

**CITY OF SANTA BARBARA  
CITY COUNCIL**

**Helene Schneider**  
*Mayor*  
**Randy Rowse**  
*Mayor Pro Tempore*  
**Grant House**  
*Ordinance Committee Chair*  
**Dale Francisco**  
*Finance Committee Chair*  
**Frank Hotchkiss**  
**Cathy Murillo**  
**Bendy White**



**James L. Armstrong**  
*City Administrator*

**Stephen P. Wiley**  
*City Attorney*

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

**SEPTEMBER 17, 2013  
AGENDA**

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

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

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

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

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

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

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

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

### CALL TO ORDER

### PLEDGE OF ALLEGIANCE

### ROLL CALL

### CHANGES TO THE AGENDA

### PUBLIC COMMENT

### CONSENT CALENDAR

1. **Subject: Introduction Of Ordinance For Lease Agreement With Jacob Stern & Sons, Inc. (330.04)**

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving and Authorizing the Airport Director to Execute a Twenty (20) Year Lease Agreement Between the City of Santa Barbara and Jacob Stern and Sons, Inc., a Pennsylvania Corporation, for a monthly rental of \$811, adjusted to market rate every five years, for 15,015 Square Feet of Land at 101 Cyril Hartley Place, at the Santa Barbara Airport, to Take Effect on the Effective Date of the Ordinance.

2. **Subject: Records Destruction For Airport 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 Airport Department in the Security Division.

## CONSENT CALENDAR (CONT'D)

### 3. **Subject: Upper Santa Ynez River Operations Agreement - Authorization Increases (540.10)**

Recommendation: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Increasing the Authorized Expenditures Under the Letter Agreement with the U.S. Bureau of Reclamation, Approved by Resolution No. 08-102, for Preparation of Federal Warren Act Contracts Related to the Upper Santa Ynez River Operations Agreement from \$15,000 to \$30,000, and Authorizing the Public Works Director, or Designee, to Execute any Required Documents; and
- B. Authorize the Public Works Director to execute a contract amendment for an increase in the scope of work in the amount of \$19,200, and an increase in extra services authorization of \$1,307 under Agreement No. 23,185 with Stetson Engineers, for computer modeling and documentation related to the Upper Santa Ynez River Operations Agreement, for an amended total authority of \$99,126.

### 4. **Subject: Community Promotion Contract With Summer Solstice Celebration (230.02)**

Recommendation: That Council authorize the Finance Director to execute a Community Promotion contract with Summer Solstice Celebration, Inc., in an amount of \$38,000 to support year-round salary and production expenses.

### 5. **Subject: Contract For Design And Permitting Of Surge Tank Removal Project (540.09)**

Recommendation: That Council authorize the Public Works Director to execute a professional services contract with Penfield & Smith in the amount of \$40,340 for design and permitting services for the Surge Tank Removal Project, and approve expenditures up to \$6,051 for extra services of Penfield & Smith that may result from necessary changes in the scope of work.

## **CONSENT CALENDAR (CONT'D)**

### **6. Subject: Set A Date For Public Hearing Regarding Appeal Of Historic Landmarks Commission Approval For 1330 Chapala Street (640.07)**

Recommendation: That Council:

- A. Set the date of October 29, 2013, at 2:00 p.m. for hearing the appeal filed by Margaret Cafarelli, Agent for Urban Developments, LLC, of the Historic Landmarks Commission approval of an application for property owned by Metropolitan Theatres Corporation and located at 1330 Chapala Street, Assessor's Parcel No. 039-131-001, C-2 Commercial Zone, General Plan Designation: Commercial/High Density Residential. The project proposes the construction of a new, three-story, mixed-use development comprising 33 residential apartments and 2 commercial units, along with a partially below-grade parking garage and a surface parking lot; and
- B. Set the date of October 28, 2013, at 1:30 p.m. for a site visit to the property located at 1330 Chapala Street.

## NOTICES

- 7. The City Clerk has on Thursday, September 12, 2013, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.

**This concludes the Consent Calendar.**

## **CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS**

### CITY ADMINISTRATOR

### **8. Subject: Memorandum of Understanding With Police Unit (440.02)**

Recommendation: That Council:

- A. Ratify the Memorandum of Understanding between the City and the Santa Barbara Police Officers' Association by introduction and subsequent adoption of, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Adopting A Memorandum of Understanding Between the City of Santa Barbara and the Santa Barbara Police Officers' Association for the period of July 1, 2013, through June 30, 2016;
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara For Paying and Reporting the Value of Employer-Paid Member Contributions for Sworn Police Officers' Association Employees Effective July 27, 2013;

(Cont'd)

## **CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)**

### CITY ADMINISTRATOR (CONT'D)

#### **8. (Cont'd)**

- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara For Paying and Reporting the Value of Employer-Paid Member Contributions for Sworn Police Officers' Association Employees Effective July 12, 2014; and
- D. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara For Paying and Reporting the Value of Employer-Paid Member Contributions for Sworn Police Officers' Association Employees Effective July 11, 2015.

### AIRPORT DEPARTMENT

#### **9. Subject: Airport Master Plan Status Update (560.09)**

Recommendation: That Council receive a presentation by Coffman Associates on the status of the Airport Master Plan.

### COMMUNITY DEVELOPMENT DEPARTMENT

#### **10. Subject: City Arts Advisory Committee And Community Events And Festivals Committee Funding Recommendations And Contract With The Santa Barbara County Arts Commission For Fiscal Year 2014 (610.04)**

Recommendation: That Council:

- A. Review and approve the City of Santa Barbara Arts Advisory Committee and Community Events and Festivals Committee funding recommendations for Fiscal Year 2014; and
- B. Authorize the Assistant City Administrator/Community Development Director to execute an agreement, subject to approval by the City Attorney, with the Santa Barbara County Arts Commission in the amount of \$447,260 as approved in the Fiscal Year 2014 budget.

## **COUNCIL AND STAFF COMMUNICATIONS**

## **COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

## CLOSED SESSIONS

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

Recommendation: That Council hold a closed session to consider significant exposure to litigation (one potential case) pursuant to subsection (b)(1) of section 54956.9 of the Government Code, and take appropriate action as needed.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

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

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (a) of section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is *Santa Barbara Patients' Collective Health Cooperative v. City of Santa Barbara, et al., USDC Case No. CV10-6534 DDP(RCx)*.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

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

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (a) of section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is *Brittney Cotledge vs. City of Santa Barbara, Chief Cam Sanchez, Officer Aaron Tudor, Kyle Crooks, et. al., USDC Case No. CV 12-08623 MRW*.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

## ADJOURNMENT