

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

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



James L. Armstrong
*City Administrator/
Executive Director*

Stephen P. Wiley
City Attorney/Agency Counsel

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

**JUNE 8, 2010
AGENDA**

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

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

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

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

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

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

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

ORDER OF BUSINESS

- 12:30 p.m. - Ordinance Committee Meeting, Council Chamber
- 2:00 p.m. - City Council Meeting
- 2:00 p.m. - Redevelopment Agency Meeting
- 4:00 p.m. - Interviews for City Advisory Groups (Estimated Time)

ORDINANCE COMMITTEE MEETING - 12:30 P.M. IN THE COUNCIL CHAMBER (120.03)

Subject: Municipal Code Title 17 Amendments

Recommendation: That the Ordinance Committee forward a recommendation to the City Council to approve an ordinance amending Municipal Code Title 17.

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

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CEREMONIAL ITEMS

1. Subject: 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 June 30, 2010.

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 adjourned regular meeting of May 10, 2010, and the special meetings of May 12 and May 13, 2010.

3. Subject: Records Destruction For Administrative Services 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 Administrative Services Department in the City Clerk's Office and Human Resources Division.

CONSENT CALENDAR (CONT'D)

CITY COUNCIL (CONT'D)

4. Subject: Restated And Amended Cooperation Agreement With The City Housing Authority (660.03)

Recommendation: That Council hold a noticed public hearing and adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving the Restated and Amended Cooperation Agreement Between the City and the Housing Authority of the City of Santa Barbara Concerning the Housing Authority's Payment to the City's General Fund of "Payment In Lieu of Taxes" from Certain Housing Authority Rental Projects, and Authorizing the Mayor to Execute Such Agreement.

5. Subject: Contract For Maintenance Program And Inventory Management Process At El Estero Wastewater Treatment Plant (540.13)

Recommendation: That Council authorize the Public Works Director to execute a contract with Linjer, Incorporated (Linjer), in the amount of \$142,000 for the continuation of Phase 3 Maintenance and Inventory Management Process at the El Estero Wastewater Treatment Plant (El Estero); and authorize the Public Works Director to approve expenditures of up to \$14,200 for extra services of Linjer that may result from necessary changes in the scope of work.

6. Subject: Transfer Of Two 15-Passenger Vans To Police Activities League (520.04)

Recommendation: That Council authorize the Parks and Recreation Director and Chief of Police to transfer ownership, insurance, and maintenance responsibilities of two, 15-passenger vans to the Police Activities League (PAL) effective July 1, 2010.

7. Subject: Set A Date For Public Hearing Regarding Appeals Of Parks And Recreation Commission Decision For West Beach Music And Arts Festival

Recommendation: That Council set the date of June 29, 2010, at 4:00 p.m. for hearing the appeals filed by Antonio Romasanta, owner of the Harbor View Inn, and Hilary Kleger, of the Parks and Recreation Commission decision to approve a park permit for the West Beach Music and Arts Festival to be held September 24 - 26, 2010.

CONSENT CALENDAR (CONT'D)

REDEVELOPMENT AGENCY

8. Subject: Adoption Of Resolution To Authorize Use Of Redevelopment Agency Tax Increment Funds For Police Station Renovation Project And Approval Of Contract For Professional Services (700.08)

Recommendation:

- A. That the City Council hold a public hearing and adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving and Adopting the Findings Required by Health and Safety Code Section 33445.1 for Redevelopment Agency Funding of Capital Improvements for the Police Station Renovation Project Located Outside and Not Contiguous to the Central City Redevelopment Project Area, and Authorizing Certain Other Actions; and
- B. That the Redevelopment Agency Board authorize the expenditure of \$151,246 for seismic and structural analysis of the Police Station by Coffman Engineers, building assessment services by Paul Poirier and Associates Architects, and related project management services by Public Works Department staff.

NOTICES

- 9. The City Clerk has on Thursday, June 3, 2010, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.
- 10. The City Council public hearing scheduled for June 8, 2010, at 2:00 p.m. to consider the introduction of an ordinance that would revise the Medical Marijuana Storefront Collective Dispensary Ordinance has been rescheduled to June 15, 2010, at 2:00 p.m.

This concludes the Consent Calendar.

REPORT FROM THE ORDINANCE COMMITTEE

MAYOR AND COUNCIL REPORTS

11. Subject: Interviews For City Advisory Groups (140.05)

Recommendation: That Council:

- A. Hold interviews of applicants to various City Advisory Groups;
- B. Continue interviews of applicants to June 8, 2010; and
- C. Continue interviews of applicants to June 15, 2010.

(Estimated Time: 4:00 p.m.)

(Continued from May 25, 2010, Item No. 15)

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

CLOSED SESSIONS

12. Subject: Conference With Labor Negotiator (440.05)

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

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

ADJOURNMENT

CITY OF SANTA BARBARA

ORDINANCE COMMITTEE MEETING

MEETING AGENDA

DATE: June 8, 2010
TIME: 12:30 p.m.
PLACE: Council Chambers

Bendy White, Chair
Grant House
Frank Hotchkiss

Office of the City
Administrator

Office of the City
Attorney

Lori Pedersen
Administrative Analyst

Stephen P. Wiley
City Attorney

ITEMS FOR CONSIDERATION

Subject: Municipal Code Title 17 Amendments

Recommendation: That the Ordinance Committee forward a recommendation to the City Council to approve an ordinance amending Municipal Code Title 17.



CITY OF SANTA BARBARA

ORDINANCE COMMITTEE AGENDA REPORT

AGENDA DATE: June 8, 2010
TO: Ordinance Committee
FROM: Administrative Division, Waterfront Department
SUBJECT: Municipal Code Title 17 Amendments

RECOMMENDATION:

That the Ordinance Committee forward a recommendation to the City Council to approve an ordinance amending Municipal Code Title 17.

DISCUSSION:

Waterfront Department staff annually reviews Title 17 of the Santa Barbara Municipal Code ("Title 17") to ensure that it accurately and adequately provides a legal framework to implement policies, practices and procedures utilized to fairly, comprehensively and decisively administer Waterfront affairs. Staff recommends amendments to Title 17 it believes are in keeping with these objectives.

Staff has worked with the City Attorney's Office to identify chapters and sections of Title 17 it believes need to be added, deleted, or amended. Attached to this report is a draft ordinance in a "showing changes" format that indicates recommended changes. This report identifies six "issue areas" that constitute substantive proposed amendments to Title 17.

MC 17.18.050 Live-Aboard Permit Termination, Suspension and Revocation

Years ago, the City implemented a tiered system for suspending or revoking live-aboard permits, presumably based on a decision that a permittee's actions or poor behavior warranted either temporary or permanent relinquishment of his/her permit. As this Section appears complex and somewhat vague, staff recommends replacing suspension and revocation clauses with a simple termination clause (with stated causes for termination). Staff also recommends adding an appeal process similar to that afforded slip permittees, including the opportunity for a waiver from the Waterfront Director and a hearing before the Harbor Commission. The proposed language also offers an opportunity for re-issuance of a live-aboard permit after six months, based on the sole discretion of the Waterfront Director.

MC 17.20.005 (J) Waterfront Director Termination of Slip Permits

Title 17 is currently silent on whether (or when) an individual who has had his/her slip permit terminated might again be eligible for a slip permit in Santa Barbara Harbor. Proposed language requires a one-year wait to reapply, with approval of such a request to be made by the Waterfront Director in his or her sole discretion.

MC 17.20.255 (C) (5) Appeal of Mooring Permit Termination

In the interest of consistency, this amendment mirrors current Title 17 slip permit termination appeal language, providing an opportunity for a waiver from the Waterfront Director and a hearing before the Harbor Commission, whose decision on the appeal would be final.

MC 17.28.010 Permit Required—Solicitation or Business Activity

Based on problems encountered with individuals selling merchandise or performing vessel maintenance services in Waterfront parking lots or the East Beach Anchorage, this Chapter extends the requirement to obtain a Business Activity Permit (BAP) for all commercial activity to the Harbor District.

MC 17.28.020 Permission Required—Advertising

This Section currently defines what types of signs, advertisements and circulars are permissible in the Waterfront. Proposed amendments clarify that appropriate permits must be obtained in accordance with Chapter 22.70 of the Municipal Code. The proposed amendment also deletes language requiring approval by the Waterfront Director for the posting of announcements on the Waterfront bulletin boards.

CONCLUSION:

Staff believes adoption of the proposed Title 17 amendments will help clarify the Municipal Code in ways consistent with its intent and with the fair and comprehensive administration of Waterfront affairs. At its May 20th meeting, the Harbor Commission unanimously supported the draft changes. Pending a favorable recommendation from the Ordinance Committee, staff will present the draft Ordinance for City Council review.

ATTACHMENT: Draft Ordinance, Showing Changes

PREPARED BY: Mick Kronman, Harbor Operations Manager

SUBMITTED BY: John N. Bridley, Waterfront Director

APPROVED BY: City Administrator's Office

ORDINANCE COMMITTEE DRAFT
JUNE 8, 2010
SHOWING CHANGES FROM EXISTING CODE

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AMENDING TITLE 17 SECTIONS 17.18.050, 17.20.005 I AND L, 17.20.255, 17.28.010, 17.28.020, AND 17.28.070 OF THE SANTA BARBARA MUNICIPAL CODE PERTAINING TO OPERATIONS AT THE WATERFRONT.

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

SECTION ONE. Section 17.18.050, Subsection 17.20.005 I and L, Section 17.20.255, Section 17.28.010, Section 17.28.020, Section 17.28.070 of Title 17 of the Santa Barbara Municipal Code are amended to read as follows:

17.18.050 Termination of Live-Aboard Permit.

~~Termination, Suspension and Revocation.~~

A. TERMINATION. A live-aboard permittee may terminate his or her ~~Live-~~
~~aAboard~~ permit upon thirty (30) days prior written notice of termination to the Waterfront Department.

B. TERMINATION BY WATERFRONT DIRECTOR. The Waterfront Director may terminate a Live-Aboard permit upon thirty (30) days prior written notice of termination to the Live-Aboard permittee for any of the following reasons:

1. Failure to Maintain Berthed Vessel in Operable Condition. The failure of a Live-Aboard permittee to continuously maintain a vessel berthed in a Slip in an Operable condition as required by Section 17.20.005 L herein.

2. Failure of Live-Aboard Permittee to Comply with Waterfront Department Rules and Regulations. The failure of a Live-Aboard permittee or Live-Aboard permittee's "other occupant," guest or visitor to comply with all applicable local, state and federal laws and all waterfront Department Rules and Regulations.

C. ISSUANCE OF LIVE-ABOARD PERMIT AFTER TERMINATION.

A Live-Aboard permittee whose Live-Aboard permit is terminated as provided herein may not apply for a another Live-Aboard permit until six months after the date upon which the Live-Aboard permit is terminated. The Waterfront Director shall have the sole discretion to decide whether to issue another Live-Aboard permit or not. The Waterfront Director's decision shall be final.

SUSPENSION:

~~1. Grounds. The Waterfront Director may suspend a live-aboard permit in the event that there is reasonable cause to believe that any of the following circumstances exist:~~

~~a. The live-aboard permittee knowingly made any false, misleading or fraudulent statement of a material fact in an application for the permit or in any report or record required to be filed pursuant to this Chapter.~~

~~b. The live-aboard permittee violated any provision of this Chapter, the regulations adopted pursuant hereto, or any ordinance relating to live-aboard activity.~~

~~2. Procedure. Upon determining that grounds for suspension of a permit exist, the Waterfront Director shall give written notice of intent to suspend (including the specific grounds therefore) to the live-aboard permittee or, if the live-aboard permittee cannot be located with reasonable effort, to any person aboard the vessel, including, if applicable, the "Other Occupants," or by written notice by mailing~~

~~such notice to the address of the live-aboard permittee on file in the Harbormaster's Office. The suspension shall be effective fifteen (15) days following the giving of such notice, during which period the Waterfront Director shall allow the live-aboard permittee an opportunity (either in the form of a meeting with the Waterfront Director or the Director's designee or in writing, at the live-aboard permittee's option) to challenge the grounds for suspension and present evidence on his/her behalf. The Waterfront Director shall consider any such evidence and shall either rescind the notice of intent to suspend or impose the suspension on or before the effective date of the suspension.~~

~~C. REVOCATION.~~

~~1. Grounds. The Waterfront Director is authorized to revoke a live-aboard permit upon either of the following grounds:~~

~~a. If grounds for suspension exist pursuant to Subsection B.1 of this Section, and the live-aboard permit has been suspended on two or more prior occasions since the date of its issuance.~~

~~b. The revocation is necessary for the immediate preservation of the public peace, health or safety.~~

~~2. Procedure. Upon determining that grounds for revocation of a live-aboard permit exist, the Waterfront Director shall give written notice of intent to revoke (including the grounds therefore) to the permittee or, if the permittee cannot be located with reasonable effort, shall give such notice to any person aboard the vessel, or give notice by mailing to the address of the permittee on file in the Harbormaster's Office. The revocation shall be effective fifteen (15) days following the giving of such notice, during which period the Waterfront Director shall give the permittee an opportunity to challenge the grounds for revocation and present evidence on his/her behalf. The Waterfront Director shall consider any such evidence and shall either rescind the notice~~

~~of intent or impose the revocation on or before the aforesaid fifteenth day.~~

CD. APPEAL. If A decision by the Waterfront Director terminates a Live-Aboard permit, the Live-Aboard permittee may request a waiver of the termination from the Waterfront Director. To request a waiver of the termination, the Live-Aboard permittee shall file a written waiver request setting forth the grounds upon which the waiver is requested with the Waterfront Director within ten (10) days of the date that the Live-Aboard permit is terminated. If the Waterfront Director denies the waiver, the Live-Aboard permittee may appeal the Waterfront Director's decision to the Harbor Commission. The appeal shall be filed in writing with the City Clerk within ten (10) days of the date of the Waterfront Director's decision. The Harbor Commission's decision on the appeal shall be final. If no waiver request is filed, the Live-Aboard permittee may appeal the Waterfront Director's decision to terminate the Live-Aboard permit to the Harbor Commission. The Live-Aboard permittee shall file a written appeal setting forth the grounds upon which the appeal is based with the City Clerk within ten (10) of the date of the Live-Aboard permit termination.

~~live-aboard permit pursuant to this Section shall be appealable to the Board of Harbor Commissioners. Any such appeal must be filed in writing with the Waterfront Director within three (3) days of the date of suspension or revocation. The suspension or revocation shall be stayed while the appeal is pending, unless it is determined by the Waterfront Director that immediate cessation of overnight occupancy of the vessel is necessary for the immediate preservation of the public peace, health or safety. The appeal shall be filed in writing and shall specify all of the grounds for the appeal. The Board of Harbor Commissioners shall provide the permittee an opportunity to present evidence on his/her behalf and to challenge the determination of the Waterfront Director. Formal rules of evidence~~

~~or procedure need not be followed. The decision of the Harbor Commission on the appeal shall be final and conclusive. If the appeal is denied, suspension or revocation shall become effective three (3) days following the Board of Harbor Commissioners' decision. (Ord. 5420, 2007; Ord. 5273, 2003; Ord. 4757, 1992; Ord. 4387, 1986.)~~

17.20.005 Slip Assignment Policy.

I. WATERFRONT DIRECTOR TERMINATION OF SLIP PERMITS

The Waterfront Director may terminate a Slip Permit upon thirty days prior written notice of termination (except for the longer notice period provided in subsection 2 herein) to the slip permittee for any of the following reasons:

1. Late Payment of Monthly Slip Fees. Monthly Slip Fees are due and payable on the first day of the month with or without receipt of billing, and monthly Slip Fees are delinquent after the fifteenth day of the month. After the fifteenth day of the month, a late charge, in an amount established by resolution of the City Council, will be assessed and added to the Slip Fees which are delinquent. Failure to pay monthly Slip Fees, together with all accumulated late charges, may result in termination of the Slip Permit. Termination of a Slip Permit due to late payment of Slip Fees may also result in termination of a live-aboard permit that may have been issued to a slip permittee of the terminated Slip Permit.

2. Death of a Sole Slip Permittee. A Slip Permit shall terminate sixty (60) days after the date of death of a slip permittee under circumstances where the slip permittee has no surviving spouse, registered domestic partner or Slip Permit partners at the time of death.

3. Failure to Meet Requirements for Commercial Fishing Earnings. Failure of a person with a specially designated Commercial Fishing Slip Permit issued in accordance with Section 17.20.005.B herein to meet the requirements for commercial fishing earnings, as such earnings requirement is established by resolution of the City Council, may result in termination of the Commercial Fishing Slip Permit.

4. Failure to Maintain Berthed Vessel in Operable Condition. Failure of a slip permittee to continuously maintain a vessel berthed in a Slip in an Operable condition as required by Section 17.20.005.L herein may result in termination of the Slip Permit.

5. Failure of Slip Permittee to Comply With Waterfront Department Rules and Regulations. A slip permittee's or slip permittee's guest, visitor or invitee's failure to comply with all applicable local, state and federal laws and all Waterfront Department Rules and Regulations may result in termination of the Slip Permit.

J. APPEAL.

If the Waterfront Director terminates a Slip Permit, the slip permittee may request a waiver of the termination from the Waterfront Director. To request a waiver, the slip permittee must file a written waiver request setting forth the grounds upon which the waiver is requested with the Waterfront Director within ten (10) days of the date that the Slip Permit is terminated. If the Waterfront Director denies the waiver, the slip permittee may appeal the Waterfront Director's decision to the Harbor Commission. The appeal shall be filed in writing with the City Clerk within ten (10) days of the date of the Waterfront Director's decision. The Harbor Commission's decision on the appeal shall be final. If no waiver request is filed, the slip permittee may appeal the Waterfront

Director's decision to terminate the Slip Permit to the Harbor Commission. The slip permittee must file a written appeal setting forth the grounds upon which the appeal is based with the City Clerk within ten (10) days of the date that the Slip Permit is terminated. The Harbor Commission's decision on the appeal shall be final.

K. VESSELS IN THE HARBOR MUST BE OPERABLE.

1. Vessels Assigned to a Slip Permit Must be Maintained as Operable Vessels. Vessels assigned to a Slip Permit must be continuously maintained in an Operable condition. If, at any time, based upon the appearance of the vessel, inspection by the Waterfront Director, or other facts, the Waterfront Director determines that a vessel is not Operable, the Waterfront Director shall give notice to the slip permittee requiring the slip permittee to demonstrate that the vessel is Operable within fifteen (15) days of the date of the notice. If the slip permittee does not demonstrate Operability of the vessel within the fifteen (15) day period, the Slip Permit may be terminated and the vessel shall be removed from the Harbor.

a. Exception - Vessels Not Operable. Vessels that had assigned slips in the Santa Barbara Harbor on September 9, 1980, and which, on that date, were not Operable, shall be exempt from the operation of this section until transfer of the Slip Permit, after which time the Operability is required.

2. Vessels in the Harbor Must be Operable. Vessels in the Harbor must be continuously maintained as Operable Vessels. It shall be unlawful to berth a vessel in the Harbor that is not Operable.

L. ISSUANCE OF SLIP PERMIT AFTER TERMINATION. A slip permittee whose Slip Permit is terminated as provided herein may not apply for another Slip Permit until one-year after the date upon which the Slip Permit is terminated. The

Waterfront Director shall have the sole discretion to decide whether to issue another Slip Permit or not. The Waterfront Director's decision shall be final.

17.20.255 Santa Barbara Mooring Area.

A. MOORING OF VESSELS IN THE HARBOR DISTRICT.

1. Unlawful Mooring in Harbor District. It is unlawful to place, erect, construct or maintain a Mooring in any area of the Harbor District without a current and valid Mooring Permit issued by the Waterfront Director or without the express permission of the Waterfront Director.

2. Unlawful Anchoring in Santa Barbara Mooring Area. It is unlawful for any person having charge of a vessel to Anchor a vessel in the Santa Barbara Mooring Area without express permission of the Waterfront Director.

B. MOORED VESSELS MUST BE OPERABLE.

1. Unlawful to Moor Inoperable Vessels. It shall be unlawful to Moor a vessel in the Santa Barbara Mooring Area that is not Operable.

2. Moored Vessels Must be Maintained as Operable Vessels. Vessels assigned to a Mooring Site in the Santa Barbara Mooring Area must be continuously maintained in an Operable condition. If, at any time, based upon the appearance of the vessel, inspection by the Waterfront Director, or other facts, the Waterfront Director determines that a vessel is not Operable, the Waterfront Director shall give notice to the Mooring Permittee requiring the Mooring Permittee to demonstrate that the vessel is Operable within fifteen (15) days of the date of the notice. If the Mooring Permittee does not demonstrate Operability of the vessel within the fifteen (15) day period, the Mooring Permit shall be terminated and the Mooring and

vessel shall be removed from the Santa Barbara Mooring Area as required in the Mooring Permit Rules and Regulations. Vessels issued Special Activity Mooring Permits may be exempt from this provision, based on a determination of exemption by the Waterfront Director.

C. SANTA BARBARA MOORING AREA USE AND REGULATIONS.

1. Use of Mooring Sites. The Santa Barbara Mooring Area is divided into separate designated Mooring Sites. Mooring Sites shall be used only for the Mooring of Operable vessels and Dinghies by vessel owners who have been issued a Mooring Permit by the Waterfront Director. Mooring Sites shall not be used for commercial purposes without the express permission of the Waterfront Director. Mooring Permittees shall at all times use the Mooring Site in compliance with the Mooring Permit, Minimum Ground Tackle Specifications, this Chapter, and all local, state and federal rules. Failure to comply with all rules and regulations shall be cause for termination of a Mooring Permit.

2. Mooring Permit Administration.

a. Mooring Permits may be issued by the Waterfront Director in accordance with the Procedures for Conducting Lotteries for the Assignment and Issuance of Mooring Permits and the Mooring Permit Rules and Regulations adopted by Resolution of the City Council of the City of Santa Barbara.

b. Special Activity Mooring Permits may be issued by the Waterfront Director.

c. Mooring Permit, Term. A Mooring Permit shall be issued for a period of one year and may be renewed annually thereafter by the Waterfront Director.

d. A Mooring Permittee Shall Hold no More than One Permit.

No person shall at any time be issued or hold more than one Mooring Permit.

e. Slip Permittees Not Eligible for Mooring Permits. Slip Permittees in Santa Barbara Harbor are not eligible for assignment of Mooring Permits in the Santa Barbara Mooring Area, and Mooring Permittees in Santa Barbara Mooring Area are not eligible for Slip Permits in Santa Barbara Harbor either through assignment or transfer, unless one of the permits is relinquished prior to issuance of the other permit.

f. Transfer of Permit. Mooring Permits are not transferable or inheritable.

g. Rental of Mooring Sites Prohibited. It shall be unlawful for any person issued a Mooring Permit to rent or lease (whether or not for compensation paid or other value), sublease or loan a Mooring Site to any other person or entity.

3. Termination of Mooring Permit. Mooring Permits may be terminated either by the Waterfront Director or the Mooring Permittee as provided in the Mooring Permit Rules and Regulations. Upon termination of the Mooring Permit, the vessel and Mooring shall be removed from the Santa Barbara Mooring Area in accordance with the Mooring Permit Rules and Regulations.

4. Failure to Timely Remove a Vessel or Mooring from the Santa Barbara Mooring Area. If the Mooring is not removed within the time provided for such removal in the Mooring Permit Rules and Regulations, title to the Mooring shall vest in the City. The City may, thereafter, remove and sell or dispose of the Mooring and recover the removal, storage or disposal costs from the Mooring Permittee. If the Mooring Permittee fails to pay such cost, the Waterfront Director may collect such costs in any court of competent jurisdiction or may recover any costs from the proceeds of

sale of the Mooring. Vessels not removed from the Mooring Site within the time provided in the Mooring Permit Rules and Regulations shall be impounded by the City and subject to storage fees, disposal or lien sale proceedings as provided by law.

5. Appeal of Mooring Permit Termination. If the Waterfront Director terminates a Mooring Permit, the mooring permittee may request a waiver of the termination from the Waterfront Director. To request a waiver, the mooring permittee must file a written request setting forth the grounds upon which the waiver is requested with the Waterfront Director within ten (10) days of the date of termination under Section D 1 or D 2 of the Rules and Regulations of Mooring Permits. If the Waterfront Director denies the waiver, the Mooring permittee may appeal the Waterfront Director's decision to the Harbor Commission. The appeal shall be filed in writing with the City Clerk within ten (10) days of the date of the Waterfront Director's decision on the waiver. The Harbor Commission's decision on the appeal shall be final. If no waiver request is filed, the mooring permittee may appeal the termination to the Harbor Commission. The mooring permittee shall file a written appeal setting forth the grounds upon which the appeal is based with the City Clerk within ten (10) days of the date of termination under Section D 1 or D 2 of the Rules and Regulations of Mooring. ~~A Mooring Permittee may appeal a Mooring Permit termination to the Harbor Commission, whose decision shall be final. Any appeal must be submitted in writing stating the grounds for appeal and filed with the City Clerk's Office within ten (10) days of the date of notification of Mooring Permit termination.~~

D. MOORING INSTALLATION REQUIREMENTS AND ANNUAL INSPECTION.

1. Mooring Installation. If offered a Mooring Permit, an individual shall place a Mooring and vessel in the Mooring Site designated in the Mooring Permit within ninety (90) days of acceptance of the Mooring Permit offer. The Mooring placement shall be made in accordance with the Minimum Ground Tackle Specifications by a City-Approved Mooring Inspector. If the Mooring and vessel are not timely placed in the Mooring Site, or if the Mooring is not approved as required by the Mooring Permit Rules and Regulations, no Mooring Permit shall be issued.

2. Mooring Position. Any vessel moored in a Mooring Site within the City of Santa Barbara Mooring Area shall be firmly secured to a Mooring in such a manner as to prevent the vessel from drifting, dragging or otherwise moving off the Mooring Site. If the Waterfront Director determines that the migration of a vessel off the Mooring Site may cause an immediate threat or danger to life, property or the environment, the Waterfront Director may take action deemed necessary to abate such hazard. Any costs incurred by such abatement shall be borne by the Mooring Permittee.

3. Mooring Inspections. Moorings shall be inspected by a City-Approved Mooring Inspector upon installation at the Mooring Site and annually thereafter on each anniversary date of the issuance of the Mooring Permit (or more frequently at the Permittee's option or as deemed necessary by the Waterfront Director) to determine compliance with Minimum Ground Tackle Specifications. The installation and inspection shall be performed in accordance with the Mooring Permit Rules and Regulations by a City-Approved Mooring Inspector at the Mooring Permittee's sole cost and expense.

17.28.010 Permit Required - ~~Solicitation or~~ Business Activity.

Except as expressly authorized in writing by the Waterfront Director or his or her designee, no person shall engage in any business or commercial activity of any kind whatsoever in the Harbor District without first having applied for and obtained the appropriate license, lease or permit.~~It is unlawful for any person, other than a Harbor lessee or sub-lessee or his employee, to peddle or solicit in any public area within the Harbor, or upon the waters of the Harbor, or to engage in any business or commercial activity or service, without first receiving a permit from the Waterfront Director, and without complying with all applicable ordinances of the City. Notwithstanding the provisions of this section, an individual boat owner occupying a slip in the Harbor shall not be required to obtain a permit for selling his own boat occupying the slip. (Ord. 4757, 1992; Ord. 3517 §2(part), 1972.)~~

17.28.020 Permission Required - Advertising.

It shall be unlawful to erect, repair, alter, relocate or maintain any post, distribute or display signs, commercial advertisements or circulars within the Harbor District, or to direct or authorize another person to do so, except pursuant to a sign permit obtained in accordance with Chapter 22.70 of the Santa Barbara Municipal Code unless the sign is specifically exempted from the permit requirements as provided in Chapter 22.70.~~It is unlawful for any person to post, distribute or display signs, commercial advertisements or circulars in any public area within the Harbor or on the waters of the Harbor, without first receiving permission from the Waterfront Director and without complying with all applicable ordinances of the City. Notwithstanding the provisions of this section, an individual boat owner occupying a slip in the Harbor shall not be required to obtain a permit to display a~~

The requirements of this Chapter shall not apply to a "For Sale" sign displayed on a vessel occupying a slip ~~his own boat~~ by the owner of the vessel, a ~~occupying said slip.~~ ~~Also allowed, at the discretion of the Waterfront Director, are~~ sign, s and an announcement, or a flyer ~~s of non-profit making organizations of Harbor boat owners and flyers and advertisements~~ posted on a bulletin boards provided on a Marina gates.
(Ord. 4757, 1992; Ord. 3517 §2(part), 1972.)

17.28.070 Appeal ~~to Board of Harbor Commissioners.~~

If the Waterfront Director denies or revokes a Business Activity Permit, the permittee may request a waiver of the denial or revocation from the Waterfront Director. To request a waiver, the permittee must file a written waiver request setting forth the grounds upon which the waiver is requested with the Waterfront Director within ten (10) days of the date that the permit is denied or revoked. If the Waterfront Director denies the waiver, the permittee may appeal the Waterfront Director's decision to the Harbor Commission. The appeal shall be filed in writing with the City Clerk within ten (10) days of the date of the Waterfront Director's decision. The Harbor Commission's decision on the appeal shall be final. If no waiver request is filed, the permittee may appeal the Waterfront Director's decision to deny or revoke the permit to the Harbor Commission. The permittee shall file a written appeal setting forth the grounds upon which the appeal is based with the City Clerk within ten (10) days of the date that the permit is denied or revoked. The Harbor Commission's decision on the appeal shall be final. ~~A decision of the Waterfront Director granting, denying or revoking a Business Activity Permit, may be appealed to the Board of Harbor Commissioners. A written notice of appeal shall be filed within seven (7) days with the City Clerk, stating grounds for appeal, after the date~~

~~of the Waterfront Director's decision. The appeal shall be placed on the Harbor Commissioners next, or earliest possible meeting. The appellant shall be given written notice of the time and place of the meeting at which his appeal will be considered. The decision of the Board of Harbor Commissioners shall be final. (Ord. 4757, 1992; Ord. 3517 §2(part), 197~~



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 8, 2010

TO: Mayor and Councilmembers

FROM: City Administrator's Office

SUBJECT: Employee Recognition – Service Award Pins

RECOMMENDATION:

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

DISCUSSION:

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

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

ATTACHMENT(S): June 2010 Service Awards

SUBMITTED BY: Marcelo A. López, Administrative Services Director

APPROVED BY: City Administrator's Office

JUNE 2010 SERVICE AWARDS
June 8, 2010 Council Meeting

5 YEARS

Linda Sumansky, Supervising Engineer, Public Works
Brian Reed, Airport Maintenance Worker II, Airport

10 YEARS

Randy Fritz, Street Tree Supervisor, Parks and Recreation

20 YEARS

Jesse Oliver, Police Records Specialist, Police
Todd Heldoorn, Wastewater Treatment Superintendent, Public Works
Donald Dwyer, Maintenance Supervisor II, Waterfront

30 YEARS

Jose Calvillo, Maintenance Worker II, Public Works



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

ADJOURNED REGULAR MEETING May 10, 2010 825 DE LA VINA STREET

CALL TO ORDER

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

ROLL CALL

Councilmembers present: Frank Hotchkiss, Michael Self, Das Williams, Mayor Schneider.

Councilmembers absent: Dale Francisco, Grant House, Bendy White.

Staff present: Assistant City Administrator/Community Development Director Paul Casey, City Attorney Stephen P. Wiley.

SITE VISIT

Subject: 825 De La Vina Street

Recommendation: That Council make a site visit to the property located at 825 De La Vina Street, which is the subject of an appeal hearing set for May 11, 2010, at 2:00 p.m.

Discussion:

Staff used the plans for the mixed use development proposed for this site to show and describe building and parking locations, setbacks, and landscaping. Councilmembers walked to the rear of the site to observe conditions and setbacks.

ADJOURNMENT

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

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

HELENE SCHNEIDER
MAYOR

ATTEST:

SUSAN TSCHECH, CMC
DEPUTY CITY CLERK



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

SPECIAL MEETING May 12, 2010 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Helene Schneider called the meeting to order at 1:32 p.m.

PLEDGE OF ALLEGIANCE

Mayor Schneider.

ROLL CALL

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

Councilmembers absent: Dale Francisco.

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

PUBLIC COMMENT

No one wished to speak.

NOTICES

The City Clerk has on Thursday, May 6, 2010, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

FINANCE DEPARTMENT

Subject: Fiscal Year 2011 Recommended Operating And Capital Budget (230.05)

Recommendation: That Council hear presentations from the Airport and Waterfront Departments, as well as the Finance Department Solid Waste Fund, on their recommended Fiscal Year 2011 budgets.

Documents:

- May 12, 2010, report from the Interim Finance Director.
- PowerPoint presentations for budgets of the Solid Waste Fund, Airport Department, and Waterfront Department, prepared and made by Staff.

Public Comment Opened:

1:33 p.m.

Speakers:

Staff: Interim Finance Director Robert Samario, Acting Solid Waste Manager Kristy Schmidt, Environmental Services Supervisor Stephen MacIntosh, City Administrator James Armstrong.

Discussion:

Acting Solid Waste Manager Kristy Schmidt presented the Solid Waste Fund's proposed budget for Fiscal Year 2011. The presentation included details of special projects, an explanation of a use of reserves that will be required, descriptions of key projects and initiatives, and a proposed rate increase.

Councilmember Williams left the meeting at 2:55 p.m.

Speakers (Cont'd):

Staff: Airport Director Karen Ramsdell, Assistant Airport Director Hazel Johns, Airport Operations Manager Tracy Lincoln.

Discussion (Cont'd):

In making its presentation of the Airport Department's recommended budget for Fiscal Year 2011, Staff described the department's organization and its programs, capital projects (including the reconstruction of the Airport Terminal currently underway), and performance objectives.

Recess: 3:22 p.m. - 3:29 p.m. Councilmember House was absent when the Council reconvened; he returned at 3:43 p.m.

(Cont'd)

Subject: Fiscal Year 2011 Recommended Operating And Capital Budget (Cont'd)

Speakers (Cont'd):

Staff: Waterfront Director John Bridley, Waterfront Business Manager Scott Riedman, Waterfront Facilities Manager Karl Treiberg.

Discussion (Cont'd):

Waterfront Staff summarized the department's proposed revenues and expenditures for Fiscal Year 2011. Included in the presentation were budget challenges, recommended fee increases, the department's capital improvement program (including the Marina 1 Replacement Project), and reserve balances.

By consensus, the public hearing was continued to May 13, 2010, at 6:00 p.m.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 4:15 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

HELENE SCHNEIDER
MAYOR

ATTEST:

SUSAN TSCHECH, CMC
DEPUTY CITY CLERK



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

SPECIAL MEETING May 13, 2010 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Helene Schneider called the meeting to order at 6:00 p.m.

PLEDGE OF ALLEGIANCE

Mayor Schneider.

ROLL CALL

Councilmembers present: Frank Hotchkiss, Grant House, Michael Self, Bendy White, Mayor Schneider.

Councilmembers absent: Dale Francisco, Das Williams.

Staff present: City Administrator James L. Armstrong, City Attorney Stephen P. Wiley.

PUBLIC COMMENT

No one wished to speak.

NOTICES

The City Clerk has on Thursday, May 6, 2010, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

FINANCE DEPARTMENT

Subject: Fiscal Year 2011 Recommended Operating And Capital Budget (230.05)

Recommendation: That Council hear presentations from the Police Department on their recommended Fiscal Year 2011 budget.

(Cont'd)

Subject: Fiscal Year 2011 Recommended Operating And Capital Budget (Cont'd)

Documents:

- May 13, 2010, report from the Interim Finance Director.
- May 13, 2010, PowerPoint presentation prepared and made by Staff.
- May 13, 2010, written comments from John Burk.

Public Comment Opened:

6:01 p.m.

Speakers:

- Staff: Police Chief Camerino Sanchez, Deputy Police Chief Frank Mannix, Police Captain Alex Altavilla, Police Captain Armando Martel.
- Members of the Public: Chuck Rose, Sobering Center; Gerald Anderson; Marcus James; Cricket Wood, Monroe Elementary School Parent Teachers Association; Eva Inbar; John Richards, Alcohol & Drug Problems Advisory Board; Bonnie Raisin; Sandra Millikin; Paula Perotte, California State Parent Teachers Association; Robert Burke; Jeff Dodson; David Singh; Jim N.

Councilmember Williams entered the meeting at 6:10 p.m.

Discussion:

Staff presented the proposed budget for the Police Department, including an overview of the Department, General Fund expenditures and revenues, and recommended budget adjustments. Additional possible budget adjustments, not included in the proposed budget, and key performance objectives were also presented. The Council made comments and their questions were answered by Staff.

By consensus, the public hearing was continued to May 27, 2010, at 6:00 p.m.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 9:10 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

HELENE SCHNEIDER
MAYOR

ATTEST: _____
BRENDA ALCAZAR, CMC
DEPUTY CITY CLERK



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 8, 2010

TO: Mayor and Councilmembers

FROM: City Clerk's Office, Administrative Services Department

SUBJECT: Records Destruction For Administrative Services Department

RECOMMENDATION:

That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Relating to the Destruction of Records Held by the Administrative Services Department in the City Clerk's Office and Human Resources Division.

DISCUSSION:

The City Council adopted Resolution No. 09-098 on December 15, 2009, approving the City of Santa Barbara Records Management Policies and Procedures Manual. The Manual contains the records retention and disposition schedules for all City departments. The schedules are a comprehensive listing of records created or maintained by the City, the length of time each record should be retained, and the legal retention authority. If no legal retention authority is cited, the retention period is based on standard records management practice.

Pursuant to the Manual, the Administrative Services Director submitted a request for records destruction to the City Clerk Services Manager to obtain written consent from the City Attorney. The City Clerk Services Manager agreed that the list of records proposed for destruction conformed to the retention and disposition schedules. The City Attorney has consented in writing to the destruction of the proposed records.

The Administrative Services Director requests the City Council to approve the destruction of the Administrative Services Department records in the City Clerk's Office and Human Resources Division listed on Exhibit A of the resolution without retaining a copy.

SUSTAINABILITY IMPACT:

Under the City's Sustainable Santa Barbara Program, one of the City's goals is to increase recycling efforts and divert waste from landfills. The Citywide Records Management Program outlines that records approved for destruction be recycled, reducing paper waste.

Council Agenda Report
Records Destruction For Administrative Services Department
June 8, 2010
Page 2

PREPARED BY: Cynthia M. Rodriguez, City Clerk Services Manager

SUBMITTED BY: Marcelo López, Assistant City Administrator - Administrative Services

APPROVED BY: City Administrator's Office

RESOLUTION NO.

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA RELATING TO THE DESTRUCTION OF RECORDS HELD BY THE ADMINISTRATIVE SERVICES DEPARTMENT IN THE CITY CLERK'S OFFICE AND HUMAN RESOURCES DIVISION

WHEREAS, the City Council adopted Resolution No. 09-098 on December 15, 2009, approving the City of Santa Barbara Records Management Policies and Procedures Manual;

WHEREAS, the City of Santa Barbara Records Management Policies and Procedures Manual contains the records retention and disposition schedules for all City departments. The records retention and disposition schedules are a comprehensive listing of records created or maintained by the City, the length of time each record should be retained, and the legal retention authority. If no legal retention authority is cited, the retention period is based on standard records management practice;

WHEREAS, Government Code section 34090 provides that, with the approval of the City Council and the written consent of the City Attorney, the head of a City department may destroy certain city records, documents, instruments, books or papers under the Department Head's charge, without making a copy, if the records are no longer needed;

WHEREAS, the Administrative Services Director submitted a request for the destruction of records held by the Administrative Services Department to the City Clerk Services Manager to obtain written consent from the City Attorney. A list of the records, documents, instruments, books or papers proposed for destruction is attached hereto as Exhibit A and shall hereafter be referred to collectively as the "Records";

WHEREAS, the Records do not include any records affecting title to real property or liens upon real property, court records, records required to be kept by statute, records less than two years old, video or audio recordings that are evidence in any claim or pending litigation, or the minutes, ordinances or resolutions of the City Council or any City board or commission;

WHEREAS, the City Clerk Services Manager agrees that the proposed destruction conforms to the City's retention and disposition schedules;

WHEREAS, the City Attorney consents to the destruction of the Records; and

WHEREAS, the City Council of the City of Santa Barbara finds and determines that the Records are no longer required and may be destroyed.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SANTA BARBARA that the Administrative Services Director, or his designated representative, is authorized and directed to destroy the Records without retaining a copy.

ADMINISTRATIVE SERVICES DEPARTMENT

CITY CLERK'S OFFICE

| <u>Records Series</u> | <u>Date(s)</u> |
|--|----------------|
| Advisory Group Member Information | 1995 – 2007 |
| Contracts, Agreements and Leases | 1960 – 1962 |
| Election Ballots, Assessment Districts | 2006 |
| Election Records | |
| November 3, 2009, General Municipal Election | 2009 |
| Campaign Statements | 1998 – 2002 |
| Staff Working Papers | 1998 – 2004 |
| Statements of Economic Interests | 2002 |

HUMAN RESOURCES DIVISION

| <u>Records Series</u> | <u>Date(s)</u> |
|--|---------------------|
| Closed Eligibility and Examination Files (“Abolished Files”) | Prior to April 2008 |
| Employment Eligibility Forms (I-9) | Prior to April 2007 |



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 8, 2010

TO: Mayor and Councilmembers

FROM: Community Development Department

SUBJECT: Restated And Amended Cooperation Agreement With The City Housing Authority

RECOMMENDATION:

That Council hold a noticed public hearing and adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving the Restated and Amended Cooperation Agreement Between the City and the Housing Authority of the City of Santa Barbara Concerning the Housing Authority's Payment to the City's General Fund of "Payment In Lieu of Taxes" from Certain Housing Authority Rental Projects, and Authorizing the Mayor to Execute Such Agreement.

DISCUSSION:

Background

Under the constitution and statutes of the State of California, a Housing Authority shall pay no property taxes or processing fees to any taxing entity on projects funded by HUD (the U.S. Department of Housing and Urban Development). The City may not, therefore, impose any taxes, special assessments or fees on such projects. In 1969, the City entered into a "Cooperation Agreement" with the Housing Authority in which the City agreed to provide all City services such as fire and police protection and to waive processing fees at no cost to all Housing Authority projects funded by HUD. Such a Cooperation Agreement between the City and the Housing Authority was required by HUD as a pre-condition to HUD's financing of Housing Authority projects.

In order to recoup some of the local entities costs, the State Health and Safety Code allows housing authorities and local entities to enter cooperation agreements that allow the Housing Authority to make a Payment In-Lieu of Taxes to the City (PILOT). In the early years it was standard practice for the Housing Authority to make such payments to the City annually. In 1986 the Housing Authority was facing budget shortfalls, and the City agreed to make the payments optional at the discretion of the Housing Authority. No payments have been made to the City since 1986.

Resumption of Payments

The Housing Authority recently informed the City that it is again in a position to make payments of PILOT to the City. In order to begin making payments, however, the Housing Authority has requested some minor revisions to the Cooperation Agreement to conform the agreement to State law. These changes are reflected in the proposed Amended and Restated Cooperation Agreement.

The estimated total amount of the PILOT funds that may be received by the City for the Housing Authority's fiscal year ending March 31, 2011, is approximately \$57,000.

The Housing Authority's recent offer to resume PILOT payments is due to two factors. First, they recognize that the City could make good use of some additional revenue to its General Fund. Second, a change in HUD accounting rules has led to increased availability of funding from HUD toward the PILOT payments. The funds would be paid to the City in a lump-sum sometime after the March 31, 2011 close of the Housing Authority's current fiscal year and prior to June 30, 2011.

BUDGET/FINANCIAL INFORMATION:

This action will increase the City's Fiscal Year 2011 revenues to its General Fund by approximately \$57,000. Staff will include this item as a proposed adjustment to the Fiscal Year 2011 Recommended Budget, which was presented to the Finance Committee on May 25, 2010, separately for their consideration along with other proposed adjustments.

ATTACHED:

1. Request Letter from the City Housing Authority
2. Restated and Amended Cooperation Agreement

PREPARED BY: Brian Bosse, Housing and Redevelopment Manager/SF

SUBMITTED BY: Paul Casey, Assistant City Administrator

APPROVED BY: City Administrator's Office



HOUSING

AUTHORITY OF THE
CITY OF SANTA BARBARA808 Laguna Street / Santa Barbara
California / 93101Tel (805) 965-1071
Fax (805) 564-7041

May 7, 2010

James L. Armstrong, City Administrator
City of Santa Barbara
City Hall, De La Guerra Plaza
Santa Barbara, CA 93101

RE: HOUSING AUTHORITY'S COOPERATION AGREEMENT WITH CITY

Dear Jim:

Pursuant to our recent email exchanges and telephone conversations, I am pleased to transmit herewith for City Council consideration a "Restated and Amended Cooperation Agreement" between the Housing Authority and the City. It was approved by the Housing Authority Commission on May 5, 2010.

As I explained previously, the Housing Authority, owing to changes in HUD's accounting procedures, is now eligible to receive HUD "operating subsidy" for our HUD Assisted Public Housing program. We currently have 494 units in that program that we own. These are older units where HUD paid almost 100% of their development cost. One of the line items under operating subsidy we can now apply for and receive some level of funding for is what is termed PILOT—Payment In Lieu of Taxes.

In revising the subject Cooperation Agreement, we have adjusted language so that it is clear that any PILOT monies we receive from HUD in the form of operating subsidy goes strictly to the City for its General Fund. We estimate this amount to be approximately \$57,000 for our FYE 3-31-11.

If you could have the City Council approve the Restated and Amended Cooperation Agreement by resolution (this is a HUD requirement) at your earliest convenience, I will then transmit the fully executed agreement to HUD for approval. While it is not a huge sum of money, we suspect any amount of General Fund revenue in these trying times would be welcomed.

HOUSING AUTHORITY OF THE
CITY OF SANTA BARBARA

ROBERT G. PEARSON
Executive Director/CEO

cc: Sarah Knecht, City Attorney's Office

RESTATED AND AMENDED
COOPERATION AGREEMENT

THIS RESTATED AND AMENDED COOPERATION AGREEMENT ("Agreement") is entered into this ____ day of _____, 2010, by and between the HOUSING AUTHORITY OF THE CITY OF SANTA BARBARA (herein called the "Local Authority"), and the CITY OF SANTA BARBARA, a municipal corporation, (herein called "Municipality"); witnesseth:

In consideration of the mutual covenants hereinafter set forth, the parties hereto do agree as follows:

1. Whenever used in this agreement.

(a) The Term "Project" shall mean any low-rent housing hereafter developed as an entity by the Local Authority with financial assistance of the United States of America acting through the Secretary of Housing and Urban Development (herein called the "Government") and located within the corporate limits of the Municipality, excluding, however, any low-rent housing project covered by any contract for loans, grants, and/or annual contributions entered into between the Local Authority and the Government, or its predecessor agencies, prior to October 28, 1969, the date of the original cooperation agreement between the parties.

(b) The term "Taxing Body" shall mean the State or any political subdivision or taxing unit thereof in which a Project is situated and which would have authority to assess or levy real or personal property taxes or to certify such taxes to a taxing body or public officer to be levied for its use and benefit with respect to a Project if it were not exempt from taxation.

(c) The term "Shelter Rent" shall mean the total of all charges to all tenants of the Project for dwelling rents and non-dwelling rents (excluding all other income of such Project), less the cost to the Local Authority of all dwelling and non-dwelling utilities.

(d) The term "Slum" shall mean any area where dwellings predominate which, by reason of dilapidation, over-crowding, faulty arrangement or design, lack of ventilation, light or sanitation facilities, or any combination of these factors, are detrimental to safety, health or morals.

2. The Local Authority shall endeavor (a) to secure a contract or contracts with the Government for loans, grants, and/or annual contributions covering one or more Projects comprising approximately nine hundred (900) units of low-rent housing, and (b) to develop and administer such Project or Projects. The obligations of the parties hereto shall apply to each such Project.

3. (a) Under the Constitution and statutes of the State of California, all Projects are exempt from all real and personal property taxes and special assessments levied or imposed by any Taxing Body. With respect to any Project, so long as either (i) such Project is owned by a public body or governmental

agency and is used for low-rent housing purposes, or (ii) any contract between the Local Authority and the Government for Loans or annual contributions, or both, in connection with such Project remains in force and effect, or (iii) any bonds issued in connection with such Project or any monies due to the Government in connection with such Project remain unpaid, whichever period is the longest, the Municipality agrees that it will not levy or impose any real or personal property taxes or special assessments upon such Project or Local Authority with respect thereto. During such period the Local Authority may make annual payments (herein called "Payments in Lieu of Taxes") in lieu of such taxes and special assessments and in payment for the public services and facilities furnished from time to time without other cost or charge for or with respect to such Project.

b) Each such annual Payment in Lieu of Taxes shall be made after the end of the fiscal year established for such Project, and shall be in an amount not to exceed either (i) ten percent (10%) of the Shelter Rent actually collected by the Local Authority in respect to such Project during such fiscal year; (ii) the amount permitted to be paid by applicable State law in effect on the date such payment is made; or (iii) that amount received by the Local Authority from the Government as operating subsidy under the Public Housing Operating Fund or any successor program, whichever amount is lower. In no event shall any payment be in excess of the amount of real property taxes which would have been paid for such year if the Project were not exempt from taxation.

c) Upon failure of the Local Authority to make any Payment in Lieu of Taxes, no lien against any Project or assets of the Local Authority shall attach, nor shall any interest or penalties accrue or attach on account thereof.

4. The Municipality agrees that, subsequent to the date of initiation (as defined in the United States Housing Act of 1937) of each Project and within five (5) years after completion thereof, or such further period as may be approved by the Government, there has been or will be eliminated, as certified by the Municipality, by demolition, condemnation, effective closing or compulsory repair or improvement, of unsafe or unsanitary dwelling units situated in the locality or metropolitan area in which such Project is located, substantially equal in number to the number of newly constructed dwelling units provided by such Project; provided, that where more than one family is living in an unsafe or unsanitary dwelling unit, the elimination of such unit shall count as the elimination of units equal to the number of families accommodated therein; and provided further, that this Paragraph 4 shall not apply in the case of (i) any Project developed on the site of a Slum cleared subsequent to July 15, 1949, and that the dwelling units eliminated by the clearance of the site of such Project shall not be counted as elimination for any other Project or any other low-rent housing project, or (ii) any Project located in a rural non-farm or Indian area.

5. During the period commencing with the date of the acquisition of any part of the site or sites of any Project and continuing so long as either (i) such Project is owned by a public body or governmental agency and is used for low-rent housing purposes, or (ii) any contract between the Local Authority and the Government for loans or annual contributions, or both, in connection with such Project remains in force and effect, or (iii) any bonds issued in connection with such Project or any monies due to

the Government in connection with such Project remain unpaid, whichever period is the longest, the Municipality without cost or charge to the Local Authority or the tenants of such Project (other than the Payments in Lieu of Taxes) shall:

(a) Furnish or cause to be furnished to the Local Authority and the tenants of such Project public services and facilities of the same character and to the same extent as are furnished from time to time without cost or charge to other dwellings and inhabitants in the Municipality;

(b) Vacate such streets, roads and alleys within the area of such Project as may be necessary in the development thereof, and convey without charge to the Local Authority such interest as the Municipality may have in such vacated areas; and, insofar as it is lawfully able to do so without cost or expense to the Local Authority or to the Municipality, cause to be removed from such vacated areas, insofar as it may be necessary, all public or private utility lines and equipment;

(c) Insofar as the Municipality may lawfully do so, (i) grant such deviations from the Building Code of the Municipality as are reasonable and necessary to promote economy and efficiency in the development and administration of such Project, and at the same time safeguard health and safety, and (ii) make such changes in any zoning of the site and surrounding territory of such Project as are reasonable and necessary for the development and protection of such Project and the surrounding territory;

(d) Accept grants of easements necessary for the development of such Project; and

(e) Cooperate with the Local Authority by such other lawful action or ways as the Municipality and the Local Authority may find necessary in connection with the development and administration of such Project.

6. In respect to any Project the Municipality further agrees that within a reasonable time after receipt of a written request therefore from the Local Authority:

(a) It will accept the dedication of all interior streets, roads, alleys and adjacent sidewalks within the area of such Project, together all storm and sanitary sewer mains in such dedicated areas, after the Local Authority, at its own expense, has completed the grading, improvement, paving and installation thereof in accordance with specifications acceptable to the Municipality;

(b) It will accept necessary dedications of land for, and will grade, improve, pave and provide sidewalks for, all streets bounding such Project or necessary to provide adequate access thereto (in consideration whereof the Local Authority shall pay to the Municipality such amount as would be assessed against the Project site for such work if such site were privately owned); and

(c) It will provide, or cause to be provided, water mains and storm and sanitary sewer mains leading to such Project and serving the bounding streets thereof (in consideration whereof

the Local Authority shall pay to the Municipality such amount as would be assessed against the Project site for such work if such site were privately owned).

7. If by reason of the Municipality's failure or refusal to furnish or cause to be furnished any public services or facilities which it has agreed hereunder to furnish or to cause to be furnished to the Local Authority or to the tenants of any Project, the Local Authority incurs any expense to obtain such services or facilities then the Local Authority may deduct the amount of such expense from any Payments in Lieu of Taxes due or to become due to the Municipality in respect to any Project or any other low-rent housing projects owned or operated by the Local Authority.

8. This Agreement constitutes the only agreement between the Municipality and the Local Authority with respect to the subject matter hereof, any other agreements are void and of no effect from and after the date hereof.

9. No member of the governing body of the Municipality or any other public official of the Municipality who exercises any responsibilities or functions with respect to any Project during his or her tenure or for one year thereafter shall have any interest, direct or indirect, in any Project or any property included or planned to be included in any Project, or any contracts in connection with such Projects or property. If any such governing body member or such other public official of the Municipality involuntarily acquires or had acquired prior to the beginning of his or her tenure any such interest the member shall immediately disclose such interest to the Local Authority.

10. So long as any contract between the Local Authority and the Government for grants, loans, (including preliminary loans) and/or annual contributions in connection with any Project remains in force and effect, or so long as any bonds issued in connection with any Project remain unpaid, this agreement shall not be abrogated, changed or modified without the consent of the Government. The privileges and obligations of the Municipality hereunder shall remain in full force and effect with respect to each Project so long as the beneficial title to such Project is held by the Local Authority or by any other public body or governmental agency, including the Government, authorized by law to engage in the development or administration of low-rent housing projects. If at any time the beneficial title to, or possession of, any Project is held by such other public body or governmental agency, including the Government, the provisions hereof shall inure to the benefit of and may be enforced by, such other public body or governmental agency, including the Government.

IN WITNESS WHEREOF, the Municipality and the Local Authority have respectively signed this Agreement and caused their seals to be affixed and attested as of the day and year first above written.

CITY OF SANTA BARBARA
A Municipal Corporation

By _____
Helene Schneider, Mayor

ATTEST:

By _____
James Armstrong
City Administrator/City Clerk

Approved as to form:

By _____
Stephen Wiley
City Attorney

HOUSING AUTHORITY OF THE
CITY OF SANTA BARBARA

By *Barbara B. Allen*
Barbara B. Allen, Chair

ATTEST:
Robert G. Pearson
Robert G. Pearson, Secretary

Approved as to form:

By *Mark S. Manion*
Mark S. Manion
Housing Authority General Counsel

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA APPROVING THE RESTATED AND AMENDED COOPERATION AGREEMENT BETWEEN THE CITY AND THE HOUSING AUTHORITY OF THE CITY OF SANTA BARBARA CONCERNING THE HOUSING AUTHORITY'S PAYMENT TO THE CITY'S GENERAL FUND OF "PAYMENT IN LIEU OF TAXES" FROM CERTAIN HOUSING AUTHORITY RENTAL PROJECTS, AND AUTHORIZING THE MAYOR TO EXECUTE SUCH AGREEMENT

WHEREAS, it is the policy of this locality to eliminate substandard and other inadequate housing, to prevent the spread of slums and blight, and to realize as soon as feasible the goal of a decent home in a suitable living environment for all its citizens;

WHEREAS, under the provisions of the United States Housing Act of 1937, as amended, (herein called the "Act"), the Department of Housing and Urban Development (herein called "HUD") is authorized to provide financial assistance to local public housing agencies (hereinafter called "Local Authority") for undertaking and carrying out the development and operation of low-income housing projects that will assist in meeting this goal;

WHEREAS, Section 34313 of the California Health and Safety Code, as amended, provides that no low-rent housing project shall be developed, constructed, or owned by the Local Authority until the governing body of the locality has by resolution approved such projects;

WHEREAS, pursuant to Section 5(e)(2) of the Act, as amended, before HUD can provide financial assistance to a local low-income housing project, it is necessary that the local governing body enter into a Cooperation Agreement with the Local Authority providing for local cooperation in connection with such housing project;

WHEREAS, pursuant to Section 34515 of the California Health and Safety Code express authority is given for local governing bodies to enter into agreements with housing authorities providing for local cooperation with respect to low-income housing projects;

WHEREAS, the City of Santa Barbara ("City") and the Housing Authority of the City of Santa Barbara ("City Housing Authority") did in fact enter into a Cooperation Agreement on October 28, 1969, and subsequently amended the Agreement on July 1, 1986, for the development of 600 units of low-income housing, and amended the Agreement again on June 6, 1989 for the development of an additional 300 units of low-income housing as authorized by the voters of the City of Santa Barbara in the special municipal election held on November 4, 1980;

WHEREAS, in the Cooperation Agreement the City has agreed to provide all City services such as fire and police protection at no cost to all Housing Authority projects funded by HUD;

WHEREAS, the Cooperation Agreement allows the Housing Authority to make a Payment In-Lieu of Taxes to the City in order for the City to recoup some of the City's costs in providing City services to Housing Authority projects funded by HUD, and the Housing Authority wishes to make such payments;

WHEREAS, the City and the City Housing Authority wish to amend the Cooperation Agreement to conform the Cooperation Agreement to State law regarding the payment and receipt of Payment In-Lieu of Taxes funds, and these amendments are reflected in the proposed Restated and Amended Cooperation Agreement attached hereto;

WHEREAS, the notices for a public hearing regarding the Restated and Amended Cooperation Agreement have been published pursuant to Government Code 6066 and there has been made available at least three copies of the proposed Restated and Amended Cooperation Agreement for inspection by interested persons prior to the public hearing; and

WHEREAS, the City Council has held a public hearing starting at the hour of 2:00 P.M. on the 8th of June, 2010, giving all interested persons an opportunity to be heard as to whether the proposed Restated and Amended Cooperation Agreement in the form attached hereto should be entered into, which hearing has been concluded with all matters in connection therewith having been fully considered by this body.

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

SECTION 1. The City Council of the City of Santa Barbara does hereby approve receiving Payment In-Lieu of Taxes to the City as provided for in the Restated and Amended Cooperation Agreement.

SECTION 2. The City, after having held a public hearing and giving all interested persons an opportunity to be heard, hereby agrees to enter into the Restated and Amended Cooperation Agreement in substantially the form attached hereto with the City Housing Authority.

SECTION 3. The Mayor of the City of Santa Barbara is hereby authorized and directed to execute such Restated and Amended Cooperation Agreement in the name and on behalf of the City of Santa Barbara and the City Administrator/City Clerk is hereby authorized and directed to affix or impress the official seal of this governing body thereon and to attest the same.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 8, 2010

TO: Mayor and Councilmembers

FROM: Water Resources Division, Public Works Department

SUBJECT: Contract For Maintenance Program And Inventory Management Process At El Estero Wastewater Treatment Plant

RECOMMENDATION:

That Council authorize the Public Works Director to execute a contract with Linjer, Incorporated (Linjer), in the amount of \$142,000 for the continuation of Phase 3 Maintenance and Inventory Management Process at the El Estero Wastewater Treatment Plant (El Estero); and authorize the Public Works Director to approve expenditures of up to \$14,200 for extra services of Linjer that may result from necessary changes in the scope of work.

DISCUSSION:

El Estero processes approximately 8.5 million gallons of wastewater each day. Originally constructed in 1952, a majority of the current infrastructure was constructed in 1978 to meet 1972 Clean Water Act requirements. While many capital improvement projects have been made to El Estero in its past 58 years of operation, El Estero requires continual maintenance and refurbishment due to the nature of its operations. El Estero staff has developed an asset management system to ensure that these important activities are performed in an effective manner. A key component of this successful development has been the utilization of consultant services provided by Linjer. Linjer has a strong background in wastewater treatment plant asset management principles and related implementation services.

On July 12, 2005, Council first awarded a contract to Linjer after staff received and ranked two proposals for asset management implementation at El Estero. Since this time, Linjer continually has provided professional services to El Estero staff through subsequent contract phases that were approved by Council on December 5, 2006 and on September 23, 2008. This contract work has included initial asset system gap analysis reporting, asset identification and documentation, development of a maintenance work order system and prioritized scheduling of capital improvement projects' construction. Recent contract work has focused on development of an inventory management system to maintain critical parts for El Estero assets.

The proposed continuation of Linjer contract work leverages upon the past several years of asset management development work completed at El Estero. This work effort focuses on the completion of inventory management system development, work process analysis, and Computerized Maintenance Management System reporting functions. The consultants work will be completed over a twelve month period for a contract cost of \$142,000. Staff also is recommending that Council authorize \$14,200 for extra services that may result from unanticipated changes in the scope of work, for a total contract amount of \$156,200.

At its meeting on May 10, 2010, the Board of Water Commissioners voted 5-0-0 to support staff's recommendation to execute this contract.

BUDGET/FINANCIAL INFORMATION:

This project was anticipated and there are adequate appropriated funds in the Wastewater Capital Fund for this work.

PREPARED BY: Christopher J. Toth, Wastewater System Manager/CJT/es

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 8, 2010

TO: Mayor and Councilmembers

FROM: Recreation Division, Parks and Recreation Department
Community Services Division, Police Department

SUBJECT: Transfer Of Two 15-Passenger Vans To Police Activities League

RECOMMENDATION:

That Council authorize the Parks and Recreation Director and Chief of Police to transfer ownership, insurance, and maintenance responsibilities of two, 15-passenger vans to the Police Activities League (PAL) effective July 1, 2010.

DISCUSSION:

The City has been the recipient of two grant-funded 15-passenger vans for use by our collaborative partner, the Police Activities League (PAL). In June 2000, funded through a Juvenile Justice & Delinquency Prevention Federal Grant, the Police Department received \$31,745 in funds for the purchase of a 15-passenger van to support transportation needs for PAL programs. The "big blue" PAL van (#2104) in use today is part of the Police Department fleet.

In July 2001, the Patricia A. Brown Charitable Trust provided \$25,000 in grant funds to purchase a 15-passenger van for the daily transportation of PAL Campership Alliance scholarship recipients during summer and afterschool program participants during the school year. This white van (#2121) is currently part of the Parks and Recreation Department's six van fleet. Both vans are used solely by PAL, but funds for maintenance, operation, insurance, and fuel have been provided by the General Fund through the respective Departments.

BUDGET/FINANCIAL INFORMATION:

Transferring ownership of the van from the Parks and Recreation Department to PAL will save \$6,624 in annual vehicle maintenance and replacement costs. The Parks and Recreation Proposed Fiscal Year 2011 Budget includes this expenditure reduction.

Transferring ownership of the van from the Police Department PAL will save \$4,000 in annual vehicle maintenance and replacement costs, and approximately \$2,200 in fuel.

The Police Department's Proposed Fiscal Year 2011 Budget includes these expenditure reductions.

Staff recommends that ownership of both vans be transferred to the PAL beginning July 1 2010, providing approximately \$12,824 in savings to the General Fund in Fiscal Year 2011

PREPARED BY: Sarah Hanna, Recreation Programs Manager
Frank Mannix, Deputy Police Chief

SUBMITTED BY: Nancy L. Rapp, Parks and Recreation Director
Camerino Sanchez, Chief of Police

APPROVED BY: City Administrator's Office



Agenda Item No. _____

File Code No. 700.08

CITY OF SANTA BARBARA

JOINT COUNCIL AND REDEVELOPMENT AGENCY AGENDA REPORT

AGENDA DATE: June 8, 2010

TO: Mayor and Councilmembers
Chairperson and Boardmembers

FROM: Housing and Redevelopment Division, Community Development
Department
Administration Division, Police Department
Engineering Division, Public Works Department

SUBJECT: Adoption Of Resolution To Authorize Use Of Redevelopment Agency
Tax Increment Funds For Police Station Renovation Project And
Approval Of Contract For Professional Services

RECOMMENDATION:

- A. That the City Council hold a public hearing and adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving and Adopting the Findings Required by Health and Safety Code Section 33445.1 for Redevelopment Agency Funding of Capital Improvements for the Police Station Renovation Project Located Outside and Not Contiguous to the Central City Redevelopment Project Area, and Authorizing Certain Other Actions; and
- B. That the Redevelopment Agency Board authorize the expenditure of \$151,246 for seismic and structural analysis of the Police Station by Coffman Engineers, building assessment services by Paul Poirier and Associates Architects, and related project management services by Public Works Department staff.

DISCUSSION:

On May 18, 2010, the City Council heard a staff presentation regarding the history of the Police Station building, the recent renovation project background and financing options, and the need for a seismic and structural analysis, building assessment and project management services. Action by the Council and Redevelopment Agency was postponed in order for staff to comply with the public hearing publication requirements as well as to prepare and distribute a summary report concerning the use of tax increment funding for the project. The appropriate publication has now been provided and the report prepared and made available as requirement by the California Community Redevelopment Law (Health and Safety Code Section 33679).

Over the past two years, staff has been working on an evolving project that began as the Police Station Men's Locker Room Upgrade Project. During the course of a preliminary structural review, questions arose regarding the need to perform an in-depth modeling of the structure to determine deficiencies, seismic retrofit requirements, and their associated costs. Staff conducted a Request for Proposal and found that Coffman most closely met the City's requirements to perform the analysis. Poirier was chosen to provide a building assessment to summarize the condition of key elements of the building.

Constructed in 1959, the Police Station operates using the original Heating, Ventilation, and Air Condition (HVAC), electrical, and plumbing equipment that was installed in the 1950's. Improvements have been limited due to the 24-hours-per-day operation. In 2006 however, the main lobby was remodeled to improve security.

In 2007, Council directed staff to improve the men's locker room and approved a preliminary design contract for \$148,158 with Paul Poirier and Associates Architects. A close examination of the facility spurred by the design contract revealed that the HVAC and electrical systems were inefficient and beyond their useful life expectancy.

In July 2008, Council directed staff to expand the project scope to address the locker and exercise room upgrades and also install an emergency generator and new HVAC system. Staff returned to Council in December 2008 with a refined project scope and a total project cost estimate of \$8 million. Council approved the scope and increased cost.

In early 2009, it was recognized that temporary relocation of the Police Department operations would be necessary. This offered an opportunity to consider assessment of the entire structure. In June 2009, the preliminary seismic evaluation report identified structural deficiencies and noted that the building did not meet the California Building Code's Seismic Performance Standards for Police Facilities. Additional concern has been raised about the whole of the building meeting minimum "Life Safety" seismic performance standards. Based on those concerns, staff is requesting approval to further investigate the condition of the structure and costs associated for the renovation.

Joint Council And Redevelopment Agency Agenda Report
Adoption Of Resolution To Authorize Use Of Redevelopment Agency Tax Increment
Funds For Police Station Renovation Project And Approval Of Contract For Professional
Services

June 8, 2010

Page 3

FUNDING:

The following summarizes the estimated cost of seismic analysis and building
assessment:

ESTIMATED TOTAL COST

| | |
|--|------------------|
| Seismic Analysis (by Contract by Coffman) | \$99,446 |
| Coffman Extra Services | \$10,000 |
| Building Assessment (by Contract with Poirier) | \$19,800 |
| Poirier Extra Services | \$2,000 |
| Project Management (by City Staff) | \$20,000 |
| TOTAL COST | \$151,246 |

With approximately \$7.4 million in the Agency's Police Station Renovation project
account, there are sufficient appropriated funds to cover the costs related to the seismic
and structural analysis of the Police Station by Coffman Engineers, the building
assessment services by Paul Poirier and Associates Architects, and the related project
management services by Public Works Department staff

HEALTH AND SAFETY CODE SECTION 33445.1 FINDINGS:

Health and Safety Code Section 33445.1 provides that a redevelopment agency, with
the consent of the legislative body, may pay for the installation and construction of
public improvements on property located outside and not contiguous to a
redevelopment project area, but within the community, if the legislative body (City
Council), after taking comments from the public, makes certain findings of fact. The
proposed findings of fact are set forth in detail in the resolution recommended for
adoption by the City Council.

PREPARED BY: Brian Bosse, Housing and Redevelopment Manager\ma

SUBMITTED BY: Paul Casey, Community Development Director/Assistant City
Administrator
Cam Sanchez, Police Chief
Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office

RESOLUTION NO. ____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA APPROVING AND ADOPTING THE FINDINGS REQUIRED BY HEALTH AND SAFETY CODE SECTION 33445.1 FOR REDEVELOPMENT AGENCY FUNDING OF CAPITAL IMPROVEMENTS FOR THE POLICE STATION RENOVATION PROJECT LOCATED OUTSIDE AND NOT CONTIGUOUS TO THE CENTRAL CITY REDEVELOPMENT PROJECT AREA AND AUTHORIZING CERTAIN OTHER ACTIONS

WHEREAS, the Redevelopment Agency of the City of Santa Barbara is undertaking certain activities for the planning and execution of redevelopment projects in the Central City Redevelopment Project Area (“CCRP”);

WHEREAS, In order to meet the public safety needs of the residents, visitors and commercial activities occurring within the CCRP, the ageing and inadequate Police Station must be renovated;

WHEREAS, The Police Station is located outside and is not contiguous to the CCRP;

WHEREAS, Notice of the time and place for the public hearing held by the City Council to consider public comment regarding the use of tax increment for the Public Station Renovation project located outside of the CCRP was duly made and published in accordance with Health and Safety Code Section 33679;

WHEREAS, A summary report concerning the use of tax increment to fund the Police Station Renovation project was prepared and distributed according to the requirements of Health and Safety Code Section 33679; and

WHEREAS, A Redevelopment Agency may, with the consent of the City Council, pay all or part of the cost of the installation and construction of the Police Station Renovation that is publicly owned and is located outside and not contiguous to the CCRP, but is located within the City of Santa Barbara, if the City Council holds a duly noticed public hearing and makes the findings set forth below.

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

SECTION 1. The Police Station Renovation is of primary benefit to the CCRP because the Police Station, located one-half of a block from the CCRP, provides all of the public safety services to the CCPR and most have the capacity to efficiently provide those services. The existing Police Station is ageing and inadequate to serve the public safety needs of the residents, visitors and businesses located within the CCRP. The CCRP has recently been impacted by an increase in youth violence. The Police Station must be renovated in order to efficiently address the increased public safety needs of the residents, visitors and businesses located within the CCRP.

SECTION 2. The Police Station Renovation will help eliminate blight within the CCRP by ensuring that adequate and efficient public safety is continually provided within the CCRP. Increasing the safety and security of residents, visitors and businesses within the CCRP will generate increased pedestrian, commercial and visitor activity within the CCRP which will lead to increased investment and the elimination of blight and the conditions that lead to blight in the CCRP..

SECTION 3. No other reasonable means of financing the Police Station Renovation is available to the community. Funds from general obligation bonds, revenue bonds, special assessment bonds are Mello-Roos Community Facilities Act bonds, are not available and the issuance of new debt by the City to finance the Police Station Renovation is not a feasible. The City, along with the state of California and federal government, is facing an economic crisis of historic proportions and is, therefore, unable to devote declining General Fund revenues to fund public improvements. Taxpayers, also suffering from record unemployment levels and increases to living costs, are unable and unwilling to increase taxes, even to finance necessary public safety improvements.

SECTION 4. The payment of funds for the Police Station Renovation is consistent with the Agency's 2010-2014 Implementation Plan adopted pursuant to Section 33490 which provides as follows:

“Police Department Building Renovations: Seismic and structural upgrades of the police station headquarters at 215 E. Figueroa Street. Interior remodeling would upgrade the locker and exercise rooms, install an emergency generator and new heating, ventilation and air conditioning (HVAC) and electrical system. This project will eliminate blight that begins with the degradation of infrastructure and will prevent blight by providing safe and well-maintained support facilities for emergency response within the Project Area.”

SECTION 5. The Police Station Renovation is provided for in the Agency's Redevelopment Plan. The Redevelopment Plan provides as follows:

“Section 415 Public Improvements: The Agency is authorized to cause, provide, or undertake, or to make provision with any person or public entity for the installation or construction of such public improvements and public utilities including placing said utilities underground either within or without the Project Area as are necessary to carry out this Plan. Such public improvements include, but are not limited to, streets, curbs, gutters, sidewalks, street lights, sewers, storm drains, traffic signals, street trees, electrical distribution systems, communications systems, natural gas distribution systems, water distribution systems, fire hydrants, parks and playgrounds and public buildings.”

The Redevelopment Plan specifically authorizes the Agency to provide for or undertake with any public entity for the installation or construction of public buildings outside the boundaries of the CCRP.

SECTION 6. The City Council has held a duly noticed public hearing and considered all public testimony regarding the use of tax increment to fund the Police Station Renovation project.

SECTION 7. The City Council authorizes the Public Works Director to execute a Professional Services contract with Coffman Engineers for engineering services in the amount of \$99,446 for Police Station seismic and structural analysis and to approve expenditures of up to \$10,000 for extra services that may result from necessary changes in the scope of work.

SECTION 8. The City Council further authorizes the General Services Manager to issue a Purchase Order to Paul Poirier and Associates Architects for building assessment services in the amount of \$19,800 and approve expenditures of up to \$2,000 for extra services that may result from necessary changes in the scope of work.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: May 25, 2010

TO: Mayor and Councilmembers

FROM: City Clerk's Office, Administrative Services Department

SUBJECT: Interviews For City Advisory Groups

RECOMMENDATION: That Council:

- A. Hold interviews of applicants to various City Advisory Groups;
- B. Continue interviews of applicants to June 8, 2010; and
- C. Continue interviews of applicants to June 15, 2010.

DISCUSSION:

Interviews of applicants to various positions on City Advisory Groups are to be held on May 25, 2010, at 4:00 p.m. Applicants will also have the option to be interviewed on June 8, 2010, at 4:00 p.m. and June 15, 2010, at 6:00 p.m.

Applicants to the Franklin Center, Lower Westside Center and Westside Center Advisory Committees were also given the option to be interviewed by a Council Subcommittee, instead of the City Council, on Thursday, May 20, 2010, at 7:00 p.m. at the Louise Lowry Davis Center.

For the 41 vacancies, 41 individuals submitted 46 applications. A list of eligible applicants and pertinent information about the City Advisory Groups is attached to this report.

Applicants have been notified that to be considered for appointment, they must be interviewed. Applicants have been requested to prepare a 2-3 minute verbal presentation in response to a set of questions specific to the group for which they are applying. An overall time limit of five minutes is allotted if the applicant has applied to more than one group.

Appointments are scheduled to take place on June 29, 2010.

ATTACHMENT: List of Applicants

PREPARED BY: Cynthia M. Rodriguez, CMC, City Clerk Services Manager

SUBMITTED BY: Marcelo A. López, Assistant City Administrator

APPROVED BY: City Administrator's Office

ARCHITECTURAL BOARD OF REVIEW

- One vacancy.
- Term expires 12/31/2010.
- Qualified elector of the City or a registered voter of the County of Santa Barbara who may be a licensed architect, someone who possesses professional qualifications in related fields including, but not limited to landscape architecture, building design, structural engineering or industrial design, or who represents the public at large.
- Appointee may not hold any full-time paid office or employment in City government.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1st, 2nd, 3rd, 4th) | Notes |
|---|------------------|---|--|--|
| <i>Licensed Architect/ Professional Qualifications/Public at Large (1)</i> | Chris Gilliland | | | Landscape Architect – Qualified Elector |
| | Keith Nolan | | | Architect - County |

ARTS ADVISORY COMMITTEE

- One vacancy.
- Term expires 12/31/2013.
- Qualified elector of the City with acknowledged accomplishments in the arts and who demonstrates an interest in and commitment to cultural and arts activities.
- Appointee may not hold any full-time paid office or employment in City government.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1 st , 2 nd , 3 rd , 4 th) | Notes |
|-----------------------------------|---------------------|--|---|-------|
| <i>Qualified Elector (1)</i> | Jacqueline Kronberg | | | |
| | Tom Morey | | | |

CENTRAL COAST COMMISSION FOR SENIOR CITIZENS

- One vacancy.
- Term expires 6/30/2011.
- Resident of the City.
- Appointee may not hold any full-time paid office or employment in City government.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1 st , 2 nd , 3 rd , 4 th) | Notes |
|-----------------------------------|-----------|--|---|-------|
| <i>Resident of the City (1)</i> | None | | | |

COMMUNITY DEVELOPMENT AND HUMAN SERVICES COMMITTEE

- Five vacancies.
- One term expires 12/31/2010;
One term expires 12/31/2011;
One term expires 12/31/2012; and
Two terms expire 12/31/2013.
- Residents or employees within the City but need not be qualified electors of the City. One representative from each:
 - African American Community
 - Downtown Neighborhood
 - Housing Interests
 - Human Services Agency
 - Senior Community
- Appointees may not hold any full-time paid office or employment in City government.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1 st , 2 nd , 3 rd , 4 th) | Notes |
|--|--------------------|--|---|-------|
| <i>African American Community (1)</i> | None | | | |
| <i>Downtown Neighborhood (1)</i> | James Cook | | | |
| <i>Housing Interests (1)</i> | None | | | |
| <i>Human Services Agency (1)</i> | Jennifer Griffin | | | |
| | Erik Talkin | | | |
| <i>Senior Community (1)</i> | Robert Burke | | 1) Housing Authority; and 2) Community Development & Human Services Committee | |
| | Ms. Rocky Jacobson | | 1) Community Development & Human Services Committee; and 2) Parks and Recreation Commission | |

CREEKS ADVISORY COMMITTEE

- Three vacancies.
- Two terms expire 12/31/2010; and
One term expires 12/31/2011.
- One appointee may be a resident of the City or the County:
 - One member with experience in environmental/land use issues (e.g., land habitat restoration, water specialist, biologist, or hydrologist, etc.)
 - Two members with experience in ocean use, business, environmental issues, and/or provide community at large representation.
- Appointees may not hold any full-time paid office or employment in City government.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1 st , 2 nd , 3 rd , 4 th) | Notes |
|---|-------------------------|--|---|-------|
| <i>Experience in environmental/land use issues (e.g., land use planning, environmental / natural resource protection / preservation, habitat restoration, water specialist, biologist, or hydrologist, etc. (1)</i> | None | | | |
| <i>Experience in ocean use, business, environmental issues, and/or provide community at large representation (2)</i> | Thomas L. Williams, Jr. | | 1) Creeks Advisory Committee; and 2) Harbor Commission | City |

DOWNTOWN PARKING COMMITTEE

- One vacancy.
- Term expires 12/31/2013.
- Resident of the City or the County of Santa Barbara. Appointee shall demonstrate an interest and knowledge of downtown parking issues.
- Appointee may not hold any full-time paid office or employment in City government.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1 st , 2 nd , 3 rd , 4 th) | Notes |
|---|-----------|--|---|-------|
| <i>Resident of the City or the County (1)</i> | None. | | | |

FIRE AND POLICE PENSION COMMISSION

- Three vacancies.
- Two terms expire 12/31/2012; and
One term expires 12/31/2013.
- One qualified elector of the City who is not an active firefighter or an active police officer for the City of Santa Barbara, and appointee may not hold any full-time paid office or employment in City government;
One active or retired firefighter who need not be a resident or qualified elector of the City; and
One active or retired police officer who need not be a resident or qualified elector of the City.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1 st , 2 nd , 3 rd , 4 th) | Notes |
|--|-------------------|--|---|-------|
| <i>Qualified Elector (1)</i> | None | | | |
| <i>Active/Retired Firefighter (1)</i> | Michael K. Jacobs | 1/9/1979 (31 years, 5 months) | | |
| <i>Active/Retired Police Officer (1)</i> | None | | | |

FRANKLIN CENTER ADVISORY COMMITTEE

- One vacancy.
- Term expires 12/31/2013
- Members are not required to be qualified electors of the City: Resident or employee within the Franklin Neighborhood (Census Tract Nos. 8.01, 8.02 or 9)
- Appointee may not hold any full-time paid office or employment in City government.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1 st , 2 nd , 3 rd , 4 th) | Notes |
|--|----------------|--|--|-------------------|
| <i>Resident/Employee in the Franklin Neighborhood (1)</i> | Britta Bartels | | 1) Franklin Center; 2) Westside Center; and 3) Lower Westside Center Advisory Committee | Census Tract 9 |
| | Chrystal Sturm | 12/16/2008 (1 year, 6 months) | | Census Tract 8.01 |

HARBOR COMMISSION

- One vacancy.
- Term expires 12/31/2013.
- Qualified elector of the City or a registered voter of the County of Santa Barbara.
- Appointee may not hold any full-time paid office or employment in City government.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1 st , 2 nd , 3 rd , 4 th) | Notes |
|--|-------------------------|--|---|--|
| <i>Qualified Elector or registered voter of the County of Santa Barbara (1)</i> | Cory Bantilan | | | Qualified Elector |
| | Michael J. Barnick | | | Registered Voter – County |
| | Marc Brody | | | Qualified Elector |
| | Paul Miller | | | Qualified Elector |
| | Tiesha Tallman | | | Registered Voter – County |
| | Thomas L. Williams, Jr. | | | 1) Creeks Advisory Committee; and 2) Harbor Commission |

HOUSING AUTHORITY COMMISSION

- Three vacancies.
- One term expires 2/15/2012 (Tenant);
One term expires June 30, 2012 (Senior Tenant); and
One term expires June 30, 2014 (Public at Large)
- One resident of the City who is a tenant and is receiving housing assistance from the Housing Authority of the City of Santa Barbara;
One resident of the City who is a tenant, 62 years of age or older, and is receiving housing assistance from the Housing Authority of the City of Santa Barbara.
One resident of the City who represents the public at large.
- Appointees may not hold any full-time paid office or employment in City government.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1 st , 2 nd , 3 rd , 4 th) | Notes |
|--------------------------------------|-----------------------|--|---|-------|
| <i>Tenant (1)</i> | Mary Johnston-de León | 6/28/05, 7/11/06, & 7/1/08 (5 years) | | |
| <i>Senior Tenant (1)</i> | Patrick W. Johnson | | | |
| <i>Public at Large (1)</i> | Robert Burke | | 1) Housing Authority; and 2) Community Development & Human Services Committee | |
| | Donald D. Olson | | | |

LIBRARY BOARD

- One vacancy.
- Term expires 12/31/2013.
- Qualified elector of the City.
- Appointee may not hold any full-time paid office or employment in City government.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1 st , 2 nd , 3 rd , 4 th) | Notes |
|--------------------------------------|-----------------|--|---|-------|
| <i>Qualified Elector (1)</i> | Dianne Duva | | | |
| | Christine Forte | | | |

LIVING WAGE ADVISORY COMMITTEE

- Five vacancies.
- Two terms expire 6/30/2012;
One term expires 6/30/2013; and
Two terms expire 6/30/2014.
- One member nominated by a local living wage advocacy organization;
One member who is either an owner or manager of a service contractor subject to the City's Living Wage Ordinance;
One member from the public at large who shall be a qualified elector of the City; and
One representative from each:
 - Non-Profit Entity
 - Santa Barbara Chamber of Commerce or Santa Barbara Downtown Organization.
- Appointees may not hold any full-time paid office or employment in City government.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1st, 2nd, 3rd, 4th) | Notes |
|---|-------------------|---|--|--------------|
| <i>Local Living Wage Advocacy Organization (1)</i> | None | | | |
| <i>Owner/Manager of a business operating within the City (1)</i> | Gabe Dominocielo | 12/15/2009 (6 months) | | |
| <i>Public at Large (1)</i> | None | | | |
| <i>Non-Profit Entity (1)</i> | Anna M. Kokotovic | 7/11/2006 (4 years) | | |
| <i>Santa Barbara Chamber of Commerce or Santa Barbara Downtown Organization (1)</i> | None | | | |

LOWER WESTSIDE CENTER ADVISORY COMMITTEE

- One vacancy.
- Term expires 12/31/2013.
- Members are not required to be qualified electors of the City: Resident of the City who represents the public at large.
- Appointee may not hold any full-time paid office or employment in City government.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1 st , 2 nd , 3 rd , 4 th) | Notes |
|--|----------------------------|--|---|-------|
| <i>Resident of the City who represents the public at large (1)</i> | Britta Bartels | | 1) Franklin Center; 2) Westside Center; and 3) Lower Westside Center Advisory Committee | |
| | Alan Casebier | | | |
| | M. Carmen Lozano Ibanez | | | |
| | Josephine Tapia | | | |

MEASURE P COMMITTEE

- Four vacancies.
- One term expires 12/31/2011;
Two terms expire 12/31/2012; and
One term expires 12/31/2013.
- One representative each as follows:
 - Civil Liberties Advocate;
 - Criminal Defense Attorney;
 - Medical Professional; and
 - Resident of the City.
- Appointees may not hold any full-time paid office or employment in City government.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1 st , 2 nd , 3 rd , 4 th) | Notes |
|--------------------------------------|-------------|--|---|-------|
| <i>Civil Liberties Advocate (1)</i> | None | | | |
| <i>Criminal Defense Attorney (1)</i> | None | | | |
| <i>Medical Professional (1)</i> | None | | | |
| <i>Resident of the City (1)</i> | Steve Smith | | | |

METROPOLITAN TRANSIT DISTRICT BOARD

- One vacancy.
- Term expires 3/6/2013.
- Resident of the City within the Santa Barbara Metropolitan Transit District.
- Appointee may not hold any full-time paid office or employment in City government.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1st, 2nd, 3rd, 4th) | Notes |
|---|------------------|---|--|--------------|
| <i>Resident (1)</i> | Olivia Rodriguez | | | |

PARKS AND RECREATION COMMISSION

- Two vacancies.
- One term expires 12/31/2012; and
One term expires 12/31/2013.
- Qualified electors of the City. One appointee may be a resident of the City and a citizen of the United States who is 16 years of age or older.
- Appointees may not hold any full-time paid office or employment in City government.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1 st , 2 nd , 3 rd , 4 th) | Notes |
|--------------------------------------|--------------------|--|---|--|
| <i>Qualified Electors (2)</i> | Nicolas Ferrara | | | Current Lower Westside Community Center member; Term expires 12/31/2012 |
| | Ms. Rocky Jacobson | | 1) Community Development & Human Services Committee; and 2) Parks and Recreation Commission | |
| | Marcus Lopez | | | |
| | Joshua Pemberton | | | Current Sign Committee Member; Term expires 12/31/2011 |
| | Roger Perry | | | Current Community Events & Festivals Committee Member; Term expires 12/31/2010 |
| | Olivia Uribe | | | |

RENTAL HOUSING MEDIATION TASK FORCE

- Two vacancies.
- One term expires 12/31/2012; and
One term expires 12/31/2013.
- Landlords who are residents of the City or the County of Santa Barbara. Non-City residents must be owners of residential rental property or affiliated with organizations concerned with landlord-tenant issues within the City.
- Appointees may not hold any full-time paid office or employment in City government.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1 st , 2 nd , 3 rd , 4 th) | Notes |
|--------------------------------------|-------------------|--|---|-------|
| <i>Landlord (2)</i> | Marshall Sherrill | 2/26/02 & 12/13/05 (8 years, 4 months) | | City |

SINGLE FAMILY DESIGN BOARD

- Two vacancies.
- Terms expire 6/30/2014.
- Members shall reside within Santa Barbara County:
 - One member shall be a licensed architect; and
 - One member shall possess professional qualifications in fields related to architecture, including, but not limited to, building design, structural engineering, industrial design, or landscape contracting.
- Members may serve on the Architectural Board of Review or the Historic Landmarks Commission and the Single Family Design Board.
- Appointees may not hold any full-time paid office or employment in City government.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1 st , 2 nd , 3 rd , 4 th) | Notes |
|---|------------------|--|---|-------|
| <i>Licensed Architect (1)</i> | Gil Barry | | | |
| | Roderick Britton | | | |
| | William Wolf | | | |
| | James Zimmerman | | | |
| <i>Professional qualifications in fields related to architecture, including, but not limited to building design, structural engineering, industrial design, or landscape contracting (1)</i> | Brian Miller | | | |
| | | | | |

WESTSIDE CENTER ADVISORY COMMITTEE

- Three vacancies.
- One term expires 12/31/2010; and
Two terms expire 12/31/2013.
- Members are not required to be qualified electors of the City:
 - One resident or employee in the Westside Neighborhood (Census Tract Nos. 9, 10, 11.01 and 11.02); and
 - Two residents of the City who represent the public at large.
- Appointees may not hold any full-time paid office or employment in City government.

| CATEGORY (Number of Vacancies) | APPLICANT | Incumbent Appt. Dates (Years Served) | Applicant's Preference (1 st , 2 nd , 3 rd , 4 th) | Notes |
|---|----------------|--|---|----------------|
| <i>Resident/Employee in the Westside Neighborhood (1)</i> | Britta Bartels | | 1) Franklin Center; 2) Westside Center; and 3) Lower Westside Center Advisory Committee | Census Tract 9 |
| <i>Residents of the City who represent the public at large (2)</i> | None | | | |



Agenda Item No. _____

File Code No. 440.05

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: June 8, 2010

TO: Mayor and Councilmembers

FROM: Employee Relations, Administrative Services

SUBJECT: Conference With Labor Negotiator

RECOMMENDATION:

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

SCHEDULING: Duration, 30 minutes; anytime

REPORT: None anticipated

PREPARED BY: Kristy Schmidt, Employee Relations Manager

SUBMITTED BY: Marcelo López, Assistant City Administrator

APPROVED BY: City Administrator's Office