

**CITY OF SANTA BARBARA
CITY COUNCIL**

Helene Schneider
Mayor
Bendy White
Mayor Pro Tempore
Grant House
Ordinance Committee Chair
Dale Francisco
Finance Committee Chair
Frank Hotchkiss
Randy Rowse
Michael Self



James L. Armstrong
City Administrator

Stephen P. Wiley
City Attorney

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

**AUGUST 9, 2011
AGENDA**

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

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

2:00 p.m. - City Council Meeting

REGULAR CITY COUNCIL MEETING – 2:00 P.M.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CEREMONIAL ITEMS

- 1. Subject: Proclamation Declaring August 2011 As Spinal Muscular Atrophy Awareness Month (120.04)**

CHANGES TO THE AGENDA

PUBLIC COMMENT

CONSENT CALENDAR

CITY COUNCIL

- 2. Subject: Minutes**

Recommendation: That Council waive the reading and approve the minutes of the regular meeting of July 12, 2011.

CONSENT CALENDAR (CONT'D)

3. Subject: Adoption Of Ordinance To Approve The Disposition Of Excess Portions Of City Land At Vic Trace Reservoir (330.03)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving the Disposition of a Certain 0.264-Acre Excess Portion of the Vic Trace Reservoir Property Known as Assessor's Parcel Number 035-033-013 to the Owners of the Adjacent Parcels of the Real Property Commonly Known as 1557, 1547 and 1537 La Crest Circle in the City of Santa Barbara.

4. Subject: Introduction Of Ordinance Establishing Prima Facie Speed Limits On Cota Street (530.05)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 10.60 of the Municipal Code by Revising Section 10.60.015, Establishing Prima Facie Speed Limits on Cota Street Between Santa Barbara Street and Alameda Padre Serra at 25 Miles Per Hour.

5. Subject: Contract For Industrial Waste Pretreatment Program Services (540.13)

Recommendation: That Council authorize the Public Works Director to execute a City Professional Services contract with Larry Walker Associates (LWA), in a form approved by the City Attorney, in the amount of \$33,086 to provide required revisions to the City's Industrial Waste Pretreatment Program (Pretreatment Program) and authorize the Public Works Director to approve expenditures of up to \$3,309 for extra services of LWA that may result from necessary changes in the scope of work.

NOTICES

6. The City Clerk has on Thursday, August 4, 2011, 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.
7. Cancellation of the regular Redevelopment Agency meeting of August 9, 2011, due to lack of business.

This concludes the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

- 8. Subject: City Arts Advisory Committee And Community Events And Festivals Committee Funding Recommendations And Contract With The Santa Barbara County Arts Commission For Fiscal Year 2012 (610.04)**

Recommendation: That Council:

- A. Review and approve the City of Santa Barbara Arts Advisory Committee and Community Events and Festivals Committee Funding Recommendations for Fiscal Year 2012; and
- B. Authorize the Assistant City Administrator/Community Development Director to execute an agreement with the Santa Barbara County Arts Commission for \$427,260 as approved in the Fiscal Year 2012 budget.

PUBLIC WORKS DEPARTMENT

- 9. Subject: Intersection Improvements For De La Vina Street At Figueroa Street And De La Vina Street At Canon Perdido Street (530.04)**

Recommendation: That Council:

- A. Hear a report on the options for intersection improvements on De La Vina Street at Figueroa Street and De La Vina Street at Canon Perdido Street;
- B. Accept a Highway Safety Improvement Program (HSIP) grant of \$326,300 for pedestrian safety improvements at the intersection of De la Vina Street and Figueroa Street, which would include curb extensions and additional lighting, and appropriate the grant funds in the Streets Capital Fund; and
- C. Discontinue further capital improvements to the intersection improvements on De La Vina Street at Canon Perdido Street.

MAYOR AND COUNCIL REPORTS

- 10. Subject: Request From Councilmembers Randy Rowse And Michael Self Regarding A Letter To The California Public Utilities Commission About The Southern California Edison "Smart Meter Connect" Program (380.01)**

Recommendation: That Council consider a recommendation from Councilmembers Rowse and Self to contact the California Public Utilities Commission regarding the Southern California Edison "Smart Meter Connect" Program.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

CLOSED SESSIONS

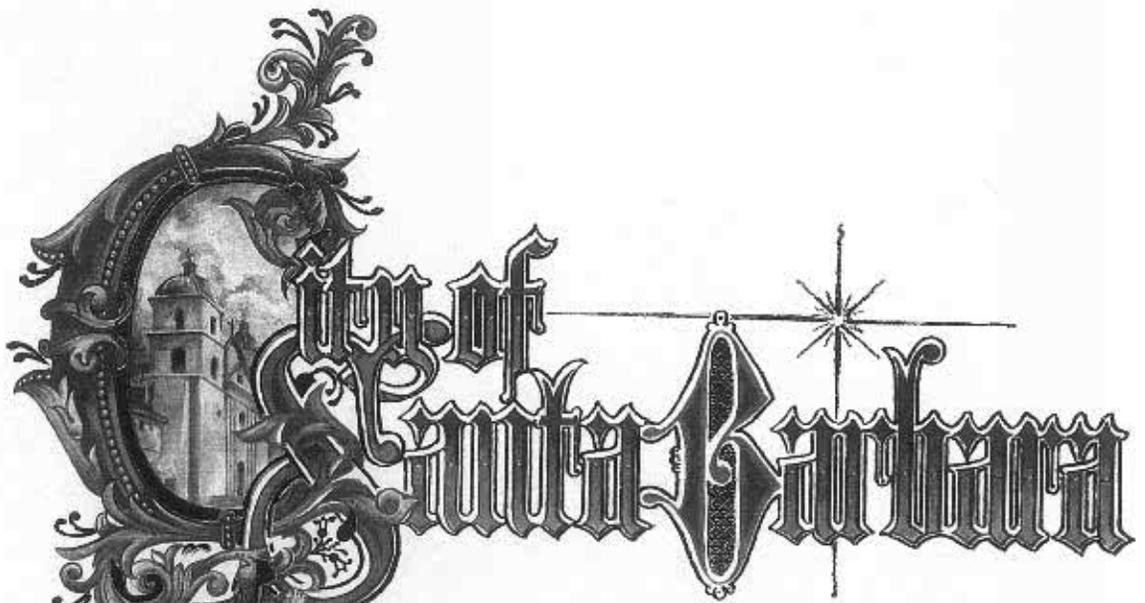
11. Subject: Conference With Legal Counsel - Pending Litigation (160.03)

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 Donald Sipple and New Cingular Wireless PSC LLC, et al., v. The City of Alameda, California, et al., LASC Case No. BC432270.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

ADJOURNMENT



PROCLAMATION

Spinal Muscular Atrophy Awareness Month August 2011

WHEREAS, *Spinal Muscular Atrophy (SMA) is the leading genetic killer of children under the age of two and one in 40 Americans carry the gene that causes SMA; and*

WHEREAS, *Spinal Muscular Atrophy is known to cause degeneration in voluntary muscle movement for those that survive with the disease; and*

WHEREAS, *Spinal Muscular Atrophy crosses all racial and ethnic boundaries, and can strike anyone of any age, race or gender; and*

WHEREAS, *increased awareness of Spinal Muscular Atrophy will lead to increased knowledge and increased support for both disease research and the families affected by the disease, hopefully leading to a cure; and*

WHEREAS, *patient groups have named August as National Spinal Muscular Atrophy Awareness Month in order to raise awareness and help promote research and the families affected by the disease, hopefully leading to a cure.*

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 August 2011 as **SPINAL MUSCULAR ATROPHY AWARENESS MONTH** and encourage members of our community to raise awareness and to support organizations that are working hard to find a treatment and/or a cure for SMA, including the families of SMA.

IN WITNESS THEREOF, I have hereunto set my hand and caused the Official Seal of the City of Santa Barbara, California, to be affixed this 9th day of August, 2011.


HELENE SCHNEIDER,
Mayor





CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING July 12, 2011 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Helene Schneider called the meeting to order at 2:00 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: Frank Hotchkiss, Randy Rowse, Michael Self, Bendy White, Mayor Schneider.

Councilmembers absent: Dale Francisco, Grant House.

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

CEREMONIAL ITEMS

1. 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 July 31, 2011.

Documents:

July 12, 2011, report from the Assistant City Administrator/Administrative Services Director.

Speakers:

Staff: City Administrator James Armstrong, Award Recipient Vincent Pimental.

(Cont'd)

1. (Cont'd)

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

5-Year Pin

Thomas Conti, Public Works
Stephanie Routhier, Public Works
Kathleen Frye, Parks and Recreation
Theresa Lawler, Waterfront

10-Year Pin

Cary Stevens, City Attorney's Office
Robin Neubert, Fire
Jeffry Zampese, Fire
Lisa Arroyo, Public Works
Timothy Lawton, Airport
Lyn Story, Airport
Lawrence Self, Waterfront

15-Year Pin

Scott Nelson, Administrative Services
Kent McBride, Police
Karen Putnam, Public Works
Wai Chan, Airport

20-Year Pin

Bridget Moore, Police
Eliseo Campos, Public Works

25-Year Pin

Christopher Woodcock, Fire
Vincent Pimentel, Public Works

30-Year Pin

Richard Yee, Police
Sarah Hanna, Parks and Recreation

Councilmember Francisco entered the meeting at 2:08 p.m.

PUBLIC COMMENT

Speakers: Mike Jordan, Greater Santa Barbara Lodging & Restaurant Association;
Betsy Cramer; Ruth Wilson; Kate Smith.

CONSENT CALENDAR (Item Nos. 2 - 12 and 14 - 16)

The titles of ordinances and resolutions related to Consent Calendar items were read.

Motion:

Councilmembers White/Francisco to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote (Absent: Councilmember House).

2. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the special meetings of June 6, 2011, and the regular meeting of June 7, 2011.

Action: Approved the recommendation.

3. Subject: Salary And Benefits Continuation For City Employees On Active Military Duty Leave Of Absence (410.06)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Continuance of Employee Salary and Benefits During a Military Leave of Absence Effective May 1, 2011.

Action: Approved the recommendation; Resolution No. 11-059 (July 12, 2011, report from the Assistant City Administrator/Administrative Services Director; proposed resolution).

4. Subject: Adoption Of Ordinance For Agreements To Use Recycled Water (540.13)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving the Agreements to Use Recycled Water Between the City of Santa Barbara and the Santa Barbara School Districts, Fess Parker's Doubletree Resort Santa Barbara, and Santa Barbara Cottage Hospital, Dated June 28, 2011, For Delivery of the City's Recycled Water.

Action: Approved the recommendation; Ordinance No. 5559; Agreement Nos. 23,831 - 23,833.

5. Subject: Adoption Of Ordinance For A License Agreement With Santa Barbara Water Taxi (330.08)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Five-Year License Agreement with One Five-Year Option with Santa Barbara Water Taxi, L.L.C., Doing Business as Celebration Cruises, with a Base Rent of \$2,200 Per Month, for a Coastal Cruising Business at 219-G Stearns Wharf, Effective August 11, 2011.

Action: Approved the recommendation; Ordinance No. 5560; Agreement No. 23,834.

6. Subject: Animal Control Shelter Services Agreement With The County Of Santa Barbara (520.05)

Recommendation: That Council authorize the Chief of Police or his designee to execute an agreement with the County of Santa Barbara in the amount of \$274,401 to provide animal control shelter services from July 1, 2011, to June 30, 2012.

Action: Approved the recommendation; Agreement No. 23,835 (July 12, 2011, report from the Police Chief).

7. Subject: Contract For Construction Of Fiscal Year 2011 Sidewalk Access Ramp Project (530.04)

Recommendation: That Council:

- A. Award a contract with Lash Construction ("Lash") in their low bid amount of \$111,220 for construction of the Fiscal Year 2011 Sidewalk Access Ramp Project (Project), Bid No. 3626; and
- B. Authorize the Public Works Director to execute the contract with Lash and approve expenditures up to \$15,000 to cover any cost increases that may result from contract change orders for extra work and differences between estimated bid quantities and actual quantities measured for payment for the Project.

Action: Approved the recommendations; Contract No. 23,836 (July 12, 2011, report from the Public Works Director).

8. Subject: Contract For Construction Of The MacKenzie Park Storm Water Infiltration Project (570.05)

Recommendation: That Council:

- A. Award a contract with Shaw Contracting, Inc. (Shaw), in the amount of \$368,230 for construction of the MacKenzie Park Storm Water Infiltration Project (Project), Bid No. 3643, which includes their low bid of \$351,730 and expenditures to construct Bid Schedule 2 - Bid Alternate in the amount of \$16,500; and
- B. Authorize the Public Works Director to execute the contract and approve expenditures up to \$36,823 to cover any cost increases that may result from contract change orders for extra work and differences between estimated bid quantities and actual quantities measured for payment.

Action: Approved the recommendations; Contract No. 23,837 (July 12, 2011, report from the Public Works and Parks and Recreation Directors).

9. Subject: Approval Of Dooley Enterprises As Single Source Vendor To Provide Duty And Practice Ammunition For The Police Department (520.04)

Recommendation: That Council:

- A. Find it in the City's best interest to waive the formal bid process as authorized by Municipal Code Section 4.52.080 (k) and authorize the City General Services Manager to issue a purchase order to Dooley Enterprises as the single and most favorable source for providing the City with its authorized ammunition needs in an amount equal to or less than the \$48,000 currently appropriated in the Police Department's adopted Fiscal Year 2012 budget; and
- B. Authorize the annual expenditure in an amount not to exceed the annual budget adopted by Council for FY 2012 through FY 2016 to purchase duty and practice ammunition for the Police Department's needs.

Action: Approved the recommendations (July 12, 2011, report from the Police Chief).

10. Subject: Approval Of Purchase Order To Chiquita Canyon Landfill To Provide Water Treatment Sludge Disposal (540.10)

Recommendation: That Council:

- A. Find it in the City's best interest to waive the formal bid process, as authorized by Municipal Code Section 4.52.070(k), and authorize the City General Services Manager to issue a Purchase Order to Chiquita Canyon Landfill for providing the City with up to 3,600 tons of water treatment sludge disposal in Fiscal Year 2012 in an amount of \$165,000; and

(Cont'd)

10. (Cont'd)

- B. Authorize the City General Services Manager to renew the Purchase Order with the Chiquita Canyon Landfill annually through Fiscal Year 2014, subject to Council approval of the annual Water Fund budget.

Action: Approved the recommendations (July 12, 2011, report from the Public Works Director).

11. Subject: Ratification Of The Cachuma Operation And Maintenance Board's Modified South Coast Conduit Upper Reach Reliability Project (540.03)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Ratifying the Cachuma Operation and Maintenance Board's Approval of the Modified South Coast Conduit Upper Reach Reliability Project, and Authorizing Certain Other Actions.

Action: Approved the recommendation; Resolution No. 11-060 (July 12, 2011, report from the Public Works Director; proposed resolution).

12. Subject: Increase In Construction Change Order Authority For The American Recovery And Reinvestment Act Road Overlay Project (530.04)

Recommendation: That Council:

- A. Authorize an increase in the Public Works Director's Change Order Authority to approve expenditures for extra work for the American Recovery and Reinvestment Act (ARRA) Road Overlay Project (Overlay Project), Contract No. 23,321 between the City and Nye and Nelson, Inc., in the amount of \$206,480, for a total construction contract expenditure authority of \$1,415,703; and
- B. Authorize the Public Works Director to execute a City Professional Services Contract with Flowers and Associates (Flowers) in the amount of \$26,564 for construction support services associated with the Overlay Project, and approve expenditures of up to \$2,656 for extra services of Flowers that may result from necessary changes in the scope of work.

Action: Approved the recommendations; Contract No. 23,838 (July 12, 2011, report from the Public Works Director).

NOTICES

14. The City Clerk has on Thursday, July 7, 2011, 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.

15. The public hearing originally scheduled for July 12, 2011, at 2:00 p.m. to hear an appeal of the Planning Commission's decision for 415 Alan Road has been rescheduled for November 15, 2011, at 2:00 p.m.
16. A City Council site visit is scheduled on Monday, July 18, 2011, at 1:30 p.m. to the property located at 1233 Mission Ridge Road, which is the subject of an appeal hearing set for July 19, 2011, at 2:00 p.m.

This concluded the Consent Calendar.

Councilmember House entered the meeting at 2:28 p.m.

ITEM REMOVED FROM CONSENT CALENDAR

Councilmember Self stated she would abstain from voting on the following item due to a conflict of interest pertaining to a family relationship with a principal working on the subject project.

13. Subject: Valle Verde Decision And Findings Resolution (640.07)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving an Amended Conditional Use Permit, Modifications, and a Lot Line Adjustment for an Application of American Baptist Homes of the West, 900 Calle de Los Amigos.

Documents:

- July 12, 2011, report from the Assistant City Administrator/Community Development Director.
- Proposed Resolution.
- Written comments and email communication submitted by Jermaine Chastain.

The title of the resolution was read.

Speakers:

- Members of the Public: Ruth Georgi; Jermaine Chastain and Heiki Kilien, Hidden Oaks Homeowners Association.
- American Baptist Homes of the West (Applicant): Steven Amerikaner, Cameron Carey.
- Staff: City Attorney Stephen Wiley.

(Cont'd)

13. (Cont'd)

Motion:

Councilmembers White/Hotchkiss to approve the recommendation, revising Paragraph B.13 (Employee/Resident Parking) of the proposed resolution to read ". . . upon completion of the construction approved herein, as such completion is evidenced by the issuance of a Certificate of Occupancy for one or more of the new residential units authorized herein."; Resolution No. 11-061.

Vote:

Unanimous roll call vote (Abstentions: Councilmember Self).

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

CITY ADMINISTRATOR

17. Subject: General Unit Memorandum Of Understanding Extension And Fiscal Year 2012 Furlough (440.02)

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending the 2008-2010 Memorandum of Understanding Between the City of Santa Barbara and the Santa Barbara City Employees' Association (General Unit), Ordinance No. 5477, to Extend the Term of the Agreement Through September 30, 2012, and to Include a Supplemental Agreement on Labor Concessions;
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 11-053 to Reduce the Number of Fiscal Year 2012 Furlough Hours for Confidential Employees, the City Attorney, and the City Administrator; and
- C. Approve a General Furlough Closure Schedule for Certain City Offices.

Documents:

- July 12, 2011, report from the Assistant City Administrator/Administrative Services Director.
- Proposed Ordinance and Resolution.

The titles of the ordinance and resolution were read.

Speakers:

Staff: Employee Relations Manager Kristine Schmidt, City Administrator James Armstrong.

Motion:

Councilmembers House/Francisco to approve the recommendations; Resolution No. 11-062.

Vote:

Unanimous roll call vote.

FINANCE DEPARTMENT

18. Subject: Options For Reducing The Distribution Of Single-Use Bags Within The City Of Santa Barbara (630.01)

Recommendation: That Council receive a report regarding options presented to, and recommendation of, the Ordinance Committee for reducing the distribution of single-use bags within the City of Santa Barbara.

Documents:

- July 12, 2011, report from the Finance Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Environmental Services Manager Matthew Fore, Environmental Services Specialist Lorraine Cruz-Carpenter, City Attorney Stephen Wiley, Finance Director Robert Samario.
- Members of the Public: Kathi King, Choose to Reuse; Kira Redmond, Santa Barbara Channelkeeper; Eric Cardenas; Kristi Birney, Environmental Defense Center; Emma Cohen; Warren Gardner; Scott Bull, Surfrider Foundation; Beverly Johnson Trial; John Dixon.

Motion:

Councilmembers White/House to move forward with Option 4 (ordinance prohibiting the distribution of single-use bags and imposing a fee on single-use paper bags) and direct Staff to begin the required environmental review.

Vote:

Failed to carry by voice vote (Ayes: Councilmembers House, White, Mayor Schneider; Noes: Councilmembers Francisco, Hotchkiss, Rowse, Self).

Motion:

Councilmembers House/Self to approve Option 2 (mandate that stores adopt the elements of the "Where's Your Bag?" program), directing that 1) Staff perform deliberate outreach to the businesses to be directly affected by the ordinance to be developed, and 2) the proposed ordinance include a public education component regarding best practices for the use of reusable bags.

Vote:

Unanimous voice vote.

Motion:

Councilmembers Francisco/White to refer Option 3 (voter-approved tax on paper and/or plastic bags) to the Ordinance Committee for discussion and development of a proposed ordinance.

Vote:

Majority voice vote (Noes: Councilmembers Hotchkiss, Rowse).

RECESS

5:26 p.m. - 5:34 p.m.

CHANGES TO THE AGENDA

Item Continued to Next Week

Motion:

Councilmembers Rowse/Francisco to continue the following agenda item to July 19, 2011.

Vote:

Unanimous voice vote.

19. Subject: Reserve Policies (210.01)

Recommendation: That Council:

- A. Receive a report regarding the current policy for the establishment of operating and capital reserves pursuant to City Council-adopted Resolution No. 95-157;
- B. Provide staff and the Finance Committee with feedback and direction for improving the policies; and
- C. Refer the item to the Finance Committee for further discussion and analysis and the development of recommended modifications to the policies for City Council consideration.

Agenda Item Nos. 20 and 21 were considered simultaneously.

20. Subject: Assignment Of 2003-2013 Zone One Solid Waste Franchise Contract From Allied To MarBorg (510.04)

Recommendation: That Council consent to the assignment of the Solid Waste Collection and Disposal Contract between the City of Santa Barbara and Allied Waste Services of North America, LLC, dated January 25, 2002, and amended on October 16, 2003 (City Agreement Numbers 20,432 and 20,432.1), to MarBorg Industries, Inc., resulting in Marborg Industries becoming the new franchised waste hauler for Zone One for the City of Santa Barbara through the end of the contract period ending June 7, 2013.

Documents:

- July 12, 2011, report from the Finance Director.
- PowerPoint presentation prepared and made by Staff.

(Cont'd)

20. (Cont'd)

Speakers:

- Staff: Employee Relations Manager Kristine Schmidt, Environmental Services Manager Matthew Fore.
- Members of the Public: Kurt Bratton, Republic Services/Allied Waste; Mario Borgatello and Derek Carlson, MarBorg Industries, Inc.

Motion:

Councilmembers Francisco/House to approve the recommendation.

Vote:

Unanimous voice vote.

21. Subject: Zone One Solid Waste Franchise Timeline And Ad Hoc Subcommittee (510.04)

Recommendation: That Council:

- A. Review the revised Zone One 2013 Franchise Procurement Process Timeline; and
- B. Appoint a Zone One Solid Waste Franchise Ad Hoc Subcommittee of not more than three members for a limited purpose of providing input to staff on the procurement, negotiation, and transition to a new solid waste franchise contract for Zone One and for a limited time to end upon the implementation of the new franchise agreement effective June 8, 2013.

Documents:

- July 12, 2011, report from the Finance Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

Staff: Employee Relations Manager Kristine Schmidt, Environmental Services Manager Matthew Fore, City Administrator James Armstrong, City Attorney Stephen Wiley.

Motion:

Councilmembers House/Hotchkiss to: 1) express the City's interest in considering a preliminary proposal from MarBorg Industries for the Zone One solid waste collection and disposal franchise, to be submitted within 60 days; 2) establish an ad hoc Council subcommittee to work with Staff and the City's solid waste consultant in evaluating this proposal; and 3) direct Staff to move forward concurrently with the Zone One 2013 Franchise Procurement Process.

Vote:

Unanimous voice vote.

(Cont'd)

21. (Cont'd)

Motion:

Councilmembers House/Francisco to approve recommendation B and appoint Mayor Schneider and Councilmembers Francisco and Rowse to the Zone One Solid Waste Franchise Ad Hoc Subcommittee.

Vote:

Unanimous voice vote.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

Councilmember White reported on the most recent meeting of the Water Commission.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 6:33 p.m. to Monday, July 18, 2011, at 1:30 p.m. at 1233 Mission Ridge Road.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

HELENE SCHNEIDER
MAYOR

ATTEST:

SUSAN TSCHECH, CMC
DEPUTY CITY CLERK

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA APPROVING THE DISPOSITION OF A CERTAIN 0.264-ACRE EXCESS PORTION OF THE VIC TRACE RESERVOIR PROPERTY KNOWN AS ASSESSOR'S PARCEL NUMBER 035-033-013 TO THE OWNERS OF THE ADJACENT PARCELS OF THE REAL PROPERTY COMMONLY KNOWN AS 1557, 1547 AND 1537 LA CRESTA CIRCLE IN THE CITY OF SANTA BARBARA

WHEREAS, in 1953, the City purchased 14.99 acres of land for the construction of the ten million gallon Vic Trace Reservoir, which is an important part of the City's water distribution system. The Vic Trace Reservoir property is known as 740 Dolores Drive, Santa Barbara County Assessor's Parcel APN 035-033-013;

WHEREAS, in 1974, a subdivision map of the property adjacent to Vic Trace Reservoir, now commonly known as La Cresta Estates, was approved by the City Council. When grading occurred to allow development of La Cresta Estates, the City permitted a fill embankment for three lots (Lots 4, 5 and 6, now known respectively as 1557, 1547 and 1537 La Cresta Circle) and a drainage swale at the bottom of the slope to be constructed on the City's Vic Trace Reservoir property;

WHEREAS, the "Agreement To Comply With A Condition Of Approval Of Subdivision Of La Cresta Estates" recorded on May 13, 1974, as Instrument No. 17052, in Book 2515 at Page 680 of Official Records, allowed the subdivider and successor owners of the three lots access to the Vic Trace property as required to maintain the slope areas;

WHEREAS, in 1975, the City Council approved a single permit that allowed the original property owners of the three lots to relocate the Vic Trace fence from the property line at the top of the fill embankment to the bottom of the slope;

WHEREAS, the excess Vic Trace property, consisting of the fill embankment and the drainage swale, is not now needed and will not in the future be needed by the City for the operation of Vic Trace Reservoir and is considered excess City land;

WHEREAS, in order to fully acknowledge and give constructive notice regarding the original unrecorded permit approved by Council in 1975, the three property owners at 1537, 1547, and 1557 La Cresta Circle were recently granted Minor Encroachment Permits by the City Public Works Director to acknowledge their long use and maintenance of the excess portions of City's property to the fence line. These individual Minor Encroachment Permits were recorded on April 25, 2011, as Instrument Nos. 2011-0024646, 0024645 and 0024644, respectively, all of Official Records, to run with each of the affected lots;

WHEREAS, in order to avoid future confusion, it is recommended that the City sell and permanently assign responsibility to the three lot owners, and their successors, for their

respective portions of the slope area on the Vic Trace Reservoir property. In particular, it is recommended that the combined land area of 0.264 acres (a total of 11,482 square feet), as each of the respective portions are identified in the individual Minor Encroachment Permits, be sold at a recommended value of \$1.00 per square foot to the property owners of the three lots. This value estimated by City staff was derived by using comparable sales of nearby undeveloped and invalid slope areas with adjustments made to consider risk management and maintenance issues that relate to the steep slope and the drain area on the City's excess land and to account for use reservations by the City; and

WHEREAS, City Charter Section 520 requires the approval of the disposal of this excess City land by Council ordinance.

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

SECTION 1. The City Administrator is authorized, subject to review as to form by the City Attorney, to execute a Land Purchase Agreement with Nicholas J. Whelan and Cynthia A. Whelan, Trustees of The Whelan 2005 Revocable Trust, dated March 17, 2005, the owners of the property at 1537 La Cresta Circle, authorizing the sale of 3,213 square feet (0.074 acres) of excess slope land underlying a portion of Vic Trace Reservoir at 740 Dolores Drive, in the sale amount of \$3,213, subject to certain reservations by the City of development rights and restrictive covenants for residential yard improvements only on such excess land, as particularly set forth and described in the respective Grant Deed.

SECTION 2. The City Administrator is authorized, subject to review as to form by the City Attorney, to execute a Land Purchase Agreement with Riccardo W. Nargie and Linda R. Nargie, Trustees of the Nargie Family Trust, dated February 8, 1993, the owners of the property at 1547 La Cresta Circle, authorizing the sale of 5,491 square feet (0.126 acre) of excess slope land underlying a portion of Vic Trace Reservoir at 740 Dolores Drive, in the sale amount of \$5,491, subject to certain reservations by the City of development rights and restrictive covenants for residential yard improvements only on such excess land, as particularly set forth and described in the respective Grant Deed.

SECTION 3. The City Administrator is authorized, subject to review as to form by the City Attorney, to execute a Land Purchase Agreement with James R. Fenkner & Tatiana A. Tikhonova, Trustee(s), A Very Useful American Family Trust 2009, dated May 11, 2009, the Owners of the Property at 1557 La Cresta Circle, authorizing the sale of 2,778 square feet (0.064 acre) of excess slope land underlying a portion of Vic Trace Reservoir at 740 Dolores Drive, in the sale amount of \$2,778, subject to certain reservations by the City of development rights and restrictive covenants for residential yard improvements only on such excess land, as particularly set forth and described in the respective Grant Deed.

SECTION 4. That upon the receipt by the City of all required purchase monies and associated fees paid by each respective property owner, and upon the execution by each property owner of a required Certificate of Voluntary Merger, as set forth in their respective Land Purchase Agreement, and following the effective date of this Ordinance, the City Clerk is authorized to record each of the Grant Deeds, together with an attached copy of this Ordinance certified by the City Clerk, and to record each of the Certificates of Voluntary Merger, all in the Official Records, in the Office of the County Recorder, Santa Barbara County.



Agenda Item No. _____

File Code No. 530.05

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 9, 2011

TO: Mayor and Councilmembers

FROM: Transportation Division, Public Works Department

SUBJECT: Introduction Of Ordinance Establishing Prima Facie Speed Limits On Cota Street

RECOMMENDATION:

That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 10.60 of the Municipal Code by Revising Section 10.60.015, Establishing Prima Facie Speed Limits on Cota Street Between Santa Barbara Street and Alameda Padre Serra at 25 Miles Per Hour.

DISCUSSION:

The California Vehicle Code (CVC) Section 22352 establishes the prima facie speed limit in "business" and "residence" districts as 25 miles per hour (mph). However, CVC Section 40802, defining "Speed Traps," prohibits radar enforcement of excessive speed on non-local streets in business or residence districts unless the speed limit is justified by a current Engineering and Traffic Survey (Survey). Therefore, with the exception of park and school zones, roads that are in business or residence districts but are not defined as local streets in the California Road System Map, cannot be enforced using radar technology, unless the speed limit is established through a Survey.

A Survey must include consideration of prevailing speeds as determined by traffic engineering measurements, accident records, highway traffic, and roadside conditions not readily apparent to the driver. According to the California Manual of Uniform Traffic Control Devices, the recommended speed limit should be established at the 5 mph increment closest to the 85th percentile speed (the speed that 85% of the drivers are traveling at or below). However, in matching the existing traffic safety needs of the community, engineering judgment may indicate the need for a reduction of 5 mph due to conditions not foreseen by the driver. Residential density and pedestrian and bicyclist safety may be considered to establish this reduction. Other considerations include conditions such as high collision rates and inadequate cross street visibility. This state-required methodology is based on the premise that a reasonable speed limit is one that conforms to the actual behavior of the majority of motorists, and that, by measuring

motorists' speeds, one will be able to select a speed limit that is both reasonable and effective.

Staff recently completed a survey on Cota Street between Santa Barbara Street and Alameda Padre Serra. The current speed limit is 30 mph. The 85th percentile on Cota Street between Santa Barbara Street and Milpas Street is 30 mph. The 85th percentile on Cota Street between Milpas Street and Alameda Padre Serra is 32 mph. The nearest five-mile increment for both segments of Cota Street is 30 mph. However, based on engineering judgment, taking into consideration the high number of collisions on Cota Street and the residential nature of the street between Milpas Street and Alameda Padre Serra, the recommended speed limit is 25 mph.

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

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office

*COUNCIL INTRODUCTION DRAFT
August 9, 2011
SHOWING CHANGES FROM CURRENT CODE
NEW PROVISIONS SHOWN IN UNDERLINE
DELETIONS SHOWN IN ~~STRIKEOUT TEXT~~*

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AMENDING CHAPTER 10.60 OF THE MUNICIPAL CODE BY REVISING SECTION 10.60.015, ESTABLISHING PRIMA FACIE SPEED LIMITS ON COTA STREET BETWEEN SANTA BARBARA STREET AND ALAMEDA PADRE SERRA AT 25 MILES PER HOUR.

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

SECTION ONE. Section 10.60.015 of Chapter 10.60 of Title 10 of the Santa Barbara Municipal Code is amended to read as follows:

10.60.015 Streets of Modified Speed Limits.

In accordance with Section 10.20.015 and when properly sign posted, the prima facie speed limit on the following streets, or portions of streets, shall be as follows:

45 miles per hour:

CALLE REAL - Las Positas Road to Hitchcock Way
HOLLISTER AVENUE - Fairview Avenue to the westerly City limits
MODOC ROAD - Las Positas Road to westerly City limits
OLD COAST HIGHWAY - Harbor View Drive to Hot Springs Road

40 miles per hour:

ALSTON ROAD – Woodland Road to Rametto Road
CALLE REAL - Pueblo Street to Las Positas Road
CALLE REAL - Hitchcock Way to La Cumbre Road
CARRILLO STREET - San Andres Street to La Coronilla Drive
MEIGS ROAD - Cliff Drive to La Coronilla Road

35 miles per hour:

ALAMAR AVENUE - Foothill Road to State Street
ALSTON ROAD - Eucalyptus Hill Road to Woodland Road
ALSTON ROAD – Rametto Road to City Limits

BARKER PASS ROAD - Eucalyptus Hill Road to the northerly City limits.
 CABRILLO BOULEVARD - Niños Drive to US Highway 101
 CLIFF DRIVE (SR 225) - Westerly City limits to Las Positas Road
 FAIRVIEW AVENUE - Placencia Street to Calle Real, those portions within the City limits
 HOPE AVENUE - State Street to Pueblo Avenue
 HOPE AVENUE - Calle Real to State Street
 LA CUMBRE ROAD - Via Lucero to northerly City limits
 LA COLINA ROAD - La Cumbre Road to Verano Drive
 LAS POSITAS ROAD - US Highway 101 to State Street
 LOMA ALTA DRIVE - Cliff Drive (SR 225) to Shoreline Drive
 MEIGS ROAD - Cliff Drive to Salida Del Sol
 MODOC ROAD - Mission Street to Las Positas Road
 OLD COAST HIGHWAY - Salinas Street to Harbor View Drive
 SHORELINE DRIVE - Castillo Street to La Marina
 STATE STREET - Mission Street to the westerly City limits
 VERONICA SPRINGS ROAD - Those portions within the City limits
 YANONALI STREET - Salsipuedes Street to Garden Street

30 miles per hour:

ALAMAR AVENUE - De La Vina Street to Junipero Street
 ALAMEDA PADRE SERRA –Los Olivos Street to Sycamore Canyon Road
 ALAMEDA PADRE SERRA - Sycamore Canyon Road to Eucalyptus Hill Road
 ANACAPA STREET - Arrellaga Street to Constance Avenue
 ANAPAMU STREET - Santa Barbara Street to Milpas Street
 BATH STREET - US Highway 101 northbound offramp to Quinto Street
 CANON PERDIDO STREET - Santa Barbara Street to Milpas Street CASTILLO
 STREET - Montecito Street to Junipero Street
 CHAPALA STREET - US Highway 101 to Alamar Avenue
 CLINTON TERRACE - Samarkand Drive to Tallant Road
 COAST VILLAGE ROAD - Olive Mill Road to Cabrillo Boulevard
 CONSTANCE AVENUE - State Street to Garden Street
~~COTA STREET – Santa Barbara Street to Alameda Padre Serra~~
 DE LA GUERRA STREET - Santa Barbara Street to Milpas St.
 DE LA VINA STREET - State Street to Micheltorena Street
 DE LA VINA STREET - Micheltorena Street to Haley Street
 GARDEN STREET - Micheltorena Street to Junipero Street
 HITCHCOCK WAY - Calle Real to State Street
 LA CUMBRE ROAD - Southerly City limits (US Highway 101) to Via Lucero
 LOMA ALTA DRIVE – Coronel Street to Canon Perdido Street
 MILPAS STREET - Anapamu Street to Mason Street
 MIRAMONTE DRIVE - Carrillo Street to Via Del Cielo
 ONTARE ROAD - Sunset Drive to Foothill Road
 SALINAS STREET - US Highway 101 to Mason Street
 SAMARKAND DRIVE - De La Vina to Clinton Terrace

SAN PASCUAL STREET - Canon Perdido Street to Coronel Place
SAN ROQUE ROAD - Foothill Road to State Street
SANTA BARBARA STREET - Anapamu Street to Constance Avenue
SHORELINE DRIVE - Salida Del Sol to La Marina
STATE STREET - Micheltorena Street to Mission Street
TREASURE DRIVE - Tallant Road to Calle Real
VERANO DRIVE - Primavera Road to southerly City limits
YANONALI STREET - Garden Street to State Street

25 miles per hour:

ANACAPA STREET - Arrellaga Street to US Highway 101
CARPINTERIA STREET - Milpas Street to Salinas Street
CARRILLO STREET - Chapala Street to San Andres Street
COTA STREET - Santa Barbara Street to Alameda Padre Serra
GUTIERREZ STREET – Santa Barbara Street to Alameda Padre Serra
HALEY STREET – Chapala Street to Milpas Street
MICHELTORENA STREET - San Andres Street to California Street
MISSION STREET - Robbins Street to Anacapa Street
ONTARE ROAD - State Street to Sunset Drive
PUESTA DEL SOL - Alamar Avenue to easterly City limits
SAN ANDRES STREET - Mission Street to Canon Perdido Street
VALERIO STREET - Robbins Street to westerly cul-de-sac



Agenda Item No. _____

File Code No. 540.13

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 9, 2011

TO: Mayor and Councilmembers

FROM: Water Resources Division, Public Works Department

SUBJECT: Contract For Industrial Waste Pretreatment Program Services

RECOMMENDATION:

That Council authorize the Public Works Director to execute a City Professional Services contract with Larry Walker Associates (LWA), in a form approved by the City Attorney, in the amount of \$33,086 to provide required revisions to the City's Industrial Waste Pretreatment Program (Pretreatment Program) and authorize the Public Works Director to approve expenditures of up to \$3,309 for extra services of LWA that may result from necessary changes in the scope of work.

DISCUSSION:

The Clean Water Act requires that all wastewater treatment plants treating more than five million gallons per day develop and implement a Pretreatment Program in compliance with federal regulations. Changes to the federal regulations governing the development and implementation of the Pretreatment Program necessitate the modification of certain City documents. The City received results of an audit of the City's Pretreatment Program by the State Water Resources Control Board that require changes to the City's Program, including that various City documents, including the City's Municipal Code, be modified to comply with the revised regulations.

The proposed scope of work is necessary to modify the Pretreatment Program to meet current regulations. LWA will also provide assistance to the City in its efforts to update its Sewer Use Ordinance and related documents, as well as providing guidance in the collection of data needed to review the local discharge limits established to control discharges of pollutants from local industry to the City's sewer. The required work is extremely technical in nature and we do not have sufficient staff availability and expertise to accomplish the work in a timely manner.

BUDGET/FINANCIAL INFORMATION

In 2010, LWA was one of two firms that submitted proposals in response to the City's requests for proposals which was sent to five firms. LWA has provided similar services for numerous other public wastewater agencies with pretreatment programs. Staff is currently requesting that Council authorize the Public Works Director to execute the new contract

with LWA that builds on the preliminary work and includes the required revisions to the City's Pretreatment Program documentation.

There are sufficient funds in the Wastewater Operating fund to cover the revised professional consulting services.

PREPARED BY: Christopher Toth, Wastewater System Manager

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 9, 2011

TO: Mayor and Councilmembers

FROM: Administration Division, Community Development Department

SUBJECT: City Arts Advisory Committee And Community Events And Festivals Committee Funding Recommendations And Contract With The Santa Barbara County Arts Commission For Fiscal Year 2012

RECOMMENDATION: That Council:

- A. Review and approve the City of Santa Barbara Arts Advisory Committee and Community Events and Festivals Committee Funding Recommendations for Fiscal Year 2012; and
- B. Authorize the Assistant City Administrator/Community Development Director to execute an agreement with the Santa Barbara County Arts Commission for \$427,260 as approved in the Fiscal Year 2012 budget.

DISCUSSION:

In the Fiscal Year 2012 budget, Council authorized funds to the Santa Barbara County Arts Commission to provide grants for Community Arts, Organizational Development and Community Events & Festival and staffing to the City Arts Advisory Committee, Visual Arts in Public Places and Events & Festivals Committees. The funds support city arts and cultural organizations and community promotion, and continue the development of the Downtown Cultural Arts District and other special projects. Funds also provide technical assistance to artists, arts organizations, and cultural promotion groups.

On August 2, 2011, the Finance Committee reviewed and unanimously approved forwarding the grant recommendations to City Council.

The individual grant categories and recommendations are listed below.

Community Arts

The Community Arts Subcommittee met on June 30, 2011, and reviewed all applications submitted to the Community Arts Grant Program. The subcommittee's recommendations were reviewed and unanimously approved on July 21, 2011 by the City Arts Advisory Committee. The base amount allocated for this program is \$45,549. There was a one-

time carry over in the amount of \$1,500 of unused grant funds from the previous year; which makes a total of \$47,049.

A total of \$118,640 was requested by 23 nonprofit organizations. All of the applicants were awarded funding. Groups applying for Community Arts grants are not eligible to apply for Organizational Development or Community Events & Festivals grants.

Organizational Development

The Organizational Development Subcommittee met on June 23, 2011 and reviewed all of the applications submitted to the Organizational Development Grant Program. The subcommittee's recommendations were reviewed and unanimously approved on July 21, 2011 by the City Arts Advisory Committee. The base amount for this program is \$141,763. There is also a one-time carry-over in the amount of \$8,000 unused grant funds from the previous year; which makes a total of \$149,763.

A total of \$474,412 was requested by 36 nonprofit organizations. All of the applicants were awarded funding. Groups applying for Organizational Development grants are not eligible to apply for Community Arts or Community Events & Festivals grants.

Community Events & Festivals

The Community Events & Festivals Committee met on July 6, 2011, to review applications interview organization applicants and make recommendations for the Events & Festivals Grant Program. The base amount for this program is \$100,000 in Fiscal Year 2012.

A total of \$252,500 was requested by 10 non-profit organizations. All of the applicants were awarded funding. Groups applying for Community Events & Festivals grants are not eligible to apply for Community Arts or Organizational Development grants.

Downtown Cultural District

The Santa Barbara County Arts Commission allocation includes \$7,901 for the development and promotion of a Downtown Cultural District. The Cultural District partners with the Downtown Organization to produce and market cultural promotions throughout the year.

BUDGET/FINANCIAL INFORMATION:

The City's Fiscal Year 2012 budget appropriated \$427,260 for this contract as follows:

| | |
|-----------------|---|
| \$132,047 | Coordination and Administration of City Arts Programs |
| \$7,901 | Continued Development of the Downtown Cultural District |
| \$100,000 | Community Events and Festival Grants |
| \$141,763 | Organizational Development Grants |
| <u>\$45,549</u> | Community Arts Grants |
| \$427,260 | |

Council Agenda Report

City Arts Advisory Committee And Community Events And Festivals Committee Funding Recommendations And Contract With The Santa Barbara County Arts Commission For Fiscal Year 2012

August 9, 2011

Page 3

The recommended grant awards total \$296,812; which consist of \$287,312 of Fiscal Year 2012 funding and \$9,500 of Fiscal Year 2011 unspent grants that have been carried over by the County Arts Commission. Attachments 1, 2 and 3 contain detailed descriptions for each applicant. Attachment 4 is a summary of the recommended funding by grant category.

- ATTACHMENTS:**
1. Community Arts Recommendations
 2. Organizational Development Recommendations
 3. Community Events & Festivals Recommendations
 4. Funding Comparisons for All Three Grants
 5. City Arts Advisory Roster and Community Events & Festivals Committee Roster

PREPARED BY: Ginny Brush, Executive Director of the County Arts Commission

SUBMITTED BY: Paul Casey, Assistant City Administrator/Community Development Director

APPROVED BY: City Administrator's Office

2011 – 2012 COMMUNITY ARTS GRANT RECOMMENDATIONS

| Grant # | Organization | Amt. Requested | Amt. Recommended |
|--|---|----------------|------------------|
| CA-01 | Alpha Resource Center | \$1,725 | \$1,400 |
| <p>Alpha Resource Center of Santa Barbara is a county wide non-profit organization that supports adults and children with developmental disabilities. The Fine Art Studio is a life-enriching program that began in the early 1970's to support participants who demonstrated talent beyond traditional arts and crafts. Grant funds are requested to further expand at gallery shows by payment to an art instructor. <u>Panel Comments:</u> The committee recognizes the value of providing funding support for art instruction and exhibition opportunities to this under-served audience and recommends exploring opportunities for greater community engagement.</p> | | | |
| CA-02 | Art & Heart | \$6,000 | \$1,100 |
| <p>Art & Heart (A&H) is dedicated to promoting the educational and emotional development of vulnerable children through access to art therapy. A&H provides children with painting kits, art therapists and mentors to support them in artistic expression and trauma recovery. <u>Panel Comments:</u> The panel commends Art & Heart for its efforts to recruit volunteers and engage other community services in support for this program for under-served youth.</p> | | | |
| CA-03 | The Arts Fund | \$3,000 | \$1,000 |
| <p>The <i>Write Out Loud Project</i> (WOL) will be led by SB Independent arts writer, dancer and educator, Elizabeth Schwyzer. This new mentorship will coincide with the Art Fund's regular program. WOL is aimed at high school students who have demonstrated an interest and commitment to writing and performance based on past work and teacher references. <u>Panel Comments:</u> The panel recognizes the value of a multi-disciplinary approach to arts---linking creative writing to performance. The committee found sections of the grant and demographic information confusing and recommends The Arts Fund explore ways to cover the materials fee that currently may serve as a financial barrier to participation for some students.</p> | | | |
| CA-04 | Boys and Girls Club of Santa Barbara | \$5,000 | \$2,600 |
| <p>Funds are requested to continue to expand the Fine Arts Program that is focused on underserved youth (from 6-18) through the addition of personnel as well as art materials. The program consists of painting, ceramics, drawing and sculpture education; with a focus on art techniques, art history, and artists. <u>Panel Comments:</u> The panel recognizes the value and quality of art instruction in this program that serves 1000+ children, including some from SB Public Housing and Transition House.</p> | | | |
| CA-05 | Children's Creative Project | \$6,000 | \$2,250 |
| <p>Since 1984, Children's Creative Project (CCP) has produced the free <i>Arts Catalog</i> that is distributed annually to 300 public and private schools throughout the county. During the academic year, CCP will serve six schools in the SB Elementary School District. Requested grant funds will help subsidize, in part, performances by professional touring artists (many from the Santa Barbara Region) that will occur at individual school sites, most of which are Title 1 schools. <u>Panel Comments:</u> The panel recognizes the value of CCP programs linked to study guides and engagement of area artists in this program. The committee recommends shifting the printed guide to completely online.</p> | | | |

2011 – 2012 COMMUNITY ARTS GRANT RECOMMENDATIONS

| Grant # | Organization | Amt. Requested | Amt. Recommended |
|--|--|-----------------|------------------|
| CA-06 | Chumash Maritime Museum | \$5,690 | \$ 500 |
| <p>The Chumash Maritime Association (CMA) is requesting funds to provide cultural heritage signage that will enlighten and educate the general public regarding Santa Barbara’s unique Chumash maritime and culture heritage. Grant proposal is for design and production of five 6” x 8” signs to be installed in the Native Plant Garden Restoration Project at Arroyo Burro Beach. <u>Panel Comments:</u> The panel recognizes the value of increasing awareness of cultural heritage at this very public location and its link to the traditional Tomol used in the annual channel crossing that is stored near the site. The panel felt while producing signage is important to the process, funding does not provide much opportunity for community engagement.</p> | | | |
| CA-07 | Everybody Dance Now! | \$6,000 | \$ 3,500 |
| <p>Everybody Dance Now! (EDN!) has brought free weekly dance classes to over 700 low-income children and teens in Santa Barbara since April 2006. Their classes are taught by talented and enthusiastic high school and college students who participate in frequent trainings and team-bonding meetings. EDN! holds 8-10 dance classes per week at various times and locations. EDN! holds master dance classes and have a performing troupe that performs at numerous and diverse community locations and events. <u>Panel Comments:</u> This stellar youth generated, youth-led program has proven its ability to be sustainable, build community support and engage youth with compelling programs in underserved communities. This was a well-written grant and great community programming model.</p> | | | |
| CA-08 | Friends of the Eastside Library | \$ 6,000 | \$ 3,000 |
| <p>This Ethnic Outreach Multicultural Arts Program provides a free monthly children’s performance series at the Eastside Branch Library. Programs are: bilingual, showcase a variety of cultures, represent a variety of arts forms, are family oriented, encourage participation, and often employ local artists. Participating artists are found either through the Children’s Creative Project Art Catalogue, or by word of mouth through library sources. The Eastside Library’s Spanish-speaking director has a goal to increase bilingual programming at the Library. All grant funds are requested for the performance series and will be used for artist fees. <u>Panel Comments:</u> Use of the library as a community resource and local artists for programs makes this a great community model. The diversity of programming disciplines is commendable.</p> | | | |
| CA-09 | Harding University Partnership School | \$5,225 | \$2,000 |
| <p>Harding University’s mission is “to provide all children and their families with a healthy learning environment in which to develop a strong foundation for higher learning, including strong academic skills, outstanding character, respect for diversity and personal responsibility.” Grant funds are requested for a Community Mural Project that would involve the collaborative instruction of artists. Approximately 80 students from 6th grade would meet every week for 1 ½ hours over an 8–week period to create imagery for the final mural. <u>Panel Comments:</u> The panel recognizes the value of this mural project to engage and unify the community while building self-esteem and developing community pride and a sense of place.</p> | | | |

2011 – 2012 COMMUNITY ARTS GRANT RECOMMENDATIONS

| Grant # | Organization | Amt. Requested | Amt. Recommended |
|--|----------------------------------|----------------|------------------|
| CA-10 | Inner Light Gospel Choir | \$3,800 | \$2,000 |
| <p>Mama Pat's Inner Light Community Gospel Choir was founded in 1980 to preserve and increase awareness of Africa American cultural heritage and to keep the tradition and spirit of gospel music alive in the Santa Barbara and Central Coast area. This proposal requests funds to help cover the costs of operating and promoting its annual gospel music workshop that draws gospel singers from outside the area to study with a Grammy award winning director. <u>Panel Comments:</u> The panel recognizes the value of this annual workshop and its ability to engage the greater Santa Barbara Community in this unique American art form.</p> | | | |
| CA-11 | Nebula Dance Lab | \$3,000 | \$1,300 |
| <p>Nebula Dance Lab is a project dedicated to providing a forum for professional choreographers to produce new and existing works. The proposed project is 9 months and will allow one local choreographer in modern dance the opportunity to create original work in a studio, rehearse with professional dancers, present workshops to the public, and perform their works for the community at free-to-the public performances. The project culminates in a fully produced show at Center Stage Theater. <u>Panel Comments:</u> The panel applauds Nebula Dance Lab for its collaborative model and progress in engaging community support--- in-kind and financial ---for its program.</p> | | | |
| CA-12 | Nectar | \$6,000 | \$2,500 |
| <p>NECTAR is a professional-level artist's forum that highlights relevant social themes through arts & education. NECTAR was founded in 2009 in response to a suicide. Every partnership with local organizations or non-profits serves to enhance and expand the reach of this project. Funds are requested for administrative and artistic salaries and for marketing and publicity expenses. <u>Panel Comments:</u> The panel commends NECTAR for its innovative multi-disciplinary approach to linking social services and the arts to engage new and broad-based audiences.</p> | | | |
| CA-13 | PARC-SB Arts Alliance | \$6,000 | \$3,000 |
| <p>The Santa Barbara Arts Alliance is a free art-based afterschool mentoring program that provides leadership and life skills development opportunities through hands-on community service projects. The program has been in existence since 2005. Grant funds are requested to provide funding for artist's salaries for art activities, instruction and mural creation/restoration for the program. <u>Panel Comments:</u> The panel recognizes the valuable contribution of this program that engages youth in our community and provides opportunities for self-expression and collaboration.</p> | | | |
| CA-14 | Pride Foundation Festival | \$4,500 | \$2,000 |
| <p>The Pacific Pride Foundation (PPF) requests funds to help support the costs of artists, entertainers and arts activities for the 2012 Pacific Pride Festival. In addition, there will be a series of events and activities leading up to the festival. Community Arts funds will be used to support the costs of hiring and engaging a headlining performer and local entertainers and to create art activities specifically targeted to children and youth. <u>Panel Comments:</u> The panel recognizes PPF's continuing efforts to expand promotion of this event in very cost-effective ways and outreach to the greater community.</p> | | | |

2011 – 2012 COMMUNITY ARTS GRANT RECOMMENDATIONS

| Grant # | Organization | Amt. Requested | Amt. Recommended |
|---|--|-----------------|------------------|
| CA-15 | People's Institute | \$ 6,000 | \$2,200 |
| <p>For the past seven years, two local artists have participated in art & photography classes as part of the People's Institute, sponsored by the Committee for Social Justice. The program has provided classes for eight weeks each at the Casa Esperanza Homeless Shelter. Funds are requested to continue to offer regular classes through the year for artist fees and for materials. <u>Panel Comments:</u> The panel recognizes the value of this program in providing one-on-one instruction and opportunities for self-expression to this under-served community. Colin Gray and Tom Moore have demonstrated dedicated commitment to this program and the students they serve.</p> | | | |
| CA-16 | Portraits of Santa Barbara | \$6,000 | \$ 500 |
| <p>This project is a multimedia "family album" for the diverse community of Santa Barbara designed to promote cross-cultural understanding. A variety of local cultures, each represented by one of its members, is depicted in paintings that come to life with the support of video, social media and QR codes. The exhibit is both virtual and physical. <u>Panel Comments:</u> The panel recognized the work on this project to date and liked the use of varied platforms and concept of a "community album" they felt strongly that for this grant category there needed to be a strategy for more community engagement in the process and project.</p> | | | |
| CA-17 | Proboscis Theater Company | \$6,000 | \$1,300 |
| <p>Education is a part of the mission of Proboscis Theatre. In the new play <i>Radioactive</i>, PTC strives to bring "Humanity to the Sciences and Science to the Humanities." <i>Live from the Piano Kitchen</i> is a radio-based performance once a month in a small studio style venue that holds about 45 audience members. Proboscis Theater Company is seeking funds to underwrite the participation of two local artists in two major programs. <u>Panel Comments:</u> The panel recognizes the value of this cross-disciplinary, audience-participatory art form and recommends using grant funds to develop a pilot program and engage greater community support.</p> | | | |
| CA-18 | SB Center for the Performing Arts | \$6,000 | \$2,049 |
| <p>The Teen Project/Digital Media Program introduces young people to the world of documentary film making, including camera work, editing, writing, producing, directing and performing. The program brings "at-risk" students together for the purpose of skill building and community service through film as a positive outlet for self-expression in a creative and safe environment. The project is a year-round after school program taught by a professional film maker, and extended to students of El Puente Continuation High School. <u>Panel Comments:</u> The panel recognizes the contribution this program makes in empowering youth and connecting students to the greater arts community through approximately 700 hours of community service hours. Students have documented community events and produced 35 films for upload to sbyoutharts.org and YouTube.</p> | | | |

2011 – 2012 COMMUNITY ARTS GRANT RECOMMENDATIONS

| Grant # | Organization | Amt. Requested | Amt. Recommended |
|---|--|----------------|------------------|
| CA-19 | Santa Barbara Vocal Jazz Foundation | \$3,000 | \$2,200 |
| <p>The Santa Barbara Vocal Jazz Foundation is dedicated to bringing vocal jazz to underserved school children in primarily Title 1 schools in the city. The SBVJF 12-member vocal jazz ensemble presents a 45-minute program to the student body in an assembly, with student participation and interaction in a lively performance where children are given the opportunity to come up on stage and improvise. Funds are being requested for the cost on one SBVJF Vocal Jazz School Workshop. The grant request will fund one Title-1 Santa Barbara Elementary School. <u>Panel Comments:</u> The panel recognizes the value of art instruction that takes place during the school day and SBVJF for its continuing effort to build support for the program. The recent plan to share office space with the ICAN in the Cultural Arts Center is a great move.</p> | | | |
| CA-20 | SONando Santa Barbara | \$6,000 | \$3,000 |
| <p>SONando Santa Barbara is an organization dedicated to fostering cross-cultural connections celebrating “son” which is the regional music and dance from Mexico and Cuba with a rhythmic framework provided by the jarana, a small guitar-like instrument. Funds are requested for the <i>proyectoJAROCHO</i>, a traditional arts enrichment program for adults and youth. Programming includes classes at two elementary schools and at the Trust for Historic Preservation’s Casa de la Guerra and the third annual <i>Encuentro de Son Jarocho</i>. <u>Panel Comments:</u> Through strong partnerships with the Bowl Foundation and Casa de la Guerra, SONando continues to serve under-served audiences in the classroom and at other community-based events known as Fandangos that promote multi-generational participation and cross-cultural understanding.</p> | | | |
| CA-21 | Song of Place Poetry Project | \$6,000 | \$2,200 |
| <p>Local Poet Sojourner Kincaid Rolle has helped present the Santa Barbara Young Poets Contest for almost a decade. The program gives teen writers and especially under-served youth the opportunity to create and submit poems for critical judging, publication and public performance. Funds are requested to support a variety of artist-in-residencies throughout the City of Santa Barbara including El Puente, several Title 1 schools and Housing Authority youth. <u>Panel Comments:</u> The panel recognizes the value of this program and Ms. Rolle’s long-standing work with at-risk youth and underserved students Grant needs more specificity.</p> | | | |
| CA-22 | VIVA EL ARTE! | \$6,000 | \$ 2,650 |
| <p>The VIVA EL ARTE! (VEA!) Community Arts Project is specifically designed to target underserved audiences across Santa Barbara County that includes low income, Spanish-speaking communities and to provide them with accessible, free art performances and opportunities that reflect their unique cultural heritage and traditions. The Marjorie Luke Theatre on the Eastside has been the site of VEA! events in Santa Barbara. The requested grant funds will specifically support artist fees. <u>Panel Comments:</u> The committee recognizes this stellar program that provides family-oriented programming and opportunities for youth to interact with professional musicians through the program’s Master-Classes in classrooms and community centers.</p> | | | |

2011 – 2012 COMMUNITY ARTS GRANT RECOMMENDATIONS

| Grant # | Organization | Amt. Requested | Amt. Recommended |
|---|----------------------------------|-----------------------|-------------------------|
| CA-23 | Women's Literary Festival | \$5,700 | \$ 2,800 |
| <p>The Women's Literary Festival is made possible through partnering with the Santa Barbara Library System, the UCSB Women's Center and the Santa Barbara County Women's Commission. The 2012 Festival will be held in the City of Santa Barbara at the Fess Parker DoubleTree Resort. Grant funds are requested to assist with advertising expenses; expand diversity and access to the Festival; and provide scholarship admissions for 50 attendees. <u>Panel Comments:</u> The panel applauds the Women's Literary Festival for its continued collaborative efforts with community partners. Efforts to increase diversity and expand access through increased scholarships, development of bilingual brochures and collaborative partnerships are commendable.</p> | | | |
| | | Amt. Requested | Amt. Recommended |
| | | \$118,640 | \$47,049 |

2011 – 2012 ORGANIZATIONAL DEVELOPMENT GRANT RECOMMENDATIONS

| Grant # | Organization | Amt. Requested | Amt. Recommended |
|---|---------------------------------------|-----------------|------------------|
| OD-01 | Architectural Foundation of SB | \$18,000 | \$2,500 |
| <p>Founded in 1983, AFSB offers unique programs which foster awareness, understanding, and appreciation of architecture and the arts in our community. AFSB offers a wide range of educational outreach programs including Kids Draw Architecture and architectural walking tours of historic downtown Santa Barbara. AFSB is requesting Organizational Development Grant funds to provide increased staff support to aid in the expansion of its educational programs, projects and community partnerships. <u>Panel Comments</u>: The panel commends the Architectural Foundation for expanding its links to community resources and staff efforts to expand educational bilingual programming and materials should help engage a more diverse audience.</p> | | | |
| OD-02 | Art From Scrap | \$18,000 | \$7,000 |
| <p>The mission of Art From Scrap (AFS) is to support and encourage creative exploration and expression in the arts, while promoting a greater understanding of environmental issues. AFS is seeking general support funding to help maintain its current program levels during a time of declining contributions and grant revenues. Grant funds will be used for guest artist stipends, an increase in staff hours and current staff salaries associated with organizational strategic planning. <u>Panel Comments</u>: The panel recognizes Art From Scrap as a valued community resource with excellent multi-cultural creative educational programs and a broad outreach to the community through a wide variety of partnerships.</p> | | | |
| OD-03 | Arts for Humanity! | \$8,000 | \$4,000 |
| <p><i>Arts for Humanity! (AH!)</i> Provides interactive, intergenerational art experiences with programs that cultivate creativity, promote self-esteem, and provide social integration which empower at-risk youth, people with developmental disabilities, and elders in partnership with local artists and the Santa Barbara community to increase awareness of these underserved groups. Grant funds are requested to increase program efficacy; increase the marketing and PR campaigns and expanding fundraising and development initiatives. <u>Panel Comments</u>: The panel applauds Arts for Humanity for continuing to provide programming and events to a variety of underserved individuals and groups. The panel commends AH! for its continuing successes in engaging UCSB student interns and strengthening community partnerships with groups such as the Boys & Girls Club.</p> | | | |
| OD-04 | Art Without Limits | \$10,000 | \$2,000 |
| <p>The primary purpose of <i>Art Without Limits</i> is to create an intensive one-on-one mentorship for aspiring Santa Barbara County artists by pairing them with professional artists and business experts to help them succeed in their chosen art form. Funds are requested to pay salaries, wages and office space for staff that have volunteered their services in the past. <u>Panel Comments</u>: The panel recommends increased collaboration and more resource sharing with other groups with similar goals such as Partners in Education to avoid redundancy. The recent successful Arts Career Day is an excellent example of how collaborative efforts and shared resources can benefit aspiring youth. The idea of a website or blog for emerging artists to share info is great.</p> | | | |

2011 – 2012 ORGANIZATIONAL DEVELOPMENT GRANT RECOMMENDATIONS

| Grant # | Organization | Amt. Requested | Amt. Recommended |
|---|--------------------------------|-----------------|------------------|
| OD-05 | Arts Mentorship Program | \$12,000 | \$3,000 |
| <p>The Arts Mentorship Program (AMP) was established in 2001 for the purpose of providing training, education and mentorship to young visual and performing artists in Santa Barbara and the surrounding community. Funds are being requested to support the growth of AMP's three major programs: the Rent Subsidy Program, the Scholarship/Mentor Program, and the Student Dance Companies. <u>Panel Comments:</u> The panel recognizes the significant community benefit of the rent subsidy program for individual artists and smaller arts organizations. The commitment of AMP to support scholarships to youth from low-income families and the recent partnership with the Neighborhood Clinics for movement programs for pre-diabetic/pre-obese youth is commendable. This year's grant request was much stronger than previous years.</p> | | | |
| OD-06 | Ballet Santa Barbara | \$18,000 | \$3,250 |
| <p>The mission of Ballet Santa Barbara (BSB) is to empower low income Santa Barbara elementary school students through professional dance instruction that promotes academic learning, social and emotional development and a lifelong appreciation of the arts. <i>Moving to Learn</i> is BSB's educational outreach program for children that provide stellar onsite elementary school dance residencies for Title 1 schools. Funds are requested for the <i>Moving to Learn</i> program, specifically the need to sustain, and expand standards-based residencies to Title 1 Schools. <u>Panel Comments:</u> The panel recognizes the commitment and value of BSB developing lesson plans that meet California State Standards and the value arts instruction and movement add to the lives of young boys and girls.</p> | | | |
| OD-07 | BOXTALES Theatre Co. | \$10,000 | \$7,000 |
| <p>Boxtales Theatre Company's mission is to spark imagination, strengthen cultural pride, foster tolerance; and it engages young people in the excitement of live performance by presenting myths and folktales from around the world using storytelling, live music, movement, and masks. Funds are requested for general operating support. Funds would be used to support the salaries of the Executive Artistic Director and the Managing Director. <u>Panel Comments:</u> The panel applauds Boxtales for its innovative and unique productions that promote theatrical appreciation for all ages while fostering greater cross-cultural understanding. They are to be commended for expanding the reach outside the community.</p> | | | |
| OD-08 | Camerata Pacifica | \$6,000 | \$3,500 |
| <p>Camerata Pacifica's mission is to affect positively how people experience live classical music and expand appreciation. The organization strives for this impact through its flagship concert series, offering monthly programs. This request is for support of Camerata Pacifica's outreach initiatives with musical activities outside the concert hall to expand and attract future audiences. <u>Panel Comments:</u> The panel applauds Camerata Pacifica for expanding the reach of its programming outside the area while include free performances in senior centers and for providing affordable \$20 tickets to students and the public for its lunchtime concerts here in Santa Barbara.</p> | | | |

2011 – 2012 ORGANIZATIONAL DEVELOPMENT GRANT RECOMMENDATIONS

| Grant # | Organization | Amt. Requested | Amt. Recommended |
|---|--|-----------------|------------------|
| OD-09 | Center Stage Theater | \$15,000 | \$7,000 |
| <p>Center Stage Theater exists to provide a professional, affordable, and accessible performing arts venue in Downtown Santa Barbara. Center Stage encourages works that celebrate new artists, new works, and the cultural diversity of our community. Funds requested to support a venue subsidy fund for young producers and in general operating funds to help pay the salaries of the theater's administrative and technical staff and overhead expenses. <u>Panel Comments:</u> The panel recognizes Center Stage as a valued resource for regional performing arts groups. Funding is awarded to support general operating costs and specifically Center Stage's support to community groups through its rent subsidy program.</p> | | | |
| OD-10 | City at Peace | \$10,000 | \$6,500 |
| <p>City at Peace, Santa Barbara, is an award-winning program that uses the performing arts to provide leadership skills, conflict resolution training, and cross-cultural understanding to a diverse group of teens, ages 13-19 from secondary schools. This is a unique program that develops a performance each year that is entirely conceived, written and performed by teens based on their personal life stories. Grant funds will provide a portion of the salary and payroll expenses for the core staff; an Artistic Director and Managing Director. <u>Panel Comments:</u> The panel applauds City at Peace for the ongoing success of this significant youth program and for the organization's recent efforts to expand its audience base through new outreach and community partnerships.</p> | | | |
| OD-11 | Community Arts and Music Association (CAMA) | \$18,000 | \$3,500 |
| <p>The purpose of CAMA is to enrich Santa Barbara's cultural life through the presentation of a variety of concerts by world-renowned performers and orchestras at the highest level of artistic excellence. CAMA has developed a strong classical music outreach and classical music curriculum for elementary school students as well as an outreach to the community through adult education classes for life-long learners that provide reduced price tickets through subsidies. Requested funds will be used to build the subscriber base of new younger audiences through marketing, education and outreach. <u>Panel Comments:</u> The panel applauds CAMA for its continued support of music education in schools and to life-long learners; and its efforts to expand its outreach to younger audiences by making affordable tickets and information available through an updated website. The panel strongly suggests new and increased efforts to engage more youth, and attract more diverse underserved communities.</p> | | | |
| OD-12 | DramaDogs | \$10,000 | \$3,063 |
| <p>DramaDogs is a multidisciplinary theater production company which creates innovative and cutting edge theater work, giving voice and movement to the unconventional, off beat and challenging explorations of experience as art. Funds are requested to enlarge and sustain the administrative infrastructure, while exploring, creating and developing additional resources and collaborative opportunities. <u>Panel Comments:</u> This was a very thoughtful and ambitious grant. The panel recommends partnering with the Performing Arts League for the proposed blog aspect of the strategy for increasing audience and community engagement.</p> | | | |

2011 – 2012 ORGANIZATIONAL DEVELOPMENT GRANT RECOMMENDATIONS

| Grant # | Organization | Amt. Requested | Amt. Recommended |
|--|---------------------------------|------------------|------------------|
| OD-13 | Ensemble Theatre Co. | \$18,000 | \$7,000 |
| <p>The Ensemble Theatre Company is Santa Barbara’s oldest professional, resident theater company. Housed at the historic Alhecama Theatre, Ensemble offers five full-length plays each season and produces challenging, professional theater from a wide body of work that reflects contemporary aesthetics and current social concerns. Grant funding is requested to fund marketing initiatives and artistic salaries for the 2011-12 Season. The grant will enable the stabilization of the organization for the move to the new Victoria Theater. <u>Panel Comments:</u> The panel recognizes the continued efforts to engage the community through programs like the Storyteller series as well as diversify its audience by engaging UCSB theater students, salons, event nights, student ticket and groups sales.</p> | | | |
| OD-14 | Flamenco Arts Festival | \$10,000 | \$4,500 |
| <p>The internationally renowned Flamenco Arts Festival, a non-profit organization, was founded in 1999 and holds the distinction of being the first Flamenco Festival in California which was conceived, organized and implemented by Latinos. The festival has undertaken a major restructuring in order to effectively implement a reorganizational effort and has postponed the Festival until 2012. Funds are requested to maintain the operating structure to work toward a 2012 Children’s Festival. <u>Panel Comments:</u> The panel recognizes the value of this festival and opportunities it provides local youth. Technical support for board development and expanded efforts and new strategies to engage more of the community to support the event is recommended. Explore ways to expand existing relationships with People’s Self-Help Housing, Girls Inc. and Transition House.</p> | | | |
| OD-15 | Genesis West | \$10,000 | \$5,000 |
| <p>Genesis West is a professional theater company founded in 1998 which brings contemporary and well-noted playwrights to Santa Barbara. The mission is to present transgressive plays by contemporary noted playwrights in order to make Santa Barbara a more artistically vibrant community. The newest attempt is “Pop-up Theatre”, a theatre that is presented in informal and non-traditional venues. Funding is being sought to create a partnership with the City of Santa Barbara for the development of this exciting new model. <u>Panel comments:</u> The panel commends this fresh and innovative approach to engaging new and diverse audiences in a more participatory and viral way.</p> | | | |
| OD-16 | Lit Moon Theatre Company | \$ 18,000 | \$6,000 |
| <p>Lit Moon Theatre provides the Santa Barbara area with an alternative to mainstream theater, and offers educational opportunities that broaden and deepen the understanding of world theater and cultural traditions. Programs attract a broad-based, multi-generational audience. Lit Moon has demonstrated success in growing its organization and developing community support while building a reputation for innovative world-class theater. Grant funds will be used to promote its anniversary celebration in February, when it presents an international event built around a production of Shakespeare’s <i>King Henry VI, part 3</i>. <u>Panel Comments:</u> The panel recognizes the significant contributions of Lit Moon over the last twenty years in presenting innovative international theatre. Expanding the board by 2 members and plans to develop free and “pay-what-you-can” events are good strategies for keeping programs vibrant and expanding your audience in the current economy.</p> | | | |

2011 – 2012 ORGANIZATIONAL DEVELOPMENT GRANT RECOMMENDATIONS

| Grant # | Organization | Amt. Requested | Amt. Recommended |
|---|----------------------------------|-----------------|------------------|
| OD-17 | Marjorie Luke Theatre | \$13,500 | \$6,500 |
| <p>The Marjorie Luke Theatre is a unique and innovative partnership of public and private entities to provide an accessible, affordable, youth-oriented venue for the community. The non-profit organization manages and operates the Marjorie Luke Theatre in a building owned by the Santa Barbara School District. The Marjorie Luke Theatre offers free technical theater classes and a program for venue subsidies to help support smaller grassroots organizations. This funding request represents a third of the General Manager's salary, whose position helps provide community support and resources through the programs mentioned above. <u>Panel Comments:</u> The Marjorie Luke Theatre and its rent subsidy program continue to be an invaluable asset to the community in general and to under-served audiences in particular. Staff expertise and technical support is a highly-valued resource, particularly with smaller organizations and presenting groups.</p> | | | |
| OD-18 | Music Academy of the West | \$18,000 | \$2,000 |
| <p>Since 1947 the Academy has dedicated itself to advancing the development of gifted young classical musicians and professionals through both educational programs and performance opportunities. The community benefits from these high caliber performances. The Music Academy of the West has forged year-round partnerships with 30 community organizations and eight private teachers serving 125 local music students each week. <u>Panel Comments:</u> Live from the MET events at Hahn Hall and Downtown have added much to expanding the audience for opera. The panel recognizes the community benefit of added rehearsal space at the new Luria Education Center on campus.</p> | | | |
| OD-19 | Notes for Notes | \$10,000 | \$4,000 |
| <p>Notes for Notes (N4N) was founded on the core belief that music is the universal language of humankind, and has the power to transcend virtually any barrier; economic, cultural, racial or societal. N4N offers programs free of charge that will keep musical instruments in the hands of young people and provide after-school recording studios. Grant funds are requested for staff salaries. <u>Panel Comments:</u> N4N's programs at the Boys and Girls Club and the Eastside and Westside have become stellar models for engaging underserved youth and engaging private and business support for this program. The innovative word-of-mouth peer recruitment model has been very successful.</p> | | | |
| OD-20 | Old Spanish Days | \$12,000 | \$1,000 |
| <p>Old Spanish Days is dedicated to honoring and preserving Santa Barbara's history, spirit, culture, heritage and traditions. The week-long Fiesta event and associated year-round activities educate local residents and visitors about the history, customs and traditions of the Spanish, Mexican, Chumash and early California settlers that comprise the rich cultural heritage of Santa Barbara. Funds are being requested for the <i>Canto-Baile</i> Arts Education Program. <u>Panel Comments:</u> The panel recognizes the value of linking cultural history to State Standards and including this program in the school day but recommends linking this program more to ranchos in the community and not to Old Spanish Days that receives funding from the City.</p> | | | |

2011 – 2012 ORGANIZATIONAL DEVELOPMENT GRANT RECOMMENDATIONS

| Grant # | Organization | Amt. Requested | Amt. Recommended |
|---|---------------------------------------|-----------------|------------------|
| OD-21 | Outrageous Film Festival | \$5,000 | \$3,000 |
| <p>The LGBT Film Festival provides a cultural program targeting the LGBT communities in Santa Barbara County and raises awareness in the general community of Santa Barbara as a culturally relevant and inclusive community. The funds are requested for the Festival Administration; Marketing, Publicity and outreach; Theater Rental and Payment to Artists. <u>Panel Comments</u>: The panel applauds this organization for its efficiency, marketing strategy and engagement of community volunteers in support of this program that reaches underserved audiences.</p> | | | |
| OD-22 | Out of the Box Theatre Company | \$12,532 | \$1,500 |
| <p>Out of the Box Theatre Company is a community theatre company dedicated to bringing contemporary musicals to the stage, offering an alternative to the commercial musical theater. They strive to use local talent, bringing together some of the top performers, musicians, directors and designers in the Santa Barbara community. Grant funds are requested to support the 2011-12 fall and spring productions, by using funds to help cover operational costs. <u>Panel Comments</u>: The panel appreciated fresh ideas and recommends using funds awarded to develop several of your programs such as the “Meet the Cast” connections to area high schools and the Cabaret Collective events at Soho to grow, strengthen and build support your company.</p> | | | |
| OD-23 | S. B. Chamber Orchestra | \$18,000 | \$3,000 |
| <p>The Chamber’s mission is to serve the community by offering chamber orchestra and chamber music performances of the highest quality to both our regular concert audiences and our outreach constituents, and to promote classical music as a living, accessible art form to our youth through performance and educational efforts that will support their academic success and engender a new generation of musicians, music-lovers and patrons. Funds are being requested to support artistic salaries and develop a younger audience through 2 performances by Robert Kapilow, known as the Pied Piper of music. <u>Panel comments</u>: The panel recognizes the need for this organization to attract younger and more diverse audiences if it is to survive and recommends follow-up on how the “free-tickets for families” program has translated to paid attendance or continued interest in attending classical events or pursuing study of music</p> | | | |
| OD-24 | S.B. Choral Society | \$18,000 | \$1,000 |
| <p>The Santa Barbara Choral Society is a nonprofit music organization, community-based in performance and education. The SBCS serves the public by performing choral music at the highest level and fostering musical development and appreciation within the Santa Barbara Community. Funds are requested for support of operating and marketing. <u>Panel Comments</u>: The panel recognizes the value of providing performance opportunities and choral instruction to enrich the lives of Santa Barbara residents. The panel recommends greater focus on community outreach to increase accessibility for underserved audiences and to grow greater financial support. Budget information was not complete.</p> | | | |

2011 – 2012 ORGANIZATIONAL DEVELOPMENT GRANT RECOMMENDATIONS

| Grant # | Organization | Amt. Requested | Amt. Recommended |
|---|-------------------------------------|-----------------|------------------|
| OD-25 | S.B. Contemporary Arts Forum | \$18,000 | \$3,500 |
| <p>The Contemporary Arts Forum provides an arena for the presentation, documentation and support of a broad variety of visual, media and performing arts with the aim of expanding and educating the audience for contemporary art. CAF promotes the work of local, regional, national and international artists. The OD Grant funds are being requested to focus on strategic partnerships, expand the Educational Resource Center, and update the website. <u>Panel Comments:</u> The panel applauds CAF for its commitment to increasing youth access to information on contemporary art and issues through development of a dual language Mac-based Cornerstone Educational Center. The organization should benefit from Kathy Scarmenach's education outreach and her long time connection to the arts community.</p> | | | |
| OD-26 | S.B. Dance Alliance | \$15,100 | \$7,000 |
| <p>Santa Barbara Dance Alliance (SBDA) was established in 1979 as a non-profit arts service organization to foster, promote, and increase the awareness of dance by bringing together choreographers and performers from all ages, schools, ethnic traditions, and artistic styles for common projects. Grant funds are requested to support administrative and artistic salaries and a small portion is requested for program costs. <u>Panel Comments:</u> The panel applauds Dance Alliances' increased efficiency in communication and resource sharing and for expanding engagement of the local Dance community. In recent year's SBDA has served to unite diverse dance groups, served as an umbrella organization helping support and promote professional and emerging dancers.</p> | | | |
| OD-27 | S.B. Dance Institute | \$18,000 | \$7,000 |
| <p>Santa Barbara Dance Institute is an in-school dance program that is modeled after the National Dance Institute. The SBDI is founded in the belief that the arts have a distinctive ability to engage children to find excellence within themselves. The purpose of SBDI programs is to help children develop discipline, a standard of excellence, and a belief in themselves and their creative expression. This request for funding is to support the new strategy to build organizational sustainability and capacity by providing short-term residency programs in addition to the full year program. <u>Panel Comments:</u> This is a stellar program with a defined vision, strong leadership and the proven ability to garner increased community support. Programs reach hundreds of very diverse and underserved youth with programs that promote self-esteem and cross-cultural understanding.</p> | | | |
| OD-28 | S.B. Education Foundation | \$2,500 | \$2,500 |
| <p>Santa Barbara Education Foundation initiates and supports academic enrichment programs for students in the Santa Barbara School District. In the past they have implemented classroom mini-grants for the purchase of classroom materials, a museum of tolerance program, a safe playground project, purchased library materials and technology equipment. This year the Foundation is requesting funds to expand staff by hiring a part-time grant coordinator and a part-time development assistant. <u>Panel Comments:</u> The panel recognizes the importance of music and expansion of the Keep the Beat and other enrichment programs in the schools. The committee recognizes SBEF for its continuing efforts to strengthen partnerships in the community and awards grant funding towards a grant writer position to pursue private and foundation support for this valued program.</p> | | | |

2011 – 2012 ORGANIZATIONAL DEVELOPMENT GRANT RECOMMENDATIONS

| Grant # | Organization | Amt. Requested | Amt. Recommended |
|--|--------------------------------------|-----------------|------------------|
| OD-29 | Santa Barbara Festival Ballet | \$12,430 | \$1,500 |
| <p>Santa Barbara Festival Ballet’s primary purpose is to bring professional ballet instruction and professional performing opportunities to pre-professional dancers, regardless of economic status or social background. Funds are requested for website upgrade during a pivotal transition time. <u>Panel Comments:</u> A new website and shift to more online marketing is a good strategy. Friends of Clara commitment to provide scholarships to under-served youth from Transition House, CASA & Storyteller to experience professional ballet during the Holidays is commendable.</p> | | | |
| OD-30 | Santa Barbara Foundation | \$12,000 | \$6,000 |
| <p>KDB (93.7FM and KDB.com) is the County’s only local classical music radio station. The primary purpose is to enrich the lives of those who listen and to be a vital link between the arts and its audience to create a more vibrant community. Grant funds are requested for artistic salaries to expand current programming and add new more diverse programming. <u>Panel Comments:</u> The panel recognizes the value of KDB to provide a digital archive of Santa Barbara based performances and interviews. Live local broadcasts and streaming online provide a vehicle for expanding the reach of Santa Barbara artists beyond the community.</p> | | | |
| OD-31 | S.B. Master Chorale | \$10,350 | \$1,500 |
| <p>The Santa Barbara Master Chorale provides is a community chorus committed to enriching the cultural life of the Central Coast by presenting the world’s finest choral music accompanied by professional orchestras and soloists, at affordable ticket prices. Grant funds are requested for advertising and artistic endowment. <u>Panel Comments:</u> The panel recognizes the value of the work of this organization and encourages increased collaboration with other voice-and classical-based organizations and more innovative outreach strategies.</p> | | | |
| OD-32 | S.B. Performing Arts League | \$7,500 | \$4,000 |
| <p>The Santa Barbara Performing Arts League is a nonprofit organization that fosters communication and collaboration within the performing arts community to contribute to the cultural vitality of greater Santa Barbara. Funds are requested to secure funding necessary to retool and reorganize the business plan for the benefit of the membership. <u>Panel comments:</u> The panel commends PAL on its recent reorganization and membership model that has done much to increase visibility for the organization and engaged a more diverse and broader-based community through mixers and connections with the business community.</p> | | | |
| OD-33 | S.B. Symphony | \$16,500 | \$4,500 |
| <p>The Santa Barbara Symphony is a resident orchestra that aims to perform great works with passion and excellence in order to enrich the lives of the community. The symphony provides numerous free concerts and educational programs. The Organizational Development funds are requested to help underwrite the salaries of the Director of Operations/Artist Planning and the Director of Patron Services in order to maintain the current programs. <u>Panel Comments:</u> The panel applauds the Symphony’s commitment to educational outreach and encourages more aggressive and innovative approaches to engaging young musicians, emerging leaders and diverse young professionals in programming and events. Classically Contagious performances in lively settings and Arts Sampler Ticket Bundle are great new approaches to expanding audience.</p> | | | |

2011 – 2012 ORGANIZATIONAL DEVELOPMENT GRANT RECOMMENDATIONS

| Grant # | Organization | Amt. Requested | Amt. Recommended |
|--|---------------------------------|-----------------------|-------------------------|
| OD-34 | S.B. Youth Music Academy | \$15,000 | \$2,250 |
| <p>This nonprofit organization serves local children and the community at large through youth based music programs – from lessons to the very young to instruction and band coordination at local high schools. SBYMA’s mission is to have the children perform in Santa Barbara and surrounding areas throughout the year. Funds are requested for artistic fees and program costs. <u>Panel Comments</u>: The panel recognizes the value of providing performance opportunities for youth and SBYMA’s recent collaborative efforts with other youth music-based non-profits. Grant request as presented is more appropriate for a Community Arts grant than Organizational Development.</p> | | | |
| OD-35 | Speaking of Stories | \$13,000 | \$7,000 |
| <p>Speaking of Stories promotes the appreciation of literature through live theatrical readings with performances that bring short stories to life while focusing on the power of the spoken word. Talented actors transform stories from the page to the stage. The Speaking of Stories performance program is a 5-show season. In addition they have educational programs that are particularly targeted towards at-risk youth in our community. Grant funds would be used to help pay for the Word Up workshops with public performances and general operating funds to support administrative and artistic salaries. <u>Panel Comments</u>: The committee applauds Speaking of Stories for its successful WORD UP program and commitment to making affordable tickets available to students. The strategic partnership with Center Stage Theater to share resources, office space and staff is very efficient and commendable.</p> | | | |
| OD-36 | State Street Ballet | \$18,000 | \$6,200 |
| <p>State Street Ballet is a fully professional dance company dedicated to presenting excellence in classical dance through public performances and educational outreach programs. SSB strives to exhibit leadership in the arts and cultural field. Grant funds will be primarily dedicated to the support of artists and as leverage for collaborations with other nonprofits. <u>Panel Comments</u>: The panel recognizes State Street Ballet for its legacy of excellence in dance performance and instruction and recent innovative collaborations with other presenters at the Granada Center for the Performing Arts. The panel applauds SSB for its recent innovative outreach to underserved audiences and the Production of a Study Guide for schools linked to the Jungle Book performance.</p> | | | |
| | | Amt. Requested | Amt. Recommended |
| | | \$474,412 | \$ 149,763 |

2011 – 2012 COMMUNITY EVENTS & FESTIVALS GRANT RECOMMENDATIONS

| Grant # | Organization | Amt. Requested | Amt. Recommended |
|--------------|---|-----------------|------------------|
| EF-01 | Art Abounds <i>2011-2012 Season</i> | \$40,000 | \$18,000 |

The ArtAbounds program, a partnership between UCSB Arts & Lectures and the Santa Barbara Dance Alliance is the premier performing arts collaboration on the Central Coast, attracting thousands of patrons each year from the Central and Southern California communities with outstanding cultural opportunities in downtown Santa Barbara. Grant funds are being requested for artistic salaries, marketing and publicity, and publicity costs. Panel Comments: The committee applauds the innovative programming such as the “innovator series” and recent “foodie series as well as strategic marketing and collaborations with area businesses. The Master Class series provides dynamic professional opportunities for emerging dancers and enrichment opportunities for life-long learners.

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|--------------|---|------------------|----------------|
| EF-02 | Cinco de Mayo Festival <i>2012 Cinco de Mayo Festival</i> | \$ 10,000 | \$2,000 |
|--------------|---|------------------|----------------|

This grant request is for support of the 21st annual Cinco de Mayo Festival. During the two-day festival at De la Guerra Plaza, the goal will be to bring a focus on Mexican culture and tradition to downtown Santa Barbara. This free event is open to the public with live music, entertainment, food and booths at the center of the festival. Requested funds will be used to market, promote and attract out-of-town guests and locals to downtown Santa Barbara. Panel Comments: The committee recognizes the importance of this traditional event, but it appears to function more as a community celebration and than a tourist destination event. The committee had concerns regarding the source of demographic information provided in the grant. The committee recommends the following: 1.) Apply for a Community Arts grant in the future; 2.) Engage more youth and emerging leaders in planning and in programmed activities; and 3.) Expand the Board of Directors.

| | | | |
|--------------|---|-----------------|------------------|
| EF-03 | Lobero Theatre Foundation <i>Lobero Live!</i> | \$40,000 | \$ 16,000 |
|--------------|---|-----------------|------------------|

Funding is requested for marketing the *Lobero Live* series that attracts diverse audiences from all age groups. Programming is designed to complement, not compete with other presentations in town. Lobero’s multiple small series with world-class performers are well publicized and serve both visitors and residents. Funding is requested for marketing & publicity and artist fees. Panel Comments: The committee commends The Lobero for its continued efforts to expand audiences outside the area through Twitter and Facebook as well as ads in the Ventura Star. The committee applauds The Lobero for its audience in residency program and plan to not lock into season programming too early, but rather be opportunistic and flexible in booking acts. The committee recognizes the outstanding job The Lobero does in gathering audience surveys at each performance.

2011 – 2012 COMMUNITY EVENTS & FESTIVALS GRANT RECOMMENDATIONS

| Grant # | Organization | Amt. Requested | Amt. Recommended |
|--|--|-----------------|------------------|
| EF-04 | New Noise Music Foundation | \$35,000 | \$15,000 |
| <p>Established in 2009, the New Noise Foundation is a nonprofit organization that hosts the annual <i>New Noise Santa Barbara Music Conference & Festival</i>. The NNSBC&F is a three-day music and digital media extravaganza that showcases emerging and established bands, hosts educational panels on the music industry's hottest topics, presents esteemed experts from all walks of the business, and serves as a place for players big and small to connect and plot the future of sound. Funds will be used to market and promote the 3rd Festival. <u>Panel Comments:</u> The committee applauds New Noise Festival organizers for a very successful online presence and the use of diverse media and story angles. Developing partnerships with area hotels for events and packages and linking to area musicians and industry professionals, and Festival Kick-Off with Pianos on State Street is an excellent model.</p> | | | |
| EF-05 | Opera Santa Barbara <i>2011-2012 Mainstage Opera Productions</i> | \$25,000 | \$11,000 |
| <p>Opera Santa Barbara (OSB) will present three operas: <i>La bohème</i>, <i>Le Nozze di Figaro</i>, <i>Orphée et Eurydice</i> at the Lobero and Granada Theaters. Funds provided by the Events & Festivals Grant Program will be used to develop and promote "group sales" packages to out-of-town residents. <u>Panel Comments:</u> The committee commends Opera Santa Barbara for expanding its efforts to broaden audiences and develop packages to attract cultural groups from outside the area. The new OSB season brochure that includes Santa Barbara landmarks such as the Courthouse and Lotusland with a contemporary sensibility should do much to attract those new to opera and opera-lovers as well.</p> | | | |
| EF-06 | SB Downtown Organization <i>epicure.sb: a month to savor santa barbara</i> | \$30,000 | \$11,000 |
| <p>The objective of <i>epicure.sb: a month to savor santa barbara</i> is to create a collaborative marketing platform to promote Santa Barbara as a rich culinary tourism destination and provide visitors and locals with 31 days of educational seminars, tasting events, farmers' market tours, cooking classes and demos, winemaker dinners, book signings, epicurean-inspired art exhibits and more opportunities to celebrate the art of good eating and drinking. Events & Festivals funds are requested for marketing & publicity, production and program costs. <u>Panel Comments:</u> The committee recognizes the success of Epicure SB in bundling area food festivals and cultural offerings to strengthen branding for Santa Barbara as a tourist destination. Linking to the expanding locavore and sustainable agriculture sectors of the community is a great strategy as witnessed by success of last year's SOL Festival.</p> | | | |
| EF-07 | Santa Barbara Museum of Art | \$40,000 | \$14,000 |
| <p>The Santa Barbara Museum of Art (SBMA) has been producing exhibitions for 70 years. Funds are requested to support the upcoming exhibition, <i>Pasadena to Santa Barbara: A selected History of Art in Southern California, 1951-1969</i>, presented with the Southern California-wide initiative, <i>Pacific Standard Time: Art in L.A. 1945-1980</i>. There are sixty cultural institutions across Southern California that will participate and collaborate in this endeavor. <u>Panel Comments:</u> Funds from E & F grant will match funding support from the Getty for this internationally marketed effort with Santa Barbara focused events to take place in late February through a partnership with the University Art Museum.</p> | | | |

2011 – 2012 COMMUNITY EVENTS & FESTIVALS GRANT RECOMMENDATIONS

| Grant # | Organization | Amt. Requested | Amt. Recommended |
|---|---|-----------------------|-------------------------|
| EF-08 | Santa Barbara Revels <i>The Christmas Revels: In Celebration of the Winter Solstice</i> | \$17,000 | \$7,000 |
| <p>Santa Barbara REVELS requests funds to present a full schedule of performances for adults and children to celebrate the Christmas tradition and Winter Solstice 2011 scheduled to again coincide with 1st Thursday in December. Funds from this year's grant are requested for marketing and publicity, administrative, artistic, and design/technical salaries and wages. <u>Panel Comments:</u> The committee recognizes Revels success and continued efforts to expand audiences and community participation through strategic marketing with the Performing Arts League and the Conference and Visitors Bureau online. Scheduling events throughout the year is an effective tool in increasing public awareness for Revels as a lead-up to the Holiday event. Sharing costumes with Oakland Revels to reduce costs and link to National Revels models is also commendable.</p> | | | |
| EF-09 | SB Trust for Historic Preservation <i>Annual Founding Day</i> | \$ 10,000 | \$2,000 |
| <p>Founding Day is a tradition the Santa Barbara Trust for Historic Preservation (SBTHP) celebrates annually with the community, visitors from throughout the State and around the world to honor and celebrate the beginnings of culture and history of Santa Barbara. Founding Day is the most significant public outreach event held by the SBTHP each year. Its purpose is to inspire an appreciation for and an interest in Santa Barbara history for people of all ages, thereby enhancing the cultural life of Santa Barbara for future generations. Funds are being requested to assist with marketing and publicity. <u>Panel Comments:</u> The committee values SBTHP's Founders Day continuing efforts to link to surrounding businesses and its link to the State Historical Park website to help promote and advertise the event as an opportunity for family weekend travel for out of town visitors.</p> | | | |
| EF-10 | SUMMERDANCE Santa Barbara <i>DANCEworks Residency</i> | \$5,500 | \$4,000 |
| <p>SUMMERDANCE has been presenting nationally-recognized choreographers in Santa Barbara since 1996. The event <i>DANCEworks</i> is a collaboration between SUMMERDANCE Santa Barbara and the Lobero Theatre Foundation. With a history of connections within the Contemporary Dance community this model helps promote Santa Barbara as an international arts destination through its links to national dancers, contemporary dance community and the opportunity to have the work of exceptional choreographers linked to Santa Barbara. Requested funds will help with marketing Brian Brooks' 4-year residency in Santa Barbara. <u>Panel Comments:</u> SUMMERDANCE continues to expand its reach nationwide through Social Media, and regionally through print advertising and innovative events such as last year's Flash Mob at Paseo Nuevo.</p> | | | |
| | | Amt. Requested | Amt. Recommended |
| | | \$252,500 | \$ 100,000 |

2011-2012
Community Arts Grants

ATTACHMENT 4

| # | Project/Artist | Organization | Requested | Award | 2010-2011 | 2009-2010 | 2008-2009 |
|-------|---------------------------------------|--|-----------|----------|----------------------|---------------|----------------------|
| CA-01 | Alpha Resource Center | Alpha Resource Center | 1,725 | 1,400 | First Time Applicant | NA | NA |
| CA-02 | Art & Heart | SB School District | 6,000 | 1,100 | First Time Applicant | NA | NA |
| CA-03 | The Arts Fund | Co. of SB Arts Fund | 3,000 | 1,000 | New to Category | NA | NA |
| CA-04 | Boys & Girls Club of Santa Barbara | Boys & Girls Club of Santa Barbara | 5,000 | 2,600 | 2,000 | 2,000 | 1,500 |
| CA-05 | Children's Creative Project | Childrens Creative Project | 6,000 | 2,250 | 2,250 | 2,500 | 2,500 |
| CA-06 | Chumash Maritime Museum | Chumash Maritime Museum | 5,690 | 500 | Did not apply | Did not apply | 2,500 |
| CA-07 | Everybody Dance Now! | Art Without Limits | 6,000 | 3,500 | 3,500 | 3,500 | 4,600 |
| CA-08 | Friends of the Eastside Library | Friends of the Eastside Library | 6,000 | 3,000 | 3,000 | 3,000 | 3,000 |
| CA-09 | Harding University Partnership School | Harding School Foundation | 5,225 | 2,000 | Did not apply | Did not apply | Did not apply |
| CA-10 | Inner Light Gospel Choir | Beacon of Light Foundation | 3,800 | 2,000 | Did not apply | 1,500 | 2,100 |
| CA-11 | Nebula Dance Lab | Nebula Dance Lab | 3,000 | 1,300 | First Time Applicant | NA | NA |
| CA-12 | Nectar | Art Without Limits | 6,000 | 2,500 | First Time Applicant | NA | NA |
| CA-13 | PARC -SB Arts Alliance | City of Santa Barbara Parks & Recreation Dept. | 6,000 | 3,000 | Did not apply | Did not apply | Did not apply |
| CA-14 | Pride Festival | Pacific Pride Foundation | 4,500 | 2,000 | 2,149 | 2,250 | 1,500 |
| CA-15 | People's Institute | Community School Inc. | 6,000 | 2,200 | First Time Applicant | NA | NA |
| CA-16 | Portraits of Santa Barbara | SB Cultural Development Fndtn. | 6,000 | 500 | First Time Applicant | NA | NA |
| CA-17 | Proboscis Theater Company | SB Cultural Development Fndtn. | 6,000 | 1,300 | First Time Applicant | NA | NA |
| CA-18 | Arts Ed at the Granada | Santa Barbara Center for the Performing Arts | 6,000 | 2,049 | 2,000 | 2,000 | First Time Applicant |
| CA-19 | Santa Barbara Vocal Jazz Foundation | Santa Barbara Vocal Jazz Foundation | 3,000 | 2,200 | 2,000 | 2,000 | 2,100 |
| CA-20 | SONando Santa Barbara | SB Cultural Development Fndtn. | 6,000 | 3,000 | 3,400 | 3,400 | NA |
| CA-21 | Song of Place Poetry Project | SB Cultural Development Fndtn. | 6,000 | 2,200 | 2,750 | Did not apply | 3,000 |
| CA-22 | VIVA EL ARTE! | UCSB Arts & Lectures | 6,000 | 2,650 | 2,500 | 2,500 | 1,500 |
| CA-23 | Women's Literary Festival | Women's Literary Festival | 5,700 | 2,800 | 3,000 | 3,000 | 3000 |
| | | Amount Requested | \$118,640 | \$47,049 | | | |
| | | FY 12 Allocation | \$45,549 | | | | |
| | | One time Carry over | \$1,500 | | | | |
| | | Total Amount Available | \$47,049 | | | | |
| | | Difference | -\$71,591 | | | | |

2011 - 2012
Organizational Development Grants

| OD # | Organization | REQUEST | Award | 2010-2011 | 2009-10 | 2008-09 | Notes |
|-------------------------------|---|--------------------|----------------|-----------|---------|---------|------------------------|
| OD-01 | Architectural Foundation of SB | 18,000 | 2,500 | 2,500 | N/A | N/A | |
| OD-02 | Art From Scrap | 18,000 | 7,000 | 7,000 | 9,000 | 11,000 | |
| OD-03 | Arts for Humanity! | 8,000 | 4,000 | 4,000 | 4,500 | 3,500 | |
| OD-04 | Art Without Limits | 10,000 | 2,000 | NA | 500 | NA | 10-11 CA Category |
| OD-05 | Arts Mentorship Program | 12,000 | 3,000 | 2,000 | 2,500 | NA | |
| OD-06 | Ballet Santa Barbara | 18,000 | 3,250 | 3,000 | 3,000 | 2,500 | |
| OD-07 | BOXTALES | 10,000 | 7,000 | 7,000 | 9,000 | 10,000 | |
| OD-08 | Camerata Pacifica | 6,000 | 3,500 | 3,500 | 4,000 | 4,500 | |
| OD-09 | Center Stage Theater | 15,000 | 7,000 | 7,000 | 8,000 | 9,000 | |
| OD-10 | City @Peace | 10,000 | 6,500 | 6,500 | 7,000 | 8,000 | |
| OD-11 | Community Arts Music Association (CAMA) | 18,000 | 3,500 | 4,200 | 5,000 | 8,000 | |
| OD-12 | Drama Dogs | 10,000 | 3,063 | NA | 2,000 | na | 10-11 CA Category |
| OD-13 | Ensemble Theatre Company | 18,000 | 7,000 | 7,000 | 9,000 | 10,000 | |
| OD-14 | Flamenco Arts | 10,000 | 4,500 | 6,500 | 7,500 | 9,000 | |
| OD-15 | Genesis West | 10,000 | 5,000 | 3,000 | 3,000 | 2,000 | |
| OD-16 | Lit Moon Theatre Company | 18,000 | 6,000 | 6,000 | 8,500 | 10,000 | |
| OD-17 | Marjorie Luke Theatre | 13,500 | 6,500 | 6,500 | 7,000 | 9,000 | |
| OD-18 | Music Academy of the West | 18,000 | 2,000 | 2,000 | 3,000 | NA | |
| OD-19 | Notes for Notes | 10,000 | 4,000 | 2,000 | N/A | N/A | |
| OD-20 | Old Spanish Days | 12,000 | 1,000 | NA | NA | NA | New Applicant |
| OD-21 | Outrageous Film Festival | 5,000 | 3,000 | 3,000 | 3,000 | 4,000 | |
| OD-22 | Out of the Box Theatre Company | 12,532 | 1,500 | NA | NA | NA | New Applicant |
| OD-23 | Santa Barbara Chamber Orchestra | 18,000 | 3,000 | 3,000 | 4,000 | 3,000 | |
| OD-24 | Santa Barbara Choral Society | 18,000 | 1,000 | 3,000 | 8,500 | 3,000 | 09-10 EF Category |
| OD-25 | Santa Barbara Contemporary Arts Forum | 18,000 | 3,500 | 3,500 | 5,500 | 12,500 | |
| OD-26 | Santa Barbara Dance Alliance | 15,100 | 7,000 | 7,000 | 8,500 | 9,000 | |
| OD-27 | Santa Barbara Dance Institute | 18,000 | 7,000 | 7,000 | 8,500 | 10,500 | |
| OD-28 | Santa Barbara Education Foundation | 2,500 | 2,500 | 1,500 | 2,000 | 2,000 | |
| OD-29 | Santa Barbara Festival Ballet | 12,430 | 1,500 | 1,500 | 2,000 | 1,500 | 10-11 CA Category |
| OD-30 | Santa Barbara Foundation | 12,000 | 6,000 | NA | NA | NA | New Applicant |
| OD-31 | Santa Barbara Master Chorale | 10,350 | 1,500 | 1,500 | 2,500 | 2,500 | |
| OD-32 | Santa Barbara Performing Arts League | 7,500 | 4,000 | 4,000 | N/A | 11,000 | Did not apply in 09-10 |
| OD-33 | Santa Barbara Symphony | 16,500 | 4,500 | 4,500 | 7,000 | 15,000 | |
| OD-34 | Santa Barbara Youth Music Academy | 15,000 | 2,250 | 1,500 | N/A | N/A | |
| OD-35 | Speaking of Stories | 13,000 | 7,000 | 6,000 | 7,500 | 9,000 | |
| OD-36 | State Street Ballet | 18,000 | 6,200 | 6,000 | 7,500 | 10,000 | |
| Amount Requested | | 474,412 | 149,763 | | | | |
| FY 12 Allocation | | 141,763 | | | | | |
| One Time Carry-Over | | 8,000 | | | | | |
| Total Amount Available | | 149,763 | | | | | |
| Difference | | (\$324,649) | | | | | |

2011-2012
 City of Santa Barbara
 Events Festivals Grants

ATTACHMENT 4

| # | Organization | Event | Request | Award | 2010-2011 | 2009-2010 | 2008-2009 |
|-------------------------|------------------------------------|---|--------------------|------------------|---------------|---------------|-----------|
| EF-01 | Arts & Lectures | <i>ArtAbounds 2011-2012 Season</i> | \$40,000 | \$18,000 | \$18,000 | \$20,500 | \$13,000 |
| EF-02 | Cinco de Mayo Festival | <i>2012 Cinco de Mayo Festival</i> | \$10,000 | \$2,000 | \$4,000 | \$6,000 | \$3,000 |
| EF-03 | Lobero Theatre Foundation | <i>Lobero Live</i> | \$40,000 | \$16,000 | \$18,000 | \$20,500 | \$20,000 |
| EF-04 | New Noise Music Foundation | <i>New Noise Festival</i> | \$35,000 | \$15,000 | \$14,000 | New Applicant | NA |
| EF-05 | Opera Santa Barbara | <i>2011-2012 Season Mainstage Production</i> | \$25,000 | \$11,000 | \$11,000 | \$14,500 | \$16,000 |
| EF-06 | SB Downtown Organization | <i>epicure.sb: a month to savor Santa Barbara</i> | \$30,000 | \$11,000 | \$12,000 | \$12,000 | \$4,000 |
| EF-07 | SB Museum of Art | <i>Pacific Standard Time: Art in L.A. 1945-1980</i> | \$40,000 | \$14,000 | Did not apply | \$15,000 | NA |
| EF-08 | SB Revels | <i>he Christmas Revels: In Celebration of the Winter Solstice</i> | \$17,000 | \$7,000 | \$7,000 | \$8,000 | \$5,000 |
| EF-09 | SB Trust for Historic Preservation | <i>Founding Day Celebration</i> | \$10,000 | \$2,000 | \$2,000 | \$2,250 | \$2,000 |
| EF-10 | SUMMERDANCE Santa Barbara | <i>DANCEworks Residency</i> | \$5,500 | \$4,000 | \$4,000 | \$4,500 | \$4,000 |
| Amount Request | | | \$252,500 | \$100,000 | | | |
| FY 12 Allocation | | | \$100,000 | | | | |
| Difference | | | (\$152,500) | | | | |

City Arts Advisory Roster and Community Events & Festivals Committee Roster

CITY ARTS ADVISORY ROSTER

| <u>NAME</u> | <u>GRANT CATEGORY</u> |
|----------------------|----------------------------|
| Robert Adams | Community Arts |
| Roman Baratiak | Community Arts |
| Darian Bleecher | Community Arts |
| Phyllis de Picciotto | Organizational Development |
| Suzanne Fairly Green | Organizational Development |
| Michael Humphrey | Organizational Development |
| Judy Nilsen | Alternate |
| Ginny Brush | Staff, Executive Director |
| Linda Gardy | Staff |

COMMUNITY EVENTS & FESTIVAL ROSTER

| <u>NAME</u> | <u>CATEGORY</u> | <u>APPOINTED</u> | <u>TERM ENDS</u> |
|----------------|-------------------------|------------------|------------------|
| Rebekah Altman | Public at Large | 12/19/2006 | 12/31/2014 |
| David Boire | Business/Lodging/Retail | 12/16/2008 | 12/31/2011 |
| Katrina Carl | Marketing Industry | 12/18/2007 | 12/31/2011 |
| Wayne Hewitt | Business/Lodging/Retail | 12/16/2008 | 12/31/2011 |
| Jason McCarthy | Lodging Industry | 12/18/2007 | 12/31/2011 |
| Roger Perry | Cultural Arts | 12/07/2010 | 12/31/2014 |
| Willie Shaw | Public at Large | 07/01/2008 | 12/31/2010 |



Agenda Item No. _____

File Code No. 530.04

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 9, 2011

TO: Mayor and Councilmembers

FROM: Transportation Division, Public Works Department

SUBJECT: Intersection Improvements For De La Vina Street At Figueroa Street
And De La Vina Street At Canon Perdido Street

RECOMMENDATION: That Council:

- A. Hear a report on the options for intersection improvements on De La Vina Street at Figueroa Street and De La Vina Street at Canon Perdido Street;
- B. Accept a Highway Safety Improvement Program (HSIP) grant of \$326,300 for pedestrian safety improvements at the intersection of De la Vina Street and Figueroa Street, which would include curb extensions and additional lighting, and appropriate the grant funds in the Streets Capital Fund; and
- C. Discontinue further capital improvements to the intersection improvements on De La Vina Street at Canon Perdido Street.

EXECUTIVE SUMMARY:

In November 2005, the Council approved an amendment grant agreement to reallocate unused Traffic Congestion Relief Program (TCRP) grant funds to various locations, including De La Vina Street at Figueroa Street and De La Vina Street at Canon Perdido Street. The project locations were identified through concerns expressed by the public about collisions and traffic delays. In October 2006, Council authorized the Public Works Director to execute an agreement with MNS Engineering (MNS) to conduct an intersection safety analysis and traffic signal warrant analysis for the following intersections: 1) De La Vina Street at Figueroa Street, 2) De La Vina Street at Canon Perdido Street, and 3) De La Vina Street at State Street.

The intersection at De La Vina and State has since been removed from the Capital Improvement Program. Once they identified intersection concerns, MNS was to develop three concepts to improve the safety and operations of the intersections of De La Vina at Figueroa and De La Vina at Canon Perdido. At this time, the TCRP grant fund is underfunded, and it is unknown when funds will be available.

With the uncertainty of the TCRP funds, in January 2011 staff submitted an application for the Highway Safety Improvement Program (HSIP) grant and was awarded funding for De La Vina at Figueroa for a Pedestrian Safety Improvement project. In the application, it was stated that moving forward with the project was subject to approval of the Council.

DISCUSSION:

Background

At the time of the study, both intersections had a higher collision rate than the statewide intersection collision rate, indicating that traffic safety was a significant concern and should be addressed through intersection modifications and additional enforcement. Also, De La Vina at Figueroa was a primary route for the Santa Barbara Metropolitan Transit District (MTD) to transition from the transit center on Chapala Street back to Carrillo Street. MTD buses were moving across three traffic lanes within 250 feet, looking for conflicts on Chapala including traffic and pedestrians crossing mid-block. Over the three-year study period ending December 2008, twelve collisions occurred at the West Figueroa intersection, with five involving pedestrians and three involving bicyclists. A fatality occurred in February 2009, but was not included in the initial analysis because statewide collision figures for 2009 were not available until late 2010. There were no reported collisions in 2010. The highest fraction of collisions at this location involve pedestrians and bicycles. The probable causes of the collisions occurring here include restricted sight distance, excessive speed, lack of adequate gaps, and inadequate or improper pavement markings or traffic control devices. The results of the intersection analysis indicated that traffic signal warrants were not met and multi-way stop warrants were met. In early 2010, MTD relocated their bus route away from Figueroa to Anapamu to facilitate transition from the transit center. Following the study period, the collision rate has fallen below the statewide average (with no accidents reported in 2010). Given the change in operating characteristics, the multi-stop warrant analysis would change and no longer be recommended for implementation.

At the Canon Perdido intersection, seven collisions occurred within the study period, with the highest percentage of collisions being right angle collisions. The probable causes are restricted sight distance, excessive speed, inadequate advance intersection warning signs, and inadequate traffic control devices. Analysis of current collision data confirms that since the time of the initial study, the collision warrant for installation of traffic signals is still not met nor is a multi-way stop.

Intersection Improvement Options

The development of the conceptual plans have included the review of various traffic data provided by the City, observations by MNS staff while conducting field visits, and technical analysis of collision and traffic volume information. The process of establishing a set of recommended conceptual plans included the review of various engineering applications to improve traffic safety. The geometric and traffic control

improvement options were developed in consideration of Caltrans and City specifications, guidelines, and policies. Measures considered included: curb extensions, enhanced pedestrian crossings, new turning lanes, bike lanes, flashing beacons, stop signs, traffic signals, various traffic and regulatory and warning signage, removal of street trees, removal of on-street parking, and additional intersection lighting.

Based on the outcome of their analysis during the study period, MNS's recommended concept for De La Vina at Figueroa was the multi-way stop for all approaches with curb extensions and additional street lighting. The impact of this improvement would be overall increased visibility and safety. However, with the addition of a stop sign on De La Vina, the Level of Service (LOS) on De La Vina would be expected to drop to D, while that on Figueroa would increase to B with minimal queues. With the implementation of stop signs, neither pedestrians nor vehicles crossing De La Vina would have to wait for acceptable gaps in traffic. Traffic safety would be addressed by reducing the need for intersection sight distance through the installation of an all-way stop, increasing visibility of traffic control through curb extensions, thereby reducing the vehicular and pedestrian crossing distance by 30%, and reducing the potential for nighttime collisions by increasing illumination. Subsequent to this study, changes occurred to intersection operations due to the relocation of MTD bus routes, and these findings have been affected by these changes. Current conditions of this intersection do not appear to support implementation of a multi-way stop.

Based on the outcome of their analysis, MNS's recommended concept for De La Vina at Canon Perdido is advanced pavement striping to include a shared through left-turn lane, bike lane, and an exclusive right turn lane with curb extensions. No LOS impacts are anticipated with the proposed improvement. However, it is anticipated that because of the reduced vehicle crossing distance, which provides increased opportunities to use smaller acceptable gaps for crossing or turning, the queue lengths on Canon Perdido may decrease. Neither stop signs nor traffic signals warrants are met. Traffic safety would be addressed by increasing stopping sight distance in either of two ways: (i) installation of curb extensions and retention of street trees; or (ii) removal of street trees and parking spaces. Additional illumination would increase roadway lighting, and reduce the potential of nighttime collisions.

A summary of the MNS study is attached. (Attachment)

BUDGET/FINANCIAL INFORMATION:

The TCRP grant program is underfunded to address all projects currently in the program, and it is unknown when funding will be available.

Due to the uncertainty of the TCRP funds, staff submitted an application for Highway Safety Improvement Program (HSIP) grant funds for the installation of a traffic signal at De La Vina and Figueroa. Caltrans' District 5 staff advised City staff that they would not forward the application for consideration because the intersection did not meet warrants for the installation of a traffic signal. Staff was given the option of withdrawing the

application or revising the application without a traffic signal. Staff submitted a revised application for pedestrian safety improvements at De La Vina and Figueroa, which included the MNS recommended improvements. The revised application included a statement that moving forward with the project was subject to Council approval.

In March, the City was advised by Caltrans that the De La Vina at Figueroa Pedestrian Safety project was approved for the HSIP grant in the amount of \$326,300. The design contract executed with MNS includes final design services.

Based on the lack of signal warrants for the intersection at Canon Perdido and De La Vina, no grant funding is available for improvements to this intersection.

Options

Staff is sensitive to the controversy of installing curb extensions, and seeks direction on whether to accept the HSIP grant for De La Vina at Figueroa, or terminate further work at that intersection. Should Council direct further improvements to Canon Perdido and De La Vina requiring capital funding, the project would need to be prioritized for funding in a future year.

De La Vina at Figueroa - Options

1. Accept the HSIP grant, and authorize staff to move forward with the pedestrian safety improvements at De la Vina and Figueroa, which would include curb extensions and additional lighting, and appropriate the grant funds in the Streets Capital Fund. Stop signs would not be included due to operational improvement associated with changes to MTD routing.
2. Stop further work on De la Vina at Figueroa, and advise Caltrans that the City will not proceed with the grant funded project.

De La Vina at Canon Perdido - Options

1. (a) Removal of at least two street trees and parking spaces, and install additional lighting at the intersection of De La Vina and Canon Perdido to improve visibility for vehicles.
OR
(b) Install curb extensions and additional lighting.
2. Discontinue further capital improvements to the intersection improvements on De La Vina at Canon Perdido.

Council Agenda Report
Intersection Improvements For De La Vina Street At Figueroa Street And De La Vina
Street At Canon Perdido Street
August 9, 2011
Page 5

ATTACHMENT: Summary of MNS Engineering Report

PREPARED BY: Browning Allen, Transportation Manager/jj

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office

Summary Of The MNS Engineering Report

MNS Engineering was retained to provide concept development services for the project. The scope of work included the evaluation of existing and future conditions related to City and private utilities, adjacent land uses, sight distance, accessibility, level of service and volume, and collisions. Subsequent to evaluating existing and future conditions, MNS was tasked to develop three conceptual designs for further consideration. Subsequent to evaluating the effects of each of the proposals, the consultant was tasked with recommending a preferred concept alternative. The proposed improvements comply with Caltrans and City specifications related to existing policies, standards, and guidelines. In addition to the information included in this report, the study contains a summary of traffic signal warrants, and unsignalized intersection capacity analysis.

Existing conditions

De La Vina Street is a two lane one way principal arterial traversing commercial, residential, and mixed land uses with many driveways. The approximate dimensions of the street include two ten foot travel lanes and two eight foot parking lanes. Turning movements are made from shared through lanes. The posted speed limit is 30 miles per hour (mph). North of Carrillo Street, De La Vina carries 8,600 vehicles per day. To the south of Carrillo, the traffic volume is 6,000 vehicles per day. Weekday volumes on Figueroa Street are 3,200 cars on the West 100 block, and 2,200 on the West 200 block. Canon Perdido traffic volumes are 700 to 800 vehicles per day. The speed limit on both streets is 25 mph. Multiple commercial destinations exist near both intersections, generating high levels of pedestrian, bicycle, and vehicle traffic.

De La Vina At Figueroa

MNS identified intersection deficiencies at De La Vina at Figueroa, which are listed below:

- 1) West Figueroa westbound approach operated at a Level of Service (LOS) F and eastbound at LOS D, during the PM peak hour (4:30 to 5:30). This was prior to MTD's relocation of their turn around from Figueroa to Anapamu.
- 2) No pedestrian signage or markings at crosswalk.
- 3) The 85th percentile speed is close to the posted speed of 30 mph with 5% of the traffic driving in excess of 35 mph.
- 4) Minimal intersection lighting.
- 5) Sight distance of 200 feet satisfies only the minimum distance.
- 6) Long crossing distances on De La Vina Street north and south legs.
- 7) Crossing concrete gutter on the eastern side of the intersection slows vehicle speeds during turning movements.
- 8) No designated bicycle facilities.

The project improvements prepared for consideration at De La Vina at Figueroa include the following:

Concept A: Multi-way stop for all approaches- the PM peak hour LOS on De La Vina will decrease from A to D. Improvement in the LOS on Figueroa.

Concept B: Multi-way stop with curb extensions- the PM peak hour LOS on De La Vina will decrease from A to D. Improvement in the LOS on Figueroa.

Concept C: Two way stop for side street approaches, curb extensions, and pedestrian actuated flashing beacons. No improvement to LOS on Figueroa.

Concept D: Curb extensions with traffic signal.

De La Vina At Canon Perdido

MNS identified the following intersection deficiencies at De La Vina at Canon Perdido:

- 1) West Canon Perdido westbound approach operates as a LOS D, and eastbound at LOS C during PM peak hour.
- 2) It appears the number of gaps for a left turn movement from West Canon Perdido might be small.
- 3) South leg pedestrian crosswalk pavement marking only, no additional pedestrian signage.
- 4) Restricted stopping sight distance of 130 feet due to on street parking and street trees.
- 5) Minimal intersection lighting level.
- 6) Long crossing distances on De La Vina Street north and south legs.
- 7) No designated bicycle facilities.

The project improvements prepared for consideration at De La Vina at Canon Perdido include the following:

Concept A: Advanced pavement striping to include shared through left-turn lane, bike lane, and an exclusive right turn lane.

Concept B: Advanced pavement striping to include shared through left-turn lane, bike lane, and an exclusive right turn lane with curb extensions.

Concept C: Introduction of exclusive left turn only lane, through right lane, and curb extensions.

Concept D: Removal of tree and on street parking to improve sight distance.

The following weighted decision matrix was completed by MNS in order to evaluate the various concepts against the factors of vehicular level of service, traffic safety, pedestrian safety and convenience, bicycle safety and convenience, public transit impact, intersection aesthetics, neighborhood impact, parking impact, noise pollution, and cost. The recommended concept was developed to address the needs of the motorists and the pedestrians.

Weighted Matrix

The City of Santa Barbara has requested MNS to provide a weighted matrix to help summarize and rank the value of each option based upon various factors.

Table 2-11 identifies the rated rankings and weighted importance factor rankings used for this intersection. Totals and weighted totals are provided in the table.

Rated Rankings: A range from -2 to +2 in whole numbers, used to provide a value on the improvement listed, in addition, to provide a numerical value to the intersection option.

- 2 = Significant Negative Benefit Related to Option
- 1 = Some Negative Benefit Related to Option
- 0 = Neutral no Impact or Benefit with Option
- +1 = Some Benefit Related to Option
- +2 = Significant Benefit Related to Option

Weighted Importance Factor Rankings: A bias range from 1 to 3 in whole numbers, used to adjust the rated ranking above based on the community's perception of importance.

- 1 = Low Value
- 2 = Moderate Value
- 3 = High Value

Table 2-11 Weighted Matrix – De La Vina Street at W. Figueroa Street

| Evaluation Factor | Importance Factor (Used with Weighted Grand Total) | Intersection Options | | | | | | | | | |
|--|---|--|----------|--|----------|--|----------|--|----------|--|----------|
| | | 2030 Existing Conditions – No Build Comparison | | Option A – Multi-way Stop with Street Lighting | | Option B – Multi-way Stop with Curb Extensions and Street Lighting | | Option C – Curb Extensions with Flashing Beacons and Street Lighting | | Option D – Traffic Signal with Curb Extensions | |
| | | Unweighted | Weighted | Unweighted | Weighted | Unweighted | Weighted | Unweighted | Weighted | Unweighted | Weighted |
| Vehicle Facilities | | | | | | | | | | | |
| Level of Service (LOS) - De La Vina Street | 3 | 2 | 6 | -1 | -3 | -1 | -3 | 2 | 6 | 1 | 3 |
| Level of Service (LOS) – W. Figueroa Street | 1 | -2 | -2 | 1 | 1 | 2 | 2 | -2 | -2 | 2 | 2 |
| Traffic Safety | 3 | -1 | -3 | 1 | 3 | 2 | 6 | 1 | 3 | 1 | 3 |
| <i>Sub-Total</i> | | -1 | 1 | 1 | 1 | 3 | 5 | 1 | 7 | 4 | 8 |
| Pedestrian Facilities | | | | | | | | | | | |
| Traffic Safety | 3 | -2 | -6 | 1 | 3 | 2 | 6 | 2 | 6 | 2 | 6 |
| Convenience | 2 | -2 | -4 | 1 | 2 | 2 | 4 | 1 | 2 | 1 | 2 |
| <i>Sub-Total</i> | | -4 | -10 | 2 | 5 | 4 | 10 | 3 | 8 | 3 | 8 |
| Bicycle Facilities | | | | | | | | | | | |
| Traffic Safety | 2 | -1 | -2 | 1 | 2 | 1 | 2 | 1 | 2 | 1 | 2 |
| Convenience | 1 | -1 | -1 | -1 | -1 | -1 | -1 | 1 | 1 | -1 | -1 |
| <i>Sub-Total</i> | | -2 | -3 | 0 | 1 | 0 | 1 | 2 | 3 | 0 | 1 |
| Public Transit Facilities | | | | | | | | | | | |
| MTD Bus LOS on W. Figueroa Street | 3 | -2 | -6 | 1 | 3 | 2 | 6 | -2 | -6 | 2 | 6 |
| <i>Sub-Total</i> | | -2 | -6 | 1 | 3 | 2 | 6 | -2 | -6 | 2 | 6 |
| Intersection Aesthetics and Neighborhood Desirability | | | | | | | | | | | |
| Landscape Potential | 1 | 0 | 0 | 0 | 0 | 1 | 1 | 1 | 1 | 1 | 1 |
| Minimized Parking Loss | 1 | 0 | 0 | 1 | 1 | 1 | 1 | -1 | -1 | 1 | 1 |
| Neighborhood Safety and Convenience | 2 | -1 | -2 | 1 | 2 | 1 | 2 | 1 | 2 | 1 | 2 |
| Noise Pollution | 1 | 1 | 1 | -1 | -1 | -1 | -1 | 1 | 1 | -1 | -1 |
| <i>Sub-Total</i> | | 0 | -1 | 1 | 2 | 2 | 3 | 2 | 3 | 2 | 3 |
| Cost of Improvements | | | | | | | | | | | |
| Cost of Improvements | 1 | 2 | 2 | 1 | 1 | -1 | -1 | -2 | -2 | -2 | -2 |
| <i>Sub-Total</i> | | 2 | 2 | 1 | 1 | -1 | -1 | -2 | -2 | -2 | -2 |
| Total (Non-Weighted) | | -7 | | 6 | | 10 | | 4 | | 9 | |
| Weighted Grand Total | | -17 | | 13 | | 24 | | 13 | | 24 | |

Table 3-11
 Weighted Matrix – De La Vina Street at W. Canon Perdido Street

| Evaluation Factor | Importance Factor (Used with Weighted Grand Total) | Intersection Options | | | | | | | | | |
|--|--|--|----------|---|----------|--|----------|---|----------|--|----------|
| | | 2030 Existing Conditions – No Build Comparison | | Option A – Straight- Left / Bicycle / Right Turn Lane with Street Lighting | | Option B – Straight- Left / Bicycle / Right Turn Lane with Curb Extensions and Street Lighting | | Option C – Left Turn Lane / Straight – Right with Curb Extensions and Street Lighting | | Option D – Tree and Parking Removal with Street Lighting | |
| | | Unweighted | Weighted | Unweighted | Weighted | Unweighted | Weighted | Unweighted | Weighted | Unweighted | Weighted |
| Vehicle Facilities | | | | | | | | | | | |
| Level of Service (LOS) - De La Vina Street | 2 | 2 | 4 | 2 | 4 | 2 | 4 | 2 | 4 | 2 | 4 |
| Level of Service (LOS) – W. Canon Perdido Street | 1 | -2 | -2 | -2 | -2 | -2 | -2 | -2 | -2 | -2 | -2 |
| Traffic Safety | 3 | -2 | -6 | 1 | 3 | 2 | 6 | 2 | 6 | 2 | 6 |
| <i>Sub-Total</i> | | -2 | -4 | 1 | 5 | 2 | 8 | 2 | 8 | 2 | 8 |
| Pedestrian Facilities | | | | | | | | | | | |
| Traffic Safety | 2 | -2 | -4 | 1 | 2 | 2 | 4 | 2 | 4 | 2 | 4 |
| Convenience | 1 | -2 | -2 | 1 | 1 | 2 | 2 | 2 | 2 | 1 | 1 |
| <i>Sub-Total</i> | | -4 | -6 | 2 | 3 | 4 | 6 | 4 | 6 | 3 | 5 |
| Bicycle Facilities | | | | | | | | | | | |
| Traffic Safety | 1 | -1 | -1 | 2 | 2 | 2 | 2 | -1 | -1 | 0 | 0 |
| Convenience | 1 | -1 | -1 | 2 | 2 | 2 | 2 | -1 | -1 | -1 | -1 |
| <i>Sub-Total</i> | | -2 | -2 | 4 | 4 | 4 | 4 | -2 | -2 | -1 | -1 |
| Public Transit Facilities | | | | | | | | | | | |
| Bus Stop Relocation on De La Vina Street | 1 | 0 | 0 | -1 | -1 | -1 | -1 | -1 | -1 | 0 | 0 |
| <i>Sub-Total</i> | | 0 | 0 | -1 | -1 | -1 | -1 | -1 | -1 | 0 | 0 |
| Intersection Aesthetics and Neighborhood Desirability | | | | | | | | | | | |
| Landscape Potential | 1 | 0 | 0 | 0 | 0 | 1 | 1 | 1 | 1 | 0 | 0 |
| Minimized Parking Loss | 2 | 1 | 2 | -2 | -4 | -2 | -4 | -1 | -2 | -1 | -2 |
| Neighborhood Safety and Convenience | 2 | -1 | -2 | 1 | 2 | 2 | 4 | 2 | 4 | 1 | 2 |
| Tree Removal | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | -2 | -4 |
| <i>Sub-Total</i> | | 0 | 0 | 0 | 0 | 1 | 1 | 2 | 3 | -2 | -4 |
| Cost of Improvements | | | | | | | | | | | |
| Cost of Improvements | 1 | 2 | 2 | 1 | 1 | -2 | -2 | -2 | -2 | 1 | 1 |
| <i>Sub-Total</i> | | 2 | 2 | 1 | 1 | -2 | -2 | -2 | -2 | 1 | 1 |
| Total (Non-Weighted) | | | -6 | | 7 | | 8 | | 3 | | 3 |
| Weighted Grand Total | | | -10 | | 12 | | 16 | | 12 | | 9 |



Agenda Item No. _____

File Code No. 380.01

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 9, 2011

TO: Mayor and Councilmembers

FROM: City Administrator's Office

SUBJECT: Request From Councilmembers Randy Rowse And Michael Self Regarding A Letter To The California Public Utilities Commission About The Southern California Edison "Smart Meter Connect" Program

RECOMMENDATION:

That Council consider a recommendation from Councilmembers Rowse and Self to contact the California Public Utilities Commission regarding the Southern California Edison "Smart Meter Connect" Program.

DISCUSSION:

Councilmembers Rowse and Self have requested that the City Council consider writing a letter to the California Public Utilities Commission requesting a no charge opt out for Southern California Edison customers and authorizing the City Administrator to participate in relevant government proceedings.

Attached is a copy of the memo from Councilmembers Rowse and Self requesting this item be agendized.

ATTACHMENTS:

1. Memo From Councilmembers Rowse and Self
2. Application Before the CPUC Dated July 26, 2011

PREPARED BY: Linda Gunther, Administrator's Office Supervisor

SUBMITTED BY: James L. Armstrong, City Administrator

APPROVED BY: City Administrator's Office



City of Santa Barbara
City Administrator's Office

Memorandum

DATE: July 28, 2011

TO: Jim Armstrong, City Administrator

FROM: Councilmember Michael Self
Councilmember Randy Rowse

SUBJECT: Letter from Council to the California Public Utilities Commission
Regarding the Smart Meter Connect Program

Pursuant to Council Resolution No. 09-097 regarding the Conduct of City Council Meetings, we request that an item be placed on the Santa Barbara City Council Agenda asking Council to consider sending a letter to the California Public Utilities Commission (CPUC) regarding the Smart Meter Connect Program, to give the citizens of Santa Barbara an opportunity to opt out without paying a fee.

• Summary of information to be presented:

We are requesting that the City Council:

- 1) Follow the Santa Barbara County Board of Supervisors action taken on July 5, 2011, to write a letter to the CPUC requesting a no charge opt out for Southern California Edison (SCE) customers (see attachment); and
- 2) Authorize the City Administrator to participate in relevant government proceedings.

In a CPUC Pre-Hearing Conference on July 26, 2011, SCE was ordered to participate in an Opt Out Program for discussions and workshops in recognition of the application for such a requirement filed by Santa Barbara County, Consumers Power Alliance, et al, and in concert with the Opt Out Program by Pacific Gas and Electric.

• Statement of Specific Action:

The specific action requested is for the City Council to authorize a letter to be sent on behalf of the residents of the City of Santa Barbara.

• Statement of the Reasons Why it is Appropriate and Within the Jurisdiction of the Council to Consider this Subject Matter and to Take the Requested Action:

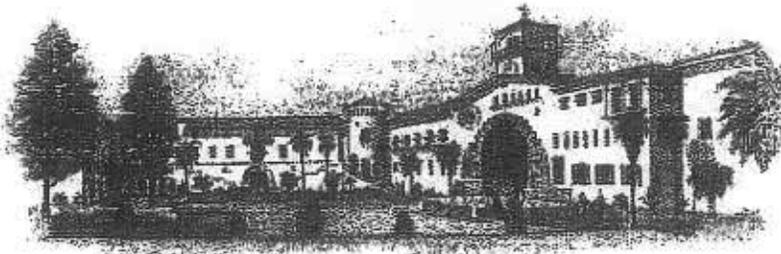
A Council discussion of this subject is appropriate and within the jurisdiction of the City Council since it concerns the citizens' of Santa Barbara.

We are requesting that this be scheduled for the Tuesday, August 9, 2011, Agenda.

Attachment: Letter to CPUC from the Santa Barbara County Board of Supervisors

cc: Mayor and Council
City Attorney

JONI GRAY
Fourth District, Chair
SALUD CARBAJAL
First District
JANET WOLF
Second District
DOREEN FARR
Third District, Vice Chair
STEVE LAVAGNINO
Fifth District



BOARD OF SUPERVISORS
County Administration Building
105 East Anapamu Street
Santa Barbara, CA 93101
Telephone: (805) 568-2190
www.countyofsb.org

COUNTY OF SANTA BARBARA

July 25, 2011

Mr. Michael R. Peevey, President
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102

RE: Smart Meters

Dear President Peevey:

The Santa Barbara County Board of Supervisors has taken a position of support for a no-cost smart meter opt-out program for both Pacific Gas & Electric (PG&E) and Southern California Edison (SCE), including a retroactive opt-out for those who have smart meters already installed.

Current smart meter programs are generating a great deal of concern about privacy and health, which is shared by the Board and the citizens of Santa Barbara County.

We respectfully request that the Commission order no-cost, opt-out proposals from both PG&E and SCE, and we have authorized the County Executive to participate in any related administrative proceedings.

Sincerely yours,

Joni Gray, Chair
Board of Supervisors
County of Santa Barbara



FILED

07-26-11
12:33 PM

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

A1107020

Application of the County of Santa
Barbara, the Consumers Power Alliance,
et al For Modification Of D.08-09-039 And
A Commission Order Requiring Southern
California Edison Company (U338E) To
File An Application For Approval Of A
Smart Meter Opt-Out Plan

A. _____

**APPLICATION OF THE COUNTY OF SANTA BARBARA, THE CONSUMERS
POWER ALLIANCE, ET AL FOR MODIFICATION OF D.08-09-039 AND A
COMMISSION ORDER REQUIRING SOUTHERN CALIFORNIA EDISON COMPANY
TO FILE AN APPLICATION FOR APPROVAL OF A SMART METER OPT-OUT PLAN**

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July 25, 2011

Attorneys for Joint Applicants

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

Application of the County of Santa Barbara, the Consumers Power Alliance, et al For Modification Of D.08-09-039 And A Commission Order Requiring Southern California Edison Company (U338E) To File An Application For Approval Of A Smart Meter Opt-Out Plan

A. _____

APPLICATION OF THE COUNTY OF SANTA BARBARA, THE CONSUMERS POWER ALLIANCE, ET AL FOR MODIFICATION OF D.08-09-039 AND A COMMISSION ORDER REQUIRING SOUTHERN CALIFORNIA EDISON COMPANY TO FILE AN APPLICATION FOR APPROVAL OF A SMART METER OPT-OUT PLAN

This “Application for Modification Of D.08-09-039 And a Commission Order Requiring Southern California Edison Company (U338E) (“SCE”) to File an Application for Commission Approval of a Smart Meter Opt-out Plan” (“Application”) is filed pursuant to Rules 2.1 and 16.4 of the Commission’s Rules of Practice and Procedure by County of Santa Barbara, California; Consumers Power Alliance;¹ Public Citizen;² Montecito

¹ Consumers Power Alliance (“CPA”) is a coalition of concerned citizens and organizations dedicated to the promotion and support of America's safe, reliable, cost-efficient and secure energy production, supply and delivery systems who have banded together to oppose the deployment of the smart meter program as implemented by SCE and PG&E and similar programs of other utilities. CPA members include the individuals whose correspondence supporting this Application is attached hereto as Attachment 1.

² Public Citizen is a Washington, D.C. based non-profit organization with 80,000 members dedicated to ensuring that all citizens are represented in the halls of power. Public Citizen's energy and climate program advocates for affordable, clean and sustainable energy, promotes the strong regulation of energy markets, educates the public on the dangers of continued reliance on dirty energy sources, promotes localized clean energy alternatives and holds large energy corporations accountable

Association; Coalition of Energy Users; Eagle Forum of California; Neighborhood Defense League of California; Santa Barbara Tea Party; Concerned Citizens of La Quinta; Citizens Review Association; Palm Springs Patriots Coalition Desert Valley Tea Party; Menifee Tea Party - Hemet Tea Party – Temecula Tea Party; Stop Smart Meters; Rove Enterprises, Inc.; Schooner Enterprises, Inc.; Eagle Forum of San Diego; Southern Californians For Wired Solutions to Smart Meters; and Burbank Action (collectively the “Joint Applicants”).

Joint Applicants request that the Commission expeditiously issue an Order requiring SCE to file an Application seeking Commission approval of a Smart Meter opt-out plan SCE believes should be considered. Such a plan, as ultimately approved by the Commission after consideration of proposed alternatives to the SCE proposal, must allow customers to choose to opt out of the installation on their property, and exposure to the effects of, Smart Meters and their associated transmission facilities. Joint Applicants also urge that SCE be required to file such an opt-out plan as soon as feasible, so that consideration of that Application can be conducted together if possible with the Commission’s review of PG&E’s Application A.11-03-014, seeking Commission approval of its Smart Meter opt-out plan proposal, and San Diego Gas and Electric’s opt-out plan obligations as being determined in A.11-03-015.

During a July 5, 2011, hearing before the Board of Supervisors of Joint Applicant Santa Barbara County concerning PG&E and SCE Smart Meter deployment plans, SCE publicly stated that it has no intention of proposing any such opt-out plan unless ordered to do so by the Commission. This is particularly troubling to citizens and officials in

Santa Barbara County, which is served by both utilities as shown below:³



This situation clearly illustrates the common sense and public interest in dealing with the Smart Meter opt-out plans of SCE and PG&E on a consistent and efficient basis. A citizen's fundamental opt-out rights should not depend on which side of a street he or she lives on, or the corporate identity of the regulated monopoly provider.

If the opt-out plan of PG&E currently under review in A.11-03-015 is any indication of the content and structure of an opt-out plan that would be proposed by SCE, Joint Applicants will have numerous objections to such a proposal. However, this Application is not intended to argue these issues or prejudge what SCE may propose. Rather, this Application presents the simple request that SCE be required to prepare and seek Commission approval of a Smart Meter opt-out plan, and that the timing of such filing not be deferred for a period that would materially impede the projected

³ White area is served by PG&E; yellow area is served by SCE. Source: California Electrical Utility Service Areas Map; California Energy Commission, May 10, 2007.

schedule of the existing reviews in A.11-03-014 and A.11-03-015. However, if SCE objects or does not do so in an expedited manner, Section II below proposes key provisions of such an opt-out plan that the Commission should alternatively impose on SCE.

In the case of PG&E, President Peevey ordered the filing of its opt-out plan within two weeks of his Order.⁴ Such an expedited schedule is wholly appropriate and in the public interest with respect to the time permitted for SCE to also file such a plan, in light of the numerous reports of serious health and safety consequences arising from its installation and operation of the wireless mesh network of Smart Meters, as well as the efficiencies for both the Commission and concerned parties in dealing with the numerous common issues presented by the wireless mesh network designs being implemented by all three electric utilities regulated by the Commission. SCE has undoubtedly been aware of this issue at least since President Peevey's Order issued March 10, 2011, as well as from its involvement in numerous public forums.

I. BACKGROUND OF THIS APPLICATION

A. Regulatory Background

In at least three decisions the Commission has dealt with SCE's plans for Advanced Metering Infrastructure ("AMI," also referred to as Smart Meters and their associated communications facilities). In D.05-12-001, SCE was authorized to spend

⁴ See, President Peevey's Statement on Smart Meters, March 10, 2011: http://www.cpuc.ca.gov/PUC/aboutus/Commissioners/01Peevey/speeches/110310_meters.htm. President Peevey stated that he had communicated directly with the president of PG&E, and then directed the filing. The belief that public complaints have been made only in PG&E territory is clearly undermined by the contents of this Application.

up to \$12 million for pre-deployment activities to develop the requirements for and determine the availability of an AMI with the functions proposed by SCE.⁵ In D.07-07-042, the Commission authorized \$45.22 million of additional expenditures for specified pre-deployment activities, explicitly finding that issues concerning specific technologies and cost benefit analyses should await SCE's expected initial deployment plan application.⁶ Neither of these ratemaking decisions involved any meaningful analysis of the specific wireless technology that SCE would eventually adopt or alternatives thereto.

Decision 08-09-039, which approved a deployment plan for SCE's AMI, based its determination of the "reasonableness of SCE's chosen technology" only on the following standard:

In order to find that SCE's AMI system meets state energy policy objectives and that the technology choice is reasonable based on the AMI solutions available today, it is necessary to determine whether the system meets the Commission's minimum functionality requirements...⁷

⁵ Decision Adopting Settlement For Funding Of Southern California Edison Company's Advanced Integrated Meter Project, *Southern California Edison Company's (U 338-E) Application for Approval of Advanced Metering Infrastructure Deployment Strategy and Cost Recovery Mechanism*, Application 05-03-026, December 12, 2005.

⁶ Decision Approving Pre-Deployment Funding For Southern California Edison Company's Advanced Metering Infrastructure Project, *Southern California Edison Company's (U 338-E) Application for Approval of Advanced Metering Infrastructure Pre-Deployment Activities and Cost Recovery Mechanism*, Application 06-12-026, July 27, 2007.

⁷ *Id.* at 41. These functionality requirements are:

- Collection of usage data at a level of detail (interval data) that supports customer understanding of hourly usage patterns and how those usage patterns relate to energy costs.
- Customer access to personal energy usage data with sufficient flexibility to ensure that changes in customer preference of access frequency do not result in additional AMI system hardware costs.
- Compatibility with applications that utilize collected data to provide customer education and energy management information, customized billing, and support

The Commission found that SCE’s AMI wireless mesh network technology was “reasonable” based solely on the determination that it met these “minimum functionality requirements.” These requirements are obviously related only to the data collection, availability, and system interface functions the entire suite of AMI technology could perform, as contrasted with any record evaluation of the comparative benefits of available alternatives to the wireless mesh network technology. For example, no analysis was done to determine the relative environmental impacts of alternative transmission technologies, the compliance of SCE’s chosen wireless mesh technology or any of its alternatives with the property, privacy, or other legal rights of citizens, or the relative effects on human health and safety of the SCE wireless mesh or any alternative available technologies. The glaring absence of any evaluation, or even recognition, of these issues in the context of an application by SCE for a discretionary grant of authority from the Commission to construct and operate a new, duplicative wireless mesh communications network costing over \$1.6 billion and serving 5.3 million customer locations, and affecting every person in the covered service territories in numerous ways, is unfortunate at best. This absence of these obviously relevant and legally mandated, analyses has undoubtedly led to the growing objections to this

improved complaint resolution.

- Compatibility with utility system applications that promote and enhance system operating efficiency and improve service reliability, such as remote meter reading, outage management, reduction of theft and diversion, improved forecasting, workforce management, etc..
- Capability of interfacing with load control communication technology. *Id.* at 42.

wireless mesh of Smart Meters as citizens have been forced to discover for themselves the reality of these impacts only as deployment makes them real. Prior Commission proceedings alerted no one to the existence or scope of these problems.

In any event, when the Commission adopted D.10-06-047, requiring the filing of detailed Smart Grid deployment plans by SCE as well as the other major utilities, even then the substantive analysis of the specific wireless mesh network technology being proposed by SCE had not occurred. The Commission stated:⁸

The arguments of commenters confirm our tentative conclusion that the best uses of the deployment plans is to set a baseline indicating the current deployment of Smart Grid technologies and as a document for guiding future Smart Grid investments. We also conclude that deployment plans are not a substitute for a Commission review of specific infrastructure investments that will take place just *prior to the time of deployment*. (Emphasis added.)

Further, in discussing the required contents of the Smart Grid Deployment Plans to be filed by July 1, 2011, the Commission stated:⁹

It is also reasonable to require that a utility's Smart Grid strategy demonstrates how the utility will evaluate whether third party communications networks can provide cost-effective communications that meet the security and performance requirements of the Smart Grid. *We expect that before the Commission approves a specific Smart Grid infrastructure investment, the Commission will wish to ascertain whether investments in Smart Grid communications are cost-effective and whether a utility has adequately considered a range of alternatives, especially those concerning the use of existing and future*

⁸ Decision Adopting Requirements For Smart Grid Deployment Plans Pursuant To Senate Bill 17 (Padilla), Chapter 327, Statutes Of 2009, *Order Instituting Rulemaking to Consider Smart Grid Technologies Pursuant to Federal Legislation and on the Commission's own Motion to Actively Guide Policy in California's Development of a Smart Grid System*, Rulemaking 08-12-009, June 24, 2010, at 21.

⁹ *Id.* at 47.

communications infrastructure operated by third parties. (Emphasis added.)

The growing stream of complaints from PG&E consumers about its Smart Meter deployment, as well as the pendency of legislation mandating statewide Smart Meter opt-out plans,¹⁰ led to President Peevey's March 10, 2011, Order directing PG&E to develop and file an opt-out plan. But concerns have not been limited to PG&E customers. On March 24, 2011, UCAN filed an Application similar to this one, asking that the Commission require SDG&E to also file an Application with the Commission establishing an opt-out plan to address citizen complaints.¹¹ The Commission has proceeded to process this Application and the assigned ALJ ruled that SDG&E should propose its own opt-out plan and that a Workshop would be held concerning that plan. Recently, SDG&E was required to participate in a Joint Workshop to be scheduled together with PG&E to explore alternative proposals for both opt-out plans, despite its failure to date to propose any such plan in detail.¹² If the opt-out plan proceedings are consolidated, at least in a practical sense for Workshops and submission of alternative proposals, Joint Applicants believe they will have a less complex and non-duplicative forum in which to present their alternative proposals.

Thus, even as of today there has been no meaningful Commission evaluation of the numerous issues that affect whether the technology chosen by SCE is reasonable

¹⁰ See, AB 37, which provides for a statewide opt-out requirement.

¹¹ See, A.11-03-015, Application of Utility Consumers' Action Network for Modification of Decision 07-04-043 so as to Not Force Residential Customers to Use Smart Meters, March 24, 2011.

¹² See, email notice from ALJ Yip-Kikugawa dated July 14, 2011, to all parties in both application proceedings, and strongly suggesting that SCE and SoCal Gas, despite the lack of a pending Application concerning their opt-out obligations, also participate.

when considering anything but the limited functionality minimum requirements related to energy policy, as is explicitly acknowledged by the Commission's requirement, cited above, that the deployment plans filed by July 1, 2011 address the issue, for example, of available alternatives to the duplicative wireless mesh network.

B. Public Reaction to SCE Smart Meter Deployment

The problem, of course, is that much of this deployment has already occurred despite the never-investigated environmental impacts, health and safety consequences, property rights, and privacy rights of affected citizens, to name only some implications of this "cart before the horse" process. Today, for example, millions of citizens' previously private data regarding their household activities is being transmitted across the wireless mesh networks of SCE, PG&E, and SDG&E, and the Commission's privacy and security rules that would apply to this private information have not even been adopted.

In this absence of Commission analysis, citizen awareness of Smart Meter wireless mesh networks and related issues has begun to spread only as deployment efforts of SCE have increased. The level and scope of concerns expressed by a broad range of citizens and local government bodies have grown in proportion to the continuing deployment of these wireless devices.

For example, numerous experts have raised material questions concerning the security of the personal data being wirelessly transmitted throughout the Smart Meter mesh network, given growing instances of wireless telephone hacking and similar data network security breaches resulting in private information of millions of citizens being compromised.

Other concerned citizens that own or engage in the sale or rental of real property have discovered that the impact of Smart Meters on tenants or purchasers of their properties are causing increased liability of risk from litigation because of potential disclosure deficiencies and exclusion of such claims by liability insurance carriers.

Of key and immediate public interest concern, increasing personal and scientific evidence of the harmful health impacts of the wireless mesh Smart Meter networks has arisen, particularly to people with a recognized sensitivity to such EMF radiation.¹³

Yet SCE has refused to take such claims seriously, or to comply with local government ordinances and resolutions seeking temporary pauses in their self-determined installation schedules¹⁴ to allow the local governments to investigate citizens' concerns through permitting processes that are routinely applied to all utilities,

¹³ See, e.g., Daniel Hirsch, Founder and First Director of the Stevenson Program on Nuclear Policy, UC Santa Cruz, has identified material flaws in the CCSD study, finding that cumulative RF radiation from Smart Meters to be 100-150 times the cumulative exposure of a cell phone: http://www.youtube.com/watch?v=a6-hcOr-sxA&feature=player_embedded#at=19 ; the World Health Organization on May 31, 2011 declared non-ionizing radiation from smart meters a Class 2B possible carcinogen: http://www.iarc.fr/en/media-centre/pr/2011/pdfs/pr208_E.pdf ; the National Institutes of Health has published a study of the effect of cell phone radiation on the human brain showing non-thermal biological effects on brain function: <http://well.blogs.nytimes.com/2011/02/22/cellphone-use-tied-to-changes-in-brain-activity/> ; a Sage Report found that RF radiation exposure from a smart meter is equivalent to living within 500 feet of a major cell tower: <http://sagereports.com> .

¹⁴ The Commission has never approved, much less mandated, that any specific Smart Meter, wireless web network repeaters, or data collection antenna facility installation schedule be used by SCE or any other utility, nor has the Commission ever authorized SCE or any other utility to not comply with local government franchise or ordinances applicable to their other utility construction projects.

including telephone utilities constructing wireless facilities within local jurisdictions, consistent with the Commission's broad jurisdiction over utility practices.¹⁵

As a result of these growing citizen complaints concerning both PG&E and SCE Smart Meter activities in the county, the Board of Supervisors of Santa Barbara County held a public hearing on July 5, 2011, to provide a forum to SCE, PG&E, and concerned members of the public to provide testimony concerning the Smart Meter deployment plans of both utilities serving the County. The utilities were provided time for prepared presentations, and thereafter over 40 members of the public addressed the Board. Anyone wishing to speak was accommodated. Not one speaker supported the utilities; no group or person concerned with energy efficiency, carbon footprint reduction, cost savings, or any other benefit asserted by the utilities appeared. The video transcript of this hearing is available on the County's web site and incorporated by reference herein: http://sbcounty.granicus.com/MediaPlayer.php?view_id=3&clip_id=1419.

As a result of the record of this hearing, the Santa Barbara County Board of Supervisors approved the letter to President Peevey attached hereto as Attachment 2, which sets forth its opposition to SCE's failure to voluntarily propose a Smart Meter opt-out plan and urges the Commission to require SCE to do so. The Board also expresses its position regarding the necessary components of any reasonable opt-out plan.¹⁶

¹⁵ See, e.g., General Order 159 concerning deference to local jurisdictions for construction of cell sites, subject to Commission intervention and even preemption if appropriate to enforce Commission directives and policies, and D.11-05-050, staying D.10-12-056 at the request of the California State Association of Counties and League of California Cities due to unlawful interference with their police power and health and safety responsibilities regarding CEQA.

¹⁶ These positions will be fully set forth in the record of the proceeding established to evaluate the opt-out plan Application Joint Applicants urge the Commission to require. Joint

Correspondence from Joint Applicant Montecito Association supporting the position of the Board is also included in Attachment 2. Santa Barbara County has now joined over 45 other local government bodies formally opposing the current Smart Meter deployment practices of SCE, PG&E, and SDG&E.¹⁷

Joint Applicant Consumers Power Alliance has received numerous letters from its members in support of the Santa Barbara County positions, and individually urging the Commission to require of SCE what it has already required of PG&E: i.e., an Application seeking Commission approval of a Smart Meter opt-out plan and a meaningful opportunity to participate in proposing superior alternatives to the components of that plan.¹⁸

The changed circumstances summarized above that have occurred since the ratemaking decisions upon which SCE is premising its chosen Smart Meter deployment actions, as well as the Commission's own actions requiring PG&E and SDG&E to file opt-out plans, fully support the relief requested by Joint Applicants. Conversely, failure of the Commission to grant this Application would result in serious harm to the public

Applicants support DRA's proposal that all opt-out plan proceedings be consolidated for purposes of efficiency and cost reduction for Joint Applicants and other representatives of the public.

¹⁷ None of the Commission decisions that have authorized SCE to proceed with Smart Meter deployment have preempted the existing jurisdiction of municipalities, counties, or other local government bodies to approve the construction and operation of facilities that have public health, safety, welfare, or environmental impacts. Municipalities retain broad discretion to legislate for public purposes and for the general welfare, including but not limited to matters of public health, safety and consumer protection pursuant to Article XI of the California Constitution. In any event, the Commission has never itself determined, or authorized SCE or PG&E to unilaterally determine, that such lawful enactments are superseded by the Commission decisions involved which never address the question.

¹⁸ Several of these letters are attached hereto as Attachment 1.

interest. It would result in an arbitrary denial of opt-out rights to some California citizens based solely on which side of a service territory line they live on, clearly demonstrated by the impact on citizens of Santa Barbara County. It would also deprive the public of the right to a regulatory forum that would enable cost-effective sharing of limited resources to advocate uniformity of opt-out plans dealing with comparable legal, policy, and ratemaking proposals.

Therefore, Joint Applicants request that the Commission order SCE to promptly file an Application seeking Commission approval of a Smart Meter opt-out plan.

Alternatively, should SCE object or fail to promptly file such an application, Joint Applicants set forth in Section II below the essential components of such a plan that SCE should be ordered to implement pursuant to this Application.

II. ESSENTIAL COMPONENTS OF AN OPT-OUT PLAN THE COMMISSION SHOULD IMPOSE ON SCE

In the event that SCE does not file an Application seeking Commission approval of a Smart Meter opt-out plan, the Commission should adopt such a plan and require that SCE comply with its requirements. At a minimum, Joint Applicants propose that the plan include the following essential components, which will be more fully developed, supplemented, and supported through testimony in this proceeding.

1. Immediate compliance with all local governmental ordinances, resolutions, and permitting and licensing requirements applicable on their face to further construction of Smart Meter and wireless mesh network facilities pending the decision of the Commission adopting the SCE opt-out plan. The Commission should clarify that it has not preempted such local government jurisdiction.

2. Preservation in inventory of all analog meters removed and replaced with Smart Meters to ensure availability for the opt-out program ultimately adopted.¹⁹
3. No installation of any further wireless mesh Smart Meters or associated wireless mesh network facilities without consent of the affected customers or communities. If wireless mesh Smart Meters are used, a community can exercise the right to opt out.
4. The Opt-Out Plan should not impose additional charges on those opting out, but should instead include incentives designed to encourage customers to choose the Smart Meter program.
5. The plan must include the right of all subscribers or communities electing to opt out to retain, or have re-installed, analog meters of the type in use prior to Smart Meters and not utilizing wireless transmissions.
6. The opt-out plan must apply to all customers and communities, not only those where wireless mesh Smart Meters have not yet been installed.

III. MODIFICATIONS TO D.08-09-013 REQUESTED

Nothing in D.08-09-039, prohibits, discusses, or requires that as part of its authorized deployment SCE include an opt-out plan as described herein. Despite increasing opposition to the absence of such an opt-out plan as its deployment efforts have spread, SCE has refused to voluntarily implement or propose for Commission approval any such opt-out plan. This stance is not mandated by D.08-09-039 or any other Commission decision. Joint Petitioners believe that the Commission has adequate authority to grant the relief sought in this Application without necessarily modifying D.08-09-039, as exemplified by President Peevey's March 10, 2011 directive to PG&E. However, in order to comply with procedural requirements, Joint Applicants request that D.08-09-039 be modified as set forth below in order to clarify the basis for

¹⁹ See A.11-03-015, which describes how SDG&E has used lack of inventory of analog meters as a limiting factor on opt-opt out capabilities.

a Commission Order requiring SCE to file a Smart Meter opt-out plan as described herein in accordance with Rule 16.4(b).

Joint Petitioners request that the Findings of Fact, Conclusions of Law, and Ordering Paragraphs of D.08-09-039 be modified by addition of the following underlined language:

Findings of Fact:

21. SCE's AMI technology choices are reasonable when compared to existing AMI and related technology that is currently available, subject to Finding of Fact 36 below and Ordering Paragraph 8 below.

36. In light of SCE's chosen wireless technology, it is reasonable to require SCE to prepare and seek Commission approval of an opt-out plan which would allow customers to opt-out of installation of wireless Smart Meters and continue right to use previously-installed analog meters, as well as the terms and conditions of such opt-out rights that SCE believes should apply.

Conclusions of Law:

7. SCE should prepare and seek Commission approval of a Smart Meter opt-out plan proposing the terms and conditions it believes should apply to such a plan.

Ordering Paragraphs:

8. SCE shall file an Application seeking Commission approval of a Smart Meter opt-out plan.

9. A.07-07-026 is closed.

These modifications are fully warranted by the Commission's own action requiring PG&E to file a Smart Meter opt-out plan and the existing record in A.11-03-014, by the Commission's actions taken to date in A.11-03-015 concerning SDG&E, the clear statewide nature of the Commission's announced policies concerning the Smart

Grid, and numerous other matters that may be officially noticed, including but not limited to the recent WHO Report.²⁰

IV. STATUTORY AND REGULATORY REQUIREMENTS

A. Legal Name and Correspondence

Joint Applicants include individual California residents living both within the SCE service territory or in the service territory of other utilities but concerned about the impact of SCE's actions on their utility, acting as individuals and as members of informal citizen action groups jointly pursuing their commonly-held beliefs, as well as corporate entities, and the County of Santa Barbara, a duly constituted governmental body. The locations of Joint Applicants' principal places of business, if a business or governmental entity, are included in Attachment 3.

Correspondence or communications to Joint Applicants regarding this Application should be addressed to:

James M. Tobin
Joe Guzman
August O. Stofferahn
Tobin Law Group
1100 Mar West Street, Suite D
Tiburon, CA 94920
Telephone: (415) 732-1700
Facsimile: (415) 704-8919
jim@tobinlaw.us
joe@tobinlaw.us
august@tobinlaw.us

B. Category

Joint Applicants propose that this proceeding be categorized as "ratesetting" proceeding.

²⁰ See, http://www.iarc.fr/en/media-centre/pr/2011/pdfs/pr208_E.pdf.

C. Need for Hearings

Joint Applicants do not believe that hearings are necessary in order for the Commission to order SCE to file an Application seeking Commission approval of an opt-out plan. In the absence of such an Application, Joint Applicants believe that hearings will be required.

D. Issues to be Considered

The issues to be considered in this proceeding is whether the Commission should order SCE to file an Application seeking Commission approval of a Smart Meter opt-out Plan or in the absence of such an application, adopt a Smart Meter Opt-Out Plan as proposed herein and require SCE to comply therewith.

E. Proposed Schedule

Joint Applicants urge the Commission to grant this Application on an expedited basis for the reasons set forth above. Joint Applicants therefore propose the following schedule, assuming no hearings are necessary: Joint Applicants would fully support any shorter schedule and reserve the right to move for expedited consideration.

| Event | Date |
|-------------------------------------|-------------|
| Application | Day 1 |
| Responses | Day 30 |
| Reply | Day 40 |
| Proposed Decision | Day 60 |
| Comments on Proposed Decision | Day 90 |
| Reply Comments on Proposed Decision | Day 95 |
| Final Decision | Day 120 |

V. CONCLUSION

For the above reasons, Joint Applicants respectfully request that the Commission expeditiously grant this Application and order SCE to promptly file an Application for Commission approval of a Smart Meter opt-out plan. Joint Applicants request in the alternative, absent such an application by SCE, that the Commission adopt a Smart Meter opt-out plan consistent with the provisions set forth herein and require SCE to implement and comply therewith.

Dated: July 25, 2011, at Tiburon, California.

Respectfully submitted,

By: /s/ James M. Tobin

James M. Tobin
Jose E. Guzman
August O. Stofferahn
Tobin Law Group
1100 Mar West Street, Suite D
Tiburon, CA 94920
Telephone: (415) 732-1700
Facsimile: (415) 704-8919
jim@tobinlaw.us
joe@tobinlaw.us
august@tobinlaw.us

Attorneys for Joint Applicants

ATTACHMENT 1



Concerned Citizen <smartmeterreform@gmail.com>

"Smart Meters"

coastberit <coastberit@cox.net>
To: smartmeterreform@gmail.com
Cc: supervisorcarbajal@sbcbos1.org

Mon, Jul 25, 2011 at 11:35 AM

I agree with the Consumers Power Alliance position regarding "smart meters," and respectfully request the PUC require my electric company, Southern Calif. Edison, that it offer its customers a "no-cost opt-out" alternative to "smart meters."

Berit Sten, residential home owner in Santa Barbara County, (Summerland, CA 93067)

cc: Salute Carbajal, First District County Supervisor
County of Santa Barbara



Concerned Citizen <smartmeterreform@gmail.com>

Demand SCE Smart Meter Opt-Out

Loyd Applegate <loyd@villagesite.com>
To: smartmeterreform@gmail.com

Fri, Jul 15, 2011 at 12:54 PM

California Public Utilities Commission

RE: Smart Meters

Mr. Peavey and CPUC Commissioners,

I use low level incandescent bulbs with rheostats that are energy saving and last up to seven years by using them to a reduced level. I understand that we humans can read a newspaper in the full moon light and that low level indirect down lighting is far more effective than "in your face lighting". I understand eye fatigue and how incandescent lighting offers less eye strain. Bright lighting will be coming in even greater amounts due to the efficiency of new technology. Our night vision is impaired by constricting the iris creating temporary night blindness. I will fight the big brother views of the new social engineering that is being forced upon us by people with the same mentality that took the eastern bloc countries into 40 years of control and depression.

I am a customer of Southern California Edison (SCE). I object to the deployment of smart meters, given their risks to our health, safety, prosperity, consumer and civil rights and security. .

We never gave permission to allow installation of smart meters and/or use our homes as network transmitters. In keeping with our right of Freedom of Choice, we are demanding that you order SCE to offer an Opt Out Program at no cost to the consumer. This would also include the right for consumers to retain their analog meters on an individual or community-wide basis. .

I respectfully encourage you to enact a SCE retroactive and immediate Opt Out Program at no charge to the consumer. .

Sincerely,
Loyd Applegate
2065 Mission Ridge Road
Santa Barbara, CA.
July 15, 2011

Name
Address
Phone
email address

Dated

Loyd Applegate
Village Properties
[805-570-4935](tel:805-570-4935)
Fax: [\(805\) 969-8920](tel:(805)969-8920)
License # 00475295



Concerned Citizen <smartmeterreform@gmail.com>

SC Edison - Santa Barbara South County

Harry S Rouse <k6pdq@verizon.net>
To: smartmeterreform@gmail.com

Mon, Jul 25, 2011 at 11:07 AM

To: Consumer Power Alliance

Thanks for the opportunity to comment on the so-called smart meters. As a residential customer of Southern California Edison Company, I have the following questions and comments to offer:

... Power output specifications: On what approximate frequencies, and at what output power, would these meters transmit their signals? (VHF or UHF band? AM, FM, CW, or other mode?) Continuous or burst transmissions? If meters' transmissions are intermittent, how many hours per day? Can SCE document that the FCC has granted type approval for the meters' RF (radio frequency) outputs? How many meters in any one location would be transmitting simultaneously (think cumulative and combined impacts on residents of apartment houses, condos and mobile home parks)?

... Access to customer properties: How will SCE cope with those customers who will not allow access for the purpose of changing meters to the new type? (Until all customers' safety and privacy are assured, I intend to keep both my gates locked, post no-trespassing signs, and have a well-trained guard dog.)

... Impacts on customer health: In our household, the meter, located on an outside wall, is less than 4 feet from our bed. My spouse has chronic heart trouble and wears a pacemaker that is very sensitive to RF emissions. Will SCE guarantee her safety and assume financial responsibility for any adverse effects on her health?

... Control: Will these meters allow SCE to limit or otherwise control our power consumption and/or hours of use?

... Cost: Will the PUC allow SCE to impose additional charges or higher rates to offset the added cost of acquiring and installing these meters

(offset, of course, by ongoing savings in labor costs when meter readers are terminated)?

... Disclosure: If SCE has nothing to hide, why have we seen almost nothing in the media as to the details of unauthorized property intrusions, loss of privacy, higher costs to customers, remote control of power usage, and potential impacts on customer health?

I suggest that you retain the services of at least one qualified electrical engineer who specializes in radio frequency properties, emissions and potential hazards. If SCE can prove conclusively the safety of its systems, guarantee customer privacy, and pass operating expense savings on to its customers, then I might be able to support their objectives. Please keep me posted!

Sincerely Yours,

Harry S Rouse

27 Calaveras Ave., Goleta

Tel. 685-1785



Concerned Citizen <smartmeterreform@gmail.com>

Demand SCE Smart Meter Opt-Out

Steve Thomas <steve@stevet.net>
To: smartmeterreform@gmail.com

Fri, Jul 15, 2011 at 3:58 PM

California Public Utilities Commission
Public Advisors Office

Mr. Peevey and CPUC Commissioners,

I am a customer of Southern California Edison. I am writing this letter to inform the Commission that I object to the deployment of smart meters and demand, as a member of the public who you are chartered to protect, that you provide a no-cost opt-out plan that includes retention or reinstallation of our reliable analog meters on an individual or on a community-wide basis. I am making this demand based on the following reasons:

1. Smart meters are a complete invasion of my privacy. Smart meters collect information about my power usage on a minute-by-minute basis and transmits that information to an unknown bureaucracy. The Supreme Court of the United States has ruled in the case of *Griswold v Connecticut* that each and every one of us is entitled to a right of privacy. Further, the 4th amendment to our great Constitution states, "The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated . . ." Smart meters constitute an unreasonable search and seizure of my private data.
2. Smart meters are wireless devices and transmit wirelessly 24 hours per day, 7 days per week. There are numerous studies that have been conducted that indicate that for some people, this continuous broadcasting is detrimental to health. Wireless meters are up to 500 times more powerful on total body exposure than are cell phones. Also, detrimental effects other than thermal effects are unknown and have never been the subject of long-term exposure studies.
3. Smart meters are often located on bedroom walls. This subjects the residents to intense RF radiation all night long!
4. We are a country that prides itself on the freedom of choice. We can choose whether or not to use a cell phone. We can choose whether or not to use a wifi access point. We can choose whether or not to have a walk-around phone. But we cannot choose to use or not use a smart meter! This is, again, a fundamental violation of our rights.
5. Smart meters pose a significant risk to security. Recently, the Sony Corporation, Booz Allen Hamilton, the German Federal Police, and the U.S. Defense Department, among many others, have all lost personal, confidential data of up to millions of users to hackers. Procedures to hack into smart meters have already been posted on the Web. SCE has no business collecting information on how I use electricity in my home. Further, the risk to the entire smart grid is enormous.
6. Smart meters can and do interfere with critical, life dependent medical equipment. Since there is no way for the CPUC or Southern California Edison to know if there is such equipment in use, the deployment of these dangerous devices should be terminated.

I respectfully submit that an op-out plan for smart meter deployment be included in Southern California Edison's rate request and that they provide a clearly worded opt-out procedure that includes reinstallation of the old analog meters if requested, all at no cost to the rate payer.

Sincerely,

Stephen Thomas

1346 Estrella Drive
Santa Barbara, CA 93110
[805-569-9656](tel:805-569-9656)
steve@stevet.net



Concerned Citizen <smartmeterreform@gmail.com>

Fwd: Demand SCE Smart Meter Opt-Out

donald thorn <thethorns4@cox.net>
To: smartmeterreform@gmail.com

Sun, Jul 24, 2011 at 5:54 PM

Dear Mr. Peevey and CPUC Commissioners,

I am writing you to request an opt-out program for SCE and PG&E, at no cost to the consumer. What is going on today is criminal. Smart meters are being forced on people, with no regard for health, safety, or security concerns. The WHO and many other studies have explained how radiation is dangerous and can lead to cancer. As a cancer survivor, I do not want a smart meter near my house or in my neighborhood. I am also worried about the effects of smart meters on people with pace makers, like my next door neighbor. I find it inexcusable, that the CPUC and the utility monopolies are forcing these meters on us. This is all about power and money to me.

If you care about average Americans, especially children, please offer an opt-out option.

Diana Thorn
7379 Shepard Mesa Rd.
Carpinteria, Calif.
[805-684-6118](tel:805-684-6118)
thethorns4@cox.net



Concerned Citizen <smartmeterreform@gmail.com>

Demand SCE Smart Meter Opt-Out

Robert Righetti <inrecordtimes@verizon.net>
To: smartmeterreform@gmail.com

Sun, Jul 17, 2011 at 1:00 PM

California Public Utilities Commission

RE: Smart Meters

Mr. Peevey and CPUC Commissioners,

I am a customer of Southern California Edison (SCE). I object to the deployment of smart meters, given their risks to our health, safety, prosperity, consumer and civil rights and security.

Under the California Environmental Quality Act, new development projects and installations of facilities would need to evaluate the environmental impacts of improvements related to the development to determine if there are detrimental aspects that would affect public health, safety and welfare. These impacts would be evaluated in an environmental impact report and a public hearing would be heard on the project EIR. Since there has been no EIR prepared incorporating the installation of these new meters which emit microwaves that could be harmful to my families health, I believe that these installations have moved forward without sufficient public input as required under the spirit of CEQA, and other environmental regulations.

If I purchase a cell phone or microwave oven, knowing the dangers involved due to the amount of public disclosure that has been put out, I can either choose to continue my use of it, or not. However, in the case of these meters, there has been no evaluation of the health hazards by SCE, there is no prolonged data that has been developed to demonstrate that they are in fact harmless, and SCE has not offered any choice to their customers in the matter.

We never gave permission to allow installation of smart meters and/or use our homes as network transmitters. In keeping with our right of Freedom of Choice, we are demanding that you order SCE to offer an Opt Out Program at no cost to the consumer. This would also include the right for consumers to retain their analog meters on an individual or community-wide basis. .

I respectfully encourage you to enact a SCE retroactive and immediate Opt Out Program at no charge to the consumer. .

Sincerely,

Robert S. Righetti
25330 Lakeview Drive, Box 1431
Idyllwild, CA. 92549-1431
[\(951\)659-3890](tel:(951)659-3890)
in_record_times@yahoo.com



Concerned Citizen <smartmeterreform@gmail.com>

Demand+SCE+Smart+Meter+Opt-Out

Len Wahlert <lwwahlert@yahoo.com>**Sat, Jul 16, 2011 at 6:53 PM**

Reply-To: Len Wahlert <lwwahlert@yahoo.com>

To: "smartmeterreform@gmail.com" <smartmeterreform@gmail.com>

California Public Utilities Commission

RE: Smart Meters

Mr. Peevey and CPUC Commissioners,

I am a customer of Southern California Edison (SCE). I object to the deployment of smart meters, given their risks to our health, safety, prosperity, consumer and civil rights and security. .

We never gave permission to allow installation of smart meters and/or use our homes as network transmitters. In keeping with our right of Freedom of Choice, we are demanding that you order SCE to offer an Opt Out Program at no cost to the consumer. This would also include the right for consumers to retain their analog meters on an individual or community-wide basis. .

I respectfully encourage you to enact a SCE retroactive and immediate Opt Out Program at no charge to the consumer. .

Sincerely,

Lenard W. Wahlert
81-773 Contento
La Quinta, CA 92253-7873
760-619-3910
lwwahlert@gmail.com

July 16, 2011

Ohq#Z dkduw
Od#I x lwd/#D



Concerned Citizen <smartmeterreform@gmail.com>

Demand SCE Smart Meter Opt-Out

Ed McLaughlin III <EdMcLaughlinIII@hotmail.com>
To: smartmeterreform@gmail.com

Mon, Jul 18, 2011 at 11:04 AM

California Public Utilities Commission

RE: Smart Meters

Mr. Peevey and CPUC Commissioners,

I am a customer of Southern California Edison (SCE). I object to the deployment of smart meters, given their risks to our health, safety, prosperity, consumer and civil rights and security. .

We never gave permission to allow installation of smart meters and/or use our homes as network transmitters. In keeping with our right of Freedom of Choice, we are demanding that you order SCE to offer an Opt Out Program at no cost to the consumer. This would also include the right for consumers to retain their analog meters on an individual or community-wide basis. .

I respectfully encourage you to enact a SCE retroactive and immediate Opt Out Program at no charge to the consumer. .

As a follow on I would like to mention that I called your 800 opt out phone number and was told that I was not an SCE customer. I have the monthly billing to verify this so it might be a good idea to make sure your customer service representatives are aware of who your customers are

Sincerely,

Edward H McLaughlin III

601 Alston Road

Santa Barbara, CA 93108-2305

[805-565-8944](tel:805-565-8944)

EdMcLaughlinIII@HotMail.com

15th July 2011

Edward H. McLaughlin, III

Santa Barbara, CA 93108

Tel: [\(805\) 565-8944](tel:(805)565-8944)

EFax: [\(805\) 456-2115](tel:(805)456-2115)

Mobile: [\(805\) 452-1342](tel:(805)452-1342)



Concerned Citizen <smartmeterreform@gmail.com>

SMART METER REFORM

RJ <wrj137.3@verizon.net>
To: smartmeterreform@gmail.com

Sun, Jul 24, 2011 at 6:58 PM

California Public Utilities Commission

RE: Smart Meter Reform

Mr. Peevey and CPUC Commissioners,

I am a customer of SOUTHERN CALIFORNIA EDISON at TEN properties in Santa Barbara County.

Because of the demonstrated risks of smart meters to public health and safety, the infringement on my rights as a property owner and consumer, the potential invasion of my personal privacy and security, and the very real possibility of abuse of the distribution of electrical energy by governmental agencies, **I strenuously object to the installation of smart meters at any of my properties.**

I join with thousands of others in objecting to the installation of smart meters on our private property. We have never given permission to allow installation of smart meters on our properties and/or the use of our homes as network transmitters.

In keeping with our right of Freedom of Choice, we respectfully demand that you order SOUTHERN CALIFORNIA EDISON to offer and implement an immediate and retroactive Opt Out Program at no cost to the consumer. This Opt Out Program should include the right of consumers to retain their analog meters on an individual or community-wide basis.

Thank you for taking prompt and positive action on our demands.

Sincerely,

W. R. Jacks
1825 Mission Ridge Road
Santa Barbara, California
93103



Concerned Citizen <smartmeterreform@gmail.com>

Smartmeter installation

maryherbfriedman@cox.net <maryherbfriedman@cox.net>

Mon, Jul 25, 2011 at 10:13 AM

To: smartmeterreform@gmail.com

I am writing you to demand that the opportunity to opt-out of having a smart meter installed on my property. My electric meter is only separated by the building wall from my bed. That is, it is about eight inches away from me when I am in my bed. The instructions for my implanted pacemaker read as follows "Your device is sensitive to electromagnetic interference (EMI) and Can be affected by certain sources of electric or magnetic fields. It is important you keep them the recommended distance away from your device to avoid interaction." PLACING A SMART METER NEAR MY ELECTRIC METER IS A DEATH SENTENCE FOR ME. Herbert J. Friedman, PE. 805 Grove Lane, Snta Barbara, CA 93105, phone/FAX [\(805\)687-6228](tel:8056876228), maryherbfriedman@cox.net



Concerned Citizen <smartmeterreform@gmail.com>

Demand SCE Smart Meter Opt-Out

Buck Martin <buckmartin@cox.net>

Sat, Jul 16, 2011 at 4:57 PM

To: smartmeterreform@gmail.com

I am a SCE customer in Desert Hot Springs, CA. A Smart Meter was installed at my residence (68081 Calle Cerrito, CA 92240) without my knowledge and/or consent. I strongly object to this unilateral action by SCE, and I demand that SCE provide an OptOut for the "service", and that the Smart Meter be uninstalled at SCE expense, and that the former style of meter be replaced, also at SCE expense. These meters are health hazards and privacy violations, and I strongly demand that CPUC curb this practice until and unless the public is contacted, consents or denies permission, and that SCE be enjoined to desist from such action in the future.

Sincerely,

William H Alley
[\(760\)464-3794](tel:(760)464-3794)

,



Concerned Citizen <smartmeterreform@gmail.com>

Demand SCE Smart Meter Opt-Out

mhw <mhweinstock@sbcglobal.net>
To: smartmeterreform@gmail.com

Tue, Jul 19, 2011 at 11:36 AM

From: mhw [mailto:mhweinstock@sbcglobal.net]
Sent: Monday, July 18, 2011 2:40 PM
To: 'smartmeterforum@gmail.com'
Subject: Demand SCE Smart Meter Opt-Out

California Public Utilities Commission

RE: Smart Meters

Mr. Peevey and CPUC Commissioners,

I am a customer of Southern California Edison (SCE). I object to the deployment of smart meters, given their risks to our health, safety, prosperity, consumer and civil rights and security. We never gave permission to allow installation of smart meters and/or use our homes as network transmitters. In keeping with our right of Freedom of Choice, we are demanding that you order SCE to offer an Opt Out Program at no cost to the consumer. This would also include the right for consumers to retain their analog meters on an individual or community-wide basis. I respectfully encourage you to enact a SCE retroactive and immediate Opt Out Program at no charge to the consumer.

Sincerely,

MH Weinstock
6313 Timberlane Street
Agoura Hills, CA 91301

mhweinstock@sbcglobal.net
July 18, 2011

410 Dogwood Drive
Buellton, CA 93427
E-mail: retla@verizon.net
July 18, 2011

California Public Utilities Commission
Mr. Michael R. Peevey, President
505 Van Ness Avenue
San Francisco, CA 94102

Re: Smart Meters

Mr. Peevey and fellow Commissioners:

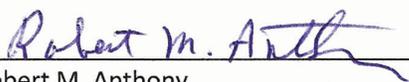
We are customers of Pacific Gas and Electric Company (PG&E) who object to the deployment of so-called Smart Meters given their risks to our health, safety, privacy, prosperity, personal security, and our consumer and civil rights under both the California and United States Constitutions. Furthermore, because radiofrequency (RF) radiation recently has been re-classified a potential carcinogen to human health, these higher-RF-radiation-generating "Smart" Meters should be pulled from the market immediately in the interest of public health. No agency of the people should be permitted to mandate a potential cancer-causing device to be forced on the public (see Nuremberg Code).

We are denying permission to CPUC and any utility company or its agents to allow installation of any so-called Smart Meters on our property and/or use of our house as a surveillance/network transmitter. In keeping with our right of Freedom of Choice, we are demanding that you agree, at a minimum, to an Opt-Out Program at no cost to the consumer. This would include the right for consumers to retain their analog meters on an individual or community-wide basis and restore any analog meters already confiscated and replaced with a so-called Smart Meter without prior written consent.

Additionally, a meter-reading option should be made available that incurs no additional billing charges if the property owner elects to submit monthly analog meter readings either by using the internet, telephone, or a cellphone text-messaged photograph of the dial to the appropriate utility company.

We respectfully and strongly encourage you to enact retroactive and immediate Opt-Out Programs to be imposed on all utility providers at no up-front or back-loaded expense to the consumer. Be advised, California Government Codes 11120 and 54950 both read, "The people of this State do not yield their sovereignty to the agencies which serve them."

Sincerely,


Robert M. Anthony


Eileen S. Anthony



Concerned Citizen <smartmeterreform@gmail.com>

Smart Meter opt-out

Ruth Warkentin <altovoice1000@hotmail.com>

Mon, Jul 25, 2011 at 7:33 AM

To: smartmeterreform@gmail.com

I want to join the Consumers Power Alliance in demanding Edison offer us a no-cost opt-out...based on the letter to the editor dated July 25, 2011. It could cause much havoc in the real estate business, not to mention all the health and other mentioned issues...all to the detriment of our freedom and security.

Ruth Warkentin



Concerned Citizen <smartmeterreform@gmail.com>

opt-out

Anna Gardner <mischief@cox.net>

Mon, Jul 25, 2011 at 8:47 AM

To: smartmeterreform@gmail.com

Please add my voice to those who passionately desire the CPUC to mandate SoCalEdison to give us a no-cost opt-out choice for smart meters. It borders on criminal to allow a public utility to force customers to live with these meters. I understand that some advocates for smart meters believe them to be "green", but they are untested over the long-run and have too many potential problems, not the least of which are health risks.

I ought to be able to choose whether or not to take those risks.

Anna M. Gardner
2760 Puesta del Sol Road
Santa Barbara, CA 93105



Concerned Citizen <smartmeterreform@gmail.com>

smart meter

Susan Willis <swillisltd@gmail.com>
To: smartmeterreform@gmail.com

Mon, Jul 25, 2011 at 9:42 AM

To whom it may concern,
We also would like to be included in the demand to remove our smart meter at no cost to us on medical grounds among other issues.
sincerely, Susan and John Willis



Concerned Citizen <smartmeterreform@gmail.com>

Demand opt out

donald thorn <thethorns4@cox.net>
To: smartmeterreform@gmail.com

Sun, Jul 24, 2011 at 7:54 PM

California Public Utility Commission

Mr. Peevey and Commmissioners

I am against the smart meters and I demand an opt-out option for smart meters by SCE. It is a violation of my civil rights to impose a device that I do not want and that will make me sick.

Joyce Hobson
2721`Samarkand Dr.
Santa Barbara, California 93105
687-5266

This was sent by Diana Thorn because
Joyce does not have a computer? e-mail



Concerned Citizen <smartmeterreform@gmail.com>

Smart Meter Opt-Out

Joan and Robert Renehan <j-rrenehan@cox.net>
To: smartmeterreform@gmail.com

Sun, Jul 24, 2011 at 3:03 PM

California Public Utilities Commission

RE: Smart Meters

Mr. Peevey and CPUC Commissioners,

I am a customer of Southern California Edison (SCE). I object to the deployment of smart meters, given their risks to our health, safety, prosperity, consumer and civil rights and security.

We never gave permission to allow installation of smart meters and/or the use of our homes as network transmitters. In keeping with our right of Freedom of Choice, we are demanding that you order SCE to offer an Opt Out Program at no cost to the consumer. This would also include the right for consumers to retain their analog meters on an individual or community-wide basis. .

I respectfully encourage you to enact a SCE retroactive and immediate Opt Out Program at no charge to the consumer.

Sincerely,

Joan Renehan
913 Crown Ave., Santa Barbara, CA 93111
805-967-0502
j-rrenehan@cox.net
July 24, 2011



Concerned Citizen <smartmeterreform@gmail.com>

Demand SCE Smart Meter Opt-Out

SusanMarie Weber <susanmarieweber@earthlink.net>
To: smartmeterreform@gmail.com

Thu, Jul 21, 2011 at 11:15 PM

July 21, 2011

California Public Utilities Commission

RE: Smart Meters

Mr. Peevey and CPUC Commissioners,

I am a customer of Southern California Edison (SCE).

I object to the use of smart meters, given their risks to our health, safety, prosperity, consumer and civil rights, and security.

I never was asked, nor did I give permission to allow installation of the smart meter, and I sure don't want my home used as a network transmitter.

In keeping with our right of Freedom of Choice, I ask that you order SCE to offer an Opt Out Program at no cost to the consumer. This would also include the right for consumers to retain their analog meters on an individual or community-wide basis. .

I respectfully encourage you to enact a SCE retroactive and immediate Opt Out Program at no charge to the consumer. .

Sincerely,

Susan Marie Weber
43041 Buttonwood Dr.
Palm Desert CA 92260
email address: susanmarieweber@earthlink.net

California Public Utilities Commission

Re: Smart Meters

Mr. Peavey and CPUC Commissioners

I am a customer of Southern California Edison (SCE).
I object to the deployment of smart meters, given their risks to
my health, safety, prosperity, consumer and civil rights and security.

I never gave permission to allow installation of a smart meter and/or
use my home as a network transmitter. In keeping with my right of
Freedom of Choice. I am demanding that you order SCE to offer an
Opt Out Program at no cost to the consumer. This would also include the right
For consumers to retain their analog meters on an individual or community-wide
Basis.

I respectfully encourage you to enact a SCE retroactive and immediate Opt Out
Program at no charge to the consumer.

Sincerely,

A. B. Saroni
B. 13 Mt. Holyoke
C. Rancho Mirage, Ca. 92070
760-770-5467
twoturn@webtv. Net

July, 20, 2011



Concerned Citizen <smartmeterreform@gmail.com>

Demand

charla spence <charla_spence@yahoo.com>

Tue, Jul 19, 2011 at 9:54 PM

To: smartmeterreform@gmail.com

RE: Smart Meters

Mr. Peevey and CPUC Commissioners,

I am a customer of Southern California Edison (SCE). I object to the deployment of smart meters, given their risks to our health, safety, prosperity, consumer and civil rights and security. .

We never gave permission to allow installation of smart meters and/or use our homes as network transmitters. In keeping with our right of Freedom of Choice, we are demanding that you order SCE to offer an Opt Out Program at no cost to the consumer. This would also include the right for consumers to retain their analog meters on an individual or community-wide basis. .

I respectfully encourage you to enact a SCE retroactive and immediate Opt Out Program at no charge to the consumer. .

Sincerely,

Name Charla Spence

Address 64066 Doral Drive, Desert Hot Springs, Ca. 92240

Phone [760 671-6412](tel:7606716412)

email address charla_spence@yahoo.com

Dated 7/19/11



Concerned Citizen <smartmeterreform@gmail.com>

Demand SCE Smart Meter Opt-Out

MLH <hillmead21@aol.com>

Tue, Jul 19, 2011 at 6:49 PM

To: smartmeterreform@gmail.com

California Public Utilities Commission

RE: Smart Meters

Mr. Peevey and CPUC Commissioners,

I am a customer of Southern California Edison (SCE). I object to the deployment of smart meters, given their risks to our health, safety, prosperity, consumer and civil rights and security. .

We never gave permission to allow installation of smart meters and/or use our homes as network transmitters. In keeping with our right of Freedom of Choice, we are demanding that you order SCE to offer an Opt Out Program at no cost to the consumer. This would also include the right for consumers to retain their analog meters on an individual or community-wide basis. .

I respectfully encourage you to enact a SCE retroactive and immediate Opt Out Program at no charge to the consumer. .

Sincerely,

Melissa Hillegas

2304 State Street, Santa Barbara, CA 93105

805.898-2716

hillmead21@aol.com

July 19, 2011



Concerned Citizen <smartmeterreform@gmail.com>

Smart Meters

Mary W Wright <MaryWright@cox.net>

Sun, Jul 24, 2011 at 9:05 PM

To: smartmeterreform@gmail.com

Mr. Peevey and CPUC Commissioners

I am a customer of Southern California Edison Co.(SCE). I object to the deployment of smart meters, given their risks to our health, safety, security, prosperity, consumer and civil rights.

We never gave permission to allow installation of smart meters and/or use our home as a network transmitter. In keeping with our right of Freedom of Choice, we strongly urge you to order SCE to offer an Opt Out Program at no cost to the customer. This should also include the right for the customer to retain their analog meters on an individual or community-wide basis.

I respectfully encourage you to enact a SCE retroactive and immediate Opt Out Program at no charge to the consumer.

Sincerely,

Mary W. Wright/John R. Wright
5544 San Patricio Dr.
Santa Barbara, CA 93111
[805 967-7520](tel:8059677520)
marywright@cox.net

July 24, 2011



Concerned Citizen <smartmeterreform@gmail.com>

Demand SCE Smart Meter Opt-Out

Bobby & Jeanette <croofrun@aol.com>
To: smartmeterreform@gmail.com

Thu, Jul 21, 2011 at 10:02 AM

July 21, 2011

California Public Utilities Commission

RE: Smart Meters

Mr. Peevey and CPUC Commissioners,

I am a customer of Southern California Edison (SCE). I object to the deployment of smart meters, given their risks to our health, safety, prosperity, consumer and civil rights and security.

My family never gave permission to allow installation of smart meters and/or use our homes as network transmitters, yet SCE has entered our property WITHOUT OUR KNOWLEDGE OR PERMISSION and installed this equipment; as a result of the installation several members of my household have been experiencing health problems which, if we are not allowed to have this meter removed, we will be retaining legal counsel to represent us in seeking judgment against SCE, CPUC (and any others our attorney deems appropriate) for our current and future health issues due to this unconstitutional action taken by SCE! In keeping with our right of Freedom of Choice, we are demanding that you order SCE to offer an Opt Out Program at no cost to the consumer. This would also include the right for consumers to retain their analog meters on an individual or community-wide basis.

I respectfully encourage you to enact a SCE retroactive and immediate Opt Out Program at no charge to the consumer.

Sincerely,

Jeanette Cambron
PO Box 743, Goleta, CA 93116
croofrun@aol.com



Concerned Citizen <smartmeterreform@gmail.com>

Demand

Sandy Casinelli <twobelovedone@yahoo.com>

Mon, Jul 18, 2011 at 10:22 AM

To: smartmeterreform@gmail.com

Re: Smart Meters

Attention Mr. Peevey and CPUC:

I am a customer of Southern California Edison (SCE). I object to the deployment health of smart meters

given their risk to my health, safety, prosperity, consumer civil rights and security. I never gave permission to allow for installation of a smart meter and/or the use of my home as a network transmitter. In keeping

with my civil rights, I am demanding that you order SCE to offer an OPT OUT PROGRAM at no cost to the consumer. This would also include the right for consumers to retain their analog on an individual or

community wide basis.

I respectfully encourage you to enact a SCE retroactive and immediate OPT OUT PROGRAM at no charge to the consumer.

Sincerely,
Sandra Casinelli
67735 Loma Vista Rd.
Desert Hot Springs, CA 92240
twobelovedone@yahoo.com



Concerned Citizen <smartmeterreform@gmail.com>

Demand SCE Smart Meter Opt-Out

Golditina@aol.com <Golditina@aol.com>

Fri, Jul 15, 2011 at 4:58 PM

To: smartmeterreform@gmail.com

California Public Utilities Commission

RE: Smart Meters

Mr. Peevey and CPUC Commissioners,

I am a customer of Southern California Edison (SCE). I object to the deployment of smart meters, given their risks to our health, safety, prosperity, consumer and civil rights and security. .

We never gave permission to allow installation of smart meters and/or use our homes as network transmitters. In keeping with our right of Freedom of Choice, we are demanding that you order SCE to offer an Opt Out Program at no cost to the consumer. This would also include the right for consumers to retain their analog meters on an individual or community-wide basis. .

I respectfully encourage you to enact a SCE retroactive and immediate Opt Out Program at no charge to the consumer. .

Sincerely,

CHRISTINA MICHAS
FOUNDER/LEADER:
PALM SPRINGS PATRIOTS COALITION DESERT VALLEY TEA PARTY

ACTIVIST LEADER: ANYSTREET.ORG
PRESIDENT, EAGLE FORUM-PALM SPRINGS
CELL: [\(760\) 408-0845](tel:(760)408-0845)
golditina@aol.com
www.palmspringsteaparty.ning.com
www.teapartypalmsprings.com



Concerned Citizen <smartmeterreform@gmail.com>

Demand

Art Novak <artcellar@yahoo.com>
To: smartmeterreform@gmail.com

Sun, Jul 17, 2011 at 2:54 PM

California Public Utilities Commission

RE: Smart Meters

Mr. Peevey and CPUC Commissioners,

I am a customer of Southern California Edison (SCE). I object to the deployment of smart meters, given their risks to our health, safety, prosperity, consumer and civil rights and security. .

We never gave permission to allow installation of smart meters and/or use our homes as network transmitters. In keeping with our right of Freedom of Choice, we are demanding that you order SCE to offer an Opt Out Program at no cost to the consumer. This would also include the right for consumers to retain their analog meters on an individual or community-wide basis. .

I respectfully encourage you to enact a SCE retroactive and immediate Opt Out Program at no charge to the consumer. .

Sincerely,

Art Novak
79460 azahar
La Quinta, CA 92253

Dated 7/17/2011



Concerned Citizen <smartmeterreform@gmail.com>

Demand SCE Smart Meter Opt-Out

Gail Michelson <gsm329@gmail.com>

Sat, Jul 16, 2011 at 1:59 AM

To: smartmeterreform@gmail.com

California Public Utilities Commission

RE: Smart Meters

Mr. Peevey and CPUC Commissioners,

I am a customer of Southern California Edison (SCE). I object to the deployment of smart meters, given their risks to our health, safety, prosperity, consumer and civil rights and security. .

We never gave permission to allow installation of smart meters and/or use our homes as network transmitters. In keeping with our right of Freedom of Choice, we are demanding that you order SCE to offer an Opt Out Program at no cost to the consumer. This would also include the right for consumers to retain their analog meters on an individual or community-wide basis. .

I respectfully encourage you to enact a SCE retroactive and immediate Opt Out Program at no charge to the consumer. .

sincerely, Gail Michelson 1365 Vallecito Place, Carpinteria 93013.684-6632



Concerned Citizen <smartmeterreform@gmail.com>

Demand SCE Smart Meter Opt-Out

Dwight Hayes <dhayes@sbhotels.com>**Fri, Jul 15, 2011 at 1:15 PM**

To: smartmeterreform@gmail.com

California Public Utilities Commission

RE: Smart Meters

Mr. Peevey and CPUC Commissioners,

I am a customer of Southern California Edison (SCE). I object to the deployment of smart meters, given their risks to our health, safety, prosperity, consumer and civil rights and security. .

We never gave permission to allow installation of smart meters and/or use our homes as network transmitters. In keeping with our right of Freedom of Choice, we are demanding that you order SCE to offer an Opt Out Program at no cost to the consumer. This would also include the right for consumers to retain their analog meters on an individual or community-wide basis. .

I respectfully encourage you to enact a SCE retroactive and immediate Opt Out Program at no charge to the consumer. .

Sincerely, Dwight Hayes

Dated July 15, 2011

Dwight Hayes

524 Via El Encantador

Santa Barbar, CA 93111

[\(805\) 967-8278](tel:(805)967-8278)dwight@sbhotels.com



Concerned Citizen <smartmeterreform@gmail.com>

DEMAND SCE SMART METER OPT-OUT-added date and phone

Irene Kopel <irene.kopel@gmail.com>
To: smartmeterreform@gmail.com

Sat, Jul 16, 2011 at 2:01 PM

JULY 16,2011

California Public Utilities Commission

RE: Smart Meters

Mr. Peevey and CPUC Commissioners,

I am a customer of Southern California Edison (SCE). I object to the deployment of smart meters, given their risks to our health, safety, prosperity, consumer and civil rights and security. .

We never gave permission to allow installation of smart meters and/or use our homes as network transmitters. In keeping with our right of Freedom of Choice, we are demanding that you order SCE to offer an Opt Out Program at no cost to the consumer. This would also include the right for consumers to retain their analog meters on an individual or community-wide basis. .

I respectfully encourage you to enact a SCE retroactive and immediate Opt Out Program at no charge to the consumer.

PERSONAL NOTE: While the above is the "meat and potatoes" of my email, it doesn't even begin to convey my passion over this issue.

I have called So Cal Edison several times over this. They have coldly and cavalierly told me that I HAVE NO CHOICE! They can do what they want because the meters are theirs. I have replied, "But this is MY home." They have responded, "But these are our meters." I have emphasized, "BUT, you don't understand, THIS IS MY HOME!" Frankly, I would be happy to BUY my own meter if it made a difference! Which, of course, was not their actual point.

I continued pursuing this fruitless conversation with So Cal Edison. I asked them if people with medical disabilities and concerns (like pacemakers) could opt-out. Their answer was a resounding "NO opt-outs." How about with a doctor's recommendation?

I want you to understand that I have never before taken on a political cause. BUT THIS IS MY LINE IN THE SAND, beyond which I will NOT CROSS. This is MY home. I do NOT want a Smart Meter on my home for numerous reasons. I should not have to hire health consultants, electrical experts and attorneys with my own money to fight the right not to have this shoved down my throat-using MY money that I pay So Cal Ed as a customer!

I have to say that this issue has really-REALLY-opened my eyes to what has happened to the freedoms that we used to take for granted in this country. My own daughter no longer wants to live in the US. And I used to tell her how lucky she is to be an American. How lucky she is that both sides of her family left their parts of the world under duress and great personal hardship to come here to America where we have the freedom to make our own decisions that affect ourselves, our families, our PERSONAL PROPERTY. A country where those bigger than us, with more power than us, cannot just come into our homes and take what they want (in

this case, our security, privacy, peace of mind and, possibly, our health)!

And now I tell her that America is NOT the same America anymore. My friends whisper the same thing, and these are people who are nearly senior citizens; people who remember. And my friends tell me that THEIR children also see what is happening. And we all wonder, is it already too late?

So, here we are: My electric company--MY ELECTRIC COMPANY--is able to tell me what I MUST allow them to install on my own home! I never, ever thought I'd live to see the day. And, frankly, I am deeply sorry that I have lived to see this.

It is truly shocking that my neighbors, my city, my county...all of us that have to live with this--all of us that DON'T WANT THIS--are told that we have NO CHOICE!

My grandparents are rolling in their graves....and our Founding Fathers must be spinning in theirs! Have we no obligation to THEM to stop this?

This is NOT right---on sooooooooooooo many levels, including an illegal seizure of one's personal property.

I wish that you could have been at the meeting in Santa Barbara that I attended (at the offices of the Board of Supervisors). Person after person stepped up to the mike to beg and plead and, in some cases (medical issues), cry. These were mostly older folks, many professionals. These were not crazy people. But they were begging for their personal freedom to choose. It was a pitiful and painful sight.

I also met a number of folks like myself who had never before taken a political stand on much of anything. Surely, we see the folly of all of that now. But, to a one, we agreed that this was OUR line in the sand!

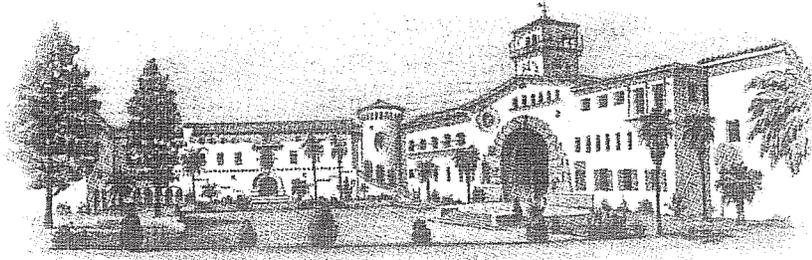
So, I hope that the CPUC has the moral backbone to take a stand against the unilateral wishes of So Cal Edison; the company that coldly informs us that they can install whatever THEY want to install on OUR homes, whether we like it or not.

I hope that you remember what America was like. This is your moment. May you meet the challenge.

Sincerely,
Irene Kopel
3085 Vista Linda Lane
Santa Barbara, CA 93108
[\(805\) 969-2025](tel:(805)969-2025)
irene@kopel.com
DATE: July 16, 2011

ATTACHMENT 2

JONI GRAY
Fourth District, Chair
SALUD CARBAJAL
First District
JANET WOLF
Second District
DOREEN FARR
Third District, Vice Chair
STEVE LAVAGNINO
Fifth District



BOARD OF SUPERVISORS
County Administration Building
105 East Anapamu Street
Santa Barbara, CA 93101
Telephone: (805) 568-2190
www.countyofsb.org

COUNTY OF SANTA BARBARA

July 25, 2011

Mr. Michael R. Peevey, President
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102

RE: Smart Meters

Dear President Peevey:

The Santa Barbara County Board of Supervisors has taken a position of support for a no-cost smart meter opt-out program for both Pacific Gas & Electric (PG&E) and Southern California Edison (SCE), including a retroactive opt-out for those who have smart meters already installed.

Current smart meter programs are generating a great deal of concern about privacy and health, which is shared by the Board and the citizens of Santa Barbara County.

We respectfully request that the Commission order no-cost, opt-out proposals from both PG&E and SCE, and we have authorized the County Executive to participate in any related administrative proceedings.

Sincerely yours,

Joni Gray, Chair
Board of Supervisors
County of Santa Barbara



The voice of our community

July 25, 2011

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Richard Nordlund
President
Robertson Short
1st Vice President
Elisa Atwill
2nd Vice President
Monica Brock Petersen
Secretary
Gene Sinsler
Treasurer

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Elisa Atwill
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Michael Cook
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Cindy Feinberg
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Monica Brock Petersen
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Victoria Greene

Office Coordinator:

Carol Celic

Office:

1469 E. Valley Road
Santa Barbara, CA 93108

P.O. Box 5278
Santa Barbara, CA 93150
Tel: (805) 969-2026
Fax (805) 969-4043

info@montecitoassociation.org
www.montecitoassociation.org

California Public Utilities Commission
505 Van Ness Ave.
San Francisco, California 94102
Attention: President Michael Peevey and Commissioners

RE: County of Santa Barbara et al Application to Require SCE to Propose a Smart Meter Opt-out Plan

Dear President Peevey and Commissioners,

The Montecito Association is an organization representing 900 households in Montecito, and committed to leading the community in the preservation, protection, and enhancement of the semi-rural residential character of Montecito, a community located adjacent to the City of Santa Barbara, California, and wholly located within the electric utility service area of Southern California Edison.

The Montecito Association is concerned about the deployment of Smart Meters by SCE, given the many unanswered questions regarding safety, risks to our health, consumer and civil rights, and security. The Association supports the recent vote of the Board of Supervisors to take this same position, and we also support the Application of the County, the Consumers Power Alliance, and others to ask your agency to require SCE to propose a Smart Meter Opt-out Plan for the CPUC's review and approval, and with the essential components of such a plan outlined in the County's Application to which this letter is intended to be attached, including that opting out is at no cost to the consumer and the right for consumers to retain their analog meters on an individual or community-wide basis.

We respectfully encourage you to grant the Application of Santa Barbara County and its Joint Applicants on an expedited basis.

Sincerely,

Richard J. Nordlund, President

ATTACHMENT 3

INFORMATION FOR JOINT APPLICANTS

County of Santa Barbara, California
County Administration Building
105 East Anapamu Street
Santa Barbara, CA 93101

Consumers Power Alliance
44-489 Town Center Way, Suite D
Palm Desert, CA 92260

Public Citizen
1600 20th Street NW
Washington, DC 20009

Montecito Association
P.O. Box 5278
Santa Barbara, CA 93150

Coalition of Energy Users
4010 Foothills Blvd., Suite 130 #115
Roseville, CA 95747

Eagle Forum of California
P.O. Box 5335
Santa Rosa, CA 95402

Neighborhood Defense League of California
1482 East Valley Road, Suite 252
Santa Barbara, CA 93108

Santa Barbara Tea Party
P.O. Box 277
Carpentaria, CA

Concerned Citizens Of La Quinta
51-321 Avenida Bermudas, Suite 1601
La Quinta, CA. 92247

Citizens Review Association
44-489 Town Center Way, Suite D
Palm Desert, CA 92260

Palm Springs Patriots Coalition Desert Valley Tea Party
44-489 Town Center Way, Suite D
Palm Desert, CA 92260

Menifee Tea Party - Hemet Tea Party - Temecula Tea Party
27-780 Shady Lane
Winchester, CA 92596

Stop Smart Meters
P.O. Box 66165
Scotts Valley, CA 95061

Rove Enterprises, Inc.
533 State Street
Santa Barbara, CA 93101

Schooner Enterprises, Inc.
533 State Street
Santa Barbara, CA 93101

Eagle Forum of San Diego
1666 Garnet Ave., #311
San Diego, CA. 92109

Southern Californians for Wired Solutions to Smart Meters
Post Office Box 3
Warner Springs, CA 92086

Burbank Action
2742 North Lamer Street
Burbank, CA 91504

Upon completion of verification of individual or corporate status, Joint Applicants will supplement this Attachment 3 with any further corporate documentation required, and to the extent necessary hereby request that the Commission grant Joint Applicants a one week period of time to file such supplemental information.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 9, 2011
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 *Donald Sipple and New Cingular Wireless PSC LLC, et al., v. The City of Alameda, California, et al.*, LASC Case No. BC432270.

SCHEDULING:

Duration, 15 minutes; anytime

REPORT:

None anticipated

SUBMITTED BY: Stephen P. Wiley, City Attorney

APPROVED BY: City Administrator's Office