



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING July 1, 2008 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the joint meeting of the Council and the Redevelopment Agency to order at 2:00 p.m. (The Finance Committee met at 12:30 p.m. The Ordinance Committee, which ordinarily meets at 12:30 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

Councilmembers present: Iya G. Falcone, Dale Francisco, Roger L. Horton, Grant House, Helene Schneider, Das Williams, Mayor Blum.

Councilmembers absent: None.

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

CEREMONIAL ITEMS

1. Subject: Employee Recognition - Service Awards 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, 2008.

Documents:

July 1, 2008, report from the Administrative Services Director.

Speakers:

Staff: Award Recipients Linda Gunther, Cindy Goodrich, Stefanos Maragopoulos, Noel Rivas and Gilbert Torres; City Administrator James Armstrong.

(Cont'd)

1. (Cont'd)

By consensus, the Council recognized the following employees:

10-Year Pin

Cynthia Garcia, Police
Patrick Henry, Waterfront

20-Year Pin

William Marazita, Police
Rafael Molina, Police

25-Year Pin

Linda Gunther, City Administrator's Office
Cindy Goodrich, Police
Stefanos Maragopoulos, Police
Noel Rivas, Police
Gilbert Torres, Police

30-Year Pin

Sheryl Hone, Police
Gabriel Alcantar, Public Works

PUBLIC COMMENT

Speakers: Richard Rosenwald, Lindsey Wessberg, David Wass, Colin Humason, Floyd Meyer, Bob Hansen, Mr. Pennington, Gert Walter, and Bret Hughes.

CONSENT CALENDAR (Item Nos. 2 - 13)

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

Motion:

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

Vote:

Unanimous roll call vote.

2. Subject: Records Destruction For Parks And Recreation Department (160.06)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Relating to the Destruction of Records Held by the Parks and Recreation Department in the Administration Division and in the Active Adults, Adapted Recreation, Aquatics, Adult Sports, Community Services, Cultural Arts, Facilities and Program Registration, Teen Programs, and Tennis Services Sections of the Recreation Division.

Action: Approved the recommendation; Resolution No. 08-067 (July 1, 2008, report from the Parks and Recreation Director; proposed resolution).

3. Subject: May 2008 Investment Report (260.02)

Recommendation: That Council accept the May 2008 Investment Report.

Action: Approved the recommendation (July 1, 2008, report from the Finance Director).

4. Subject: Statement Of Investment Policy And Delegation Of Investment Authority For Fiscal Year 2009 (260.01)

Recommendation: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting the Investment Policy for the City and Rescinding Resolution No. 07-065; and
- B. Authorize the City Administrator/City Clerk/City Treasurer to invest or reinvest funds, or to sell or exchange securities so purchased for the City of Santa Barbara and the Redevelopment Agency of the City of Santa Barbara for Fiscal Year 2009.

Action: Approved the recommendations; Resolution No. 08-068 (July 1, 2008, report from the Finance Director; proposed resolution).

5. Subject: Community Promotion Contract With Old Spanish Days (180.02)

Recommendation: That Council authorize the Finance Director to execute a \$60,000 Community Promotion contract with Old Spanish Days, from July 1, 2008, to May 31, 2009.

Action: Approved the recommendation; Contract No. 22,850 (July 1, 2008, report from the Finance Director).

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

Recommendation: That Council authorize the Finance Director to execute a \$15,000 Community Promotion contract with the Santa Barbara Symphony, Inc., from July 1, 2008, through September 30, 2008, for the 2008 4th of July concert.

Action: Approved the recommendation; Contract No. 22,851 (July 1, 2008, report from the Finance Director).

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

Recommendation: That Council authorize the Finance Director to execute a Community Promotion contract with Santa Barbara International Film Festival, from July 1, 2008, to June 30, 2009.

Action: Approved the recommendation; Contract No. 22,852 (July 1, 2008, report from the Finance Director).

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

Recommendation: That Council authorize the Finance Director to execute a \$1,515,655 Fiscal Year 2009 Community Promotion contract with the Santa Barbara Conference and Visitors Bureau and Film Commission, from July 1, 2008, through June 30, 2009.

Action: Approved the recommendation; Contract No. 22,853 (July 1, 2008, report from the Finance Director).

9. Subject: Youth Watershed Education Program Contract With Art From Scrap (540.14)

Recommendation: That Council authorize the Parks and Recreation Director to execute a \$46,767.46 12-month professional services contract with Art From Scrap (AFS) for youth and community watershed education programs in Fiscal Year 2009.

Action: Approved the recommendation; Contract No. 22,854 (July 1, 2008, report from the Parks and Recreation Director).

10. Subject: Notice Of Completion For The Alisos Street Access Ramps (530.01)

Recommendation: That Council accept the work completed by United Shotcrete, Inc., Contract No. 22,690, for the Alisos Street Access Ramps Project, Bid No. 3526, located along Alisos Street, in the final contract amount of \$47,757.52, including approved changes, and approve filing of a Notice of Completion.

Action: Approved the recommendation (July 1, 2008, report from the Public Works Director).

11. Subject: Santa Barbara County Green Business Program (630.02)

Recommendation: That Council approve \$10,000 for the Santa Barbara County Green Business Program to certify local businesses for achievement in waste prevention, recycling, energy efficiency, water conservation, water quality, and alternative transportation.

Action: Approved the recommendation (July 1, 2008, report from the City Administrator).

NOTICES

12. The City Clerk has on Thursday, June 26, 2008, 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.
13. Cancellation of the regular City Council meeting of July 8, 2008, due to lack of a quorum.

This concluded the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Roger Horton reported that the Committee met to review the May 2008 Investment Report and the Statement of Investment Policy and Delegation of Investment Authority for Fiscal Year 2009; both of these items were forwarded to and approved by the Council as part of this Agenda's Consent Calendar (Item Nos. 3 and 4, respectively). The Committee also discussed and approved a Staff recommendation for the financing of a new Airport Rental Car Facility; this recommendation will be considered by Council as part of Agenda Item No. 14.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

14. Subject: Contract For The Santa Barbara Airport Consolidated Rental Car Project (560.04)

Recommendation: That Council:

- A. Award the contract with Pat McCarthy Construction, Inc., in their low bid amount of \$6,326,550, for construction of the Santa Barbara Airport Consolidated Rental Car Project, Bid No. 3528, and authorize the Public Works Director to execute said contract and approve expenditures up to \$632,655 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;

(Cont'd)

14. (Cont'd)

- B. Authorize the Public Works Director to execute a contract with Pierce Goodwin Alexander & Linville in the amount of \$570,658, for construction support services, and approve expenditures of up to \$39,946 for extra services that may result from necessary changes in the scope of work;
- C. Authorize the Public Works Director to execute a contract with Earth Systems Pacific in the amount of \$85,732.50, for materials testing and inspection services, and approve expenditures of up to \$6,001.28 for extra services that may result from necessary changes in the scope of work;
- D. Authorize the Public Works Director to execute a contract with AG Mechanical in the amount of \$49,400 for Leadership in Energy and Environmental Design commissioning services, and approve expenditures of up to \$4,940 for extra services that may result from necessary changes in the scope of work; and
- E. Approve the issuance of a \$7.8 million six-month promissory note at a 6.50% interest rate by the Airport Fund and the purchase of the promissory note by the City's investment portfolio in order to provide interim financing for the Airport Consolidated Rental Car Project.

Documents:

July 1, 2008, report from the Public Works Director.

Speakers:

Staff: Principal Engineer Owen Thomas, Finance Director Robert Peirson.

Motion:

Councilmembers Horton/Schneider to approve the recommendations;
Contract Nos. 22,855 - 22,858.

Vote:

Unanimous voice vote.

Councilmember Falcone left the meeting at 2:58 p.m.

15. Subject: Public Hearing To Acquire Easements By Possible Eminent Domain For The Haley/De La Vina Streets Bridge Replacement Project (330.03)

Recommendation: That Council:

- A. Accept the Addendum to the Certified Final Environmental Impact Statement/Environmental Impact Report for the Lower Mission Creek Flood Control Project (State Clearing House SCH No. 1998101061, dated March 10, 2008) prepared by the City's Environmental Analyst for the proposed Haley/De La Vina Streets Bridge Replacement Project; and

(Cont'd)

15. (Cont'd)

- B. Adopt, by reading of title only, Resolutions of Necessity by the Council of the City of Santa Barbara for the Acquisition of Certain Real Property and Permanent and Temporary Easements for Construction of Public Street Improvements, Bridge and All Uses Appurtenant Thereto, in Connection with the Haley/De La Vina Streets Bridge Replacement Project, identified as follows:
1. That Real Property Occupied by a Portion of the Mission Creek Floodway, Fronting the 500 Block of De La Vina Street, Shown Together with Santa Barbara County Assessor's Parcel Number 037-161-032;
 2. Certain Permanent and Temporary Easements Located on the Real Property Commonly Known as 513 and 517 De La Vina Street, Santa Barbara County Assessor's Parcel Number 037-161-032;
 3. Certain Temporary Easements Located on the Real Property Commonly Known as 430 De La Vina Street, Santa Barbara County Assessor's Parcel Number 037-203-021;
 4. Certain Permanent and Temporary Easements Located on the Real Property Commonly Known as 208, 210, and 212 West Haley Street, Santa Barbara County Assessor's Parcel Number 037-161-014.

Documents:

- July 1, 2008, report from the Public Works Director.
- Addendum to Environmental Impact Report for the Haley Street/De La Vina Street Bridge, dated March 10, 2008.
- Proposed Resolutions, as revised.
- June 19, 2008, letter from Todd Amspoker, Attorney representing the owners of property located at 430 De La Vina Street.

The titles of the resolutions were read.

Speakers:

- Staff: Assistant Public Works Director/City Engineer Pat Kelly, City Attorney Stephen Wiley.
- Member of the Public: Property Owner David Flint.

Councilmember Falcone returned to the meeting at 3:05 p.m.

Motion:

Councilmembers Schneider/House to approve the recommendations and adopt Resolution Nos. 08-069 - 08-072, as revised.

Vote:

Unanimous roll call vote.

ADMINISTRATIVE SERVICES DEPARTMENT

16. Subject: Telecommunications Utility User's Tax Ballot Measure (110.03)

Recommendation: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Calling and Giving Notice of the Holding of a Special Municipal Election to be Held in the City on Tuesday, November 4, 2008, for the Submission of a Proposed Ordinance to the Voters in Order to Reduce and Modernize the City's Existing Utility User's Tax Ordinance (Santa Barbara Municipal Code Chapter 4.24) with Respect to Utility Taxes on Telecommunications and Video Services;
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Requesting the Board of Supervisors of the County of Santa Barbara to Consolidate a Special Municipal Election to be Held on November 4, 2008, with the Presidential General Election to be Held on That Date Pursuant to Section 10403 of the Elections Code;
- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Directing the City Attorney to Prepare an Impartial Analysis of the Measure to be Placed on the Ballot for the November 4, 2008, Special Municipal Election of the City of Santa Barbara;
- D. Determine whether the City Council or any individual member(s) of City Council will file an argument regarding the measure and, if so, adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Filing of a Written Argument Regarding a City Measure to be placed on the Ballot for the November 4, 2008, Special Municipal Election; and
- E. Determine if rebuttal arguments will be permitted concerning the Measure and, if so, adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Providing for the Filing of Rebuttal Arguments for City Measures Submitted at Municipal Elections.

Documents:

- July 1, 2008, report from the City Attorney and the Administrative Services Director.
- Proposed Resolutions.
- July 1, 2008, memorandum from the City Attorney and the Administrative Services Director, proposing to revise the text of the ballot statement and suggesting authorization for the Mayor to be a signatory on a written argument in favor of the measure.

The titles of the resolutions were read.

(Cont'd)

16. (Cont'd)

Speakers:

Staff: Finance Director Robert Peirson.

Motion:

Councilmembers Williams/Falcone to approve recommendations A - D, adopt Resolution Nos. 08-073 - 08-076 as revised, and authorize the Mayor to be a signatory on the written argument in favor of the ballot measure.

Vote:

Unanimous roll call vote.

Motion:

Councilmembers Francisco/Mayor Blum to approve recommendation E and adopt Resolution No. 08-077.

Vote:

Unanimous roll call vote.

RECESS

3:38 p.m. - 3:51 p.m.

REDEVELOPMENT AGENCY REPORTS

17. Subject: Police Department Locker Room Upgrade Project And Funding Options (320.01)

Recommendation: That Council and the Redevelopment Agency Board:

- A. Evaluate project options to upgrade the Police Department Locker Room and consider the Finance Committee's recommendation to complete the design of Option C with the Redevelopment Agency Capital Project Contingency funds as the identified source of funding for the project;
- B. Allocate \$343,660 from the Redevelopment Agency Capital Project Contingency Account to fund additional design services; and
- C. Authorize the General Services Manager to increase Design Services Contract No. 22,608 with Paul Poirier and Michael David Architects by \$303,660 to cover the cost of additional scope changes.

Documents:

July 1, 2008, report from the Public Works Director.

(Cont'd)

17. (Cont'd)

Speakers:

Staff: Acting Wastewater System Manager John Schoof, Facilities Manager James Dewey, Assistant Community Development Director/Housing and Redevelopment Manager David Gustafson.

Motion:

Council/Agency members Horton/Falcone to approve the recommendations.

Vote:

Unanimous voice vote.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

18. Subject: Carbon Neutral By 2020 Goal For City Facilities And Fleet (630.02)

Recommendation: That Council consider the recommendation of the Sustainability Council Committee to set a greenhouse gas emissions goal of carbon neutrality by 2020 for City facilities and fleet and, if approved, direct staff to prepare an initial plan to determine the resources and steps necessary to reach a goal of carbon neutrality by 2020.

Documents:

July 1, 2008, report from the City Administrator and the Public Works Director.

Speakers:

- Staff: Assistant to the City Administrator Nina Johnson, Facilities Manager James Dewey, City Administrator James Armstrong.
- Members of the Public: Dave Davis, Community Environmental Council; Jane Brown, Southern California Edison; Ivor John, Community Environmental Council.

Motion:

Councilmembers House/Williams to refer the proposed goal of carbon neutrality by 2020 back to the Sustainability Committee as well as to the Finance Committee for further discussion of an initial action plan and potential costs to fund the program, and direct that this issue be returned to Council in approximately five months.

Vote:

Unanimous voice vote.

MAYOR AND COUNCIL REPORTS

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

Recommendation: That Council:

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

Documents:

- July 1, 2008, report from the Administrative Services Director.
- June 24, 2008, e-mail from Steve Hausz.
- June 30, 2008, letter from Robert Adams.
- June 30, 2008, e-mail from Justin Van Mullem.

Architectural Board of Review, Community Events and Festivals Committee, Housing Authority Commission, Rental Housing Mediation Task Force, Single Family Design Board, Water Commission:

Motion:

Councilmembers Williams/Falcone to make the following appointments:

- 1) Architectural Board of Review: Carol Gross, Licensed Landscape Architect category;
- 2) Community Events and Festivals Committee: Willie Shaw, Public at Large representative;
- 3) Housing Authority Commission: Geoff Green, Public at Large representative;
- 4) Rental Housing Mediation Task Force: Scott Wexler, Landlord category;
- 5) Single Family Design Board: Glen Deisler, Professional Qualifications category; and
- 6) Water Commission: Barry Keller.

Vote:

Unanimous voice vote.

Appointments:

Carol Gross was appointed to the Architectural Board of Review as a member of the Licensed Landscape Architect category for a term expiring December 31, 2009; Willie Shaw was appointed to the Community Events and Festivals Committee as a Public at Large representative for a term expiring December 31, 2011; Geoff Green was appointed to the Housing Authority Commission as a Public at Large representative for a term beginning September 14, 2008, and expiring September 14, 2012; Scott Wexler was appointed to the Rental Housing Mediation Task Force as a member of the Landlord category for a term expiring December 31, 2011;

(Cont'd)

19. (Cont'd)

Architectural Board of Review, Community Events and Festivals Committee, Housing Authority Commission, Rental Housing Mediation Task Force, Single Family Design Board, Water Commission (Cont'd):

Appointments (Cont'd):

Glen Deisler was appointed to the Single Family Design Board as a member of the Professional Qualifications category for a term expiring June 30, 2012; and Barry Keller was appointed to the Water Commission for a term expiring December 31, 2011.

Downtown Parking Committee:

Motion:

Councilmembers House/Horton to appoint Bill Collyer.

Vote:

Unanimous voice vote.

Appointment:

Bill Collyer was appointed for a term expiring December 31, 2011.

Historic Landmarks Commission:

Nominees: Michael Drury, William La Voie.

Vote:

- For Drury: Councilmembers Falcone, House, Williams, Mayor Blum.
- For La Voie: Councilmembers Francisco, Horton, Schneider.

Appointment:

Michael Drury was appointed for a term expiring December 31, 2011.

Housing Authority Commission:

Motion:

Councilmembers Schneider/House to re-appoint Mary Johnston-de León as a member of the Tenant category.

Vote:

Unanimous voice vote.

Appointment:

Mary Johnston-de León was re-appointed as a member of the Tenant category for a term expiring June 30, 2010.

RECESS

5:58 p.m. - 6:26 p.m.

Mayor Blum presiding.

Councilmembers present: Falcone, Francisco, Horton, House, Schneider, Williams, Mayor Blum.

Councilmembers absent: None.

Staff present: City Administrator Armstrong, City Attorney Wiley, Deputy City Clerk Tschech.

PUBLIC COMMENT

Speakers: Patricia Hiles.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

20. Subject: *Plan Santa Barbara* Status Report (650.05)

Recommendation: That Council provide feedback on the *Plan Santa Barbara* process.

Documents:

- July 1, 2008, report from the Community Development Director.
- "Analysis of the City's Long-Term Water Supply," written and submitted by Arve Sjovold.
- "The Central Coast Survey," produced by the University of California at Santa Barbara and dated June 2008, submitted by Steven Amerikaner, representing the Coastal Housing Coalition.
- July 1, 2008, letter from The Sustainability Project.
- July 1, 2008, letter from the California Central Coast Chapter of the U.S. Green Building Council.
- Statement made by Connie Hannah, representing the League of Women Voters of Santa Barbara, Inc.
- Statement made by Mark Bradley, representing the Coalition for Sustainable Transportation (COAST).
- Document entitled "Earth Day 2008: Live Outside the Box" and CD, submitted by Stephen Yates, representing the American Planning Association.

(Cont'd)

20. (Cont'd)

Speakers:

- Staff: Principal Planner John Ledbetter, City Planner Bettie Weiss.
- Planning Commission: Commissioners Bruce Bartlett, John Jostes.
- Members of the Public: Sheila Lodge, Citizens Planning Association; Karen Feeney and Jennifer Downing, The Sustainability Project; Patricia Hiles; Theresa Gorey; Arve Sjovold, Citizens Planning Association; Dave Davis, Community Environmental Council; Gil Barry.

Councilmember Horton left the meeting at 7:22 p.m.

Speakers (Cont'd):

- Members of the Public: Connie Hannah, League of Women Voters of Santa Barbara; Dennis Thompson and David Van Hoy, representing the Mesa neighborhood; John Kelley; Steven Amerikaner, Coastal Housing Coalition; Brian Cearnal; Mark Bradley; Detty Peikert; Christy Schuerch, Coalition for Community Wellness; Joe Andrulaitis, American Institute of Architects; Jayne Brechwald, Coalition for Community Wellness; Paul Hernadi, Citizens Planning Association; Stephen Yates, American Planning Association; Eva Inbar, COAST; Joe Rution; Cathie McCammon; Kellam de Forest; Alex Pujo; April Palencia.

Discussion:

The Council thanked the public who attended for their ideas for the *Plan Santa Barbara* process. All Councilmembers also made their own comments regarding the project to update the General Plan.

ADJOURNMENT

Mayor Blum adjourned the meeting at 9:21 p.m.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER

_____ ATTEST: _____
MARTY BLUM SUSAN TSCHECH, CMC
MAYOR DEPUTY CITY CLERK