



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING October 21, 2014 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Helene Schneider called the meeting to order at 2:00 p.m. (The Ordinance Committee met at 12:30 p.m. The Finance Committee, which ordinarily meets at 12:30 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Schneider.

ROLL CALL

Councilmembers present: Dale Francisco, Gregg Hart, Frank Hotchkiss, Cathy Murillo, Randy Rowse, Bendy White, Mayor Schneider.

Councilmembers absent: None.

Staff present: Acting City Administrator Paul Casey, City Attorney Ariel Pierre Calonne, Deputy City Clerk Deborah L. Applegate.

CEREMONIAL ITEMS

1. **Subject: Recognition Of PathPoint 50th Anniversary**

Action: Proclamation presented to Alana Walczak, Vice President of PathPoint.

PUBLIC COMMENT

Speakers: Wayne Scoles; Phil Walker; Melody Joy Baker; Sarah Farmer; Edward France, Santa Barbara Bicycle Coalition; Tiffany Gouch, Sweet Entertainment Productions.

ITEMS REMOVED FROM CONSENT CALENDAR (Item Nos. 5B, 6)

The title of the ordinance related to Item 6 was read.

5. Subject: Introduction Of Ordinance To Amend Municipal Code Section 5.52.160 And Increase In Design Support Services For Recommissioning The Charles E. Meyer Desalination Facility (540.10)

Recommendation: That Council:

- B. Authorize the Public Works Director to amend and increase a City Professional Services Contract, subject to approval as to form by the City Attorney, with McCabe and Company, Inc., in an amount not to exceed \$75,000, bringing the total amount of the contract to \$165,000, for support services related to the City's existing Coastal Development Permit for the Desalination Plant.

Motion:

Councilmembers White/Rowse to approve Recommendation B, Agreement No. 24,834.1 (October 21, 2014, report from the Public Works Director).

Vote:

Majority voice vote (Noes: Councilmember Murillo).

6. Subject: Adoption Of Ordinance Regarding The Average Unit-Size Density Incentive Program Review Process (640.02)

Recommendation: That Council adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara amending Section 22.22.133 of the Santa Barbara Municipal Code regarding Historic Landmarks Commission referral to Planning Commission and amending Chapter 28.20 of the Santa Barbara Municipal Code establishing Planning Commission review of certain rental housing projects proposed in accordance with the Average Unit-Size Density Incentive Program.

Motion:

Councilmembers Francisco/White to approve the recommendation; Ordinance No. 5671.

Vote:

Majority roll call vote. (Noes: Councilmember Murillo, Councilmember Hart).

CONSENT CALENDAR (Item Nos. 2 - 4, 5A, 7 - 10)

The titles of the resolutions and ordinances relating to Consent Items were read.

Motion:

Councilmembers Francisco/Rowse to approve the recommendations.

Vote:

Unanimous roll call vote.

2. Subject: Minutes

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

Action: Approved the recommendation.

3. Subject: Fiscal Year 2015 Interim Financial Statements For The Two Months Ended August 31, 2014 (250.02)

Recommendation: That Council accept the Fiscal Year 2015 Interim Financial Statements for the Two Months Ended August 31, 2014.

Action: Approved the recommendation (October 21, 2014, report from the Finance Director).

4. Subject: Update Of The City's Conflict Of Interest Code Resolution To Include New And Deleted Positions Subject To Disclosure Requirements (110.04)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting the Conflict of Interest Code of the City of Santa Barbara to Incorporate by Reference the Fair Political Practices Commission's Model Code and Rescinding Resolution No. 12-078.

Action: Approved the recommendation; Resolution No. 14-068 (October 21, 2014, report from the Administrative Services Director).

5. Subject: Introduction Of Ordinance To Amend Municipal Code Section 5.52.160 And Increase In Design Support Services For Recommissioning The Charles E. Meyer Desalination Facility (540.10)

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending the Municipal Code By Amending Section 4.52.160 Pertaining to Public Works Projects.

Action: Approved the recommendation (October 21, 2014 report from the Public Works Director; proposed ordinance).

7. Subject: A Resolution Denying The Appeal And Upholding The Decision Of The Single Family Design Board Regarding 215 La Jolla Drive. (640.07)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Denying the Appeal and Upholding the Decision of the Single Family Design Board to Grant Project Design Approval and Final Approval with Findings for Proposed Additions to a Single Family Residence Located at 215 La Jolla Drive, pursuant to Council's direction of September 30, 2014.

Action: Approved the recommendation; Resolution No. 14-069 (October 21, 2014 report from the City Attorney).

8. Subject: Introduction Of Ordinance For 2014-2017 Treatment And Patrol (TAP) Memorandum Of Understanding (MOU) (440.02)

Recommendation: That Council:

- A. Ratify the Memorandum of Understanding between the City and the Service Employees' International Union, Local 620, Airport and Harbor Patrol Officers' and Treatment Plants' Bargaining Units, for the period of January 1, 2014 through September 30, 2017, by introduction and subsequent adoption of, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Adopting the 2014-2017 Memorandum of Understanding Between the City of Santa Barbara and the Patrol Officers' and Treatment Plants' Bargaining Units (TAP Units);
- 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 Harbor Patrol Employees in the Treatment and Patrol Bargaining Units effective January 10, 2015; and
- 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 Harbor Patrol Employees in the Treatment and Patrol Bargaining Unit effective July 11, 2015.

Action: Approved the recommendations; Agreement No. 25,008; Resolution Nos. 14-070 and 14-071 (October 21, 2014, report from the Administrative Services Director; proposed ordinance).

9. Subject: Set A Date For Public Hearing Regarding Appeal Of Single Family Design Board Denial For 3626 San Remo Drive

Recommendation: That Council:

- A. Set the date of November 25, 2014, at 2:00 p.m. for hearing the appeal filed by Jarrett Gorin, representing Capital Pacific Development Group (Applicant), of the Single Family Design Board denial of an application for property located at 3626 San Remo Drive, Assessor's Parcel No. 053-231-011 (portion), Zoning Designations: E-3/SD-2 (One-Family Residence Zone/Special District Zone 2: Upper State), General Plan Designation: Low Density Residential (Maximum 5 Dwelling Units per Acre). The project proposes construction of a two-story, 2,652 square-foot, single-family residence and attached 479 square-foot, two-car garage on a vacant 14,094 square-foot parcel. The total building area of 3,131 square feet is 74% of the maximum required floor-to-lot area ratio. The project is associated with a four-lot subdivision originally approved in 2010; and
- B. Set the date of November 24, 2014, at 1:30 p.m. for a site visit to the property located at 3626 San Remo Drive.

Action: Approved the recommendations.

NOTICES

- 10. The City Clerk has on Thursday, October 16, 2014, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.

This concluded the Consent Calendar.

REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Rowse reported that the Committee met to review a draft amendment to the State Street Sitting and Lying Down Ordinance and the Abusive Panhandling Ordinance and proposed ordinances to prohibit public urination and defecation. Due to time constraints, this item was continued to the next Ordinance Committee meeting.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

11. Subject: Review Of Fiscal Year 2016 Human Services And Community Development Block Grant Funding Priorities, Application Release And Funding Process (610.05)

Recommendation: That Council:

- A. Review and provide input and direction to the Community Development and Human Services Committee (CDHSC) on proposed funding priorities for the Fiscal Year 2016 Human Services and Community Development Block Grant allocation process;
- B. Authorize staff to release the Fiscal Year 2016 funding application along with the committee application review process, criteria and schedule; and
- C. Establish a funding commitment from the Fiscal Year 2016 General Fund in the amount of \$655,000 for the Human Services Program.

Documents:

- October 21, 2014, report from the Community Development Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

Staff: Community Development Programs Specialist Elizabeth Stotts.

Motion:

Councilmembers Rowse/Murillo to approve recommendations A and B.

Vote:

Unanimous voice vote.

Motion:

Councilmembers Murillo/Hart to establish a funding commitment from the Fiscal Year 2016 General Fund in the amount of \$705,000, for the Human Services Program.

Vote: Majority voice vote. (Noes: Councilmember Hotchkiss, Councilmember Francisco).

MAYOR AND COUNCIL REPORTS

12. Subject: Request From Councilmember Hotchkiss And Councilmember Francisco Regarding Bicycle Survey Report (670.04)

Recommendation: That Council consider the request from Councilmember Hotchkiss and Councilmember Francisco regarding a presentation on a bicycle survey report.

12. (Cont'd)

Documents:

- October 21, 2014, report from the Acting City Administrator.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Councilmember Francisco, Councilmember Hotchkiss
- Members of the Public: Sam Franklin, Santa Barbara Bike Coalition; Christine Nelsen-Thuresson; Michael Chiacos, Community Environmental Council; Kathi King, Community Environmental Council; Ed France, Santa Barbara Bike Coalition.

By consensus, the Council received the report and their questions were answered.

RECESS

The Mayor recessed the meeting at 3:42 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 14 and 15; she stated that no reportable action is anticipated.

CLOSED SESSIONS

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

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (d)(1) of Section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is *Alfred Taff v. City of Santa Barbara*, WCAB Case #: Unassigned.

Scheduling: Duration, 20 minutes; anytime

Report: None anticipated

Documents:

October 21, 2014, report from the Finance Director.

Time:

3:42 p.m. – 3:48 p.m. All Councilmembers were present.

No report made.

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

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (d)(1) of Section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is *Douglas Wilson v. City of Santa Barbara* WCAB Case #: Unassigned.

15. (Cont'd)

Scheduling: Duration, 20 minutes; anytime
Report: None anticipated

Documents:

October 21, 2014, report from the Finance Director.

Time:

3:48 p.m. – 3:54 p.m. All Councilmembers were present.

No report made.

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

Recommendation: That Council:

- A. Hold interviews of applicants to various City Advisory Groups; and
- B. Continue interviews of applicants to October 28, 2014, and November 11, 2014.

Documents:

October 21, 2014, report from the Administrative Services Director.

Speakers:

The following applicants were interviewed:

Airport Commission:

Kirk Martin

Harbor Commission

Mark Rincon-Ibarra

Historic Landmarks Commission

William "Bill" La Voie

James Edward Sved

Anthony Grumbine

Mosquito And Vector Management District Board

Larry L. Fausett

Neighborhood Advisory Council

Beebe Longstreet

Parks And Recreation Commission

Mark Rincon-Ibarra

Beebe Longstreet

Planning Commission

Robert "Bob" Hart

Rental Housing Mediation Task Force

Robert Burke

Transportation And Circulation Committee

Susan Horne

(Cont'd)

13. (Cont'd)

Speakers (Cont'd):

Water Commission
James Smith
Jai Ranganathan

By consensus, the Council continued the interviews to October 28, 2014, at 4:00 p.m. (estimated time).

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Councilmember Murillo reported her attendance at the following events: 1) Coalition for Sustainable Transportation Eastside walk; 2) Tri-Counties Central Labor Council dinner; 3) the 20th Annual Bread and Roses Event, 4) Santa Barbara Education Foundation meeting; and 5) South Coast Youth Gang Task Force meeting; and 6) the Living Wage Committee meeting.
- Councilmember Hart mentioned his attendance at Visit Santa Barbara meeting, and the Santa Barbara YMCA ribbon cutting ceremony for the opening of the Haley Street Youth and Family Center.
- Councilmember White reported on his two recent presentations of the City of Santa Barbara Infrastructure informational meetings at the Falkner Library and the Riviera Association Fall Association Meeting and Reception.
- Councilmember Hotchkiss complimented the City and Nina Johnson for the work on the Infrastructure informational meetings currently being held throughout various City locations. He also reported on his attendance at the Arts Commission meeting where they announced the National Endowment for the Arts and the Poetry Foundation's partnership with the Arts Council to support 2015 Poetry Out Loud.
- Mayor Schneider reported on her attendance of the ribbon cutting ceremony of C'est Chesse where they celebrated the expansion of their local downtown business.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 4:22 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

HELENE SCHNEIDER
MAYOR

ATTEST: _____
DEBORAH L. APPLGATE
DEPUTY CITY CLERK