

CITY OF SANTA BARBARA CITY COUNCIL

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Sarah Knecht
Interim City Attorney

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

JANUARY 28, 2014 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

- 12:30 p.m. - Finance Committee Meeting, David Gebhard Public Meeting Room,
630 Garden Street
2:00 p.m. - City Council Meeting

FINANCE COMMITTEE MEETING - 12:30 P.M. IN THE DAVID GEBHARD PUBLIC MEETING ROOM, 630 GARDEN STREET (120.03)

1. Subject: December 31, 2013, Investment Report And December 31, 2013, Fiscal Agent Report

Recommendation: That the Finance Committee recommend that Council:

- A. Accept the December 31, 2013, Investment Report; and
- B. Accept the December 31, 2013, Fiscal Agent Report.

(See Council Agenda Item No. 3)

2. Subject: Comprehensive Annual Financial Report (CAFR) For The Fiscal Year Ended June 30, 2013

Recommendation: That the Finance Committee recommend that Council:

- A. Receive a report from staff on the Comprehensive Annual Financial Report for the Fiscal Year ended June 30, 2013; and
- B. Accept the Comprehensive Annual Financial Report for the Fiscal Year ended June 30, 2013.

(See Council Agenda Item No. 16)

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

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CHANGES TO THE AGENDA

PUBLIC COMMENT

CONSENT CALENDAR

CITY COUNCIL

1. Subject: Minutes

Recommendation: That Council waive further reading and approve the minutes of the regular meeting of January 7, and the special meeting of January 10, 2014.

2. Subject: Introduction Of Ordinance For Amendment To Lease Agreement With La Patera Investors, LP, For Property At 80 South La Patera Lane (330.04)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving and Authorizing the Airport Director to Execute a Third Amendment to Lease No. 19,067 Between the City of Santa Barbara and La Patera Investors, LP, a California Limited Partnership, Amending Article XXIII, "Subletting and Assignment," to Allow Encumbrance of the Leasehold by an Approved Mortgagee.

3. Subject: December 31, 2013, Investment Report And December 31, 2013, Fiscal Agent Report (260.02)

Recommendation: That Council:

- A. Accept the December 31, 2013, Investment Report; and
- B. Accept the December 31, 2013, Fiscal Agent Report.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

4. Subject: Agreement For Parking Citation Program Analysis (520.04)

Recommendation: That Council approve and authorize the Chief of Police to execute a Professional Services Agreement with JR Parking Consultants in the amount of \$54,970 for parking citation program analysis, and authorize the Chief of Police to approve expenditures of up to \$2,700 for extra services that may result from necessary changes in the scope of work.

5. Subject: Agreements For Sanitary Sewer Chemical Root Cleaning Services (540.13)

Recommendation: That Council:

- A. Authorize the Public Works Director to execute an agreement with Duke's Root Control in the amount of \$45,111.25 for sanitary sewer chemical root cleaning services, and authorize the Public Works Director to approve expenditures of up to \$4,511 for extra services that may result from necessary changes in the scope of work; and
- B. Authorize the Public Works Director to execute an agreement with Pacific Sewer Maintenance in the amount of \$43,635.46 for sanitary sewer chemical root cleaning services, and authorize the Public Works Director to approve expenditures of up to \$4,363 for extra services that may result from necessary changes in the scope of work.

6. Subject: Sole Source Purchase Order For Skidata, Inc., Parking Revenue Control Equipment (550.08)

Recommendation: That Council find it in the City's best interest to waive the formal bid procedure as authorized by Municipal Code Section 4.52.070(k), and authorize the General Services Manager to issue a purchase order to Sentry Control Systems for Skidata parking revenue control equipment in an amount not to exceed \$230,000.

7. Subject: Parma Park Trust Funds For The Maintenance Of Parma Park (570.05)

Recommendation: That Council increase appropriations by \$76,037 in the Parks and Recreation Department Fiscal Year 2014 Miscellaneous Grants Fund for maintenance of Parma Park.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

8. Subject: Goleta Slough Mouth Biological Assessment Contract (560.04)

Recommendation: That Council:

- A. Approve and authorize the Airport Director to execute a contract with Rincon Consultants, Inc., for biological services associated with the maintenance of the Goleta Slough Mouth in an amount not to exceed \$233,938, and authorize the Airport Director to approve expenditures up to \$23,394 for extra services that may result from necessary changes in the scope of work; and
- B. Increase appropriations by \$257,332 in the Airport Operating Fund from available reserves for the contract and change order authorization.

9. Subject: Atomic Absorption Spectrometer System Purchase Authorization (540.10)

Recommendation: That Council find it in the City's best interest to waive the formal bidding process, as authorized by Municipal Code Section 4.52.070(L), and authorize the City General Services Manager to issue a Purchase Order in the amount of \$40,721 for the purchase of an atomic absorption spectrometer, PinAAcle 900F flame main module controller with WinLab 32 elemental lamps and extended warranty to Perkin Elmer® Health Science, Inc.

10. Subject: Right Of Entry For The Possession And Use Of Real Property, Interim Vacancy Agreement, And Reimbursement Agreement At 13 East Cabrillo Boulevard For The Cabrillo Boulevard Bridge Replacement Project (530.04)

Recommendation: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Acting Public Works Director to Accept and Execute a Right of Entry For The Possession and Use of Certain Real Property Located at 13 (Otherwise Known as 15) East Cabrillo Boulevard (Assessor's Parcel No.: 033-111-012), 21 Helena Avenue (Assessor's Parcel No.: 033-111-004), and 6 State Street (Assessor's Parcel No.: 033-111-011), and Such Other Agreements and Related Documents as May Be Required, all Relating to the Cabrillo Boulevard Bridge Replacement Project; and Consenting to the Recordation of a Memorandum of Right of Entry in the Official Records, County of Santa Barbara; and

(Cont'd)

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

10. (Cont'd)

- B. Authorize the Acting Public Works Director to Execute an Interim Vacancy Agreement, Reimbursement Agreement and Related Documents, subject to approval as to form by the Acting City Attorney, that may be required, regarding certain real property located at 13 (otherwise known as 15) East Cabrillo Boulevard (Assessor's Parcel No.: 033-111-012) and 21 Helena Avenue (Assessor's Parcel No.: 033-111-004), all relating to the Cabrillo Boulevard Bridge Replacement Project.

SUCCESSOR AGENCY

11. Subject: Contract Services And Playground Equipment In The Amount Of \$82,290 For The Bath/Ortega Pocket Park (570.05)

Recommendation: That Council and the Successor Agency:

- A. Authorize the City Administrator and Executive Director to execute a contract between the Successor Agency and the City of Santa Barbara Parks and Recreation Department in the amount of \$27,290 for project design and management services, and approve expenditures of up to \$5,000 for City land development permits; and
- B. Authorize the General Services Manager to restrict competition and issue two purchase orders for a total not-to-exceed amount of \$50,000 to International Play Equipment Manufacturers Association, certified vendors that meet the City's qualifications for playground equipment and fall surfacing.

NOTICES

- 12. The City Clerk has on Thursday, January 23, 2014, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.

This concludes the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

CITY COUNCIL AND SUCCESSOR AGENCY REPORTS

13. Subject: Contract For Construction For The Temporary Relocation Of The 911 Call Center (520.04)

Recommendation: That the City Council and Successor Agency:

- A. Authorize the City Administrator and Executive Director to execute a contract between the Successor Agency and the City of Santa Barbara Public Works Engineering Division in the amount of \$204,480 for project management and inspection services, and approve expenditures of up to \$20,000 for extra services that may result from necessary changes in the scope of work; and
- B. Authorize the City Administrator and Executive Director to execute a contract between the Successor Agency and the City of Santa Barbara Public Works Facilities Division in the amount of \$40,000 for moving services, electrical, radio, telephone, and building support services, and approve expenditures of up to \$4,000 for extra services that may result from necessary changes in the scope of work.

Recommendation: That the Successor Agency:

- A. Award and authorize the Executive Director to execute a contract with Sigma Services, Incorporated, in their low bid amount of \$927,117 for construction of the temporary relocation of the 9-1-1 Call Center, and approve expenditures up to \$92,711 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 of Bid No. 3651;
- B. Authorize the Executive Director to execute a contract with NewTel Consulting, LLC, in the amount of \$585,671 for systems integration services, including planning and installation of communications and information technology systems, and approve expenditures of up to \$87,850 for extra services that may result from necessary changes in the scope of work; and
- C. Authorize the Executive Director to execute a contract with Leach Mounce Architects in the amount of \$66,050 for design support during construction, and approve expenditures of up to \$6,600 for extra services that may result from necessary changes in the scope of work

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

CITY ADMINISTRATOR

14. Subject: Introduction Of Ordinance For The 2013-2016 General Unit Memorandum of Understanding (440.02)

Recommendation: That Council ratify the Memorandum of Understanding between the City and the Santa Barbara City Employees' Association, Local 620, Service Employees' International Union, for the period of October 1, 2013, through September 30, 2016, by introduction and subsequent adoption of, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Adopting the 2013-2016 Memorandum of Understanding Between the City of Santa Barbara and the Santa Barbara City Employees' Association (General Unit) and Providing for Compensation Changes for Confidential Employees.

COMMUNITY DEVELOPMENT DEPARTMENT

15. Subject: Amendments To Quorum Standard For Single Family Design Board (640.03)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Section 22.69.010 of the Santa Barbara Municipal Code Relating to the Conduct of Meetings of the Single Family Design Board.

FINANCE DEPARTMENT

16. Subject: Comprehensive Annual Financial Report (CAFR) For The Fiscal Year Ended June 30, 2013 (250.02)

Recommendation: That Council:

- A. Receive a report from staff on the Comprehensive Annual Financial Report for the Fiscal Year ended June 30, 2013; and
- B. Accept the Comprehensive Annual Financial Report for the Fiscal Year ended June 30, 2013.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

CLOSED SESSIONS

17. Subject: Conference With Labor Negotiator (440.05)

Recommendation: That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to City negotiator Kristy Schmidt, Acting Administrative Services Director, regarding negotiations with the Treatment and Patrol Bargaining Units, Hourly Bargaining Unit, Police Management Association, and regarding salaries and fringe benefits for certain unrepresented management and confidential employees.

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

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

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (d) (1) of section 54956.9 of the Government Code and take appropriate action as needed. Pending litigation considered is: *George C. Kier v. City of Santa Barbara*, WCAB cases ADJ5821044, ADJ8386411, ADJ8475410, and ADJ unassigned.

Scheduling: Duration, 10 minutes; anytime

Report: None anticipated

19. Subject: Conference With Real Property Negotiators (330.03)

Recommendation: That Council hold a closed session pursuant to Government Code Section 54956.8 (Conference with Real Property Negotiators):

Real Property: A portion of the Airport property located at 6100 Hollister Avenue, bounded by Hollister Avenue, Frederick Lopez Road, Francis Botello Road and David Love Place (Parcel 22 of the Airport Specific Plan Map, City Parcel Map No. 20,608) in the City of Santa Barbara.

City Negotiators: Hazel Johns, Acting Airport Director; Paul Casey, Assistant City Administrator; Sarah Knecht, Acting City Attorney.

Negotiating Parties: Direct Relief International: Thomas Tighe, President and CEO; Judy Partch, Director of Human Resources, Administration & Compliance.

Under Negotiation: Instructions to negotiators will concern price and terms of payment of a possible ground lease or property purchase.

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

CLOSED SESSIONS (CONT'D)

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

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (d)(1) of section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is *In re Dana Chase*.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

ADJOURNMENT