



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** July 14, 2009

**TO:** Mayor and Councilmembers

**FROM:** Engineering Division, Public Works Department

**SUBJECT:** Execution Of Amendment To License Agreement With Santa Barbara Certified Farmer's Market

### **RECOMMENDATION:**

That Council approve and authorize the City Administrator to execute Amendment No. 1 to the existing License Agreement No. 21,535 with Santa Barbara Certified Farmer's Market, Inc., for the operation of the Old Town Farmer's Market located in the 500-600 Blocks of State Street, the Downtown Farmer's Market located in the Cota Commuter Parking Lot at 119 East Cota Street, and the Coast Village Farmer's Market located in the 1100-1200 Blocks of Coast Village Road.

### **DISCUSSION:**

Pursuant to various agreements, the Downtown Farmers Market has operated at the Cota Commuter Lot site since 1978, the Old Town Farmers Market has operated at the State Street site since 1989, and operated at the Coast Village Farmers Market site since 1994. This Amendment No. 1 is proposed to amend License Agreement No. 21,535, to provide for current operating and insurance requirements for the respective Farmers Markets.

To establish current guidelines for the continuing operation the Old Town Farmers Market, on Tuesdays, and the Downtown Farmer's Market, on Saturdays, on January 8, 2009, the City's Planning Commission adopted Resolution No. 001-09 to approve a new Conditional Use Permit (CUP). The new CUP will expire on October 16, 2013, and replaces the earlier CUP approved as Planning Commission Resolution No. 061-03, which expired on October 16, 2008.

To establish guidelines for the ongoing operation of the Coast Village Farmers Market, on Fridays, on July 20, 2006, the City's Planning Commission adopted Resolution No. 031-06 to approve the CUP, which is still in effect and will expire on July 20, 2011.

With the exception of the revised agreement terms and new insurance provisions, all of the existing provisions stated in License Agreement No. 21,535 shall remain in effect, including payment of license fees based on the City's Parking and Business Improvement Area (PBIA) assessment, and including traffic and parking controls. The proposed Amendment No. 1 will provide for continuing operations of the Farmers Markets pursuant to the CUPs now in effect, and provide for current insurance requirements.

**COPIES OF PLANNING COMMISSION RESOLUTION NOS. 001-09, AND 031-06 ARE AVAILABLE FOR REVIEW IN THE CITY CLERK'S OFFICE.**

**PREPARED BY:** Pat Kelly, Assistant Public Works Director, City Engineer/DT/kts

**SUBMITTED BY:** Christine F. Andersen, Public Works Director

**APPROVED BY:** City Administrator's Office