



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING August 4, 2009 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum 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 Blum.

ROLL CALL

Councilmembers present: Iya G. Falcone (2:02 p.m.), Dale Francisco, Roger L. Horton, Grant House, Helene Schneider, Das Williams, Mayor Blum.

Councilmembers absent: None.

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

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 August 31, 2009.

Documents:

August 4, 2009, report from the Administrative Services Director.

Speakers:

Staff: City Administrator James Armstrong, service award recipient Judd Conley.

(Cont'd)

1. (Cont'd)

By consensus, the Council recognized the following employees:

5-Year Pin

Deborah Bush, Executive Assistant to Mayor/Council
Daniel Trejo, Warehouse Lead
Clare Turner, Human Resources Analyst
Deana McMillion, Administrative/Clerical Supervisor
Juan Ramirez, Water Distribution Operator II
Robert Garcia, Custodian

10-Year Pin

Brandon Beaudette, Administrative Assistant
Bradley Klein, Maintenance Worker
Frederic Dewitt, Heavy Equipment Technician
Anne Van Belkom, Administrative Assistant

15-Year Pin

Leanna Pencek, Legal Office Supervisor
John Ornelas, Senior Water Distribution Operator
Rob Fair, Senior Wastewater Collection Systems Operator
Pete Concepcion, Jr., Senior Airport Maintenance Worker

20-Year Pin

Anastasia Wilson, Associate Transportation Planner
Juan Gutierrez, Water Distribution Operator

25-Year Pin

Larry Beesley, Accounting Assistant
Judd Conley, Waterfront Maintenance Supervisor

30-Year Pin

George Hansen, Police Officer

2. Subject: City Of Santa Barbara 2009 Youth Leadership Award Recipient
(120.04)

Recommendation: That Council congratulate the 2009 Santa Barbara Youth
Leader.

Documents:

August 4, 2009, report from the Parks and Recreation Director.

(Cont'd)

2. (Cont'd)

Speakers:

- Staff: Recreation Supervisor Susan Young.
- Southern California Gas Company: Tim Mahoney.
- 2009 Youth Leadership Award Recipient: Maria Amante.

Action: The Council congratulated Maria Amante on her accomplishments, said she is an inspiration to a lot of people and wished her well.

CHANGES TO THE AGENDA

Item Removed from Agenda

City Administrator James Armstrong stated that the following item will be continued to a future date.

16. 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 Landslide Repair Foundation v. City of Santa Barbara, SBSC Number 1304297.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

PUBLIC COMMENT

Speakers: Bob Miles and Brigitte Forssell, Riviera Association; Ruth Wilson; Ron Paris, American Methodist Episcopal Church; Phil Walker.

CONSENT CALENDAR (Item Nos. 3 - 12)

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

Motion:

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

Vote:

Unanimous roll call vote.

3. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the regular meetings of July 14, and July 21, 2009.

Action: Approved the recommendation.

4. Subject: Landscaping Grant From Santa Barbara Beautiful For The Fire Station No. 1 Seismic Renovation Project (700.08)

Recommendation: That Council accept a \$6,000 donation from Santa Barbara Beautiful for a portion of the landscaping for the Fire Station No. 1 Seismic Renovation Project and increase estimated revenues and appropriations in the Redevelopment Agency Capital Projects Budget.

Action: Approved the recommendation (August 4, 2009, report from the Interim Fire Chief).

5. Subject: Sole Source Vendor For Clean Air Express Passes (670.08)

Recommendation: That Council find it in the City's best interest to approve the City of Lompoc as the sole source vendor for purchase of Clean Air Express passes for City employees participating in the Work Trip Reduction Incentive Program, without bids, as authorized by Municipal Code Section 4.52.080 (k).

Action: Approved the recommendation (August 4, 2009, report from the Public Works Director).

6. Subject: Approval Of Single Source Vendor For Back-Up Power Generators At Water Resources Facilities (540.01)

Recommendation: That Council:

- A. Find it to be in the City's best interest to approve Quinn Corporation, Inc. (Quinn), as the vendor for maintenance, repair, upgrades, and new installation of Caterpillar generators at Water Resources Facilities, without bids, as authorized by Municipal Code Section 4.52.080 (k); and
- B. Authorize the General Services Manager to award purchase order contracts to Quinn for such services and equipment as needed for the next five-year period.

Action: Approved the recommendations (August 4, 2009, report from the Public Works Director).

7. Subject: Resolution To Execute Non-Monetary, Temporary, And Voluntary Rights Of Entry To Property For Public Works Projects (530.01)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Public Works Director to Execute Non-Monetary, Temporary, and Voluntary Rights of Entry to Property Required for Public Works Projects.

Action: Approved the recommendation; Resolution No. 09-067 (August 4, 2009, report from the Public Works Director; proposed resolution).

8. Subject: Application For Homelessness Prevention And Rapid Re-Housing Program Funding (660.04)

Recommendation: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving the Submittal of an Application for the American Recovery and Reinvestment Act Funds - Homelessness Prevention and Rapid Re-Housing Program; and
- B. Authorize the Community Development Director to execute all required certifications, apply for, and accept a State of California Homelessness Prevention and Rapid Re-Housing Program (HPRP) grant of not more than \$1.6 million and to sign the Standard Agreement and any subsequent amendments thereto, and perform any and all responsibilities in relationship to such contract.

Action: Approved the recommendations; Resolution No. 09-068 (August 4, 2009, report from the Community Development Director; proposed resolution).

9. Subject: Response To The Report Of The 2008-2009 Santa Barbara County Civil Grand Jury Entitled "SBCAG - A Road Not Taken" (150.04)

Recommendation: That Council authorize the Mayor to send the attached letter as a response to the report of the 2008-2009 Santa Barbara County Civil Grand Jury entitled "The Road Not Taken."

Action: Approved the recommendation (August 4, 2009, report from the Community Development Director).

NOTICES

10. The City Clerk has on Thursday, July 30, 2009, 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.

11. Cancellation of the regular Redevelopment Agency meeting of August 4, 2009, due to a lack of business.
12. The City Council site visit scheduled for Monday, August 10, 2009, at 1:30 p.m. to the property located at 409 State Street, has been cancelled.

This concluded the Consent Calendar.

REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Member Dale Francisco reported that the Committee met to consider ordinance amendments and program guidelines related to implementation of the Mills Act and recommended that they be forwarded to the Council.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

FIRE DEPARTMENT

13. Subject: Introduction Of Ordinance For Amendments To The 2007 Fire Code Regarding Fire Sprinklers (520.03)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Subsection E of Section 8.04.020 and Subsections C and D of Section 22.04.020 of the Santa Barbara Municipal Code Concerning Local Requirements for the Installation of Automatic Fire Sprinklers.

Documents:

- August 4, 2009, report from the Interim Fire Chief.
- August 4, 2009, PowerPoint presentation prepared and made by Staff.
- Proposed Ordinance.

The title of the ordinance was read.

Speakers:

- Staff: Fire Marshal Joseph Poiré.
- Members of the Public: Lanny Ebenstein, Terry Tyler, Donnis Galvan.

Motion:

Councilmembers House/Williams to approve the recommendation.

Vote:

Unanimous voice vote.

MAYOR AND COUNCIL REPORTS

14. Subject: Designation Of Voting Delegate And Two Alternates For The League Of California Cities Annual Conference (180.01)

Recommendation: That Council designate one voting delegate and two alternates for the League of California Cities Annual Conference, scheduled for September 16-18, 2009, in San Jose.

Motion:

Councilmembers Schneider/House to designate Councilmember Falcone as the voting delegate and Councilmember Williams as an alternate.

Vote:

Unanimous voice vote.

RECESS

3:12 p.m. - 3:22 p.m. Councilmember Francisco was absent when the Council reconvened.

PUBLIC HEARINGS

15. Subject: Appeal Of Planning Commission Approval For 436 Corona Del Mar (640.07)

Recommendation: That Council deny the appeal of James Kahan and Tony Fischer, agents for Friends of Outer State Street, and uphold the Planning Commission decision to approve the Coastal Development Permit for a proposed three-story duplex and the Modification for a new garage to encroach 3' into the interior setback, making the findings in the Council Agenda Report and subject to the Conditions of Approval in Staff Hearing Officer Resolution 021-09.

Documents:

- August 4, 2009, report from the Community Development Director.
- August 4, 2009, PowerPoint presentation prepared and made by Staff.
- Affidavit of Publication.
- August 3, 2009, letters from Appellants Tony Fischer and James Kahan.
- Undated site plan for 436 Corona Del Mar, submitted by Tony Fischer.

Councilmember Francisco returned to the meeting at 3:23 p.m.

Public Comment Opened:
3:23 p.m.

(Cont'd)

15. (Cont'd)

Speakers:

- Staff: Assistant Planner Kelly Brodison.
- Planning Commission: Commissioners Charmaine Jacobs and Sheila Lodge.
- Architectural Board of Review: Member Clay Aurell.
- Appellant: Tony Fischer and Jim Kahan.
- Applicant: Alex Pujo and Jeff Doubet.
- Members of the Public: Loyd Applegate, Friends of Outer State; Michael Self.

Public Comment Closed:

4:05 p.m.

Motion:

Councilmembers House/Horton to approve the recommendation.

Vote:

Majority voice vote (Noes: Councilmember Francisco).

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information: Councilmember Williams mentioned that the Cachuma Operations and Maintenance Board is considering a \$16 million bond primarily to pay for the redundancy to the South Coast conduit related to repairs.

ADJOURNMENT

Mayor Blum adjourned the meeting at 4:36 p.m. in memory of City of Lompoc Mayor Dick DeWees.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

ATTEST:

MARTY BLUM
MAYOR

BRENDA ALCAZAR, CMC
DEPUTY CITY CLERK