

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

Helene Schneider
Mayor/Chair
Grant House
Mayor Pro Tempore/Vice Chair
Bendy White
Ordinance Committee Chair
Das Williams
Finance Committee Chair
Dale Francisco
Frank Hotchkiss
Michael Self



James L. Armstrong
*City Administrator/
Executive Director*

Stephen P. Wiley
City Attorney/Agency Counsel

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

**APRIL 13, 2010
AGENDA**

ORDER OF BUSINESS: Regular meetings of the Finance Committee and the Ordinance Committee begin at 12:30 p.m. The regular City Council and Redevelopment Agency meetings begin at 2:00 p.m. in the Council Chamber at City Hall.

REPORTS: Copies of the reports relating to agenda items are available for review in the City Clerk's Office, at the Central Library, and <http://www.SantaBarbaraCA.gov>. In accordance with state law requirements, this agenda generally contains only a brief general description of each item of business to be transacted or discussed at the meeting. Should you wish more detailed information regarding any particular agenda item, you are encouraged to obtain a copy of the Council Agenda Report (a "CAR") for that item from either the Clerk's Office, the Reference Desk at the City's Main Library, or online at the City's website (<http://www.SantaBarbaraCA.gov>). Materials related to an item on this agenda submitted to the Council/Redevelopment Agency after distribution of the agenda packet are available for public inspection in the City Clerk's Office located at City Hall, 735 Anacapa Street, Santa Barbara, CA 93101, during normal business hours.

PUBLIC COMMENT: At the beginning of the 2:00 p.m. session of each regular Council/Redevelopment Agency meeting, and at the beginning of each special Council/Redevelopment Agency meeting, any member of the public may address them concerning any item not on the Council/Redevelopment Agency agenda. Any person wishing to make such address should first complete and deliver a "Request to Speak" form prior to the time that public comment is taken up by the Council/Redevelopment Agency. Should Council/Redevelopment Agency business continue into the evening session of a regular Council/Redevelopment Agency meeting at 6:00 p.m., the Council/Redevelopment Agency will allow any member of the public who did not address them during the 2:00 p.m. session to do so. The total amount of time for public comments will be 15 minutes, and no individual speaker may speak for more than 1 minute. The Council/Redevelopment Agency, upon majority vote, may decline to hear a speaker on the grounds that the subject matter is beyond their jurisdiction.

REQUEST TO SPEAK: A member of the public may address the Finance or Ordinance Committee or Council/Redevelopment Agency regarding any scheduled agenda item. Any person wishing to make such address should first complete and deliver a "Request to Speak" form prior to the time that the item is taken up by the Finance or Ordinance Committee or Council/Redevelopment Agency.

CONSENT CALENDAR: The Consent Calendar is comprised of items that will not usually require discussion by the Council/ Redevelopment Agency. A Consent Calendar item is open for discussion by the Council/Redevelopment Agency upon request of a Council/Agency Member, City staff, or member of the public. Items on the Consent Calendar may be approved by a single motion. Should you wish to comment on an item listed on the Consent Agenda, after turning in your "Request to Speak" form, you should come forward to speak at the time the Council/Redevelopment Agency considers the Consent Calendar.

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

TELEVISION COVERAGE: Each regular Council meeting is broadcast live in English and Spanish on City TV Channel 18, and rebroadcast in English on Wednesdays and Thursdays at 7:00 p.m. and Saturdays at 9:00 a.m., and in Spanish on Sundays at 4:00 p.m. Each televised Council meeting is closed captioned for the hearing impaired. Check the City TV program guide at www.citytv18.com for rebroadcasts of Finance and Ordinance Committee meetings, and for any changes to the replay schedule.

ORDER OF BUSINESS

- 12:00 Noon - Ordinance Committee Meeting, Council Chamber
- 2:00 p.m. - City Council Meeting
- 2:00 p.m. - Redevelopment Agency Meeting

SPECIAL ORDINANCE COMMITTEE MEETING - 12:00 NOON IN THE COUNCIL CHAMBER (120.03)

Subject: Medical Marijuana Dispensary Ordinance Revisions

Recommendation: That the Ordinance Committee review a draft Medical Marijuana Dispensary Ordinance, and refer the matter back to Council for subsequent actions.
(Continued from March 30, 2010)

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

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CEREMONIAL ITEMS

- 1. Subject: Proclamation Declaring April 2010 As DMV/Donate Life California Month (120.04)**

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

Recommendation: That Council authorize the City Administrator to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through April 30, 2010.

CHANGES TO THE AGENDA

PUBLIC COMMENT

CONSENT CALENDAR

CITY COUNCIL

- 3. Subject: Minutes**

Recommendation: That Council waive the reading and approve the minutes of the adjourned regular meeting of March 22, and the regular meeting of March 23, 2010.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

4. Subject: Fiscal Year 2010 Interim Financial Statements For The Eight Months Ended February 28, 2010 (250.02)

Recommendation: That Council accept the Fiscal Year 2010 Interim Financial Statements for the Eight Months Ended February 28, 2010.

5. Subject: Adoption Of Ordinance For Cancellation Of Management Salary Increase And Suspension Of Salary Increase For Supervisors (440.02)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Ordinance No. 5485, the 2008-2010 Salary Plan for Unrepresented Managers and Professional Attorneys.

6. 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, Internal Affairs Section, Parking Enforcement, Investigative and Operations Divisions, and the Business Office.

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

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Filing of a Claim with the Santa Barbara County Association of Governments (SBCAG) for Allocation of Transportation Development Act (TDA) Funds for Fiscal Year 2011.

8. Subject: Community Promotion Contract With Semana Nautica (230.02)

Recommendation: That Council authorize the Finance Director to execute a community promotion contract for Fiscal Year 2010 with Semana Nautica in an amount of \$2,915 for May 1, 2010, to August 31, 2010.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

9. Subject: Approval Of Three-Year Pre-Qualified Supervisory Control And Data Acquisition Service Providers (540.01)

Recommendation: That Council:

- A. Approve a pre-qualified list of firms for a three-year period, ending June 30, 2013, for the Supervisory Control And Data Acquisition (SCADA) system. The firms were pre-qualified through a Request for Proposal process to provide SCADA system design, maintenance, and support for the City's Water Resources Division; and
- B. Authorize the General Services Manager to issue purchase order contracts to firms on the approved list in accordance with approved budgets.

10. Subject: Proposition 40 Grant Funds For Oak Park Wading Pool Resurfacing And Drain Retrofit Project (570.05)

Recommendation: That Council increase Fiscal Year 2010 revenues and appropriations in the City Capital Outlay Fund, Parks and Recreation Department, in the amount of \$25,170 for a California Clean Water, Clean Air, Safe Neighborhood Parks and Coastal Protection Act of 2002 (Proposition 40) Per Capita grant.

11. Subject: Integrated Pest Management 2009 Annual Report (330.01)

Recommendation: That Council accept the City's Integrated Pest Management (IPM) Program 2009 Annual Report.

12. Subject: 2010 Legislative Platform (160.02)

Recommendation: That Council:

- A. Adopt the 2010 Legislative Platform that guides the City's support of or opposition to state and federal legislation; and
- B. Authorize the Mayor, Councilmembers, and staff, on behalf of the City of Santa Barbara, to contact state and federal representatives to advocate for legislation consistent with the goals of the Legislative Platform.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

13. Subject: Set A Date For Public Hearing Regarding Planning Commission Approval Of 825 De La Vina Street (640.07)

Recommendation: That Council:

- A. Set the date of May 11, 2010, at 2:00 p.m. for hearing the appeal filed by Donald Sharpe of the Approval with Conditions of an application for property located at 825 De la Vina Street, Assessor's Parcel No. 037-041-024, C-2 Commercial Zone, General Plan Designation: Residential, 12 Units per Acre. The proposed project consists of a one-lot subdivision to create a mixed-use development with two three-story buildings consisting of seven residential condominiums, three with attached commercial space. The discretionary application required for this project is a Tentative Subdivision Map; and
- B. Set the date of May 10, 2010, at 1:30 p.m. for a site visit to the property located at 825 De la Vina Street.

REDEVELOPMENT AGENCY

14. Subject: Minutes

Recommendation: That the Redevelopment Agency Board waive the reading and approve the minutes of the special meeting of March 23, 2010.

15. Subject: Redevelopment Agency Fiscal Year 2010 Interim Financial Statements For The Eight Months Ended February 28, 2010

Recommendation: That the Redevelopment Agency Board accept the Redevelopment Agency Fiscal Year 2010 Interim Financial Statements for the Eight Months Ended February 28, 2010.

16. Subject: Quitclaim And Release Of The Parking Easement Area By The Agency And City To The Rodney James Shull Foundation At 12 East Montecito Street (330.03)

Recommendation: That Council and the Redevelopment Agency Board approve and authorize the City Administrator and Executive Director to execute the Quitclaim Deed and Release of the Parking Easement Area to the Rodney James Shull Foundation at 12 East Montecito Street.

CONSENT CALENDAR (CONT'D)

NOTICES

17. The City Clerk has on Thursday, April 8, 2010, 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.
18. City Advisory Group Recruitment:
 - A. The City Clerk's Office will accept applications through Monday, May 10, 2010, at 5:30 p.m. to fill vacancies on various City Advisory Groups, the scheduled vacancies on the Housing Authority Commission, Living Wage Advisory Committee and Single Family Design Board with term expiration dates of June 30, 2010, and unscheduled vacancies resulting from resignations received in the City Clerk's Office through Wednesday, April 21, 2010;
 - B. The City Council will conduct interviews of applicants for vacancies on various City Advisory Groups on Tuesday, May 25, 2010, at 4:00 p.m. (Estimated Time), Tuesday, June 8, 2010, at 4:00 p.m. (Estimated Time) and Tuesday, June 15, 2010, at 6:00 p.m.;
 - C. The City Council Subcommittee will conduct interviews of applicants for vacancies on the Franklin Neighborhood Center, Lower Westside Community Center and Westside Community Center Advisory Committees, and the Downtown Neighborhood position on the Community Development & Human Services Committee on Thursday, May 20, 2010, at 7:00 p.m. at the Louise Lowry Davis Center, 1232 De la Vina Street; and
 - D. The City Council will make appointments to fill the vacancies on various City Advisory Groups on Tuesday, June 29, 2010.

This concludes the Consent Calendar.

REPORT FROM THE ORDINANCE COMMITTEE

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

19. Subject: Annual Energy Report (630.06)

Recommendation: That Council receive a status report on the City's energy conservation and efficiency efforts.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

PUBLIC WORKS DEPARTMENT (CONT'D)

20. Subject: Measure A Five-Year Local Program Of Projects For Fiscal Years 2011 - 2015 (670.05)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting the Measure A Five-Year Local Program of Projects for Fiscal Years 2011 - 2015 and Approving the Establishment of New Fund Number 342 for Measure A Funds.

21. Subject: Six-Year Capital Improvement Program For Fiscal Years 2011 Through 2016 (230.01)

Recommendation: That Council receive the Six-Year Capital Improvement Program (CIP) for Fiscal Years 2011 through 2016.

MAYOR AND COUNCIL REPORTS

22. Subject: South Coast Homeless Advisory Committee Representative (660.04)

Recommendation: That Council consider a request from Mayor Helene Schneider to appoint Councilmember Grant House to the position of South Coast Homeless Advisory Committee Co-Chair.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

CLOSED SESSIONS

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

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (a) of Section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is Landslide Repair Foundation v. City of Santa Barbara, SBSC Number 1304297.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

(Continued from March 30, 2010, Item No. 18)

CLOSED SESSIONS (CONT'D)

24. Subject: Conference With Labor Negotiator (440.05)

Recommendation: That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to City negotiator Kristy Schmidt, Employee Relations Manager, regarding negotiations with the Police Officers Association, the Police Managers Association, the General Bargaining Unit, the Treatment and Patrol Bargaining Units, the Firefighters Association, and the Hourly Bargaining Unit, and regarding discussions with unrepresented management and confidential employees about salaries and fringe benefits.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

ADJOURNMENT

CITY OF SANTA BARBARA

ORDINANCE COMMITTEE MEETING

SPECIAL MEETING AGENDA

DATE: April 13, 2010
TIME: 12:00 p.m.
PLACE: Council Chambers

Bendy White, Chair
Grant House
Frank Hotchkiss

Office of the City
Administrator

Office of the City
Attorney

Nina Johnson
Assistant to the City Administrator

Stephen P. Wiley
City Attorney

ITEMS FOR CONSIDERATION

Subject: Medical Marijuana Dispensary Ordinance Revisions

Recommendation: That the Ordinance Committee review a draft Medical Marijuana Dispensary Ordinance, and refer the matter back to Council for subsequent actions.



CITY OF SANTA BARBARA

ORDINANCE COMMITTEE REPORT

AGENDA DATE: April 13, 2010
TO: Ordinance Committee
FROM: Planning Division, Community Development Department
SUBJECT: Medical Marijuana Dispensary Ordinance Revisions

RECOMMENDATION:

That the Ordinance Committee review a draft Medical Marijuana Dispensary Ordinance, and refer the matter back to Council for subsequent actions.

DISCUSSION:

At the February 23, 2010 City Council meeting, the Council directed the Ordinance Committee to consider major alcohol and drug rehabilitation facilities as protected uses and adjust allowed areas for dispensaries appropriately; to allow dispensaries in the Cottage Hospital area; to further define the operational parameters of storefront collective/cooperatives, in order to ensure compliance with Proposition 215 and SB420; and to return to Council in 60 days. There also seemed to be consensus to eliminate the Mesa and the area around the Salvation Army Hospitality House on the 500 block of Chapala Street as allowed areas for dispensaries.

Location Parameters

On March 16, 2010, the Ordinance Committee held a hearing, and reviewed the allowed areas for dispensaries, which had been reduced by excluding areas that were within 500 feet of the 17 highest priority recovery facilities. The major area affected because of the recovery facilities was in the Downtown West area, with small areas being eliminated from the Downtown East area. The Ordinance Committee did not reach consensus on whether to exclude the area around recovery facilities.

On March 30, 2010, the Ordinance Committee reviewed potential changes to the allowed areas that would protect youth facilities and eliminate downtown from the areas where dispensaries are allowed. The only youth facility that affected the allowable areas was the YMCA at 55 S. Hitchcock Way, by eliminating the 3700 block of State Street and all of South Hope Avenue. Ordinance Committee directed staff to create a protection area around the YMCA but to maintain the 3700 block of State Street and South Hope Avenue as block faces where a dispensary may occur.

The Ordinance Committee also reached consensus on the following:

- Dispensaries not permitted within 500 feet of certain specified rehabilitation and recovery centers.
- Dispensaries not allowed in mixed-use buildings.
- Dispensaries not allowed in a block zoned exclusively for residential use.

The Ordinance Committee did not reach consensus on the topic of the elimination of Downtown as an allowable area for dispensaries. One member supported eliminating this area, one member did not support eliminating this area, and one member believed that the overall maximum number of permitted dispensaries in the City was a more important criteria.

Regulations to Ensure Cooperatives and Collectives

At the March 16th meeting, the Ordinance Committee heard a presentation by the City Attorney on state Proposition 215 (approved in 1996) and the SB 420 statutes enacted to implement Prop 215, and questioned the City Attorney on various aspects of the state laws and the ordinances of other jurisdictions concerning access to medical marijuana.

At the March 30th meeting, the Ordinance Committee continued the matter to April 13, 2010, with direction to staff to draft additional revisions to the draft medical marijuana ordinance. These amendments would clarify the state law restrictions applicable to collectives/dispensaries which distribute medical marijuana at storefront locations in a manner consistent with the SB 420 statutes.

In this regard, the Ordinance Committee reached consensus on the following issues:

- That Medical Marijuana should only be made available to Qualified Patients at storefront locations if such locations are operated as “collectives” in the manner required by SB 420.
- Requiring cultivation by a Collective only within the tri-county area of Santa Barbara, Ventura or San Luis Obispo Counties.
- Requiring documentation regarding collective/cooperative membership to be confidentially available to specified City staff under certain limited circumstances.
- Allowing on-site inspections by specified City Staff with limited prior notice.
- Requiring proof of local Santa Barbara County residency for Qualified Patients who are members of a collective.
- Imposing a maximum number of permitted collective/dispensaries within the City of five (5).

The Ordinance Committee did not reach consensus on the following issues:

- Permitted hours of operation for a collective/dispensary, including whether a collective's storefront should close during school lunch and immediately after school is dismissed.
- Whether dispensaries should only dispense marijuana to "local" (i.e., Santa Barbara County) residents.

ATTACHMENT: Ordinance Draft

PREPARED BY: Danny Kato, Senior Planner

SUBMITTED BY: Paul Casey, Assistant City Administrator

APPROVED BY: City Administrator's Office

**COUNCIL INTRODUCTION DRAFT
FEBRUARY 23, 2010
SHOWING CHANGES FROM CURRENT MUNICIPAL CODE
With possible changes from Ordinance
Committee Discussion of March/April 2010**

ORDINANCE NO. _____

**AN ORDINANCE OF THE COUNCIL OF THE
CITY OF SANTA BARBARA AMENDING THE
MUNICIPAL CODE BY REVISING CHAPTER
28.80 AND ESTABLISHING REVISED
REGULATIONS AND PROCEDURES FOR
MEDICAL MARIJUANA COLLECTIVES
~~DISPENSARIES~~.**

The City Council of the City of Santa Barbara does ordain as follows:

SECTION ONE. Chapter 28.80 of Title 28 of the Santa Barbara Municipal Code, entitled "Medical Marijuana Dispensaries," is amended to read as follows:

Section 28.80.010 Purpose and Intent.

It is the purpose and intent of this chapter to regulate the locations of medical marijuana dispensaries operated by medical marijuana collectives or cooperatives in order to promote the health, safety, and general welfare of residents and businesses within the City. Under state law, only qualified patients, persons with identification cards, and primary caregivers may legally cultivate and distribute medical marijuana collectively. It is neither the intent nor the effect of this chapter to condone or legitimize the use or possession of marijuana except as allowed by California law.

Section 28.80.020 Definitions.

For the purpose of this chapter, the following words and phrases shall have the following meanings:

A. Applicant. A person who is required to file an application for a Medical Marijuana Collective permit under this chapter, including an individual owner, managing

partner, officer of a corporation, or any other operator, ~~manager~~, Management Member, employee, or agent of a Medical Marijuana Collective ~~Dispensary~~.

B. Drug Paraphernalia. As defined in California Health and Safety Code Section 11014.5, and as may be amended from time to time.

C. Identification Card. As defined in California Health and Safety Code Section 11362.71 and as may be amended from time to time.

D. Management Member. A Medical Marijuana Collective member with responsibility for the establishment, organization, registration, supervision, or oversight of the operation of a Collective including, but not limited to, members who perform the functions of president, vice president, director, operating officer, financial officer, secretary, treasurer, or manager of the Collective.

~~D. Medical Marijuana Dispensing Collective Dispensary or Collective/Collective Dispensary. or Collective Dispensary. Any association, cooperative, affiliation, or collective of persons where multiple qualified patients or primary care givers are organized to provide education, referral, or network services, and facilitation or assistance in the lawful distribution of medical marijuana. "Collective Dispensary" shall include any facility or location where the primary purpose is to dispense medical marijuana (i.e., marijuana) as a medication that has been recommended by an "attending physician" [as that term is defined in Health & Safety Code Section 11362.7(a)] and where medical marijuana is made available to or distributed by or to a primary caregiver or a qualified patient, in strict accordance with California Health and Safety Code Section 11362.5 et seq.~~

An incorporated or unincorporated association, composed of four (4) or more Qualified Patients and their designated Primary Caregivers who associate at a particular location or real property within the city of Santa Barbara to collectively or cooperatively cultivate marijuana for medical purposes or to distribute medical to the Collective members and Management Members at a storefront location within a non-residential zone of the City, in accordance with California Health and Safety Code sections 11362.5, et seq.. For the purposes of this Chapter, the term Medical Marijuana "cooperative" shall have the same meaning as Medical Marijuana Collective.

~~A Collective Dispensary~~ Medical Marijuana Collective Dispensary shall not include dispensing by primary caregivers to qualified patients in the following locations so long as the location of the clinic, health care facility, hospice, or residential care facility is otherwise permitted by the Municipal Code or by applicable state laws:

1. a clinic licensed pursuant to Chapter 1 of Division 2 of the state Health and Safety Code;
2. a health care facility licensed pursuant to Chapter Two of Division 2 of the state Health and Safety Code;
3. a residential care facility for persons with chronic life-threatening illness licensed pursuant to Chapter 3.01 of Division 2 of the state Health and Safety Code;
4. residential care facility for the elderly licensed pursuant to Chapter 3.2 of Division 2 of the state Health and Safety Code;
5. a residential hospice, or a home health agency licensed pursuant to Chapter 8 of Division 2 of the state Health and Safety Code;

provided that any such clinic, health care facility, hospice or residential care facility complies with applicable laws including, but not limited to, Health and Safety Code Section 11362.5 et seq..

E. Permittee. The person to whom either a Medical Marijuana Collective Dispensary ~~Collective Dispensary~~ permit is issued by the City and who is identified as a primary caregiver in California Health and Safety Code Section 11362.7, subdivision (d), ~~and~~ or (e).

~~**F. Person.** An individual, partnership, co-partnership, firm, association, joint stock company, corporation, limited liability company or combination of the above in whatever form or character.~~

G. Person with an Identification Card. As set forth in California Health and Safety Code Section 11362.5 et seq., and as amended from time to time.

H. Physician. A licensed medical doctors including a doctor of osteopathic medicine as defined in the California Business and Professions Code.

I. Primary Caregiver. As defined in subdivision (d) of California Health and Safety Code Section 11362.7 as it may be amended from time to time.

J. Qualified Patient. As defined in California Health and Safety Code Section 11362.5 et seq., and as it may be amended from time to time.

K. School. An institution of learning for minors, whether public or private, offering a regular course of instruction required by the California Education Code. This definition includes an elementary school, middle, or junior high school, senior high school, or any special institution of education for persons under the age of eighteen years, whether public or private.

28.80.030 ~~Collective Dispensary~~ Medical Marijuana Collective Dispensary Permit Required to Operate.

It is unlawful for any person to engage in, conduct or carry on, or to permit to be engaged in, conducted or carried on, in or upon any premises in the City the operation of a ~~Collective Dispensary~~ Medical Marijuana Collective Dispensary unless the person first obtains and continues to maintain in full force and effect a ~~Collective Dispensary Use~~ Medical Marijuana Collective Dispensary Permit issued by the City Staff Hearing Officer pursuant to this Chapter, or by the Planning Commission on an appeal from a decision by the Staff Hearing Officer.

28.80.040 Business License Tax Liability.

An operator of a Collective Dispensary shall be required to apply for and obtain a Business Tax Certificate pursuant to Chapter 5.04. as a prerequisite to obtaining a permit pursuant to the terms of this Chapter, as required by the State Board of Equalization. Collective Dispensary sales shall be subject to sales tax in a manner required by state law.

28.80.050 Imposition of ~~Collective Dispensary~~ Medical Marijuana Collective Dispensary Permit Fees.

Every application for a Medical Marijuana Collective Dispensary ~~Collective Dispensary~~ permit or renewal shall be accompanied by an application fee, in an amount established by resolution of the City Council from time to time at a amount calculated to recover the City's full cost of reviewing and issuing the Collective Dispensary permit pursuant to this chapter. This application or renewal fee shall not include the standard City fees for fingerprinting, photographing, and background check costs and shall be in addition to any other business license fee or permit fee imposed by this Code or other governmental agencies.

28.80.060 Limitations on the Permitted Location of a Medical Marijuana Collective Dispensary. ~~Collective Dispensary.~~

A. Permissible Zoning for Collective Dispensaries ~~Dispensaries.~~

A ~~Collective Dispensary~~ may only be located within the C-2 or C-M zoned areas of the City as so designated in the General Plan, Title 28 of the Municipal Code, and City Zoning map provided, however, that Medical Marijuana Collectives ~~Dispensaries~~ may only also be located on parcels within the City zoned for commercial uses and on those street block faces listed in the exhibit to this Chapter designated as "Medical Marijuana Collectives Dispensaries - Allowed Locations" and dated as of February 23, 2010. ~~situated~~ as follows:

- ~~1. any parcel fronting on State Street between Calle Laureles and the westerly boundary of the City at the intersection State Street and Calle Real;~~
- ~~2. any parcel fronting on Milpas between Canon Perdido Street and Carpinteria Street;~~
- ~~3. any C P zoned parcel fronting on Cliff Drive within 1000 feet of the intersection of Cliff Drive and Meigs Road;~~
4. any parcel fronting on De La Vina Street between Alamar Street and State Street;
5. any parcel fronting on Mission Street between State Street and De La Vina Street;
6. any parcel on Chapala, Anacapa, or Santa Barbara Street between Sola Street and U.S. Highway 101;
7. any parcel on Haley Street or Gutierrez Street between Santa Barbara Street and Olive Street.

B. Storefront Locations. Except for those locations shown as allowed within the Cottage Hospital Area on the exhibit attached to this Chapter which have been specifically approved by the Staff Hearing Officer as non-storefront locations pursuant to this Chapter, a Collective Dispensary shall only be located in a visible store-front type location which provides good public views of the Collective Dispensary entrance, its windows, and the entrance to the Collective Dispensary premises from a public street.

C. Areas and Zones Where ~~Dispensaries~~ Medical Marijuana Collective Dispensaries Not Permitted. Notwithstanding subparagraph (A) above, a ~~Collective Dispensary~~ Medical Marijuana Collective Dispensaries shall not be allowed or permitted in the following locations or zones:

- ~~1. On a parcel located within 500 feet of a school or a park; or~~
- ~~1.2. On a parcel located within 500 1000 feet of another permitted Collective Dispensary ~~Collective Dispensary~~; or~~
- ~~2.3. On a parcel fronting on State Street between Cabrillo Boulevard and Arrellaga Street; or~~
- ~~4. On a parcel zoned R O or zoned for residential use.~~
3. On a parcel being used as a mixed residential/commercial use condominium project at the time of the adoption of the ordinance enacting this Chapter.

D. Locational Measurements. The distance between a ~~Collective Dispensary~~ Medical Marijuana Collective Dispensary and above-listed uses shall be made in a straight line from any parcel line of the real property on which the Collective Dispensary is located to the parcel line the real property on which the facility, building, or structure, or portion of the building or structure, in which the above listed use occurs or is located. For the purposes of determining compliance with the locational restrictions imposed by this section, the permissibility of a proposed Medical Marijuana Collective Dispensary location shall be determined by City staff based on the date the permit application has been deemed complete by the City with the earliest complete applications deemed to have priority over any subsequent Medical Marijuana Collective Dispensary application for any particular allowed location.

E. Maximum Number of ~~Collective Dispensary~~ Medical Marijuana Collective Dispensaries Allowed Permits. Notwithstanding the above, the City may not issue a total of more than five(5) Collective Dispensary permits at any one time and no more than five (5) permitted Collective Dispensaries ~~dispensaries~~ may legally operate within the City including those dispensaries which are open and operating in a legal nonconforming manner at the time of the adoption of the ordinance amending this Chapter.

F. One Collective Dispensary for Each Area of the City. No more than one Medical Marijuana Collective Dispensary may open and operate in each of the eight areas of the City designated as allowed Collective Dispensary location areas in the exhibit attached to this Chapter except for those areas which, at the time of the adoption of the ordinance amending this Chapter, already have more than one Collective Dispensary or Collective on a legal non-conforming basis - in which case a legal non-conforming Dispensary or Collective Dispensary may be allowed to continue to operate in such an area.

28.80.070 Operating Requirements for ~~Medical Marijuana Collective Dispensaries~~Dispensaries.

~~Collective Dispensary~~ Medical Marijuana Collective Dispensary operations shall permitted and maintained only in compliance with the following operational standards:

A. Criminal History. A ~~Collective Dispensary~~ Medical Marijuana Collective Dispensary permit applicant, ~~his or her agents or employees, volunteer workers,~~ a Management Member, or any person exercising managerial authority over a Medical Marijuana Collective Dispensary applicant shall not have been convicted of a felony or be on probation or parole for the sale or distribution of a controlled substance.

B. Minors. It is unlawful for any Medical Marijuana Collective Dispensary permittee, Management Member, ~~operator~~, or other person in charge of any Medical Marijuana Collective Dispensary to employ any person who is not at least 18 years of age. Persons under the age of 18 shall not be allowed on the premises of a Medical Marijuana Collective Dispensary unless they are a qualified patient or a primary caregiver member of the Collective, and they are in the presence of their parent or guardian. The entrance to a Collective Dispensary shall be clearly and legibly posted with a notice indicating that person under the age of 18 are precluded from entering the premises

unless they are a qualified patient or a primary caregiver, and they are in the presence of their parent or guardian.

C. Marijuana Collective Dispensary Size and Access. The following access restrictions shall apply to all ~~dispensaries~~ Medical Marijuana Collectives permitted by the Chapter:

1. A Collective Dispensary ~~Dispensary~~ shall not be enlarged in size (i.e., increased floor area) without a prior approval from the Staff Hearing Officer amending the existing Medical Marijuana Collective Dispensary permit pursuant to the requirements of this Chapter.
2. The entrance area of the Medical Marijuana Collective Dispensary building shall be strictly controlled; A viewer or video camera shall be installed in the door that allows maximum angle of view of the exterior entrance.
3. Collective ~~personnel or~~ Management Members shall be responsible for monitoring the real property of the Collective Dispensary ~~site~~ activity (including the adjacent public sidewalk and rights-of-way) of the block within which the Collective Dispensary is operating for the purposes of controlling loitering.
4. Only Collective members ~~Collective Dispensary staff,~~ primary caregivers, and qualified patients ~~and persons with bona fide purposes for visiting the site~~ shall be permitted within a Collective building ~~Collective Dispensary.~~
5. Qualified patients or primary caregivers shall not visit a Medical Marijuana Collective Dispensary without first having obtained a valid written recommendation from their physician recommending use of medical marijuana.
6. Only a primary caregiver and qualified patient members of the Collective Dispensary shall be permitted in the designated marijuana dispensing area along with Collective Dispensary ~~personnel.~~
7. Restrooms shall remain locked and under the control of Collective Dispensary Management Members at all times.

D. Medical Marijuana Dispensing Operations. The following restrictions shall apply to all medical marijuana dispensing operations by a Medical Marijuana Collective Dispensary:

1. A Medical Marijuana Collective Dispensary shall only dispense to qualified patients or a primary caregivers with a currently valid physicians approval or recommendation in compliance with the criteria in California Health and Safety Code Section 11362.5 et seq. who are registered as members of that Collective Dispensary. Collectives Dispensaries shall require such persons to provide valid official identification, such as a Department of Motor Vehicles driver's license or State Identification Card.

2. Prior to dispensing medical marijuana, the Collective Dispensary shall obtain a verification from the recommending physician's office personnel that the individual requesting medical marijuana is or remains a qualified patient pursuant to state Health & Safety Code Section 11362.5.

3. A Medical Marijuana Collective Dispensary shall not have a physician on-site to evaluate patients and provide a recommendation or prescription for the use of medical marijuana.

E. Consumption Restrictions. The following medical marijuana consumption restrictions shall apply to all permitted Collective Dispensaries:

1. Marijuana shall not be consumed by patients on the premises of the Collective Dispensary.

The term "premises" includes the actual building, as well as any accessory structures, parking lot or parking areas, or other surroundings within 200 feet of the Collective Dispensary's entrance. Collective Dispensary employees who are qualified patients may consume marijuana within the enclosed building area of the premises, provided such consumption occurs only via oral consumption (i.e., eating only) but not by means of smoking or vaporization.

2. Collective Dispensary operations shall not result in illegal re-distribution or sale of medical marijuana obtained from the Collective Dispensary, or use or distribution in any manner which violates state law.

F. Retail Sales of Other Items by a Collective Dispensary. The retail sales of Collective Dispensary related or marijuana use items may be allowed under the following circumstances:

1. With the approval of the Staff Hearing Officer, a Collective Dispensary may conduct or engage in the commercial sale of specific products, goods, or services in addition to the provision of medical marijuana on terms and conditions consistent with this chapter and applicable law.

2. No Collective Dispensary shall sell or display any drug paraphernalia or any implement that may be used to administer medical marijuana.

~~3. A Collective Dispensary shall meet all the operating criteria for the dispensing of medical marijuana as is required pursuant to California Health and Safety Code Section 11362.5 et seq.~~

G. Operating Plans. In connection with a permit application under this Chapter, the applicant for a Collective Dispensary permit shall provide, as part of the permit application, a detailed Operations Plan and, upon issuance of the Collective Dispensary permit, shall operate the Collective Dispensary in accordance with the Operations Plan as such plan is approved by the Staff Hearing Officer:

1. Floor Plan. A Collective Dispensary shall have a lobby waiting area at the entrance to the Collective Dispensary to receive clients, and a separate and secure designated area for dispensing medical marijuana to qualified patients or designated caregivers. The primary entrance shall be located and maintained clear of barriers, landscaping and similar obstructions so that it is clearly visible from public streets, sidewalks or site driveways.

2. Storage. A Collective Dispensary shall have suitable locked storage on premises, identified and approved as a part of the security plan, for after-hours storage of medical marijuana.

3. Security Plans. A Collective Dispensary shall provide adequate security on the premises, in accordance with a security plan approved by the Chief of Police and as reviewed by the Staff Hearing Officer, including provisions for adequate lighting and alarms, in order to insure the safety of persons and to protect the premises from theft. All security guards used by dispensaries shall be licensed and employed by a state licensed private-party operator security company retained by the Collective Dispensary and each security guard used shall possess a valid state Department of Consumer Affairs "Security Guard Card" at all

times. Security guards shall not possess or carry firearms or tazers while working at a Collective Dispensary.

~~5. **Security Cameras.** Security surveillance cameras shall be installed to monitor the main entrance and exterior of the premises to discourage and to report loitering, crime, illegal or nuisance activities. Security video shall be maintained for a period of not less than 72 hours.~~

5. Security Cameras. The Property is monitored at all times by closed-circuit television for security purposes. The camera and recording system must be of adequate quality, color rendition and resolution to allow the ready identification of an individual on or adjacent to the Property. The recordings shall be maintained at the Property for a period of not less than thirty (30) days.

6. **Alarm System.** Professionally monitored robbery alarm and burglary alarm systems shall be installed and maintained in good working condition within the Collective Dispensary at all times.

7. **Emergency Contact.** A Collective Dispensary shall provide the Chief of Police with the name, cell phone number, and facsimile number of an on-site community relations staff person to whom the City may provide notice of any operating problems associated with the Collective Dispensary.

8. **Public Nuisances.** The Management Members of the Collective Dispensary shall take all reasonable steps to discourage and correct objectionable conditions that constitute a nuisance in parking areas, sidewalks, alleys and areas surrounding the premises and adjacent properties during business hours if directly related to the patrons of the subject Collective Dispensary.

9. Loitering Adjacent to a Dispensary. The Management Members of the Collective Dispensary shall take all reasonable steps to reduce loitering in public areas, sidewalks, alleys and areas surrounding the premises and adjacent properties during business hours.

~~3. The operator shall provide patients with a list of the rules and regulations governing medical marijuana use and consumption within the City and recommendations on sensible marijuana etiquette.~~

10. Trash, Litter, Graffiti. The Management Members of a Collective Dispensary shall clear the sidewalks adjoining the premises plus 10 feet beyond property lines along the street as well as any parking lots under the control of the operator as needed to control litter, debris and trash.

11. Removal of Graffiti. The Management Members of the Collective Dispensary shall remove all graffiti from the premises and parking lots under the control of the operator within 72 hours of its application.

~~**M.P. Compliance with Other Requirements.** The Collective Dispensary operator shall comply with all provisions of all local, state, or federal laws, regulations or orders, as well as any condition imposed on any permits issued pursuant to applicable laws, regulations or orders.~~

12. Display of Permit. Every Collective Dispensary shall display at all times during business hours the permit issued pursuant to the provisions of this chapter for such Collective Dispensary in a conspicuous place so that the same may be readily seen by all persons entering the Collective Dispensary.

13. Alcoholic Beverages. No Collective Dispensary shall hold or maintain a license from the State Division of Alcoholic Beverage Control for the sale of alcoholic beverages, or operate a business on the premises that sells alcoholic beverages. No alcoholic beverages shall be allowed or consumed on the premises.

14. Parking Requirements. Collective Dispensaries shall be considered office uses relative to the parking requirements imposed by Section 28.90.100(I).

15. Collective Dispensary Signage and Notices. A notice shall be clearly and legibly posted in the Collective Dispensary indicating that smoking, ingesting or consuming marijuana on the premises or in the vicinity of the Collective Dispensary is prohibited. Signs on the premises shall not obstruct the entrance or windows. Address identification shall comply with Fire Department illuminated address signs requirements.

16. Compliance with City Sign Ordinance. Business identification signage for Collective Dispensaries shall comply with the City's Sign Ordinance (SBMC Chapter 22.70)

and be limited to that needed for identification only, consisting of a single window sign or wall sign that shall not exceed six square feet in area or 10 percent of the window area, whichever is less.

~~**I. Employee Records.** Each owner or operator of a Collective Dispensary shall maintain a current register of the names of all volunteers and employees currently working at or employed by the Collective Dispensary on site at the Collective Dispensary at all times, and shall disclose such registration for inspection by any City officer or official but only for the purposes of determining compliance with the requirements of this chapter.~~

~~**J. Qualified Patient Records.** A dispensary shall maintain confidential health care records of all qualified patients and primary caregivers using only the identification card number issued by the county, or its agent, pursuant to California Health and Safety Code Section 11362.71 et seq., (as a protection of the confidentiality of the cardholders) or a copy of the written recommendation from a physician or doctor of osteopathy stating the need for medical marijuana under state Health & Safety Code Section 11362.5. Such records shall be maintained on site at the Collective Dispensary at all times.~~

~~**M. Staff Training.** Collective Dispensary staff shall receive appropriate training for their intended duties to ensure understanding of rules and procedures regarding dispensing in compliance with state and local law and this Chapter, and properly trained or professionally hired security personnel.~~

I. Operation as a Collective Dispensary; Recordkeeping Requirements; Maintenance of Collective Dispensary Records.

1. State Law Compliance Warning. Each Collective Dispensary shall have a sign posted in a conspicuous location inside the Collective Dispensary advising of the following:

- a. The diversion of marijuana for non-medical purposes is a criminal violation of state law.
- b. The use of marijuana may impair a person's ability to drive a motor vehicle or operate heavy machinery.
- c. The sale of marijuana and the diversion of marijuana for non-medical purposes are violations of state law.

2. Not For Profit Operation of the Collective. No Collective Dispensary shall operate for profit. Cash and in-kind contributions, reimbursements, and reasonable compensation provided by Management Members and members toward the Collective's actual expenses of the growth, cultivation, and provision of Medical Marijuana shall be allowed provided that they are in strict compliance with state law. All such cash and in-kind amounts and items shall be fully documented in accordance with Section 28.90. of this Chapter.

3. Cultivation of Medical Marijuana. Collective cultivation of Medical Marijuana shall be limited to the Medical Marijuana Collective members and Management Members. Cultivation of Medical Marijuana by the Medical Marijuana Collective members and the Management Members shall occur exclusively within the boundaries of the counties of Santa Barbara, Ventura, or San Luis Obispo County and only at the real property identified on the Medical Marijuana Permit application.

No cultivation of Medical Marijuana at the property shall be visible with the naked eye from any public or other private property, nor shall cultivated Medical Marijuana or dried Medical Marijuana be visible from the building exterior. No cultivation shall occur at the real property of the Collective unless the area devoted to the cultivation is secured from public access by means of a locked gate and any other security measures necessary to prevent unauthorized entry.

4. Distribution of Medical Marijuana within Santa Barbara Only. Distribution of the Medical Marijuana collectively cultivated by the Medical Marijuana Collective members and Management Members to Collective members and Management Members shall occur exclusively within the boundaries of the City of Santa Barbara and only at the real property identified on the Medical Marijuana Collective Dispensary Permit application.

5. Membership Limited to One Collective. Medical Marijuana Collective membership and Management Membership, as established pursuant to this Chapter, shall be limited to one Collective Dispensary fully permitted in accordance with this Chapter.

6. Maintenance of Appropriate Collective Records Regarding Cultivation. Every Medical Marijuana Collective Dispensary shall maintain, on-site at the real property which is permitted to operate as a Collective Dispensary, cultivation records, signed under penalty of perjury by each Management Member, identifying the location within the county of Santa Barbara, Ventura, or San Luis Obispo at which the Medical Marijuana was cultivated, and the total number of said plants cultivated at each location. The Collective Dispensary shall also maintain an inventory record documenting the dates and amounts of Medical Marijuana cultivated at the Property, and the daily amounts of Medical Marijuana stored on the Property.

7. Maintenance of Collective Dispensary Membership Records. Every Medical Marijuana Collective Dispensary shall maintain records of the full name, date of birth, residential address, and telephone number(s) of each Collective member and Management Member; the date each member and Management Member joined the Collective; the exact nature of each member's and Management Member's participation in the Collective; and the status of each member and management member as a Qualified Patient or Primary Caregiver.

8. Maintenance of Collective Dispensary Contributions and Financial Records. The Collective Dispensary shall also maintain a written accounting of all cash and in-kind contributions, reimbursements, and reasonable compensation provided by the Collective Management Members and members to the Collective, and all expenditures and costs incurred by the Collective in accordance with standard accounting practices.

9. Record Retention Period. The records required above by subparagraphs (6), (7), and (8) of this subsection shall be maintained by the Medical Marijuana Collective Dispensary for a period of three (3) years and shall be made available by the Collective to the City upon request, subject to the authority set forth in Section 28.90.080.

Section 28.80.080 City Inspection of Required Collective Records. A duly designated City Police Department representative may, upon obtaining a search or inspection warrant, enter and inspect the property of every Medical Marijuana Collective Dispensary between the hours of ten o'clock (10:00) A.M. and eight o'clock (8:00) P.M., or at any appropriate time to ensure compliance and enforcement of the provisions of this Chapter,

except that the inspection and copying of private medical records shall be made available to the Police Department only pursuant to a properly executed search warrant, subpoena, or court order for such records.

It shall be unlawful for any property owner, landlord, lessee, Medical Marijuana Collective Dispensary member or Management Member or any other person having any responsibility over the operation of the Medical Marijuana Collective Dispensary to refuse to allow, impede, obstruct or interfere with an inspection of the Collective Dispensary.

Section 28.80.090 Sale, Distribution or Exchange of Medical Marijuana with a non-Medical Marijuana Collective Member. A Collective Dispensary, Management Member, or member shall not cause or permit the sale, distribution, or exchange of Medical Marijuana or of any Edible Medical Marijuana product to any non Collective Management Member or member. No Medical Marijuana Collective shall possess Medical Marijuana that was not collectively cultivated by its Management Members or members either at the Property or at its predecessor location fully permitted in accordance with this Chapter.

28.80.100 Collective Dispensary Permit Application - Preparation and Filing.

A. Application Filing. A complete Performance Standard Permit use permit application submittal packet shall be submitted including all necessary fees and all other information and materials required by the City and this chapter. All applications for permits shall be filed with the Community Development Department, using forms provided by the City, and accompanied by the applicable filing fee. It is the responsibility of the applicant to provide information required for approval of the permit. The application shall be made under penalty of perjury.

B. Eligibility for Filing. Applications may only be filed by the owner of the subject property, or by a person with a lease signed by the owner or duly authorized agent of the owner expressly allowing them the right to occupy the property for the intended Collective Dispensary use.

C. Filing Date. The filing date of any application shall be the date when the City receives the last submission of information or materials required in compliance with the submittal requirements specified herein.

D. Effect of Incomplete Filing. Upon notification that an application submittal is incomplete, the applicant shall be granted an extension of time to submit all materials required to complete the application within 30 days. If the application remains incomplete in excess of 30 days the application shall be deemed withdrawn and new application submittal shall be required in order to proceed with the subject request. The time period for granting or denying a permit shall be stayed during the period in which the applicant is granted an extension of time.

E. Effect of Other Permits or Licenses. The fact that an applicant possesses other types of state or City permits or licenses does not exempt the applicant from the requirement of obtaining a Collective Dispensary permit.

28.80.110 Criteria for Review of Collective Dispensary Applications by Staff Hearing Officer.

A. Decision on Application. Upon an application for a Collective Dispensary permit being deemed complete, the Staff Hearing Officer, or the Planning Commission on appeal of a decision of the Staff Hearing Officer, shall either issue a Collective Dispensary permit, issue a Collective Dispensary permit with conditions in accordance with this chapter, or deny a Collective Dispensary permit.

B. Criteria for Issuance. The Staff Hearing Officer, or the Planning Commission on appeal, shall consider the following criteria in determining whether to grant or deny a Collective Dispensary permit:

1. That the Collective Dispensary permit is consistent with the intent of the state Health & Safety Code for providing medical marijuana to qualified patients and primary caregivers and the provisions of this Chapter and the Municipal Code, including the application submittal and operating requirements herein.

2. That the proposed location of the Collective Dispensary is not identified by the City Chief of Police as an area of increased or high crime activity. ~~(e.g., based upon crime reporting district/statistics as maintained by the Police Department.~~

3. For those applicants operating other Collective Dispensaries within the City, that there have not been significant numbers of calls for police service, crimes or

arrests in the area or to the applicant's existing Collective Dispensary location.

4. That all required application fees have been paid and reporting requirements have been satisfied in a timely manner.

5. That issuance of a Collective Dispensary permit for the Collective Dispensary size requested is appropriate justified to meet needs of community for access to medical marijuana.

6. That issuance of the Collective Dispensary permit would serve needs of City residents within a proximity to this location.

7. That the location is not prohibited by the provisions of this chapter or any local or state law, statute, rule, or regulation and no significant nuisance issues or problems are likely or anticipated ~~or resulted~~ and that compliance with other applicable requirements of the City's Zoning Ordinance will be accomplished.

8. That the site plan, floor plan, and security plan have incorporated features necessary to assist in reducing potential crime-related problems and as specified in the operating requirements section. These features may include, but are not limited to, security on-site; procedure for allowing entry; openness to surveillance and control of the premises; the perimeter, and surrounding properties; reduction of opportunities for congregating and obstructing public ways and neighboring property; illumination of exterior areas; and limiting furnishings and features that encourage loitering and nuisance behavior.

9. That all reasonable measures have been incorporated into the security plan or consistently taken to successfully control the establishment's patrons' conduct resulting in disturbances, vandalism, crowd control inside or outside the premises, traffic control problems, marijuana use in public, or creation of a public or private nuisance, or interference of the operation of another business.

10. That the Collective Dispensary is likely to have no potentially ~~would not~~ adversely affect on the health, peace, or safety of persons living or working in the surrounding area, overly burden a specific neighborhood, or

contribute to a public nuisance; or that the Collective Dispensary will generally not result in repeated nuisance activities including disturbances of the peace, illegal drug activity, marijuana use in public, harassment of passerby, excessive littering, excessive loitering, illegal parking, excessive loud noises, especially late at night or early in the morning hours, lewd conduct, or police detentions or arrests.

11. That any provision of the Municipal Code or condition imposed by a City issued permit, or any provision of any other local, or state law, regulation, or order, or any condition imposed by permits issued in compliance with those laws will not be violated.

12. That the applicant has not knowingly made a false statement of material fact or has knowingly omitted to state a material fact in the application for a permit.

13. That the applicant has not engaged in unlawful, fraudulent, unfair, or deceptive business acts or practices with respect to the operation of another business within the City.

28.80.120 Appeal from Staff Hearing Officer or Planning Commission Determination.

A. Appeal to the Planning Commission. An applicant or any interested party who disagrees with the Staff Hearing Officer's decision to issue, issue with conditions, or to deny a Collective Dispensary permit may appeal such decision to the City Planning Commission by filing an appeal pursuant to the requirements of subparagraph (B) of Section 28.05.020 of the Municipal Code.

B. Notice of Planning Commission Appeal Hearing. Upon the filing of an appeal pursuant to subparagraph (A) above, the Community Development Director shall provide public notice in accordance with the notice provisions of SBMC Section 28.87.380.

C. Appeal of Planning Commission Decision. ~~Notwithstanding subparagraph (C) of Section 28.05.020, Section 28.87.360, and Section 1.30.050, A~~ decision by the Planning Commission on appeal of the Staff Hearing Officer pursuant to this Chapter may be appealed to the City Council pursuant to the authority of Section 28.05.020(C). ~~shall be final and may not be appealed to the City Council.~~

28.80.110 Suspension and Revocation by Planning Commission.

A. Authority to Suspend or Revoke a Collective Dispensary Permit. Consistent with Section 28.87.360, any Collective Dispensary permit issued under the terms of this chapter may be suspended or revoked by the Planning Commission when it shall appear to the Commission that the permittee has violated any of the requirements of this chapter or the Collective Dispensary is operated in a manner that violates the provisions of this chapter, including the operational requirements of this Chapter, or in a manner which conflicts with state law.

B. Annual Review of Collective Dispensary Operations. The staff of the Community Development Department and the Police Department are hereby authorized to conduct an annual review of the operation of each permitted Collective Dispensary within the City for full compliance with the operational requirements of this Chapter, including specifically a verification that all persons employed or volunteering at the Collective Dispensary have not been convicted of or on probation for a crime related to the possession, sale, or distribution of controlled substances. A fee in an amount established by resolution of the City Council may be established in order to reimburse the City for the time involved in this review process. The staff may initiate a permit suspension or revocation process for any Collective Dispensary which is found not to be in compliance with the requirements of this Chapter or which is operating in a manner which constitutes a public nuisance.

C. B- Suspension or Revocation - Written Notice. Except as otherwise provided in this chapter, no permit shall be revoked or suspended by virtue of this chapter until written notice of the intent to consider revocation or suspension of the permit has been served upon the person to whom the permit was granted at least ten (10) days prior to the date set for such review hearing and the reasons for the proposed suspension or revocation have been provided to the permittee in writing. Such notice shall contain a brief statement of the grounds to be relied upon for revoking or suspending such permit. Notice may be given either by personal delivery to the permittee, or by depositing such notice in the U.S. mail in a sealed envelope, postage prepaid, (via regular mail and return receipt requested), addressed to the person to be notified at his or her address as it appears in his or her application for a Collective Dispensary permit.

C. Appeal of Planning Commission Decision. ~~Notwithstanding subparagraph (C) of Section 28.05.020, Section 28.87.360, and Section 1.30.050, A decision by the Planning Commission to suspend or revoke a Collective Dispensary permit issued pursuant to this Chapter shall be final and may not be appealed to the City Council.~~ may be appealed to the City Council pursuant to the authority of section 28.05.020(C).

28.80.120 Transfer of Collective Dispensary Permits.

A. Permit - Site Specific. A permittee shall not operate a Collective Dispensary under the authority of a Collective Dispensary permit at any place other than the address of the Collective Dispensary stated in the application for the permit. All Collective Dispensary permits issued by the City pursuant to this chapter shall be non-transferable.

B. Transfer of a Permitted Collective Dispensary. A permittee shall not transfer ownership or control of a Collective Dispensary or attempt to transfer a Collective Dispensary permit to another person unless and until the transferee obtains an amendment to the permit from the Staff Hearing Officer pursuant to the permitting requirements of this chapter stating that the transferee is now the permittee. Such an amendment may be obtained only if the transferee files an application with the Community Development Department in accordance with this all provisions of this chapter accompanied by the required application fee.

C. Request for Transfer with a Revocation or Suspension Pending. No Collective Dispensary permit may be transferred (and no permission for a transfer may be issued) when the Community Development Department has notified in writing the permittee that the permit has been or may be suspended or revoked and a notice of such suspension or revocation has been provided.

D. Transfer without Permission. Any attempt to transfer a permit either directly or indirectly in violation of this section is declared void, and the permit shall be deemed revoked.

28.80.130 Medical Marijuana Vending Machines.

No person shall maintain, use, or operate a vending machine which dispenses marijuana to a qualified patient or primary caregiver unless such machine is located within the interior of a duly permitted Collective Dispensary.

SECTION TWO.

A. Dispensaries Permitted under the March 2008 Ordinance. Those Dispensaries which were authorized and permitted pursuant to the Santa Barbara Municipal Code Chapter 28.80 (as adopted on March 25, 2008 as City Ordinance No. 5449) shall be deemed pre-existing legal non-conforming uses of the real property locations upon which they are situated provided that, upon the effective date of this Ordinance, such dispensaries operate in accordance with all Collective Dispensary operational provisions added to Santa Barbara Municipal Code Chapter 28.80 by this Ordinance.

B. Dispensaries Which Have Operated Legally Prior to and Since the Effective Date of Ordinance No. 5449. Those dispensaries which opened and operated in a legal manner prior to the effective date of City Ordinance No. 5449 and which have remained in a legal nonconforming manner of operation since that time, may, despite its non-conforming location, remain as a legal non-conforming use for a period of one hundred eighty (180) days from the effective date of this Ordinance, provided that such a dispensary or Collective Dispensary implements and observes the following operational conditions of this Ordinance prior to the effective date of this Ordinance:

1. the operation of the dispensary or Collective Dispensary is not discontinued for a period of time in excess of thirty (30) consecutive days;
2. the operation of the dispensary or Collective Dispensary complies with all portions of Chapter 28.80, as revised and enacted by this Ordinance, and;
3. the dispensary or Collective Dispensary shall be subject to the requirements for non-conforming uses of SBMC section 28.87.030 until such time that it has been discontinued or permitted at a new allowed location pursuant to this Ordinance.

SECTION THREE. City Ordinance No. 5510 entitled "An Ordinance Of The Council Of The City Of Santa Barbara Extending A Temporary Suspension Of The Right To Apply For Or To Obtain A Permit For The Opening Or Operation Of Medical Marijuana Dispensaries Otherwise Permitted By Santa Barbara Municipal Code Chapter 28.80 On An Interim Basis" adopted on February 2, 2010 is hereby repealed as of the effective date of this Ordinance.

swiley\ord\Medical.Marijuan.Disp.Intro-Ordinance Commtt.Draft
April 7, 2010;

Tschech, Susan

From: Alcazar, Brenda
Sent: Monday, April 05, 2010 8:20 AM
To: Mayor & City Council; Wiley, Stephen; Pedersen, Lori; Kato, Danny; Armstrong, Jim
Cc: Tschech, Susan
Subject: FW: Medical Marijuana

From: Norris Goss [mailto:norrisgoss@cox.net]
Sent: Sunday, April 04, 2010 3:32 PM
To: Alcazar, Brenda
Subject: Medical Marijuana

To Members of the Santa Barbara City Council:

Recently the News-Press titled it's article on the City Council's committee meeting regarding medical marijuana dispensaries "Seeking common ground on medical marijuana ." I am writing to suggest that the Council would serve our city better to "seek common SENSE on medical marijuana."

It takes only common sense to know that many (most?) patrons of the dispensaries are seeking pleasure more than pain relief. The number of people whose pain needs require marijuana is a small number compared to those seeking it.

Common sense says we do not need dispensaries in downtown Santa Barbara to fill those limited needs. Grant House argues that we need to make it easily available. Why? Common sense says we need to limit availability. Sick people can find their way to our one hospital; those in genuine need will find their way to a single dispensary.

Common sense says that in a town with 17 drug and alcohol rehabilitation centers that we don't need flyers on the street announcing "discounts" for the most common gateway to drug addiction.

When it becomes necessary to load an ordinance with complicated restrictions regarding hours, locations, production restrictions and patronage restrictions doesn't common sense say we just shouldn't have them? Our city and our citizens need only one dispensary at best (worst!).

Please let common sense be applied to your interpretation of the medical marijuana laws. Other communities have.

Thank you,
Norris Goss
3528 Campanil Drive
Santa Barbara 93109

4/7/2010



PROCLAMATION

DMV/Donate Life California Month April 2010

WHEREAS, organ, tissue, marrow and blood donation are life-giving acts recognized worldwide as expressions of compassion to those in need; and

WHEREAS, more than 100,000 individuals nationwide and more than 20,000 in California are currently on the national organ transplant waiting list, and every 90 minutes one person dies while waiting due to the shortage of donated organs; and

WHEREAS, the need for donated organs is especially urgent in Hispanic and African American communities; and

WHEREAS, more than 600,000 units of blood per year are needed to meet the need in California, and, at any given time, 6,000 patients are in need of volunteer marrow donors; and

WHEREAS, a single individual's donation of the heart, lungs, liver, kidneys, pancreas, and small intestine can save up to eight lives; donation of tissue can save and heal the lives of up to 50 others; and a single blood donation can help three people in need; and

WHEREAS, the spirit of giving and decision to donate are not restricted by age or medical condition; and

WHEREAS, California residents can sign up with the Donate Life California Registry when applying for or renewing their driver's licenses or ID cards at the California Department of Motor Vehicles (DMV).

NOW, THEREFORE, I, HELENE SCHNEIDER, by virtue of the authority vested in me as Mayor of the City of Santa Barbara, California, do hereby proclaim April 2010 as **DMV/DONATE LIFE CALIFORNIA MONTH** in the City of Santa Barbara and urge all Californians to check "YES!" when applying for or renewing their driver's license or I.D. card, or by signing up at www.donateLIFCalifornia.org or www.doneVIDAcalifornia.org.

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 13th day of April 2010.


HELENE SCHNEIDER
Mayor





Agenda Item No. _____

File Code No. 410.01

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 13, 2010

TO: Mayor and Councilmembers

FROM: City Administrator's Office

SUBJECT: Employee Recognition – Service Award Pins

RECOMMENDATION:

That Council authorize the City Administrator to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through April 30, 2010.

DISCUSSION:

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

Attached is a list of those employees who will be awarded pins for their service through April 30, 2010.

ATTACHMENT: April 2010 Service Awards

SUBMITTED BY: Marcelo A. López, Administrative Services Director

APPROVED BY: City Administrator's Office

APRIL 2010 SERVICE AWARDS

April 13, 2010 Council Meeting

5 YEARS

Ernesto Botello, Administrative Specialist, Community Development
Anthony Valdez, Streets Maintenance Worker II, Public Works
Douglas Coston, Waterfront Maintenance Worker II, Waterfront

10 YEARS

Brenda Alcazar, Deputy City Clerk, Administrative Services
Rudolph Moreno, Streets Maintenance Worker II, Public Works
Martin Valencia, Streets Maintenance Worker II, Public Works
Kim Frith, Senior Electronics/Communications, Public Works

20 YEARS

Alan Reitz, Fire Inspector I, Fire
Kevin Bryant, Fire Captain, Fire
James McCoy, Fire Captain, Fire
Robert Mercado, Fire Captain, Fire
Jon Otsuki, Fire Engineer, Fire
Anthony Pighetti, Fire Engineer, Fire
Heidi Rockenbach, Fire Captain, Fire
Dan McGrew, Police Sergeant, Police
Zebedee Stephens, Equipment Operator, Parks and Recreation

25 YEARS

Charles McChesney, Police Sergeant, Police
Charles Ayala, Automotive/Equipment Technician, Parks and Recreation
Primitivo Gonzalez, Lead Equipment Technician, Public Works*

**On March's list, but was unable to attend*



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

ADJOURNED REGULAR MEETING March 22, 2010 803 N. MILPAS STREET

CALL TO ORDER

Mayor Helene Schneider called the meeting to order at 1:40 p.m.

ROLL CALL

Councilmembers present: Dale Francisco, Grant House, Michael Self, Das Williams, Mayor Schneider.

Councilmembers absent: Frank Hotchkiss, Bendy White.

Staff present: Assistant City Administrator Paul Casey, City Attorney Stephen P. Wiley.

PUBLIC COMMENT

No one wished to speak.

NOTICES

The City Clerk has on Thursday, March 18, 2010, 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.

SITE VISIT

Subject: 803 North Milpas Street

Recommendation: That Council make a site visit to the property located at 803 N. Milpas Street, which is the subject of an appeal hearing scheduled for March 23, 2010, at 2:00 p.m.

Discussion:

Staff presented an overview of the proposed mixed use development at this location. Focus was directed to the location and dimensions of the sidewalk and curb extension.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 2:00 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

HELENE SCHNEIDER
MAYOR

ATTEST:

SUSAN TSCHECH, CMC
DEPUTY CITY CLERK



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING March 23, 2010 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Helene Schneider called the joint meeting of the Council and Redevelopment Agency to order at 2:02 p.m. (The Finance and Ordinance Committees, which ordinarily meet at 12:30 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Schneider.

ROLL CALL

Councilmembers present: Dale Francisco, Frank Hotchkiss, Grant House, Michael Self, Bendy White, Das Williams, Mayor Schneider.

Councilmembers absent: None.

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

CEREMONIAL ITEMS

1. Subject: Proclamation Declaring March 21-27, 2010, as National Land Surveyors Week (120.04)

Action: Proclamation presented to Roger Hemman and Joe Waters, California Land Surveyors Association, Channel Islands Chapter.

PUBLIC COMMENT

Speakers: Darlena Moore; Ruth Wilson; Jeff Shaffer, The Turning Foundation; Alexis Wilson, The Turning Foundation; Kate Smith.

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

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

Motion:

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

Vote:

Unanimous roll call vote.

2. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the adjourned regular meeting of March 8, 2010, and the regular meeting of March 9, 2010.

Action: Approved the recommendation.

3. Subject: Adoption Of Ordinance Establishing Procedures For Appointment And Service Of Youth Member To Parks And Recreation Commission (570.08)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Section 2.08.020 of the Santa Barbara Municipal Code and Establishing Procedures for the Appointment and Service of a Youth Member to the Parks and Recreation Commission.

Speakers: Kate Smith.

Action: Approved the recommendation; Ordinance No. 5512.

4. Subject: Adoption Of Ordinance For Lease With Chuck's Waterfront Grill (330.04)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Lease Amendment with Richones, Inc., Doing Business as Chuck's Waterfront Grill, Located at 113 Harbor Way, Effective April 22, 2010.

Action: Approved the recommendation; Ordinance No. 5513.

5. Subject: Fiscal Year 2010 Interim Financial Statements For The Seven Months Ended January 31, 2010 (250.02)

Recommendation: That Council accept the Fiscal Year 2010 Interim Financial Statements for the Seven Months Ended January 31, 2010.

Action: Approved the recommendation (March 23, 2010, report from the Interim Finance Director).

Item Nos. 6 and 7 appear in the Redevelopment Agency minutes.

NOTICES

8. The City Clerk has on Thursday, March 18, 2010, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.

This concluded the Consent Calendar.

REDEVELOPMENT AGENCY REPORTS

9. Subject: Increased Funding For Transition House Affordable Housing Project (660.04)

Recommendation: That Council and the Redevelopment Agency Board take the following actions regarding the "Mom's Place" affordable housing project at 421 East Cota Street:

- A. That Council approve and authorize the Community Development Director to negotiate and execute, subject to approval as to form by the City Attorney, an amendment to a loan agreement with Transition House to, among other things, increase the loan amount by \$170,000 in federal Home Investment Partnerships Program (HOME) funds for construction of new units on the property;
- B. That the Agency Board approve and authorize the Deputy Director to negotiate and execute, subject to approval as to form by Agency Counsel, a loan agreement with Transition House in the amount of \$39,391 for construction of new units on the property as a contingency in the event that Fiscal Year 2011 HOME funds are not awarded;
- C. That the Agency Board approve the appropriation of \$39,391 from the Redevelopment Agency Housing Set-Aside Fund unappropriated reserves to cover the \$39,391 loan to Transition House as a contingency in the event that Fiscal Year 2011 HOME funds are not awarded;

(Cont'd)

9. (Cont'd)

- D. That the Agency Board approve and authorize the Deputy Director to negotiate and execute, subject to approval as to form by Agency Counsel, a loan in the amount of \$150,000 to Mom's LP in Redevelopment Agency Housing Set-Aside funds for rehabilitation of existing units on the property;
- E. That the Agency Board approve the appropriation of \$150,000 from the Redevelopment Agency Housing Set-Aside Fund unappropriated reserves to cover the loan to Mom's LP; and
- F. That the Agency Board consent to the additional subordination of the replacement affordability control covenant to a new Montecito Bank and Trust permanent loan and find that that there is no reasonably available and economically feasible alternative for financing this project without the additional subordination, and authorize the Deputy Director to execute the subordination subject to approval as to form by Agency Counsel.

Documents:

- March 23, 2010, report from the Community Development Director/Deputy Director.
- March 23, 2010, PowerPoint presentation prepared and made by staff.

Speakers:

- Staff: Project Planner Simon Keifer.
- Transition House: Executive Director Kathleen Baushke.

Motion:

Council/Agency Members Williams/House to approve the recommendations; City Council Agreement No. 23,160.1.

Vote:

Unanimous voice vote.

PUBLIC HEARINGS

10. Subject: Appeal Of The Planning Commission Approval Of 803 North Milpas Street (640.07)

Recommendation: That Council deny the appeal of Rick Feldman, uphold the Planning Commission approval and re-affirm the findings in Resolution 043-09 of the application of Jarrett Gorin, agent for Milpas Street LLC, for a Tentative Subdivision Map, the Development Plan, and the Modification for a 19,886 square-foot mixed-use development.

(Cont'd)

10. (Cont'd)

Documents:

- March 23, 2010, report from the Community Development Director.
- Affidavit of Publication.
- March 23, 2010, PowerPoint presentation prepared and made by staff.
- March 22, 2010, email communication from Chair Mark Bradley, Transportation and Circulation Committee.
- March 23, 2010, petition from Rick Feldman.
- January 25, 2010, letter from Paula Westbury.
- February 16, 2010, letter from Russ Buford.
- March 12, 2010, letter from Jeffrey King.
- March 16, 2010, email communication from Elizabeth Hurley.
- March 16, 2010, email communication from Courtney Dietz, COAST.
- March 17, 2010, email communication from Ken Tompetrini.
- March 17, 2010, email communication from Scott Wenz.
- March 18, 2010, email communication from Ronald Hays.
- March 18, 2010, email communication from Roger Manasse.
- March 18, 2010, email communication from Jane Manasse.
- March 18, 2010, email communication from James Wagner.
- March 18, 2010, email communication from Kate Connell.
- March 18, 2010, letter from President Ralph Fertig, Santa Barbara Bicycle Coalition.
- March 18, 2010, email communication from George Relles.
- March 18, 2010, email communication from Energy Program Transportation Specialist Michael Chiacos, Community Environmental Council.
- March 18, 2010, email communication from President Ann Kale, Santa Barbara Junior High Parent Teacher Student Association.
- March 19, 2010, letter from Harold F. Hattier.
- March 21, 2010, email communication from Evan Kirkpatrick.
- March 22, 2010, email communication from Matt Dobberteen.
- March 22, 2010, email communication from Dennis Thompson, Thompson Naylor Architects, Inc.
- March 22, 2010, email communication from Bonnie Raisin.
- March 22, 2010, letter from Eva Kirkpatrick.
- March 22, 2010, email communication from Vijaya Jammalamadaka.
- March 22, 2010, email communication from Peter Basch.
- March 23, 2010, email communication from Courtney Dietz, COAST.
- March 23, 2010, email communication from James Kahan.
- March 23, 2010, email communication from J. Brian Sarvis, Superintendent, Santa Barbara School District.
- March 23, 2010, email communication from Pamela Boehr.
- March 23, 2010, email communication from Sebastian Aldana Jr.

(Cont'd)

10. (Cont'd)

- March 23, 2010, email communication from Andy Saar.
- March 23, 2010, letter from Dennis Allen.

Public Comment Opened:
2:40 p.m.

Speakers:

- Staff: Associate Planner Peter Lawson, Principal Transportation Planner Rob Dayton.
- Planning Commission: Commissioners John Jostes, Sheila Lodge, Deborah Schwartz.
- Architectural Board of Review: Member Gary Mosel.
- Transportation and Circulation Committee: Members Mark Bradley and David Pritchett.
- Appellant: Rick Feldman, Jim Westby, Tom Dyer, Cynthia Napier.
- Applicant: Jarrett Gorin, Milpas Street LLC.
- Members of the Public: Shirley Force; Ralph Fertig, Santa Barbara Bicycle Coalition; Karen Feeney, Allen Associates; Nancy Tunnell; Ann Harkey; Kellam de Forest; Bill Mahan.

Recess:
4:33 p.m. - 4:38 p.m.

Speakers (Cont'd):

- Members of the Public (Cont'd): Alex Pujo; Greg Janee; Eva Inbar; Courtney Dietz, COAST; Dennis Thompson, Thompson Naylor Architects; Tom Becker; Bonnie Raisin; Lee Moldaver; Constantino Fracyos; Charlie Disparte; Roger Manasse; Steve Maas, Metropolitan Transit District; Mickey Flacks, SBCAN; Jim Kahan; Ann Kale, Santa Barbara Junior High School PTSA.

Public Comment Closed:
5:13 p.m.

Motion:

Councilmembers House/Williams to deny the appeal according to staff's recommendation, and direct staff to address as many of the concerns heard as possible, specifically:

- 1) Turning radius while maintaining some landscaping;
- 2) Functionality for both motorists and pedestrians; and
- 3) Preserving three lanes in both directions.

Vote:

Majority voice vote (Noes: Councilmember Francisco, Hotchkiss, Self).

RECESS

6:17 p.m. - 6:31 p.m. Councilmembers House and White, and City Administrator Armstrong were absent when the Council reconvened. Assistant City Administrator Paul Casey was present.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

12. Subject: Community Development And Human Services Committee Funding Recommendations For Fiscal Year 2011 And Housing And Urban Development Consolidated Action Plan (610.05)

Recommendation: That Council:

- A. Approve the funding recommendations of the Community Development and Human Services Committee for Fiscal Year 2011 Community Development Block Grant (CDBG) and Human Services funds;
- B. Authorize the Community Development Director to negotiate and execute agreements implementing the funding recommendations, subject to the review and approval of the City Attorney;
- C. Authorize the City Administrator to sign all necessary documents to submit the City's 2010-2014 Consolidated Plan and 2010 Action Plan to the Department of Housing and Urban Development (HUD); and
- D. Remove the Third Priority for Human Services funding applications (programs that seek to enhance the quality of life of persons whose basic needs are already met).

Documents:

March 23, 2010, report from the Assistant City Administrator/Community Development Director.

Speakers:

- Staff: Administrative Services Manager Sue Gray, Community Development Programs Specialist Elizabeth Stotts, Senior Planner I Renee Brooke.
- Community Development/Human Services Committee: Member Veronica Loza.
- Members of the Public: Randy Sunday, Sarah House; Jennifer Griffin, Independent Living Resource Center; Ellen Goodstein, Legal Aid Foundation; Michael Colton, Legal Aid Foundation; Jan Anderson, St. Vincent's PATH Program; Krista Colbry, St. Vincent's PATH Program; Deborah Holmes, CALM; Terri Allison, Storyteller Children's Center; Mauricio Mendez, Aha!; Megan Rheinschild, Sexual Assault Response

(Cont'd)

12. (Cont'd)

Team; Elsa Granados, Santa Barbara Rape Crisis Center; Leah Gonzales, Women's Economic Ventures; Mark Watson, Noah's Anchorage Youth Crisis Shelter; Heidi Holly, Friendship Center; Gary Linker, New Beginnings; Fran Forman, Community Action Commission; Joseph Velasco, City at Peace Santa Barbara; Charles Berquist, Project Recovery Detox Center; Magda Arroyo.

Councilmember House stated he would not vote on grants to the Community Action Commission due to a conflict of interest related to his membership on the Board of Directors.

Motion:

Councilmembers House/Williams to approve recommendations A and B for all grants with the exception of the Community Action Commission, and approve recommendations C and D; Agreement Nos. 23,329 - 23,351 and 23,353 - 23,382.

Vote:

Unanimous voice vote.

Motion:

Councilmembers Williams/White to approve recommendations A and B for the grant to the Community Action Commission; Agreement No. 23,352.

Vote:

Unanimous voice vote (Abstention: Councilmember House).

Based on the previous actions, the Council approved allocation of funding as follows:

FISCAL YEAR 2010-2011
COMMUNITY DEVELOPMENT BLOCK GRANT AND HUMAN SERVICES COMMITTEE
FUNDING AGREEMENTS

<u>PUBLIC/HUMAN SERVICE</u>	<u>AMOUNT</u>	<u>AGREEMENT NO.</u> (if applicable)
<u>First Priority</u>		
S.B. Neighborhood Clinics (Dental Care for the Homeless)	\$ 25,000	23,329
Transition House (Comprehensive Homeless Services)	43,000	23,330
Casa Esperanza Homeless Center (Community Kitchen)	50,000	23,331
AIDS Housing Santa Barbara (Sarah House)	25,000	23,332
S.B. Community Housing Corp. (Faulding Hotel Coordinator)	15,000	23,333
Pacific Pride Foundation (Necessities of Life)	19,000	23,334
Casa Esperanza Homeless Center (Homeless Day Program)	54,000	23,335
Santa Barbara Rape Crisis Center	25,000	23,336

(Cont'd)

12. (Cont'd)

<u>PUBLIC/HUMAN SERVICE</u>	<u>AMOUNT</u>	<u>AGREEMENT NO.</u> (if applicable)
<u>First Priority (Cont'd)</u>		
S.B. Co. DA - Victim Witness Assistance (S.A.R.T.)	8,000	23,337
Foodbank (Santa Barbara Warehouse)	25,000	23,338
CADA (Project Recovery Detox)	20,000	23,339
City At Peace	8,000	23,340
Domestic Violence Solutions (Second Stage)	7,000	23,341
S.B. Community Housing Corp. (Riviera Dual Diagnosis Prog.)	20,000	23,342
Domestic Violence Solutions (Emergency Shelter)	50,000	23,343 and 23,344
St. Vincent's (PATHS)	9,000	23,345
S.B. Police Activities League (After School Program)	18,000	23,346
Casa Serena (Scholarship Program)	15,000	23,347
New Beginnings Counseling Center (Homeless Outreach)	15,000	23,348
WillBridge	22,000	23,349
Foodbank (Brown Bag)	8,000	23,350
The PARC Foundation (Youth CineMedia)	10,000	23,351
Community Action Commission (Senior Nutrition)	9,000	23,352
Environmental Education Group (Esperanza)	8,000	23,353
People's Self-Help Housing (Supportive Housing Program)	9,000	23,354
Bringing Our Community Home (Homeless Jail Discharge)	15,000	23,355
Noah's Anchorage - CIYMCA (Youth Shelter)	22,000	23,356
United Boys & Girls Club - Westside (Teen Director)	14,000	23,357
People's Self-Help Housing (Gang Prevention)	5,000	23,358
Catholic Charities (Emergency Services)	12,000	23,359
Primo Boxing Club (Say Yes to Kids)	23,000	23,360
ySTRIVE for Youth (4REAL Project)	5,000	23,361
Legal Aid Foundation (Emergency Legal Services)	17,000	23,362
<u>Second Priority</u>		
Transition House (Homelessness Prevention)	\$ 8,000	23,363
Independent Living Resource Center	23,000	23,364
CALM (Bilingual Child Abuse Treatment)	21,000	23,365
Family Therapy Institute (AHA! Academy of Healing Arts)	10,000	23,366
Friendship Center (Adult Day Services)	22,000	23,367
Long Term Care Ombudsman	23,000	23,368
Storyteller Children's Center	30,000	23,369
Family Service Agency (Big Brothers/Big Sisters)	8,000	23,370
Mental Health Association (Fellowship Club)	10,500	23,371
S.B. Bicycle Coalition (Bici Centro Bicycle Repair)	9,500	23,372
Family Service Agency (2-1-1/HelpLine)	23,000	23,373
Planned Parenthood (Peer Advocates/ Prevention Ed.)	8,000	23,374
Rental Housing Mediation Task Force	23,000	

(Cont'd)

12. (Cont'd)

<u>PUBLIC/HUMAN SERVICE</u>	<u>AMOUNT</u>	<u>AGREEMENT NO.</u> (if applicable)
<u>Second Priority (Cont'd)</u>		
ySTRIVE for Youth (Project Excel)	8,000	23,375
Court Appointed Special Advocates (CASA)	8,000	23,376
Boys & Girls Club of SB (Power Hr Homework Club)	7,924	23,377
 SUBTOTAL	 \$ 872,924	
 <u>PUBLIC/HUMAN SERVICE</u>		
<u>AMOUNT</u>		
<u>AGREEMENT NO.</u> (if applicable)		
<u>CAPITAL</u>		
Noah's Anchorage – CIYMCA	\$ 94,945	23,378
SB Neighborhood Clinics (Westside Clinic Flooring)	47,330	23,379
United Boys & Girls Club - Westside (Notes for Notes Music Box)	26,603	23,380
Girls Incorporated of Greater SB (Exterior Paint)	26,590	23,381
City of SB Neighborhd Improvement Prog. (Access Ramps)	50,000	
City of SB Neighborhd Improvement Prog. (Davis, Westside Ctrs)	35,000	
City of SB - Community Development (Housing Rehabilitation)	203,000	
City of SB - Neighborhd Improvement Prog. (Ortega Park Restrooms)	203,326	
City of SB - Neighborhd Improvement Prog. (Franklin Teen Ctr Renov.)	25,000	
Women's Economic Ventures (Microenterprise Development)	25,000	23,382
City of SB - Neighborhd Improvement Prog. (Cabrillo Ballfield Fence)	25,000	
 SUBTOTAL	 \$ 761,794	
 <u>ADMINISTRATION</u>		
City of SB (Rental Housing Mediation Task Force)	\$ 97,407	
City of SB (CDBG Administration)	169,877	
City of SB (Fair Housing)	8,941	
 SUBTOTAL	 \$ 276,225	
 GRAND TOTAL	 \$1,910,943	

RECESS

Mayor Schneider recessed the meeting at 7:19 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 11, and stated that no reportable action is anticipated.

CLOSED SESSIONS

11. Subject: Conference With Labor Negotiator (440.05)

Recommendation: That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to City negotiator Kristy Schmidt, Employee Relations Manager, regarding negotiations with the Police Officers Association, the Police Managers Association, the General Bargaining Unit, the Treatment and Patrol Bargaining Units, the Firefighters Association, the Hourly Bargaining Unit, and the Supervisory Employees Association, and regarding discussions with unrepresented management and confidential employees about salaries and fringe benefits.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

Documents:

March 23, 2010, report from the Assistant City Administrator.

Time:

7:20 p.m. - 8:30 p.m.

No report made.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 8:30 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

ATTEST:

HELENE SCHNEIDER
MAYOR

CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 13, 2010

TO: Mayor and Councilmembers

FROM: Accounting Division, Finance Department

SUBJECT: Fiscal Year 2010 Interim Financial Statements For The Eight Months Ended February 28, 2010

RECOMMENDATION:

That Council accept the Fiscal Year 2010 Interim Financial Statements for the Eight Months Ended February 28, 2010.

DISCUSSION:

The interim financial statements for the eight months ended February 28, 2010 (66.7% 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 Eight Months Ended February 28, 2010

PREPARED BY: Rudolf J. Livingston, Accounting Manager

SUBMITTED BY: Robert Samario, Interim Finance Director

APPROVED BY: City Administrator's Office

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenditures
Summary by Fund
For the Eight Months Ended February 28, 2010 (66.7% of Fiscal Year)

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>
GENERAL FUND					
Revenue	103,213,645	63,129,659	-	40,083,986	61.2%
Expenditures	103,370,523	65,293,854	731,309	37,345,360	63.9%
<i>Addition to / (use of) reserves</i>	<u>(156,878)</u>	<u>(2,164,195)</u>	<u>(731,309)</u>		
WATER OPERATING FUND					
Revenue	34,188,296	23,547,454	-	10,640,842	68.9%
Expenditures	37,418,635	20,846,602	3,013,454	13,558,579	63.8%
<i>Addition to / (use of) reserves</i>	<u>(3,230,339)</u>	<u>2,700,852</u>	<u>(3,013,454)</u>		
WASTEWATER OPERATING FUND					
Revenue	14,828,850	9,966,204	-	4,862,646	67.2%
Expenditures	16,070,288	9,038,853	1,154,598	5,876,836	63.4%
<i>Addition to / (use of) reserves</i>	<u>(1,241,438)</u>	<u>927,351</u>	<u>(1,154,598)</u>		
DOWNTOWN PARKING					
Revenue	6,762,290	4,605,041	-	2,157,249	68.1%
Expenditures	8,195,457	4,819,864	477,530	2,898,064	64.6%
<i>Addition to / (use of) reserves</i>	<u>(1,433,167)</u>	<u>(214,823)</u>	<u>(477,530)</u>		
AIRPORT OPERATING FUND					
Revenue	12,440,678	8,463,684	-	3,976,994	68.0%
Expenditures	12,723,593	7,706,337	496,739	4,520,518	64.5%
<i>Addition to / (use of) reserves</i>	<u>(282,915)</u>	<u>757,348</u>	<u>(496,739)</u>		
GOLF COURSE FUND					
Revenue	2,380,438	1,322,026	-	1,058,412	55.5%
Expenditures	2,785,158	1,767,971	105,103	912,084	67.3%
<i>Addition to / (use of) reserves</i>	<u>(404,720)</u>	<u>(445,945)</u>	<u>(105,103)</u>		
INTRA-CITY SERVICE FUND					
Revenue	6,397,840	4,165,399	-	2,232,441	65.1%
Expenditures	6,659,667	3,299,100	338,398	3,022,169	54.6%
<i>Addition to / (use of) reserves</i>	<u>(261,827)</u>	<u>866,299</u>	<u>(338,398)</u>		

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenditures
Summary by Fund
For the Eight Months Ended February 28, 2010 (66.7% of Fiscal Year)

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>
FLEET REPLACEMENT FUND					
Revenue	1,779,868	1,267,901	-	511,967	71.2%
Expenditures	3,821,874	825,647	835,492	2,160,735	43.5%
<i>Addition to / (use of) reserves</i>	<u>(2,042,006)</u>	<u>442,254</u>	<u>(835,492)</u>		
FLEET MAINTENANCE FUND					
Revenue	2,530,238	1,653,492	-	876,746	65.3%
Expenditures	2,631,703	1,384,400	130,163	1,117,140	57.6%
<i>Addition to / (use of) reserves</i>	<u>(101,465)</u>	<u>269,092</u>	<u>(130,163)</u>		
SELF INSURANCE TRUST FUND					
Revenue	6,073,674	4,021,705	-	2,051,969	66.2%
Expenditures	6,519,840	3,453,345	230,468	2,836,028	56.5%
<i>Addition to / (use of) reserves</i>	<u>(446,166)</u>	<u>568,360</u>	<u>(230,468)</u>		
INFORMATION SYSTEMS ICS FUND					
Revenue	2,435,147	1,629,685	-	805,462	66.9%
Expenditures	2,630,280	1,581,098	56,721	992,461	62.3%
<i>Addition to / (use of) reserves</i>	<u>(195,133)</u>	<u>48,588</u>	<u>(56,721)</u>		
WATERFRONT FUND					
Revenue	11,522,348	7,904,307	-	3,618,041	68.6%
Expenditures	12,061,259	7,483,850	468,406	4,109,003	65.9%
<i>Addition to / (use of) reserves</i>	<u>(538,911)</u>	<u>420,457</u>	<u>(468,406)</u>		
TOTAL FOR ALL FUNDS					
Revenue	204,553,312	131,676,556	-	72,876,756	64.4%
Expenditures	214,888,278	127,500,920	8,038,381	79,348,976	63.1%
<i>Addition to / (use of) reserves</i>	<u>(10,334,966)</u>	<u>4,175,636</u>	<u>(8,038,381)</u>		

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

CITY OF SANTA BARBARA
General Fund
Interim Statement of Budgeted and Actual Revenues
For the Eight Months Ended February 28, 2010 (66.7% of Fiscal Year)

	Annual Budget	YTD Actual	Remaining Balance	Percent Received	Previous YTD
TAXES					
Sales and Use	17,405,682	10,199,610	7,206,072	58.6%	12,308,003
Property Taxes	23,426,345	12,817,377	10,608,968	54.7%	12,892,638
Utility Users Tax	6,916,329	4,623,440	2,292,889	66.8%	4,630,098
Transient Occupancy Tax	11,351,970	7,888,977	3,462,993	69.5%	9,015,904
Franchise Fees	3,335,000	2,231,683	1,103,317	66.9%	1,998,560
Business License	2,273,300	1,588,176	685,124	69.9%	1,681,778
Real Property Transfer Tax	325,800	248,697	77,103	76.3%	209,652
<i>Total</i>	<u>65,034,426</u>	<u>39,597,961</u>	<u>25,436,465</u>	60.9%	<u>42,736,633</u>
LICENSES & PERMITS					
Licenses & Permits	179,000	117,960	61,040	65.9%	124,858
<i>Total</i>	<u>179,000</u>	<u>117,960</u>	<u>61,040</u>	65.9%	<u>124,858</u>
FINES & FORFEITURES					
Parking Violations	2,582,774	1,588,455	994,319	61.5%	1,605,640
Library Fines	117,318	80,367	36,951	68.5%	71,815
Municipal Court Fines	150,000	84,264	65,736	56.2%	108,874
Other Fines & Forfeitures	100,000	121,061	(21,061)	121.1%	193
<i>Total</i>	<u>2,950,092</u>	<u>1,874,146</u>	<u>1,075,946</u>	63.5%	<u>1,786,523</u>
USE OF MONEY & PROPERTY					
Investment Income	941,951	715,817	226,134	76.0%	963,441
Rents & Concessions	406,436	283,323	123,113	69.7%	275,302
<i>Total</i>	<u>1,348,387</u>	<u>999,140</u>	<u>349,247</u>	74.1%	<u>1,238,743</u>
INTERGOVERNMENTAL					
Grants	2,307,577	359,166	1,948,411	15.6%	2,047,577
Vehicle License Fees	200,000	161,868	38,132	80.9%	195,972
Reimbursements	17,500	4,498	13,002	25.7%	-
<i>Total</i>	<u>2,525,077</u>	<u>525,532</u>	<u>1,999,545</u>	20.8%	<u>2,243,549</u>
FEES & SERVICE CHARGES					
Finance	858,930	547,592	311,338	63.8%	541,140
Community Development	4,425,717	2,957,182	1,468,535	66.8%	2,863,820
Recreation	2,448,499	1,209,825	1,238,674	49.4%	1,426,869
Public Safety	550,543	281,063	269,480	51.1%	242,326
Public Works	4,608,873	3,335,722	1,273,151	72.4%	2,823,601
Library	775,452	736,040	39,412	94.9%	735,545
Reimbursements	5,809,367	3,582,943	2,226,424	61.7%	3,339,519
<i>Total</i>	<u>19,477,381</u>	<u>12,650,367</u>	<u>6,827,014</u>	64.9%	<u>11,972,820</u>
OTHER MISCELLANEOUS REVENUES					
Miscellaneous	1,655,465	1,432,305	223,160	86.5%	2,566,876
Indirect Allocations	7,238,105	4,861,071	2,377,034	67.2%	4,354,947
Operating Transfers-In	2,805,712	1,071,177	1,734,535	38.2%	824,500
<i>Total</i>	<u>11,699,282</u>	<u>7,364,552</u>	<u>4,334,730</u>	62.9%	<u>7,746,323</u>
TOTAL REVENUES	<u>103,213,645</u>	<u>63,129,659</u>	<u>40,083,986</u>	61.2%	<u>67,849,449</u>

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Eight Months Ended February 28, 2010 (66.7% 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	747,750	461,185	1,632	284,933	61.9%	
<i>Total</i>	<u>747,750</u>	<u>461,185</u>	<u>1,632</u>	<u>284,933</u>	61.9%	<u>536,230</u>
<u>City Attorney</u>						
CITY ATTORNEY	2,099,358	1,353,339	-	746,019	64.5%	
<i>Total</i>	<u>2,099,358</u>	<u>1,353,339</u>	<u>-</u>	<u>746,019</u>	64.5%	<u>1,398,209</u>
<u>Administration</u>						
CITY ADMINISTRATOR	1,324,103	907,353	2,333	414,417	68.7%	
LABOR RELATIONS	187,984	110,608	-	77,376	58.8%	
CITY TV	433,943	266,307	25,006	142,629	67.1%	
<i>Total</i>	<u>1,946,030</u>	<u>1,284,269</u>	<u>27,339</u>	<u>634,422</u>	67.4%	<u>1,447,770</u>
<u>Administrative Services</u>						
CITY CLERK	773,167	541,496	13,054	218,617	71.7%	
HUMAN RESOURCES	1,190,764	713,038	16,997	460,729	61.3%	
ADMIN SVCS-EMPLOYEE DEVELOPMENT	182,921	98,078	-	84,843	53.6%	
<i>Total</i>	<u>2,146,852</u>	<u>1,352,613</u>	<u>30,051</u>	<u>764,189</u>	64.4%	<u>1,247,180</u>
<u>Finance</u>						
ADMINISTRATION	631,402	460,507	10,995	159,899	74.7%	
TREASURY	380,819	251,721	1,700	127,398	66.5%	
CASHIERING & COLLECTION	425,648	267,512	-	158,136	62.8%	
LICENSES & PERMITS	387,383	246,395	-	140,988	63.6%	
BUDGET MANAGEMENT	330,928	241,453	-	89,475	73.0%	
ACCOUNTING	387,205	273,938	23,547	89,720	76.8%	
PAYROLL	272,626	171,327	-	101,299	62.8%	
ACCOUNTS PAYABLE	210,352	133,254	-	77,098	63.3%	
CITY BILLING & CUSTOMER SERVICE	560,393	326,152	(2,507)	236,748	57.8%	
PURCHASING	634,301	411,272	1,898	221,131	65.1%	
CENTRAL STORES	183,684	116,548	-	67,136	63.5%	
MAIL SERVICES	96,326	62,655	2,088	31,583	67.2%	
<i>Total</i>	<u>4,501,067</u>	<u>2,964,346</u>	<u>37,721</u>	<u>1,499,000</u>	66.7%	<u>3,202,585</u>
TOTAL GENERAL GOVERNMENT	<u>11,441,057</u>	<u>7,415,750</u>	<u>96,743</u>	<u>3,928,564</u>	65.7%	<u>7,831,973</u>
PUBLIC SAFETY						
<u>Police</u>						
CHIEF'S STAFF	1,167,225	765,936	-	401,289	65.6%	
SUPPORT SERVICES	575,931	366,922	2,159	206,850	64.1%	
RECORDS	1,396,802	865,553	2,171	529,077	62.1%	
COMMUNITY SVCS	1,063,530	687,341	4,192	371,997	65.0%	
CRIME ANALYSIS	66,056	10,856	-	55,200	16.4%	
PROPERTY ROOM	125,326	81,337	777	43,212	65.5%	

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Eight Months Ended February 28, 2010 (66.7% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	** Remaining Balance	YTD Expended and Encumbered	Previous YTD
PUBLIC SAFETY						
<u>Police</u>						
TRNG/RECRUITMENT	381,881	323,895	11,041	46,945	87.7%	
RANGE	879,439	560,194	48,636	270,610	69.2%	
BEAT COORDINATORS	801,812	307,970	-	493,842	38.4%	
INFORMATION TECHNOLOGY	1,118,502	727,039	10,366	381,097	65.9%	
INVESTIGATIVE DIVISION	4,489,206	2,822,304	2,570	1,664,332	62.9%	
CRIME LAB	222,370	81,118	-	141,252	36.5%	
PATROL DIVISION	12,629,310	8,284,082	82,113	4,263,116	66.2%	
TRAFFIC	1,330,706	737,054	1,506	592,146	55.5%	
SPECIAL EVENTS	986,472	965,093	-	21,379	97.8%	
TACTICAL PATROL FORCE	1,131,685	750,803	-	380,882	66.3%	
STREET SWEEPING ENFORCEMENT	236,362	163,954	-	72,408	69.4%	
NIGHT LIFE ENFORCEMENT	458,400	200,200	-	258,200	43.7%	
PARKING ENFORCEMENT	1,031,837	574,836	22,020	434,981	57.8%	
CCC	2,383,022	1,350,571	3,795	1,028,656	56.8%	
ANIMAL CONTROL	564,640	425,697	-	138,944	75.4%	
<i>Total</i>	<u>33,040,514</u>	<u>21,054,626</u>	<u>191,347</u>	<u>11,794,542</u>	64.3%	<u>22,524,295</u>
<u>Fire</u>						
ADMINISTRATION	1,096,276	731,089	2,008	363,178	66.9%	
EMERGENCY SERVICES AND PUBLIC ED	218,086	135,260	866	81,960	62.4%	
PREVENTION	1,187,985	757,270	271	430,443	63.8%	
WILDLAND FIRE MITIGATION PROGRAM	191,083	111,172	18,129	61,782	67.7%	
OPERATIONS	17,188,401	10,598,537	45,672	6,544,192	61.9%	
ARFF	1,623,165	1,084,436	-	538,729	66.8%	
<i>Total</i>	<u>21,504,996</u>	<u>13,417,765</u>	<u>66,946</u>	<u>8,020,285</u>	62.7%	<u>14,170,672</u>
TOTAL PUBLIC SAFETY	<u>54,545,510</u>	<u>34,472,391</u>	<u>258,293</u>	<u>19,814,826</u>	63.7%	<u>36,694,967</u>
PUBLIC WORKS						
<u>Public Works</u>						
ADMINISTRATION	862,361	519,165	5,348	337,848	60.8%	
ENGINEERING SVCS	4,129,675	2,669,142	11,241	1,449,291	64.9%	
PUBLIC RT OF WAY MGMT	1,011,589	599,210	3,277	409,102	59.6%	
ENVIRONMENTAL PROGRAMS	393,673	195,297	67,838	130,538	66.8%	
<i>Total</i>	<u>6,397,298</u>	<u>3,982,815</u>	<u>87,704</u>	<u>2,326,779</u>	63.6%	<u>4,373,634</u>
TOTAL PUBLIC WORKS	<u>6,397,298</u>	<u>3,982,815</u>	<u>87,704</u>	<u>2,326,779</u>	63.6%	<u>4,373,634</u>
COMMUNITY SERVICES						
<u>Parks & Recreation</u>						
PRGM MGMT & BUS SVCS	524,868	327,790	-	197,078	62.5%	
FACILITIES	394,356	262,734	6,994	124,628	68.4%	
CULTURAL ARTS	429,832	277,804	17,443	134,584	68.7%	

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Eight Months Ended February 28, 2010 (66.7% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	** Remaining Balance	YTD Expended and Encumbered	Previous YTD
COMMUNITY SERVICES						
<u>Parks & Recreation</u>						
YOUTH ACTIVITIES	752,636	424,609	6,032	321,996	57.2%	
SR CITIZENS	722,733	464,067	288	258,378	64.2%	
AQUATICS	1,033,575	727,326	27,080	279,168	73.0%	
SPORTS	483,177	273,456	7,454	202,267	58.1%	
TENNIS	275,753	183,763	-	91,990	66.6%	
NEIGHBORHOOD & OUTREACH SERV	1,263,260	800,610	2,730	459,920	63.6%	
ADMINISTRATION	528,293	337,521	-	190,772	63.9%	
PROJECT MANAGEMENT TEAM	242,538	190,708	-	51,830	78.6%	
BUSINESS SERVICES	375,931	218,741	5,269	151,922	59.6%	
FACILITY & PROJECT MGT	1,012,354	684,134	899	327,321	67.7%	
GROUNDS MANAGEMENT	4,051,580	2,599,495	80,296	1,371,789	66.1%	
FORESTRY	1,182,344	630,585	18,387	533,373	54.9%	
BEACH MAINTENANCE	170,234	91,172	24,568	54,494	68.0%	
<i>Total</i>	<u>13,443,464</u>	<u>8,498,725</u>	<u>197,440</u>	<u>4,747,299</u>	64.7%	<u>10,152,613</u>
<u>Library</u>						
ADMINISTRATION	416,148	263,940	-	152,208	63.4%	
PUBLIC SERVICES	2,161,456	1,443,567	6,062	711,828	67.1%	
SUPPORT SERVICES	1,594,389	873,343	2,457	718,589	54.9%	
<i>Total</i>	<u>4,171,993</u>	<u>2,610,665</u>	<u>8,519</u>	<u>1,552,810</u>	62.8%	<u>2,960,453</u>
TOTAL COMMUNITY SERVICES	<u>17,615,457</u>	<u>11,109,390</u>	<u>205,959</u>	<u>6,300,108</u>	64.2%	<u>13,113,066</u>
COMMUNITY DEVELOPMENT						
<u>Community Development</u>						
ADMINISTRATION	491,949	281,261	632	210,056	57.3%	
ECON DEV	62,919	36,407	-	26,512	57.9%	
CITY ARTS ADVISORY PROGRAM	540,483	452,511	-	87,972	83.7%	
HUMAN SVCS	818,612	565,304	-	253,308	69.1%	
RDA	730,700	391,488	-	339,212	53.6%	
RDA HSG DEV	677,395	435,009	-	242,386	64.2%	
LR PLANNING/STUDIES	792,833	473,008	541	319,284	59.7%	
DEV & DESIGN REVIEW	1,038,992	617,874	6,377	414,742	60.1%	
ZONING	853,074	515,489	767	336,818	60.5%	
DESIGN REV & HIST PRESERVATN	940,732	551,299	42,752	346,682	63.1%	
SHO/ENVIRON REVIEW/TRAINING	703,239	428,746	6,552	267,941	61.9%	
BLDG PERMITS	1,018,740	623,088	7,396	388,256	61.9%	
RECORDS & ARCHIVES	527,248	311,142	17,370	198,736	62.3%	
PLAN CK & COUNTER SRV	1,268,494	767,733	223	500,537	60.5%	
<i>Total</i>	<u>10,465,410</u>	<u>6,450,359</u>	<u>82,611</u>	<u>3,932,441</u>	62.4%	<u>7,231,247</u>
TOTAL COMMUNITY DEVELOPMENT	<u>10,465,410</u>	<u>6,450,359</u>	<u>82,611</u>	<u>3,932,441</u>	62.4%	<u>7,231,247</u>

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Eight Months Ended February 28, 2010 (66.7% 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>						
DUES, MEMBERSHIPS, & LICENSES	22,272	24,757	-	(2,485)	111.2%	
COMMUNITY PROMOTIONS	1,706,580	1,399,433	-	307,147	82.0%	
SPECIAL PROJECTS	21,000	37,000	-	(16,000)	176.2%	
TRANSFERS OUT	43,500	43,500	-	-	100.0%	
DEBT SERVICE TRANSFERS	353,568	325,127	-	28,441	92.0%	
CAPITAL OUTLAY TRANSFER	573,170	33,333	-	539,837	5.8%	
APPROP. RESERVE	185,701	-	-	185,701	0.0%	
<i>Total</i>	<u>2,905,791</u>	<u>1,863,150</u>	<u>-</u>	<u>1,042,641</u>	64.1%	<u>2,631,152</u>
TOTAL NON-DEPARTMENTAL	<u>2,905,791</u>	<u>1,863,150</u>	<u>-</u>	<u>1,042,641</u>	64.1%	<u>2,631,152</u>
TOTAL EXPENDITURES	<u>103,370,523</u>	<u>65,293,854</u>	<u>731,309</u>	<u>37,345,360</u>	63.9%	<u>71,876,039</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 Eight Months Ended February 28, 2010 (66.7% 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	515,000	319,934	-	195,066	62.1%
Expenditures	515,000	319,934	-	195,066	62.1%
<i>Revenue Less Expenditures</i>	-	-	-	-	
CREEK RESTORATION/WATER QUALITY IMPRVMT					
Revenue	2,615,100	1,762,086	-	853,014	67.4%
Expenditures	3,391,420	1,735,777	313,217	1,342,425	60.4%
<i>Revenue Less Expenditures</i>	(776,320)	26,309	(313,217)	(489,411)	
SOLID WASTE PROGRAM					
Revenue	18,614,209	12,032,653	-	6,581,556	64.6%
Expenditures	18,800,657	12,008,026	151,942	6,640,690	64.7%
<i>Revenue Less Expenditures</i>	(186,448)	24,628	(151,942)	(59,134)	
COMM.DEVELOPMENT BLOCK GRANT					
Revenue	3,244,916	1,049,105	-	2,195,811	32.3%
Expenditures	3,121,049	1,029,290	349,192	1,742,567	44.2%
<i>Revenue Less Expenditures</i>	123,867	19,815	(349,192)	453,243	
COUNTY LIBRARY					
Revenue	1,703,932	1,093,725	-	610,207	64.2%
Expenditures	1,765,938	1,110,626	40,144	615,168	65.2%
<i>Revenue Less Expenditures</i>	(62,006)	(16,901)	(40,144)	(4,961)	
STREETS FUND					
Revenue	9,571,682	5,513,602	-	4,058,080	57.6%
Expenditures	14,093,895	6,754,379	1,021,551	6,317,965	55.2%
<i>Revenue Less Expenditures</i>	(4,522,213)	(1,240,778)	(1,021,551)	(2,259,884)	
MEASURE "D"					
Revenue	4,884,000	2,256,671	-	2,627,329	46.2%
Expenditures	9,067,069	2,124,863	2,213,456	4,728,750	47.8%
<i>Revenue Less Expenditures</i>	(4,183,069)	131,809	(2,213,456)	(2,101,421)	

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eight Months Ended February 28, 2010 (66.7% of Fiscal Year)

WATER OPERATING FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Water Sales - Metered	29,850,000	19,447,485	-	10,402,515	65.2%	20,110,782
Service Charges	385,000	363,300	-	21,700	94.4%	249,293
Cater JPA Treatment Charges	2,200,000	2,545,114	-	(345,114)	115.7%	1,904,940
Licenses & Permits	(2,500)	-	-	(2,500)	0.0%	-
Investment Income	1,008,000	794,725	-	213,275	78.8%	1,075,392
Grants	36,098	24,243	-	11,855	67.2%	-
Reimbursements	18,000	-	-	18,000	0.0%	-
Miscellaneous	693,698	372,587	-	321,111	53.7%	203,665
TOTAL REVENUES	<u>34,188,296</u>	<u>23,547,454</u>	<u>-</u>	<u>10,640,842</u>	<u>68.9%</u>	<u>23,554,266</u>
EXPENSES						
Salaries & Benefits	7,599,922	4,607,233	-	2,992,689	60.6%	4,465,625
Materials, Supplies & Services	10,540,950	5,058,614	2,394,965	3,087,372	70.7%	4,628,360
Special Projects	646,774	79,834	164,719	402,221	37.8%	46,871
Water Purchases	7,776,465	4,360,742	420,627	2,995,096	61.5%	4,531,359
Debt Service	5,094,672	3,122,620	-	1,972,052	61.3%	3,117,593
Capital Outlay Transfers	5,302,492	3,534,995	-	1,767,497	66.7%	5,172,236
Equipment	197,459	60,405	31,491	105,563	46.5%	6,316
Capitalized Fixed Assets	109,900	861	1,652	107,388	2.3%	7,674
Other	-	21,299	-	(21,299)	100.0%	20,328
Appropriated Reserve	150,000	-	-	150,000	0.0%	-
TOTAL EXPENSES	<u>37,418,635</u>	<u>20,846,602</u>	<u>3,013,454</u>	<u>13,558,579</u>	<u>63.8%</u>	<u>21,996,362</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 Eight Months Ended February 28, 2010 (66.7% of Fiscal Year)

WASTEWATER OPERATING FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Service Charges	14,010,000	9,154,965	-	4,855,035	65.3%	9,100,440
Fees	410,000	518,210	-	(108,210)	126.4%	398,437
Investment Income	325,000	273,629	-	51,371	84.2%	363,775
Miscellaneous	83,850	19,400	-	64,450	23.1%	108,940
TOTAL REVENUES	14,828,850	9,966,204	-	4,862,646	67.2%	9,971,593
EXPENSES						
Salaries & Benefits	5,125,324	3,091,018	-	2,034,306	60.3%	3,104,212
Materials, Supplies & Services	5,733,089	3,157,352	1,148,663	1,427,074	75.1%	3,161,903
Special Projects	711,367	498,123	-	213,244	70.0%	713,800
Transfers-Out	65,000	43,333	-	21,667	66.7%	-
Debt Service	1,354,888	346,613	-	1,008,275	25.6%	390,277
Capital Outlay Transfers	2,827,188	1,884,792	-	942,396	66.7%	1,459,923
Equipment	50,167	16,761	4,284	29,122	41.9%	8,479
Capitalized Fixed Assets	53,265	861	1,651	50,752	4.7%	15,394
Appropriated Reserve	150,000	-	-	150,000	0.0%	-
TOTAL EXPENSES	16,070,288	9,038,853	1,154,598	5,876,836	63.4%	8,853,989

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 Eight Months Ended February 28, 2010 (66.7% of Fiscal Year)

DOWNTOWN PARKING

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Improvement Tax	875,000	616,146	-	258,854	70.4%	639,136
Parking Fees	5,552,550	3,767,948	-	1,784,602	67.9%	3,593,096
Investment Income	202,500	143,200	-	59,300	70.7%	232,585
Rents & Concessions	23,740	23,740	-	-	100.0%	-
Reimbursements	50,000	9,068	-	40,932	18.1%	-
Miscellaneous	15,000	1,437	-	13,563	9.6%	57,293
Operating Transfers-In	43,500	43,500	-	-	100.0%	43,500
TOTAL REVENUES	<u>6,762,290</u>	<u>4,605,041</u>	<u>-</u>	<u>2,157,249</u>	<u>68.1%</u>	<u>4,585,610</u>
EXPENSES						
Salaries & Benefits	3,764,389	2,324,365	-	1,440,024	61.7%	2,343,279
Materials, Supplies & Services	1,978,278	1,034,113	138,470	805,695	59.3%	1,122,078
Special Projects	806,410	411,831	334,650	59,929	92.6%	441,330
Transfers-Out	312,621	208,414	-	104,207	66.7%	-
Capital Outlay Transfers	1,258,760	839,173	-	419,587	66.7%	2,672
Equipment	25,000	78	2,800	22,123	11.5%	332
Capitalized Fixed Assets	-	1,890	1,610	(3,500)	100.0%	944,938
Appropriated Reserve	50,000	-	-	50,000	0.0%	-
TOTAL EXPENSES	<u>8,195,457</u>	<u>4,819,864</u>	<u>477,530</u>	<u>2,898,064</u>	<u>64.6%</u>	<u>4,854,628</u>

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eight Months Ended February 28, 2010 (66.7% of Fiscal Year)

AIRPORT OPERATING FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Leases - Commercial / Industrial	3,893,750	2,774,331	-	1,119,419	71.3%	2,866,980
Leases - Terminal	4,853,050	3,137,361	-	1,715,689	64.6%	3,174,111
Leases - Non-Commerical Aviation	1,075,875	750,939	-	324,936	69.8%	809,539
Leases - Commerical Aviation	2,113,451	1,447,745	-	665,706	68.5%	1,496,335
Investment Income	310,000	214,210	-	95,790	69.1%	356,746
Miscellaneous	194,552	139,098	-	55,454	71.5%	192,009
TOTAL REVENUES	<u>12,440,678</u>	<u>8,463,684</u>	<u>-</u>	<u>3,976,994</u>	<u>68.0%</u>	<u>8,895,720</u>
EXPENSES						
Salaries & Benefits	4,780,946	3,017,208	-	1,763,738	63.1%	3,022,334
Materials, Supplies & Services	6,291,961	3,884,848	496,739	1,910,374	69.6%	4,217,268
Special Projects	742,838	354,409	-	388,429	47.7%	287,870
Transfers-Out	7,351	-	-	7,351	0.0%	-
Capital Outlay Transfers	675,240	434,046	-	241,194	64.3%	1,813,090
Equipment	34,212	20,880	-	13,331	61.0%	35,715
Capitalized Fixed Assets	-	(5,055)	-	5,055	100.0%	38,909
Appropriated Reserve	191,045	-	-	191,045	0.0%	-
TOTAL EXPENSES	<u>12,723,593</u>	<u>7,706,337</u>	<u>496,739</u>	<u>4,520,518</u>	<u>64.5%</u>	<u>9,415,186</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 Eight Months Ended February 28, 2010 (66.7% of Fiscal Year)

GOLF COURSE FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Fees & Card Sales	1,802,397	862,573	-	939,824	47.9%	1,190,670
Investment Income	28,300	22,986	-	5,314	81.2%	29,207
Rents & Concessions	299,741	183,541	-	116,200	61.2%	193,522
Miscellaneous	250,000	252,926	-	(2,926)	101.2%	25,058
TOTAL REVENUES	<u>2,380,438</u>	<u>1,322,026</u>	<u>-</u>	<u>1,058,412</u>	<u>55.5%</u>	<u>1,438,457</u>
EXPENSES						
Salaries & Benefits	1,137,368	730,285	-	407,083	64.2%	778,117
Materials, Supplies & Services	577,822	345,586	93,078	139,158	75.9%	467,425
Special Projects	31,190	976	9,524	20,690	33.7%	34,918
Transfers-Out	507,767	507,767	-	-	100.0%	-
Debt Service	219,058	182,988	-	36,070	83.5%	184,212
Capital Outlay Transfers	303,553	369	-	303,184	0.1%	1,069
Equipment	8,400	-	2,501	5,899	29.8%	600
Capitalized Fixed Assets	-	-	-	-	100.0%	579,028
TOTAL EXPENSES	<u>2,785,158</u>	<u>1,767,971</u>	<u>105,103</u>	<u>912,084</u>	<u>67.3%</u>	<u>2,045,369</u>

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eight Months Ended February 28, 2010 (66.7% of Fiscal Year)

INTRA-CITY SERVICE FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Vehicle Maintenance Charges	-	-	-	-	100.0%	1,822,799
Work Orders - Bldg Maint.	3,808,159	2,208,834	-	1,599,325	58.0%	2,341,991
Rents & Concessions	65,000	-	-	65,000	0.0%	-
Grants	818,200	818,200	-	-	100.0%	-
Service Charges	1,641,481	1,094,321	-	547,160	66.7%	1,179,679
Miscellaneous	-	711	-	(711)	100.0%	94,441
Operating Transfers-In	65,000	43,333	-	21,667	66.7%	-
TOTAL REVENUES	<u>6,397,840</u>	<u>4,165,399</u>	<u>-</u>	<u>2,232,441</u>	<u>65.1%</u>	<u>5,438,909</u>
EXPENSES						
Salaries & Benefits	3,071,012	1,917,350	-	1,153,662	62.4%	2,798,190
Materials, Supplies & Services	969,270	588,812	54,354	326,104	66.4%	1,512,868
Special Projects	1,686,832	688,691	242,820	755,321	55.2%	835,384
Capital Outlay Transfers	65,829	65,553	-	276	99.6%	1,603
Equipment	23,000	155	-	22,845	0.7%	13,750
Capitalized Fixed Assets	843,724	38,539	41,224	763,961	9.5%	65,691
TOTAL EXPENSES	<u>6,659,667</u>	<u>3,299,100</u>	<u>338,398</u>	<u>3,022,169</u>	<u>54.6%</u>	<u>5,227,485</u>

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eight Months Ended February 28, 2010 (66.7% of Fiscal Year)

FLEET REPLACEMENT FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Vehicle Rental Charges	1,343,020	895,346	-	447,674	66.7%	1,234,866
Investment Income	194,000	141,608	-	52,392	73.0%	195,070
Rents & Concessions	242,848	161,899	-	80,949	66.7%	178,827
Miscellaneous	-	69,048	-	(69,048)	100.0%	64,914
TOTAL REVENUES	<u>1,779,868</u>	<u>1,267,901</u>	<u>-</u>	<u>511,967</u>	<u>71.2%</u>	<u>1,673,676</u>
EXPENSES						
Salaries & Benefits	162,092	97,432	-	64,660	60.1%	76,251
Materials, Supplies & Services	1,120	1,497	-	(377)	133.6%	1,481
Capitalized Fixed Assets	3,658,662	726,718	835,492	2,096,452	42.7%	982,437
TOTAL EXPENSES	<u>3,821,874</u>	<u>825,647</u>	<u>835,492</u>	<u>2,160,735</u>	<u>43.5%</u>	<u>1,060,169</u>

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eight Months Ended February 28, 2010 (66.7% of Fiscal Year)

FLEET MAINTENANCE FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Vehicle Maintenance Charges	2,480,238	1,653,492	-	826,746	66.7%	-
Miscellaneous	50,000	-	-	50,000	0.0%	-
TOTAL REVENUES	<u>2,530,238</u>	<u>1,653,492</u>	<u>-</u>	<u>876,746</u>	<u>65.3%</u>	<u>-</u>
EXPENSES						
Salaries & Benefits	1,189,312	735,178	-	454,134	61.8%	-
Materials, Supplies & Services	1,367,766	632,765	108,924	626,077	54.2%	-
Special Projects	60,625	16,458	12,239	31,928	47.3%	-
Equipment	14,000	-	9,000	5,000	64.3%	-
TOTAL EXPENSES	<u>2,631,703</u>	<u>1,384,400</u>	<u>130,163</u>	<u>1,117,140</u>	<u>57.6%</u>	<u>-</u>

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eight Months Ended February 28, 2010 (66.7% of Fiscal Year)

SELF INSURANCE TRUST FUND

	** Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Insurance Premiums	2,950,613	1,967,075	-	983,538	66.7%	2,131,627
Workers' Compensation Premiums	2,482,928	1,655,285	-	827,643	66.7%	1,321,668
OSH Charges	302,518	201,679	-	100,839	66.7%	194,653
Investment Income	337,615	185,030	-	152,585	54.8%	322,249
Miscellaneous	-	12,636	-	(12,636)	100.0%	354,276
Accel - Return of Premium	-	-	-	-	100.0%	750,000
TOTAL REVENUES	6,073,674	4,021,705	-	2,051,969	66.2%	5,074,473
EXPENSES						
Salaries & Benefits	600,672	330,513	-	270,159	55.0%	344,629
Materials, Supplies & Services	5,590,392	2,822,095	230,468	2,537,829	54.6%	2,751,624
Transfers-Out	300,000	300,000	-	-	100.0%	1,589,853
Capital Outlay Transfers	1,105	737	-	368	66.7%	2,137
Equipment	4,000	-	-	4,000	0.0%	-
Appropriated Reserve	23,671	-	-	23,671	0.0%	-
TOTAL EXPENSES	6,519,840	3,453,345	230,468	2,836,028	56.5%	4,688,243

*** 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 Eight Months Ended February 28, 2010 (66.7% of Fiscal Year)

INFORMATION SYSTEMS ICS FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Service charges	2,435,147	1,629,459	-	805,688	66.9%	1,721,322
Miscellaneous	-	226	-	(226)	100.0%	10,526
TOTAL REVENUES	<u>2,435,147</u>	<u>1,629,685</u>	<u>-</u>	<u>805,462</u>	<u>66.9%</u>	<u>1,731,847</u>
EXPENSES						
Salaries & Benefits	1,537,067	948,390	-	588,677	61.7%	1,079,198
Materials, Supplies & Services	598,350	411,005	44,744	142,600	76.2%	325,174
Special Projects	1,700	1,578	2,675	(2,554)	250.2%	(8,792)
Capital Outlay Transfers	-	-	-	-	100.0%	56,667
Equipment	408,269	220,125	9,301	178,842	56.2%	74,651
Capitalized Fixed Assets	-	-	-	-	100.0%	488
Appropriated Reserve	84,895	-	-	84,895	0.0%	-
TOTAL EXPENSES	<u>2,630,280</u>	<u>1,581,098</u>	<u>56,721</u>	<u>992,461</u>	<u>62.3%</u>	<u>1,527,386</u>

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Eight Months Ended February 28, 2010 (66.7% of Fiscal Year)

WATERFRONT FUND

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Leases - Commercial	1,482,056	962,310	-	519,746	64.9%	1,012,108
Leases - Food Service	2,393,380	1,597,565	-	795,815	66.7%	1,665,280
Slip Rental Fees	3,676,785	2,443,754	-	1,233,031	66.5%	2,353,621
Visitors Fees	700,000	377,084	-	322,916	53.9%	344,417
Slip Transfer Fees	250,000	349,025	-	(99,025)	139.6%	192,075
Parking Revenue	1,885,098	1,305,985	-	579,113	69.3%	1,069,303
Wharf Parking	268,749	157,932	-	110,817	58.8%	142,394
Other Fees & Charges	364,909	243,657	-	121,252	66.8%	247,523
Investment Income	125,000	165,845	-	(40,845)	132.7%	231,588
Rents & Concessions	279,322	193,099	-	86,223	69.1%	186,962
Miscellaneous	97,049	108,051	-	(11,002)	111.3%	158,920
TOTAL REVENUES	<u>11,522,348</u>	<u>7,904,307</u>	<u>-</u>	<u>3,618,041</u>	<u>68.6%</u>	<u>7,604,190</u>
EXPENSES						
Salaries & Benefits	5,530,336	3,494,374	-	2,035,962	63.2%	3,511,665
Materials, Supplies & Services	3,416,967	2,057,485	461,581	897,901	73.7%	2,125,967
Special Projects	122,559	53,964	3,000	65,594	46.5%	20,337
Debt Service	1,673,572	1,112,096	-	561,476	66.5%	1,198,749
Capital Outlay Transfers	1,131,381	754,254	-	377,127	66.7%	578,004
Equipment	86,445	11,677	3,826	70,943	17.9%	64,770
Appropriated Reserve	100,000	-	-	100,000	0.0%	-
TOTAL EXPENSES	<u>12,061,259</u>	<u>7,483,850</u>	<u>468,406</u>	<u>4,109,003</u>	<u>65.9%</u>	<u>7,499,493</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.

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SANTA BARBARA AMENDING ORDINANCE NO. 5485,
THE 2008-2010 SALARY PLAN FOR UNREPRESENTED
MANAGERS AND PROFESSIONAL ATTORNEYS

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

SECTION 1. The Salary Plan for July 1, 2008, through December 31, 2010, applicable to Unrepresented Managers and Professional Attorneys ("Management Salary Plan 1"), adopted by Ordinance No. 5485, is hereby amended as follows:

"The 1.5% cost-of-living salary increase that was scheduled to be effective April 10, 2010 is cancelled."

SECTION 2. The Salary Plan for July 1, 2008, through June 30, 2010, applicable to Sworn Fire Managers, and Unrepresented Sworn Police Managers ("Management Salary Plan 2") adopted by Ordinance No. 5485, is hereby amended as follows:

"The 3% cost-of-living salary increase that was scheduled to be effective April 10, 2010, for the Deputy Fire Chief, Fire Chief, Deputy Police Chief, and Police Chief is cancelled."

SECTION 3. The City Administrator is authorized to agree to temporarily delay the 1.5% salary increase scheduled for April 10, 2010, under the Memorandum of Understanding between the City and the Santa Barbara City Supervisory Employees Association, adopted by Ordinance No. 5484, pending the outcome of informal discussions with the bargaining unit.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 13, 2010
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, Internal Affairs Section, Parking Enforcement, Investigative and Operations Divisions, and the Business Office.

DISCUSSION:

The City Council adopted Resolution No. 09-098 on December 15, 2009, 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 that the City Council approve the destruction of the Police Department records in the Records Bureau, Internal Affairs Section, Parking Enforcement, Investigative and Operations Divisions, 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 will be recycled, reducing paper waste.

PREPARED BY: David Whitham, Lieutenant

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, INTERNAL AFFAIRS SECTION, PARKING ENFORCEMENT, INVESTIGATIVE AND OPERATIONS DIVISIONS, AND THE BUSINESS OFFICE

WHEREAS, the City Council adopted Resolution No. 09-098 on December 15, 2009, 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 DEPARTMENTBUSINESS OFFICERecords SeriesDate(s)

Tickets

2007 and prior

Tickets on Review

2007 and prior

Unpaid Ticket Letters

2007 and prior

Credit Card Receipts

8/1/2008 and prior

INTERNAL AFFAIRSRecords SeriesDate(s)

Internal Affairs Files

- Administrative complaints
- Citizen complaints

3/1/08 and prior

3/1/05 and prior

PARKING ENFORCEMENT DIVISIONRecords SeriesDate(s)

Parking Statistics

3/1/06 to 3/31/07

INVESTIGATIVE DIVISIONRecords SeriesDate(s)

Justice Department Grant Files

2006 and prior

OPERATIONS DIVISIONRecords SeriesDate(s)

Daily Work Schedules

2007 and prior

Administrative Subject File

2004 and prior

Special Events Files

2004 and prior

RECORDS BUREAURecords SeriesDate(s)

Notice to Appear (Tickets)

2007 and prior

Pawn Files

2002 and prior

Field Interrogation Cards

2007 and prior



Agenda Item No. _____

File Code No. 670.05

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 13, 2010

TO: Mayor and Councilmembers

FROM: Transportation Division, Public Works Department

SUBJECT: Authorization For The Allocation Of Transportation Development Act Funds

RECOMMENDATION:

That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Filing of a Claim with the Santa Barbara County Association of Governments (SBCAG) for Allocation of Transportation Development Act (TDA) Funds for Fiscal Year 2011.

DISCUSSION:

Each year, the City is required to adopt a Resolution authorizing the Public Works Director to file a claim for the City's share of area-wide TDA funds. Use of the TDA funds is restricted to pedestrian and bicycle projects. The claim that will be submitted to SBCAG for Fiscal Year 2011 includes \$54,308 for pedestrian and bicycle facilities. The funds are available based on a formula previously agreed to by the County of Santa Barbara and the cities within the County. Staff will use this money for bicycle and pedestrian projects, and as matching dollars when competing for State and Federal bicycle and pedestrian grants.

PREPARED BY: Browning Allen, Transportation Manager/kts

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA AUTHORIZING THE FILING OF A CLAIM WITH THE SANTA BARBARA COUNTY ASSOCIATION OF GOVERNMENTS (SBCAG) FOR ALLOCATION OF TRANSPORTATION DEVELOPMENT ACT (TDA) FUNDS FOR FISCAL YEAR 2011

WHEREAS, the Transportation Development Act (TDA), as amended (Public Utilities Code Section 99220 et. seq.), provides for the allocation of funds from the Local Transportation Fund for use by eligible claimants for various transportation purposes; and

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

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

SECTION 1. The City's Public Works Director is authorized to execute and file an appropriate claim pursuant to the terms of the TDA as amended, and pursuant to the applicable rules and regulations promulgated thereunder, together with all necessary supporting documents, with the Santa Barbara County Association of Governments (SBCAG), for an allocation of TDA funds in Fiscal Year 2011.

SECTION 2. The authorized claim includes \$54,308 for pedestrian and bicycle facilities.

SECTION 3. A copy of this Resolution shall be transmitted to SBCAG in conjunction with the filing of the Claim



Agenda Item No. _____

File Code No. 230.02

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 13, 2010
TO: Mayor and Councilmembers
FROM: Administrative Division, Finance Department
SUBJECT: Community Promotion Contract With Semana Nautica

RECOMMENDATION:

That Council authorize the Finance Director to execute a community promotion contract for Fiscal Year 2010 with Semana Nautica in an amount of \$2,915 for May 1, 2010, to August 31, 2010.

DISCUSSION:

The Fiscal Year 2010 Budget, adopted by City Council on June 23, 2009, included Community Promotion funding for the Semana Nautica organization to host Santa Barbara's 73rd Annual Summer Sports Festival from June 30, 2010 to July 11, 2010. This contract will help support general expenses for this event. The term of the contract extends over the period of May 1, 2010 through August 31, 2010.

The \$2,915 reflects an 8.4% funding reduction from last year. The 8.4% reduction in funding was approved by Council in connection with the adoption of the fiscal year 2010 budget and was applied to virtually all organizations supported by the City in connection with its Community Promotion Program as a way to assist with the City's General Fund budget shortfall.

PREPARED BY: Jennifer Hopwood, Executive Assistant
SUBMITTED BY: Robert Samario, Interim Finance Director
APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 13, 2010

TO: Mayor and Councilmembers

FROM: Water Resources Division, Public Works Department

SUBJECT: Approval Of Three-Year Pre-Qualified Supervisory Control And Data Acquisition Service Providers

RECOMMENDATION: That Council:

- A. Approve a pre-qualified list of firms for a three-year period, ending June 30, 2013, for the Supervisory Control And Data Acquisition (SCADA) system. The firms were pre-qualified through a Request for Proposal process to provide SCADA system design, maintenance, and support for the City's Water Resources Division; and
- B. Authorize the General Services Manager to issue purchase order contracts to firms on the approved list in accordance with approved budgets.

DISCUSSION:

SCADA is a sophisticated computer system that has become a water and wastewater industry standard for collecting and monitoring system data in real time. SCADA systems consist of specialized computer hardware and software equipment that is operated through Programmable Logic Control via computer networks. These integrated SCADA systems have elements of computer programming, fiber optic networks, and database design and management. The unique structure of individual SCADA systems lends each system to having only highly qualified, specialized contractors working on them.

Water Resources staff depend on SCADA systems to monitor and control system equipment and processes at the Cater Water Treatment Plant, El Estero Wastewater Treatment Plant, and at facilities located throughout the distribution and collection systems. SCADA provides data recordation required for regulatory permit compliance, and allows staff to remotely monitor system equipment and operations. In the event of an equipment failure or system operations outside of pre-set ranges, SCADA will notify staff via remotely-sent alarms, thus eliminating the need to staff the treatment plants during a graveyard shift, and improving emergency response time to equipment failures at facilities located throughout the water distribution and wastewater collection systems.

Water Resources routinely contracts with professional SCADA service providers for maintenance projects and emergency support, such as an equipment failure. Water Resources also has many upcoming projects that include new SCADA systems, which will require the services of a SCADA contractor to design, install, and integrate new SCADA programs into existing systems. Water Resources staff desires to create a list of pre-qualified SCADA vendors from which they can solicit proposals for specific SCADA projects and issue purchase orders for SCADA maintenance support.

Staff conducted a Request for Proposals/Qualifications process; and with the assistance of a Water Commissioner, the following firms have been determined to be qualified to provide SCADA design, integration, installation and support services.

1. AIA Automation, Inc. (Irvine, CA)
2. Pacific Rim Automation, Inc. (Huntington Beach, CA)
3. HiTech Concepts, Inc. (Anaheim, CA)
4. Wunderlich-Malec Systems (Pleasanton, CA)
5. DLT&V Systems Engineering (Irvine, CA)
6. Minot Enterprises, Inc. (Santa Barbara, CA)
7. Systems Integrated (San Diego, CA)

AIA Automation, Inc., Pacific Rim Automation, Inc., and Hi-Tech Concepts, Inc. are contractors who have been instrumental in the development of the City's water and wastewater SCADA systems and have proven to be capable firms. Wunderlich-Malec Systems, DLT&V Systems Engineering, Minot Enterprises, Inc, and Systems Integrated are new to Water Resources' SCADA systems. Each firm has a solid SCADA team with vast experience and good references. Staff believes the four new firms will provide new approaches and competitive bidding for Water Resources' SCADA projects.

BUDGET/FINANCIAL INFORMATION:

Expenditures for SCADA were anticipated and have been budgeted in the Water and Wastewater Funds. Costs for SCADA integration particular to an individual capital project are included with the specific project's costs.

SUSTAINABILITY IMPACT:

SCADA systems allow for remote monitoring and operation of critical equipment, which provides for more efficient operation of water and wastewater facilities, improved response times to equipment failures, thus preventing sewer overflows, and fewer truck trips for routine facility inspections. SCADA systems have also eliminated the need for around-the-clock staffing at the treatment plants, resulting in reduced labor costs.

PREPARED BY: Catherine Taylor, Water System Manager/CT

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 13, 2010

TO: Mayor and Councilmembers

FROM: Recreation Division, Parks and Recreation Department

SUBJECT: Proposition 40 Grant Funds For Oak Park Wading Pool Resurfacing And Drain Retrofit Project

RECOMMENDATION:

That Council increase Fiscal Year 2010 revenues and appropriations in the City Capital Outlay Fund, Parks and Recreation Department, in the amount of \$25,170 for a California Clean Water, Clean Air, Safe Neighborhood Parks and Coastal Protection Act of 2002 (Proposition 40) Per Capita grant.

DISCUSSION:

Constructed in 1928, the Oak Park wading pool provides free recreational swimming opportunities during the summer months. Children 7 years and younger enjoy learning to swim in the fun and shelter of the shallow pool. The wading pool is the most popular swimming facility operated by the Parks and Recreation Department and serves 7,500 children each summer.

The purpose of the Oak Park Wading Pool Resurfacing and Drain Retrofit Project is to repair the popular Oak Park wading pool, and upgrade the two pool drains to comply with changes to the State of California Health and Safety Code. The wading pool has been closed for over a year due to the cracks in the existing plaster which can cause additional damage to the pool structure from water intrusion, and present a safety risk for swimming and wading participants. In addition to the damaged pool surface, the two pool drains must be upgraded to anti-entrapment standards to prevent the potential hazard of drain entrapments and injuries in pools and spas. The California Health and Safety Code requires compliance with the new regulation by November 2011.

The Proposition 40 Per Capita Grant Program is intended to maintain a high quality of life for California's growing population by providing a continuing investment in parks and recreational facilities. Specifically, it is for the acquisition and development of neighborhood, community, and regional parks and recreation lands and facilities in urban and rural areas.

BUDGET/FINANCIAL INFORMATION:

The total cost of the project, including design, permitting, and construction is \$25,170. The Parks and Recreation Department has received notification from the State of California Department of Parks and Recreation that this project meets the criteria for Proposition 40 Per Capita funds, and the full amount of this project will be funded with grant funds.

PREPARED BY: Rich Hanna, Senior Recreation Supervisor

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

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 13, 2010

TO: Mayor and Councilmembers

FROM: Parks Division, Parks and Recreation Department

SUBJECT: Integrated Pest Management 2009 Annual Report

RECOMMENDATION:

That Council accept the City's Integrated Pest Management (IPM) Program 2009 Annual Report.

EXECUTIVE SUMMARY:

The City of Santa Barbara's IPM Strategy, adopted on January 26, 2004, provides an ongoing program to further reduce the amount and toxicity of pesticides used on City property and, where feasible, to eliminate pesticide use in public areas using alternative methods. The Strategy requires an annual program report to be presented to the IPM Advisory Committee, Parks and Recreation Commission, Airport Commission, and City Council. The report discusses the types of pest problems each department encountered; types and quantities of pesticides used by each department; exemptions currently in place and granted during the past year; alternative pest management practices; effectiveness of alternative practices; and proposed changes to pest management practices.

At a special meeting held March 9, 2010, the IPM Advisory Committee reviewed and approved the IPM 2009 Annual Report and recommended that the report be forwarded to the Parks and Recreation Commission, Airport Commission, and City Council for review and approval. On March 17, 2010, the Airport Commission voted to recommend that City Council accept the IPM 2009 Annual Report. On March 24, 2010, the Park and Recreation Commission voted unanimously to accept the IPM 2009 Annual Report and forward it to City Council.

DISCUSSION:

Background

The City of Santa Barbara adopted an IPM Strategy on January 26, 2004, to provide an ongoing specific program to further reduce the amount and toxicity of pesticides used on

City property and, where feasible, to eliminate pesticide use in public areas using alternative methods. The City had been informally identifying and employing the least toxic alternatives since the 1990s. The City's IPM Strategy formalized this effort, and requires an annual program report to be presented to the IPM Advisory Committee, Parks and Recreation Commission, Airport Commission, and City Council.

In addition to reviewing annual program implementation, the 2009 Report discusses the Pesticide Hazard And Exposure Reduction (PHAER) Zone Model adopted by the City Council on February 14, 2006, and improvements to City facilities to reduce pesticide use. The IPM Strategy required the development of a "Zone System" tied to the IPM Approved Materials List to limit pesticide use based on potential human exposure.

The PHAER Zone model assigns Green, Yellow, or Red/Special Circumstances Zone designations to sites, or portions of sites, based upon the potential for exposure by humans and sensitive habitat to hazardous pesticides and allows use of carefully screened materials by zone designation. For example, Green Zones are areas of high human exposure potential and only pesticides designated as "Green", which show very limited human and environmental impacts may be used. Yellow Zones are areas with moderate human or environmental hazard. Red/Special Circumstances Zones are areas where high hazard pesticides for highly challenging pest management problems are needed to control pests. Overall, the Zone Model provides for incremental and measurable expansion of risk-reduction efforts, along with communicating clearly to the public the general potential for pesticide exposure.

The IPM 2009 Annual Report (Attachment 1) addresses the following:

- Types of pest problems encountered by each department
- Types and quantities of pesticides used by each department
- Exemptions currently in place and granted the past year
- Alternative pest management practices
- Effectiveness of alternative practices
- Proposed changes to pest management practices

IPM 2009 Program Highlights

In the 6th year of the IPM program, the City saw an increase in pesticide use predominately to control mosquitoes, termites, and rodents at the Airport. The use of Green Materials increased from 239 units to 559.5 units. The use of yellow materials increased from 868.5 units to 1,134 units. There was an increase in the use of Red materials from 25 units to 676.

City-wide

- The total units of pesticides applied increased from 1,132 in 2008 to 2,369 in 2009.
- Units of Green materials increased from 239 to 559.5.
- Units of Yellow materials increased from 868 to 1,134.

- Units of Red materials increased from 25 to 676.
- The number of times pesticides applied (including Green, Yellow, and Red materials) increased from 160 in 2008 to 211 in 2009.

Airport

- Due to an overall average rain season in 2009, applications of Altosid XR, an extended release, yellow mosquito control product, increased from 621 units to 700 units. 507 units of Vectobac G a green material to control mosquitoes were used as well.
- Applications of Ditrac, a Yellow material, for rodent control were increased from 33 units to 39 units. 55 units of Diphacinone a Yellow material were also used for rodent control.
- 14,024 labor hours were spent performing alternative efforts for weed control, etc.
- Applications of the Yellow materials Roundup Pro, Surflan and XL2G used to control weeds increased from 137 units to 328 units.
- An exemption for Vikane a Red material was granted for the treatment of an infestation of drywood termites in two Airport buildings, as well as for Fumitoxin, to reduce airfield rodent populations as necessary to maintain a safe environment for aircraft.

Creeks

- The units of pesticides increased from zero to 11.4.
- Units of Green materials increased from zero to 10.
- Units of Yellow material increased from zero to 1.4
- Application of 367 yards of mulch.

Golf

- The units of pesticides applied increased from 29 to 55.
- Units of Yellow materials decreased from 5 to 2.7.
- Units of Red materials increased significantly from 24 to 52.
- The golf course continues to brew microorganisms and compost tea for the greens.
- Two newly constructed golf greens were seeded with disease resistant bent grass.

Parks Division

- The units of pesticides applied decreased from 78 to 7.
- Units of Yellow materials decreased from 38 to 7.
- No Red materials were used in 2009.
- Application of 1,700 yards of mulch.

Public Works

- The units of pesticides applied increased from 28 to 33.
- Units of Green materials increased from 20 to 32.
- Units of Yellow materials decreased 8 to 1.
- No Red material was used in 2009.

Waterfront Department

- No pesticides were applied in 2009.

IPM Advisory Committee Recommendation

At a special meeting held March 9, 2010, the IPM Advisory Committee reviewed and approved the IPM 2009 Annual Report and recommended that the report be forwarded to the Parks and Recreation Commission, Airport Commission, and City Council for review and approval. A memo from Greg Chittick, Chair on behalf of the IPM Advisory Committee is attached (Attachment 2).

Airport Commission Recommendation

On March 18, 2010, the Airport Commission voted to recommend that City Council accept the IPM 2009 Annual Report.

Parks and Recreation Commission Recommendation

On March 24, 2010, the Parks and Recreation Commission unanimously to accept the IPM 2009 Annual Report and forward it to City Council.

SUSTAINABILITY IMPACT:

Under the City's Sustainable Santa Barbara Program, the City's goals of Source Reduction and Toxics Reduction are met through the IPM Program. Parks and Recreation staff use recycler mowers to reduce green waste and reduce the need for fertilizer. Additionally, all City staff continue to use IPM methods at City parks and facilities to reduce the need for pesticide use.

ATTACHMENTS: 1. IPM 2009 Annual Report
2. Memo from IPM Advisory Committee

PREPARED BY: Santos M. Escobar, Parks Manager

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

APPROVED BY: City Administrator's Office



**City of Santa Barbara
Integrated Pest Management Strategy**

DRAFT 2009 Annual Report

Prepared February 2010



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www.santabarbaraca.gov

http://www.santabarbaraca.gov/Resident/Community/Parks_and_Beaches/Integrated_Pest_Management.htm

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I. INTRODUCTION

In January 2004, the City of Santa Barbara (City) adopted a jurisdiction-wide Integrated Pest Management (IPM) Strategy. The City's IPM Strategy was developed to help reduce pesticide hazards on City property and promote effective pest management. This 2009 IPM Annual Report is the sixth Annual Report for the program.

The IPM Strategy requires that an Annual Report be prepared. The Annual Report addresses each of the following areas:

- Types of pest problems that each Department has encountered
- Types and quantities of pesticides used by each Department
- Exemptions currently in place and granted during the past year
- Alternatives currently used for phased out pesticides
- Alternatives proposed for adoption within the next 12 months
- Effectiveness of any changes in practice implemented
- Planned changes to pest management practices

In addition to the areas described above, the 2009 Annual Report discusses the Pesticide Hazard And Exposure Reduction (PHAER) Zone System adopted by the City Council in February 2006.

Integration of the PHAER Zone System

The IPM Strategy required the development of a "Zone System" tied to the IPM Approved Materials List to limit pesticide use based on potential human exposure. In February 2006, the City Council adopted the PHAER system to be incorporated into the IPM Strategy.

The PHAER system assigns Green, Yellow, or a Special Circumstance/Red Zone designation to sites, or portions of sites, based upon the potential for exposure by humans and sensitive habitat to hazardous pesticides, and allows use of carefully screened materials by zone designation. For example, Green Zones are areas of high exposure potential, and only pesticides designated as "Green", which show very limited human and environmental impacts, may be used. Yellow Zones are areas with less potential for harm from exposure, and a broader range of "Yellow" materials are permitted under the PHAER Zone system.

Citizen and Staff IPM Advisory Committees

The Staff IPM Committee continued to work effectively with the Citizen IPM Advisory Committee to administer the IPM Strategy, and oversee pest management practices. In 2009 the Citizen IPM Advisory Committee met seven times to discuss and act on IPM policies and practices and made site visits to Alice Keck Park Memorial Gardens, Chase Palm Park, and Sheffield Open Space to inspect the weed issues in the parks. The 2009 Citizen IPM Advisory Committee included the following representatives: Greg Chittick, community at large, Oscar Carmona, community at large, Kristen LaBonte, community at large, and Corey Welles from the Pesticide Awareness and Alternative Coalition. The Environmental Defense Center representative position remained unfilled for 2009.

Department IPM Coordinators are appointed by Department Heads to serve on the Staff IPM Committee. Department representatives were: Jeff McKee from the Airport, Michele DeCant from Community Development, Joe Poire from the Fire Department, James Dewey from Public Works, Judd Conley from the Waterfront, and Santos Escobar, serving as the IPM Coordinator, from Parks and Recreation.

IPM Advisory Committee Dissentions

In 2009, there were no IPM Advisory Committee dissentions. A dissention is when a vote is not unanimous.

II. 2009 PROGRAM SUMMARY

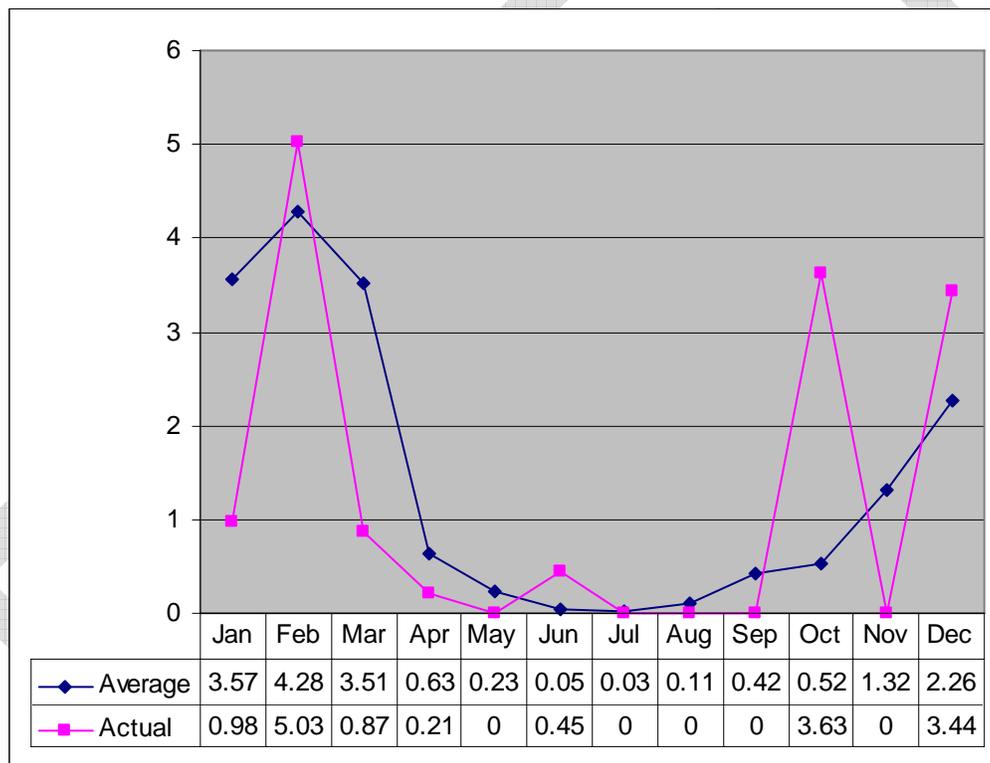
In 2009, pesticide use increased 1,237.5 units, from 1,131.9 units in 2008 to 2,369.4 units in 2009. This includes an increase in the use of Red materials from 25.4 units to 676 units. The use of Yellow materials increased from 867.6 units to 1,133.9 units. The use of Green materials increased from 239 units to 559.5 units.

It is important to note that because pesticide use will vary from year to year, an increase or decrease from the previous year does not necessarily indicate a long-term trend. Many factors affect the amount of pesticides applied in any one year.

One of the main factors that determine pest populations is rainfall. The more rain the area receives in a year, the greater the population of insects and weeds.

The graph below shows the higher than normal rainfall experienced in February and December, as well as the record high rainfall in October.

2009 Rainfall Chart



City-Wide

- The total units of pesticides applied increased from 1,131.9 in 2008 to 2,369.4 in 2009.
- Units of Green materials increased from 239 to 559.5.
- Units of Yellow materials increased from 867.6 to 1,133.9.
- Units of Red materials increased from 25.4 to 676.
- The number of times pesticides were applied (including Green, Yellow, and Red materials) increased from 160 in 2008 to 211 in 2009.

Airport Department

- The units of pesticides applied increased from 996.2 in 2008 to 2,261.9 in 2009.
- Units of Green materials increased from 179 in 2008 to 516.9 in 2009.
- Units of Yellow materials increased from 816.5 in 2008 to 1,121.4 in 2009.
- Units of Red materials increased from 0.75 in 2008 to 623.6 in 2009.
- The Airport spent 13,903 hours of manual weed control in PHAER green areas and in native habitat restoration areas and 115.5 hours of mechanical gopher control.

Creeks Division, Parks and Recreation Department

- The units of pesticides applied increased from zero in 2008 to 11.4 in 2009.
- Units of Green materials increased from zero in 2008 to 10 in 2009.
- Units of Yellow materials increased from zero in 2008 to 1.4 in 2009.
- No Red materials were applied.
- 367 yards of mulch was spread.

Golf Division, Parks and Recreation Department

- The units of pesticides applied increased from 29.4 in 2008 to 55.2 in 2009.
- No Green materials were applied in 2009.
- Units of Yellow materials decreased from 5 to 2.7.
- Units of Red materials increased from 24.4 to 52.4.
- The golf course continues to brew microorganisms and compost tea for the greens.
- Two newly constructed greens were seeded with disease resistant bentgrass.

Parks Division, Parks and Recreation Department

- The units of pesticides applied decreased from 78.2 in 2008 to 7.4 in 2009.
- No Green materials were applied in 2009.
- Units of Yellow materials decreased from 38.2 to 7.4.
- No Red materials were applied in 2009.
- Over 1,700 yards of mulch spread.

Public Works Department

- The units of pesticides applied increased from 28.1 units in 2008 to 33.6 in 2009.
- Units of Green materials increased from 20 to 32.6.
- Units of Yellow materials decreased from 7.9 to 1.
- No Red materials were applied in 2009.

Waterfront Department

- No pesticides were applied in 2009.

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III. PEST PROBLEMS ENCOUNTERED

A variety of pests were encountered on City properties in 2009 as outlined in the table below. Departments ranked their top three pest problems with the numbers 1, 2 and 3. Other pest problems encountered are checked (✓). Footnote annotations reference additional information.

Pest Problems Encountered Table

		Airport	Creeks	Golf	Parks	Parking	Public Works	Waterfront
Plant pests	Giant whitefly				✓	✓	✓	
	Misc. plant insects			✓	✓ ³	3		
	Disease	✓		1 ¹	✓ ⁴	✓		
Specimen Tree Pests	Oak Worm	✓			✓	2		
	Psyllids				✓			
Weeds	Invasives	✓	✓	3 ²	1 ⁵			
	General weeds	3	✓	✓	1	1	✓	3
	Perennial grasses	✓	✓	✓	1 ⁶		✓	✓
Vertebrates	Gopher	2	✓	2	2		✓	✓
	Ground Squirrel	✓	✓	2	✓			✓
	Gulls/ nuisance birds	✓		2	✓	✓		2
	Moles			2	✓			
	Raccoons	✓		2				
	Skunks	✓		2				
Human Health	Poison Oak	✓			✓			
	Bees, yellow jackets, etc.	✓		✓	3	✓	2	
	Rats/ mice	✓		✓	✓	✓	3	1
	Mosquitoes	1		✓	✓		1	
Other	Termites	✓					✓	
	Roaches						✓	
	Pigeons	✓				✓	✓	
	Crows	✓		✓				
	Ants	✓				✓	✓	

1. Golf reported these plant diseases (fungus): Dollar Spot, Pink Snow Mold, Anthracnose, and Yellow Patch.
2. Golf reported this invasive weed: Clover.
3. Parks reported these plant insects: Lerp Psyllids, Mites, Oak Moths, Thrips, Aphids, Snails, Slugs, and Ants.
4. Parks reported these plant diseases: Leaf Spot, Mildew, Blight, Pink Bud Rot, Sooty Mold, Pythium, Armillaria, and Phytothora.
5. Parks reported these invasive weeds: Arrundo, Nutgrass, Kikuyu Grass, Clover, Oxalis, Malva, Foxtail, Spurge, Dandelion, Milkweed, Sow Thistle, Poa annua, Puncture Vine, Johnson Grass, and Poison Oak.
6. Parks reported the following perennial grasses: Crab, and Bermuda.

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IV. TOTAL PESTICIDE USE

Data has been collected for City-wide pesticide application since 2004. This data is plotted in the graphs on subsequent pages. The graphs illustrate the various reductions and increases in pesticide use by each Department. A City-wide narrative is provided as well as one for each Department describing the particular pest issues faced this year, followed by a graph depicting pesticide use.

There are a number of factors that affect pesticide use. These include weather patterns (unseasonably dry or wet weather), introduction of new, or changes to existing pest populations, and changes in the effectiveness or availability of pesticide materials.

It should also be noted that due to the change in 2006 from the Tier system to the PHAER system of pesticide classification, the graphs will show an expanded data list beneath each chart. The top data list is based on the PHAER system of pesticide classification and is valid for the 2006 - 2009 columns only. The lower data list is based on the Tier system and is included for prior years to provide historical data.

As the program continues into its seventh year, reduced budgets and staffing levels will continue to be a significant challenge. Financial constraints may require a change in service levels and aesthetic expectations or a greater reliance on more cost effective traditional pesticides. However, the City is committed to the use of Green materials, so it is likely that the units of pesticides applied will increase. Green materials generally require higher application levels than Red or Yellow pesticides. A rise in Green material use, even though it increases the over-all pesticide use in the City, will generally mean a reduction in the application of higher risk Yellow and Red materials.

City-wide Pesticide Use

City-wide pesticide use increased in 2009, mainly because of increased use of both Green and Red materials at the Airport. Pesticides applied increased from 1,131.9 units in 2008 to 2,369.4 units in 2009. The use of Green materials increased from 239 units to 559.5 units. The use of Yellow materials increased from 867.6 units to 1,133.9 units and Red materials increased from 25.4 units to 676 units. The control of mosquitoes accounted for 51% of all the pesticides used City-wide in 2009.

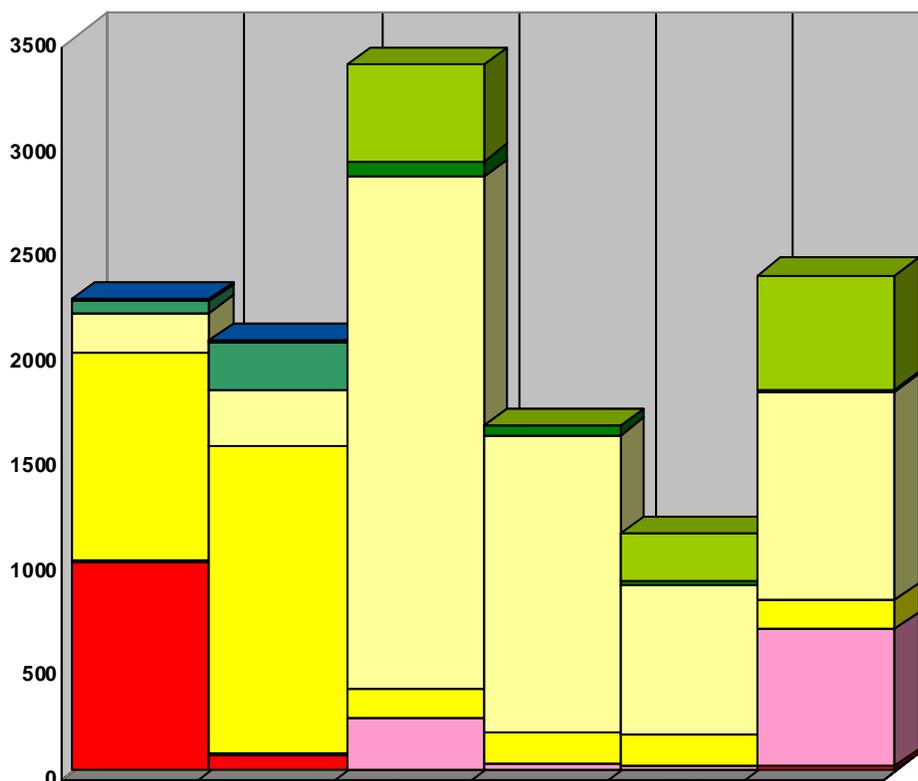
The table below provides a summary of the pesticides applied on City property in 2009. Pesticides are reported in either pounds or gallons depending on if they are dry or liquid. The column labeled "Type" includes the type of pesticide applied: Insecticide, Fungicide, Herbicide, Molluscicide, and Rodenticide. The data used to generate the total overall pesticide use is based upon total units (gallons or pounds) of all materials.

City Departments who applied pesticides, or contracted with pesticide applicators, prepared monthly pesticide and alternative use reports, and participated in the preparation of this Annual Report. The monthly reports form the basis of the Annual Report and are available at the main offices of each Department.

Total Pesticide Use Table

Pesticide Name	Active Ingredient	Type	Amount of Pesticide Applied								Applications			
			Airport		Golf		Parks and Recreation		Public Works		Airport	Golf	Parks and Recreation	Public Works
			Gallons	Pounds	Gallons	Pounds	Gallons	Pounds	Gallons	Pounds				
Advanced Ant Bait	Orthoboric Acid	Insecticide							0.008					1
Borid Turbo	Orthoboric Acid	Insecticide							0.08					1
Burnout II	Clove Oil	Herbicide	9.9								11			
Niban	Isoboric Acid	Insecticide								8				3
Summit Bits	Bti	Insecticide					10		24.5			1		6
Vectobac G	Bti	Insecticide		507							21			
Victor Wasp	Mint Oil / SLS	Insecticide							0.016					1
Green Totals			9.9	507	0	0	0	10	0.104	32.5	32	0	1	12
Altosid Pellets	Methoprene	Insecticide		62							1			
Altosid XR	Methoprene	Insecticide		637.52							6			
Ditrac	Diphacinone	Rodenticide		38.86							20			
Dormant Spray	Petroleum Oil	Insecticide					0.75						1	
Liquicop	Copper Oil	Fungicide					0.25						1	
Rose Defense	Neem Oil	Insecticide					0.62						1	
Round-up Pro	Glyphosate	Herbicide	73		2.75		7.16				17	16	52	
Round-up Pro Max	Glyphosate	Herbicide	25								5			
Surflan	Oryzalin	Herbicide	30								5			
Termidor SC	Fipronil	Insecticide							1					3
Wilco Squirrel Bait	Diphacinone	Rodenticide		55							9			
XL2G	Oryzalin / Benefin	Herbicide		200							1			
Yellow Totals			128	993.38	2.75	0	8.78	0	1	0	64	16	55	3
Banner-maxx	Propiconazole	Fungicide			4.73							5		
Daconil	Chlorothalonil	Fungicide			15							5		
Fumitoxin	Aluminum phosphide	Rodenticide		370.6							10			
Heritage	Azoxystrobin	Fungicide				15						1		
Medallion	Fludioxonil	Fungicide				7.68						3		
Prostar	Flutolanil	Fungicide				10						1		
Vikane	Sulfuryl fluoride	Insecticide		253							3			
Red Totals			0	623.6	19.73	32.68	0	0	0	0	13	15	0	0
Department Totals			137.9	2123.98	22.48	32.68	8.78	10	1.104	32.5	109	31	56	15
City-wide Totals:			Gallons 170.264		Pounds 2,199.160				Applications 211					

City-wide Pesticide Use



	2004	2005	2006	2007	2008	2009
PHAER						
Green Pounds			489.05	.5	220	549.5
Green Gallons			48.5	42.96	19.01	10
Yellow Pounds			2449.91	1,421.95	717.132	993.38
Yellow Gallons			135.65	149.08	150.458	140.53
Red Pounds			246.93	30.56	16.201	656.28
Red Gallons			3.75	1.25	9.191	19.73
History						
Tier 4 Gallons						
Tier 4 Pound	9	3.4				
Tier 3 Gallons	1.1	1.25				
Tier 3 Pounds	54	236.54				
Tier 2 Gallons	195.5	267.04				
Tier 2 Pounds	992	1469.03				
Tier 1 Gallons	5.5	9				
Tier 1 Pounds	995.9	70				
Totals	2253	2056.26	3373.79	1646.3	1,131.992	2,369.40

Parks Division Pesticide Use

Pesticide use by the Parks Division decreased in 2009. No Green materials were applied. There was a decrease in Yellow materials from 38.24 units to 7.38 units primarily from the use of glyphosate to control weeds. No Red materials were used this year on any parkland.

Alternatives Used

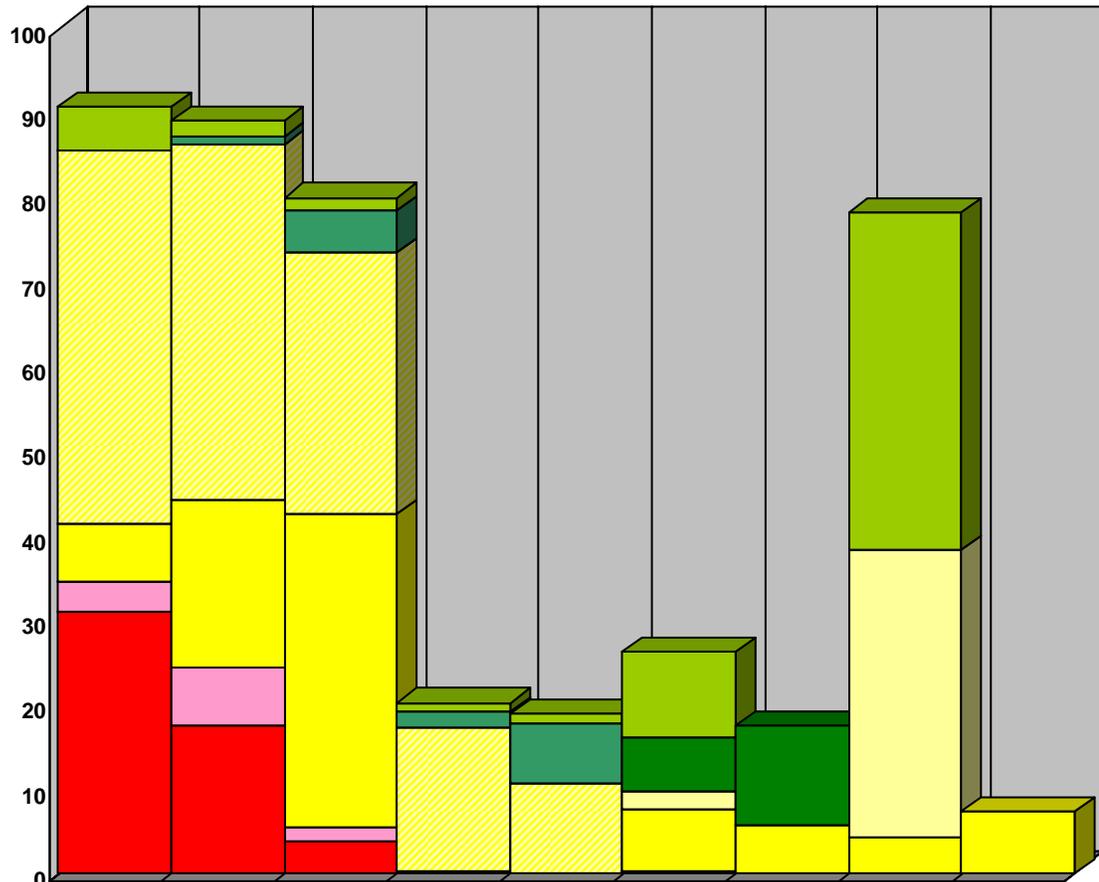
The Parks Division performed 3,979 hours of alternative pest management. The Parks Division used a weed flamer on sidewalk cracks and rocky areas as well as a steam weeder around the palm trees at Chase Palm Park and applied over 1,700 yards of mulch and biosolids in planter areas. The Parks Division is also experimenting with sheet mulching, installing a layer of cardboard under the mulch, at Sheffield Open Space. However, as in years past, the majority of work went into hand weeding and mechanical weeding with power equipment.

Various other alternatives were practiced in 2009, including trapping for rodents and the continued use of Sluggo for snail and slug control. A contractor was used to relocate bee hives and yellow jacket nests. The Parks Division also continues to search for alternative herbicides in hopes of finding effective products.

Exemptions

The Parks Division applied for five exemptions. The first exemption request was for the use of Glyphosate at Parma Park to eradicate invasive weeds after the Tea Fire. This exemption was granted but not used due to emergency funds becoming available for the hiring of additional staff to weed manually. The second exemption request was for the use of Glyphosate to treat invasive *Arundo donax* at the Andréé Clarke Bird Refuge. This exemption was granted and used successfully. The third was an exemption request for the use of Glyphosate to treat invasive *Arundo donax* at Shoreline Park. This exemption was granted but not used because of difficulty in safely reaching the cliff-side location. The fourth exemption request was for the use of Glyphosate to treat weeds at Chase Palm Park and Sheffield Open Space. This exemption was declined. The fifth exemption request was for the use of Diphacinone for the control of squirrels at Shoreline Park, Leadbetter Beach Park, and Chase Palm Park. This exemption was granted but not used due to a diminished squirrel population, resulting primarily from the use of diphacinone in 2008.

Parks Division Pesticide Use



	2001	2002	2003	2004	2005	2006	2007	2008	2009
PHAER									
Green Pounds						10		40	
Green Gallons						6.5	11.71		
Yellow Pounds						2		34	
Yellow Gallons						7.43	5.71	4.24	7.38
Red Pounds									
Red Gallons						0.25			
History									
Tier 4 Gallons									
Tier 4 Pound									
Tier 3 Gallons	5.3	1.75	1.5	1	1.25				
Tier 3 Pounds		1	5.05	2	7				
Tier 2 Gallons	44	42	31	17	10.71				
Tier 2 Pounds	7	20	37						
Tier 1 Gallons	3.6	6.7	1.7	0.22					
Tier 1 Pounds	30.91	17.6	3.8						
Totals	90.81	89.05	80.05	20.22	18.96	26.18	17.42	78.24	7.38

Golf Division Pesticide Use

The Golf Division increased its material use from 29.4 units in 2008 to 55.2 units in 2009. Although there was a reduction in Yellow materials from 5 units to 2.7 units, there was an increase in Red materials from 24.4 units to 52.4 units. Due to a drier than normal January, there was a reduction in weed populations leading to a decline in Yellow herbicides used. However, the weather also brought an increase in diseases during the winter and summer months leading to an increased use of Red fungicides. The Golf Division continues to implement alternative agronomic methods to control disease pressures and limit pesticide inputs. Unfortunately, extreme environmental conditions create disease outbreaks that can only be controlled with fungicides.

Alternatives Used

The Golf Division recently rebuilt two greens and selected disease resistant seed. Selecting a disease resistant seed variety will lead to an overall reduction in fungicide use.

The Golf Division increased the use of Biosolids from 315 cubic yards to 455 cubic yards. Biosolids are used as an organic fertilizer which leads to a reduction in the application of inorganic fertilizers.

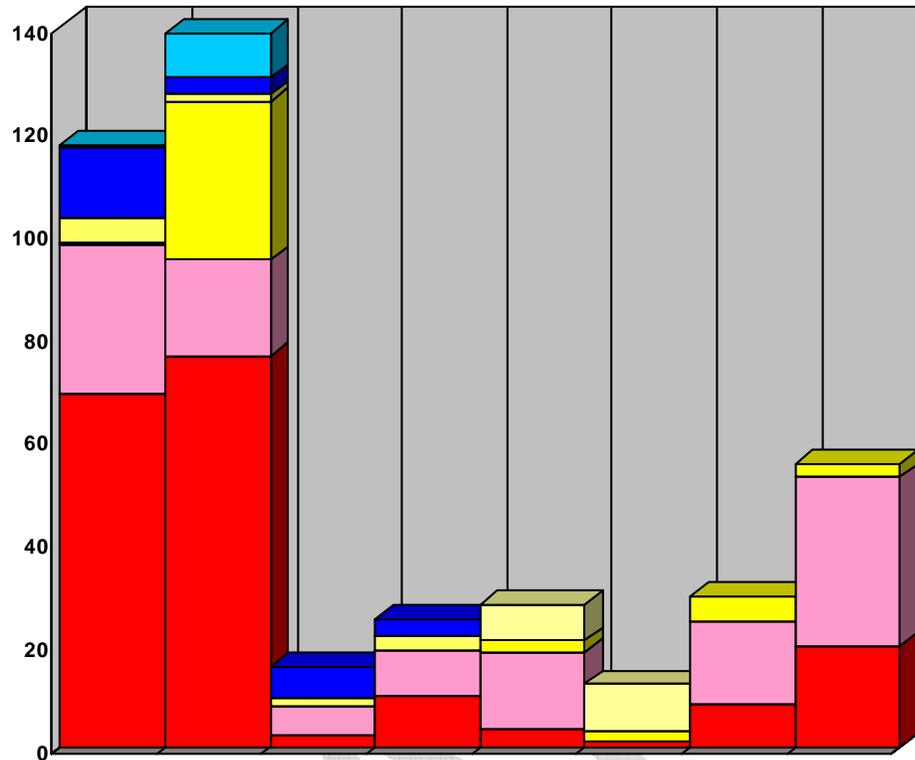
The Golf Division continues to limit the amount of fertilizer applied to the greens. In lieu of fertilizer the Golf Division continues to use raw materials that, over time, will acidify the soil promoting more disease resistant finer leaf turfgrasses. These materials also deliver an acceptable green color that would typically be accomplished with nitrogen inputs.

In all, the Golf Division used 455 cubic yards of Biosolids, 60 gallons of effective microorganisms and 60 gallons of seaweed.

Exemptions

The Golf Division applied for and received eight exemptions. The exemptions were for the fungicides Banner-maxx, Daconil, Heritage, Medallion, and Prostar; the insecticides Acelepryn and Merit, and the herbicide/growth regulator Trimmit. All of the exemptions targeted the greens.

Golf Division Pesticide Use



	2002	2003	2004	2005	2006	2007	2008	2009
PHAER								
Green Pounds								
Green Gallons								
Yellow Pounds					7	9		
Yellow Gallons					2.31	1.94	4.97	2.75
Red Pounds					15		16.06	32.68
Red Gallons					3.5	1.25	8.361	19.73
History								
Tier 4 Gallons	0.04	8.75						
Tier 4 Pound	13.7	3.13	6	3.4				
Tier 3 Gallons								
Tier 3 Pounds								
Tier 2 Gallons	5.1	1.4	1.9	2.5				
Tier 2 Pounds	0.19	30.84						
Tier 1 Gallons	28.9	18.7	5.3	9				
Tier 1 Pounds	68.8	76	2.45	10				
Totals	116.73	138.82	15.65	24.9	27.81	12.19	29.391	55.16

Airport Department Pesticide Use

The Airport Department pesticide applications concentrated on four types of pests in 2009: mosquitoes, rodents, weeds and termites. The Airport applied Red materials to control gophers on the airfield and drywood termites in two buildings. Red materials were selected by the Airport staff, and exemption requests approved by the IPM Advisory Committee, because those materials were the most appropriate approach to control the problem pests.

Mosquitoes

The Airport Department relies primarily on Altosid XR, a Yellow larvicide to control mosquitoes in the Goleta Slough. The product is effective for up to 180 days. In 2009, generally dry conditions limited the need for reapplication of Altosid XR. Airport has worked with the Mosquito and Vector Management District to rely more heavily on the Green, BTI based product Vectobac G to control smaller residual mosquito sources for shorter periods of time, in lieu of second applications of Altosid XR. Bti based products are only effective for about ten days.

Weeds

In addition to the extensive manual weed control program at the Airport, herbicides were used to prevent weeds from obscuring airfield lights and signs, and to prevent weeds from deteriorating airfield assets. Some hand weed abatement was conducted on the airfield in 2009; however this effort is limited due to safety considerations for maintenance personnel.

Rodents

Following several years of no significant application of rodenticides on the airfield, the Airport Department made a concerted effort to reduce airfield rodent populations. Rodents on the airfield attract predators that pose a collision hazard for aircraft. The Airport is also required by FAA to maintain safety areas in a smooth, compact condition. On-going rodent control is necessary to maintain a safe environment for aircraft operations. Gophers outside the airfield fence were controlled with mechanical steel traps.

Termites

In 2009, the Airport Department tented two buildings with Vikane to prevent damage from drywood termites. The IPM Advisory Committee approved an exemption for the use of Vikane, a Red material. Vikane was approved by the Advisory Committee in lieu of heat treatment due to large amounts of heat sensitive electronic equipment within the buildings, and the physical size of the buildings. This made them difficult, if not impossible, to heat adequately to achieve control. The initial treatment of one building was unsuccessful and the contractor re-tented the building under warranty. Drywood termites were also discovered in an office inside the Airline Terminal. The drywood termites there were eradicated by a local contractor using heat.

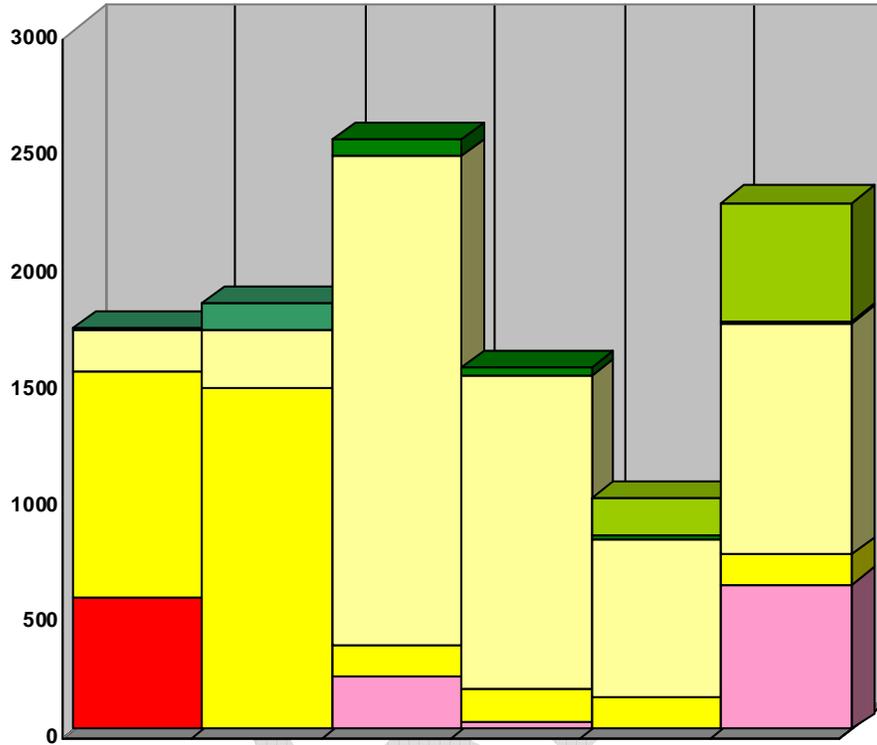
Alternatives Used

Alternative efforts focused on the control of weeds through mechanical methods, including weed whipping, hand weeding and hoeing. The number of hours devoted to alternative pest control methods remained very high at 14,024 hours recorded in 2009. During the year, Airport used a beekeeper to remove multiple swarms of bees from the Airport. Airport used a contractor in December to heat treat an infestation of drywood termites in one section of the Airline Terminal.

EXEMPTIONS

The Airport applied for and received two exemptions in 2009 - Fumitoxin and Roundup Promax. The exemption for Vikane was approved at the end of 2008 for use in 2009. All materials were used.

Airport Pesticide Use



	2004	2005	2006	2007	2008	2009
PHAER						
Green Pounds			28.5		160	507
Green Gallons			42	31.25	19	9.9
Yellow Pounds			2107.31	1,349.95	678.625	993.38
Yellow Gallons			125.61	140.05	137.855	128
Red Pounds			231.93	30.06		623.6
Red Gallons					0.75	
History						
Tier 4 Gallons						
Tier 4 Pound						
Tier 3 Gallons						
Tier 3 Pounds	12.5	115.4				
Tier 2 Gallons	170.9	247.2				
Tier 2 Pounds	972.3	1469				
Tier 1 Gallons						
Tier 1 Pounds	568					
Totals	1723.7	1831.6	2535.35	1551.31	995.48	2261.88

Public Works Department Pesticide Use

The Public Works Department increased its use of pesticides in 2009. Green materials increased to 32.6 units in 2009 from 20.01 units in 2008 primarily due to the use of the Green material Bti to treat for mosquitoes. Use of Yellow materials decreased to 1 unit in 2009 from 7.9 units in 2008 largely due to reduced rodent baiting. No Red materials were applied in 2009.

Alternatives Used

The Parking Division continues to use alternative methods for weed control including hand weeding, weed whipping, and limited use of weed burning. A total of 365 hours were devoted to non chemical methods of weed control in 2009. In addition, 30 cubic yards of mulch were added to planting areas to discourage weed growth. Additional alternative practices for pest management include plant replacement, worm castings, and washing off insects with water pressure.

Environmental Services employed a contractor who caught 47 rodents in traps along State Street and Coast Village Road. A contractor also relocated 15 bee hives or swarms.

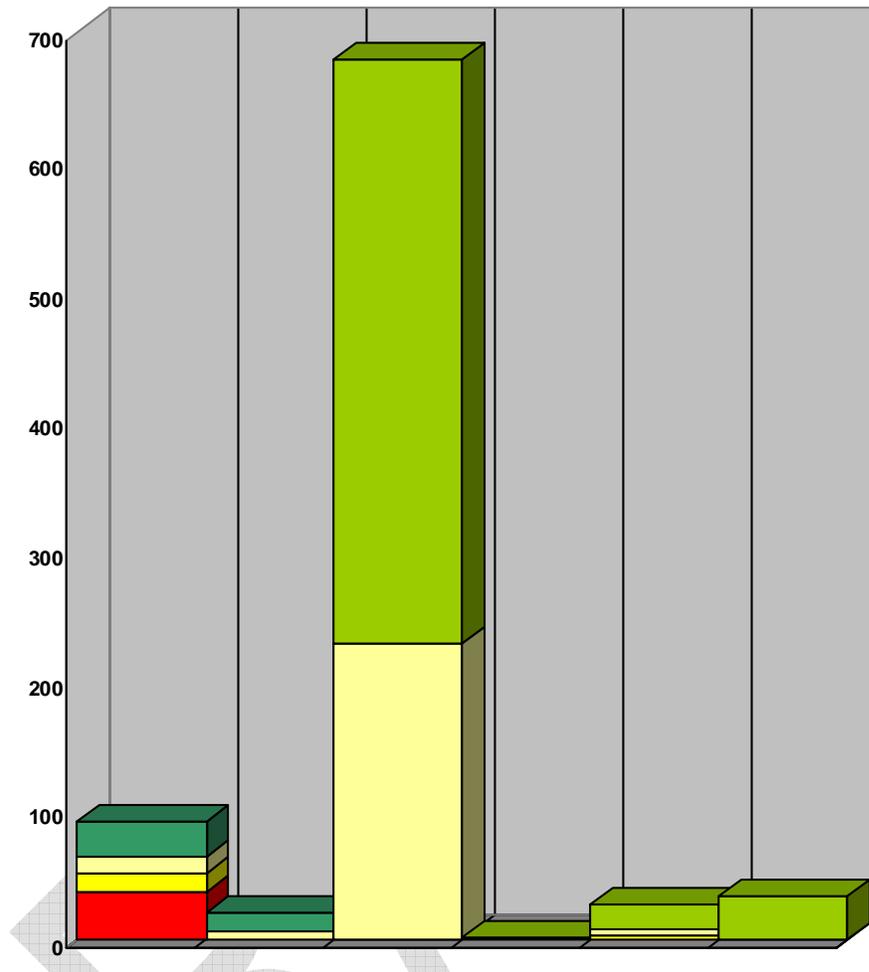
The Streets Division managed weeds in traffic calming areas with hand weeding and mulching.

The Facilities Division focused on sanitation efforts in the management of ants and rodents in City buildings.

Exemptions:

The Public Works Facilities Maintenance Division applied for and received two exemptions for the Yellow materials Fipronil and Advion, both for the control of ants in and around City facilities.

Public Works Pesticide Use



	2004	2005	2006	2007	2008	2009
PHAER						
Green Pounds				0.5	20	32.5
Green Gallons			450.55		0.01	0.104
Yellow Pounds					4.507	
Yellow Gallons			228.6	1.38	3.393	1
Red Pounds			0.31		0.141	
Red Gallons					0.08	
History						
Tier 4 Gallons						
Tier 4 Pound						
Tier 3 Gallons						
Tier 3 Pounds	27	15.16				
Tier 2 Gallons	13	6.625				
Tier 2 Pounds	14	0.031				
Tier 1 Gallons						
Tier 1 Pounds	37					
Totals	91	21.816	679.46	1.88	28.131	33.6

V. EXEMPTIONS

Under the IPM Strategy and PHAER Zone system, exemptions may be granted when a pest outbreak poses an immediate threat to public health or will result in significant economic or environmental damage. Exemptions may be requested for one time application or as a programmatic exemption for a single year. The exemption process is outlined in the IPM Strategy.

- 17 exemptions were requested in 2009 as summarized in the table to the right and listed in the table below.
- No emergency exemptions were requested in 2009.
- All 17 requests were for planned action and 16 were granted by the IPM Citizens Advisory Committee.
- Of the 16 requests approved, 7 were not implemented.

Exemption Summary Table

2009 Exemptions	Airport	Creeks	Golf	Parks	Facilities	Totals
Emergency						
Proposed	1	1	8	5	2	17
Passed	1	1	8	4	2	16
Denied				1		1
Applied	1	1	5	1	1	9
Not Applied			3	4	1	8

Exemption Detail Table

Vote	Div.	Material	Type	Type	Exemption Type	Used	Site
Passed	Airport	Fumitoxin	Rodenticide	Red	Programatic	Yes	Airfield
Passed	Creeks	Glyphosate	Herbicide	Yellow	Programatic	Yes	Golf Course
Passed	Facilities	Fipronil	Insecticide	Yellow	Programatic	Yes	Franklin Center
Passed	Facilities	Advion	Insecticide	Yellow	Programatic	No	Facilities
Passed	Golf	Banner-maxx	Fungicide	Red	Programatic	Yes	Greens
Passed	Golf	Acelepryn	Insecticide	Red	Programatic	No	Greens
Passed	Golf	Daconil	Fungicide	Red	Programatic	Yes	Greens
Passed	Golf	Heritage	Fungicide	Red	Programatic	Yes	Greens
Passed	Golf	Medallion	Fungicide	Red	Programatic	Yes	Greens
Passed	Golf	Merit	Insecticide	Red	Programatic	No	Greens
Passed	Golf	Prostar	Fungicide	Red	Programatic	Yes	Greens
Passed	Golf	Trimmit	Herbicide	Red	Programatic	No	Greens
Passed	Parks	Diphacinone	Rodenticide	Yellow	Programatic	No	Shoreline Park, Leadbetter, Chase Palm
Passed	Parks	Glyphosate	Herbicide	Yellow	Programatic	No	Parma Park
Passed	Parks	Glyphosate	Herbicide	Yellow	Programatic	Yes	Bird Refuge
Declined	Parks	Glyphosate	Herbicide	Yellow	Programatic	No	Chase Palm Park and Sheffield Open Space
Passed	Parks	Glyphosate	Herbicide	Yellow	One Time	No	Shoreline Park

Comparison of Exemptions for 2007 and 2008

	2008	2009
Number of Exemption Requests	16	17
Number of Exemption Requests Approved	15	16
Number of Approved Exemption Requests Applied	8	9
Number of Approved Exemption Requests Not Applied	7	7

VI. ALTERNATIVE PEST MANAGEMENT PRACTICES USED IN 2009

Non-chemical pest management alternatives used in 2009 are reviewed in the table below. The use of non-chemical IPM alternatives was emphasized over pesticide applications. Hours reported for the total year are from the *Monthly Alternative Use Reports* prepared by each Department. A check (✓) indicates the alternative was used but time was not tracked for it. The total tracked hours for City-wide alternative practices declined from 23,569 in 2008 to 19,936 in 2009, primarily due to budgetary reductions resulting in less available labor.

PEST	Alternative	Airport	Golf	Public Works	Parks	Citywide Hours
WEEDS	Mulch & wood chips	8	✓	✓	560	568
	Weed fabric					0
	Propane flame weeder			✓	64	64
	Hot water/ steam				8	8
	Hand weeding	13,601	300	165	1,602	15,668
	Weed whip	294	1,200	200	1,300	2,994
	Habitat modification				✓	0
	Irrigation Mgmt.	✓	✓		✓	0
	Host plants squeeze out	✓			✓	0
PLANT PESTS	Irrigation Mgmt.				✓	0
	Compost tea/microbial in.					0
	Enhance plant health		✓		✓	0
	Worm castings			✓		0
	Effective micro-organisms		✓			0
	Wash off plants			✓	✓	0
	Resistant varieties	✓		✓	✓	0
	Remove plant/tree	✓			✓	0
GOPHERS	Traps	116	✓		421	537
SQUIRRELS	EPA exempt bait					0
	Traps		✓		24	24
	Habitat modification			✓		
RATS & MICE	Mechanical traps	2		✓	✓	2
	Cat				✓	0
MOSQUITOES	Mosquito fish	✓		✓		0
	Remove stagnant water				✓	0
BEES, WASPS, etc.	Bee Keepers			✓	✓	0
	Remove hives	✓		68	✓	68
OTHER	Glue traps/roaches			✓		0
	Heat Treatment	4		✓		4
Total Hours		14,024	1,500	433	3,979	19,936

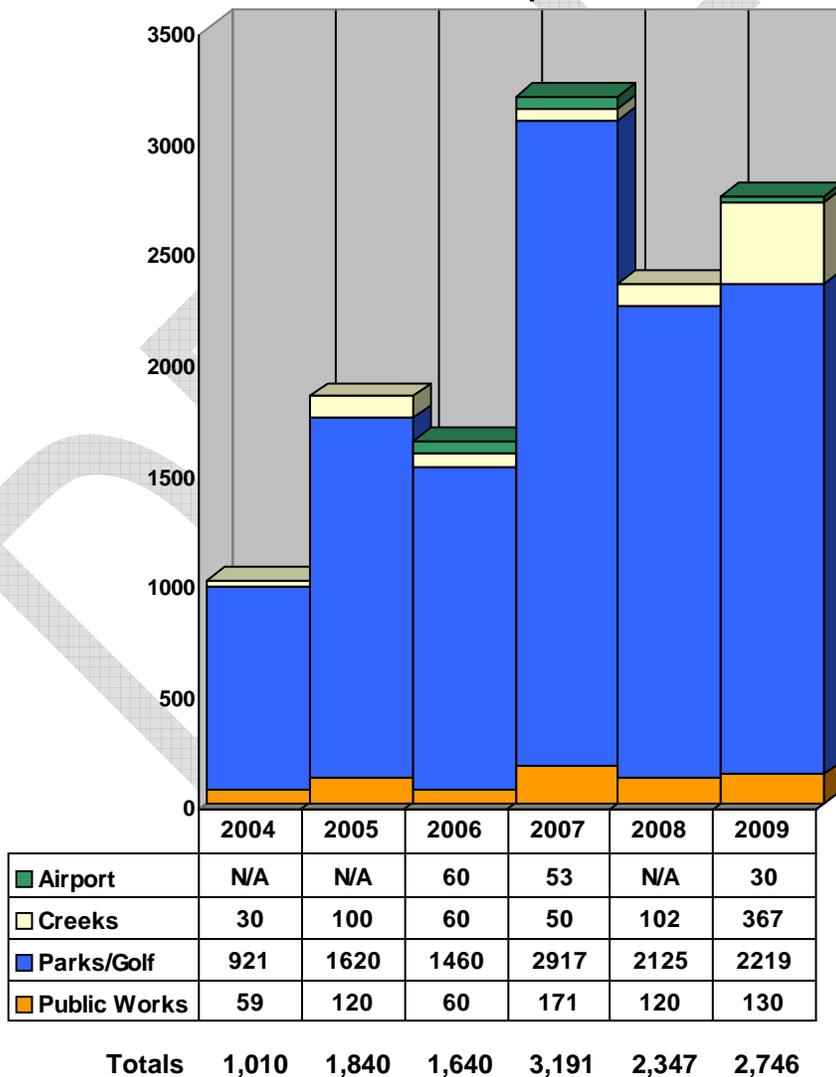
Total Mulch Use

Mulch has been found to be effective in suppressing the growth of annual weeds. The table below shows the types of mulch applied for 2009.

Mulch Use Table

Yards of Mulch by Type	Airport	Creeks	Parks/Golf	Public Works	City Totals
Biosolids			559		559
Woodchips	30	367	1,660	130	2,187
Total Yards	30	367	2,219	130	2,746

Mulch Use Comparison Chart



VII. EFFECTIVENESS OF ALTERNATIVE PRACTICES IMPLEMENTED

In general, most alternative pest management practices are more labor intensive and costly, and not as effective as the use of Yellow and Red classified pesticides. However, there are occasions when a Yellow or Red material is also not effective in controlling a pest problem. While most Green materials and practices provide only moderate control of pest populations, there have been some successes. The effectiveness of alternatives for the biggest pest problems encountered is reviewed below.

- **Weeds:** A variety of alternatives are used to provide moderate effectiveness and control including: weeding, weed whipping, mulching, mowing, flame torch (in designated safe areas), and the Aquacide Steam Weeder. These alternatives are significantly more labor and cost intensive and not as effective as Yellow materials. Alternative food grade or EPA exempt chemicals, such as the clove oil based Burnout II, have not proven effective.
- **Insects / Mollusks:** Results are mixed for combating insects and mollusks. For some insects, there are no known effective alternatives. Some alternatives can be very effective but expensive, such as removing non-resistant plants and replacing them with resistant varieties. However, the following alternatives have proven successful against insects and mollusks:
 - Sluggo for snails and slugs
 - Worm castings for white fly
 - Insecticidal soap for aphids
 - Neem oil as a dormant spray
 - Bti for mosquitoes
- **Disease:** No effective alternative has been found for most diseases. Where possible, staff focuses on preventative treatments to enhance plant health. Once disease strikes, pesticides are generally required to combat it.
- **Gophers:** For the most part, mechanical traps are being used City-wide. Traps have been found to be moderately effective and are more expensive than rodenticides due to higher costs of purchasing, installing, monitoring, and cleaning out traps.
- **Ground Squirrels:** Mechanical trapping, using snap and electrical traps, is the primary method of control at this time. This method is moderately effective at controlling populations. More effective alternatives are being researched. Some control has been achieved using food grade baits. Both trapping and baiting have proven very labor intensive.
- **Mice / Rats:** At this time, traps are the primary way of controlling this population. Traps have been found to be effective depending on population size and location and available food sources. Positive public perception seems to far outweigh the costs of using traps. Traps have also shown themselves to be very effective in controlling rodents on downtown State Street and at Coast Village Road
- **Termites:** Building Maintenance now only uses heat treatments to control drywood termites. Heat was found to be equally effective as pesticides and without the chemical residues. However, costs are 50% higher at this time.

VIII. PROPOSED CHANGES TO PEST MANAGEMENT PRACTICES

Alternative Practices Proposed for 2010

The upcoming year will pose new challenges due to the financial climate. Budget considerations and the reduction of staff may require a change in service levels and aesthetic expectations or a greater reliance on more cost effective traditional pesticides. Departments will continue to seek “least toxic” alternatives that provide higher benefit to cost ratios. Departments will also continue to use alternatives found effective in the past five years unless more cost-effective alternatives are found. Departments propose the following for 2010:

- The Parks Division will continue to implement the PHAER Zone model of Integrated Pest Management and continue studying alternative materials and methods. Parks will continue experimenting with sheet mulching to control weeds.
- The Golf Division will continue to limit the amount of fertilizer applied to the greens. In lieu of fertilizer the Golf Division will use raw materials that, over time, will acidify the soil promoting more disease resistant finer leaf turfgrasses. These materials also deliver an acceptable green color that would typically be accomplished with nitrogen inputs.
- The Airport Department landscape maintenance contractor has identified specific initiatives for 2010 to further improve the effectiveness of its IPM efforts in Airport Green zones. Efforts will focus on plant health, conservation of water resources and recycling of green waste. The contractor has also committed to have two staff certified as Green Gardeners during the coming fiscal year.

IX. CONCLUSION

Overall, the City increased its use of pesticides in 2009. The increased use of Red materials to treat termites and gophers at the Airport, and funguses at the Golf Course caused a City-wide increase to 2,369.4 units in 2009 from 1,131.9 units in 2008. The City also saw an increase in the use of Green materials, in particular, the use of Bti to control mosquitoes at the Airport.

During these times of reduced budgets, it is important for City staff to find cost effective, low risk, viable alternatives so that pesticide hazards may be reduced further and the overall efficiency of IPM practices may increase. Additionally, changes in maintenance standards and expectations will become more prevalent as funding for the maintenance of City parks, landscapes, and facilities decrease.

Also critical to reducing pesticide hazards in the City of Santa Barbara is the continuation of community outreach and public education. Because of this community outreach, the public will become more aware of the City's greater reliance upon low risk IPM alternatives.

DRAFT

X. ATTACHMENTS

ATTACHMENT A: APPROVED MATERIALS LIST

The pesticides listed on the Approved Materials List are categorized according to the pesticide screening protocol in the PHAER Zone Model.

Product Name	Active Ingredient	ZONE	Tier	Type
Advance Ant Bait	Orthoboric Acid	Green	3	Insecticide
AllDown	citric acid, acetic acid, garlic	Green	3	Herbicide
<i>Any brand name</i>	Orthoboric Acid ant bait station	Green	3	Insecticide
Avert Cockroach Bait Station	Abamectin B1 0.05%	Green	3	Insecticide
Avert Cockroach Gel Bait	Abamectin B1 0.05%	Green	3	Insecticide
Bactimos Pellets	Bt	Green	3	Insecticide
Bactimos Wettable	Bt	Green	3	Insecticide
Bio-Weed	corn gluten	Green	3	Herbicide
Borid	Orthoboric Acid	Green	3	Insecticide
Borid Turbo	Orthoboric Acid	Green	3	Insecticide
BurnOut 2	clove oil	Green	3	Herbicide
Cinnamite	cinnamaldehyde	Green	3	Insect/Fung
Dipel Flowable	Bt	Green	3	Insecticide
Drax Ant Kill PF	Orthoboric Acid	Green	3	Insecticide
EcoExempt	Wintergreen Oil	Green	3	Herbicide
EcoExempt D	2-Phenethyl propionate 4.5% Eugenol (clove oil) 1.75%	Green	3	Insecticide
Embark	mefluidide	Green	3	Growth Regulator
GreenErgy	Citric, Acetic Acid	Green	3	Herbicide
Kaligreen	potassium bicarbonate	Green	3	Fungicide
Matran (EPA Registration Exempt)	clove oil	Green	3	Herbicide
Natura Weed-A-Tak	clove oil	Green	3	Herbicide
Niban	Isoboric Acid 5%	Green	3	Insecticide
Safer Soap	potassium salts of fatty acids	Green	3	Insecticide
Sluggo	iron phosphate	Green	3	Other
Summit BTI Briquets	Bt	Green	3	Insecticide
Teknar HP-D	Bti	Green	3	Insecticide
Terro II	Orthoboric Acid	Green	3	Insecticide
Vectobac G	Btk	Green	3	Insecticide
VectoLex CG	bacillus sphaericus	Green	3	Insecticide
Victor Wasp and Hornet Killer	Mint Oil 8% & Sodium Lauryl Sulfate 1%	Green	3	Insecticide
Advion Ant Arena	Indoxacarb	Yellow	2	Insecticide
Agnique MMF	POE Isoocatadecanol	Yellow	2	Insecticide
Aliette	fosetyl aluminum	Yellow	2	Fungicide
Altosid B	methoprene	Yellow	2	Other

Product Name	Active Ingredient	ZONE	Tier	Type
Altosid L	methoprene	Yellow	2	Other
Altosid P	methoprene	Yellow	2	Other
Altosid XR	methoprene	Yellow	2	Other
Aquamaster-Rodeo	glyphosate	Yellow	2	Herbicide
Avid	abamectin	Yellow	2	Miticide/Insecticide
Dormant	petroleum oil	Yellow	2	Insecticide
Green Light	Neem oil	Yellow	2	Insecticide/Fungicide
M-PEDE	potassium salts of fatty acids	Yellow	2	Insecticide
Prostar 70 WP	flutolanil	Yellow	2	Fungicide
Rose Defense	Neem oil	Yellow	2	Insect/Fung
Roundup Pro	glyphosate	Yellow	2	Herbicide
Roundup ProMax	glyphosate	Yellow	2	Herbicide
Safticide Oil	petroleum oil	Yellow	2	Insecticide
Stylect Oil	Petroleum distillates	Yellow	2	Insecticide
Sulf-R-Spray	Paraffin oil, sulfur	Yellow	2	Fungicide
Superior Spray Oil	petroleum distillates	Yellow	2	Insecticide
Surflan	oryzalin	Yellow	2	Herbicide
Surflan AS	oryzalin	Yellow	2	Herbicide
Termidor SC	Fipronil	Yellow	2	Insecticide
Triact	Neem oil	Yellow	2	Insecticide/Fungicide
Trilogy	Neem oil	Yellow	2	Insecticide/Fungicide
Wasp-Freeze	allethrin	Yellow	2	Insecticide
Wilco Ground Squirrel Bait	diphacinone	Yellow	2	Other
XL 2G	benefin; oryzalin	Yellow	2	Herbicide
<i>All Special Circumstance materials will continue to require exemptions granted by the IPM Advisory Committee, as provided in the City of Santa Barbara IPM Strategy</i>				
Bayleton	triadimafon triazole	S. C.	1	Fungicide
Conserve	spinosad	S. C.	1	Insecticide
Fumitoxin	Aluminum phosphide	S. C.	1	Rodenticide
Manage	halosulfuron methyl	S. C.	1	Herbicide
Medallion	fludioxonil	S. C.	4	Fungicide
Quick Pro	glyphosate/diquat	S. C.	1	Herbicide
Reward	diquat dibromide	S. C.	1	Herbicide
Rubigan	fenarimol	S. C.	1	Fungicide
Rubigan EC	fenarimol	S. C.	1	Fungicide
Subdue	metalaxyl	S. C.	1	Fungicide
Zp Rode	zinc phosphide	S. C.	1	Rodenticide



City of Santa Barbara
Parks and Recreation Department

Memorandum

DATE: March 11, 2010

TO: City Council
Parks and Recreation Commission
Airport Commission

FROM: City IPM Advisory Committee

SUBJECT: IPM Advisory Committee Review of IPM Program in 2009 and 2009 Annual Report

In its sixth year of implementation, the City of Santa Barbara's Integrated Pest Management (IPM) program continues to grow and evolve. The Committee feels strongly that the program has been successful in its first six years and stands as one of the greatest environmental achievements in the City's history.

The Committee agrees with the analysis presented in the 2009 annual report and supports the direction and programs described therein. It is important to note that, although pesticide use levels vary from year to year based on a number of factors, the committee has confidence in the city staff which continues to exemplify goodwill and integrity in regards to implementing the program, developing new ideas and initiatives and working collaboratively with the committee and the community. We commend them for their dedication across all departments.

A number of additional points in regards to the IPM program are listed below.

- A number of successes have been achieved and demonstration through such practices as rodent trapping, heat treatment of termites, green mosquito control and green control of plant pests. Many green practices are only successful with the benefits of detail oriented, concentrated efforts, which have been exemplified by many efforts in the IPM program.
- Mosquito control necessitates a substantial amount of material use, close to 52% of all units applied in 2009. This is an area where public health is of great concern; therefore effectiveness is the highest priority.
- Challenges at the Airport, including larger buildings that require more toxic treatments for termites and FAA requirements related to rodents near the airfield, also account for a large percentage of city pesticide use.

With budgetary challenges, pressure will increase in 2010 on staff and the committee to accept a decrease in maintenance service levels at many parks (reduction in aesthetic quality) and/or utilize more pesticides. The budgetary challenges have already been

realized by loss of park staff dedicated primarily to weed abatement. This means more weeds that are aesthetically displeasing to a portion of the public.

With the associated need for labor related to least toxic methods, we continue to believe that developing a well coordinated, volunteer program will help the long term effectiveness of the IPM program. Expanding the Rose Garden volunteer system, for example, and ensuring volunteers can sign up easily (via email online) should be part of a program that, with some investment by the City, might actually result in reduced labor hours with the benefit of increased outreach to the community.

The Advisory Committee will continue to work with staff, elected officials, and members of the public to ensure a quality program that protects the City's assets while not compromising human and environmental health.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 13, 2010

TO: Mayor and Councilmembers

FROM: City Administrator's Office

SUBJECT: 2010 Legislative Platform

RECOMMENDATION: That Council

- A. Adopt the 2010 Legislative Platform that guides the City's support of or opposition to state and federal legislation; and
- B. Authorize the Mayor, Councilmembers, and staff, on behalf of the City of Santa Barbara, to contact state and federal representatives to advocate for legislation consistent with the goals of the Legislative Platform.

DISCUSSION:

The City's Legislative Platform outlines the City's position on legislative matters. It serves as the foundation for the City to support, remain neutral or oppose positions on state and federal legislation.

Each year, the Legislative Platform is reviewed by staff and the Council Committee on Legislation to ensure the platform reflects current policy issues and positions of the Council. The Council Committee met on February 18th and March 4th to review the platform and recommend revisions to City Council. The proposed platform (Attachment) is marked with additions and deletions to assist Council in identifying the changes. The Committee recommended that the Council adopt the proposed 2010 Legislative Platform.

Council approval of the Legislative Platform allows the Mayor and Councilmembers, as well as staff, to advocate for state and federal legislation on behalf of the City. In cases where a legislative issue is not addressed in the platform, staff will return to the Committee on Legislation and/or the City Council for direction as necessary. Therefore, platform revisions are recommended so that Council can engage in advocacy efforts without returning to Council. A platform that is comprehensive and current will enable the City to act quickly when advocacy is needed. Additionally, platform positions are recommended to change or be deleted when the legislation or policy is obsolete or not applicable to the City of Santa Barbara.

Changes to the platform fall primarily under the following policy areas:

- Revenue and Taxation
- Public Safety
- Housing, Community, and Economic Development
- Environmental Quality
- Employee Relations
- Airport
- Waterfront

Legislative Advocacy

We will continue to use previously established guidelines for legislative advocacy. The guidelines are designed to produce timely and effective communication with legislators. Advocacy efforts generally occur in one of the following ways:

1. Advocacy Letters

- Upon referral from the Mayor and Council, City Administrator's Office, department staff, League of California Cities or other sources, staff will compare legislative proposals against the City's Legislative Platform. If the proposed bill raises legal issues, department staff will consult with the City Attorney's Office.
- If a legislative matter is covered in our legislative platform and correspondence is determined to be appropriate, the Mayor will send a letter to the appropriate legislators. In cases where proposed legislation is not addressed in the platform, staff will return to the City Council for final direction as necessary.
- As needed, the Mayor and/or staff will contact legislators via telephone, e-mail or in person to reinforce the City's position or to provide additional information.

2. Committee on Legislation

- The Committee on Legislation has regularly scheduled meetings on the third Thursday of every month but meets only as needed.
- During the legislative session, staff may consult with and enlist the Council's Committee on Legislation and/or the Mayor if efforts beyond the standard position letter are required. The Mayor and Committee on Legislation may undertake direct contact with legislators or recommend to the City Council that more extensive actions be taken. The Mayor and Committee members may also communicate with other parties who may have an interest in proposed bills.

3. Meetings with State and Federal Representatives, legislative advocates and coordination with others

- We will continue to work closely with advocacy partners. As an example, Dave Mullinax, Regional Public Affairs Manager with the League of California Cities Channel Counties Division has appeared before the Committee on Legislation to update the City on State legislation and priority issues. We will continue to work closely with the League.
- As part of the legislative action process, the Committee on Legislation may invite members of our State Assembly, State Senate and Congress, or legislative advocates, to committee meetings to discuss legislative positions and interests. The Mayor and Councilmembers will be invited when such meetings are scheduled.

ATTACHMENT: Draft 2010 Legislative Platform

PREPARED BY: Nina Johnson, Assistant to the City Administrator

SUBMITTED BY: James L. Armstrong, City Administrator

APPROVED BY: City Administrator's Office



DRAFT Legislative Platform 2010

City of Santa Barbara

Revision Date: 04/05/2010

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III. CITY OF SANTA BARBARA 2010 LEGISLATIVE PLATFORM

Proposed: March 4, 2010

REVENUE AND TAXATION		
SCOPE		Issues and recommendations related to finance administration, taxation reform, and revenue needs, and revenue sources at the federal, state and local levels.
EFFECTIVE FINANCING	Finance	Support meaningful fiscal reform that allows each level of government to adequately finance its service responsibilities.
BEST USE OF FUNDS	Finance	Support the emphasis on efficiency and effectiveness, encouraging governments to achieve the best possible use of public resources.
ALLIANCES	Finance	Support alliances with counties, schools, other cities, employee organizations, other local agencies, and business and professional organizations to support cooperation, sound financial policies and joint action.
ECONOMIC STIMULUS	Finance	Support an economic stimulus package that creates a balance between investments and tax incentives.
LOCAL CONTROL <ul style="list-style-type: none"> • Sales Tax • Rights-of-Way • Local Revenues • Preservation • Property Tax • Fees • VLF • Simple Majority 	Finance	Support state and local authority to collect legally due sales tax on remote transactions; and Support continued local control over public rights-of-way. Support local, political authority and accountability for revenues raised and services provided. Support the preservation of local authority and accountability for cities, and state policies that: <ul style="list-style-type: none"> • Ensure the protection of existing city revenue sources for all cities, including the local share of property tax, sales tax, vehicle license fees, and Redevelopment Agency revenues, among others. • Allow every level of government to enjoy budgetary independence from programs and costs imposed by other levels of government. • <u>Support the League of California Cities and other associations in the placement of the Local Taxpayers, Public Safety and Transportation Protection Act on the November 2010 ballot.</u> • <u>Support legislation to prevent the State of California from borrowing or redirecting funding that voters have dedicated for local public safety, transportation, transit and essential local government services.</u>

		<ul style="list-style-type: none"> • Authorize a simple majority of the voters in a city or county to establish local priorities, including the right to increase taxes or issue general obligation bonds.
STATE MANDATES REIMBURSEMENT	Finance	Support full and prompt reimbursement to all local agencies for all state-mandated programs and/or infractions and losses associated with local revenue shifts and reforms to accomplish such objectives.
ADDITIONAL REVENUE FOR LOCAL NEEDS	Finance	Support efforts to bring additional revenue to the state/local revenue structure to meet the needs of a growing population and deteriorating services and facilities.
SITUS-BASED SALES TAX – BRADLEY BURNS	Finance	Support efforts to preserve and protect the existing situs-based sales tax under the Bradley Burns 1% baseline.
REGIONAL REVENUES	Finance	Support the identification and implementation of multi-jurisdictional revenues in cases where regional issues, programs, and services are identified.

PUBLIC SAFETY		
SCOPE		Federal and state legislation and issues related to law enforcement, fire and life safety policies including emergency communications and emergency services including ambulance and disaster preparedness.
FIRE AND EMERGENCY MEDICAL SERVICES <ul style="list-style-type: none"> • Mission • Local Control • Transport • Staffing 	Fire	<p>Support the fire service mission of saving lives and protecting property through fire prevention, disaster preparedness, hazardous-materials mitigation, specialized rescue, etc., as well as cities authority and discretion to provide all emergency services in their communities.</p> <p>Support local control of emergency medical services and authorize cities and fire districts to prescribe and monitor the manner and scope of pre-hospital emergency medical services, including ambulance transport services, provided within local boundaries to improve pre-hospital emergency medical service.</p> <p>Oppose legislation, regulations and standards that impose minimum staffing and response time standards for city fire and emergency medical services since such determinations should reflect the conditions and priorities of individual cities.</p>
DISASTER RESPONSE		Support funding for improved public notification mechanisms including continuous radio reporting during natural disasters and other emergencies.
FEDERAL FUNDING	Police Fire	Support federal funding for public safety, including the Local Law Enforcement Block Grant, Homeland Security Block Grant, the COPS program, and other law enforcement programs Assistance for Firefighters Grant, Staffing for Firefighters and Emergency response Grant, Fire Prevention and Safety Grants as well as other public safety funding sources.
FEDERAL HOMELAND	Police	Support direct federal funding to cities, without any match requirements to support local

<p>PROTECTION</p> <ul style="list-style-type: none"> • Matching Funds • Communication • Standards • Local Control 		<p>protection efforts with incentives for regional collaboration without any match requirements.</p> <p>Support direct communication between federal agencies and local authorities on critical homeland issues.</p> <p>Support federal standards, guidelines, and protocols to ensure reliable, consistent, timely, and redundant preparedness on the front lines.</p> <p>Support local control over front line responses.</p>
<p>LAW ENFORCEMENT</p> <ul style="list-style-type: none"> • Penalties • Violent Offenders • Cost Reimbursement • Booking Fees • Parking Citations • Data Collection • Predators • Racial Profiling • Deportable Criminals • Smoking 	<p>Police</p>	<p>Support the promotion of public safety through:</p> <ul style="list-style-type: none"> • Stiffer penalties for violent offenders; and • Additional funding for local agencies to recoup the costs of crime and increase community safety. <p>Oppose booking fees and seek their repeal, while encouraging localities to pursue resolution of the issues with their respective counties.</p> <p>Support legislation that allows mailing parking citations to violators.</p> <p>Support data collection on hate crimes based on race, national origin, religion, gender, or sexual orientation and improved federal-local communication and coordination on hate crimes.</p> <p>Support federal action to identify predatory lending practices and increase federal enforcement action against lenders who target the elderly, low-income families, and racial minorities.</p> <p>Support federal anti-racial profiling legislation that provides financial support to state and local law enforcement agencies for training, equipment, and data collection.</p> <p>Support reimbursement by the federal government to local agencies, specifically cities, for the costs associated with incarcerating deportable criminals.</p> <p>Support legislation that reduces the impacts of environmental tobacco smoke on residents in outdoor settings and in multiple family housing.</p>
<p>NUISANCE CONTROL</p> <ul style="list-style-type: none"> • Adult Entertainment • Alcohol • Drugs 	<p>Police</p>	<p>Support enhanced local control over public nuisances including, but not limited to:</p> <ul style="list-style-type: none"> • Adult entertainment facilities; • Problem alcohol establishments; and • Properties where illegal drugs are sold. <p><u>Support legislation to allow cities and counties to designate "Alcohol Impacted Areas" and impose strict local review and controls on the issuance of new Alcohol and Beverage Control (ABC) permits within such areas.</u></p>
<p>VIOLENT CRIMES</p>	<p>Police</p>	<p>Support the reduction of violence through strategies that address domestic violence, youth access to tools of violence, including but not limited to firearms, knives, etc., and those outlined</p>

		in the California Police Chiefs Policy Paper endorsed by the League of California Cities' Board of Directors.
GRAFFITI	Police	Support the "Tag You Lose" anti-graffiti campaign. Support increased authority and resources devoted to cities for abatement of graffiti and other acts of public vandalism.
CHILDREN/YOUTH	Police Parks and Recreation, Community Development, and Library	See page 25 for the following issues in this category: • Job Training • Prenatal Care • Youth Program • Federal Grants • Natural Policy • After School • Equal Access • Educational Programs • Parks and Recreation Facilities • Library funding • Universal Health Care

TRANSPORTATION, PUBLIC WORKS and COMMUNICATIONS		
SCOPE		Review both state and federal legislation as it relates to issues of transportation funding, construction, public works, telecommunications, and other related areas.
TRANSPORTATION <ul style="list-style-type: none"> • Funding • TEA 21 • Alternative Transportation • Fund on Merit • Directly Appropriate • Unmet Infrastructure • Housing • Gas tax • Local Autonomy 	Public Works/ Community Development	<p>Support continued funding for surface transportation programs authorized in the Transportation Equity Act: for the 21st Century (TEA 21). Moving Ahead for Progress in the 21st Century (MAP 21).</p> <p>Support additional funding for local public transportation, other transportation alternatives to single occupancy vehicles, and other critical unmet infrastructure needs.</p> <p>Support funding projects on their merit in accordance with identified criteria.</p> <p>Support the adoption and implementation of a long-term capital investment plan and budget to upgrade and repair vital infrastructure.</p> <p>Support a continuous appropriation of new funds directly to cities and counties for the preservation, maintenance and rehabilitation of the local street and road system.</p> <p>Support maximizing investments in infrastructure and reinforce local land use practices to accomplish strategic local growth objectives such as compact land development patterns, revitalizing urban cores, transit-oriented development and preservation of open space.</p> <p>Support leveraging state investments to fund affordable housing and critical local and regional infrastructure projects to accomplish regional priorities.</p> <p>Support a permanent shift of the sales tax on gasoline for transportation purposes and an allocation formula equivalent to a 40/40/20 split with 40% to cities and counties, 40% to STIP and 20% to public transit and other alternative transportation modes.</p> <p>Support enhanced autonomy for local transportation decision-making and pursue transportation policy changes that move more funding and decision-making to local policy leaders or fund</p>

<ul style="list-style-type: none"> • Bicycle/ Pedestrians • Commuter Rail • Measure D • On TRAC 		<p>urban infrastructure needs.</p> <p>Support bicycle and pedestrian access with maximum local flexibility to prioritize this transportation need, as long as funding is available directly for it and other transportation priorities are not affected.</p> <p>Support legislation that would provide funding to explore the feasibility of establishing commuter-rail service within the region.</p> <p>Support legislation and policies that promote the goals, objectives, and continuation of Measure D programs.</p> <p>Support legislation and policies that promote the goals and objectives of the On-TRAC program.</p> <p><u>Support federal funding of Highway 101 improvements as a top regional priority, not precluding federal funding for local priority projects and other funding categories.</u></p> <p><u>Support legislation that maintains or increases local funding including State gas tax, Highways Users' Tax (HUTA) Proposition 42 and Proposition 1B funding.</u></p> <p><u>Support legislation that prevents "borrowing" or taking of local transportation funds by the State of California.</u></p>
<p>PUBLIC WORKS PROJECTS</p> <ul style="list-style-type: none"> • Flexibility • Partnerships • Innovations • Lower Mission Creek 	<p>Public Works</p>	<p>Support retaining maximum flexibility for timely and cost-effective completion of public works projects.</p> <p>Support innovative strategies including public-private partnerships at the state and local levels to enhance public works funding.</p> <p>Support changes to law that allow cities options to use design-build contracting and other innovations designed to enhance efficiency with public contracting.</p> <p>Support continued funding for the Lower Mission Creek project in annual federal appropriations and authorized by the Water Resource Development Act.</p>
<p>VEHICLES</p> <ul style="list-style-type: none"> • Road Damage • Local Control • Safety 	<p>Public Works/ Community Development</p>	<p>Oppose all efforts that allow vehicles that will jeopardize the integrity of the public infrastructure or the health and safety of the motoring public, cyclists or pedestrians on the road.</p> <p>Support retention of maximum City control of the local street and road system.</p> <p>Support traffic safety enhancements such as motorcycle helmets, child restraints, seat belt and speed limit laws. Allow for greater local discretion for setting lower speed limits.</p>
<p>CABLE TELEVISION – ACCESS AND REVENUES</p>	<p>Finance</p>	<p>Support the ability of cities to retain public, educational and government access channels, institutional networks and franchise revenues from cable television and other video providers.</p>
<p>TELECOMMUNICATIONS</p>	<p>Public Works</p>	<p>Oppose any state or federal efforts to erode the ability of local governments to maintain existing</p>

<ul style="list-style-type: none">• Local Control/ Taxes• Infrastructure • Right-of-Way		<p>taxes on telecommunication services.</p> <p>Support the authority of cities to zone and plan for the deployment of telecommunications infrastructure.</p> <p>Support the ability of cities to maintain and manage the public right-of-way and receive compensation for its use.</p>
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ENVIRONMENTAL QUALITY

SCOPE: Issues related to air and water quality, CEQA, integrated waste management, hazardous materials, coastal issues, energy, water conservation, and utilities.

<p>Air Quality</p> <ul style="list-style-type: none"> • Improvements • Regulations • Land Use • Local Involvement • Fund Diversion • Programs/Standards • Health/Safety Code 	<p>Public Works/Community Development</p>	<p>Support regulatory changes and infrastructure improvements that will reduce air pollution.</p> <p>Oppose legislation that will reduce air quality standards or restrict a city’s permitting authority for land uses that may negatively affect air quality.</p> <p>Support inclusion of city officials on the governing boards of air districts.</p> <p>Support cities having the authority to establish local air quality standards and programs that are stricter than state and federal standards and oppose efforts to restrict such authority, while reserving the right to question or oppose stronger standards on the merits.</p> <p>Oppose legislation redirecting the funds authorized by Health and Safety Code Section 44223, which currently are used by local governments for locally based air quality programs.</p> <p><u>Support funding for infrastructure improvements required via regulatory changes that will reduce air pollution.</u></p>
<p>WATER QUALITY</p> <ul style="list-style-type: none"> • Infrastructure investment • Standards • Liability • Federal Safe/Clean Water • “Bounty Hunters” • Water Softeners • Watershed Management 	<p>Public Works/Community Development</p>	<p>Support a renewed federal financial commitment to water infrastructure investment.</p> <p>Support <u>a state and federal financial commitments</u> to surface water quality improvement and urban creek restoration.</p> <p>Support the ability of cities to enact discharge and water quality requirements or standards that are stricter than state or federal standards, while reserving the right to question or oppose stronger standards on the merits.</p> <p>Support legislation to protect public agencies that provide wastewater treatment services, from liability for pollution or contamination to groundwater from chemicals unlawfully discharged into the collection system.</p> <p>Support efforts to improve the Federal Safe Drinking Water Act and the Federal Clean Water Act and their implementation procedures to protect public health and the environment in an efficient and effective manner.</p> <p>Oppose legislation to enact “bounty-hunter” rewards for individuals who identify water quality or water pollution violators.</p> <p>Support the rights of cities to enact ordinances that restrict the use of water softeners.</p> <p>Support regulations and legislation that promote watershed management as a water quality tool that appropriately spreads the responsibility for clean water beyond the requirements that apply to point source dischargers and publicly owned treatment works.</p>

<p>WATER QUALITY, CONT'D</p> <ul style="list-style-type: none"> • Treatment • Reclaimed Water • Reuse • Graywater • Numeric Limits • Diversion • Financial Commitment • Frivolous Lawsuits • Fees/Penalty Revenues • NPDES • State/Regional Discretion 	<p>Public Works/Community Development</p>	<p>Support legislation that encourages the treatment of municipal wastewater for non-potable reuse and maximizes the responsible use of reclaimed water as an alternative to California’s fresh water supply.</p> <p>Support legislation that removes barriers to gray water systems in public, commercial, industrial, multi-family, and single family projects.</p> <p>Support legislation that updates gray water standards, and encourages simple and cost effective permitting process of gray water systems.</p> <p>Oppose legislation that requires the use of unreasonable numeric limits in waste discharge permits and storm water permits.</p> <p>Support efforts to set clear water quality goals as occurred with solid waste diversion legislation.</p> <p>Support federal financial commitment to cities that have a history of effective management of water or wastewater infrastructure requirements/investments.</p> <p>Support, as appropriate, state and federal legislative and administrative remedies that would:</p> <ul style="list-style-type: none"> • Limit frivolous citizen lawsuits for personal financial gain but continue to allow injunctive relief for documented violations of the Clean Water Act if the violations are not the subject of enforcement proceedings by state agencies or by local water quality control boards; • Ensure that the majority of funds collected from a city as fees, penalties, or judgments are directed toward correcting the cause of past, current and projected violations of a city’s National Pollution Discharge Elimination System permit; • Return limited discretion to state and regional water quality control boards in setting penalties to allow fairness based on severity and circumstances of the violation; and • Encourage the state and regional water quality control boards to use their existing discretionary authority, in keeping with the requirements of the Clean Water Act, to issue permits that are reasonably achievable. <p><u>Support legislation that promotes water conservation.</u></p> <p><u>Support funding for mandated infrastructure improvements that will reduce water pollution.</u></p>
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<p>HAZARDOUS MATERIALS</p> <ul style="list-style-type: none"> • Local Control/Standards • Streamlining • Administrating Agencies • Building Permits • Land Use • Biodiesel 	<p>Public Works/ Community Development and Fire</p>	<p>Support the ability of local governments to enact local standards or regulations that are stronger than those enacted by the state and federal governments.</p> <p>Support efforts to streamline and coordinate hazardous materials regulation among various levels of government, including city fire departments and county environmental health departments.</p> <p>Support the ability of city fire departments to be administrating agencies for any of the major hazardous materials laws or to be the lead agency (the Certified Unified Program Agency) under the SB 1082 program.</p> <p>Oppose legislation or regulations to restrict such authority.</p> <p>Oppose efforts to restrict the ability of cities to issue building or other permits it is now authorized to issue, relative to hazardous materials laws, as long as such facilities comply with established health and safety standards.</p> <p>Oppose any proposals that would preempt the ability of a city to deny a land use permit or restrict its ability to issue a conditional use permit for the siting of a hazardous waste facility.</p> <p>Support regulation that allows the storage of biodiesel (up to blends of B20) in existing Underwriters Laboratory (UL) rated in ground tanks that have secondary containment and working leak detection systems, at the discretion of the local jurisdiction.</p>
<p>REVITALIZATION OF BROWNFIELDS</p> <ul style="list-style-type: none"> • Local Control • Additional Funding • Mitigation • Remediation • Restrictions • State Involvement • Owner Responsibility 	<p>Community Development</p>	<p>Support protecting cities' ultimate say on whether a proposed brownfield remediation project is consistent with local land use policy.</p> <p>Support additional fiscal resources and options to restore and develop urban and industrial brownfields contaminated by hazardous materials.</p> <p>Support the clean up level of a project being based on its proposed use (i.e., parking garage, as opposed to residential development).</p> <p>Support placing and keeping mechanisms, such as restrictive covenants or deed restrictions, in place to ensure that a future use for the property is appropriate given the level of remediation.</p> <p>Support state agencies having the responsibility to do the technical evaluation for site assessment and remediation plans.</p> <p>Support a property owner being required to do the necessary site assessment and clean up if the owner plans to develop the site.</p>

<p>INTEGRATED WASTE MANAGEMENT</p> <ul style="list-style-type: none"> • Integrated Waste Management Act • Local Control • AB 939 • CIWMB • Market development • E-waste • Curbside recycling • AB 2020 • Multi-Unit Housing Recycling • Local LEA • Land Use • Landfill Certification 	<p>Finance / Community Development</p>	<p>Support retention of local authority for decisions on how to achieve the recycling and diversion requirements of the Integrated Waste Management Act of 1989 (AB 939).</p> <p>Support continued efforts to streamline provisions of AB 939 and to assist in its compliance.</p> <p>Oppose efforts to dismantle the California Integrated Waste Management Board (CIWMB) and transfer its functions to another department. Support inclusion of a designated local government representative on the CIWMB.</p> <p>Support legislation and other efforts to increase the markets for recycled materials, including advance disposal fees, minimum content laws, and recycling market development zones.</p> <p>Support legislation implementing the concept of manufacturer responsibility for electronic waste.</p> <p>Support efforts to strengthen curbside recycling programs.</p> <p>Support legislation to expand the container types included in the AB 2020-bottle bill program.</p> <p>Support legislation that promotes reduced packaging and Extended Producer Responsibility (EPR).</p> <p>Support legislation that requires owners of multi-unit housing to provide recycling to the tenants.</p> <p>Support legislation to develop a permit process for solid waste anaerobic digestion and/or conversion technologies (including gasification, pyrolysis, plasma arc and refuse derived fuel) that are capable of minimizing the amount of solid waste landfill and do not impede or impair existing and planned recycling and waste reduction programs.</p> <p>Support the ability of jurisdictions to impose a fee or tax on single-use bags.</p> <p>Support the right of cities under existing law to be designated as Local Enforcement Agencies for solid waste facility permitting, inspection, and enforcement.</p> <p>Oppose legislation that would preempt local land use authority over solid waste facilities, restrict the ability of a city to issue a land use permit for a solid waste facility, or restrict the ability of a city to condition such facilities through the conditional use permit process.</p> <p>Oppose legislation that would authorize the Waste Board to consider landfill capacity as a reason for denying concurrence of a solid waste facility permit.</p>
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<p>UTILITIES</p> <ul style="list-style-type: none"> • Local Control • PUC <ul style="list-style-type: none"> • Rate Setting 	<p>Public Works</p>	<p>Support the constitutional right of municipal utilities to operate outside the jurisdiction of the California Public Utilities Commission (PUC) and oppose any legislation that would erode the ability of municipal utilities to operate, or place them under PUC control.</p> <p>Oppose any legislation that interferes with local utility rate setting authority and oppose any legislation that restricts the ability of a city to transfer revenue from a utility (or other enterprise activity) to a city’s general fund.</p>
<p>CLIMATE PROTECTION</p> <ul style="list-style-type: none"> • Incentives <ul style="list-style-type: none"> • Fuel Efficient <ul style="list-style-type: none"> • Renewable Energy 	<p>Public Works/ Community Development</p>	<p>Support grants, loans, tax credits, and other incentives to assist local governments, businesses, and the public invest in energy efficient equipment and renewable energy technology.</p> <p>Support incentives for local governments to complete an inventory of local government facility greenhouse gas emissions, and to conduct an inventory of their whole jurisdiction.</p> <p>Support legislation that streamlines permitting requirements and costs for energy producing facilities on federal land or which exempts small energy plants (less than 5 mW) from FERC licensing requirement, and require only state and local regulations as applicable.</p> <p>Support grants, loans, tax credits, and other incentives to assist the public and local governments in using alternative fuels and purchasing fuel efficient vehicles.</p> <p>Support legislation that increases energy efficiency requirements as part of the building codes.</p> <p>Support legislation to permit assignment of the Public Goods Charge to local governments for implementation of energy conservation programs and projects.</p> <p>Support legislation and measures that encourage renewable energy generation, remove roadblocks to renewable resource development, and provide incentives for small renewable generation projects.</p> <p>Support legislation or regulations allowing wheeling of power and or appropriate remuneration for energy provided to the grid by municipalities.</p>

<p>CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)</p> <ul style="list-style-type: none"> • Fair Argument Test • Master EIR Funding • Notification • Duty to Respond • Timelines for CEQA Contract • Arbitration • Bounty Hunter • Re-Circulation • Notices • Effect on Environment • Significant Thresholds • Indirect and Cumulative Effects 	<p>Community Development</p>	<p><u>Procedures and Notices</u></p> <p>Oppose the elimination of the fair argument test as the threshold for determining whether to prepare an Environmental Impact Report (EIR).</p> <p>Support the development of a funding source for Master EIRs as proposed in the Little Hoover Commission report.</p> <p>Oppose shifting the responsibility to notify responsible agencies from the Lead Agency to the State Clearing House.</p> <p>Oppose shielding Lead Agencies from responding to comments received more than 30 days after a Notice of Preparation (NOP) or received verbally.</p> <p>Support eliminating subdivision (b) of Public Resources Code Section 21151.5, which mandates the timeline for entering into CEQA contracts.</p> <p>Support adding a “CEQA arbitrator” option to the requirement that each county over 200,000 designate a “CEQA judge.”</p> <p>Support voluntary efforts and encouragement of arbitration/mediation in CEQA disputes but not mandatory arbitration.</p> <p>Support limitations on lawsuits that have little merit by eliminating the availability of provisions for fee recovery by petitioners or by authorizing cities to collect their fees and costs in cases where they are the prevailing party.</p> <p>Support raising the threshold for re-circulation of EIRs so that only new “significant unavoidable impacts” would necessitate re-circulation.</p> <p>Support requiring that all projects proposed by any state or local public agencies comply with the identical local public notice requirements that would be applicable to projects sponsored by private developers in the jurisdiction where the project is located.</p> <p><u>Definition of a Project</u></p> <p>Support narrowing the definition of “project” to discourage CEQA lawsuits on non-environmental matters.</p> <p><u>Significant Environmental Effects</u></p> <p>Oppose the creation of a new mandate requiring cities to develop boilerplate significance thresholds.</p> <p>Oppose a single statewide set of standards for determining significance at the local level.</p> <p>Support focusing CEQA review by limiting analysis to physical environmental effects.</p> <p>Oppose amending the definition of effects to eliminate the analysis of indirect and cumulative environmental effects.</p>
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<p>CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) (CONTINUED)</p> <ul style="list-style-type: none"> • Alternative Site Requirement • No Project Alternative • Coastal Commission Authority • Frivolous Appeals • Offshore Development • Authority • Lead Agency • Restrictions/ Mandates • Local Standards • Habitat Plans • Environmental Review 	<p>Community Development</p>	<p>Oppose exempting projects that are subject to their own subsequent environmental review from consideration as a reasonably foreseeable future project when analyzing cumulative impacts.</p> <p><u>Alternatives</u></p> <p>Support eliminating the alternative site requirement for all private projects.</p> <p>Oppose the elimination of the “no project alternative.”</p> <p><u>Coastal Issues</u></p> <p>Oppose legislation that would permit the state to impose unreasonable conditions on Local Coastal Plans developed by cities and counties.</p> <p>Support efforts to curb frivolous appeals to local coastal decisions.</p> <p>Support extension of the Federal Coastal Protection Act prohibition of additional offshore development based, in part, on concern about the impacts to on-shore support facilities and services by offshore development activities.</p> <p>Oppose legislation that grants authority to the Coastal Commission that is inconsistent, duplicative and overlapping with the authority of other regulatory agencies, such as regional water quality control boards or other agencies or that grants the Coastal Commission authority outside the coastal zone.</p> <p><u>Miscellaneous</u></p> <p>Support the right of cities to serve as Lead Agencies for the purposes of the Surface Mining and Reclamation Act (SMARA).</p> <p>Oppose any federal or state regulation, statute or constitutional amendment which would place restrictions on federal, state, and local government actions regulating private property or requiring additional compensation beyond the continually evolving judicial interpretation of the Fifth Amendment of the U.S. Constitution.</p> <p>Support flexibility for state and local governments to enact environmental and other standards or mandates that are stronger than the federal standards, reserving the right to question or oppose stronger standards on the merits.</p> <p>Oppose legislation that prohibits state and local governments from enacting stricter standards.</p> <p>Support the ability of local governments to voluntarily develop and approve species habitat plans for their communities, in conjunction with willing property owners.</p> <p>Support legislation that would consolidate environmental review studies and processes, and encourage other forms of inter-agency cooperation, for proposed development projects that require permits from multiple jurisdictions (local, state, and federal). Oppose legislation, proposed administrative procedures or other initiatives that would add redundant environmental review processes.</p>
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HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT		
SCOPE		Policies that foster local control of community planning decisions as they relate to land use, affordable housing, cultural arts, human and neighborhood services, redevelopment and the community's economic health.
AIR QUALITY	Community Development /Public Works	See page 8 for the following issues under this category: • Improvements • Regulations • Standards • Land Use • Local Control • Fund Diversion • Governance • Health/Safety Code.
WATER QUALITY	Community Development/ Public Works	See page 8 for the following issues under this category: • Infrastructure investment • Local Control • Standards • Liability • Streamlining reform • “Bounty Hunters” • Water Softeners • Watershed Management • Treatment • Reuse • Reclaimed Water • Numeric Limits • Diversion • Frivolous lawsuits • Remedies • Fees/Penalty revenues • NPDES • State/regional discretion.
HAZARDOUS MATERIALS	Community Development /Public Works	See page 9 for the following issues under this category: • Local control/standards • Streamlining • Administrating agencies • Lead agency • Building permits • Land use.
INTEGRATED WASTE MANAGEMENT	Community Development /Public Works	See page 11 for the following issues under this category: • Local control • AB 939 • Streamline • Green Waste • CIWWB • Diversion • Measurement • Requirements • Non-burn transformation • Market development • Staffing • Variable can rates • E-waste • Curbside recycling • AB 2020 • Packaging • Local LEA • Authority • Landfills • Land use • Landfill certification.
TOURISM • Identity/Funds	Community Development	Support federal and state efforts to foster tourism policy development and coordination, and raise awareness of the economic impact of travel and tourism. Support funding to create a national identity for the U.S. as a premier travel destination with funds to be allocated directly to local governments. Support federal and state assistance to the travel and tourism industry.
ARTS • National Support • Funding • Museums, Humanities, Education	Community Development	Support the National Endowment for the Arts, National Endowment for the Humanities, and the Office of Museum Services within the Institute of Museum and Library Services. Support funding for these agencies at levels to sustain the nation's cultural infrastructure. Support funding for Arts in Education in the U.S. Department of Education's Fund for Improvement of Education to encourage high quality arts instruction in schools.

<p>PLANNING AND ZONING</p> <ul style="list-style-type: none"> • General Plans • Water Supply/Land Use • Zoning 	<p>Community Development</p>	<p>Support the use of the general plan as a guide to meeting community planning needs. A city’s general plan should not be subject to mandatory review by regional or state agencies.</p> <p>Support having the best information available on the reliability of water supplies when land use decisions are made by local agencies, while protecting and retaining local land use decision-making authority.</p> <p>Support protection of local zoning as a primary function of cities and an essential component of home rule. State agency siting of facilities, including campuses and office buildings, should be subject to local notice and hearing requirements, and local land use policy and zoning requirements in order to meet concerns of the local community.</p>
<p>AFFORDABLE HOUSING</p> <ul style="list-style-type: none"> • Financing • CDBG/Home • Federal Funding • Legal Protections • HOPE VI • Section 202 • Elderly Housing • Non-Profits • Section 8 • Section 811 Funding • McKinney Act • Fair Market Rents 	<p>Community Development</p>	<p>Support legislation and state and federal programs that assist in providing financing for affordable housing, including the development of fiscal tools and incentives to assist local governments in their efforts to encourage housing and finance the infrastructure to support housing.</p> <p>Support federal funding for the Community Development Block Grant Program (CDBG) and the HOME Investment Partnerships Program.</p> <p>Support federal funding of: 1) HOPE VI for an additional ten years; 2) Section 202 for new construction and rental assistance, modernization of units of elderly housing; 3) efforts to preserve elderly housing, permitting nonprofit organizations to purchase elderly housing projects with expiring Section 8 contracts; 4) Section 811 funding for the disabled; and 5) McKinney Act homeless assistance grants.</p> <p>Support and encourage legislation that establishes additional legal protections to local agencies that approve affordable housing and that establish local pro-active affordable housing policies.</p> <p>Support the preservation of Section 8 Program Funding.</p> <p>Support at the federal level, the calculation of Section 8 “fair market rents” and “area median income” on a sub-regional basis, rather than on a countywide basis.</p>

<p>HOUSING</p> <ul style="list-style-type: none"> • General Plan • Housing Element • Growth • Allocation of • Accountability • Performance Standard • Incentives • Streamlining • Reforms • Growth • RHNA Units • Disputes • Consistency 	<p>Community Development</p>	<p>Support the following housing principles:</p> <p>Housing issues should be addressed in the general plan as other planning issues are. The housing element should be prepared for the benefit of local governments and should have equal status with the other elements of the general plan.</p> <p>The projections of regional and local growth and the allocation of housing units should account for state and local planning factors and should be subject to a formal hearing and appeal process to ensure that they are realistic and fair. Cities or cities and counties should be allowed to work together to allocate housing units among themselves within a sub-region. Politically accountable officials at the state and regional levels should hear appeals to ensure that all public entities in the South Coast region receive an equitable allocation of housing units.</p> <p>Local government efforts should be subject to realistic performance standards not to arbitrary state agency review of the housing element. Local government housing efforts should be rewarded by incentives. These incentives should include streamlining by not being subject to HCD review, priority ranking for discretionary funds, and new discretionary funds available for general fund purposes.</p> <p>Support and encourage legislation that implements comprehensive reforms to the housing element process to:</p> <ul style="list-style-type: none"> • Address conflicts between local growth projections and state regional housing need numbers; • Resolve the problems associated with the distribution of RHNA units within a council of governments; • Achieve improvements to the housing element review process; and • Develop a neutral dispute resolution process and fair enforcement alternatives to deal with disputes over questions of compliance. <p>Support and encourage legislation that requires state laws and policies, which affect housing and land use, to be internally consistent and consistent with each other.</p>
<p>REDEVELOPMENT</p> <ul style="list-style-type: none"> • Flexibility • Liability • Project Area • Redevelopment Plan 	<p>Community Development</p>	<p>Support legislation that increases the flexibility in the use of redevelopment authority.</p> <p>Oppose limiting authority or increasing the liability of redevelopment agencies.</p> <p>Support legislation that provides for the appropriate extension of existing redevelopment project areas that face statutory expiration.</p> <p>Support legislation that allows redevelopment agencies to continue to collect tax increment and extend project area activities in pursuit of Redevelopment Plan goals and to provide affordable housing beyond existing statutory deadlines.</p>

REDEVELOPMENT (CONTINUED) <ul style="list-style-type: none"> • ERAF • RDA Sunset 	Community Development	<p>Oppose legislation such as Educational Revenue Augmentation Fund (ERAF) <u>and Supplemental Educational Revenue Augmentation Fund (SERAF)</u> that diverts locally-generated tax increment funds from redevelopment agencies.</p> <p>Support legislation to retain redevelopment agency authority to collect and use the increment for affordable housing beyond the current RDA sunset.</p>
RENT CONTROL <ul style="list-style-type: none"> • Ordinances • Mobile Homes 	Community Development	<p>Oppose any legislation that restricts the ability of cities to enact rent control ordinances for mobile homes and other forms of housing that are tailored to meet local conditions and circumstances.</p> <p>Oppose any legislation that would require a city to adopt a mobile home rent control ordinance.</p> <p>Support <u>local control of mobile home rent control ordinances.</u></p>
SUBDIVISION MAP ACT <ul style="list-style-type: none"> • Local Control • Antiquated subdivisions 	Community Development	<p>Support maximizing local control over subdivisions and public improvement financing. Discretion over the conditions and length of subdivision and parcel maps should be retained by cities.</p> <p>Support reversal of legislation recognizing antiquated subdivisions as legal lots.</p>
RESIDENTIAL CARE FACILITIES <ul style="list-style-type: none"> • Permitting • Regulating • Licensing • Restrictions 	Community Development	<p>Support permitting cities to exercise review and land use regulation of group home facilities and residential care facilities in residential neighborhoods including the application of zoning, building, and safety standards. State and county licensing agencies should be required to confer with a city’s planning agency in determining whether to grant a license to a community care facility. Better review and regulation of residential care facilities will protect both the community surrounding a facility and the residents within a facility from a poorly managed facility or the absence of state oversight.</p>
DEVELOPMENT FEES <ul style="list-style-type: none"> • Local authority • Infrastructure • Mitigation • Condition and Deny Authority 	Community Development	<p>Support providing local discretion in the assessment, collection, and usage of development fees. Support the state provision of infrastructure funding to help local communities meet California’s growth demands and to increase housing affordability.</p> <p>Oppose limiting the ability of cities to levy fees to provide for infrastructure or services.</p> <p>Support maintaining city discretion over the extent to which legislative authority should be exercised to fully mitigate impacts from development to the adequacy of school facilities.</p> <p>Support maintaining the cities’ ability to condition and deny projects that determine to inadequately mitigate impacts to community schools.</p>

ANNEXATION AND INCORPORATION	Community Development	Support strengthening city control over urban boundaries. Sphere of Influence law should be modified to limit urban development in unincorporated areas of a county and to facilitate the annexation of urban areas to cities. The Revenue and Taxation Code should not allow counties to block annexations in exchange for unreasonable property tax sharing agreements. In addition, cities should have expanded authority over adjacent lands outside their sphere of influence regardless of jurisdictional lines so long as the land is not within another city's sphere.
DEVELOPMENT AGREEMENTS	Community Development	Support voluntary development agreements as one tool for providing flexibility in development approvals.
BUILDING STANDARDS <ul style="list-style-type: none">• Health and Safety• Occupancy • Licensing	Community Development	Support flexibility in the adoption and implementation of health and safety standards contained in the building codes. Support authorizing cities to adopt independent occupancy standards to prevent overcrowding and associated health and safety hazards, including fire-related fatalities. Oppose legislation that would remove licensing requirements for professionals such as architects, landscape architects, contractors, and others related to building and development.
MILITARY BASE CLOSURE AND REUSE <ul style="list-style-type: none">• Local Involvement• Reuse	Community Development	Support local decision-making over closed military base reuse. Support incentives for the reuse of closed military facilities to meet local community needs as determined by local governments.
MOBILE HOME REGULATION AUTHORITY	Community Development	Support initiatives that maintain cities as the enforcement authority for mobile home park regulation.
SIGN REGULATION	Community Development	Support the authority of cities to regulate billboards and other signage.
ARTS, CULTURAL RESOURCES, HISTORIC PRESERVATION AND ACTIVITIES	Community Development, Parks and Recreation	Support the continued state funding for local arts activities and historic preservation.
CHILDREN/YOUTH	Community Development, Parks and Recreation, Police, and Library	See page 26 for the following issues in this category: <ul style="list-style-type: none">• Job Training • Prenatal Care • Youth Program • Foster Care • Federal Grants • Natural Policy • After School • Equal Access • Educational Programs • Parks and Recreation Facilities • Library funding • Universal Health Care.

AIRPORT		
SCOPE		Issues related to federal and state legislation affecting airport operations, funding regulation, and implementation of the Aviation Facilities Plan.
FUNDING	Airport	<p>Support legislation reauthorizing FAA and the Airport Improvement Program (AIP), including support of the following provisions:</p> <ul style="list-style-type: none"> ○ Increase AIP funding and maintain or reduce the 5% AIP match requirement for small airports; ○ Strengthen or maintain budget protections for AIP funding. ○ Eliminate the competition plan requirement for AIP. ○ Eliminate unnecessary AIP grant assurances; and ○ Maintain or expand revenue sources that contribute to AIP. <p>Support federal legislative efforts to maintain or increase appropriations to the AIP for infrastructure projects relating to safety, security, aviation operations and capacity, and noise abatement.</p> <p>Support dedicated aviation security operations and infrastructure funding sources separate from the AIP.</p> <p>Support efforts to reimburse airports for operational and infrastructure costs associated with implementation of federal security and other mandates.</p> <p>Support bankruptcy reform legislation that helps protect airports from the impact of airline bankruptcies.</p> <p>Support reclassification of all airport bonds as ‘governmental’ instead of ‘private activity.’</p> <p>Support continuation of the elimination of the Alternative Minimum Tax (AMT) penalty on Airport Private Activity Bonds.</p> <p>Support efforts to provide airports with greater flexibility in the use of AIP and Passenger Facility Charge (PFC) funds, including elimination of the mandated loss of entitlement funds from imposing a higher PFC.</p> <p>Support an increase or elimination of the cap on PFC charges.</p> <p>Support efforts to streamline the airport PFC application and reporting process.</p> <p>Support equitable distribution of jet fuel tax revenues.</p> <p>Support efforts to restructure the Airport Disadvantaged Business Enterprise (DBE) program.</p> <p><u>Support legislation that provides individual airports flexibility in establishing rental car Customer Facility Charges (CFC) based on local market conditions and debt service needs.</u></p>
<ul style="list-style-type: none"> • AIP • Funding • FAA • Customer Facility Charges 		
<ul style="list-style-type: none"> • Security 		
<ul style="list-style-type: none"> • Bankruptcy • Bonds • Alternative Minimum Tax • Passenger Facility Charge • Cap on PFC Charges • PFC Application • Jet fuel tax • DBE Program 		

		<u>Support funding for modernization of the FAA air traffic control equipment to improve the safety and efficiency of the national air transportation system.</u>
SAFETY AND SECURITY <ul style="list-style-type: none"> • Streamlining • Cargo Screening • Staffing • TSA • <u>Ground Transportation</u> 	Airport	<p>Support streamlining the airport security screening process to reduce passenger inconvenience and improve customer service, while maintaining security and safety.</p> <p>Support a threat based (risk-based) system of air cargo inspection and screening.</p> <p>Support local primacy in granting access to airport restricted areas.</p> <p>Support efforts to preserve current staffing levels for Aircraft Rescue and Fire Fighting (ARFF) crews.</p> <p>Support an adequately funded Transportation Security Administration (TSA).</p> <p><u>Support timely, secure and cost effective background screening for Airport employees.</u></p> <p><u>Support measures to improve Santa Barbara Airport's ability to regulate and enforce rules established for ground transportation providers.</u></p>
ENVIRONMENT <ul style="list-style-type: none"> • Noise standards • Greenhouse Gases • Airport Noise • Environmental Review 	Airport	<p>Support measures to alleviate noise impacts on communities surrounding airports that benefit both the community and the airport such as the implementation of a phased Stage 3 requirement for lighter jet aircraft and the phase-out of noisy Stage 1 and Stage 2 jet aircraft weighing less than 75,000 lbs.</p> <p>Support efforts to reduce potential greenhouse gas emissions resulting from aircraft operations and airport ground service equipment.</p> <p>Oppose efforts to expand state airport noise standard variance requirements.</p> <p>Support additional steps to expedite the airport environmental review and approval process while preserving environmental protections.</p>
AIR SERVICE	Airport	<p>Support legislation that stimulates the airline industry's ability to provide air service to Santa Barbara.</p> <p>Support legislation that recognizes or encourages aviation's contributions to the economy that result from air travel, <u>tourism</u>, commerce, freight transport, and manufacturing.</p> <p><u>Support a passenger bill of rights that is consistent with Airport and SBA passenger needs.</u></p> <p><u>Support changes that would enhance Santa Barbara Airport's ability to improve air service options for local travelers.</u></p>
TRANSPORTATION/ INFRASTRUCTURE	Airport	Support legislation funding connectivity between air and ground transportation through improved infrastructure and enhancement of alternative transportation options.

PLANNING <ul style="list-style-type: none"> • Land Use • Planning CEQA • Coordination 	Airport	<p>Support efforts to ensure that development around airports is consistent with land use planning guidelines and compatible with airport operations.</p> <p>Support development of a clear methodology for preparing CEQA analysis of potential global warming impacts of proposed projects.</p> <p>Support coordination between FAA and sponsor airports on NEPA compliance issues and preparation of joint NEPA/CEQA documents.</p>
RENTAL CAR CONCESSIONS	Airport	<p>Support airport interests in proposed legislation that may impact the terms under which rental car concessions operate at the airport.</p>
EDUCATION	Airport	<p>Support aviation education that informs students about career opportunities in aviation and encourages interest in a math and science curriculum.</p>

WATERFRONT		
SCOPE		<p>Issues related to federal and state legislation affecting harbor operations, funding, and regulation.</p>
PUBLIC ACCESS	Waterfront	<p>Support continued public access to marinas, state tidelands, waterfront facilities, and marine resources.</p>
ECONOMIC CONTRIBUTIONS	Waterfront	<p>Support legislation that recognizes economic contributions of ports and harbors to state and federal economies, through maritime trade, maritime industries and commercial fishing.</p>
CONGRESSIONAL OVERSIGHT	Waterfront	<p>Support Congressional oversight of Executive Agencies to ensure timely permitting of statutorily mandated Civil Works projects, and contain regulatory demands that inflate project costs.</p>
SEARCH AND RESCUE OPERATIONS	Waterfront	<p>Support the U.S. Coast Guard's services mission to conduct search-and-rescue operations as an agency priority.</p>

<p>ENVIRONMENTAL</p> <ul style="list-style-type: none"> • Local Authority • Disposition of Crafts • Non-Native Marine Species • Waste • Seabirds • Water Pollution • Fuel Tank • Oil Spills • Recycling • Boat Paint 	<p>Waterfront</p>	<p><u>General</u></p> <p>Support enhanced local authority over disposition of wrecked, derelict, abandoned, non-operable or non-seaworthy craft.</p> <p>Support legislation that encourages and/or funds eradication or control of non-native marine species in ports and harbors.</p> <p>Support physical alternatives or grant funds for disposal of marina-generated household wastes, dredge materials or treated building materials.</p> <p>Support efforts to ensure seabird protection while allowing ports and harbors to control or abate nuisance fowl.</p> <p><u>Water Pollution</u></p> <p>Support state or federal funding for retrofits or rehabilitation of underground marine-fuel tanks or systems.</p> <p>Support state or federal funding of mitigation or remediation of non-point source pollution that affects harbor water quality.</p> <p>Support and advance programs and state funding aimed at reducing or eliminating point-source pollution in California ports and harbors.</p> <p>Support efforts to fund oil-spill prevention and/or recovery in ports and harbors.</p> <p>Support efforts to fund recycling and/or disposal options for waste oil and other byproducts of maritime activities or vessel maintenance.</p> <p>Support efforts to research and test alternatives to copper-based anti-fouling paints for boat bottoms.</p>
<p>FISHERIES</p> <ul style="list-style-type: none"> • Fishing • Ecological Health • Planning 	<p>Waterfront</p>	<p>Support environmentally compliant commercial and recreational fishing, as essential to the fabric of working ports and harbors.</p> <p>Support legislative efforts to sustain the ecological health of aquatic biological systems, including fish, and shellfish, and marine mammals.</p> <p>Support a planning process for the Marine Life Protection Act in Southern California that includes input from the science community and all interested stakeholders to protect the marine heritage and ensure long term viability of coastal communities and fisheries.</p> <p>Support- protection of the California Gray Whale and efforts to assess its population, mortality rates and migration rates.</p>

<p>LOCAL CONTROL</p> <ul style="list-style-type: none"> • Revenues • Use • Preservation • Environment • Sanctuaries • Local Control • Cruise Ships • Air Quality 	<p>Waterfront</p>	<p>Support compliance with the California Constitution as it relates to preservation of tideland revenues, as well as the return of local user fees, locally collected property taxes and similar funds to the California ports and harbors of origin.</p> <p>Support legislation allowing ports and harbors to establish or designate local control over special-use areas for vessels or related recreational equipment of a specific type or use.</p> <p>Support the preservation of ocean resources through established marine sanctuaries, while reserving the ability to comment on potential sanctuary expansion by the Harbor District that could affect activities including but not limited to dredging, vessel traffic, wastewater disposal, general construction, and maintenance and repair.</p> <p>Support local jurisdictional control and environmental/regulatory oversight of cruise ship visits near ports and harbors.</p> <p>Support state and federal efforts to reduce air and water quality impacts of shipping in the Santa Barbara Channel.</p>
<p>DREDGING</p> <ul style="list-style-type: none"> • Funding • Material • Corps of Engineers • Federal Initiatives • Obligation 	<p>Waterfront</p>	<p>Support policies and funding for dredging small-craft ports and harbors, including the use of dredged materials for beach nourishment.</p> <p>Support opportunities, when environmentally feasible, for the removal and disposition of dredged materials.</p> <p>Support full execution by the Corps of Engineers of its basic navigation, shore and flood protection mission, as well as environmental restoration and recreation authorized by Congress.</p> <p>Support federal initiatives that benefit Congressionally authorized marine infrastructure needs including: Maritime Infrastructure Banks; Marine Transportation System Vision 2020; expanded ocean dredge disposal sites; and development of new upland dredge disposal and reuse sites with provisions of federal ownership and cost sharing for such sites.</p> <p>Oppose any action that would prohibit U.S. Army Corps of Engineers from realizing its mission obligation to dredge Santa Barbara Harbor.</p>

<p>FACILITIES</p> <ul style="list-style-type: none"> • Funding • Abandoned Watercraft • Utilities • Boat Launching • Repair and Maintain Harbor Facilities 	<p>Waterfront</p>	<p>Support legislation granting federal funds (or low-interest, no-interest loans) for development of harbor infrastructure facilities.</p> <p>Oppose legislative or administrative efforts to eliminate the state Department of Boating and Waterways and/or reduce/reallocate its budget.</p> <p>Oppose legislative or administrative efforts to reallocate or divert funds from the intended purposes of the Harbors and Watercraft Revolving Fund, as described in Sections 85-88 of the California Harbors and Navigation Code.</p> <p>Support legislation expanding and/or increasing the budget of the state’s Abandoned Watercraft Abatement Fund.</p> <p>Oppose legislative or administrative efforts to decrease the budget of the state’s Abandoned Watercraft Abatement Fund.</p> <p>Support legislation providing harbor managers a financially feasible means of supplying utilities, such as electricity to berths and marinas.</p> <p>Support legislation that funds construction and/or maintenance of boat-launching facilities.</p> <p>Oppose legislation that seasonally restricts ability to repair and maintain harbor facilities, while considering impact to sensitive species.</p>
<p>BOATING SAFETY</p> <ul style="list-style-type: none"> • Education • Enforcement 	<p>Waterfront</p>	<p>Support boating safety, including education and enforcement or regulation of boating practices, vessel types and equipment.</p> <p>Support legislation implementing a boater-safety certification program.</p> <p>Support public safety and enforcement efforts through funding of equipment utilized by Harbor Patrol Officers.</p>
<p>ENFORCEMENT</p> <ul style="list-style-type: none"> • Public Safety • Homeland Security 	<p>Waterfront</p>	<p>Support legislation that promotes public safety and law-enforcement efforts in or near California ports and harbors through funding resources.</p> <p>Support Homeland Security legislation, programs and/or grants that benefit and protect small ports and harbors.</p>
<p>EDUCATION</p>	<p>Waterfront</p>	<p>Support programs that utilize the California Department of Boating and Waterways as an educational vehicle for non-regulatory boating and harbor-management programs.</p>

COMMUNITY SERVICES		
SCOPE		Issues related to childcare, parks and recreation, libraries, cultural arts, and community and human services programs.
PARKS FUNDING <ul style="list-style-type: none"> • Programs • Community Park Land • Partnerships • Coastal Access 	Parks and Recreation	<p>Support full federal funding for the Forest Service's Urban and Community Forestry Program, the Land and Water Conservation Fund, and the Urban Parks and Recreation Recovery Program.</p> <p>Support legislation that promotes the acquisition, development or redevelopment of park land to meet community park and recreation needs.</p> <p>Support regional multi-agency open space acquisition initiatives.</p> <p>Support the continuation of funding for Coastal Access Projects.</p>
ARTS, CULTURAL RESOURCES, HISTORIC PRESERVATION AND ACTIVITIES	Parks and Recreation and Community Development	Support the continued state and federal funding for local arts activities and historic preservation.
CHILD CARE <ul style="list-style-type: none"> • Child Care 	Parks and Recreation	<p>Support the creation of more affordable, innovative, and quality local child care options for parents and concurrently encourage adherence to strict regulations and guidelines.</p> <p>Support legislation that encourages child care facilities throughout the community.</p> <p>Support state and federal efforts to provide high quality, safe, and affordable childcare for all who need it.</p>
CHILDREN/YOUTH <ul style="list-style-type: none"> • Job Training • Prenatal Care • Youth Program • Foster Care • Federal Grants • National Policy • After School 	Parks and Recreation/ Police/ Community/ Development/ Library	<p>Support state and federal funding for school-based job training programs in order to produce more job placement opportunities and collaborations with municipal services.</p> <p>Support increased state and federal funding for prenatal care, early health care, preschool, and childcare programs to ensure healthy children and school readiness.</p> <p>Support increased funding for foster care.</p> <p>Support creation of permanent state or federal funding sources for youth programs.</p> <p>Support federal reauthorization and full funding of the Individuals with Disabilities Education Act (IDEA), the Child Care and Development Block Grant, and the Temporary Assistance to Needy Families (TANF) block grant, including after-school recreation and tutoring programs.</p> <p>Support formation of a President's national youth cabinet to create a comprehensive national policy for children.</p> <p>Support increased state and federal funding for affordable after-school programs and programs that promote and enhance physical fitness and well-being of children and youth.</p>

<p>CHILDREN/YOUTH (CONTINUED)</p> <ul style="list-style-type: none"> • Equal Access • Parks and Recreation Facilities • Educational Programs • Library funding • Universal Health Care • Health Care 	<p>Parks and Recreation/ Police/ Community Development /Library</p>	<p>Support legislation that would provide state and federal funding for increased access for children with disabilities to after-school and other recreation programs, including required staff support related to medications, mobility, and activity integration.</p> <p>Support legislation that would provide state and federal funding for the development and operation of park and recreation facilities that serve underprivileged children, families, and older adults <u>and which promote and enhance physical health and well-being of children, youth, adults and seniors.</u></p> <p>Support legislation providing state and federal funding for improving pre-school reading readiness, for supporting public library services assisting elementary and secondary school students with information, research, and curriculum materials, for adult literacy and computer literacy instruction, and for acquisition of learning materials.</p> <p>Oppose legislation or administrative efforts to decrease the state’s budgets for First 5 and K through 12 programs that support children and families.</p> <p>Support the concept of universal health care for all Californians.</p> <p>Support incentives to improve coordination of public health considerations with community land use planning.</p>
<p>PARK BOND FUNDS</p> <ul style="list-style-type: none"> • Eligibility • Distribution • Release 	<p>Parks and Recreation</p>	<p>Oppose tying local eligibility for park bond grant funds to non-park related issues, such as rent control or housing element status. Statewide park bond measures should include a component that provides per capita grants to cities and counties.</p> <p>Monitor quarterly state actions regarding distribution or hold-up of allocated bond funds and other state funding sources related to Creeks Program and park capital projects.</p> <p>Work with League of California Cities to assure bond funds are not held for other state funding needs.</p>
<p>PUBLIC LIBRARIES</p> <ul style="list-style-type: none"> • Funding • Computers 	<p>Library</p>	<p>Support full funding of the State Public Library Foundation so that the state’s full share of funding is provided to the program, understanding how libraries play an integral role in building and sustaining our communities.</p> <p>Support legislation providing federal funding for improving pre-school reading readiness, for supporting public library services assisting elementary and secondary school students with information, research, and curriculum materials, for adult literacy and computer literacy instruction, and for acquisition of learning materials.</p> <p>Support federal funding for telecommunications equipment and services in public libraries in order to provide equal access to information to all residents; oppose requirements on use of federal funds for Internet access services for adults that mandate installation of filtering software.</p>

<p>PUBLIC LIBRARIES (CONTINUED)</p> <ul style="list-style-type: none"> • State Public Library • Foundation Privacy Rights 	<p>Library</p>	<p>Support efforts to maintain and restore the State Public Library Foundation.</p> <p>Oppose reductions of funding for library services.</p> <p>Oppose any further reduction of the State Public Library Foundation.</p> <p>Oppose legislation that requires public libraries to install and maintain computer-filtering software for use on computers in the library that, in an attempt to block obscene materials, also prevents access to material protected by the First Amendment.</p> <p>Oppose legislation, regulations, and guidelines that erode privacy, information access and Constitutional rights, and oppose the use of governmental authority to suppress the free and open exchange of information and ideas.</p>
<p>SENIORS</p> <ul style="list-style-type: none"> • Programs • Care Facilities • Wellness 	<p>Parks and Recreation</p>	<p>Support efforts to develop and improve intergenerational recreation programs and activities that include seniors.</p> <p>Support legislation that would provide funding for side-by-side day care facilities for California’s youth, adults, and seniors.</p> <p>Support legislation that facilitates development of senior residential and day care facilities integrated within the community-at-large.</p> <p>Support funding for wellness, physical activity, and recreational programs for seniors on low or fixed incomes.</p> <p>Support funding for senior daycare facilities and programs.</p>
<p>NATURAL RESOURCE PROTECTION</p>	<p>Parks and Recreation</p>	<p>Support legislation that fosters protection and restoration of natural resources, including streams, stream and riparian habitat, wetlands, estuaries, rural and urban open space, etc.</p> <p>Support legislation that provides local agencies with matching grants and/or technical support from California Resources Agency or other state agencies to revise and implement new resource protection policies and programs.</p>
<p>PARKS AND YOUTH EDUCATION</p>	<p>Parks and Recreation</p>	<p>Support legislation that establishes new grants or expands scope of existing grants (currently limited to urbanized areas with populations over 100,000) for which the City would be eligible for park development, park improvement, and youth recreation programs.</p>
<p>PROPOSITION 40/50/84</p> <ul style="list-style-type: none"> • Distribution 	<p>Parks and Recreation</p>	<p>Support legislation that distributes bond funds as competitive monies to a range of State agencies and does not limit funds based on geographic location or scope of need.</p> <p>Support legislation that allows grantee opportunity to receive grant funds for project design and permitting, in addition to construction, and also provides a mechanism to extend completion schedules.</p>

<p>EQUAL EMPLOYMENT OPPORTUNITY</p> <ul style="list-style-type: none"> • Civil Rights/EEO • Sexual Harassment • Standards • CFCL/FMLA • Sexual Orientation 	<p>City Administrator</p>	<p>Support legislation furthering the purpose and clarifying the application of state and federal civil rights and equal employment opportunity laws.</p> <p>Support a consistent standard for hostile sexual harassment cases by adopting the federal "reasonable victim" standards in matters before the FEHC. Support changing the standard from the "viewpoint of a reasonable victim" to a standard utilizing the "perception of reasonable persons of the same gender as the claimant," in order to shift from a gender-based sexual harassment standard to a plaintiff-based standard.</p> <p>Support efforts to conform the California Family Care Leave Laws to the federal Family and Medical Leave Act (FMLA).</p> <p>Support the amendment of federal civil rights legislation to prohibit employment discrimination on the basis of sexual orientation.</p>
<p>PUBLIC EMPLOYEES' RETIREMENT SYSTEM</p> <ul style="list-style-type: none"> • Coalition • Public Pension Systems • Exemptions • Limitations • Fraud • PERS Credit • Disability • Airport Patrol 	<p>Administrative Services</p>	<p>Support the PERS Coalition (PERS/PAC) and its efforts to maintain or further the interests of contracting agencies.</p> <p>Oppose preemption of charter city authority over their public pension systems.</p> <p>Support an exemption for retired PERS employees, allowing them to work for a PERS agency under contract or appointment by the local agency.</p> <p>Support certain limitations upon recoveries under judgments against public retirement systems.</p> <p>Support a requirement that the PERS Board adjust or cancel the retirement allowance of any person convicted of making fraudulent benefit claims.</p> <p>Support extending the period for which employees may purchase PERS service credit for periods of lay off to five years.</p> <p>Support: (a) reducing all disability retirement payments for employees hired after a certain date; (b) imposing an earnings test for persons receiving industrial disability retirement; (c) requiring state departments to identify annual unemployment and disability payments in separate budget items; (d) requiring persons receiving disability retirement payments to obtain an annual medical examination; (e) prescribing a 60% cap on payments for either job-related or non-job-related disabilities; (f) eliminating the tax-exempt status of disability retirement payments; (g) requiring mandatory reinstatement for employees certified able to work by medical exam; and (h) discontinuing disability retirement payments if the employee rejects reinstatement.</p> <p>Support legislation to allow a PERS contracting agency to voluntarily elect to amend its PERS contract to provide safety retirement benefits to California peace officers serving as armed Airport Patrol Officers.</p>

<p>PUBLIC EMPLOYEES' RETIREMENT SYSTEM (PERS)</p> <ul style="list-style-type: none"> • Pension System Reform • Employer Rate • Part-Time Work • Mandates • Benefits • CalPERS Board 	<p>Administrative Services</p>	<p>Support pension system reform that will reduce long term costs while remaining effective in recruiting and retaining a skilled, quality work force.</p> <p>Oppose a requirement that all plan assets of an employer plan, including “excess assets” be used in the determination of the employer rate.</p> <p>Support allowing local agencies to make an exclusive determination of whether to utilize excess assets to offset costs of plan amendments.</p> <p>Oppose declaring eligible for PERS benefits those part-time employees who have satisfied a minimum requirement of service, thereby defeating the intent and value of part-time employment.</p> <p>Oppose legislation that mandates large increases in compensation during the final year of employment, which have the effect of increasing retirement benefits.</p> <p>Oppose requiring an employer to continue to pay the salary of a member while PERS makes its decision on the member’s application for involuntary disability retirement.</p> <p>Support expansion of the membership of the CalPERS Board of Administration to include one new member appointed by the League of California Cities.</p>
<p>WORKERS' COMPENSATION</p> <ul style="list-style-type: none"> • Injuries • Workers' Compensation • Claim • Medical • Presumptive Injury • Legal process 	<p>Finance</p>	<p>Support the principles of narrow causation and definition of injury.</p> <p>Support requiring the employee to prove by clear and convincing evidence that sudden or extraordinary employment conditions were the predominant causes for the injury.</p> <p>Support existing workers' compensation laws to be liberally construed only after an injury is deemed "specific" and consists of serious physical or bodily harm.</p> <p>Support the cost containment of medical expenses for workers' compensation claims.</p> <p>Oppose regulations or legislation that would require increased employer medical costs for workers' compensation.</p> <p>Oppose regulations or legislation that would expand the definition of a “presumptive” injury, or create new “presumptive” injury categories that lack a basis in current proven medical science.</p> <p>Oppose legislation that would permit an employee to use more than one legal process in regard to disability claims (i.e., ADA, workers' compensation, DFEH), or any other erosion of the “exclusive remedy” principle as it relates to disability claims covered under workers' compensation.</p>

<p>EMPLOYMENT-RELATED ISSUES</p> <ul style="list-style-type: none"> • Harassment • Mandates • OSHA • FEHC 	<p>Administrative Services</p>	<p>Support the special protection of elected officials, county public defenders, public figures and public employees acting in their official capacity against threats of death or serious bodily injury.</p> <p>Support federal and state legislation affirming the establishment of tax exempt employee savings accounts for retirement health expenses.</p> <p>Support state-funded recruitment and succession planning programs to address expected high levels of employee retirement turnover within state and local government service.</p> <p>Oppose a mandatory Social Security tax on any public sector employees or employers by the federal government.</p> <p>Oppose any state or federal mandate of benefits on local agency employers, including, but not limited to, benefits for temporary or part-time employees, domestic partner benefits and veterans' preferences.</p> <p>Oppose the mandated inclusion of governmental entities for Occupational Safety and Health Agency (OSHA) violations without appropriate compensation for the mandates.</p> <p>Oppose extending the filing dates for Fair Employment and Housing Commission (FEHC) charges from one to two years, and oppose permitting the FEHC to provide affirmative or prospective relief to prevent the recurrence of an unlawful practice.</p> <p>Oppose legislation limiting the ability of public agencies to monitor public employees' use of public assets and resources.</p>
<p>FEDERAL FAIR LABOR STANDARDS ACT (FLSA)</p>	<p>Administrative Services</p>	<p>Support federal legislation to modify inappropriate sections of the FLSA as it relates to local governments, including, but not limited to, the administrative and professional exemptions, salary tests, and the definition of hours worked.</p> <p>Support the position that the FLSA was inappropriately applied to state and local governments through court decisions and was never designed to regulate public sector employment.</p>
<p>DOMESTIC PARTNERSHIP</p>	<p>Administrative Services</p>	<p>Support legislation that would delete the current state criteria that persons in a Domestic Partnership must be members of the same sex or be over 62 years of age.</p>

CITY ADMINISTRATION		
SCOPE		Issues regarding election law and administration, insurance and tort reform, open meeting law, (the Brown Act), the Public Records Act, the Political Reform Act, and other conflict of interest laws, and regulation of smoking and tobacco products.
OPEN MEETING LAW (THE BROWN ACT) <ul style="list-style-type: none"> • Open Meetings • Restrictions • Closed Session • Privacy Rights • Personnel Issues • Property Acquisitions • Attorney/Client Privilege 	Administrative Services	<p>Support legislation that recognizes the need to conduct the public’s business in public. To this end, the City supports the regulation of the state and other public agencies to ensure conformance to the principles of the open meetings provision in the Ralph M. Brown Act.</p> <p>Support legislation that extends application of the Brown Act to the State.</p> <p>Oppose legislation claiming to enhance open and public meetings that in practice unnecessarily complicates the ability of a city to properly communicate with the public and that discourages communications among governing body members through unproductive restrictions and inappropriate activities.</p> <p>Oppose legislation that would impose further unnecessary restrictions on the action that a governing body can take in closed sessions.</p> <p>Support legislation that recognizes the realities of other constraints under which a local governing body must operate that necessitates judicious use of closed sessions, including:</p> <ul style="list-style-type: none"> • The privacy rights granted to individuals under the U.S. and California constitutions; • The personnel issues that have a potential impact on an individual’s career and potential earning capacity and that raise serious liability questions for a local jurisdiction; • The protection of the taxpayer’s interests over property and other acquisitions by a public agency; and • The proper maintenance of the same attorney-client privilege enjoyed by the private sector.

<p>ELECTIONS</p> <ul style="list-style-type: none"> • Costs/Procedures • Mail Ballots • Ballot measures • Challenges 	<p>Administrative Services</p>	<p>Support legislation that reduces any unnecessary and costly procedures for conducting a municipal election. Oppose legislation that mandates costly and unnecessary procedures related to the local election process.</p> <p>Support municipal mail ballot elections.</p> <p>Support the requirement that the intent and text of a local ballot measure is to be filed with the City Clerk and published in a newspaper of general circulation, and a filing fee. With regard to any land use measure, support allowing the City Council to refer it to the planning agency for a report on the measure's effects.</p> <p>Oppose any legislation or regulation that would prohibit legal action from being filed by any person(s) challenging the validity of the local initiative petition or ordinance after the date of the election.</p>
<p>RECALL ELECTIONS</p>	<p>Administrative Services</p>	<p>Support legislation that maintains the integrity of the municipal recall process.</p> <p>Support legislation that reduces the amount of local recall abuse while improving, streamlining, and ensuring that the public has full knowledge of the issues.</p>
<p>INSURANCE</p> <ul style="list-style-type: none"> • Proof • Penalties • Earthquake 	<p>City Administrator</p>	<p>Support the statewide administrative program that requires a motorist to have proof of insurance to register a vehicle with the Department of Motor Vehicles.</p> <p>Support uninsured vehicles being subject to impoundment, and redeemed only with proof of insurance, with unredeemed vehicles being sold to pay for the cost of the program.</p> <p>Support the creation of a state non-profit corporation to issue earthquake insurance policies to cover the cost of replacement or repairs to structures damaged by earthquake. The primary concern of the City in this issue should be maintaining an affordable housing market in local communities.</p>
<p>POLITICAL REFORM ACT</p> <ul style="list-style-type: none"> • Practices • Local Authority • Prop 208 • Reproduction Costs 	<p>Administrative Services</p>	<p>Support legislation and regulations that establish sound practices and principles related to municipal political campaigns.</p> <p>Oppose regulations and legislation that would restrict or preempt local authority.</p> <p>Support appropriate efforts to improve and streamline the Political Reform Act and its implementation through regulations.</p> <p>Support a legislative amendment to Proposition 208 that permits a candidate with excess campaign funds to give those excess funds to a charity of his or her choice in addition to all of the options provided in Proposition 208.</p> <p>Support an increase in the fee for the reproduction of statements required under the Political Reform Act from ten cents (\$0.10) per page to twenty-five cents (\$0.25) per page.</p>

<p>SMOKING AND TOBACCO CONTROL</p> <ul style="list-style-type: none"> • Statewide • Minors 	<p>City Administrator</p>	<p>Support legislation that establishes a statewide smoking and tobacco control standard, as long as such legislation does not preempt the ability of cities and counties to enact local laws that are stronger than the statewide standard or to regulate in areas not covered in the statewide standard. Oppose legislation that would restrict such local authority.</p> <p>Support legislation that limits the ability of minors to obtain tobacco products.</p> <p>Support legislation providing that all 477 California cities be equitably included in the distribution of moneys that the state receives from the Tobacco Settlement Memorandum of Understanding.</p>
<p>TORT REFORM</p> <ul style="list-style-type: none"> • Local Exposure • Liability • Business Climate 	<p>City Attorney</p>	<p>Support legislation that limits the exposure of local governments to lawsuits related to liability, including but not limited to such areas as unimproved natural conditions, design immunity, hazardous recreational activities, and injuries due to wild animals in public places.</p> <p>Support modifications to the joint and several liability laws that require the responsible parties in a civil action to pay only their fair share of judgment based on their relative responsibility.</p> <p>Support civil justice reform measures designed to improve the business climate in California. The City Attorney will evaluate these measures on a case-by-case basis.</p>

END OF LEGISLATIVE PLATFORM

CITY OF SANTA BARBARA
REDEVELOPMENT AGENCY MINUTES

Special Meeting
March 23, 2010
Council Chamber, 735 Anacapa Street

CALL TO ORDER

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

ROLL CALL

Agency members present: Dale Francisco, Frank Hotchkiss, Grant House, Michael Self, Bendy White, Das Williams, Chair Schneider.

Agency members absent: None.

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

PUBLIC COMMENT

No one wished to speak.

CONSENT CALENDAR (Item Nos. 1 and 2)

Motion:

Agency/Council Members House/Williams to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

1. Subject: Minutes (6)

Recommendation: That the Redevelopment Agency Board waive the reading and approve the minutes of the special meeting of February 23, 2010, and the regular meeting of March 2, 2010.

Action: Approved the recommendation.

2. Subject: Redevelopment Agency Fiscal Year 2010 Interim Financial Statements For The Seven Months Ended January 31, 2010 (7)

Recommendation: That the Redevelopment Agency Board accept the Redevelopment Agency Fiscal Year 2010 Interim Financial Statements for the Seven Months Ended January 31, 2010.

Action: Approved the recommendation (March 23, 2010, report from the Interim Fiscal Officer).

REDEVELOPMENT AGENCY REPORTS

3. Subject: Increased Funding For Transition House Affordable Housing Project (660.04/9)

Recommendation: That Council and the Redevelopment Agency Board take the following actions regarding the "Mom's Place" affordable housing project at 421 East Cota Street:

- A. That Council approve and authorize the Community Development Director to negotiate and execute, subject to approval as to form by the City Attorney, an amendment to a loan agreement with Transition House to, among other things, increase the loan amount by \$170,000 in federal Home Investment Partnerships Program (HOME) funds for construction of new units on the property;
- B. That the Agency Board approve and authorize the Deputy Director to negotiate and execute, subject to approval as to form by Agency Counsel, a loan agreement with Transition House in the amount of \$39,391 for construction of new units on the property as a contingency in the event that Fiscal Year 2011 HOME funds are not awarded;
- C. That the Agency Board approve the appropriation of \$39,391 from the Redevelopment Agency Housing Set-Aside Fund unappropriated reserves to cover the \$39,391 loan to Transition House as a contingency in the event that Fiscal Year 2011 HOME funds are not awarded;
- D. That the Agency Board approve and authorize the Deputy Director to negotiate and execute, subject to approval as to form by Agency Counsel, a loan in the amount of \$150,000 to Mom's LP in Redevelopment Agency Housing Set-Aside funds for rehabilitation of existing units on the property;
- E. That the Agency Board approve the appropriation of \$150,000 from the Redevelopment Agency Housing Set-Aside Fund unappropriated reserves to cover the loan to Mom's LP; and
- F. That the Agency Board consent to the additional subordination of the replacement affordability control covenant to a new Montecito Bank and Trust permanent loan and find that that there is no reasonably available and economically feasible alternative for financing this project without the additional subordination, and authorize the Deputy Director to execute the subordination subject to approval as to form by Agency Counsel.

(Cont'd)

3. (Cont'd)

Documents:

- March 23, 2010, report from the Deputy Director/Community Development Director.
- March 23, 2010, PowerPoint presentation prepared and made by staff.

Speakers:

- Staff: Project Planner Simon Keifer.
- Transition House: Executive Director Kathleen Baushke.

Motion:

Agency/Council Members Williams/House to approve the recommendations; City Council Agreement No. 23,160.1.

Vote:

Unanimous voice vote.

ADJOURNMENT

Chair Schneider adjourned the meeting at 8:30 p.m.

SANTA BARBARA
REDEVELOPMENT AGENCY

SANTA BARBARA
CITY CLERK'S OFFICE

HELENE SCHNEIDER
CHAIR

CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER



CITY OF SANTA BARBARA

REDEVELOPMENT AGENCY BOARD AGENDA REPORT

AGENDA DATE: April 13, 2010
TO: Redevelopment Agency Board
FROM: Accounting Division, Finance Department
SUBJECT: Redevelopment Agency Fiscal Year 2010 Interim Financial Statements For The Eight Months Ended February 28, 2010

RECOMMENDATION:

That the Redevelopment Agency Board accept the Redevelopment Agency Fiscal Year 2010 Interim Financial Statements for the Eight Months Ended February 28, 2010.

DISCUSSION:

The interim financial statements for the eight months ended February 28, 2010 (66.7% 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 Eight Months Ended February 28, 2010

PREPARED BY: Rudolf J. Livingston, Accounting Manager

SUBMITTED BY: Robert Samario, Interim Fiscal Officer

APPROVED BY: City Administrator's Office

REDEVELOPMENT AGENCY
OF THE
CITY OF SANTA BARBARA

INTERIM FINANCIAL STATEMENTS
FISCAL YEAR 2010
FOR THE EIGHT MONTHS
ENDED FEBRUARY 28, 2010

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA
General Fund
Interim Statement of Revenues, Expenditures and Encumbrances
For the Eight Months Ended February 28, 2010 (66.7% 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	\$ 16,337,400	\$ 9,399,263	\$ -	\$ 6,938,137	57.53%
Investment Income	264,700	131,525	-	133,175	49.69%
Interest Loans	5,000	29,579	-	(24,579)	591.58%
Rents	48,000	30,099	-	17,901	62.71%
Total Revenues	<u>16,655,100</u>	<u>9,590,466</u>	<u>-</u>	<u>7,064,634</u>	<u>57.58%</u>
Use of Fund Balance	4,197,643	2,798,484	-	-	66.67%
Total Sources	<u>\$ 20,852,743</u>	<u>\$ 12,388,950</u>	<u>\$ -</u>	<u>\$ 7,064,634</u>	<u>59.41%</u>
Expenditures:					
Material, Supplies & Services:					
Office Supplies & Expense	\$ 3,000	\$ 774	\$ -	\$ 2,226	25.80%
Mapping, Drafting & Presentation	250	-	-	250	0.00%
Janitorial & Hshld Supplies	100	-	-	100	0.00%
Minor Tools	100	-	-	100	0.00%
Special Supplies & Expenses	5,000	941	-	4,059	18.82%
Building Materials	100	-	-	100	0.00%
Equipment Repair	1,000	651	-	349	65.10%
Professional Services - Contract	787,155	407,195	8,491	371,469	52.81%
Legal Services	154,508	113,246	-	41,262	73.29%
Engineering Services	20,000	6,005	-	13,995	30.03%
Non-Contractual Services	12,000	3,838	-	8,162	31.98%
Meeting & Travel	7,500	198	-	7,302	2.64%
Mileage Reimbursement	300	-	-	300	0.00%
Dues, Memberships, & Licenses	13,500	13,373	-	127	99.06%
Publications	1,500	540	-	960	36.00%
Training	7,500	415	-	7,085	5.53%
Advertising	2,000	41	-	1,959	2.05%
Printing and Binding	3,000	-	-	3,000	0.00%
Postage/Delivery	1,000	785	-	215	78.50%
Non-Allocated Telephone	500	-	-	500	0.00%
Vehicle Fuel	1,300	558	-	742	42.92%
Equipment Rental	500	-	-	500	0.00%
Total Supplies & Services	<u>1,021,813</u>	<u>548,560</u>	<u>8,491</u>	<u>464,762</u>	<u>54.52%</u>
Allocated Costs:					
Desktop Maint Replacement	25,207	16,805	-	8,402	66.67%
GIS Allocations	4,785	3,190	-	1,595	66.67%
Building Maintenance	1,785	1,190	-	595	66.67%
Planned Maintenance Program	6,752	4,501	-	2,251	66.66%
Vehicle Replacement	5,323	3,549	-	1,774	66.67%
Vehicle Maintenance	4,396	2,931	-	1,465	66.67%
Telephone	2,908	1,939	-	969	66.68%
Custodial	3,674	2,449	-	1,225	66.66%
Communications	4,663	3,109	-	1,554	66.67%
Property Insurance	8,142	5,428	-	2,714	66.67%
Allocated Facilities Rent	5,746	3,830	-	1,916	66.66%
Overhead Allocation	693,628	462,418	-	231,210	66.67%
Total Allocated Costs	<u>767,009</u>	<u>511,339</u>	<u>-</u>	<u>255,670</u>	<u>66.67%</u>
Special Projects	7,636,577	391,364	29,035	7,216,178	5.51%
Transfers	9,759,023	9,511,482	-	247,541	97.46%
Grants	1,545,028	395,713	124,267	1,025,048	33.66%
Equipment	8,070	263	-	7,807	3.26%
Fiscal Agent Charges	11,500	6,526	-	4,974	56.75%
Appropriated Reserve	103,723	-	-	103,723	0.00%
Total Expenditures	<u>\$ 20,852,743</u>	<u>\$ 11,365,247</u>	<u>\$ 161,793</u>	<u>\$ 9,325,703</u>	<u>55.28%</u>

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA
Housing Fund
Interim Statement of Revenues, Expenditures and Encumbrances
For the Eight Months Ended February 28, 2010 (66.7% 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	\$ 4,084,400	\$ 2,349,816	\$ -	\$ 1,734,584	57.53%
Investment Income	150,000	48,523	-	101,477	32.35%
Interest Loans	160,000	165,992	-	(5,992)	103.75%
Miscellaneous	-	3,091	-	(3,091)	100.00%
Total Revenues	<u>4,394,400</u>	<u>2,567,422</u>	<u>-</u>	<u>1,826,978</u>	<u>58.42%</u>
Use of Fund Balance	<u>2,603,567</u>	<u>1,735,597</u>	<u>-</u>	<u>-</u>	<u>66.66%</u>
Total Sources	<u>\$ 6,997,967</u>	<u>\$ 4,303,019</u>	<u>\$ -</u>	<u>\$ 1,826,978</u>	<u>61.49%</u>
Expenditures:					
Material, Supplies & Services:					
Office Supplies & Expense	\$ 1,800	\$ 738	\$ -	\$ 1,062	41.00%
Special Supplies & Expenses	1,800	747	-	1,053	41.50%
Equipment Repair	500	458	-	42	91.60%
Professional Services - Contract	721,383	459,354	3,600	258,429	64.18%
Legal Services	2,000	-	-	2,000	0.00%
Non-Contractual Services	2,000	1,891	-	109	94.55%
Meeting & Travel	6,000	-	-	6,000	0.00%
Mileage Reimbursement	100	-	-	100	0.00%
Dues, Memberships, & Licenses	2,025	1,400	-	625	69.14%
Publications	200	31	-	169	15.50%
Training	5,000	-	-	5,000	0.00%
Postage/Delivery	500	31	-	469	6.20%
Non-Allocated Telephone	500	-	-	500	0.00%
Equipment Rental	100	-	-	100	0.00%
Total Supplies & Services	<u>743,908</u>	<u>464,650</u>	<u>3,600</u>	<u>275,658</u>	<u>62.94%</u>
Allocated Costs:					
Desktop Maintenance Replacement	7,562	5,041	-	2,521	66.66%
GIS Allocations	2,393	1,595	-	798	66.65%
Building Maintenance	893	595	-	298	66.63%
Planned Maintenance Program	4,001	2,667	-	1,334	66.66%
Telephone	969	646	-	323	66.67%
Custodial	1,867	1,245	-	622	66.68%
Communications	2,897	1,931	-	966	66.66%
Insurance	166	111	-	55	66.87%
Allocated Facilities Rent	3,405	2,270	-	1,135	66.67%
Overhead Allocation	181,432	120,955	-	60,477	66.67%
Total Allocated Costs	<u>205,585</u>	<u>137,056</u>	<u>-</u>	<u>68,529</u>	<u>66.67%</u>
Transfers	829	553	-	276	66.71%
Equipment	2,500	262	-	2,238	10.48%
Housing Activity	5,328,855	2,537,080	-	2,791,775	47.61%
Principal	470,000	470,000	-	-	100.00%
Interest	168,950	174,898	-	(5,948)	103.52%
Fiscal Agent Charges	1,300	1,265	-	35	97.31%
Appropriated Reserve	76,040	-	-	76,040	0.00%
Total Expenditures	<u>\$ 6,997,967</u>	<u>\$ 3,785,764</u>	<u>\$ 3,600</u>	<u>\$ 3,208,603</u>	<u>54.15%</u>

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA
Capital Projects Fund
Interim Statement of Revenues, Expenditures and Encumbrances
For the Eight Months Ended February 28, 2010 (66.7% 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:					
SB Trust for Historic Preservation	\$ 522,180	\$ 522,180	\$ -	\$ -	100.00%
Fire Station #1 EOC Donations	6,000	6,000	-	-	100.00%
Fire Station #1 Remodel Donations	-	25,595	-	(25,595)	100.00%
Transfers-In	2,243,621	1,994,975	-	248,646	88.92%
Total Revenues	<u>2,771,801</u>	<u>2,548,750</u>	<u>-</u>	<u>223,051</u>	<u>91.95%</u>
Use of Fund Balance	12,208,909	8,139,233	-	4,069,676	66.67%
Total Sources	<u>\$ 14,980,710</u>	<u>\$ 10,687,983</u>	<u>\$ -</u>	<u>\$ 4,292,727</u>	<u>71.34%</u>
Expenditures:					
Finished					
Fire Station #1 Remodel	\$ 377,482	\$ 326,412	\$ 27,007	\$ 24,063	93.63%
Fire Station #1 EOC	202,064	136,347	63,822	1,895	99.06%
Underground Tank Abatement	23,070	-	-	23,070	0.00%
Construction Phase					
IPM - Sustainable Park Improvements	9,511	116	9,511	(116)	101.22%
Carrillo Rec Center Restoration	2,200,000	383,665	1,816,335	-	100.00%
Design Phase					
Soil Remediation - 125 State St	550,000	1,516	165,806	382,678	30.42%
Planning Phase					
Opportunity Acquisition Fund	366,500	-	-	366,500	0.00%
RDA Project Contingency Account	1,684,524	-	-	1,684,524	0.00%
Parking Lot Capital Improvements	192,621	96,102	82,487	14,032	92.72%
PD Locker Room Upgrade	7,525,483	74,624	-	7,450,859	0.99%
Phase II - E Cabrillo Sidewalks	600,000	-	-	600,000	0.00%
Chase Palm Park Light/Electric	569,000	-	-	569,000	0.00%
Plaza Del Mar Restroom Renovation	212,000	-	-	212,000	0.00%
Pershing Park Restroom Renovation	120,000	-	-	120,000	0.00%
Housing Fund Contingency Account	348,455	-	-	348,455	0.00%
Total Expenditures	<u>\$ 14,980,710</u>	<u>\$ 1,018,782</u>	<u>\$ 2,164,968</u>	<u>\$ 11,796,960</u>	<u>21.25%</u>

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA
RDA Bonds - Series 2001A
Interim Statement of Revenues, Expenditures and Encumbrances
For the Eight Months Ended February 28, 2010 (66.7% 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	\$ -	\$ 782	\$ -	\$ (782)	100.00%
Transfers-In	-	824,986	-	(824,986)	100.00%
Total Revenues	-	825,768	-	(825,768)	100.00%
Use of Fund Balance	3,219,138	2,146,082	-	1,073,056	66.67%
Total Sources	<u>\$ 3,219,138</u>	<u>\$ 2,971,850</u>	<u>\$ -</u>	<u>\$ 247,288</u>	92.32%
Expenditures:					
Interest	\$ -	\$ 824,986	\$ -	(824,986)	100.00%
Total Non-Capital Expenditures	-	824,986	-	(824,986)	100.00%
Capital Outlay:					
Finished					
East Cabrillo Blvd Sidewalks	\$ 54,437	\$ 24,224	\$ -	\$ 30,213	44.50%
Construction Phase					
Carrillo Rec Center Restoration	1,000,000	-	1,000,000	-	100.00%
Design Phase					
Mission Creek Flood Control @ Depot	1,964,701	-	-	1,964,701	0.00%
Brinkerhoff Lighting	200,000	5,793	14,543	179,664	10.17%
Total Expenditures	<u>\$ 3,219,138</u>	<u>\$ 855,003</u>	<u>\$ 1,014,543</u>	<u>\$ 1,349,592</u>	58.08%

REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA
RDA Bonds - Series 2003A
Interim Statement of Revenues, Expenditures and Encumbrances
For the Eight Months Ended February 28, 2010 (66.7% 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	\$ -	\$ 4,772	\$ -	\$ (4,772)	100.00%
Transfers-In	-	525,215	-	(525,215)	100.00%
Intergovernmental	-	73,519	-	(73,519)	100.00%
Total Revenues	-	603,506	-	(603,506)	100.00%
Use of Fund Balance	20,198,900	13,465,868	-	6,733,032	66.67%
Total Sources	\$ 20,198,900	\$ 14,069,374	\$ -	\$ 6,129,526	69.65%
Expenditures:					
Interest	\$ -	\$ 525,215	\$ -	\$ (525,215)	100.00%
Arbitrage Rebate	440,000	-	-	440,000	0.00%
Total Non-Capital Expenditures	440,000	525,215	-	(85,215)	119.37%
Capital Outlay:					
Finished					
Adams Parking Lot & Site Imprvmts	\$ 3,457	\$ 3,457	\$ -	\$ -	100.00%
Anapamu Open Space Enhancements	2,464	-	-	2,464	0.00%
Historic Railroad CAR	24,646	9,642	17,917	(2,913)	111.82%
Fire Station #1 Remodel	40,015	40,015	-	-	100.00%
Construction Phase					
IPM - Sustainable Park Improvements	94,909	69	18,607	76,233	19.68%
West Beach Pedestrian Improvements	2,565,901	1,143,064	1,102,543	320,294	87.52%
Artist Workspace	612,042	83,823	419	527,800	13.76%
West Downtown Improvement	3,143,824	1,187,951	1,595,820	360,053	88.55%
Carrillo Rec Ctr Restoration	2,897,579	247,291	1,166,268	1,484,020	48.78%
Design Phase					
Plaza De La Guerra Infrastructure	2,282,158	150	38,290	2,243,718	1.68%
Westside Community Center	216,066	17,428	4,543	194,095	10.17%
Planning Phase					
Mission Creek Flood Control - Park Development	759,142	4,674	-	754,468	0.62%
Mission Creek Flood Control @ Depot	535,299	-	-	535,299	0.00%
Helena Parking Lot Development	499,798	6,999	-	492,799	1.40%
Fire Department Administration	3,750,000	4,681	225,018	3,520,301	6.13%
Chase Palm Park Restroom Renovation	186,600	-	-	186,600	0.00%
Downtown Sidewalks	175,000	-	-	175,000	0.00%
DP Structure #2, 9, 10 Improvements	150,000	4,896	-	145,104	3.26%
Library Plaza Renovation	150,000	-	-	150,000	0.00%
Chase Palm Park Wisteria Arbor	835,000	-	1,545	833,455	0.19%
On-Hold Status					
Visitor Center Condo Purchase	500,000	-	-	500,000	0.00%
Lower State Street Sidewalks	335,000	-	-	335,000	0.00%
Total Expenditures	\$ 20,198,900	\$ 3,279,355	\$ 4,170,970	\$ 12,748,575	36.88%



Agenda Item No. _____

File Code No. 330.03

CITY OF SANTA BARBARA

JOINT COUNCIL AND REDEVELOPMENT AGENCY AGENDA REPORT

AGENDA DATE: April 13, 2010

TO: Mayor and Councilmembers
Chairperson and Agency Boardmembers

FROM: Housing and Redevelopment Division, Community Development
Department

SUBJECT: Quitclaim And Release Of The Parking Easement Area By The
Agency And City To The Rodney James Shull Foundation At 12 East
Montecito Street

RECOMMENDATION:

That Council and the Redevelopment Agency Board approve and authorize the City Administrator and Executive Director to execute the Quitclaim Deed and Release of the Parking Easement Area to the Rodney James Shull Foundation at 12 East Montecito Street.

DISCUSSION:

In December 1998, the City and Redevelopment Agency entered into a Reciprocal Easement Agreement (Agreement) with the Parker Family Trust, predecessor in-interest to the Rodney James Shull Foundation (Foundation). The Agreement created reciprocal easements for specific purposes on two adjacent parcels of real property. One parcel, owned by the Foundation and located at 12 East Montecito Street, is currently under construction with a youth hostel ("Foundation Parcel"). The other parcel, owned by the Agency and located at 217 Helena Avenue, is not developed ("Agency Parcel"). (See Attachment.)

The Agreement grants an easement for the benefit of the Foundation over the Agency Parcel for purposes of pedestrian and vehicular access through the Agency Parcel to the Foundation parcel. The Agreement also grants a conditional easement for the benefit of the City and Agency over a portion of the Foundation Parcel for purposes of an Agency-constructed and City-operated and -maintained public parking facility. The Agreement obligates the City to construct and operate a parking facility on the Foundation Parcel if the City also constructs a parking facility on the Agency Parcel. It was originally contemplated in the Agreement that at such time as the Agency constructed a parking facility on its parcel, the Agency would also construct a public

parking facility on the Foundation Parcel. Thereafter, the parking facility on both parcels would be operated by the City.

In 2007 the parties entered into an Addendum to the Reciprocal Easement Agreement that granted an additional easement to benefit the Foundation Parcel for purposes of access to and placement of a trash enclosure on the Agency Parcel. The Addendum also provided that through recordation of a quitclaim deed and release, the Agency could relinquish its easement in the Foundation Parcel and release the City's obligation to construct, maintain or operate a parking facility on the Foundation Parcel.

The Quitclaim and Release proposed for approval by the Council and Agency Board will release the Agency and the City from the obligation to construct, maintain and operate a public parking facility on the Foundation Parcel and will relinquish the Agency's easement over the Foundation Parcel for that purpose. All other easements and agreements set forth in the Reciprocal Easement and Addendum will remain in full force and are not affected by the Quitclaim and Release. This includes the grant to the Foundation of permanent, non-exclusive easements for pedestrian, vehicular, and all necessary service and delivery ingress and egress over and through the Agency's parcel.

In December 2008, the Agency Board approved funding for the development of a surface public parking lot on the Agency Parcel at 217 Helena Avenue. Agency staff and Foundation representatives met several times to discuss opportunities for constructing the parking lots concurrently. These discussions concluded that building the parking lots independently would be the best approach at this time. In the future, it may be appropriate to revisit consideration of joint operation between the two lots. Agency staff is now preparing a request for proposals for the design and engineering of the surface public parking lot on the Agency Parcel.

Final design is expected in the fall. Construction of the Helena parking lot is anticipated in early 2011 and is expected to take five months to complete. Agency staff and the Foundation will coordinate the construction of improvements between their respective parcels.

ATTACHMENT: Vicinity Map

PREPARED BY: Brian Bosse, Housing and Redevelopment Manager/MEA/LL

SUBMITTED BY: Paul Casey, Deputy Director

APPROVED BY: City Administrator's Office

217 Helena Avenue Quitclaim Vicinity Map





CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 13, 2010

TO: Mayor and Councilmembers

FROM: Facilities Division, Public Works Department

SUBJECT: Annual Energy Report

RECOMMENDATION:

That Council receive a status report on the City's energy conservation and efficiency efforts.

DISCUSSION:

The Annual Energy Report summarizes energy related activities that took place during the 2009 calendar year. City staff uses the report to inform Council and the public about recent activities and current energy trends. Key issues discussed in the 2009 Annual Energy Report are summarized below.

- The City received a total of \$175,244 in utility-provided incentives and rebates for energy retrofit projects
- The City attained a total savings of \$157,726 through energy conservation and efficiency projects
- Through careful auditing and rate analyses, the City achieved \$88,290 in utility tariff reductions
- The 2009 year saw significant changes in the City's renewable energy portfolio. Four new solar arrays were added at various facilities, adding an additional 500 kW of electrical generation capacity. The City is also looking into potential power-producing technologies that will maximize the El Estero Wastewater Treatment Plant's cogeneration capacity
- The American Recovery and Reinvestment Act has provided significant funding through the Energy Efficiency and Conservation Block Grants for energy efficiency retrofits and municipal buildings upgrades. The City is applying these stimulus funds toward heating, air conditioning and ventilation equipment upgrades, lighting upgrades and building automation systems

In summary, this year's energy projects improved the City's sustainability goals and reduced the City's energy demand, while saving money. The recent efforts of the City's Energy Team have yielded a total of \$175,244 in one-time savings and a total of \$246,016 annually. The team looks forward to building on the year 2009 efforts in the coming year.

The Annual Energy Report is available for public review on the City's Energy web page: www.santabarbaraca.gov/Government/SustainableSB/Energy_Management/City_Programs.htm

PREPARED BY: Jim Dewey, Facilities and Energy Manager/AP/cc

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



Agenda Item No. _____

File Code No. 670.05

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 13, 2010

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Measure A Five-Year Local Program Of Projects For Fiscal Years 2011 - 2015

RECOMMENDATION:

That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting the Measure A Five-Year Local Program of Projects for Fiscal Years 2011 - 2015 and Approving the Establishment of New Fund Number 342 for Measure A funds.

DISCUSSION:

BACKGROUND

In November 2008, Santa Barbara County voters overwhelmingly approved Measure A with 79% support. Measure A is a transportation measure estimated to provide more than \$1 billion of local sales tax revenues for transportation projects in Santa Barbara County over the next 30 years. Measure A will be funded through a continuation of the local one-half percent sales tax that was initiated by Measure D, which expired on March 31, 2010. As was required for Measure D, Measure A also requires submittal of a 5-year Local Program of Projects to the Santa Barbara County Association of Governments (SBCAG).

A key component of Measure A is the plan to relieve traffic congestion and improve safety on Highway 101 by providing \$140 million, or 13.4%, in matching funds to widen the highway south of Santa Barbara from four to six lanes. On January 21, 2010, the SBCAG Board of Directors voted unanimously to request that all local agencies support the Highway 101 High Occupancy Vehicle (HOV) Widening Project as the County's highest regional transportation priority for federal funding. On February 2, 2010, Council adopted a Resolution supporting the HOV project as the highest priority regional project. This does not preclude the City from seeking other funding for local priorities.

MEASURE A INVESTMENT PLAN

The Measure A Investment Plan (Plan) will provide \$455 million, or 43.3%, for both the North County and South Coast for high priority transportation projects and programs to address the current and future needs of local communities. The local revenues will be supplemented by an estimated \$522 million in federal and state gas taxes, and other sources.

The Plan provides funding for local street improvements, such as pavement maintenance and synchronized traffic signals, increased senior and disabled accessibility to public transit, building safer walking and bike routes to schools, and providing increased opportunities for carpool and vanpool programs.

SBCAG has estimated that the City will receive approximately \$3 million in Measure A revenues for Fiscal Year 2011. Under Measure A, local agencies choose how to spend their share of funds after seeking public input and annually adopting a Five-Year Program of Projects. Measure A contains funds for Local Street and Transportation Improvements (capital projects and maintenance/operations), and Alternative Transportation (pedestrian/bicycle improvements, Safe Routes to School, and transit assistance).

It is a Measure A Ordinance requirement for local agencies to spend a minimum percentage of their Local Street and Transportation Improvement funds on eligible alternative transportation projects. The minimum percentage for the City is 10%. This requirement must be met by the fifth year of the program, and every fifth year thereafter. The proposed Fiscal Year 2011 Program of Projects includes 45% Alternative Transportation expenditures. Under Measure D, the City contributed funds to support the Santa Barbara Metropolitan Transit District (MTD). Under Measure A, MTD will now receive Measure A funds directly; however, the City will continue to provide funding support to the Easy Lift and Electric Shuttle programs.

Net revenues to the City will be lower from Measure A as compared to Measure D revenues. One reason for the difference in revenues is that since mid-1990, and under Measure D, the City made annual contributions to support MTD. Since MTD is now a direct recipient of Measure A funds, all South County local agencies will receive less measure revenues than in previous years. The second reason is that Measure A revenues are projected to be less due to the lower local sales tax revenues. The net difference of measure revenues between Fiscal Years 2010 and 2011 is estimated to be approximately \$830,000.

LOCAL PROGRAM OF PROJECTS

With Council's approval of the recommended Resolution, this report will satisfy the Measure A requirement that the local agency hold an annual public hearing on its Program of Projects prior to submittal and adoption by SBCAG.

Staff held two public work sessions: one with the Planning Commission on February 8,

2010, and one with the Transportation and Circulation Committee on February 17, 2010, regarding the proposed Fiscal Year 2011 Streets Capital Improvement Program budget. Overall, positive comments were received. The majority of the comments reiterated that maintenance of existing public right of way infrastructure and safety should be the highest priorities for the Streets Capital Improvement Program.

The proposed Measure A Five-Year Local Program of Projects is separated into two categories (see Resolution, Exhibit A): Local Street and Transportation Improvements, and Alternative Transportation Expenditures. Staff's proposed Measure A Local Program of Projects for Fiscal Year 2011 is consistent with the Fiscal Year 2011 Streets Program budget. A list of projects within the two categories is included in Exhibit B of the Resolution.

SUMMARY

The City must annually adopt a Resolution and submit a revised Local Program of Projects to SBCAG in accordance with the Measure A local allocation rules. The Plan is generally consistent with the City of Santa Barbara's proposed budget for Fiscal Year 2011, currently being prepared.

It is a Measure A Ordinance requirement to have a separate City fund dedicated for the accounting of Measure A funds. Staff recommends the establishment of Fund Number 342 to meet this requirement.

PREPARED BY: John Ewasiuk, Principal Civil Engineer/mj

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 ADOPTING THE MEASURE A FIVE-YEAR LOCAL PROGRAM OF PROJECTS FOR FISCAL YEARS 2011 – 2015 AND APPROVING THE ESTABLISHMENT OF NEW FUND NUMBER 342 FOR MEASURE A FUNDS

WHEREAS, on November 4, 2008, the voters of Santa Barbara County approved the Santa Barbara County Road Repair, Traffic Relief and Transportation Safety measure, known as Measure A;

WHEREAS, Measure A Ordinance No. 5 provides that Santa Barbara County Local Transportation Authority shall annually approve a program of projects submitted by local jurisdictions identifying those transportation projects eligible to use Measure A funds;

WHEREAS, the City of Santa Barbara was provided with an estimate of annual Measure A local revenues for Fiscal Years 2011 through 2015; and

WHEREAS, on April 13, 2010, the City of Santa Barbara held a public hearing in accordance with the Ordinance.

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

SECTION 1. The City of Santa Barbara does hereby approve the Five-Year Program of Projects and Fiscal Year 2011 Measure A Program of Projects to be funded in part with Measure A revenues (Exhibits A and B respectively).

SECTION 2. The City of Santa Barbara certifies that it will include in its budget an amount of local discretionary funding for local streets and roads sufficient to comply with the Maintenance of Effort requirements contained in the Ordinance.

SECTION 3. The City of Santa Barbara will not use Measure A revenues to replace private developer funding that has been committed to a transportation project or would otherwise be required under current City policies.

SECTION 4. The City of Santa Barbara has complied with all other applicable provisions and requirements of the Ordinance.

Measure A
Proposed City of Santa Barbara Program of
Projects by Category FY 2011- FY 2015

City Project Category	FY 11	FY 12	FY 13	FY 14	FY 15
Local Street & Transportation Improvements: Capital Improvement Projects	*\$388	\$683	\$376	\$567	\$626
Local Street & Transportation Improvements: Maintenance/Operations	\$1,474	\$1,497	\$1,519	\$1,542	\$1,565
SUBTOTAL	\$1,863	\$2,180	\$1,895	\$2,109	\$2,191
Alternative Transportation Expenditures	* \$1,227	\$941	\$955	\$969	\$984
TOTAL	\$3,089	\$3,121	\$2,850	\$3,078	\$3,175

(Figures in \$000)

*The Sidewalk Maintenance and Sidewalk Access Ramp projects are Streets Capital Improvement Projects that qualify as eligible Local Alternate Transportation Projects for the City's 10% Measure A Ordinance requirement.

City of Santa Barbara
FY 2011 Measure A Program of Projects

Project Description	Measure A	Non-Measure A			Total Project Cost
	FY 11	Local	State	Federal	
A. Local Street & Transportation Improvements					
1. Capital Improvement Projects					
Drainage Improvements/Maintenance		100,000			\$100,000
Lower Mission Creek Flood Control Channel		50,000			\$50,000
Jake Boysel Multi-Purpose Pathway		100,000		808,700	\$908,700
Ortega Street Bridge Replacement				2,250,000	\$2,250,000
Mason Street Bridge Replacement		100,000			\$100,000
Pavement Maintenance	387,778	414,428	1,047,000		\$1,849,206
101 Operational Improvements		50,000			\$50,000
Traffic Signal Operational Upgrades		75,000			\$75,000
Traffic Signal Maintenance Program		75,000			\$75,000
2. Maintenance, Improvement or Construction of Roadways or Bridges					
Road/Sidewalk Maintenance	586,194	2,927,904			\$3,514,098
Storm Drain Maintenance	231,402	511,013			\$742,415
Bridge Preventive Maintenance Program		75,000			\$75,000
Engineering Services	657,070	150,000			\$807,070
Traffic Operations		920,889			\$920,889
Transportation Planning		858,503			\$858,503
Traffic Signals		1,247,310			\$1,247,310
Traffic Marking and Signage		854,209			\$854,209
B. Alternative Transportation Expenditures					
1. Alternative Transportation					
Easy Lift	229,417				\$229,417
Electric Shuttle	697,543				\$697,543
*Sidewalk Access Ramps	50,000				\$50,000
*Sidewalk Management	250,000				\$250,000
Alternative Transportation (Operations)		409,500			\$409,500
TOTALS	\$3,089,404	\$8,918,756	\$1,047,000	\$3,058,700	\$16,113,860

* These Streets Capital Improvement Projects qualify as eligible Local Alternate Transportation Projects for the City's 10% Measure A Ordinance requirement.



Agenda Item No. _____

File Code No. 230.01

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 13, 2010

TO: Mayor and Councilmembers

FROM: Administration Division, Public Works Department

SUBJECT: Six-Year Capital Improvement Program For Fiscal Years 2011 Through 2016

RECOMMENDATION:

That Council receive the Six-Year Capital Improvement Program (CIP) for Fiscal Years 2011 through 2016.

DISCUSSION:

Over the past several years the City has adopted a biennial six-year CIP that is consistent with City Charter provisions. Given the volatile funding climate for city budgeting, staff has updated the CIP annually to coincide with annual operating budgets for Fiscal Years 2010 and 2011.

The capital projects listed in the CIP document, along with the currently funded Capital Program, will form the foundation for determining the capital projects to be proposed for Council approval in the Fiscal Year 2011 Recommended Budget.

The value of capital improvement projects in the Enterprise and Special Funds totals over \$532 million and over \$75 million of that total will originate from non-City sources, predominately Federal Aviation Administration and Highway Bridge Replacement and Rehabilitation Funds. Each department is prepared to discuss their capital program and, specifically, the projects that will be submitted as part of the Fiscal Year 2011 Recommended Budget. Discussion will also address unfunded major capital project needs.

SUSTAINABILITY IMPACT:

The CIP includes projects that promote the goals of the City's Sustainable Program. Many of the upgrades and maintenance projects for City facilities will enhance energy efficiency, use recyclable materials, and promote a longer maintenance cycle.

The City of Santa Barbara CIP for Fiscal Years 2011 through 2016 is available for review in the City Clerk's Office.

PREPARED BY: Kathleen Kefauver, Analyst III, Public Works

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



Agenda Item No. _____

File Code No. **660.04**

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 13, 2010

TO: Mayor and Councilmembers

FROM: City Administrator's Office

SUBJECT: South Coast Homeless Advisory Committee Representative

RECOMMENDATION:

That Council consider a request from Mayor Helene Schneider to appoint Councilmember Grant House to the position of South Coast Homeless Advisory Committee Co-Chair.

DISCUSSION:

Mayor Helene Schneider is relinquishing her position as the Co-Chair of the South Coast Homeless Advisory Committee. Councilmember Grant House has expressed an interest in becoming the Co-Chair of this committee, if approved by the City Council.

PREPARED BY: Linda Gunther, Administrator's Office Supervisor

SUBMITTED BY: Nina Johnson, Assistant to the City Administrator

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: March 30, 2010
TO: Mayor and Councilmembers
FROM: City Attorney's Office
SUBJECT: Conference With Legal Counsel - Pending Litigation

RECOMMENDATION:

That Council hold a closed session to consider pending litigation pursuant to subsection (a) of Section 54956.9 of the Government Code and take appropriate action as needed.

The pending litigation is *Landslide Repair Foundation v. City Of Santa Barbara*, SBSC Number 1304297.

SCHEDULING:

Duration: 15 minutes; anytime

REPORT:

None anticipated

SUBMITTED BY: Stephen P. Wiley, City Attorney

APPROVED BY: City Administrator's Office



Agenda Item No. _____

File Code No. 440.05

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: April 13, 2010

TO: Mayor and Councilmembers

FROM: Employee Relations, Administrative Services

SUBJECT: Conference With Labor Negotiator

RECOMMENDATION:

That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to City negotiator Kristy Schmidt, Employee Relations Manager, regarding negotiations with the Police Officers Association, the Police Managers Association, the General Bargaining Unit, the Treatment and Patrol Bargaining Units, the Firefighters Association, and the Hourly Bargaining Unit, and regarding discussions with unrepresented management and confidential employees about salaries and fringe benefits.

SCHEDULING: Duration, 15 minutes; anytime

REPORT: None anticipated

PREPARED BY: Kristy Schmidt, Employee Relations Manager

SUBMITTED BY: Marcelo Lopez, Assistant City Administrator

APPROVED BY: City Administrator's Office