section 3.12 of the Municipal Code of the City of Santa Barbara and Section 3500 et. seq. of the Government Code, the duly authorized representatives of the City Of Santa Barbara ("The City") and the Santa Barbara City Employees' Association, Local 620 Service Employees' International Union, ("The Union"), having met and conferred in good faith, agree that the existing 2008-2010 Memorandum of Understanding (MOU) shall be supplemented with the following agreement:

1. AGREEMENT:

- a. The terms of this Supplemental Agreement will only become effective upon the adoption of a Fiscal Year 2009-2010 budget by the City Council which provides the following:
 - i. Does not contain certain position changes that were included in the Fiscal Year 2009-2010 Proposed Budget for the General Fund, County Library Fund, ICS Fund, and Streets Fund which would result in the layoff or displacement of a General Bargaining Unit employee. These position changes shall include and be limited to those contained in the list attached as Attachment A.
 - ii. Does not contain additional position eliminations beyond those contained in the City's FY 2009-2010 Proposed Budget and which would result in the layoff or displacement of a General Bargaining Unit employee.
- b. The City reserves the exclusive right to reassign employees in the position(s) listed in Attachment A to other job duties within the City provided that the class to which the employee is assigned is one with the same salary range, involves the performance of similar duties and requires substantially the same basic qualifications.
- c. Notwithstanding the above, City shall have no obligation to preserve any position listed in Attachment A if, prior to the adoption of the FY 2009-2010 budget:
 - i. The incumbent employee is offered another position within the City with the same or greater salary range through transfer, promotion, or other means, whether or not that employee chooses to accept that position, or
 - ii. The incumbent employee voluntarily accepts another position at a lower salary range within the City, or
 - iii. The incumbent employee leaves City employment for any other reason that is not a layoff.

2. **LABOR SAVINGS**

a. **Furlough:**

i. During Fiscal Year 2009-2010, each General Unit employee will be subject to an unpaid furlough of 104 hours (prorated for part-time employees) during Fiscal Year 2009-2010 on the terms included in the attached Mandatory Unpaid Furlough Plan (Attachment B).

b. **Vacation Cash Out:** The vacation cash-out provision outlined in Article 61(c) and 61(d) of the current M.O.U. will be suspended for the remaining term of the existing Memorandum of Understanding, subject to the following:

i. While the vacation cash-out is suspended, it is the intent of the City to allow employees who are near the maximum vacation accrual cap to take at least an amount of vacation time off in the fiscal year equivalent to the full amount of vacation accrual the employee will receive during the same period.

ii. For purposes of this section “near” means the employee is within one year of normal vacation accrual from exceeding the maximum vacation accrual cap.

iii. So long as the employee notifies management of the need to take such vacation in order to avoid reaching the vacation accrual cap prior to July 31st, 2009, management will make every reasonable effort to schedule time off for the employee to avoid the loss of vacation.

3. **REOPENER IN THE EVENT OF FURTHER LAYOFFS:** Following adoption of the Fiscal Year 2009-2010 Budget, nothing in this Supplemental Agreement shall restrict the right of the City Council to make further bonafide permanent reductions in workforce, (including reduction of such positions as have been reinstated in the adopted budget under Section 1, above) for economic reasons if the City’s financial position has significantly changed, as authorized under the Santa Barbara City Charter, including but not limited to Sections 1007 and 1008, and the Santa Barbara Municipal Code. However, prior to the implementation of any additional layoffs proposed during the remaining term of the MOU, the City will provide the Union with a minimum of 60 days notice and the immediate opportunity to meet and confer over any negotiable impacts of such layoffs not contained in the current MOU. The parties will use the interest based bargaining process.

4. **SEVERABILITY-** If any provision of this Supplemental Agreement is held unenforceable, then such provision will be modified to reflect the intention of the parties. All remaining provisions of the Supplemental Agreement shall remain in full force and effect.

Signed:

FOR THE CITY

Kristine Schmidt
Employee Relations Mgr

Barbara Barker
Human Resources Manager

Irene Macias
Library Director

Michael Pease
Budget Manager

FOR THE UNION

Jeff Miller
General Unit President

Lisa Arroyo
Project Engineer II

Bob Evans
Carpenter

Dave Harris
Automotive/Equipment Tech

Stanley Macias
Painter

Rick Ornelas
Streets Maintenance Worker II

Cynthia Goena
SEIU staff

Mick Sherer
SEIU staff

Michael Woods,
SEIU Staff

George Green
SEIU Senior Field Representative

ATTACHMENT A

GENERAL UNIT POSITIONS CONSIDERED FOR RESTORATION IN ADOPTED BUDGET

Updated 6/1/09

POSITION PROPOSED FOR ELIMINATION

General Fund

City Administrator

0.5 FTE Communications Specialist

Community Development

1.0 FTE Associate Planner

1.0 FTE Building Inspector

1.0 FTE Planning Technician II

Fire

1.0 FTE Office Specialist II

Library

0.75 FTE Library Technician (Funded from General Fund and County Library Fund)

1.0 FTE Library Assistant I

1.0 FTE Senior Custodian

Parks & Recreation

0.8 FTE Recreation Program Leader

County Library Fund

1.0 FTE Library Technician

1.0 FTE Library Assistant II

ICS - Public Works

1.0 FTE Project Engineer II

CITY OF SANTA BARBARA
FISCAL YEAR 2010
MANDATORY UNPAID FURLOUGH PLAN
GENERAL BARGAINING UNIT

TABLE OF CONTENTS

I. Purpose 1
II. Definitions 1
III. Application 1
IV. Declaration and Scheduling of Mandatory Work Furlough..... 2
V. Effect of Mandatory Work Furlough on Employee Pay 3
VI. Benefits During a Mandatory Work Furlough 5

I. Purpose

The purpose of this mandatory unpaid work furlough plan (“the plan”) is to:

- Allow the City to address anticipated revenue shortfalls and increased expenses in Fiscal Year 2010 while minimizing the need for service cuts and staff layoffs; and
- Establish, in advance, a clear and understandable method to mitigate the impacts of a work furlough on affected employees.

II. Definitions

"Work furlough" refers to one or more hours of required unpaid leave taken on a consecutive or intermittent basis.

III. Application

1. This policy applies to all employees in the General Bargaining Unit.
2. Following adoption of the Fiscal Year 2009-2010 Budget, nothing in this plan shall restrict the right of the City Council to make further bonafide permanent reductions in workforce, (including reduction of such positions as have been reinstated in the adopted budget under Section 1, above) for economic reasons if the City’s financial position has significantly changed, as authorized under the Santa Barbara City Charter, including but not limited to Sections 1007 and 1008, and the Santa Barbara Municipal Code. However, prior to the implementation of any additional layoffs proposed during the remaining term of the MOU, the City will provide the Union with a minimum of 60 days notice and the immediate opportunity to meet and confer over any negotiable impacts of such layoffs not contained in the current MOU, as amended. The parties will use the interest based bargaining process.

IV. Declaration and Scheduling of Mandatory Work Furlough

1. Implementation: This Mandatory Furlough Plan may be implemented without any further duty to meet and confer, subject to the following conditions:

a) The City Council makes a declaration by Resolution that a reduction in workforce is necessary for economic reasons and that a mandatory unpaid work furlough should be implemented.

b) The mandatory unpaid furlough time does not exceed 104 hours (5% of time) for any affected full-time employee, or 5% of the regular hours of any part-time employees.

2. Scheduling of Furlough: The City will have the sole authority to schedule the furlough periods, and such decisions shall not be subject to grievance or appeal.

a) General Furlough Closure: The City will observe a General Furlough Closure, during which many City offices and operations will be closed. General Furlough Closure periods are tentatively planned to be observed on the dates reflected in the Fiscal Year 2010 Furlough Closure Schedule (see attachment).

Many employees in operations that are subject to the General Furlough Closure, and in other operations, will be scheduled to take furlough time off during these furlough closure dates. However, some employees will be scheduled to work during such closure periods based on City operational needs, or by mutual agreement between the employee and the employee's supervisor.

b) Furlough Time Off Bank: Any furlough hours not scheduled to be taken as part of a General Furlough Closure shall become part of an employee's furlough time off bank. Employees will be scheduled to take the furlough time off before June 18, 2010. Such time off shall be scheduled on the same terms as vacation under Article 61(b) of the current MOU.

c) Rescheduling Furlough Time Off: If an employee is not able to take furlough time off as originally scheduled, the furlough hours will become part of the employee's Furlough Time Off Bank and will be rescheduled as provided in subsection "b" above. Supervisors will be encouraged, where practicable, to make reasonable efforts to avoid disruption to employees if scheduled furlough time off must be rescheduled (e.g. by finding qualified volunteers). However, this may not always be possible.

3. Application to Voluntary Hours Reduction Requests: Once this plan is implemented for Fiscal Year 2010, employees who offered to voluntarily reduce their hours to part-time under the "Part-Time Work" Policy or to take an unpaid leave of absence under the "Leave of Absence Without Pay, Non-Medical Reasons" Policy during Fiscal Year 2010 will be provided an opportunity to rescind their voluntary part-time schedule or unpaid leave request.

4. Work During Furlough: No employee may perform work for the City when scheduled to be off of work on furlough period unless authorized by management.

V. Effect of Mandatory Work Furlough on Employee Pay

1. Pay Reduction: The period of furlough time off will be unpaid. Furlough time off will be tracked under a separate unpaid hours code.

2. Non Exempt Employees- Pay Mitigation Plan:

a) For non-exempt employees, the wage loss from the mandatory furlough will be distributed evenly over the full fiscal year. Effective the first full pay period in Fiscal Year 2010, beginning on June 20, 2009, a deduction will be made from employee compensation in an amount equivalent to 1/26th of the total unpaid mandatory furloughed time through the end of the last pay period of Fiscal Year 2010, ending on June 18, 2010.

b) Mutual Reimbursement:

(1) For employees in active paid status as of the beginning of the fiscal year who terminate employment within the fiscal year:

(a) If, at the time of termination, the reduction in pay exceeds the furlough time off taken, the employee will be entitled to pay for the difference.

(b) If, at the time of termination, furlough time off taken exceeds the reduction in pay, the

employee will need to reimburse the City for the difference in pay.

(2) An employee who is hired or otherwise enters active paid status after the beginning of the fiscal year will be scheduled for furlough time off and will have his or her pay reduced by an amount equivalent to 1/26th of the total furloughed time for the first 26 pay periods of employment. The employee will be subject to the same mutual reimbursement provisions in Section (1) above, if the employee terminates employment before the 26 pay periods are complete.

(3) An employee who is on unpaid status for any other reason at any point during the fiscal year will, upon return to active paid status, be scheduled to make up any furlough hours not taken and will continue to have his or her pay reduced by an amount equivalent to 1/26th of the total furloughed time until 26 full pay periods of reduction have been achieved. The employee will be subject to the same mutual reimbursement provisions in Section (a) above, if the employee terminates employment before the 26 pay periods are complete.

3. Exempt Employees

a) Exempt employees will be considered non-exempt employees under the Fair Labor Standards Act (FLSA) guidelines in any FLSA workweek in which one or more hours of unpaid furlough time off occurs (See 29 CFR 541.710(b)). Such employees will be eligible for hourly pay for any work performed during that FLSA workweek, just as non-exempt employees would be. Such employees may also be eligible for overtime compensation during any such FLSA workweek according to applicable FLSA guidelines. For purposes of this provision only, the FLSA workweek of an otherwise exempt employee will be the City's standard FLSA work week, beginning and ending at midnight on Friday night, regardless of the employee's regular work schedule.

b) Exempt Employees - Pay Mitigation Plan: Exempt employee pay will be reduced under the same Pay Mitigation Plan outlined for non-exempt employees in Section V.2, above.

(a) The City and the Union agree that is our mutual good faith interpretation of 29 CFR 541.710(b) that the City may implement a pay mitigation plan for exempt employees without affecting the exempt status of such employees

under the FLSA to a greater degree than expressed in Section V.3(a), above.

(b) If the City receives an opinion from the U.S. Department of Labor or other binding legal authority that indicates that the pay mitigation plan for exempt employees further affects the exempt status of such employees, the City will promptly notify the affected represented bargaining units and the parties will reopen negotiations within 30 days of such notice to determine an alternate method of furlough pay deductions that will preserve such employees' exempt status.

VI. Benefits During a Mandatory Work Furlough

1. Health, Life, and Cafeteria Plan Benefits: An employee shall receive continued medical, dental, vision, life insurance, and cafeteria plan benefits, including any City contribution, at the level the employee would have received absent the work furlough. Employees will be responsible for the same employee contributions to these benefits that they would have made absent the work furlough.
2. Retirement: To the extent allowable by CalPERS, and in compliance with any restrictions imposed by CalPERS, the City will ensure that retirement benefits will not be adversely impacted as a result of the furlough and related reduction in hours and/or salary.
3. Other Benefits: Other benefits may be reduced as required under normal benefit rules related to work schedule or unpaid leave. Such benefits include, but are not limited to: disability insurance or SDI/PFL contributions, Medicare contributions, etc.
4. Paid Leave Accrual: Employees will receive the same vacation, sick leave, and personal leave accruals they would have received absent the work furlough.
5. Legal Holidays: Employees on a work furlough shall receive legal holiday pay as follows:

- a) Employees in classifications entitled to accrue holiday credit will continue to receive the same holiday credit.
- b) For employees who do not accrue credit, where a legal holiday is observed during a period of work furlough, the employee will be paid hours for that holiday at the same level employee would have received absent the work furlough. In other words, that holiday will not count as an unpaid furlough day. For employees on a 9/80 or 4/10 schedule, the employee may be required to use accrued paid leave banks to make up the full paid holiday, as usual.
6. Use of Paid Leave: An employee will not be permitted to use accrued paid leave banks (vacation, sick leave, compensatory time, personal or management leave) during the unpaid furloughed hours.
7. Vacation Accruals: Management will make every reasonable effort to work with employees to avoid loss of vacation accruals or personal leave due to encroachment on accrual caps or time limits for use.
8. Standby and Call-back: An employee may be assigned to call-back or standby during a work furlough as provided under the applicable labor agreement or City policy. An employee called-back to active paid work during the unpaid furlough period will be required to take equivalent additional unpaid furlough during the remainder of the fiscal year.
9. Service & Seniority: Furlough shall not count as a break in City service and shall not affect seniority or eligibility for merit increases.
10. Schedule Changes: While an employee is on a furlough, schedule changes will be subject to the requirements of the applicable labor agreement
11. Overtime: Employees will only be eligible for overtime premium that they would have received absent the reduction in work hours. (i.e., for over 40 hours worked in a workweek)
12. Probationary Period: Probationary periods shall not be affected by a mandatory furlough.
13. Limits on Benefit Continuation: Special benefit continuation under this furlough plan is available only to employees during their mandatory unpaid furlough period(s). Otherwise, employees are covered by benefit continuation under other City policies, including the City's applicable Leave Without Pay policies.

CITY OF SANTA BARBARA FY 2010 FURLOUGH CLOSURE SCHEDULE

Attachment

FACILITY	OFFICES	HOLIDAY CLOSURE DATES	OTHER CLOSURE DATES
City Hall 735 Anacapa Street	Administration Mayor & Council Offices City Clerk & Human Resources Finance Administration Billing, Licenses/Permits Payroll & Risk Management Information Systems	Standard Holiday Closure <ul style="list-style-type: none"> • Sunday, December 20th, 2009 through Saturday, January 2, 2010 	Standard Additional Closure Dates <ul style="list-style-type: none"> • Wednesday November 25, 2009 • Four Fridays: August 14, 2009; November 6, 2009; February 12, 2010; May 7, 2010.
Airport Administration Bldg 601 Firestone Road	Airport Administration	Modified Holiday Closure: <ul style="list-style-type: none"> • Thursday December 24, 2009 through Saturday, January 2, 2010 	Standard Additional Closure Dates (See City Hall, above)
Fire Station 1 121 W. Carrillo Street	Fire Administrative Office	Standard Holiday Closure Dates (See City Hall, above)	Standard Additional Closure Dates (See City Hall, above)
Parks & Recreation Office 620 Laguna Street	Department Administration	Standard Holiday Closure Dates (See City Hall, above)	Standard Additional Closure Dates (See City Hall, above)
Parks Office 402 Ortega Street	Parks Office	Standard Holiday Closure Dates (See City Hall, above)	Standard Additional Closure Dates (See City Hall, above)
P.W. and C.D. Bldg. 630 Garden Street	Community Development Counters Public Works Counters	Standard Holiday Closure Dates (See City Hall, above)	Standard Additional Closure Dates (See City Hall, above)
City Attorney's Office 749 State #201	City Attorney Administration	Modified Holiday Closure: <ul style="list-style-type: none"> • Thursday December 24, 2009 and Monday, December 28, 2009 • Thursday, December 31, 2009 	Standard Additional Closure Dates (See City Hall, above)
Downtown Parking 1115 Anacapa Street	Downtown Parking Admin. Office	Standard Holiday Closure Dates (See City Hall, above)	Standard Additional Closure Dates (See City Hall, above)
All City/County Libraries 40 E. Anapamu Street	Library Administration Central Library	Modified Holiday Closure: <ul style="list-style-type: none"> • Monday December 21- Friday December 25, 2009 • Wednesday, December 30- Friday, January 1, 2009 • Goleta, Carpinteria, Solvang and Montecito Libraries <u>Only</u>: Saturday, December 26th 	Alternate Additional Days: <ul style="list-style-type: none"> • Wednesday, November 25, 2009 • Six Fridays: August 14, 2009, September 4, 2009, October 16, 2009, November 6, 2009, February 12, 2010, May 7, 2010.
Police Department 215 E. Figueroa Street	Police Chief's Offices Police Counters	Offices Open as Usual	Offices Open as Usual
Waterfront Admin. Bldg 132 #A Harbor Way	Waterfront Administration (Harbor Patrol Counter 24 hrs.)	Offices Open as Usual	Offices Open as Usual
Carrillo Recreation Center 100 E. Carrillo Street	Active Adults, Youth Activities, Teen Programs	Standard Holiday Closure Dates [Except as rented or special programs] (See City Hall, above)	Standard Additional Closure Dates [Except as rented or special programs] (See City Hall, above)

CITY OF SANTA BARBARA FY 2010 FURLOUGH CLOSURE SCHEDULE

Attachment

FACILITY	OFFICES	HOLIDAY CLOSURE DATES	OTHER CLOSURE DATES
Franklin Community Center 1136 E. Montecito Street	Community Center Programs	Standard Holiday Closure Dates [Except as rented or special programs] (See City Hall, above)	Standard Additional Closure Dates [Except as rented or special programs] (See City Hall, above)
Westside Community Center 423 W. Victoria Street	Community Center Programs	Standard Holiday Closure Dates [Except as rented or special programs] (See City Hall, above)	Standard Additional Closure Dates [Except as rented or special programs] (See City Hall, above)
Louise Lowry Davis Center 1232 De La Vina Street	Community Center Programs	Standard Holiday Closure Dates [Except as rented] (See City Hall, above)	Standard Additional Closure Dates [Except as rented] (See City Hall, above)
Cabrillo Pavilion/Bathhouse 1118 East Cabrillo Blvd.	Cultural Arts/Facilities Aquatics/Sports/Adaptive Program	Standard Holiday Closure Dates [Except as rented] (See City Hall, above)	Standard Additional Closure Dates [Except as rented] (See City Hall, above)

Closure dates subject to change based on operational needs.

For additional Counter, Office, and Operations Hours: Visit our website at: www.santabarbaraca.gov , or call (805) 564-0611.

Date: June 15, 2009



CITY OF SANTA BARBARA

REDEVELOPMENT AGENCY BOARD AGENDA REPORT

AGENDA DATE: June 30, 2009

TO: Redevelopment Agency Board

FROM: Accounting Division, Finance Department

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

RECOMMENDATION:

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

DISCUSSION:

The interim financial statements for the eleven months ended May 31, 2009 (91.7% 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 Eleven Months Ended May 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 ELEVEN MONTHS
ENDED MAY 31, 2009

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA

General Fund

**Interim Statement of Revenues, Expenditures and Encumbrances
For the Eleven Months Ended May 31, 2009 (91.7% 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	\$ 15,993,757	\$ -	\$ (1,579,357)	110.96%
Investment Income	200,000	375,756	-	(175,756)	187.88%
Interest Loans	5,000	46,440	-	(41,440)	928.80%
Underground Tank Abatement	-	108,937	-	(108,937)	0.00%
Rents	48,000	62,225	-	(14,225)	129.64%
Miscellaneous	1,389	1,389	-	-	100.00%
Total Revenues	<u>14,668,789</u>	<u>16,588,504</u>	<u>-</u>	<u>(1,919,715)</u>	113.09%
Use of Fund Balance	6,396,032	5,863,038	-	-	91.67%
Total Sources	<u>\$ 21,064,821</u>	<u>\$ 22,451,542</u>	<u>\$ -</u>	<u>\$ (1,919,715)</u>	106.58%
Expenditures:					
Material, Supplies & Services:					
Office Supplies & Expense	\$ 3,000	\$ 1,577	\$ -	\$ 1,423	52.57%
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	682,072	4,142	154,984	81.58%
Legal Services	185,731	156,696	-	29,035	84.37%
Engineering Services	20,000	7,406	2,400	10,194	49.03%
Non-Contractual Services	12,000	4,354	-	7,646	36.28%
Meeting & Travel	7,500	3,407	-	4,093	45.43%
Mileage Reimbursement	300	-	-	300	0.00%
Dues, Memberships, & Licenses	13,500	12,381	-	1,119	91.71%
Publications	1,500	643	-	857	42.87%
Training	7,500	2,282	-	5,218	30.43%
Advertising	4,000	-	-	4,000	0.00%
Printing and Binding	1,000	285	-	715	28.50%
Postage/Delivery	2,000	761	-	1,239	38.05%
Duplicating	4,000	139	-	3,861	3.48%
Non-Allocated Telephone	1,000	6	-	994	0.60%
Vehicle Fuel	650	1,277	-	(627)	196.46%
Equipment Rental	1,000	-	-	1,000	0.00%
Total Supplies & Services	<u>1,112,679</u>	<u>873,685</u>	<u>6,542</u>	<u>232,452</u>	79.11%
Allocated Costs:					
Desktop Maint Replacement	27,104	24,845	-	2,259	91.67%
GIS Allocations	5,145	4,716	-	429	91.67%
Building Maintenance	1,919	1,759	-	160	91.67%
Planned Maintenance Program	7,260	6,655	-	605	91.67%
Vehicle Replacement	5,724	5,247	-	477	91.67%
Vehicle Maintenance	4,727	4,333	-	394	91.67%
Telephone	2,559	2,346	-	213	91.67%
Custodial	3,951	3,622	-	329	91.67%
Communications	5,014	4,596	-	418	91.67%
Allocated Facilities Rent	6,178	5,663	-	515	91.67%
Overhead Allocation	567,635	520,332	-	47,303	91.67%
Total Allocated Costs	<u>637,216</u>	<u>584,115</u>	<u>-</u>	<u>53,101</u>	91.67%
Special Projects	2,200,083	561,259	31,246	1,607,578	26.93%
Transfers	15,303,657	14,626,278	-	677,379	95.57%
Grants	1,739,907	160,022	79,885	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	<u>\$ 21,064,821</u>	<u>\$ 16,823,817</u>	<u>\$ 135,673</u>	<u>\$ 4,105,331</u>	80.51%

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA

Housing Fund

**Interim Statement of Revenues, Expenditures and Encumbrances
For the Eleven Months Ended May 31, 2009 (91.7% 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	\$ 3,603,600	\$ 3,998,439	\$ -	\$ (394,839)	110.96%
Investment Income	150,000	133,376	-	16,624	88.92%
Interest Loans	160,000	450,558	-	(290,558)	281.60%
Miscellaneous	534	2,884	-	(2,350)	540.07%
Total Revenues	<u>3,914,134</u>	<u>4,585,257</u>	<u>-</u>	<u>(671,123)</u>	117.15%
Use of Fund Balance	<u>(2,199,853)</u>	<u>(2,016,522)</u>	<u>-</u>	<u>-</u>	91.67%
Total Sources	<u>\$ 1,714,281</u>	<u>\$ 2,568,735</u>	<u>\$ -</u>	<u>\$ (671,123)</u>	149.84%
Expenditures:					
Material, Supplies & Services:					
Office Supplies & Expense	\$ 1,800	\$ 1,048	\$ -	\$ 752	58.22%
Special Supplies & Expenses	1,800	528	-	1,272	29.33%
Equipment Repair	500	437	-	63	87.40%
Professional Services - Contract	715,811	643,812	-	71,999	89.94%
Legal Services	2,000	-	-	2,000	0.00%
Non-Contractual Services	2,000	2,453	-	(453)	122.65%
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	2,629	-	2,371	52.58%
Postage/Delivery	500	380	-	120	76.00%
Non-Allocated Telephone	500	172	-	328	34.40%
Equipment Rental	100	-	-	100	0.00%
Total Supplies & Services	<u>738,336</u>	<u>654,544</u>	<u>-</u>	<u>83,792</u>	88.65%
Allocated Costs:					
Desktop Maintenance Replacement	8,131	7,453	-	678	91.67%
GIS Allocations	2,573	2,359	-	214	91.67%
Building Maintenance	960	880	-	80	91.67%
Planned Maintenance Program	4,302	3,944	-	359	91.67%
Telephone	1,378	1,263	-	115	91.66%
Custodial	2,007	1,840	-	167	91.67%
Communications	3,115	2,855	-	260	91.67%
Allocated Facilities Rent	3,661	3,356	-	305	91.67%
Overhead Allocation	100,204	91,854	-	8,350	91.67%
Total Allocated Costs	<u>126,331</u>	<u>115,803</u>	<u>-</u>	<u>10,528</u>	91.67%
Transfers	5,464	1,603	-	3,861	29.34%
Equipment	7,500	1,080	-	6,420	14.40%
Housing Activity	139,329	268,043	-	(128,714)	192.38%
Principal	455,000	455,000	-	-	100.00%
Interest	181,650	117,299	-	64,351	64.57%
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>\$ 2,018,637</u>	<u>\$ -</u>	<u>\$ (304,356)</u>	117.75%

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA
Capital Projects Fund
Interim Statement of Revenues, Expenditures and Encumbrances
For the Eleven Months Ended May 31, 2009 (91.7% 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	\$ 7,107,244	\$ -	\$ 680,329	91.26%
Total Revenues	<u>7,787,573</u>	<u>7,107,244</u>	<u>-</u>	<u>-</u>	<u>91.26%</u>
Use of Fund Balance	<u>7,763,254</u>	<u>7,116,307</u>	<u>-</u>	<u>-</u>	<u>91.67%</u>
Total Sources	<u><u>\$ 15,550,827</u></u>	<u><u>\$ 14,223,551</u></u>	<u><u>\$ -</u></u>	<u><u>\$ -</u></u>	<u><u>91.46%</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	1,455,300	799,651	631,477	24,172	98.34%
PD Locker Room Upgrade	7,918,660	352,552	63,920	7,502,188	5.26%
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	264,000	69,762	79.42%
Housing Fund Contingency Account	1,493,432	-	-	1,493,432	0.00%
Total Expenditures	<u><u>\$ 15,550,827</u></u>	<u><u>\$ 2,861,558</u></u>	<u><u>\$ 971,408</u></u>	<u><u>\$ 11,717,861</u></u>	<u><u>24.65%</u></u>

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA
RDA Bonds - Series 2001A
Interim Statement of Revenues, Expenditures and Encumbrances
For the Eleven Months Ended May 31, 2009 (91.7% 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	3,592,848	-	-	91.67%
Total Sources	\$ 3,919,476	\$ 8,158,034	\$ -	\$ (4,565,186)	208.14%
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	492,723	66,593	195,459	74.10%
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	\$ 5,231,958	\$ 66,593	\$ (1,379,075)	135.19%

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA
RDA Bonds - Series 2003A
Interim Statement of Revenues, Expenditures and Encumbrances
For the Eleven Months Ended May 31, 2009 (91.7% 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	22,741,095	-	-	91.67%	
Total Sources	\$ 24,808,499	\$ 26,896,882	\$ -	\$ (4,155,787)	108.42%	
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	81,174	1,919	613,550	11.93%
9017	Plaza Vera Cruz	65,970	36,145	26,389	3,436	94.79%
9055	Historic Railroad CAR	270,887	159,344	43,000	68,543	74.70%
7999	Fire Station #1 Remodel	4,091,114	3,655,173	452,848	(16,907)	100.41%
8966	Anapamu Open Space Enhancements	187,960	185,496	-	2,464	98.69%
Design Phase						
8958	West Beach Pedestrian Improvements	3,098,769	333,332	140,695	2,624,742	15.30%
8961	Plaza De La Guerra Infrastructure	2,284,073	1,747	38,290	2,244,036	1.75%
9068	Westside Community Center	247,967	22,296	19,613	206,058	16.90%
9071	West Downtown Improvement	3,474,294	187,416	2,244,059	1,042,819	69.98%
9091	Carrillo Rec Ctr Restoration	3,300,976	323,585	475,188	2,502,203	24.20%
9082	Adams Parking Lot & Site Imprvmts	166,873	81,070	10,256	75,547	54.73%
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	-	-	1,460,996	0.00%
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	\$ 8,051,969	\$ 3,453,802	\$ 13,302,728	46.38%	



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 30, 2009

TO: Mayor and Councilmembers

FROM: City Clerk's Office, Administrative Services Department

SUBJECT: General Municipal Election Of November 3, 2009

RECOMMENDATION: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Calling for the Holding of a Vote-By-Mail General Municipal Election to be Held in the City on Tuesday, November 3, 2009, for the Election of Certain Officers as Required by the Provisions of the Charter and for the Submission of Four Charter Amendment Measures;
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Conduct of a Vote-By-Mail Election for the November 3, 2009, General Municipal Election;
- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting Regulations for Candidates for Elective Office Pertaining to Candidates' Statements to be Provided to the Voters for the General Municipal Election to be Held in the City on Tuesday, November 3, 2009;
- D. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Directing the City Attorney to Prepare Impartial Analyses of the City's Charter Amendment Measures to be Placed on the Ballot for the November 3, 2009, General Municipal Election;
- E. Determine whether the City Council or any individual member(s) of City Council will file an argument regarding the proposed Charter Amendments related to Charter Sections 1506, 809, 811 and 814, and if so, adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Setting Priorities for Filing Written Arguments Regarding City Charter Amendments to be Placed on the Ballot for the November 3, 2009, General Municipal Election; and
- F. Cancel the November 3, 2009, City Council Meeting due to the holding of the stand-alone election.

DISCUSSION:

As required by the City Charter and the California Elections Code, the City Council is requested to adopt the appropriate resolutions as follows:

- Calling for the election;
- Authorizing the conduct of a vote-by-mail election;
- Adopting regulations pertaining to candidates' statements;
- Directing the City Attorney to prepare impartial analyses of the City's four proposed Charter Amendment measures; and
- Setting priorities for filing written arguments regarding the City's four proposed Charter Amendment measures.

The purpose of the election is to elect a Mayor and three Councilmembers and to submit four possible City Charter Amendments related to Sections 1506 (Building Heights), 809 (Board of Park Commissioners), 811 (Board of Harbor Commissioners), and 814 (Architectural Board of Review) to their City electorate.

The candidate filing period will be July 13 through August 10, 2009. However, the candidate filing period may be extended to August 12, 2009, for persons other than the incumbents should an incumbent who is eligible to file elect not to file. No incumbent may file during the extended candidate filing period. The terms of Mayor Marty Blum and Councilmembers Iya Falcone, Roger Horton and Grant House will expire in January 2010, and these four offices will be filled at the November 2009 election.

On March 10, 2009, Council authorized staff to conduct a vote-by-mail election with 7 drop-off centers throughout the City, allowing voters the option to vote in person. The City's plan includes pre-paid postage for returned ballots. The City has received the County of Santa Barbara precinct and polling location maps used for the May 19, 2009 special statewide election. The City's plan is to use 7 locations situated within the City limits that were used by the County for the 2009 special election. The plan also includes placement of signage at the remaining centers, directing voters to the 7 designated drop-off centers, and providing the direct phone number to the City Clerk's Office.

Voters will have the opportunity to vote by mail beginning October 5 and continuing through Election Day, November 3, 2009, and during this time, voters may vote at City Hall during regular business hours.

Voters will also have the opportunity to vote in person at any of the 7 drop-off centers, including City Hall, on the following days:

- Saturday, October 31, 2009, from 8:00 a.m. to 5:00 p.m.; and
- Election Day, Tuesday, November 3, 2009, from 7:00 a.m. to 8:00 p.m.

The California Elections Code allows each candidate for a non-partisan elective office in a city to prepare a statement which will be mailed to each registered voter as part of a sample ballot. It is recommended that candidates be permitted to submit candidate's statements containing up to 200 words. State law requires the City Council to adopt a policy regarding the candidate's obligation to pay for statements. It has been the City's policy since 1987 to waive candidate statement fees.

Schedule for the Charter Amendments

The schedule and deadlines in this section relate specifically to the statutory requirement that the City Attorney prepare impartial analyses for all ballot measures, arguments for and against the charter amendment measures, rebuttal arguments by authors of direct arguments, and the public examination period for the charter amendments.

City Attorney's Impartial Analyses

In accordance with the Elections Code, it is recommended that the City Council direct the City Attorney to prepare an impartial analysis of each of the four proposed charter amendment measures. The first day the City Clerk's Office will receive the City Attorney's impartial analyses is July 1, 2009, and the last day will be July 14, 2009.

Written Ballot Arguments For or Against Charter Amendments

The City Council, or any member or members of the Council, or any individual voter who is eligible to vote on the measures, or bona fide association of citizens, or any combination of voters and associations, may file a written argument either for or against any city measure. The first day the City Clerk's Office will receive typewritten arguments in favor of or against the measures is July 1, 2009, and the last day will be July 14, 2009.

The Elections Code provides that, upon authorization by the City Council, an argument prepared and signed by the City Council or by one or more Councilmembers shall be given first priority for placement in the sample ballot election brochure by the City Elections Official.

Rebuttal Arguments by Authors of Direct Arguments to Measures

The first day the City Clerk's Office will receive typewritten rebuttal arguments by the authors of direct arguments for and against the measures is July 15, 2009, and the last day will be July 27, 2009.

Public Examination Period for Charter Amendment Measures

The public examination period of the Charter Amendment measures, City Attorney's impartial analyses, ballot measure arguments and rebuttal arguments filed with the City Clerk's Office is 10 days, commencing July 28, 2009, and concluding August 6, 2009.

Cancellation of Election Day Council Meeting

Since the Council Chambers will serve as the Central Counting Center, staff recommends canceling the City Council Meeting on Tuesday, November 3, 2009.

BUDGET/FINANCIAL INFORMATION:

The Fiscal Year 2010 budget for the City Clerk's Office includes \$300,000 to cover the estimated cost of the election.

PREPARED BY: Cynthia M. Rodriguez, CMC, City Clerk Services Manager

SUBMITTED BY: Marcelo A. López, Administrative Services Director

APPROVED BY: City Administrator's Office

RESOLUTION NO. ____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA CALLING FOR THE HOLDING OF A VOTE-BY-MAIL GENERAL MUNICIPAL ELECTION TO BE HELD IN THE CITY ON TUESDAY, NOVEMBER 3, 2009, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE CHARTER AND FOR THE SUBMISSION OF FOUR CHARTER AMENDMENT MEASURES

WHEREAS, under the provisions of the Charter of the City of Santa Barbara, a General Municipal Election shall be held on November 3, 2009, for the election of four municipal officers; and

WHEREAS, the City Council also desires to submit to the voters at the November 2009 election four proposed charter amendments relating to Charter Sections 1506, 809, 811, and 814.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to requirements of the Charter of the City of Santa Barbara, there is called and ordered to be held in the City of Santa Barbara on Tuesday, November 3, 2009, a General Municipal Election for the purpose of electing a Mayor and three Councilmembers for terms expiring in accordance with Section 500 of the City Charter.

SECTION 2. That the City Council, pursuant to its right and authority under State Government Code section 34458 and Elections Code section 9255, does order submitted to the voters at the General Municipal Election the following proposed charter amendments:

CITY OF SANTA BARBARA CHARTER AMENDMENT	
MEASURE 2009 Building Heights	YES
	NO
Shall the City Charter be revised by amending Charter Section 1506 to reduce the maximum allowed building height within the City to forty-five (45) feet generally and forty (40) feet within the El Pueblo Viejo district except for those areas of the City zoned for single-family and two-family homes where the maximum building height will remain at thirty (30) feet.	

CITY OF SANTA BARBARA
CHARTER AMENDMENT

**MEASURE
2009**

YES	
NO	

Parks and Recreation Commission

Shall the City Charter be revised by amending Charter Section 809 and Charter Section 810 to combine the Board of Park Commissioners with the Recreation Commission to form a new commission called the "Parks and Recreation Commission" and to allow the City Council to appoint a youth member of the new Parks and Recreation Commission.

CITY OF SANTA BARBARA
CHARTER AMENDMENT

**MEASURE
2009**

YES	
NO	

Board of Harbor Commissioners

Shall the City Charter be revised by amending Charter Section 811 to increase the number of Harbor Commissioners from five (5) to seven (7) members and to allow one member of the Commission to be a registered voter within Santa Barbara County and not necessarily just within the City of Santa Barbara as currently required.

CITY OF SANTA BARBARA
CHARTER AMENDMENT

**MEASURE
2009**

YES	
NO	

Architectural Board of Review

Shall the City Charter be revised by amending Charter Section 814 to reduce the number of Members on the Architectural Board of Review (the "ABR") from nine (9) to seven (7) members and to allow the City Council to appoint up to three (3) ABR members from persons registered to vote within Santa Barbara County and not necessarily just within the City of Santa Barbara as currently required.

SECTION 3. That the proposed complete text of the charter amendments submitted to the voters and referenced in Section 2 hereof are attached as Exhibits 1, 2, 3, and 4.

SECTION 4. That the ballots to be used at the election shall be in form and content as required by state law.

SECTION 5. That the City Clerk is authorized, instructed, and directed to procure and furnish any and all official ballots, notices, printed matter, and all supplies, equipment, and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 6. That pursuant to section 1306 of the Santa Barbara City Charter and state Elections Code section 4108, , said election shall be conducted as a vote-by-mail ballot, and shall be conducted pursuant to the applicable requirements of Chapter 2 of Division 4 (commencing with Section 4100) of the California Elections Code only insofar as required by law. In accordance with, Elections Code Section 4103, ballots cast in this election shall be returned to the office of the City Clerk no later than 8:00 o'clock p.m. on election day. Only those ballots received in the office of the City Clerk by 8 o'clock p.m. on election day shall be counted.

SECTION 7. That the drop-off centers for the election shall be open at eight o'clock a.m. on the Saturday preceding election day, October 31, 2009 and shall remain open continuously from that time until five o'clock p.m. of the same day when the centers shall be closed pursuant to Election Code Section 10242. Further, that the drop-off centers for the election shall be open at seven o'clock a.m. on election day, November 3, 2009 and shall remain open continuously from that time until 8 o'clock p.m. of the same day when the centers shall be closed pursuant to Election Code Section 10242, except as provided in Section 14401 of the California Elections Code.

SECTION 8. That pursuant to Elections Code Section 12310, a stipend for services for the persons named as election board members is fixed at the sum of \$160 for each inspector and \$120 for each Clerk for the election. In addition, the sum of \$20 will be given to each inspector and the sum of \$10 for each clerk to attend a training class; the sum of \$10 will be given to each inspector to pick up the precinct supplies; and the sum of \$10 will be given to each bilingual election board member.

SECTION 9. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by state law for holding municipal vote by mail elections.

SECTION 10. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed, and directed to give further or additional notice of the election in time, form, and manner as required by law.

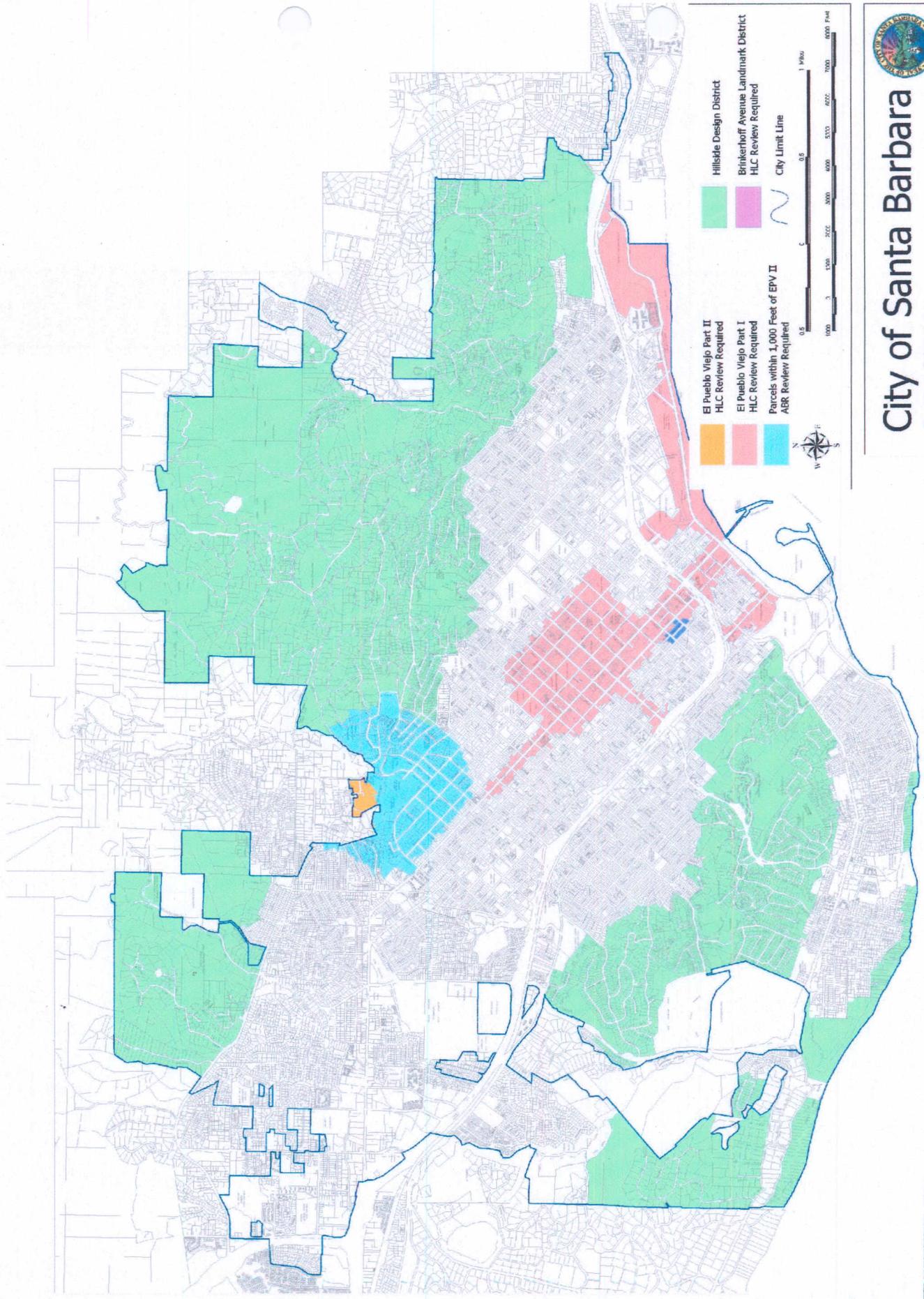
EXHIBIT 1

SHOWING CHANGES FROM EXISTING CITY CHARTER
DELETIONS IN ~~STRIKETHROUGH~~
ADDITIONS UNDERLINED

Section 1506. Building Heights. Limitations.

It is hereby declared the policy of the City that high buildings are inimical to the basic residential and historical character of the City. Therefore, b~~Building heights are limited to 30 feet in areas zoned for single-family and two-family residences; and building heights are limited to 45 feet~~ in areas zoned for residences for three (3) or more families and all other building heights shall be limited to 45 feet except in the El Pueblo Viejo Landmark District¹ where building heights shall be limited to 40 feet. ~~, for hotel, motel and office use; are limited to 60 feet in areas zoned for industrial, manufacturing and other commercial uses; and 30 feet for all other zones.~~ The Council may, by ordinance, set limits of heights less than these maximums. The Council may, by ordinance, set up reasonable methods of measuring the heights set forth in this section.

¹ The El Pueblo Viejo Landmark District is as defined in Section 817(c) of this Charter. Areas zoned for single family and two family residences in the El Pueblo Viejo Landmark District are subject to the 30 foot height limitation above. Areas zoned for residences for 3 or more families and all other building heights in the El Pueblo Viejo Landmark District are subject to the 40 foot limitation above. The present boundaries of the District are shown in Exhibit A.



- Hillside Design District
 - Brinkerhoff Avenue Landmark District
 - City Limit Line
 - El Pueblo Viejo Part II
 - El Pueblo Viejo Part I
 - Parcels within 1,000 Feet of EPV II
- HLC Review Required
 HLC Review Required
 ABR Review Required



City of Santa Barbara

Design Districts

EXHIBIT A

City Council Draft – June 30, 2009
 SHOWING CHANGES FROM EXISTING CHARTER SECTION 809 and 810
 DELETIONS IN STRIKE OUT TEXT
 NEW LANGUAGE IN UNDERLINE

Section 809. ~~Board of Parks and Recreation~~ Commissioners. Powers and Duties.

There shall be a ~~Board of Parks and Recreation~~ Commissioners consisting of ~~five (5)~~ seven (7) members. Notwithstanding Section 802 of this Charter, the City Council may, by ordinance, establish a method for transitioning the former Board of Park Commissioners and the former Recreation Commission into a combined Parks and Recreation Commission as well as to provide that one member of the Parks and Recreation Commission may be an individual residing within the City who is of age sixteen (16) years or older to be nominated, appointed, and to serve in a manner specified by the ordinance adopted by the City Council. The ~~Board of Parks and Recreation~~ Commissioners shall have the power and duty to:

- (a) Act in an advisory capacity to the City Council in all matters pertaining to parks, recreation, beaches, creeks, plazas, parkways, and street trees.
- (b) Consider the annual budget for parks, recreation, beaches, creeks, plazas, parkways, and street tree purposes during the process of its preparation and make recommendations with respect thereto to the City Council and the City Administrator.
- (c) Assist in the planning of parks, recreation, beaches, creeks, plazas, and street trees for the inhabitants of the City, promote and stimulate public interest therein, and to that end solicit to the fullest extent possible the cooperation of school authorities, ~~Recreation Commission~~ and other public and private agencies interested therein.
- (d) Perform such other duties not inconsistent with this Charter as may be prescribed by ordinance.

~~**Section 810. Recreation Commission. Powers and Duties.**~~

~~There shall be a Recreation Commission consisting of five (5) members. The Recreation Commission shall have the power and duty to:~~

- ~~(a) Act in an advisory capacity to the City Council in all matters pertaining to recreation.~~
- ~~(b) Consider the annual budget for recreation purposes during the process of its preparation and make recommendations with respect thereto to the City Council and City Administrator.~~
- ~~(c) Assist in the planning of recreation programs for the inhabitants of the City, promote and stimulate public interest therein, and to that end solicit to the fullest extent possible the cooperation of school authorities, Board of Park Commissioners and other public and private agencies interested therein.~~
- ~~(d) Perform such other duties as may be prescribed by ordinance not inconsistent with the provisions of the Charter.~~

City Council Draft – June 30, 2009
SHOWING CHANGES FROM EXISTING CHARTER SECTION 811
DELETIONS IN STRIKE-OUT TEXT
NEW LANGUAGE IN UNDERLINE

Section 811. Board of Harbor Commissioners. Powers and Duties.

There shall be a Board of Harbor Commissioners consisting of seven (7) ~~five—(5)~~ members which shall have the power and duty to:

(a) Recommend and act in advisory capacity to the City Council in all matters pertaining to the operation of all vessels and water craft within the Harbor of the City, the use, control, operation, promotion and regulation of said Harbor, the construction, improvement, erection, dredging, maintenance and operation of the said Harbor and all navigable waters, buildings, structures, wharves, docks, piers, warehouses, railroads, appliances, utilities and facilities forming a part of or accessory to or relating to said Harbor or to water commerce, navigation or fishery in or about said Harbor, as the same may now exist or may hereafter be extended.

(b) Recommend to the City Council plans, rules and regulations pertaining to any of the matters listed in (a) above, or to the fixing of rates, tolls, fees, rents, charges or other payments to be made to or by the City in connection with the said Harbor or the use or operation thereof or of anything accessory thereto or connected therewith.

(c) Consider the annual budget for the Harbor Department during the process of its preparation and make recommendations with respect thereto to the City Council and City Administrator.

(d) Make recommendations to the City Council regarding the desirable qualifications and duties of the Harbor Manager or other head of the Harbor Department.

(e) Make recommendations to the City Council concerning the acquisition, disposition or repair of equipment, facilities, materials and supplies relating to the Harbor Department.

(f) Perform such other functions or duties, not inconsistent with this Charter, as may be prescribed by ordinance.

Notwithstanding Charter section 802, one member of the Harbor Commission need not be a qualified elector of the City so long as he or she is, at the time of appointment, a qualified elector of Santa Barbara County and remains so qualified while a Commissioner.

City Council Draft – June 30, 2009
SHOWING CHANGES FROM EXISTING CHARTER SECTION 814
DELETIONS IN STRIKE-OUT TEXT
NEW LANGUAGE IN UNDERLINE

Section 814. Architectural Board of Review. Powers and Duties.

There shall be an Architectural Board of Review composed of ~~nine (9)~~ seven (7) members. At least two (2) members of such Board shall be licensed architects, and at least three (3) other members shall possess professional experience in related fields, including but not limited to, landscape architecture, building design, structural engineering or industrial design. Notwithstanding Charter section 802, three members of the Architectural Board of Review need not be qualified electors of the City at the time of their appointment so long as they are qualified electors of Santa Barbara County and remain so qualified during their terms on the Board. Four (4) members shall constitute a quorum, one (1) of which shall be an architect. The Board shall have the power and duty to:

(a) Review and approve, conditionally approve or disapprove all applications for a building permit for the erection or exterior alteration of any type, nature or kind of building, structure or sign that may be specified by ordinance as requiring such action within any area, district or zone of the City, except for those applications subject to review by the Historic Landmarks Commission. Any application for a building permit, except for those applications subject to review by the Historic Landmarks Commission, for the erection or exterior alteration of any such type, nature or kind of building, structure or sign within any such area, district or zone shall be referred to said Board before issuance, together with plans, elevations and site plans therefor. Any applicant may appeal in writing to the City Council from any action or decision of the Architectural Board of Review, whereupon the City Council may approve, conditionally approve or disapprove such application and the decision of the City Council shall be final. No such building permit shall be issued except in accordance with the approval of the Architectural Board of Review, or on appeal of the City Council. The City Council shall, by ordinance consistent with this Charter, implement the provisions of this section, including those ordinance provisions deemed necessary to properly transition the Board from nine (9) members to seven (7) members.

RESOLUTION NO.

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA AUTHORIZING THE CONDUCT OF A VOTE-BY-MAIL ELECTION FOR THE NOVEMBER 3, 2009, GENERAL MUNICIPAL ELECTION.

WHEREAS, pursuant to Section 1306 of the City Charter of the City of Santa Barbara and Chapter 2 of Division 4 of the California Elections Code, the City Council hereby authorizes the conduct of a vote-by-mail election for the November 3, 2009, Santa Barbara general municipal election.

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

SECTION 1. Such vote-by-mail election shall be conducted in accordance with the applicable provisions of Chapter 2 of Division 4 (commencing with Section 4100) of the California Elections Code, except as otherwise provided in this Resolution.

SECTION 2. Elections Code Sections 3001 through 3008, 3013, 3015, 3021, 3022 and 3024 shall not be applicable to the City election conducted pursuant to this resolution. Also, Chapter 1 of Division 4 of the Elections Code (commencing with Section 4000) and Elections Code Sections 4104 through 4107 shall not be applicable to the City election conducted pursuant to this resolution.

SECTION 3. Elections Code Section 3019 shall apply with the added provision that the City Clerk may compare a copy of a voter's signature produced from the original ballot envelope to the voter's signature on the original affidavit, or may arrange with the County Registrar of Voters to compare such signature copies on the City's behalf, and if a ballot shall be rejected on the basis of such comparison an appropriate notation shall be marked on the original ballot envelope as required by Section 3019.

SECTION 4. In all other respects, the vote-by-mail general municipal election shall be conducted in conformance with all other applicable provisions of the City Charter and the state Elections Code.

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES' STATEMENTS TO BE PROVIDED TO THE VOTERS FOR THE GENERAL MUNICIPAL ELECTION TO BE HELD IN THE CITY ON TUESDAY, NOVEMBER 3, 2009.

WHEREAS, Section 13307 of the California Elections Code provides that the governing body of any local agency may adopt regulations pertaining to materials prepared by any candidate for a municipal election, including costs of the candidate's statement.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF SANTA BARBARA, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

SECTION 1. GENERAL PROVISIONS. Pursuant to Section 13307 of the California Elections Code, each candidate for elective office to be voted for at an election to be held in the City of Santa Barbara on November 3, 2009, may prepare a candidate's statement on an appropriate form provided by the City Clerk's Office.

The statement may include the name, age, and occupation of the candidate and a brief description of no more than 200 words of the candidate's education and qualifications expressed by the candidate himself or herself. The statement shall not include party affiliation of the candidate, nor membership or activity in partisan political organizations.

The statement in typewritten form shall be filed in the City Clerk's Office at the time the candidate's nomination papers are filed. The statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:30 p.m. of the next working day after the close of the nomination period.

SECTION 2. FOREIGN LANGUAGE POLICY. Pursuant to the Federal Voting Rights Act, the City is required to translate candidate statements into Spanish.

SECTION 3. PAYMENT. There will be no charge to the candidate for the printing, handling, translating, and mailing of the candidate's statement.

SECTION 4. ADDITIONAL MATERIALS. No candidate will be permitted to include additional materials in the sample ballot package.

SECTION 5. The City Clerk shall provide each candidate or the candidate's representative a copy of this Resolution at the time nominating petitions are issued.

SECTION 6. That this resolution shall apply at the next ensuing municipal election and at each municipal election after that time unless revised by a subsequent resolution of this Council.

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA DIRECTING THE CITY ATTORNEY TO PREPARE IMPARTIAL ANALYSES OF THE CITY'S CHARTER AMENDMENT MEASURES TO BE PLACED ON THE BALLOT FOR THE NOVEMBER 3, 2009, GENERAL MUNICIPAL ELECTION.

WHEREAS, a General Municipal Election is to be held in the City of Santa Barbara on November 3, 2009, at which there will be submitted to the voters four charter amendment measures as follows:

CITY OF SANTA BARBARA CHARTER AMENDMENT					
MEASURE 2009	<table border="1"><tr><td>YES</td><td></td></tr><tr><td>NO</td><td></td></tr></table>	YES		NO	
YES					
NO					
Building Heights					
Shall the City Charter be revised by amending Charter Section 1506 to reduce the maximum allowed building height within the City to forty-five (45) feet generally and forty (40) feet within the El Pueblo Viejo district except for those areas of the City zoned for single-family and two-family homes where the maximum building height will remain at thirty (30) feet.					

CITY OF SANTA BARBARA CHARTER AMENDMENT					
MEASURE 2009	<table border="1"><tr><td>YES</td><td></td></tr><tr><td>NO</td><td></td></tr></table>	YES		NO	
YES					
NO					
Parks and Recreation Commission					
Shall the City Charter be revised by amending Charter Section 809 and Charter Section 810 to combine the Board of Park Commissioners with the Recreation Commission to form a new commission called the "Parks and Recreation Commission" and to allow the City Council to appoint a youth member of the new Parks and Recreation Commission.					

**MEASURE
2009**

YES	
NO	

Board of Harbor Commissioners

Shall the City Charter be revised by amending Charter Section 811 to increase the number of Harbor Commissioners from five (5) to seven (7) members and to allow one member of the Commission to be a registered voter within Santa Barbara County and not necessarily just within the City of Santa Barbara as currently required.

**CITY OF SANTA BARBARA
CHARTER AMENDMENT**

**MEASURE
2009**

YES	
NO	

Architectural Board of Review

Shall the City Charter be revised by amending Charter Section 814 to reduce the number of Members on the Architectural Board of Review (the "ABR") from nine (9) to seven (7) members and to allow the City Council to appoint up to three (3) ABR members from persons registered to vote within Santa Barbara County and not necessarily just within the City of Santa Barbara as currently required.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF SANTA BARBARA, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

SECTION 1. The City Council directs the City Clerk to transmit a copy of the measures to the City Attorney. Pursuant to section 9280 of the state Elections Code, the City Attorney is directed to prepare impartial analyses of the above described four (4) ballot measures not exceeding 500 words showing the effect of the measures on the existing law and the operation of the measures. The impartial analyses shall be filed by the date set by the City Clerk for the filing of primary arguments.

RESOLUTION NO. ____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA SETTING PRIORITIES FOR FILING WRITTEN ARGUMENTS REGARDING CITY CHARTER AMENDMENTS TO BE PLACED ON THE BALLOT FOR THE NOVEMBER 3, 2009, GENERAL MUNICIPAL ELECTION.

WHEREAS, a General Municipal Election is to be held in the City of Santa Barbara on November 3, 2009, at which there will be submitted to the voters four possible charter amendment measures as follows:

CITY OF SANTA BARBARA CHARTER AMENDMENT					
MEASURE 2009	<table border="1"><tr><td>YES</td><td></td></tr><tr><td>NO</td><td></td></tr></table>	YES		NO	
YES					
NO					
Building Heights					
Shall the City Charter be revised by amending Charter Section 1506 to reduce the maximum allowed building height within the City to forty-five (45) feet generally and forty (40) feet within the El Pueblo Viejo district except for those areas of the City zoned for single-family and two-family homes where the maximum building height will remain at thirty (30) feet.					

CITY OF SANTA BARBARA CHARTER AMENDMENT					
MEASURE 2009	<table border="1"><tr><td>YES</td><td></td></tr><tr><td>NO</td><td></td></tr></table>	YES		NO	
YES					
NO					
Parks and Recreation Commission					
Shall the City Charter be revised by amending Charter Section 809 and Charter Section 810 to combine the Board of Park Commissioners with the Recreation Commission to form a new commission called the "Parks and Recreation Commission" and to allow the City Council to appoint a youth member of the new Parks and Recreation Commission.					

CITY OF SANTA BARBARA
CHARTER AMENDMENT

**MEASURE
2009**

YES	
NO	

Board of Harbor Commissioners

Shall the City Charter be revised by amending Charter Section 811 to increase the number of Harbor Commissioners from five (5) to seven (7) members and to allow one member of the Commission to be a registered voter within Santa Barbara County and not necessarily just within the City of Santa Barbara as currently required.

CITY OF SANTA BARBARA
CHARTER AMENDMENT

**MEASURE
2009**

YES	
NO	

Architectural Board of Review

Shall the City Charter be revised by amending Charter Section 814 to reduce the number of Members on the Architectural Board of Review (the "ABR") from nine (9) to seven (7) members and to allow the City Council to appoint up to three (3) ABR members from persons registered to vote within Santa Barbara County and not necessarily just within the City of Santa Barbara as currently required.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF SANTA BARBARA, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

SECTION 1. That the City Council authorizes the following members of the Council to file written arguments not exceeding 300 words regarding the City Charter Amendment measures as specified above, accompanied by the printed names and signatures of the authors submitting it, in accordance with Article 4, Chapter 3, Division 9 of the Elections Code of the State of California and to change the argument until and including the date fixed by the City Clerk after which no arguments for or against the City measure may be submitted to the City Clerk.

Building Heights

_____ (Councilmember In Favor)
_____ (Councilmember In Favor)

_____ (Councilmember Against)
_____ (Councilmember Against)

Parks and Recreation Commission

_____ (Councilmember In Favor)
_____ (Councilmember In Favor)

_____ (Councilmember Against)
_____ (Councilmember Against)

Board of Harbor Commissioners

_____ (Councilmember In Favor)
_____ (Councilmember In Favor)

_____ (Councilmember Against)
_____ (Councilmember Against)

Architectural Board of Review

_____ (Councilmember In Favor)
_____ (Councilmember In Favor)

_____ (Councilmember Against)
_____ (Councilmember Against)



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 30, 2009

TO: Mayor and Councilmembers

FROM: Planning Division, Community Development Department

SUBJECT: Zoning Ordinance Amendment Pertaining To Non-Residential Construction Projects (Measure E)

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 Section 28.87.300 of Chapter 28.87 of Title 28 of the Municipal Code Regarding Limitations on Non-Residential Development Within the City; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing Procedures for Administration of the Amendments to Titles 28 and 29 of the Municipal Code Implementing the General Plan Update Growth Decisions and Charter Section 1508, and Rescinding Resolution No. 99-036.

EXECUTIVE SUMMARY:

Council is considering a proposed Zoning Ordinance Amendment to continue the existing standards for review of non-residential construction projects. These standards were adopted to be consistent with City Charter Section 1508 Non-Residential Growth Limitation and the General Plan Update process of the late 1980s. As Council is aware, the City is currently processing a General Plan update known as *Plan Santa Barbara (Plan SB)*. This update is expected to result in new growth management policies and programs. The purpose of this proposal is to maintain the status quo until new regulations are adopted by Council following the conclusion of *PlanSB*.

DISCUSSION:

Background - Charter Section 1508

In November 1989, city voters approved an amendment to the City Charter establishing Section 1508 to regulate non-residential growth in the community. By its own language, Charter Section 1508 does not extend beyond December 31, 2009. The significant growth management decisions as prescribed by Charter Section 1508, and made by the Council in the General Plan Update process of 1990, are implemented in the Zoning Ordinance. (See Municipal Code Section 28.87.300, Development Plan Review and Approval.) This section contains many key provisions, including definitions, allocation categories such as Community Priority, Small Additions, etc., and standards for

processing all non-residential projects in the city. Reflecting the expiration of Charter Section 1508, Municipal Code Section 28.87.300 was drafted so that its provisions applied to development occurring before January 1, 2010.

Proposed Amendment

Community Development staff and the City Attorney initiated this zoning ordinance amendment in order to continue the regulations for processing non-residential projects, unchanged, beyond January 1, 2010. This proposed amendment to the Municipal Code and Resolution 99-036 does not affect the expiration of Charter Section 1508. Charter Section 1508 will still sunset on December 31, 2009.

On May 12, 2009, the Ordinance Committee considered the proposed amendment and voted 3 to 0 to forward the ordinance amendment to the Planning Commission for a public hearing and to return to Council for introduction and adoption.

Plan SB

Planning Staff has explained during *PlanSB* that the City intends to continue processing projects under the current standards until the Council adopts new policies and standards. In consultation with the City Attorney, it was determined that to be completely clear, Section 28.87.300 of the Municipal Code should be amended to extend the date from January 1, 2010 to a later date. This extension would maintain the status quo until *PlanSB* is completed. As *PlanSB* results in changes to City policy regarding non-residential construction, those policy changes would be incorporated into the Municipal Code through the adoption of the *PlanSB* implementing ordinances.

Staff anticipates that Council action on key parts of *PlanSB* will happen next year, and that some additional time will also be necessary to ensure that implementing ordinances that govern future growth management are appropriately reviewed and adopted. Therefore, we recommend that the date specified in Section 28.87.300 be changed from January 1, 2010, to a later date. When this amendment was initiated the proposed date was January 1, 2015; however, based on input from the Planning Commission, staff now recommends an extension through January 1, 2013.

Planning Commission Review

The Planning Commission considered the proposed amendment at its meeting of June 4, 2009. The Commission voted 3 to 1 to recommend approval of the amendment with only a two-year extension rather than the five-year time period originally proposed. Commissioner Lodge expressed that the proposal for a five-year extension was acceptable and therefore did not support the motion to reduce the extension to two years. The other Commissioners (Jostes, Bartlett, and Thompson) all expressed a desire to move the *PlanSB* process along faster. The Commission has recommended in the *PlanSB* process that the amount of non-residential growth for the *Plan SB* planning period should be limited to the square footage remaining from the original 3 million square foot allotment established by Charter Section 1508. The Planning

Commission has also expressed a desire that this limited square footage of floor area be targeted to community benefit projects. There is still quite a bit of analysis in the Environmental Impact Report, review by the public, and decision-making to be considered by Council before we have a better understanding of how the new growth management program will work. Staff expressed that perhaps a compromise of three years would be better, as there is concern that the proper drafting of new ordinances and implementation of priority policies from *PlanSB* will take some time, and that further extensions of the current ordinance could become more complex as we move further into the *PlanSB* process.

3 Million Square Feet, Small Additions & Economic Development

Municipal Code section 28.87.300 stipulates that approvals under the ordinance shall not exceed 3 million square feet above the October 1988 baseline condition through January 1, 2010. This clause is one of the three statements proposed to be amended to change 2010 to 2013. Therefore, the ordinance would continue to cover the original 3 million square feet. Staff recommends that the ordinance continue to operate in its current manner until 2013. For that to happen, one change is needed to Council Resolution 99-036 to "restock" the Small Addition category.

Under Measure E, up to 600,000 square feet of the 3 million square feet of potential nonresidential growth was allocated to the Small Addition category. Pursuant to Section 28.87.300, the allocation from the Small Addition category was limited to no more than 30,000 square feet per year. Any portion of the annual allocation for Small Additions that remained at the end of the year was transferred to the Economic Development category. This transfer is accounted for in accordance with the provisions of Resolution 99-036.

The ordinance and resolution provide that the Economic Development category is supplied with square footage of development potential based on expired Approved and Pending Projects (as defined in 28.87.300) and unallocated Small Additions. Over the life of the Economic Development category, 633,109 square feet came from Approved and Pending projects and 275,311 square feet from Small Additions. The remaining square feet in the Economic Development category, as of 2008, is 395,410 square feet.

As a part of the proposed extension of Section 28.87.300, staff recommends that the Council approve an amendment to Resolution 99-036 to re-allocate 90,000 square feet (30,000 sf for each of the 3 years extension of ordinance) from the Economic Development category back to the Small Addition category with 305,410 square feet remaining in Economic Development. This would enable the continuation of the annual allocation of up to 30,000 square feet for Small Additions for the proposed three-year extension of the ordinance. As before, the annual unallocated Small Addition square feet would continue to be transferred into the Economic Development category. The entire amount of the proposed reallocation is contained within the original 3 million square feet as approved in Charter Section 1508 and implementing ordinances. This

proposal in no way expands the amount of potential nonresidential development beyond the original 3 million square foot limit.

Public Input

Public input to date on the proposed amendment includes concern that the local economy not be taken for granted, and that the PlanSB process consider both economic and environmental impacts (see attached letter). At the Ordinance Committee meeting, a few members of the public came forward to support this amendment, yet had questions and concerns about the relationship between Measure E, this ordinance, and the Transfer of Existing Development Rights (TEDR) ordinance (see attached letter). Staff and the City Attorney responded to the questions about the approval of the TEDR ordinance and how *PlanSB* includes a policy to study the TEDR program in terms of its past role under growth management programs based on Charter Section 1508, and how it may be used for potential development in the future, based on the new growth management programs that come from *PlanSB*. Development potential and associated impacts are all being studied in the environmental review process, and staff believes it will be important for the Council to establish the primary policies on both non-residential and residential growth before determining if or how to adjust the current TEDR ordinance.

Environmental Review

The Environmental Analyst has determined that the project is exempt from further environmental review pursuant to the California Environmental Quality Act Guidelines Section 15305. The City's adopted list of projects that are consistent with this exemption class include:

- Creation of minor new, and minor amendments to existing land use plans, ordinances, guidelines, regulations and/or development standards which do not result in any changes in land use density and which have no potential for significant environmental effects.
- Minor Zoning Ordinance amendments that do not significantly change plan uses in an area.

ATTACHMENTS: 1. Economic Development Tables
2. Letters from the public

PREPARED BY: Bettie Weiss, City Planner

SUBMITTED BY: Paul Casey, Community Development Director

APPROVED BY: City Administrator's Office

Category	Pending	Approved	Building Permit/C of O Issued	Unallocated	To Economic Development
Approved Projects (900,000) ^{1,2}	155,000	115,996	570,383	0	58,621
Pending Projects (700,000)	36,000	11,091	78,421	0	574,488
Vacant Property (500,000)	100,963	2,400	80,527	316,110	N/A
Total Small Addition (600,000) ³	45,960	26,712	222,017	30,000	275,311
2008 Small Addition (30,000)⁴	5,186	4,300	64	0	20,514
Community Priority (300,000)	68,189	73,389	125,641	32,781	0
Economic Development^{5,6}	104,522	2,703	405,785	395,410	908,420
Total (3,000,000)	510,634	232,291	1,482,774	774,301	

¹ Includes Rancho Arroyo and Park Plaza Specific Plans
² Includes 155,000 of Pending square footage for Cabrillo Plaza Specific Plan.
³ 275,311 square feet under "To Economic Development" is comprised of 1/1/90-06/30/96 expired and 1/1/90-12/31/08 "not applied for" square footage.
⁴ Included in the total Small Additions calculations above.
⁵ 186,259 square feet under "Building Permit/C of O Issued" is comprised of Minor Additions associated with 1997-2008 Small Additions and 219,526 sq. ft. of Economic Development that received building permits, as required by Council Resolution 99-036
⁶ 908,420 square feet under "To Economic Development" is included in calculations for the Economic Development category, but not counted in 3,000,000 sf total.
NOTE: Per Council Resolution Economic Development SF tracked differently. Shown here for representative purposes only.

**PROJECTS WITH PRELIMINARY OR FINAL
ECONOMIC DEVELOPMENT DESIGNATIONS**

PROJECT/ADDRESS	PRELIM. DESIG. (SQ. FT.)	FINAL DESIG. (SQ. FT.)	STATUS/ COMMENT
Gateway Project (Miravant) 6100 Hollister Avenue MST97-00715		80,320	Approved 5/28/2000
Architectural Millworks 815 Quinientos Street MST97-00320		15,000	C of O 1/20/2004
Penfield and Smith 111 E Victoria St MST2002-00243		7,905	BP 2/11/2005
Software.com 630-634 Anacapa Street MST97-00520	26,493		Withdrawn
Alliance Manufacturing Software 1035 Chapala Street MST98-00051	30,257		Withdrawn
Fielding Institute 4151 Foothill Road MST2001-00840 MST2008-00496	22,499 22,499 1,703		Prelim with MST2001-00840
Airport Mobile Structure 500 Fowler Rd MST2002-00265		720	Approved 6/20/02
Cottage Hospital 320 W Pueblo St MST2003-00152		182,541	Under Construction
Granada Theatre 1216 State St MST2004-00005		13,360	Approved 3/23/04
101 E Victoria MST2006-00758		2,703	Approved 12/23/2008
SUBTOTALS	24,202*	302,549	SUBTOTALS
ALLOCATED TO DATE: 322,025 SQFT*			
REMAINING UNALLOCATED: 395,410 SQFT			

06-11-09

*Does not include SF from Software.Com or Alliance, which have been withdrawn



THE TOWBES GROUP, INC.

ASSET MANAGEMENT
CONSTRUCTION

May 11, 2009

Ordinance Committee
City of Santa Barbara
PO Box 1990
Santa Barbara, CA 93102-1990

RE: Non-Residential Construction Projects Regulations (Measure E)

Gentlemen:

While I believe it is reasonable for the City Council to extend Measure E until it decides upon actions to be taken on PlanSB, I hope the City will decide to review the economic impacts of PlanSB along with the environmental impacts.

There is a tendency for all of us to take the economy for granted until something like the current recession rolls around, when we realize that a healthy economy can't be taken for granted. Deservedly or not, Santa Barbara does not have a reputation of being a business-friendly community. If it chooses to continue its current policies, it should understand the economic impacts as well as the environmental impacts so that it can make informed decisions.

Thank you for your consideration.

Sincerely yours,

MICHAEL TOWBES

/bjr

cc: Santa Barbara City Council
Planning Division/Community Development Department
Santa Barbara City Planning Commission

u:\mt\mt05112009.doc/4



LEAGUE OF WOMEN VOTERS OF SANTA BARBARA, INC.

328 East Carrillo Street, Suite A
Santa Barbara, California 93101

TEL/FAX (805)965-2422

email: info@lwesantabarbara.org
www.lwesantabarbara.org

Statement to City of Santa Barbara Ordinance Committee on 5-12-09

Subject: Zoning Ordinance Amendment for Measure E Regulations

I'm Connie Hannah, speaking for the Santa Barbara League of Women Voters. The League is working to understand the ramifications of the information about Measure E entitlements that emerged during the recent appeal on the El Encanto project. How is it possible for owners to have a right to fully develop one site for residential, and then sell that same square footage to another site? This Transfer of Existing Development Rights is unbelievable double-dipping, and it threatens Santa Barbara with a huge overload of commercial development. If Measure E is what makes this kind of entitlement possible, then Measure E must be changed during this renewal.

For months the Planning Commission has been discussing ways to limit future commercial development so that we can improve our jobs/housing imbalance. This policy totally invalidates those efforts. The remaining commercial from over-developed sites like Chapala One and Paseo Chapala alone would again overwhelm this balance. The League is familiar with the Yanonali condominium project which rezoned a waterfront area site from light industrial to mixed use. That was immediately a great financial boon to the owner. That was interesting because it was purely a residential project, but they put a very small corner store in to justify their mixed use designation. We do not see how they can have any further rights to transfer from this site.

Since the subject of today's meeting is the renewal of Measure E, we ask the City to determine why this interpretation, which has recently emerged, allows doubling of development rights. The League worked to pass Measure E, and we have appreciated the excellent effect it has had on city planning. In passing this measure, the public intent was to control the amount of commercial development being permitted, and we think we should make sure now to return to the original intent of Measure E.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SANTA BARBARA AMENDING SECTION 28.87.300 OF
CHAPTER 28.87 OF TITLE 28 OF THE MUNICIPAL
CODE REGARDING LIMITATIONS ON NON-
RESIDENTIAL DEVELOPMENT WITHIN THE CITY

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

Section One: Section 28.87.300 of Chapter 28.87 of Title 28 of the Santa Barbara Municipal Code is hereby amended to read as follows:

28.87.300 Development Plan Review and Approval.

A. DEVELOPMENT PLAN.

1. Requirement for Development Plan.

a. Planning Commission Review Required. No application for a land use permit for a nonresidential construction project as defined in Subsection B of this Section will be accepted or approved on or after December 6, 1989 unless the project falls within one or more of the categories outlined in Paragraph 2 of this Subsection and defined in Subsection B of this Section. Before any nonresidential construction project is hereafter constructed in any zone including zones at the Santa Barbara Municipal Airport, a complete development plan for the proposed development shall be submitted to the Planning Commission for review and approval. In addition, before residential floor area in any building or structure located in any zone including zones at the Santa Barbara Municipal Airport is converted to nonresidential use, a complete development plan for the proposed conversion shall be submitted to the Planning Commission for review and approval. Before any transfer of existing development rights may be approved pursuant to Chapter 28.95, development plans for both the sending site(s) and receiving site(s) as defined therein shall be approved by Planning Commission or City Council on appeal pursuant to this section.

Any nonresidential project except for Transfer of Existing Development Rights projects, which involves an addition of greater than three thousand (3,000) and less than ten thousand (10,000) square feet of floor area and which does not require the preparation of an Environmental Impact Report, shall be placed on the Planning Commission Consent Calendar for review and action. The only findings in Paragraph D.1 applicable to these projects are Findings d, e, f, and g. These findings shall be made at the time of Planning Commission approval.

b. Exceptions.

(1) Notwithstanding the provisions of Subparagraph a. of this Subsection, any nonresidential project which involves an addition of one thousand (1,000) square feet or less, and which does not require the preparation of an Environmental Impact Report, shall not be required to receive development plan approval.

(2) Notwithstanding the provisions of Subparagraph a. of this Subsection, any nonresidential construction project which involves the following shall not be required to receive development plan approval from the Planning Commission:

a. an addition of greater than one thousand (1,000) and less than or equal to three thousand (3,000) square feet of floor area, and;

b. does not require the preparation of an Environmental Impact Report, and;

c. does not require some other form of discretionary approval from the Planning Commission under other applicable provisions of this Code.

(3) Development plan approval for projects not requiring Planning Commission approval under subparagraph (2) above shall be required from the Staff Hearing Officer if the application requires discretionary review by the Staff Hearing Officer under another provision of this Code. Otherwise, development plan approval for projects not requiring Planning Commission approval under subparagraph (2) above shall be required at the time of Preliminary Approval from the Architectural Board of Review, or the Historic Landmarks Commission if the property is located within El Pueblo Viejo Landmark District or another landmark district, or if the structure is a designated City Landmark. Such projects are subject to the findings in Subsection E of this Section and the provisions of Section 28.87.350.

2. Development Potential.

a. Nonresidential Construction Project. Nonresidential construction projects, as defined in Subsection B of this Section, shall be restricted to no more than three million (3,000,000) square feet until the year ~~2010~~2013. This allowable square footage shall be allocated in the following categories, as defined in Subsection B of this Section.

<u>Category</u>	<u>Square Footage</u>
Approved Projects	900,000 s.f.
Pending Projects	700,000 s.f.
Vacant Property	500,000 s.f.
Minor Additions	Exempt
Small Additions	600,000 s.f.
Community Priorities	300,000 s.f.

Small Additions shall be limited to no more than thirty thousand (30,000) square feet annually. Procedures

for allocating square footage under these categories shall be established by resolution of City Council.

Notwithstanding the development restrictions established above, the Planning Commission or City Council on appeal may approve nonresidential development projects determined by the City Council to promote Economic Development. However, the total development square footage of all Economic Development Projects approved prior to January 1, ~~2010~~2013 shall not exceed the total square footage of "Approved" or "Pending" projects which have expired or been abandoned and any unused development square footage remaining from the annual allotment in the "Small Additions" category as of the date the Planning Commission or City Council on appeal approves a particular Economic Development Project. Nothing herein shall be deemed to authorize the approval of nonresidential development totalling in excess of three (3) million square feet above the October 1988 baseline condition until January 1, ~~2010~~2013.

b. Other Nonresidential Development. Other nonresidential development may occur so long as it falls within the following categories, as defined in Subsection B of this Section.

- (1) Government Displacement Project.
- (2) Hotel Room for Room Replacement Project.

B. DEFINITIONS.

1. Approved Projects or Revisions thereto. A project which satisfies any of the following criteria:

a. An application for a land use permit for the project (other than an application for Specific Plan approval) which was approved on or before October 26, 1989 and the approval is still valid.

b. The project pertains to implementation of a Specific Plan which was approved prior to April 16, 1986, and the Plan required the construction of substantial circulation system improvements, and all of those improvements were either:

- (1) Installed prior to the effective date of this ordinance; or
- (2) Subsequently constructed pursuant to an Owner Participation Agreement (OPA) and installed prior to the approval of any development plan(s).

c. The project consists of a revision to a project which qualifies under either Subparagraph a. or b. of this Paragraph B.2, provided the revision will result in no increase in floor area over the approved amount. Once a revision to a project has been approved that reduces the floor area from the originally approved amount, the unused floor area shall not be reallocated to the project as part of a future revision. The unused floor area shall be available for Economic Development Projects.

2. Community Priority. A project which has been designated by the City Council as a community priority

necessary to meet a present or projected need directly related to public health, safety or general welfare.

3. Economic Development Project. A project which has been designated by the City Council as a project that is consistent with the City Charter, General Plan and this Title, will enhance the standard of living for City and South Coast residents and will strengthen the local or regional economy by either creating new permanent employment opportunities or enhancing the City's revenue base. An Economic Development Project should also accomplish one or more of the following:

a. Support diversity and balance in the local or regional economy by establishing or expanding businesses or industries in sectors which currently do not exist on the South Coast or are present only in a limited manner; or

b. Provide new recreational, educational, or cultural opportunities for City residents and visitors; or

c. Provide products or services which are currently not available or are in limited supply either locally or regionally.

For purposes of this Section, "standard of living" is defined as wages, employment, environment, resources, public safety, housing, schools, parks and recreation, social and human services, and cultural arts.

4. Floor Area. Floor Area is the area included within the surrounding exterior walls of a building or portion thereof, exclusive of the area occupied by the surrounding walls, vent shafts and courts, or areas or structures used exclusively for parking. Nonhabitable areas used exclusively for regional public utility facilities shall not count toward the calculation of floor area. Any floor area which was constructed, approved, demolished or converted in violation of any provision of this Municipal Code, shall not give rise to any right to rebuild or transfer floor area.

5. Floor Area Ratio. The area expressed as the ratio of floor area to total square footage of a parcel.

6. General Welfare. A community priority project which has a broad public benefit (for example: museums, child care facilities, or community centers) and which is not principally operated for private profit.

7. Government Displacement Project. A project which involves the relocation, replacement, or repair of a structure or use acquired, removed or damaged by direct condemnation or negotiated acquisition by the government (federal, state or local), provided the square footage of a project constructed to replace a building acquired or removed by the government does not exceed the square footage of the building so acquired or removed.

8. Hotel Room for Room Replacement Project. A project which consists of replacement or remodeling of existing hotel rooms at the same location on a room for room basis.

9. Land Use Permit. A governmental decision concerning a permit, license, certificate, or other entitlement for use

of land, including a conditional use permit, variance, modification, development plan, specific plan, general plan amendment, coastal development permit, conversion permit, subdivision map (except those creating new single family lots), building permit, grading permit, demolition permit, water service connection or any similar approval or use.

10. Minor Addition. A project which consists of a minor addition defined as:

a. A nonresidential addition of one thousand (1,000) square feet or less of floor area to an existing structure; or

b. Construction of a free standing nonresidential structure of one thousand (1,000) square feet or less of floor area on a parcel containing another structure; or

c. Conversion of residential floor area to no more than one thousand (1,000) square feet of nonresidential floor area; or

d. Concurrent construction of nonresidential floor area of one thousand (1,000) square feet or less associated with a new structure constructed under the Approved, Pending, Community Priority or Vacant Property categories.

e. The one thousand square foot limitation defined in subparagraphs a. through d. above is a cumulative total available per parcel. Once a cumulative total of 1,000 square feet of Minor Additions has been reached, any further additions up to a total of 3,000 square feet (including the Minor Additions) shall be allocated from the Small Addition category.

(1) EXCEPTION: If an existing or proposed building occupies two or more parcels created prior to October 1988, the maximum square footage available for a Minor Addition shall equal the sum of the Minor Additions which could be approved on the individual parcels pursuant to the findings in Subsection E of this Section. For parcels created after October 1988, any remaining Minor Addition allocation shall be divided evenly between all of the parcels created from each parcel eligible for a Minor Addition. The remaining allocation may be divided in a different manner between the parcels created if this division is executed in a legal instrument that is recorded with the County recorder and approved as to form by the City Attorney for each parcel involved at the time of recordation of the Final or Parcel map for the subdivision.

11. Nonresidential Construction Project. A project, or portion thereof, which consists of the construction of or addition of new floor area for other than residential use or the conversion of existing residential floor area to nonresidential use. Repair or replacement of existing floor area is not included in the calculation of new floor area for the purpose of this Section.

12. Pending Project or Revisions thereto. A project which satisfies any of the following criteria:

a. An application for a land use permit for the project was accepted on or before October 26, 1989 and the

application: (1) has not been denied by the City; (2) has not been withdrawn by the applicant; (3) has not yet received City approval or (4) has received City approval after October 26, 1989 and that approval is still valid.

b. The project pertains to implementation of a Specific Plan which was approved prior to April 16, 1986 and the project does not qualify under Subparagraph 1.b. of this Subsection.

c. The project consists of a revision to a project which qualifies under either Subparagraph a. or b. of this Paragraph 12, provided the revision will result in no increase in floor area over the amount shown on the pending application. Once a revision to a project has been approved that reduces the floor area from the originally approved amount, the unused floor area shall not be reallocated to the project as part of a future revision. The unused floor area shall be available for Economic Development Projects.

13. Residential Unit: A dwelling unit as defined in Chapter 28.04, but not including any of the following:

a. A hotel or boarding house as defined in Chapter 28.04 which includes a motel, bed and breakfast inn, or similar facility in which the average duration of stay of the residents, during the six month period prior to February 1, 1990, was less than thirty (30) days.

b. A mobile-home or recreation vehicle as defined in Chapter 28.04.

14. Small Addition. A project which consists of a small addition defined as:

a. A nonresidential addition of more than one thousand (1,000) and less than or equal to three thousand (3,000) square feet of floor area to an existing structure; or

b. Construction of a free standing nonresidential structure of more than one thousand (1,000) and less than or equal to three thousand (3,000) square feet of floor area on a parcel containing another structure; or

c. Conversion of residential floor area to more than one thousand (1,000) and less than three thousand (3,000) square feet of nonresidential floor area; or

d. Concurrent construction of nonresidential floor area of more than one thousand (1,000) and less than or equal to three thousand (3,000) square feet associated with a new structure constructed under the Approved, Pending, Community Priority or Vacant Property categories.

e. The limitations on floor area defined in subparagraphs a. through d. above establish the cumulative total available per parcel. In any case, the combined total of Minor and Small Additions shall not exceed a cumulative total of three thousand (3,000) square feet.

(1) EXCEPTION: In the case where an existing or proposed building occupies two or more parcels created prior to October 1988, the maximum square footage available for a Small Addition shall equal the sum of the Small Additions

which could be approved on the individual parcels pursuant to the findings in Subsection E of this Section. For parcels created after October 1988, any remaining Small Addition allocation shall be divided evenly between all of the parcels created from each parcel eligible for a Small Addition. The remaining allocation may be divided in a different manner between the parcels created if this division is executed in a legal instrument that is recorded with the County recorder and approved as to form by the City Attorney for each parcel involved at the time of recordation of the Final or Parcel map for the subdivision.

f. Procedures for allocating square footage in the Small Addition category shall be established by resolution of the City Council.

15. Vacant Property. A project on a parcel of land which was vacant in October 1988, which consists of construction of a nonresidential structure with a floor area ratio of no more than 0.25.

C. REVIEW BY PRE-APPLICATION REVIEW TEAM. All nonresidential construction projects requiring the preparation of an Environmental Impact Report or involving greater than 3,000 square feet of floor area and subject to this Section shall be reviewed by the Pre-Application Review Team as provided in Chapter 27.07 of this Code.

D. STANDARDS FOR REVIEW. Unless specifically exempt, the following findings shall be made in order to approve a development plan submitted pursuant to this Section.

1. Findings:

a. The proposed development complies with all provisions of this Title; and

b. The proposed development is consistent with the principles of sound community planning; and

c. The proposed development will not have a significant adverse impact upon the neighborhood's aesthetics/character in that the size, bulk or scale of the development will be compatible with the neighborhood; and

d. The proposed development will not have a significant unmitigated adverse impact upon City and South Coast affordable housing stock; and

e. The proposed development will not have a significant unmitigated adverse impact on the City's water resources; and

f. The proposed development will not have a significant unmitigated adverse impact on the City's traffic; and

g. Resources will be available and traffic improvements will be in place at the time of project occupancy.

2. Potential for Overriding Considerations:

a. A finding of significant adverse impact under Subparagraph 1.c above can be overridden if it is determined that the economic, social or public benefits of the proposed development outweigh its significant adverse impacts.

b. A finding of significant adverse impact under

Subparagraphs 1.a or 1.b above cannot be overridden.

c. A finding of unmitigated significant adverse impact under Subparagraphs 1.d, 1.e, 1.f, or 1.g above for a Minor Addition Project, Government Displacement Project or that portion of a project which qualifies as a Government Displacement Project, a Community Priority Project, and an Approved Project or Revision thereto can be overridden if it is determined that the benefits of the proposed development outweigh its significant adverse impacts.

3. Exception. Notwithstanding any provision of this Section to the contrary, a development plan shall not be denied based on a finding pursuant to Subparagraph 1.d of this Subsection E if (i) the plan incorporates revisions to a development plan approved by the Planning Commission under this Section prior to February 25, 1988, and (ii) the project shown on the plan will not generate a demand for new housing in excess of the demand generated by the previously approved project.

E. DEVELOPMENT PLAN NOTICE AND HEARING. The Staff Hearing Officer, Planning Commission, or City Council on appeal, shall hold a public hearing prior to taking action on any development plan. Notice of the public hearing shall be given in accordance with Section 28.87.380.

F. SUSPENSIONS AND APPEALS.

1. A decision by the Staff Hearing Officer under this Section may be suspended or appealed according to the provisions of Section 28.05.020.

2. A decision by the Planning Commission under this Section may be appealed according to the provisions of Chapter 1.30. In addition to the procedures specified in Chapter 1.30, notice of the public hearing before the City Council on an appeal from a decision of the Planning Commission regarding a decision of the Staff Hearing Officer shall be provided in the same manner as notice was provided for the hearing before the Planning Commission.

G. FEES. Fees for filing applications and appeals shall be established by resolution of the City Council.

H. EXPIRATION OF DEVELOPMENT PLANS. A development plan approved pursuant to this Section shall expire pursuant to the provisions of Section 28.87.350. For projects with floor area allocated from the Approved, Pending, Economic Development and Small Addition categories, the unused floor area shall be made available for allocation to Economic Development Projects upon expiration of the development plan. For projects with floor area allocated from the Community Priority and Vacant Property categories, the unused floor area shall revert to the category from which the floor area was allocated upon expiration of the development plan.

I. MULTIPLE DEVELOPMENT PLANS. When more than one valid approved development plan exists for a lot, upon issuance of a building or grading permit for any work authorized by one of the approved development plans, all other development plans approved for that lot are deemed abandoned by the

property owner. No building or grading permit shall be issued for any work authorized by a development plan following abandonment of that plan. For projects with floor area allocated from the Approved, Pending, Economic Development and Small Addition categories, any unused floor area shall be made available for allocation to Economic Development Projects upon abandonment of a development plan. For projects with floor area allocated from the Community Priority and Vacant Property categories, any unused floor area shall revert to the category from which the floor area was allocated upon abandonment of a development plan.

RESOLUTION NO.

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA ESTABLISHING PROCEDURES FOR ADMINISTRATION OF THE AMENDMENTS TO TITLES 28 AND 29 OF THE MUNICIPAL CODE IMPLEMENTING THE GENERAL PLAN UPDATE GROWTH DECISIONS AND CHARTER SECTION 1508, AND RESCINDING RESOLUTION NO. 99-036.

A. On April 27, 1989, the City Council adopted a series of recommendations on proposed amendments to the City's General Plan and instructed the staff to begin preparation of ordinances and resolutions to implement those recommendations.

B. On November 7, 1989, the voters of the City of Santa Barbara adopted a charter amendment restricting the amount of nonresidential growth which can occur over the next twenty years and directing the Council to adopt measures to assure that those restrictions are not exceeded.

C. On February 12, 1991, the City Council adopted amendments to the Zoning Ordinance to implement the Growth Decisions and Charter Section 1508.

D. On June 18, 1991, the City Council, recognizing the need to allow for large institutions to plan with a comprehensive, long range perspective, amended Resolution 91-017 in order to allow certain types of projects the ability to reserve square footage in the Community Priority Development Allocation Category.

E. On December 13, 1994, the City Council amended the City's S-D-2 Zone to eliminate development plan processing requirements which were different from the requirements of Municipal Code Section 28.87.300.

F. On November 7, 1995, the voters of the City of Santa Barbara amended Charter Section 1508 to create an "Economic Development" floor area allocation category in order to reallocate unused square footage from the "Approved," "Pending" and "Small Addition" allocation categories to nonresidential development projects which promote the economic development of the City.

G. In 1997, the City Council, recognizing the need to allow more flexibility for the expansion of existing businesses during times of economic growth, amended Resolution 96-027 to allow a greater number of Small Addition projects to proceed within the three million square foot growth cap established by Charter Section 1508.

H. In 1999, the City Council, recognizing the need to reaffirm the fairness of the allocation procedure for Small Addition square footage, amended Resolution 97-048 to allow Small Addition square footage to be allocated by lottery.

I. Pursuant to its own language, Charter Section 1508 will sunset as of December 31, 2009.

J. In the Spring of 2007, the City Council initiated the public process for an update of the General Plan known as *Plan Santa Barbara*. It is expected that *Plan Santa Barbara* will result in new policies concerning nonresidential growth during the *Plan Santa Barbara* planning period. *Plan Santa Barbara* will not be finished before the expiration of Charter Section 1508.

K. On July ____, 2009, the City Council adopted an ordinance amending Section 28.87.300 of the Municipal Code extending the regulations relating to nonresidential growth through January 1, 2013. The City Council extended Section 28.87.300 for the purpose of maintaining the status quo concerning nonresidential growth management until the completion of *Plan Santa Barbara* and to allow for the orderly implementation of the *Plan Santa Barbara* policies regarding nonresidential growth management.

L. In order to maintain the continued operation of the nonresidential growth regulations in their present form, the City Council hereby reallocates 90,000 square feet of floor area from the Economic Development category to the Small Additions category effective January 1, 2010.

M. This Resolution includes the administrative procedures necessary to implement Charter Section 1508 and the Municipal Code provisions through January 1, 2013.

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

The following are the administrative procedures required by Charter Section 1508 and SBMC §28.87.300:

1. Reallocation Floor Area from Economic Development Category to the Small Additions Category.

Pursuant to Municipal Code Section 28.87.300, 600,000 square feet of floor area was allocated to the Small Additions category for the period from 1989 through December 31, 2009. Section 28.87.300 limited Small Additions to no more than 30,000 square feet of floor area per year. At the end of each year, any unused square footage from the annual allotment for Small Additions was transferred to the Economic Development category. By December 31, 2009, the entire allocation of 600,000 square feet assigned to the Small Addition category will have been assigned or developed as Small Additions or transferred to the Economic Development category.

On July ____, 2009, the City Council adopted an ordinance extending the regulations found in Section 28.87.300 through January 1, 2013. In order to provide for a continued allotment of 30,000 square feet per year for Small Additions, 90,000 square feet of floor area is hereby reallocated from the Economic Development category to the Small Additions category, effective January 1, 2010.

2. Minor Additions, Small Additions, Projects on Vacant Property, Government Displacement Projects, and Revisions to Approved Projects. An application for a land use permit for a nonresidential construction project consisting of a minor addition, small addition, project on vacant property, Government Displacement or revision on an approved project, as those terms are defined in Section 28.87.300 of Chapter 28.87 of Title 28 shall be subject to the following procedure:

a. Application.

(1) Minor Additions, Projects on Vacant Property, Government Displacement Projects, and, Revisions to Approved Projects. An application for a land use permit for a nonresidential construction project involving a proposed minor addition, project on vacant property, government displacement project or revision to an approved project shall be submitted to the Community Development Department in accordance with the standard application requirements in place at the time of submittal.

(2) Small Additions. An application for a land use permit for a nonresidential construction project involving a proposed small addition shall be submitted to the Community Development Department in accordance with the following procedures:

(a) **Initial Application Period.** Beginning on January 1 of each year, completed applications for small additions will be accepted for a period of the first two (2) business days of each year. Applications received during this two (2) day period will be reviewed by staff to determine the total amount of square footage requested from the small addition category. If the total amount of small addition square footage requested is less than or equal to the 30,000 square foot annual allotment, the accepted applications will be allocated square footage in the amounts requested. Subsequent applications for small additions will be accepted on a first-come, first-served basis until the 30,000 square foot annual limit has been reached.

Applications submitted after this point will be returned to the applicant, with the names of the applicants for the next 10,000 square feet of small additions placed on a Reallocation List for use in the event that projects originally accepted are reduced in size, withdrawn, abandoned or denied. All other potential applicants will be advised to reapply in January of the following year.

(b) **Allocation By Lot.** If the total amount of small addition square footage requested exceeds the 30,000 square foot annual limit, priority for square footage allocations will be determined by the casting of lots in a manner deemed appropriate by the Community Development Director. Each proposed development project for which an application has been received will have one lot in the lottery, regardless of the number of small additions requested or the number of properties involved in the proposed project. Projects will be allocated small addition square footage in the order drawn until the 30,000 square foot limit has been reached. Projects which were not drawn during the initial 30,000 square foot allocation will continue to be drawn for priority placement on a Reallocation List for use in the event that projects originally accepted are reduced in size, withdrawn, abandoned, or denied. Subsequent to the lottery, all other potential applicants will be advised to reapply in January of the following year.

b. Action.

(1) Minor Additions, Government Displacement Projects, and Revisions to Approved Projects. An application for a minor addition, government displacement project, or revision to an approved project may be considered even if the project will cause a significant unavoidable environment effect or create a traffic impact in violation of adopted City policies. The discretion to approve such a project upon a finding of overriding considerations rests solely with the reviewing body.

(2) Small Additions and Projects on Vacant Property. An application for a small addition or project on vacant property shall not be approved if the project will cause an unavoidable and unmitigated significant adverse environmental effect (as documented in an environmental impact report) other than a cumulative air pollution impact, or create a traffic impact in violation of adopted City policies, including the Circulation Element of the General Plan.

c. Tracking.

(1) Minor Additions. The cumulative total Minor Additions on a parcel shall not exceed 1,000 square feet.

(2) Minor Additions and Small Additions. Minor Addition square footage developed in conjunction with a Small Addition shall be counted as a Minor Addition. The annual total square footage of such projects shall be subtracted annually from the total square footage available in the Economic Development category. In no case shall the combined total of Small Addition square footage and Minor Addition square footage on a parcel exceed 3,000 square feet.

3. Community Priority Project or Economic Development Project. An application for a land use permit for a nonresidential construction project which has been designated by the City Council as a community priority or economic development project shall be subject to the following procedure:

a. Application.

An application for a land use permit for a nonresidential construction project proposed as a community priority or economic development project shall be submitted to the Community Development Department for a recommendation of community priority or economic development status. The following information shall be included in the application packet:

A completed Master Application form;

3 copies of a Plot Plan including the following:

- Vicinity Map

- North Arrow
- Scale (not smaller than 1" = 20')
- Project address and property owners
- Land Use Zone
- Total site acreage
- Property boundaries
- Setback dimensions
- Assessor's Parcel Number(s)
- Location of proposed Structures
- Indication of removal of any structures
- Major trees should be indicated including those proposed for removal
- Footprint of structures on adjacent properties
- Location of existing and proposed parking spaces
- Legend including: net lot area of parcel in square feet and acres, site statistics showing both square footage and percentage of site coverage for all buildings and parking statistics showing the number of spaces required by ordinance and the total number of on-site space (existing and proposed);

Letter from the applicant containing a description of the project including but not limited to the square footage of existing and proposed structures (consistent with the definition of Floor Area contained in Section 28.87.300 of the Zoning Ordinance), and the square footage associated with any proposed demolition;

For Community Priority Projects, a Needs Assessment providing Staff and the Council with information necessary to make the finding that the proposed project meets a "present or projected need directly related to public health, safety or general welfare". The content of the Needs Assessment should be as follows:

- Introduction outlining the proposal
- Development history of the site; past development activity at the site should be documented, noting types and dates of past permits
- Existing uses and associated square footage. This section should address the need for expansion and reasons why an allocation is necessary.

For Economic Development Projects, an assessment providing Staff and the Council with information necessary to make the finding that the proposed project will "enhance the standard of living for City and South Coast Residents and will strengthen the local and regional economy". The content of the assessment should be as follows:

- Introduction outlining the proposal
 - Development history of the site; past development activity at the site should be documented, noting types and dates of past permits
 - Existing uses and associated square footage.
- This section should address the need for expansion and reasons why an allocation is necessary.
- Documentation of how the project meets the definition of an Economic Development Project in Section 28.87.300 of the Zoning Ordinance.

The staff recommendation shall be presented to the City Council for a preliminary and non-binding identification of community priority or economic development status. The Preliminary Community Priority Designation or Preliminary Economic Development Designation permits acceptance of the application for processing, but does not commit the City Council, or any City agency, board or commission to approval of the project.

b. Action.

(1) If a project is granted a Preliminary Designation as a community priority or economic development project, the project application shall continue through the review process in place at the time of application. The Planning Commission shall, as part of the review, be asked to make a recommendation to the City Council concerning the project's ability to meet the Zoning Ordinance definition of a community priority project or an economic development project found in SBMC Section 28.87.300(B). Should the project not require Planning Commission review as part of the established review process, the Commission shall be asked to consider the application for purposes of making that recommendation only. Once the project review is complete, the application shall be forwarded to the City Council, together with the Planning Commission's recommendation for a Final Designation as a community priority or economic development project.

(2) Reserving Square Footage in the Community Priority or Economic Development Categories. If an application meets the following criteria, square footage in these categories can be reserved without applying for a land use permit. The application process for a reservation shall be the same as outlined in (a) above. In order to be eligible for a reservation of square footage, the project must exceed 10,000 square feet and be a component of a recognized Facilities Master Plan with interrelated phases of construction, which has been reviewed by the Planning Commission and can be fully implemented within 10 years.

For the purposes of a community priority or economic development project square footage reservation, a Facilities Master Plan shall be a plan which includes the following information:

- The potential for short and long range development for the facility and site;
- A brief history of development occurring at the facility;
- Description of the type and number of parking spaces existing;
- Plans to indicate the size and conceptual location of proposed structures;
- Proposed schedule of implementation of each component.

If Council makes the finding that the project meets the Zoning Ordinance definition of a community priority project or an economic development project found in SBMC Section 28.87.300(B), a reservation of square footage in this Category may be granted by a resolution of the City Council for a period not to exceed five years. Prior to expiration of the Resolution, the applicant shall submit a complete application for a land use permit and a Final Designation as a Community Priority or Economic Development Project.

4. Hotel Replacement. An application for a land use permit for a nonresidential construction project which involves the replacement or remodeling of existing hotel rooms on a room for room basis at the same location shall be subject to the following process:

(a) Application. An application for a land use permit for a proposed hotel room replacement project shall be submitted to the Community Development Department in accordance with the standard application process in place at the time of submittal. All applications shall include a site plan identifying the location and size of all existing hotel rooms. An additional site plan showing the proposed size and location of all rooms after the replacement project is completed shall also be submitted.

(b) Action. Hotel room replacement projects shall not be approved if the project will cause an unavoidable and unmitigated significant adverse environmental effect (as documented in an environmental impact report) other than a cumulative air pollution impact, or create a traffic impact in violation of adopted City policies, including the Circulation Element of the General Plan.

5. Resolution No. 99-036 is hereby rescinded.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 30, 2009

TO: Mayor and Councilmembers

FROM: General Services Division, Finance Department

SUBJECT: Amendments To The Purchasing Code, Chapter 4.52 Of The Municipal Code

RECOMMENDATION:

That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 4.52 of Title 4 of the Santa Barbara Municipal Code Providing Procedures for the Purchase of Equipment, Supplies and Services.

DISCUSSION:

At the May 19, 2009, Ordinance Committee meeting, staff presented the proposed amendments to Chapter 4.52 of the Municipal Code (the Purchasing Code). The Ordinance Committee unanimously moved to forward the amendment to Council for introduction and subsequent adoption.

The Purchasing Code specifies the procedures for the purchase of ordinary goods and services. "Ordinary goods and services" are distinguished from "public works" contracts (covered under Section 519 of the City Charter) and can include small purchases of a few thousand dollars for office supplies to very large purchases of hundreds of thousands of dollars for the maintenance of water and sewer mains.

Several years ago, the City Council approved changes to sections of Chapter 4.52 governing the authorization thresholds, which dictate the type of approvals needed for various dollar levels of purchasing and when formal bidding processes are required. The authorization thresholds had not been changed for over 30 years.

The proposed amendments to the Purchasing Code were identified through a collaborative effort with City departments, including the City Attorney's Office. In addition, some of the proposed changes stem from staff experience with the current procedures and research into current best practices.

The proposed amendments to the Purchasing Code include the following:

1. Environmentally Preferred Purchasing

The Chapter's purpose statement (Section 4.52.010) has been amended to state the City's intent to make "green" purchases. The term "environmentally preferred purchases" is defined in Section 4.52.020. These additions incorporate the Council's Environmentally Preferred Purchasing Policy, adopted on December 9, 2008, into the City's purchasing procedures.

2. Definitions

A new section has been added containing definitions of terms used in the Chapter (Section 4.52.020). Clear definitions are important to the proper implementation of the purchasing procedures. For example, maintenance and repair services can be similar to, and sometimes confused with, Public Works construction. However, the bidding and contract award procedures for the two types of contracts are very different. Clear definitions will simplify the administration of the purchasing procedures and lead to more efficient purchases. The Ordinance Committee recommended adding a definition of "personal property" within this new section.

3. Contracting Authority

Section 518 of the City Charter authorizes the City Council to delegate purchasing authority to the City Administrator or other City officers by ordinance or resolution. Under the current code, it is not always clear how this delegated authority is to be exercised. A new section entitled "Contracting Authority" (Section 4.52.050) clarifies how delegated purchasing authority relates to the purchasing procedures specified in the Purchasing Code. The proposed addition also codifies the authority for the City Administrator to further delegate the purchasing authority in a manner consistent with the Council's delegation and the purchasing code. In the past, the authority for such further delegation has simply been assumed to exist.

4. Bidding and Award Procedures

The bidding and contract award procedures (Sections 4.52.060 & 4.52.070) have been amended to resolve some prior gaps in procedure or authority, to affirmatively extend purchasing authority that has been exercised by the Purchasing Agent for many years in the case of contracts up to \$25,000, and to extend new authority to the Purchasing Agent to reject bids (when the Purchasing Agent otherwise has the authority to award the contract) or to solicit bids without further publication when no bids are received in the case of contracts over \$25,000.

5. Emergency Purchases

A new section has been added to specify alternative purchasing procedures in the case of declared emergencies (Section 4.52.080). This addition supplements the existing purchasing authority extended to the City Administrator in the case of disasters (See, Section 9.116.060). These new procedures will enable staff to address operational emergencies, such as an equipment failure at the Cater Water Treatment Plant, that require immediate purchases that do not allow for compliance with the normal bidding and award procedures.

6. Maintenance and Repair Services

The section regarding maintenance agreements (Section 4.52.110) has been amended to specify the procedure for bidding and contract award for maintenance and repair services. These procedures are established separately from the purchase of other goods and services in order to accommodate the increased dollar thresholds established by Council Resolution 97-052.

7. Surplus Personal Property

As currently written, the Purchasing Code authorizes the Purchasing Agent to exchange or sell surplus City property. A proposed amendment to this section would authorize the Purchasing Agent to sell surplus property up to established dollar values without the need to advertise or obtain competitive bids. The idea behind the different dollar thresholds is that sales to other governmental agencies have a reduced opportunity for self dealing or other improprieties.

8. Cooperative Purchases

An amendment to the section authorizing cooperative purchases is proposed to allow the Purchasing Agent to conduct cooperative purchases with a wider group of entities. The current code only allows cooperative purchases with the State Department of General Services, the County of Santa Barbara, and other municipalities located in Santa Barbara County. This limitation artificially restricts the City's ability to piggyback on other public agencies' contracts and prevents the Purchasing Agent from leveraging the City's purchasing power by using contracts awarded by larger public agencies located outside of Santa Barbara County, such as the City of Los Angeles or agencies of the federal government, without prior Council approval. The new proposal would allow the Purchasing Agent to conduct cooperative purchases with any local, state, or federal government or any association of governmental agencies authorized by state or federal law.

This section is also being amended to authorize the use of a surrogate bidding process as long as the original contract was awarded pursuant to a competitive bidding process that substantially conforms to the requirements of the City's purchasing procedures. Common examples of surrogate bidding include the purchase of fire engines based on bid specifications developed and bid by other governmental agencies. This amendment will allow the Purchasing Agent to award contracts based on surrogate bidding as long as the value of the contract is within the budget approved by the City Council.

9. Professional Services

In the past, the relationship between the contracting for professional services and the purchase of ordinary goods and services has been defined by the omission of professional services from the list of goods and services subject to the procedures specified in the Purchasing Code. A new section has been added to the chapter to clarify how contracts for professional services are awarded and how those procedures relate to the Purchasing Code.

Debarment Procedures

In addition to the proposed update to the Purchasing Code, staff presented the Ordinance Committee with a draft resolution that would establish a debarment process for the City. Debarment is a process where the City declares a contractor or supplier to be non-responsible and prohibits the contractor or supplier from bidding on City purchases for a period of time. Since the ability to bid on government contracts is viewed as a property right of the contractor, the City must afford a contractor due process before declaring the contractor non-responsible. A section has been added to the Purchasing Code directing the City Administrator to develop a debarment procedure for approval by Council resolution.

The draft resolution presented to the Ordinance Committee was largely based on procedures adopted by the City of San Diego. Ordinance Committee members had a couple of comments and recommended additions to the procedures following their review. Since the Ordinance Committee meeting, the City Attorney's Office has begun a thorough review of the procedures to address the Ordinance Committee's comments and to further clarify the procedures. Staff expects to return to the City Council in the near future with a revised resolution for the adoption of a debarment procedure for the City.

BUDGET/FINANCIAL INFORMATION:

The proposed amendments to the Purchasing Code will clarify and streamline purchasing procedures, thereby reducing the amount of staff time dedicated to routine purchases. The extension of the cooperative purchasing authority will enable the Purchasing Agent to leverage the City's purchasing power by taking advantage of the

purchasing power of other large jurisdictions. The future adoption of a debarment process will enable the City to avoid having non-responsible contractors or vendors competing for City contracts that can lead to inefficiencies and the need to re-bid contracts.

SUSTAINABILITY IMPACT:

The amendment will allow the City to utilize agreements from other agencies for green/sustainable products and services when it is in the City's best interest to do.

PREPARED BY: Robert Samario, Assistant Finance Director

SUBMITTED BY: Robert Peirson, Finance Director

APPROVED BY: City Administrator's Office

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AMENDING CHAPTER 4.52 OF TITLE 4 OF THE SANTA BARBARA MUNICIPAL CODE PROVIDING PROCEDURES FOR THE PURCHASE OF EQUIPMENT, SUPPLIES, AND SERVICES

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

SECTION 1. Chapter 4.52 of Title 4 of the Santa Barbara Municipal Code is amended to read as follows:

4.52.010 System Adopted - Purpose.

In order to establish efficient procedures for the purchase of ~~supplies, non-professional services and equipment~~ equipment, supplies, and services at the lowest possible cost commensurate with quality needed, to exercise positive financial control over purchases, to clearly define authority for the purchasing function, and to assure the quality of purchases, a purchasing system is adopted. To the greatest extent practicable, the City shall endeavor to develop purchasing specifications that will result in the purchase of equipment, supplies, and services that are environmentally preferred. Competitive bidding for the purchase of equipment, supplies, and services is preferred as a matter of City policy and good purchasing practice. Even when competitive bids are not required by this Chapter, competitive proposals or bids should be obtained if reasonably practicable and compatible with the City's interests.

4.52.020 Definitions.

The following words and phrases shall have the following meaning and construction for purposes of this chapter.

A. **ENVIRONMENTALLY PREFERRED PURCHASES.** A manner of purchasing equipment, supplies, and services that results in less harm to the natural environment. Environmentally preferred purchases involve the purchase of equipment, supplies, and services in a manner that uses less harmful materials, employs recycled or recovered materials (where appropriate and available), and utilizes techniques intended to result in less impact on the environment than other available methods.

B. **EMERGENCY PURCHASE.** A purchase made to address a situation that creates an immediate and serious need for equipment, supplies, or services which cannot be met through normal purchasing procedures and where the lack of such equipment, supplies, or services would seriously threaten the functioning of City government, the preservation of property, or the health or safety of any person.

C. **WITHIN THE BUDGET APPROVED BY THE CITY COUNCIL.** Purchases that fall within the annual financial budget adopted by the City Council for the Department against whose account the purchase will be applied. A particular purchase need not be a specific line item of the Department's budget in order to be considered included within the budget approved by the City Council.

D. **INFORMATION TECHNOLOGY.** Includes, but is not limited to, all electronic technology systems and services, automated information handling, system design and analysis, conversion of data, computer programming, information storage and retrieval, telecommunications that include voice, video, and data communications, requisite

system controls, simulation, electronic commerce, and all related interactions between people and machines.

E. **MAINTENANCE AND REPAIR.** The routine, recurring, or usual work for the restoration or preservation of the condition of an existing facility, structure, or equipment, as opposed to the purchase of a new or replacement facility, structure, or equipment. If a question arises as to the proper characterization of a purchase as maintenance and repair or a public work, the Purchasing Agent shall determine in writing whether the primary purpose of the purchase is to restore or preserve the condition of an existing facility, structure, or equipment or to obtain a new or replacement facility, structure, or equipment.

F. **PERSONAL PROPERTY.** All property other than real estate; including, but not limited to, equipment, supplies, and materials.

G. **PROFESSIONAL SERVICES.** Services that require specialty training, education, or experience, including but not limited to, financial, economic, accounting, engineering, legal, or administrative matters.

H. **PURCHASE.** To obtain equipment, supplies, or services in exchange for money or its equivalent. For purposes of this Chapter, the term purchase shall also include the acquisition of equipment or supplies by lease.

I. **PURCHASING AGENT.** The general services manager of the City of Santa Barbara.

J. **REVERSE AUCTION.** A process where the City announces its need for equipment, supplies, or services on the Internet, or some other manner, and suppliers bid against one another in a real-time, open, and interactive bidding environment to

supply the City with required equipment, supplies, or services.

K. SERVICES INVOLVING PECULIAR ABILITY. Services that typically require artistic or creative skill and advanced or specialized training or experience. For purposes of this Chapter, the construction trades are not services involving peculiar ability.

4.52.02030 Purchasing Agent - Duties.

The Purchasing Agent shall be under the direction, supervision, and control of the Director of Finance. The Purchasing Agent shall:

A.(a) Negotiate, purchase, and contract for equipment, supplies (other than library books and library periodicals), routine laboratory tests, non-professional services, or services not involving peculiar ability required by any office, department, or agency of the City in accordance with purchasing procedures prescribed by this chapter, and such other rules and regulations as shall be prescribed by the City Council.;

B.(b) Act to procure for the City the needed quality in equipment, supplies, routine laboratory tests, nonprofessional services, or services not involving peculiar ability at least expense to the City.;

C.(c) Discourage uniform bidding and endeavor to obtain as full and open competition as possible on all purchases.;

D.(d) Prepare and recommend to the City Council rules governing the purchase of supplies, services and equipment for the City.;

E.(e) ~~Keep~~Stay informed of current developments in the field of purchasing, prices, market conditions and new products.;

~~E.(f)~~ Prescribe and maintain such purchasing forms as are reasonably necessary to the operation of this chapter and other rules and regulations.

~~G.(g)~~ Maintain a bidders' list, vendors' catalog file and records needed for the efficient operation of the Purchasing Division.

4.52.030040 Estimates of Requirements.

All departments shall file detailed estimates of their requirements for supplies and equipment in such manner, at such time, and for such future periods as the Purchasing Agent shall prescribe.

4.52.050 Contracting Authority.

A. COUNCIL AUTHORIZATION. Pursuant to Section 518 of the City Charter, the City Council may, by ordinance or resolution, authorize the City Administrator or other officer to bind the City for the acquisition of equipment, materials, supplies, labor, services or other items included within the budget approved by the City Council.

B. EXERCISE OF AUTHORITY. To the extent the City Council grants written purchasing authority to the City Administrator or another officer, the City Administrator or such other officer shall exercise such authority in accordance with the procedures specified in this Chapter or as otherwise specified in the ordinance or resolution granting such authority.

C. DELEGATION OF AUTHORITY. To the extent the City Council grants purchasing authority to the City Administrator, the City Administrator may delegate such authority to a subordinate in a manner that does not conflict with Section 518 of the City

Charter, the provisions of any applicable City ordinance, or the provisions of the Council resolution or ordinance granting the purchasing authority to the City Administrator.

4.52.040060 Contracts UnderUp to \$25,000.00.

~~(a)A.~~ **Requisitions:REQUISITIONS.** All departments of the City shall submit requests for equipment, supplies (other than library books and library periodicals), routine laboratory tests, non-professional services or services not involving peculiar ability to the Purchasing Agent by standard requisition request forms.

~~(b)B.~~ **BIDDING PROCEDURE.** Purchases of ~~the aforementioned goods and services~~ equipment, supplies (other than library books and library periodicals), routine laboratory tests, non-professional services, or services not involving peculiar ability, of a value of up to \$25,000, may be made by the Purchasing Agent in the open market pursuant to the bidding procedures described herein,~~prescribed herein, provided,~~ however, ~~all bidding may be dispensed with in an emergency, where the value of said goods and/or services is \$2,500.00 or less or where said goods and/or services can be obtained from only one (1) source. Telephone or verbal quotations exceeding \$2,500.00 require written confirmation:~~

1. Purchases of up to \$2,500. Purchases of goods or services of a value up to \$2,500 may be made without competitive bidding.

2. Sole Source Purchases. Where only one source is available for the goods or services, the purchase may be made without competitive bidding.

3. Purchases over \$2,500 and up to \$25,000. Purchases of goods or services of a value over \$2,500 and up to \$25,000 shall be bid in the following manner:

~~(1)~~ a. Minimum Number of Quotations. ~~Open market p~~Purchases shall whenever possible be based on at least three (3) quotations, and shall be awarded to the person submitting the lowest responsible quotation.

~~(2)~~ b. Notice Inviting Quotations. The Purchasing Agent shall solicit quotations by written requests to prospective vendors or by telephone.

~~(3)~~ c. Written quotations shall be submitted to the Purchasing Agent who shall keep a record of all open market orders and quotes for a period of one (1) year after the submission of quotes or the placing of orders. ~~These records, while so kept, shall be open to public inspection.~~

C. CONFIRMATION OF VERBAL QUOTATIONS. For all purchases made pursuant to this section, verbal quotations over \$2,500 require written confirmation.

~~—(4) Written Contracts. Where written contracts are entered into for purchases made under this section, the Purchasing Agent is hereby authorized to execute such contracts on behalf of the City. Such purchases shall be made only by~~

D. WRITTEN CONTRACTS. All purchases made pursuant to this section shall be made by purchase order or other form approved by the City Administrator and the City Attorney. The Purchasing Agent is authorized to execute such contracts on behalf of the City.

E. ENCUMBRANCE OF FUNDS. Except in cases of emergency, the Purchasing Agent shall not issue any purchase order for equipment, supplies, or services for which there is an insufficient appropriation in the budgetary account against which said purchase is to be charged.

~~4.52.070 Encumbrance of Funds.~~

~~—REGULAR AND EMERGENCY PURCHASES. Except in cases of emergency, the Purchasing Agent shall not issue any purchase order for supplies, routine laboratory tests, non-professional services or services involving peculiar ability, or equipment for which there is an insufficient appropriation in the budgetary account against which said purchase is to be charged. When emergency purchases are requested of items for which no funds have been encumbered, the emergency requisition shall so state and the interested department head shall initiate a request for fund transfer within four (4) hours after the start of the next regular work day.~~

4.52.08070 Formal Contract Procedures (Purchases Greater than \$25,000).

Except as otherwise provided herein, purchases of ~~supplies (other than library books and library periodicals), equipment and services~~ supplies (other than library books and library periodicals), non-professional services, services not involving peculiar ability, and equipment, of a value greater than twenty-five thousand dollars (\$25,000.00), shall be by written contract with the lowest responsible bidder pursuant to the following procedures ~~hereinafter prescribed~~:

A. **REQUISITION.** All departments of the City shall submit requests for equipment, supplies (other than library books and library periodicals), and non-professional services or services not involving peculiar ability to the Purchasing Agent by standard City requisition forms.

B. (a) Notice Inviting Bids **NOTICE INVITING BIDS.** ~~N~~The Purchasing Agent shall issue a notice inviting bids ~~shall that~~ includes a general description of the articles to be

purchased or the services sought, ~~shall state~~ where the bid forms and specifications may be secured, and announces the time and place for opening bids.;

~~(1)~~1. Published Notice. Notices inviting bids shall be published at least ten (10) working days before the date of opening of bids. Notices shall be published at least once in a newspaper of general circulation, ~~printed and~~ published in the City of Santa Barbara.;

~~(2)~~2. Bidders' List. The Purchasing Agent shall also solicit sealed bids from all responsible prospective suppliers whose names are on the City's bidders' list or who have requested their names to be added thereto.;

~~C. (b) Bidders' Security~~ BIDDER'S SECURITY. When deemed necessary by the Purchasing Agent, bidders' security may be required. Bidders shall be entitled to a return of bid security upon execution of the contract or upon the re-advertisement for bids.;

provided that, the successful bidder shall forfeit his bid security upon refusal or failure to execute the contract within ten (10) days after notice of contract has been ~~mailed, unless the City is responsible for the delay~~ deposited in the United States mail.

The City Council may, on refusal or failure of the successful bidder to execute the contract, award it to the next lowest responsible bidder. If the City Council awards the contract to the next lowest responsible bidder, the bidder first awarded the contract shall forfeit only the portion of his security which is equal to the difference between his bid and the bid of the next lowest responsible bidder. If the next lowest responsible bidder is awarded the contract he shall forfeit his bid security if he fails or refuses to execute the contract.;

~~D. (c) Bid Opening Procedure~~ BID OPENING PROCEDURE. Sealed bids shall be

submitted to the Purchasing Agent and shall be identified as "bid" on the envelope.

Bids shall be opened ~~in public~~ at a location open to the public at the time and place stated on the ~~public~~ notice inviting bids or as may otherwise be announced to all bidders. A tabulation of all bids received shall be open for public inspection during regular City business hours for a period of not less than thirty (30) calendar days after the bid opening.;

E. ~~(d) Rejection of Bids~~ **REJECTION OF BIDS**. In its discretion, the City Council may reject any and all bids presented and re-advertise for bids pursuant to the procedure described herein ~~above prescribed~~.; In cases where the Purchasing Agent is authorized to award a contract, the Purchasing Agent may, in his or her discretion, reject any and all bids presented and re-advertise for bids pursuant to the procedure described herein.

F. ~~(e) Award of Contracts~~ **AWARD OF CONTRACTS**. Contracts shall be awarded by the City Council to the lowest responsible bidder who submits a bid responsive to the specifications except as otherwise provided herein.;

G. ~~(f) Award of Contracts by Purchasing Agent~~ **AWARD OF CONTRACTS BY PURCHASING AGENT**. The Purchasing agent is authorized to award contracts to the lowest responsible bidder when the City Council has approved a Departmental budgeted ~~that includes~~ funds specifically for the purchase of the item(s) and the amount of the award is not more than the budgeted amount.;

H. ~~(g) Tie Bids~~ **TIE BIDS**. If two (2) or more bids received are for the same total amount or unit price, quality, service and delivery being equal, and if the public interest will not permit the delay of re-advertising for bids, the City Council may in its discretion

accept the one (1) it chooses or accept the lowest bona fide offer made by and after negotiation with the bidders who were tied at the time of the bid opening.;

I. **NO BIDS RECEIVED.** If no bids are received within ten (10) days of the publication of the notice inviting bids or such other time specified in the notice inviting bids for the receipt of bids, the Purchasing Agent may either publish a new notice inviting bids or solicit bids without further publication.

J. ~~(h) Performance Security~~**PERFORMANCE SECURITY.** The Purchasing Agent shall have the authority to require a performance security before entering into a contract in such amount as it shall find reasonably necessary to protect the best interests of the City. If the Purchasing Agent requires a performance security, the form and amount of the security shall be described in the terms, conditions or general provisions of bid documents.;

~~—(i) Prior to advertisement of Notice to Bidders, the interested department shall initiate a requisition and forward the same to the Purchasing Agent.~~

K. ~~(j)~~**SOLE SOURCE PURCHASES.** Purchases of goods or services which can be obtained from only one (1) source may be made by the Purchasing Agent without advertising and after a determination by the City Council that the goods or services are only available from one source and approval of the purchase by the City Council.;

L. ~~(k)~~**BEST INTEREST WAIVER.** The City Council may authorize purchase of supplies, equipment and services equipment, supplies (other than library books and library periodicals), and non-professional services or services not involving peculiar ability, of a value greater than twenty-five thousand dollars (\$25,000.00), without complying with the above procedures, when, in the opinion of the Council, compliance

with the procedure is not in the best interest of the City.

M. **ENCUMBRANCE OF FUNDS.** Except in cases of emergency, the Purchasing Agent shall not issue any purchase order for equipment, supplies, or services for which there is an insufficient appropriation in the budgetary account against which said purchase is to be charged.

4.52.080 Emergency Purchases.

An emergency purchase of any equipment, supplies, or services shall be made in accordance with the following procedures:

A. **DECLARATION OF NEED TO MAKE AN EMERGENCY PURCHASE.** The City Administrator or a City department head must declare the need to make an emergency purchase in writing. The declaration shall specify the reasons why an emergency purchase of equipment, supplies, or services is necessary.

B. **SCOPE OF AUTHORITY.** When the need to make an emergency purchase is declared, the City Administrator or the department head declaring the need to make an emergency purchase may purchase any equipment, supplies, or services needed to address the emergency. Emergency purchases are only allowed as necessary to address an immediate need. Even when normal purchasing procedures are not followed for reasons relating to the emergency, competitive bidding shall be used to the greatest extent practicable under the circumstances.

C. **DOCUMENTATION.** All emergency purchases shall be documented in writing.

D. **ENCUMBRANCE OF FUNDS.** When emergency purchases are requested of equipment, supplies, or services for which no funds have been encumbered, the

emergency requisition shall so state and the interested department head shall initiate a request for fund transfer within four (4) hours after the start of the next regular work day.

E. REPORT TO CITY COUNCIL. Any time the value of emergency purchases made without compliance with normal purchasing procedures exceeds \$25,000 in the aggregate for a single emergency, a report shall be made to the City Council within thirty (30) days of the declaration of the need for an emergency purchase.

4.52.~~100~~090 Inspection and Testing.

The Purchasing Agent may inspect supplies and equipment delivered to determine their conformance with the specifications set forth in the order or contract. The Purchasing Agent shall have authority to require chemical and physical tests of samples submitted with bids and samples of deliveries which are necessary to determine their quality and conformance with specifications.

4.52.~~110~~100 Central Stores.

The Purchasing Agent is responsible for the City storage control program. Under direction of the Purchasing Agent, the City Stores Manager is responsible for the custody of and accounting for the supplies. This includes the maintenance of a perpetual inventory record for each item carried in stock and making quantity checks at frequent intervals to verify the ledger count and value. The City Stores Manager is to exercise full control and reporting of all materials received, withdrawn, ~~and~~ or returned to stock.

~~4.52.120 Inventory of Fixed Assets Equipment.~~

~~—The Purchasing Agent shall prepare rules and regulations governing the control of fixed assets equipment and the taking of an annual physical inventory of equipment.~~

~~4.52.130 Equipment Leasing Agreements.~~

~~—(a) As used in this section:~~

~~——(1) "Leasing of non-purchasable equipment" means equipment which is available through "lease only" plans;~~

~~——(2) "Leasing purchasable equipment" means equipment which can be acquired through "lease with option to purchase" type plans.~~

~~—(b) Equipment Leasing. Leasing of purchasable and non-purchasable equipment shall be in accordance with Section 4.52.040 or 4.52.080.~~

~~—Bidding may be dispensed with only as stated in Section 4.52.040.~~

~~—Contracts for equipment leasing shall be approved by the City Council as set forth in Section 518 of the Charter or by the Purchasing Agent if the amount is seven thousand five hundred dollars (\$7,500.00) or less.~~

~~4.52.140~~**110 Maintenance Agreements.**

Notwithstanding the provisions of Sections 4.52.060 and 4.52.070 above, services for the maintenance and repair of City equipment and facilities, up to an amount established by Council resolution, may be purchased by the Purchasing Agent pursuant to the following procedures.

A. **BIDDING.** The Purchasing Agent shall comply with the following bidding

procedures for purchases conducted pursuant to this section:

1. **Purchases of up to \$2,500.** Purchases of a value up to \$2,500 may be made without competitive bidding.

2. **Sole Source Purchases.** Where only one source is available for the services, the purchase may be made without competitive bidding.

3. **Purchases over \$2,500.** Purchases of a value over \$2,500 and up to the amount established by Council resolution shall be bid in the following manner:

a. **Minimum Number of Quotations.** Purchases shall whenever possible be based on at least three (3) quotations, and shall be awarded to the person submitting the lowest responsible quotation.

b. **Notice Inviting Quotations.** The Purchasing Agent shall solicit quotations by written requests to prospective vendors or by telephone.

c. **Written quotations shall be submitted to the Purchasing Agent who shall keep a record of all open market orders and quotes for a period of one (1) year after the submission of quotes or the placing of orders. These records, while so kept, shall be open to public inspection.**

B. CONFIRMATION OF VERBAL QUOTATIONS. For all purchases made pursuant to this section, verbal quotations over \$2,500 require written confirmation.

C. WRITTEN CONTRACTS. All purchases made pursuant to this section shall be made by purchase order or other form approved by the City Administrator and the City Attorney. The Purchasing Agent is authorized to execute such contracts on behalf of the City.

D. ENCUMBRANCE OF FUNDS. Except in cases of emergency, the Purchasing

Agent shall not issue any purchase order for equipment, supplies, or services for which there is an insufficient appropriation in the budgetary account against which said purchase is to be charged.

~~As used in this section "maintenance agreements" means that which guarantees to maintain equipment in good operating condition subject to terms and conditions agreeable to both the company and the City.~~

~~—Maintenance agreements shall be signed or terminated by the Purchasing Agent with prior approval of the department head responsible for the equipment.~~

4.52.150120 Contract Splitting Prohibited.

It is unlawful to split or separate any purchase into smaller increments work order, or project, any public work project, for the purpose of evading the provisions of the Charter or this Chapter requiring public work to be done by contract after advertising and competitive bidding. ~~The same prohibition shall apply to equipment purchases or equipment leases.~~

4.52.160130 Surplus Personal Property.

All ~~using~~ City departments shall submit to the Purchasing Agent, at such times and in such forms as the Agent shall prescribe, reports showing all supplies, equipment or personal property of any nature which are no longer used or which have become obsolete or worn out. The Purchasing Agent shall have the authority to exchange or trade on new supplies and equipment, or to sell, all supplies and equipment which cannot be used by any department or which have become unsuitable for City use. The

Purchasing Agent shall also have the authority to make transfers between departments of any usable surplus supplies or equipment. The Purchasing Agent, upon obtaining the specific written approval of the City Finance Director, may, without published notice of the intended sale or competitive bidding, sell items of surplus personal property to: 1. any interested party if the value of the item does not exceed \$500, or 2. any governmental entity as long as the value of the item does not exceed \$5,000.

4.52.170140 Cooperative Purchasing. ~~Agreements with County or Other Municipalities.~~

A. COOPERATIVE PURCHASING AGREEMENTS. Nothing contained in this chapter shall prohibit the ~~voluntary~~ participation by the City of Santa Barbara in any voluntary cooperative purchasing agreement, agreements, or programs entered into between the City of Santa Barbara and any local, state, or federal government, or association of governmental agencies within the United States which is authorized by state or federal law or regulations.~~the State of California, Department of General Services, County of Santa Barbara and other municipalities situated within the boundaries of the County of Santa Barbara, and t~~

B. SURROGATE BIDDING. Nothing contained in this chapter shall prohibit the participation by the City of Santa Barbara in a surrogate bidding process where the City purchases equipment, supplies, or services at the same price as a contract awarded by an another local, state, or federal government, or association of governmental agencies within the United States following a competitive bidding process that substantially conforms to the City's purchasing procedures.

C. AUTHORITY TO ACT. The Purchasing Agent is hereby empowered and authorized to act under the provisions of this chapter, to procure for the City supplies and equipment in conjunction with such voluntary cooperative purchasing agreement or surrogate bidding process, agreements, or programs, as may be entered into by the City to the extent such purchases are within the budget approved by the City Council. Sections ~~4.60.04~~4.52.060 and ~~4.60.08~~4.52.070 of this chapter shall not apply to the purchase of supplies or equipment pursuant to any voluntary co-operative purchasing agreement or ~~program~~surrogate bidding process entered into under the provisions of this section. All formal contract and bidding procedures to be followed in such cases shall be those specifically enumerated in the voluntary cooperative purchasing agreement or ~~program~~the surrogate bid.

4.52.180150 Future Expenditures.

No contract to be executed in a future fiscal year or years for purchases of goods ~~and~~ or services as described in this chapter shall be valid unless appropriations for such purchase shall have been made in the year in which the contract was entered into.

4.52.190160 Public Works Contracts.

Bidding and advertising and award of contracts for public works, excluding maintenance and repair, shall be as required by Section 519 of the City Charter.

4.52.~~200~~170 Library Books and Periodicals.

The City Administrator or his designee may purchase library books and library periodicals in accordance with the budget approved by the City Council.

4.52.180 Professional Services.

The award of contracts for professional services shall comply with Section 518 of the City Charter or any other procedures established by ordinance or resolution of the City Council consistent with Charter Section 518.

4.52.190 Debarment.

The City Administrator shall prepare and promulgate procedures for the suspension or debarment of nonresponsible bidders or contractors and such procedures shall be approved by resolution of the City Council.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 30, 2009

TO: Mayor and Councilmembers

FROM: Transportation Division, Public Works Department

SUBJECT: Parking And Business Improvement Area Annual Assessment 2010

RECOMMENDATION: That Council:

- A. Consider any protests to the Parking and Business Improvement Area (PBIA) Annual Assessment Report 2010, as required by the California Parking and Business Improvement Area Law of 1989; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Fixing and Assessing the PBIA Assessment Rates for Fiscal Year 2010, and Confirming its Approval of the PBIA Annual Assessment Report for Fiscal Year 2010.

DISCUSSION:

The Downtown Parking and Business Improvement Area (the "PBIA") was established in 1970 primarily in response to the opening of La Cumbre Plaza Shopping Center and its "Free Parking" campaign. The Downtown business community was concerned about losing customers and wanted the City to offer similar free parking in the Central Business District. In order to accomplish this, the Downtown business community and the City joined together in a partnership under the auspices of state "business improvement area" statutes. The original PBIA area contained nine surface lots and approximately 1,100 spaces. There are now five parking structures and seven surface lots, for a total of 3,200 spaces available to customers 361 days per year. This successful partnership continues to provide affordable, short-term parking rates to retail customers and clients of the Downtown area.

The funds generated by the PBIA partially finance the operation and maintenance of the City parking lots and partially offset the cost of offering the 75-minute free parking period. This 37-year partnership between the downtown business community and the Downtown Parking Program has helped to keep the Santa Barbara Downtown retail and restaurant environment viable.

On October 5, 1999, Council adopted Ordinance No. 5126, enacting a revised PBI (Santa Barbara Municipal Code, Chapter 4.37) and Benefit Assessment District, pursuant to the State PBI Law of 1989 (California Streets and Highways Code Sections 36500 - 36551) which combined the former Downtown PBI (above Ortega Street) with the "Old Town" PBI (below Ortega Street). The Engineer's Report, approved by Council on October 5, 1999, is on file with the City Clerk's office and provides an explanation of the PBI assessments. This report includes detailed information on rates, boundaries, and the classifications of businesses, as well as an explanation of how assessments are levied. For Fiscal Year 2010, there are no proposed changes to the PBI boundaries or assessment levels.

Approximately 4.3 million parking transactions were processed last year allowing patrons to benefit from a 75-minute free parking period. Last year's business-paid PBI assessments contributed approximately \$0.20 per ticket to the maintenance and operation of public parking lots and the free period. Revenue from the PBI provides a rate-structure that promotes short-term customer parking.

The Downtown Parking budget is funded primarily by hourly parking revenues, and to a lesser extent, by PBI and permit sales. The PBI revenues are directed solely towards the salaries of hourly employees and utility costs in support of the operation of the parking lots. Other revenues derived from hourly parking charges and permit sales support the balance of expenses.

Under the state law establishing the City's PBI District, the Council is required to conduct an annual Public Hearing to consider any protests to the PBI Annual Assessment Report. Staff has received no protests prior to submittal of this Council Report. On May 14, 2009, the Downtown Parking Committee, serving as the PBI Advisory Board, recommended approval of the PBI Annual Report. On June 16, 2009, Council approved the PBI Annual Report and set the date for the PBI Annual Assessment Report Public Hearing for June 30, 2009.

BUDGET/FINANCIAL INFORMATION:

The revenue generated from the PBI is \$875,000, or 13% of the Downtown Parking Budget. Without this revenue, options such as eliminating the free parking period and charging for all parking will need to be considered.

PREPARED BY: Browning Allen, Transportation Manager/BA/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 FIXING AND ASSESSING THE PBIA ASSESSMENT RATES FOR FISCAL YEAR 2010, AND CONFIRMING ITS APPROVAL OF THE PBIA ANNUAL ASSESSMENT REPORT FOR FISCAL YEAR 2010

WHEREAS, pursuant to **Section 4.37.010** of the Municipal Code of the City of Santa Barbara, there is hereby levied upon businesses located within the Downtown Parking and Business Improvement Area (PBIA) a special business assessment rate; and

WHEREAS, the revenues derived from this assessment in Fiscal Year 2010 shall be applied to the cost of providing low cost, customer-oriented public parking in the Downtown of Santa Barbara.

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

1. The quarterly assessments shall begin **July 1, 2009**.
2. The rates are established pursuant to the following schedule and applicable sections of all previous resolutions related to the Parking and Business Improvement Area assessments are hereby repealed.
3. The attached PBIA Annual Assessment Report for Fiscal Year 2010 (Exhibit) is hereby confirmed as approved on June 30, 2009.

Parking and Business Improvement Area Business Rates

- I. Retail and/or Wholesale Businesses, Theaters and Restaurants:
 - A. Average sale less than \$20, \$.56 per \$100 gross sales.
 - B. Average sale between \$20 and \$100, \$.29 per \$100 gross sales.
 - C. Average sale of more than \$100, \$.16 per \$100 of gross sales.
 - D. Theater, \$.08 per \$100 gross sales.
- II. Financial Institutions: \$32.50 for each (one) million dollars on deposit.
- III. Stock and Bond Brokerage Offices: \$81.30 for each broker.

- IV. Bus Depots: \$.06 cents for each square-foot of usable building space.
- V. Professional: \$32.50 per person practicing the profession and \$16.30 for each non-professional.
- VI. All Categories Not Otherwise Provided For: \$0.19 cents per square-foot of usable building space.

City of Santa Barbara

**Parking and Business
Improvement Area
(PBIA)**

**ANNUAL
ASSESSMENT
REPORT**

2010

TABLE OF CONTENTS

	Page Number
INTRODUCTION	1
SECTION I. PROPOSED CHANGES	1
SECTION II. IMPROVEMENTS AND ACTIVITIES	2
SECTION III. ESTIMATED OPERATING COSTS OF THE CITY'S DOWNTOWN PARKING PROGRAM FOR 2010.....	2
SECTION IV. PBIA RATES	2-4
SECTION V. REVENUE CARRYOVERS	4
SECTION VI. DOWNTOWN PARKING PROGRAM REVENUES DERIVED	4

INTRODUCTION

This report, filed annually as required by the California Parking and Business Improvement Law of 1989, will provide an explanation of any proposed changes, including, but not limited to the boundaries of the adopted City of Santa Barbara Downtown Parking and Business Improvement Area (PBIA) or any benefit zones within the area, the basis for levying the assessments and any changes in the classifications of businesses.

Santa Barbara's Downtown Parking Management Program operates and maintains seven public parking lots and five structures in the Downtown business core area, providing a total of 3,234 parking spaces. The program is oriented towards clients and shoppers, and is directed by the City's Circulation Element to increase the public parking available and reduce the need for employee parking in the Downtown Core. The reduction of employee parking is supported by Alternative Transportation initiatives to increase carpooling, bicycling, and mass transit programs. The Downtown Parking budget is funded primarily by Hourly Parking Revenues, and to a lesser extent, by the PBIA and parking permits. The PBIA revenues are directed solely towards employee salaries and utility costs in support of the operation of the parking lots. Other revenues derived from Hourly Parking charges and permits support the balance of expenses, including Alternative Transportation programs designed to reduce employee parking in the Downtown Core.

For the purpose of the assessment, the "1999 Final Engineer's Report of Formula and Methodology of Assessments" (Engineer's Report), on file at the City Clerk's Office, shall form the basis of the Annual Report.

I. PROPOSED CHANGES

For Fiscal Year 2010, there are no changes to the boundaries, benefit zones, and/or basis for levying the assessments of the Parking Business Improvement Area as established in the Engineer's Report at this time.

II. IMPROVEMENTS AND ACTIVITIES

A parking rate, designed to promote short-term customer/client parking, including 75 minutes of free parking, is currently in effect in all City-operated Downtown Parking facilities. These facilities are maintained and operated by the City's Downtown Parking Program.

III. ESTIMATED OPERATING COSTS OF THE CITY'S DOWNTOWN PARKING PROGRAM FOR 2010

Expenses	PBIA	Parking Program	Total
Salaries and Benefits	\$1,702,550	\$2,095,081	\$3,797,631
Materials, Supplies & Services	\$350,00	\$555,750	\$905,750
Allocated Costs		\$188,990	\$188,990
Insurance/Overhead		\$861,206	\$861,206
General Fund Transfer		\$200,000	\$200,000
Equipment/Capital		\$25,000	\$25,000
Appropriated Reserves		\$50,000	\$50,000
Alternative Transportation Program		\$558,978	\$558,978
Downtown Security Support		\$100,000	\$100,000
New Beginnings Contract		\$43,500	\$43,500
Capital Program		\$1,450,000	\$1,450,000
Total Expenses	\$2,052,550	\$6,128,505	\$8,181,055

IV. PBIA RATES

A more detailed basis for levying the assessment is explained in the Engineer's Report.

The basic methodology and rates are explained below.

Calculating the PBIA

The PBIA is assessed on an annual basis, with payments submitted on a quarterly basis. The formula to determine an individual business contribution is determined by three main factors:

- (1) Business Rate: A rate is used to develop a gross assessment amount. The specific rate is determined by business type (refer to PBIA Rates section).
- (2) Zone of Charge (Benefit): The next factor used in figuring the business net payment is to multiply its assessed gross amount by the Zone of Charge (ZOC) percentage assigned to that parcel.

- (3) Parking Credit: A "discount" on the individual PBIA Assessment of up to 75% is allowed for businesses furnishing on-site customer parking spaces that meet City standards. To determine a parking credit, the area of patron parking (as measured in square feet) is divided by the gross floor area of the business to determine a credit percentage. A maximum of 75% is allowed. (See Engineer's Report for details.)

PBIA CHARGE = (BUSINESS RATE X AMOUNT OF ACTIVITY X ZONE OF CHARGE) –(PARKING CREDIT)

PBIA Category Rates

I. Retail and/or Wholesale Businesses (Including Restaurants):

Group A: Average sale of less than \$20, \$.56 per \$100 of gross sales

Group B: Average sale between \$20 and \$100, \$.29 per \$100 of gross sales

Group C: Average sale of more than \$100, \$.16 per \$100 of gross sales

Group D: Theaters only, \$.08 per \$100 of gross sales

Average sale is computed by dividing the total gross sales for the year by the number of sales transactions.

II. Financial Institutions:

\$32.50* per one million dollars on deposit in offices within the PBIA

III. Stock and Bond Brokerage Offices:

\$81.30* per broker

IV. Bus Depots:

\$.06* cents per square-foot of usable building space

V. Professional:

\$32.50* per person practicing the profession, and \$16.30 for each non-professional in addition to the above

VI. All Categories Not Otherwise Provided For:

\$0.19 per square-foot of usable building space

*Rates for these categories are shown for annual assessment. To determine quarterly payments, divide rates by four.

"Professional" is defined to include those businesses and professions enumerated in the Santa Barbara Municipal Code Section 5.04.420, as presently enacted or hereinafter amended.

Hotels, residences, alleys, private parking, and businesses engaged in auto repairing or

servicing, warehousing, and manufacturing, shall be exempt from the annual PBIA assessment, provided that the businesses last enumerated shall be subject to the assessment for the portion of business area devoted to office space or retail sales in connection with business.

V. REVENUE CARRYOVERS

No excess PBIA revenues will be carried over from 2009 to the 2010 Operating Budget.

VI. PROJECTED DOWNTOWN PARKING PROGRAM REVENUES DERIVED

Revenues:	Hourly Parking.....	\$4,300,000
	Other Parking Fees	\$665,000
	Lobero Garage	\$260,000
	Interest Income.....	\$202,500
	Commuter Parking Lot.....	\$257,550
	TMP/Bus Passes/Special	\$70,000
	Downtown Security Support/New Beginnings Contract....	\$93,500
	Miscellaneous.....	<u>\$43,500</u>
	Subtotal	\$5,887,290

***PBIA ASSESSMENT** (Anticipated **2009 – 2010** collections)..... **\$875,000**

Total Revenues **\$6,762,290**

Revenues collected from the PBIA subsidized approximately \$0.20 of the cost of providing parking for each vehicle parked within the Downtown Parking System.

DRAFT



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 30, 2009

TO: Mayor and Councilmembers

FROM: City Clerk's Office, Administrative Services Department

SUBJECT: Appointments To City Advisory Groups

RECOMMENDATION: That Council:

- A. Make appointments to the City Advisory Groups; and
- B. Make a recommendation to the Mayor on the appointments to the Housing Authority Commission.

DISCUSSION:

There are 32 positions available for appointment to various City Advisory Groups. On June 2, June 9, and June 16, 2009, the Council interviewed applicants for these positions.

On June 17, 2009, the Council Subcommittee, comprised of Councilmembers Roger Horton and Helene Schneider, interviewed Franklin Center Advisory Committee applicant Jhoane Perez at the Franklin Community Center.

The Guidelines for the City of Santa Barbara Advisory Groups, Resolution No. 06-092, states that applicants are required to appear for an interview before the City Council. The names of applicants failing to appear for an interview are removed from the list of persons eligible for appointment. A list of applicants eligible for appointment is attached. With the exception of the Housing Authority Commission, appointments for the advisory Groups will be effective July 1, 2009. Appointments for the Housing Authority Commission will be effective on July 13, 2009.

ATTACHMENT: List of Eligible Applicants

PREPARED BY: Cynthia M. Rodriguez, 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			

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>	None			

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>	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>	None			
<i>Youth Oriented Services (1)</i>	Yesenia Curiel			Also eligible for Latino Community category
	Daniel Ramirez			Also eligible for Latino Community category

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

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 (1 st , 2 nd , 3 rd , 4 th)	Notes
<i>Qualified Elector (1)</i>	None			
<i>Active/Retired Firefighter (1)</i>	None			

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 (1 st , 2 nd , 3 rd , 4 th)	Notes
<i>Public at Large (1)</i>	Jhoane 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)		
	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>	None			
<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>	None			
<i>Criminal Defense Attorney (1)</i>	None			
<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
	Lynn E. Goebel			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 (1st, 2nd, 3rd, 4th)	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
	Roger Perry			Current Community Events & Festivals Committee Member; term expires 12/31/2010. Qualified elector.

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>	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>	None			