

**CITY OF SANTA BARBARA
CITY COUNCIL**

Marty Blum

Mayor

Dale Francisco

Mayor Pro Tempore

Das Williams

Ordinance Committee Chair

Roger L. Horton

Finance Committee Chair

Iya G. Falcone

Grant House

Helene Schneider



James L. Armstrong
City Administrator

Stephen P. Wiley
City Attorney

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

**AUGUST 25, 2009
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 for rebroadcasts of Finance and Ordinance Committee meetings, and for any changes to the replay schedule.

ORDER OF BUSINESS

12:30 p.m. - Finance Committee Meeting, David Gebhard Public Meeting Room,
630 Garden Street

2:00 p.m. - City Council Meeting

FINANCE COMMITTEE MEETING - 12:30 P.M. IN THE DAVID GEBHARD PUBLIC MEETING ROOM, 630 GARDEN STREET (120.03)

1. Subject: Fiscal Year 2009 Preliminary Year-End Results

Recommendation: That the Finance Committee recommend that Council:

- A. Accept the Fiscal Year 2009 Interim Financial Statements for the Year Ended June 30, 2009; and
- B. Hear a report from staff on the General Fund's preliminary year-end results of operations and options for addressing the shortfall of revenues in relation to expenditures.

(See Council Agenda Item No. 17)

2. Subject: July 2009 Investment Report

Recommendation: That the Finance Committee recommend that Council accept the July 2009 Investment Report.

(See Council Agenda Item No. 2)

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: Minutes**

Recommendation: That Council waive the reading and approve the minutes of the adjourned regular meeting of August 3, 2009, and the regular meetings of August 4, and August 11, 2009.

2. **Subject: July 2009 Investment Report (260.02)**

Recommendation: That Council accept the July 2009 Investment Report.

3. **Subject: Adoption Of Ordinance Regulating Aggressive Panhandling (520.04)**

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Title Nine of the Santa Barbara Municipal Code to Enact a Revised Ordinance Prohibiting Abusive Panhandling by Amending and Revising Santa Barbara Municipal Code Chapter 9.50.

CONSENT CALENDAR (CONT'D)

4. **Subject: Resolution Authorizing A Financial Assistance Agreement For A Grant Amount Of \$1,789,388 From The State Water Resources Control Board For Catch Basin Inlet Storm Drain Screens Project (530.04)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Parks and Recreation Director or Designee to Apply, Negotiate and Execute a Financial Assistance Agreement, and Any Amendments Thereto, with the State Water Resources Control Board (SWRCB).

5. **Subject: Resolution Authorizing The Execution Of A Financial Assistance Agreement For A Grant Amount of \$1,652,197 From The State Water Resources Control Board For Upper Las Positas Creek Restoration And Storm Water Management Project (530.04)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Parks and Recreation Director or Designee to Apply, Negotiate and Execute a Financial Assistance Agreement, and Any Amendments Thereto, with the State Water Resources Control Board (SWRCB).

6. **Subject: Contract For Design Of The Airline Terminal Improvement Project - Specialty Items (560.04)**

Recommendation: That Council authorize the Public Works Director to execute a contract with Howard, Needles, Tammen & Bergendoff, California Architects, P. C. (HNTB), in the amount of \$216,904 for professional services for the Airline Terminal Improvement Project (Project), and authorize the Public Works Director to approve expenditures of up to \$22,000 for extra services of HNTB that may result from necessary changes in the scope of work.

7. **Subject: Professional Services Contract With HDR Engineering, Inc., For The Mission Creek Fish Passage Project At The Caltrans Channels Final Design Plans And Construction Specifications (530.03)**

Recommendation: That Council:

- A. Authorize the Parks and Recreation Director to execute a professional services agreement with HDR Engineering, Inc., in the amount of \$511,600 to prepare final design plans and construction specifications for the Mission Creek Fish Passage Project at the Caltrans Channels; and
- B. Authorize the Parks and Recreation Director to increase these services by 10 percent, or \$51,160, to cover any cost increases that may result from final design review and construction requirements.

CONSENT CALENDAR (CONT'D)

8. Subject: Representative Services Agreement With Carpi & Clay, Inc., For The Waterfront Department (570.03)

Recommendation: That Council authorize the City Administrator to execute a Representative Services Agreement between the City of Santa Barbara and Carpi & Clay Inc., doing business as Carpi, Clay & Smith, for liaison and contact services with the United States Government regarding federal assistance to the City's waterfront, at a rate not to exceed \$1,500 per month, and in a total amount not to exceed \$36,000, for Fiscal Years 2010 and 2011.

9. Subject: Renewal Of Agreement With Major League Softball (570.06)

Recommendation: That Council authorize the Parks and Recreation Director to execute an agreement with Major League Softball, Inc. (MLS), to perform adult softball league services.

10. Subject: License Agreement With Commercial Fishermen Of Santa Barbara, Inc. (330.08)

Recommendation: That Council authorize the City's execution of a five-year license agreement between the City and Commercial Fishermen of Santa Barbara, Inc., for the berthing of commercial fishing boats on the north side of Cabrillo Landing in the Santa Barbara Harbor.

11. Subject: Increase In Change Order Authority For The Santa Barbara Airport Temporary Facilities And Site Preparation Contract (560.04)

Recommendation: That Council approve additional change order expenditure authority for the Santa Barbara Airport Temporary Facilities and Site Preparation Contract No. 23,004, in the amount of \$202,069, for a total change order expenditure authority of \$552,069.

12. Subject: Renewal Of Passenger Facility Charge Application (560.01)

Recommendation: That Council authorize staff to submit an "impose and use" Passenger Facility Charge (PFC) application, continuing the \$4.50 PFC fee, in the amount of \$19,945,000 to finance a portion of the debt service for the Airline Terminal Improvement Project.

CONSENT CALENDAR (CONT'D)

NOTICES

13. The City Clerk has on Thursday, August 20, 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.
14. Cancellation of the regular City Council and Redevelopment Agency meetings of September 1, and September 8, 2009.

This concludes the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

CITY ADMINISTRATOR

15. Subject: New Sister City Of Kotor, Montenegro (130.03)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Providing for the Establishment of a Sister City Relationship with the City of Kotor, Montenegro.

FIRE DEPARTMENT

16. Subject: StormReady Community Designation (120.08)

Recommendation: That Council accept an award by the National Weather Service designating the City of Santa Barbara as "*StormReady*".

FINANCE DEPARTMENT

17. Subject: Fiscal Year 2009 Preliminary Year-End Results (250.02)

Recommendation: That Council:

- A. Accept the Fiscal Year 2009 Interim Financial Statements for the Year Ended June 30, 2009; and
- B. Hear a report from staff on the General Fund's preliminary year-end results of operations and options for addressing the shortfall of revenues in relation to expenditures.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

PUBLIC WORKS DEPARTMENT

18. Subject: Contract For Construction Of Streetlight Improvements Project In Underground Utility District No. 10 Cliff Drive (530.07)

Recommendation: That Council:

- A. Find that, in accordance with City Charter Section 519, and as stated in this staff report, the City may dispense with the public bidding process for the Streetlight Improvements Project (Streetlight Project) in Underground Utility District No. 10 Cliff Drive;
- B. Award and authorize the Public Works Director to execute a contract with the successful bidder, Tidwell Excavation Acquisition Co., Inc. (Tidwell), in the amount of \$567,697.51, for construction of the Streetlight Project, City Bid No. 3569, and authorize the Public Works Director to approve expenditures up to \$56,700 to cover any cost increases that may result from contract change orders for extra work and differences between estimated quantities and actual quantities measured for payment, and authorize the Public Works Director to accept the final contract amount, with approved changes, and to file all Notices of Completion with the County Clerk-Recorder's Office;
- C. Authorize the Public Works Director and City Attorney to negotiate with Verizon California, Inc. (Verizon), and Cox Communications (Cox) to delete or reduce the private service lateral costs in the City's contract with Tidwell, in accordance with the California Public Utilities Code (CPUC) regulations, or other regulations and ordinances, as applicable;
- D. Authorize the General Services Manager to issue a Purchase Order to Facilities Management Specialists (FMS) in the amount of \$40,000 for construction support services, and authorize the General Services Manager to approve expenditures of up to \$4,000 for extra services of FMS that may result from necessary changes in the scope of work;
- E. Authorize the General Services Manager to issue a Purchase Order to Steve Friesen Utility Consultant in the amount of \$5,000 for construction support services; and
- F. Authorize the General Services Manager to issue a Purchase Order to Santa Barbara Electrical Design (SBED), in the amount of \$10,000 for design support services during construction.

19. Subject: Gibraltar Pass-Through Agreement - Contract For Computer Modeling (540.09)

Recommendation: That Council authorize the Public Works Director to negotiate and execute a professional services agreement with Stetson Engineers for computer modeling services related to implementation of pass-through operations under the Upper Santa Ynez River Operations Agreement in a form approved by the City Attorney and in an amount not to exceed \$40,700.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

CLOSED SESSIONS

20. Subject: Conference With Real Property Negotiators - Fremont Hall Army Reserve Center (330.03)

Recommendation: That Council hold a closed session pursuant to the authority of Government Code §54956.8 to provide direction to the City Administrator and to the City Attorney regarding the possible City acquisition of the real property known as Fremont Hall Army Reserve Center. Property: 3237 State Street (APN 051-112-019). City Negotiators: City Attorney Stephen Wiley, Community Development Director Paul Casey, Parks and Recreation Director Nancy Rapp, City Administrator's Office Special Projects Manager Don Olson and Assistant City Administrator Joan Kent. Negotiating Party: U.S. Army Representatives. Under Negotiation: Price, terms of payment, possible exchange terms.
Scheduling: Duration, 20 minutes; anytime
Report: None anticipated

21. 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 Citizens Planning Association v. Peak-Las Positas Partners, Mark Lee, Michael Bollag, et al., SBSC Case Number 1243174.
Scheduling: Duration, 15 minutes; anytime
Report: None anticipated

ADJOURNMENT

CITY OF SANTA BARBARA

FINANCE COMMITTEE

MEETING AGENDA

DATE: August 25, 2009

TIME: 12:30 p.m.

PLACE: David Gebhard Public Meeting Room
630 Garden Street

Roger L. Horton, Chair

Helene Schneider

Iya Falcone

James L. Armstrong
City Administrator

Robert D. Peirson
Finance Director

ITEMS TO BE CONSIDERED:

1. Subject: Fiscal Year 2009 Preliminary Year-End Results

Recommendation: That the Finance Committee recommend that Council:

- A. Accept the Fiscal Year 2009 Interim Financial Statements for the Year Ended June 30, 2009; and
- B. Hear a report from staff on the General Fund's preliminary year-end results of operations and options for addressing the shortfall of revenues in relation to expenditures.

(See Council Agenda Item No. 17)

2. Subject: July 2009 Investment Report

Recommendation: That the Finance Committee recommend that Council accept the July 2009 Investment Report.

(See Council Agenda Item No. 2)



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

ADJOURNED REGULAR MEETING August 3, 2009 436 CORONA DEL MAR

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 1:45 p.m.

ROLL CALL

Councilmembers present: Dale Francisco, Roger L. Horton, Mayor Blum.

Councilmembers absent: Iya G. Falcone, Grant House, Helene Schneider, Das Williams.

Staff present: Assistant City Administrator Joan M. Kent, City Attorney Stephen P. Wiley.

Note: While there was not a quorum of the Council in attendance, those who were present continued with the scheduled site visit.

PUBLIC COMMENT

No one wished to speak.

NOTICES

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.

SITE VISITS

Subject: 436 Corona Del Mar (640.07)

Recommendation: That Council make a site visit to the property located at 436 Corona Del Mar, which is the subject of an appeal hearing scheduled for August 4, 2009, at 2:00 p.m.

(Cont'd)

Subject: 436 Corona Del Mar (Cont'd)

Documents:

April 27, 2009, design drawing submitted by the Jeff Doubet, project designer, and Alex Pujo, project architect.

Speakers:

Staff: Assistant Planner Kelly Brodison.

Discussion:

Staff reviewed the site plan and described features of the proposed projects. Staff responded to questions from the Councilmembers related to the interior setback modification. The Council walked to the back of the lot and staff answered questions pertaining to the relationship of the proposed duplex and neighboring properties.

ADJOURNMENT

Mayor Blum adjourned the meeting at 1:55 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

MARTY BLUM
MAYOR

ATTEST:

BRENDA ALCAZAR, CMC
DEPUTY CITY CLERK



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



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING August 11, 2009 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

Councilmembers present: Dale Francisco, Roger L. Horton, Helene Schneider, Mayor Blum.

Councilmembers absent: Iya G. Falcone, Grant House, Das Williams.

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

PUBLIC COMMENT

Speakers: Hans Kistner; Monica Jones, Friends of Los Banos; Kate Smith.

CONSENT CALENDAR

The titles of the ordinance and resolution related to Consent Calendar items were read.

Motion:

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

Vote:

Unanimous roll call vote (Absent: Councilmembers Falcone, House, Williams).

1. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the special meeting of July 23, 2009, and the regular meeting of July 28, 2009.

Action: Approved the recommendation.

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

Recommendation: That Council 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.

Speakers:

Member of the Public: Karen Fryklund.

Action: Approved the recommendation; Ordinance No. 5498.

3. Subject: Airport Public Art Program (610.04)

Recommendation: That Council authorize the Airport Director to execute an agreement between the City and the Santa Barbara County Arts Commission, subject to approval by the City Attorney, for the long-term loan of a mural by the artist Channing Peake.

Action: Approved the recommendation; Agreement No. 23,168 (August 11, 2009, report from the Airport Director).

4. Subject: Avigation And Noise Easement For 5441 Hollister Avenue, Goleta (560.14)

Recommendation: That Council:

- A. Approve and authorize the City Administrator to execute and record a grant deed of avigation and noise easement and agreement imposing conditions on real property by and between St. Athanasius Orthodox Church and the City of Santa Barbara; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting an Avigation and Noise Easement Imposing Conditions on Real Property Known as Assessor's Parcel Number 071-140-072.

(Cont'd)

4. (Cont'd)

Speakers:

Staff: City Attorney Stephen Wiley, Assistant Airport Director Hazel Johns.

Action: Approved the recommendations; Resolution No. 09-069; Deed No. 61-343; Agreement No. 23,169 (August 11, 2009, report from the Airport Director; proposed resolution).

5. Subject: Approval of Single Source Vendor Purchase Of A \$34,123 Total Organic Carbon Analyzer For The Water Resources Laboratory (330.05)

Recommendation: That Council:

- A. Find it in the City's best interest to issue a purchase order to Shimadzu Scientific Instruments (SSI) for the purchase of a Total Organic Carbon (TOC) analyzer, without bids, as authorized by Municipal Code Section 4.54.080 (k) ; and
- B. Authorize the General Services Manager to award purchase order contracts to SSI for services needed to maintain and repair the TOC analyzer for the next five-year period.

Action: Approved the recommendation (August 11, 2009, report from the Public Works Director).

6. Subject: Community Promotion Contract For The Santa Barbara Region Chamber Of Commerce To Support Operation Of The Visitor Information Center (230.02)

Recommendation: That Council authorize the Finance Director to execute a Community Promotion contract with the Santa Barbara Region Chamber of Commerce in an amount of \$54,495 to support year-round expenses of the Visitor Information Center.

Action: Approved the recommendation; Contract No. 23,170 (August 11, 2009, report from the Finance Director).

7. Subject: Response To 2008-2009 Civil Grand Jury Report: Trapped In The Granada Garage Elevator - Not An Uplifting Experience (150.04)

Recommendation: That Council authorize the Public Works Director to submit the City's response to the report of the 2008-2009 Santa Barbara County Civil Grand Jury (Grand Jury): Trapped in the Granada Garage Elevator - Not an Uplifting Experience.

Action: Approved the recommendation (August 11, 2009, report from the Public Works Director).

NOTICES

8. The City Clerk has on Thursday, August 6, 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.
9. Cancellation of the regular Redevelopment Agency meeting of August 11, 2009, due to a lack of business.
10. The public hearing scheduled for August 11, 2009, at 2:00 p.m. to hear an appeal of the Fire and Police Commission's decision for 409 State Street has been cancelled due to withdrawal of the appeal.

This concluded the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

FINANCE DEPARTMENT

11. Subject: Conversion Technology Project - Residual Solid Waste Resolution (630.01)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Regarding its Intention to Commit its Community's Residual Solid Waste to the Conversion Technology (CT) Facility to be Located at the Tajiguas Landfill.

Documents:

- August 11, 2009, report from the Finance Director.
- Proposed Resolution.

The title of the resolution was read.

Speakers:

Staff: Assistant Finance Director Robert Samario.

Motion:

Councilmembers Horton/Francisco to approve the recommendation; Resolution No. 09-070.

Vote:

Unanimous roll call vote (Absent: Councilmembers Falcone, House, Williams).

COUNCIL AND STAFF COMMUNICATIONS

Information:

Mayor Blum reported on her attendance at the funeral held for City of Lompoc Mayor Dick DeWees.

ADJOURNMENT

Mayor Blum adjourned the meeting at 2:35 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

MARTY BLUM
MAYOR

ATTEST:

SUSAN TSCHECH, CMC
DEPUTY CITY CLERK



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 25, 2009
TO: Mayor and Councilmembers
FROM: Treasury Division, Finance Department
SUBJECT: July 2009 Investment Report

RECOMMENDATION:

That Council accept the July 2009 Investment Report.

DISCUSSION:

The attached investment report includes Investment Activity, Interest Revenue, a Summary of Cash and Investments, and Investment Portfolio detail as of July 31, 2009.

ATTACHMENT: July 2009 Investment Report
SUBMITTED BY: Robert D. Peirson, Finance Director
APPROVED BY: City Administrator's Office

CITY OF SANTA BARBARA
Activity and Interest Report
July 31, 2009

INVESTMENT ACTIVITY

PURCHASES OR DEPOSITS

07/01	LAIF Deposit/City	\$ 1,000,000
07/06	LAIF Deposit/City	1,000,000
07/08	LAIF Deposit/City	1,500,000
07/13	LAIF Deposit/City	1,000,000
07/16	Federal Home Loan Mortgage Corp. (FHLMC)	2,000,000
07/21	LAIF Deposit/City	2,000,000
07/22	LAIF Deposit/City	1,000,000
07/27	LAIF Deposit/City	1,000,000
07/30	Federal Home Loan Bank (FHLB)	2,000,000
	Total	\$ 12,500,000

SALES, MATURITIES, CALLS OR WITHDRAWALS

07/02	LAIF Withdrawal/City	\$ (2,000,000)
07/10	LAIF Withdrawal/City	(1,500,000)
07/14	Santa Barbara Airport Promissory Note - Principal Paydown	(500,000)
07/15	Federal Home Loan Bank (FHLB) Call	(2,000,000)
07/16	LAIF Withdrawal/City	(1,000,000)
07/20	LAIF Withdrawal/City	(3,000,000)
07/21	Federal Home Loan Bank (FHLB) Call	(2,000,000)
07/24	LAIF Withdrawal/City	(1,000,000)
07/30	LAIF Withdrawal/City	(5,500,000)
07/31	LAIF Withdrawal/City	(500,000)
	Total	\$ (19,000,000)

ACTIVITY TOTAL

\$ (6,500,000)

INTEREST REVENUE

POOLED INVESTMENTS

Interest Earned on Investments	\$ 383,521
Amortization	11,696
SBB&T Sweep Account Interest	178
Total	\$ 395,396

RDA INVESTMENTS

Interest Earned on Investments (LAIF)	\$ 21,670
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TOTAL INTEREST EARNED

\$ 417,065

CITY OF SANTA BARBARA
Investment Portfolio
July 31, 2009

DESCRIPTION	PURCHASE DATE	MATURITY DATE	QUALITY RATING		STATED RATE	YIELD AT 365	FACE VALUE	BOOK VALUE	MARKET VALUE	BOOK GAIN/(LOSS)	COMMENTS
			MOODY'S	S & P							
LOCAL AGENCY INVESTMENT FUNDS											
LOCAL AGENCY INVESTMENT FUND	-	-	-	-	1.040	1.040	26,000,000.00	26,000,000.00	26,000,000.00	0.00	
LOCAL AGENCY INV FUND/RDA	-	-	-	-	1.040	1.040	24,100,000.00	24,100,000.00	24,100,000.00	0.00	
Subtotal, LAIF							50,100,000.00	50,100,000.00	50,100,000.00	0.00	
CERTIFICATES OF DEPOSIT											
MONTECITO BANK & TRUST	11/18/08	11/18/09	-	-	2.500	2.500	2,000,000.00	2,000,000.00	2,000,000.00	0.00	
Subtotal, Certificates of deposit							2,000,000.00	2,000,000.00	2,000,000.00	0.00	
FEDERAL AGENCY ISSUES - COUPON											
FEDERAL FARM CREDIT BANK	03/06/09	04/24/12	Aaa	AAA	2.250	2.120	2,000,000.00	2,006,849.63	2,028,130.00	21,280.37	
FEDERAL FARM CREDIT BANK	08/17/06	08/17/09	Aaa	AAA	5.125	5.150	2,000,000.00	1,999,979.56	2,003,760.00	3,780.44	
FEDERAL FARM CREDIT BANK	11/07/06	01/18/11	Aaa	AAA	5.750	5.000	2,000,000.00	2,019,524.46	2,142,190.00	122,665.54	
FEDERAL FARM CREDIT BANK	01/29/07	08/25/10	Aaa	AAA	4.750	5.111	2,000,000.00	1,993,018.72	2,086,570.00	93,551.28	
FEDERAL FARM CREDIT BANK	02/01/08	02/01/13	Aaa	AAA	3.790	3.790	2,000,000.00	2,000,000.00	2,026,880.00	26,880.00	Callable 2/01/10, then cont.
FEDERAL FARM CREDIT BANK	03/04/09	03/02/12	Aaa	AAA	2.370	2.370	2,000,000.00	2,000,000.00	2,011,570.00	11,570.00	Callable 3/02/10, then cont.
FEDERAL FARM CREDIT BANK	03/04/09	01/17/12	Aaa	AAA	2.000	2.000	2,000,000.00	2,000,000.00	2,021,250.00	21,250.00	
FEDERAL FARM CREDIT BANK	03/05/09	03/04/13	Aaa	AAA	2.600	2.600	2,000,000.00	2,000,000.00	2,021,250.00	21,250.00	
FEDERAL FARM CREDIT BANK	05/08/09	04/08/13	Aaa	AAA	2.200	2.200	2,000,000.00	2,000,000.00	1,988,750.00	(11,250.00)	
FEDERAL FARM CREDIT BANK	06/19/09	06/18/12	Aaa	AAA	2.125	2.125	2,000,000.00	2,000,000.00	2,013,130.00	13,130.00	
FEDERAL HOME LOAN BANK	10/25/06	02/12/10	Aaa	AAA	3.875	5.117	1,000,000.00	993,998.06	1,018,440.00	24,441.94	
FEDERAL HOME LOAN BANK	12/18/06	11/03/09	Aaa	AAA	3.500	4.834	2,000,000.00	1,993,697.78	2,015,620.00	21,922.22	
FEDERAL HOME LOAN BANK	05/22/07	06/10/11	Aaa	AAA	5.250	5.005	2,000,000.00	2,008,121.60	2,144,060.00	135,938.40	
FEDERAL HOME LOAN BANK	07/09/07	02/15/11	Aaa	AAA	4.000	5.308	2,000,000.00	1,963,750.62	2,093,750.00	129,999.38	
FEDERAL HOME LOAN BANK	07/09/07	03/12/10	Aaa	AAA	5.000	5.268	1,000,000.00	998,455.52	1,027,970.00	29,514.48	
FEDERAL HOME LOAN BANK	02/26/09	02/24/14	Aaa	AAA	3.250	3.261	2,000,000.00	1,999,432.96	2,001,250.00	1,817.04	Callable 2/24/10, then qtrly
FEDERAL HOME LOAN BANK	03/04/09	06/08/12	Aaa	AAA	4.375	2.110	1,700,000.00	1,805,571.93	1,811,299.00	5,727.07	
FEDERAL HOME LOAN BANK	06/30/09	06/30/14	Aaa	AAA	2.000	2.000	2,000,000.00	2,000,000.00	1,995,320.00	(4,680.00)	StrNt, Callable 6/30/11, once
FEDERAL HOME LOAN BANK	07/16/09	07/16/12	Aaa	AAA	2.200	2.200	2,000,000.00	2,000,000.00	1,995,010.00	(4,990.00)	Callable 10/16/09, once
FEDERAL HOME LOAN BANK	09/14/06	09/29/10	Aaa	AAA	5.125	5.070	1,000,000.00	1,000,540.10	1,049,375.00	48,834.90	
FEDERAL HOME LOAN BANK	05/23/08	06/10/11	Aaa	AAA	3.125	3.520	2,000,000.00	1,986,132.12	2,063,440.00	77,307.88	
FEDERAL HOME LOAN BANK	09/25/08	08/18/09	Aaa	AAA	3.750	3.231	2,000,000.00	2,000,476.84	2,003,120.00	2,643.16	
FEDERAL HOME LOAN BANK	10/18/06	09/11/09	Aaa	AAA	5.250	5.060	1,000,000.00	1,000,188.30	1,005,000.00	4,811.70	
FEDERAL HOME LOAN BANK	11/07/06	10/26/09	Aaa	AAA	5.000	5.000	2,345,000.00	2,344,996.27	2,370,654.30	25,658.03	
FEDERAL HOME LOAN BANK	11/08/06	07/30/10	Aaa	AAA	5.000	5.010	2,000,000.00	1,999,775.29	2,086,570.00	86,794.71	
FEDERAL HOME LOAN BANK	12/18/06	06/22/10	Aaa	AAA	4.500	4.825	2,000,000.00	1,994,722.80	2,069,690.00	74,967.20	
FEDERAL HOME LOAN BANK	06/18/07	03/12/10	Aaa	AAA	4.875	5.382	2,000,000.00	1,994,250.41	2,054,070.00	59,819.59	
FEDERAL HOME LOAN BANK	06/16/08	12/10/10	Aaa	AAA	3.250	3.800	2,000,000.00	1,985,822.28	2,064,380.00	78,557.72	

CITY OF SANTA BARBARA
Investment Portfolio
July 31, 2009

DESCRIPTION	PURCHASE	MATURITY	QUALITY RATING		STATED	YIELD AT	FACE	BOOK	MARKET	BOOK	COMMENTS
	DATE	DATE	MOODY'S	S & P							
FEDERAL HOME LOAN BANK	09/25/08	09/25/09	Aaa	AAA	3.250	3.250	2,000,000.00	2,000,000.00	2,008,760.00	8,760.00	
FEDERAL HOME LOAN MTG CORP	04/08/09	04/08/13	Aaa	AAA	2.500	2.526	2,000,000.00	1,998,313.89	1,996,960.00	(1,353.89)	Callable 4/08/11, once
FEDERAL HOME LOAN MTG CORP	05/19/09	11/19/12	Aaa	AAA	2.170	2.170	2,000,000.00	2,000,000.00	1,999,680.00	(320.00)	Callable 5/19/11, once
FEDERAL HOME LOAN MTG CORP	03/24/09	03/24/14	Aaa	AAA	3.500	3.500	2,000,000.00	2,000,000.00	1,995,940.00	(4,060.00)	Callable quarterly
FEDERAL HOME LOAN MTG CORP	05/13/09	05/13/13	Aaa	AAA	2.400	2.400	2,000,000.00	2,000,000.00	1,999,600.00	(400.00)	Callable 5/13/11, once
FEDERAL HOME LOAN MTG CORP	09/14/06	09/01/09	Aaa	AAA	4.125	5.070	1,000,000.00	999,276.57	1,002,800.00	3,523.43	
FEDERAL HOME LOAN MTG CORP	05/29/07	07/06/10	Aaa	AAA	4.500	5.070	2,000,000.00	1,990,264.91	2,069,600.00	79,335.09	
FEDERAL HOME LOAN MTG CORP	10/15/07	10/15/12	Aaa	AAA	5.050	5.050	2,000,000.00	2,000,000.00	2,018,180.00	18,180.00	Callable 10/15/09, once
FEDERAL HOME LOAN MTG CORP	07/30/09	01/30/13	Aaa	AAA	2.350	2.350	2,000,000.00	2,000,000.00	1,990,580.00	(9,420.00)	Callable 7/30/10, once
FEDERAL HOME LOAN MTG CORP	06/09/09	08/17/12	Aaa	AAA	1.000	2.420	2,000,000.00	1,917,246.27	1,943,200.00	25,953.73	
FEDERAL HOME LOAN MTG CORP	01/29/07	01/25/10	Aaa	AAA	4.375	5.122	2,000,000.00	1,993,382.83	2,037,500.00	44,117.17	
FEDERAL HOME LOAN MTG CORP	05/22/07	09/17/10	Aaa	AAA	3.880	5.015	2,000,000.00	1,976,645.66	2,068,940.00	92,294.34	
FEDERAL HOME LOAN MTG CORP	04/29/09	10/29/12	Aaa	AAA	2.250	2.250	2,000,000.00	2,000,000.00	2,007,180.00	7,180.00	Callable 10/29/10, once
FEDERAL NATL MORTGAGE ASSN	03/18/09	09/18/12	Aaa	AAA	2.500	2.500	2,000,000.00	2,000,000.00	2,025,630.00	25,630.00	Callable 3/18/11, once
FEDERAL NATL MORTGAGE ASSN	03/23/09	03/23/12	Aaa	AAA	2.000	2.000	2,000,000.00	2,000,000.00	2,010,000.00	10,000.00	StrNt, Callable 9/23/10, once
FEDERAL NATL MORTGAGE ASSN	05/04/09	05/04/12	Aaa	AAA	2.150	2.185	2,000,000.00	1,998,483.33	2,000,630.00	2,146.67	Callable 5/04/10, once
FEDERAL NATL MORTGAGE ASSN	04/27/06	04/20/10	Aaa	AAA	4.750	5.270	2,000,000.00	1,993,323.48	2,059,070.00	65,746.52	
FEDERAL NATL MORTGAGE ASSN	02/27/09	02/24/12	Aaa	AAA	2.250	2.250	2,000,000.00	2,000,000.00	2,018,130.00	18,130.00	Callable 2/24/11, once
FEDERAL NATL MORTGAGE ASSN	05/20/09	11/20/12	Aaa	AAA	2.250	2.250	2,000,000.00	2,000,000.00	1,992,820.00	(7,180.00)	Callable 5/20/10, once
FEDERAL NATL MORTGAGE ASSN	03/05/08	03/05/13	Aaa	AAA	4.100	4.100	2,000,000.00	2,000,000.00	2,041,570.00	41,570.00	Callable 3/05/10, once
Subtotal, Federal Agencies							<u>91,045,000.00</u>	<u>90,956,242.19</u>	<u>92,499,268.30</u>	<u>1,543,026.11</u>	
CORPORATE/MEDIUM TERM NOTES											
BERKSHIRE HATHAWAY FIN	01/15/08	01/15/10	Aa2	AAA	4.125	3.630	2,250,000.00	2,254,848.25	2,287,552.50	32,704.25	
GENERAL ELECTRIC CAPITAL CORP	01/10/07	02/22/11	Aa2	AA+	6.125	5.100	2,000,000.00	2,028,436.11	2,104,460.00	76,023.89	
GENERAL ELECTRIC CAPITAL CORP	08/15/06	09/15/09	Aa2	AA+	4.625	5.300	2,000,000.00	1,998,492.90	2,008,220.00	9,727.10	
TOYOTA MOTOR CREDIT	10/19/06	03/15/10	Aa1	AA	4.250	5.140	2,000,000.00	1,989,940.10	2,036,080.00	46,139.90	
WELLS FARGO & CO.	05/30/07	01/12/11	A1	AA-	4.875	5.260	2,000,000.00	1,989,924.13	2,074,120.00	84,195.87	
WELLS FARGO & CO.	10/10/06	08/09/10	A1	AA-	4.625	5.000	2,000,000.00	1,993,066.65	2,053,560.00	60,493.35	
Subtotal, Corporate Securities							<u>12,250,000.00</u>	<u>12,254,708.14</u>	<u>12,563,992.50</u>	<u>309,284.36</u>	
SB AIRPORT PROMISSORY NOTE (LT)											
SANTA BARBARA AIRPORT	07/14/09	06/30/29	-	-	7.000	7.000	7,300,000.00	7,300,000.00	7,300,000.00	0.00	
Subtotal, SBA Note							<u>7,300,000.00</u>	<u>7,300,000.00</u>	<u>7,300,000.00</u>	<u>0.00</u>	
TOTALS							<u>162,695,000.00</u>	<u>162,610,950.33</u>	<u>164,463,260.80</u>	<u>1,852,310.47</u>	

Market values have been obtained from the City's safekeeping agent, Santa Barbara Bank and Trust (SBB&T). SBB&T uses Interactive Data Pricing Service, Bloomberg and DTC.

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AMENDING TITLE NINE OF THE SANTA BARBARA MUNICIPAL CODE TO ENACT A REVISED ORDINANCE PROHIBITING ABUSIVE PANHANDLING BY AMENDING AND REVISING SANTA BARBARA MUNICIPAL CODE CHAPTER 9.50

The Council of the City of Santa Barbara does ordain as follows:

SECTION ONE: Chapter 9.50 of Title Nine of the Santa Barbara Municipal Code is hereby amended in its entirety to read as follows:

9.50.010 Purpose.

In order to protect and promote the rights of the general public to be free from inappropriate conduct and from the potential physical confrontations sometimes associated with panhandling, the City Council finds that there is a need to adopt a City ordinance which imposes reasonable and specific time, place, and manner limitations on those forms of inappropriate and unlawful conduct which may be associated with aggressive panhandling. At the same time, the Council seeks to properly and duly recognize, as well as fully protect to the full extent possible, the First Amendment free speech rights of all concerned.

The Council also finds that balancing the need for public safety with the need to duly protect constitutional rights is especially critical in certain popular retail and visitor-serving areas of the City, such as Cabrillo Boulevard, lower Milpas Street, and certain blocks of State Street (those within the City Central Business District) since these areas are popular public gathering spaces and are often crowded with members of the public and visitors to the Santa Barbara area and since these areas provide only limited public amenities, such as public seating and outdoor dining areas. The Council further finds that, because these areas of Santa Barbara often have thousands of visitors each day and because there is limited public seating and gathering areas available within these blocks of these streets, it is necessary and appropriate to provide panhandling regulations which prevent some persons from monopolizing the use of a public bench or a public seating area for actively panhandling. There is therefore a necessity for the City Council to adopt City regulations which provide for the

shared and reasonable use of these public facilities by all members of the public, especially the elderly and persons with special access needs.

Finally, the City Council believes that these City panhandling regulations will not prevent those persons who wish to properly solicit alms or charitable donations from appropriately using public benches and public seating facilities within these areas of the City for temporary respite purposes nor will these panhandling regulations impact the content of any protected forms of expressive statements made by a panhandler or otherwise improperly restrict anyone's First Amendment rights.

9.50.020 Definitions.

The following words or phrases as used in this Chapter shall have the following meanings:

A. Panhandling.

1. Forms of Panhandling. Panhandling may occur in two forms as follows:

a. Active Panhandling. Any verbal request made by one person to another person seeking a direct response of an immediate donation of money or other item of value.

b. Passive Panhandling. The act of only passively displaying a sign or using any other non-verbal indication that a person is seeking donations without addressing a verbal request or solicitation to any specific person, other than in response to an inquiry from that person.

B. Donation. A gift of money or other item of value and including the purchase of an item for an amount far exceeding its value under circumstances where a reasonable person would understand that the purchase is in substance a gift.

C. Abusive Panhandling. To do one or more of the following acts while engaging in panhandling or immediately thereafter:

1. Blocking or impeding the passage or the free movement of the person panhandled;
2. Following the person panhandled by proceeding behind, ahead or alongside of him or her after the person panhandled declines to make a donation;

3. Threatening, either by word or gesture, the person panhandled with physical harm or an assault;
4. Abusing the person being panhandled with words which are offensive and inherently likely to provoke an immediate violent reaction;
5. Touching the person being panhandled without that person's consent; or
6. Engaging in Active Panhandling in any of the prohibited places or under any of circumstances specified in subparagraph B of section 9.50.030 hereof.

9.50.030 Abusive Panhandling Prohibited; Specific Locations of Where Active Panhandling is Restricted.

A. Abusive Panhandling Prohibited. Abusive Panhandling is unlawful and prohibited entirely within the city of Santa Barbara.

B. Active Panhandling Restricted. Active Panhandling is prohibited when the person being panhandled is in any of the following locations:

1. Waiting at a bus stop;
2. In a vehicle on a public street or alleyway;
3. In a City parking lot or parking structure without regard to whether the person is in a vehicle or not;
4. Within an outdoor dining area of a restaurant or other dining establishment serving food for immediate consumption;
5. Within twenty five-feet of an automated bank teller machine; or
6. In a queue of persons waiting to gain admission to a place of business or to a vehicle, or waiting to purchase an item or admission ticket.

9.50.040 Use of Public Benches and Facilities on Certain Streets for Active Panhandling.

Active Panhandling is prohibited while seated on or otherwise using a public bench or seating area (including any landscape planter or other public street furniture which can be sat upon) within the following areas of the City:

1. **State Street.** On either side of State Street from the 400 block to the 1200 block; or
2. **Milpas Street.** Either side of Milpas Street from the 00 South block to the 200 block North; or
3. **Cabrillo Boulevard.** Cabrillo Boulevard between Castillo Street and Milpas Street.

9.50.050 Penalty for Abusive Panhandling.

Any person who engages in abusive panhandling as defined herein shall be guilty of a misdemeanor and, upon conviction, shall be fined in an amount not to exceed one thousand dollars (\$1000) or be imprisoned for a period not to exceed six months, or both. Other violations of this chapter shall be prosecuted in accordance with the requirements of Santa Barbara Municipal Code Section 1.28.010.

SECTION TWO: This ordinance shall not take effect unless and until the City Clerk of the City of Santa Barbara certifies the adoption of a resolution of the Council which resolution establishes an effective date for this ordinance and which acknowledges the establishment of a Santa Barbara "Alternative Giving" Campaign (as such a campaign is described in more detail in the City Council action of February 4, 2009) all in a manner acceptable to the City Council.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 25, 2009

TO: Mayor and Councilmembers

FROM: Creeks Division, Parks and Recreation Department

SUBJECT: Resolution Authorizing A Financial Assistance Agreement For A Grant Amount Of \$1,789,388 From The State Water Resources Control Board For Catch Basin Inlet Storm Drain Screens Project

RECOMMENDATION:

That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Parks and Recreation Director or Designee to Apply, Negotiate and Execute a Financial Assistance Agreement, and Any Amendments Thereto, with the State Water Resources Control Board (SWRCB).

DISCUSSION:

On February 17, 2009, the American Recovery and Reinvestment Act of 2009 was signed into law by President Obama. This act appropriates additional economic stimulus funds for job preservation and creation, infrastructure investment, energy efficiency and science, assistance to the unemployed, and state and local fiscal stabilization. The California Clean Water State Revolving Fund (CWSRF) received approximately \$280 million from this bill. The CWSRF modified their existing loan program to distribute a portion of these monies as grants to fund nonpoint source pollution control projects throughout the state.

Although competition was extremely high for the stimulus funds, the Creeks Division submitted a grant application for the Catch Basin Inlet Storm Drain Screens Project. The project involves the installation of retractable screens on approximately 1,400 City storm drain inlets to prevent trash and debris from entering the creeks and beaches, while still allowing storm water flows to pass. The project was selected for funding because it creates jobs, builds green infrastructure, and is ready for construction within the required CWSRF timeline.

The CWSRF guidelines require a resolution authorizing the applicant's representative to apply, negotiate, and execute a financial assistance agreement. Council approved such a resolution at its April 28, 2009, meeting; however, since that time, SWRCB attorneys modified the required resolution format. The proposed resolution conforms to the new guidelines.

BUDGET/FINANCIAL INFORMATION:

The total cost of the project is \$2,143,148. The SWRCB grant will provide \$1,789,388 toward the manufacture and installation of the screens. Matching Measure B funds in the amount of \$353,760 are included in the Creeks Division Capital Program.

SUSTAINABILITY IMPACT:

This project is designed to reduce several types of water quality pollutants, including trash, sediment, nutrients, and metals. This will improve water quality and aesthetics in the creeks and on the beaches.

PREPARED BY: Cameron Benson, Creeks Restoration/Water Quality Manager

SUBMITTED BY: Nancy L. Rapp, Parks and Recreation Director

APPROVED BY: City Administrator's Office

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA AUTHORIZING THE PARKS AND RECREATION DIRECTOR OR DESIGNEE TO APPLY, NEGOTIATE AND EXECUTE A FINANCIAL ASSISTANCE AGREEMENT, AND ANY AMENDMENTS THERETO, WITH THE STATE WATER RESOURCES CONTROL BOARD

WHEREAS, the City of Santa Barbara is authorized to enter into a financial assistance agreement with the State of California and the State Water Resources Control Board;

WHEREAS, the City of Santa Barbara authorizes and directs the Parks and Recreation Director, to sign and file, for and on behalf of the City of Santa Barbara, a Financial Assistance Application for a financing agreement from the State Water Resources Control Board for the planning, design, and construction of the Catch Basin Inlet Storm Drain Screen Project;

WHEREAS, the City of Santa Barbara hereby agrees and further does authorize the aforementioned representative or his/her designee to certify that the Agency has and will comply with all applicable state and federal statutory and regulatory requirements related to any financing or financial assistance received from the State Water Resources Control Board; and

WHEREAS, the Parks and Recreation Director, or his/her designee, of the City of Santa Barbara is hereby authorized to negotiate and execute a financial assistance agreement from the State Water Resources Control Board and any amendments or change orders thereto and certify financing agreement disbursements on behalf of the City of Santa Barbara.

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

SECTION 1. The City Council hereby approves and confirms the above-stated Whereas clauses.

SECTION 2. City of Santa Barbara Resolution No. 09-022, approved by the Council on April 28, 2009, is hereby repealed.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 25, 2009

TO: Mayor and Councilmembers

FROM: Creeks Division, Parks and Recreation Department

SUBJECT: Resolution Authorizing The Execution Of A Financial Assistance Agreement For A Grant Amount of \$1,652,197 From The State Water Resources Control Board For Upper Las Positas Creek Restoration And Storm Water Management Project

RECOMMENDATION:

That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Parks and Recreation Director or Designee to Apply, Negotiate, and Execute a Financial Assistance Agreement, and Any Amendments Thereto, with the State Water Resources Control Board (SWRCB).

DISCUSSION:

On February 17, 2009, the American Recovery and Reinvestment Act of 2009 was signed into law by President Obama. This act appropriates additional economic stimulus funds for job preservation and creation, infrastructure investment, energy efficiency and science, assistance to the unemployed, and state and local fiscal stabilization. The California Clean Water State Revolving Fund (CWSRF) received approximately \$280 million from this bill. The CWSRF modified their existing loan program to distribute a portion of these monies as grants to fund nonpoint source pollution control projects throughout the state.

Although competition was extremely high for these stimulus funds, the Creeks Division submitted a grant application for the Upper Las Positas Creek Restoration and Storm Water Management Project. This involves construction of vegetated swales, basins, and pocket wetlands that capture and treat urban storm water runoff from adjacent neighborhoods and the municipal golf course. This project was selected for funding because it creates jobs, builds green infrastructure, and is ready for construction within the required CWSRF timeline.

The CWSRF guidelines require a resolution authorizing the applicant's representative to apply, negotiate, and execute a financial assistance agreement. Council approved such a resolution at its April 28, 2009, meeting; however, since that time, SWRCB attorneys modified the required resolution format. The proposed resolution conforms to the new guidelines.

BUDGET/FINANCIAL INFORMATION:

The total cost of the project is \$1,966,595. The SWRCB grant will provide \$1,652,197 toward the construction of the project. Matching Measure B funds in the amount of \$314,398 are included in the Creeks Division Capital Program.

SUSTAINABILITY IMPACT:

This project is designed to reduce several types of water quality pollutants, including trash, sediment, nutrients, and metals, and also includes several acres of creek habitat restoration.

PREPARED BY: Cameron Benson, Creeks Restoration/Water Quality Manager

SUBMITTED BY: Nancy L. Rapp, Parks and Recreation Director

APPROVED BY: City Administrator's Office

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA AUTHORIZING THE PARKS AND RECREATION DIRECTOR OR DESIGNEE TO APPLY, NEGOTIATE AND EXECUTE A FINANCIAL ASSISTANCE AGREEMENT, AND ANY AMENDMENTS THERETO, WITH THE STATE WATER RESOURCES CONTROL BOARD

WHEREAS, the City of Santa Barbara is authorized to enter into a financial assistance agreement with the State of California and the State Water Resources Control Board;

WHEREAS, the City of Santa Barbara authorizes and directs the Parks and Recreation Director, to sign and file, for and on behalf of the City of Santa Barbara, a Financial Assistance Application for a financing agreement from the State Water Resources Control Board for the planning, design, and construction of the Upper Las Positas Creek Restoration & Storm Water Management Project;

WHEREAS, the City of Santa Barbara hereby agrees and further does authorize the aforementioned representative or his/her designee to certify that the Agency has and will comply with all applicable state and federal statutory and regulatory requirements related to any financing or financial assistance received from the State Water Resources Control Board; and

WHEREAS, the Parks and Recreation Director, or his/her designee, of the City of Santa Barbara is hereby authorized to negotiate and execute a financial assistance agreement from the State Water Resources Control Board and any amendments or change orders thereto and certify financing agreement disbursements on behalf of the City of Santa Barbara.

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

SECTION 1. The City Council hereby approves and confirms the above-stated Whereas clauses.

SECTION 2. City of Santa Barbara Resolution No. 09-022, approved by the Council on April 28, 2009, is hereby repealed.



Agenda Item No. _____

File Code No. **560.04**

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 25, 2009

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Contract For Design Of The Airline Terminal Improvement Project – Specialty Items

RECOMMENDATION:

That Council authorize the Public Works Director to execute a contract with Howard, Needles, Tammen & Bergendoff, California Architects, P. C. (HNTB), in the amount of \$216,904 for professional services for the Airline Terminal Improvement Project (Project), and authorize the Public Works Director to approve expenditures of up to \$22,000 for extra services of HNTB that may result from necessary changes in the scope of work.

DISCUSSION:

BACKGROUND

HNTB prepared the construction documents for the Project, including most of the elements needed for the complete facility. Several important specialty elements of the facility still need to be designed so that the Airport can procure and incorporate them into the finished Terminal complex. The subject contract will authorize HNTB to design the needed systems, assist in the procurement and installation of the systems, and provide other miscellaneous design and coordination services.

PROJECT DESCRIPTION

The work consists of specialty items not included as part of the overall Terminal building bid process. These items include: an outbound baggage handling system, passenger boarding bridges, electrical work to accommodate photovoltaic panels, a new water main, and coordination related to the Terminal Arts Program. These items were not included in the Project design documents, as it was determined that the Airport could save money by bidding each of these systems independently from the Project bid.

CONSULTANT PROFESSIONAL SERVICES

Staff recommends that Council authorize the Public Works Director to execute a contract with HNTB in the amount of \$ 216,904. HTNB was selected to provide design and construction management services for the Project through a Request for Proposals process and is experienced in this type of work.

FUNDING

The following summarizes all estimated costs for work related to the contract:

ESTIMATED TOTAL PROJECT COST

Design (by Contract) (includes up to \$22,000 change order)	\$238,904
Other Design Costs - City staff (if contract), Environmental (Assessments, etc.)	\$5,000
Subtotal	\$243,904
Estimated Construction Contract w/Change Order Allowance	\$2,500,000
Subtotal	\$2,500,000
TOTAL PROJECT COST	\$2,743,904

There are sufficient funds in the Airport Bond Fund to cover these costs.

PREPARED BY: Owen Thomas, Principal Engineer – Airport/sk

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 25, 2009

TO: Mayor and Councilmembers

FROM: Creeks Division, Parks and Recreation Department

SUBJECT: Professional Services Contract With HDR Engineering, Inc., For The Mission Creek Fish Passage Project At The Caltrans Channels Final Design Plans And Construction Specifications

RECOMMENDATION: That Council:

- A. Authorize the Parks and Recreation Director to execute a professional services agreement with HDR Engineering, Inc., in the amount of \$511,600 to prepare final design plans and construction specifications for the Mission Creek Fish Passage Project at the Caltrans Channels; and
- B. Authorize the Parks and Recreation Director to increase these services by 10 percent, or \$51,160 to cover any cost increases that may result from final design review and construction requirements.

DISCUSSION:

Project Description

The purpose of the fish passage project at the Caltrans Channels is to remove the single largest barrier to upstream steelhead trout migration on Mission Creek. With excellent habitat in the upper watershed, an existing population of rainbow trout and frequent attempts of steelhead trout to migrate upstream (five of the last six years), the City is in a unique position to re-establish migratory access for endangered steelhead trout in Mission Creek.

Project Review

Over the last two years, the fish passage project at the Caltrans Channels has undergone an extensive design and review process. The City Council and Creeks Advisory Committee have both received presentations on the project. The Santa Barbara County Flood Control District, which owns the flood control channels, has reviewed and approved the concept design and has granted the City a secondary use agreement to modify the flood control channels to allow for fish passage. The resources agencies, including the California Department of Fish and Game and National Oceanic and Atmospheric

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Professional Services Contract With HDR For Mission Creek Fish Passage Project At The Caltrans Channels Final Design Plans And Construction Specifications

August 25, 2009

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Administration, have also reviewed and support the project. Additional project review, including impacts to water supply, flood capacity, and biological resources, will occur during the environmental review and permitting processes which will occur prior to finalizing the design.

Consultant Selection

In October 2007, a request for proposals was distributed to 48 engineering and design firms located throughout California. Five consulting firms submitted proposals and all 5 firms were interviewed (HDR Engineering, Inc., MNS Engineers, Inc., Penfield and Smith, Questa Engineering Corporation, and URS).

City staff from the Creeks Division and Public Works Engineering Division conducted the interviews. After careful review, staff recommends HDR Engineering, Inc., a multi-disciplinary professional services firm located in Irvine, California. HDR Engineering, Inc. has demonstrated experience with the engineering and design of fish passage and flood control projects. HDR Engineering, Inc. has extensive experience with public sector projects, including successful work with the Santa Barbara County Flood Control District and Ventura County Watershed Protection District. The company takes a collaborative approach to design and has completed a number of successful fish passage projects. Previous clients, including the Santa Barbara County Flood Control District and Cachuma Conservation Release Board, have been pleased with the innovative design work and professional conduct of HDR Engineering, Inc. and have recommended them for selection.

Timeline

It is anticipated the final design plans, construction specifications, and permitting will take up to 12 months to complete. With Council approval of the contract, the project will begin in August 2009, and final design products will be delivered by August 2010. The timeline includes environmental analysis and permitting, review by stakeholders and resource agencies, and public meetings with the Creeks Advisory Committee and the Santa Barbara County Flood Control District.

BUDGET/FINANCIAL INFORMATION:

The cost to prepare the final designs and construction specifications is \$511,600. This amount includes preliminary plan peer review, final design plans and specifications, and bid support for the anticipated project construction phase. A 10 percent contingency amount of \$51,160 is also included to cover any cost increases that may result from final design review and construction requirements. Including contingency funds, the total cost for the HDR Engineering, Inc. contract is \$562,760.

Funding for the contract will be provided by \$355,000 in grant funds from the California Department of Fish and Game, Annenberg Foundation grant funds of \$135,000 provided by the EDC, and \$72,760 from the Fiscal Year 2010 Creeks Capital Fund.

SUSTAINABILITY IMPACT:

Removing the primary barrier to steelhead trout migration on Mission Creek will help restore the health and diversity of critical fish habitat within the City of Santa Barbara.

PREPARED BY: George Johnson, Creeks Supervisor

SUBMITTED BY: Nancy L. Rapp, Parks and Recreation Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 25, 2009

TO: Mayor and Councilmembers

FROM: Business Division, Waterfront Department

SUBJECT: Representative Services Agreement With Carpi & Clay, Inc., For The Waterfront Department

RECOMMENDATION:

That Council authorize the City Administrator to execute a Representative Services Agreement between the City of Santa Barbara and Carpi & Clay Inc., doing business as Carpi, Clay & Smith, for liaison and contact services with the United States Government regarding federal assistance to the City's waterfront, at a rate not to exceed \$1,500 per month, and in a total amount not to exceed \$36,000, for Fiscal Years 2010 and 2011.

DISCUSSION:

The Waterfront Department retained Carpi, Clay & Smith (formerly E. Del Smith and Company) beginning in Fiscal Year 1989-1990 to assist in dealing with significant issues regarding federal assistance in the Waterfront, including the successful return of the Naval Reserve Center to the City and continued maintenance dredging of the Harbor by the U.S. Army Corps of Engineers. Funding for ongoing maintenance dredging of the Santa Barbara Harbor continues in large part do to the coordination and assistance of Mr. Smith of Carpi, Clay & Smith.

Although Waterfront Department staff continues to work directly with federal officials and the California Marine Affairs and Navigation Conference (C-MANC), the retention of Carpi, Clay & Smith provides a more direct and continuous approach to our federal representatives in Washington, D.C. The monthly rate has remained at \$1,500 since Fiscal Year 2008. Funds for this contract were included in the Department's Fiscal Year 2010 budget.

PREPARED BY: Scott Riedman, Waterfront Business Manager

SUBMITTED BY: John N. Bridley, Waterfront Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 25, 2009

TO: Mayor and Councilmembers

FROM: Recreation Division, Parks and Recreation Department

SUBJECT: Renewal Of Agreement With Major League Softball

RECOMMENDATION:

That Council authorize the Parks and Recreation Director to execute an agreement with Major League Softball, Inc. (MLS), to perform adult softball league services.

DISCUSSION:

Background

MLS has been under contract with the City since August 24, 2004, to provide adult softball league programs for the Parks and Recreation Department. The last agreement had a 2-year term ending June 30, 2008, and was extended to complete the renewal of this contract. The proposed agreement would expire on June 30, 2010.

During development of the Fiscal Year 2004 Parks and Recreation budget, Adult Softball League fees were increased to recover a higher percentage of program costs. Community members expressed that these fee increases in addition to the implementation of the non-resident fee, would make league fees prohibitive to participation. The City explored the options of utilizing a non-profit agency or private contractor for adult softball league services to reduce City costs and corresponding fees. MLS was chosen at that time. MLS has provided adult softball program administration and ball field maintenance services since 1986, and currently serves 28 cities and counties in Southern California, including Santa Barbara.

Since 2004, MLS has provided the City softball program with registration services, infield maintenance, league coordination, computerized scoring and statistics for 4 seasons per year, and one field renovation. MLS staff has also been available to complete additional field improvements needed by the Parks Division. The agreement with MLS has permitted the Department to continue to provide a quality adult softball program while keeping the fees competitive and affordable for program participants.

MLS Performance

The chart below outlines the participation numbers in MLS programs since 2004. Competition for softball teams in the Santa Barbara area remains fierce, but MLS has made strides in increasing their team numbers over the last 4 years. Fiscal Year 2009 shows a 4% increase over Fiscal Year 2008. Staff is satisfied with the performance of MLS and will work closely with MLS staff to continue to refine the program and increase marketing to increase participation in Fiscal Year 2010.

Adult Softball Participation					
	MLS	MLS	MLS	MLS	MLS
	FY 05	FY 06	FY 07	FY 08	FY 09
Total Teams	241	210	194	217	226

MLS President, Dave Johnson, and his staff, the City Sports Section, and the Parks Division have maintained open lines of communication and developed a good working relationship over the last five years.

BUDGET/FINANCIAL INFORMATION:

Revenue received from MLS has helped to partially offset budgeted utility costs for lights and a portion of the outfield maintenance provided by the Parks Division. In Fiscal Year 2009, the City received \$27,000 from this agreement. The MLS agreement continues to provide a more cost effective option for the Parks and Recreation Department to implement the Adult Softball program.

PREPARED BY: Judith Cook McCaffrey, Recreation Programs Manager
Jeff Smith, Sports Supervisor

SUBMITTED BY: Nancy L. Rapp, Parks and Recreation Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 25, 2009

TO: Mayor and Councilmembers

FROM: Business Division, Waterfront Department

SUBJECT: License Agreement With Commercial Fishermen Of Santa Barbara, Inc.

RECOMMENDATION:

That Council authorize the City's execution of a five-year license agreement between the City and Commercial Fishermen of Santa Barbara, Inc., for the berthing of commercial fishing boats on the north side of Cabrillo Landing in the Santa Barbara Harbor.

DISCUSSION:

Commercial Fishermen of Santa Barbara, Inc., formerly Sea Urchin Harvesters Association California (SUHAC), has maintained a license agreement for dock space on the north side of Cabrillo Landing since 1987. The current agreement expired on July 20, 2009.

The basic terms are summarized as follows:

- Five-year term
- Rent of \$1,268 per month
- Licensee's rent shall be adjusted at the same time and in the same percentage increase as Harbor slip fees
- Licensee's site shall be a 143-foot side-tie on the north side of Cabrillo Landing
- Licensee agrees to provide City with a list of boats including names and registration numbers authorized to use the site
- Licensee shall maintain a general liability insurance policy in the amount of \$1,000,000

All terms and conditions are similar to the previous license agreement.

The urchin harvester's group has been prompt with payments and has successfully operated at Cabrillo Landing for the past 22 years. The tenant is in good standing with the Department. The Harbor Commission recommended approval of the license agreement at the July 16, 2009, meeting.

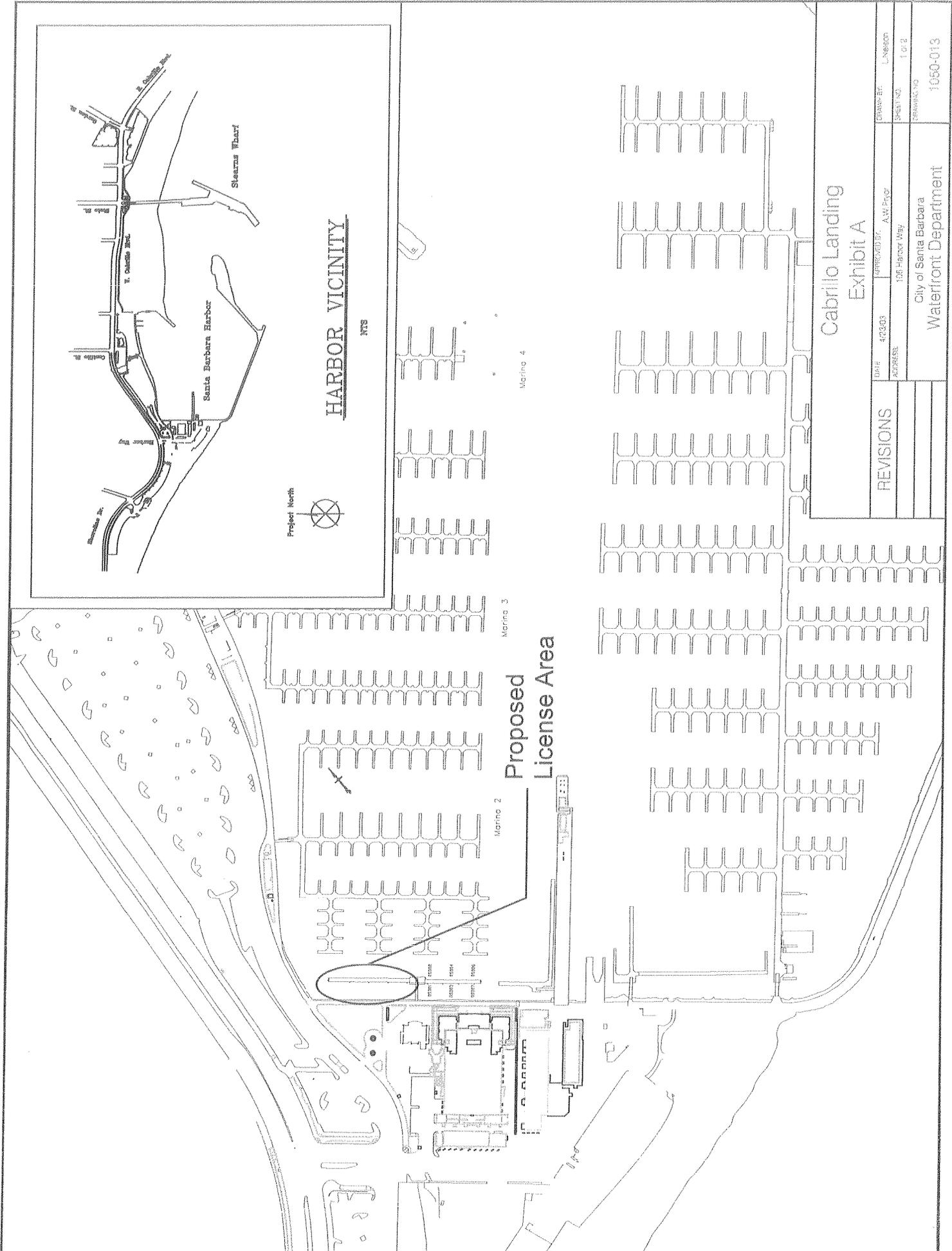
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License Agreement With Commercial Fishermen Of Santa Barbara Inc.
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ATTACHMENT: Site Plan

PREPARED BY: Scott Riedman, Waterfront Business Manager

SUBMITTED BY: John N. Bridley, Waterfront Director

APPROVED BY: City Administrator's Office



HARBOR VICINITY

NYS

Project North



Proposed License Area

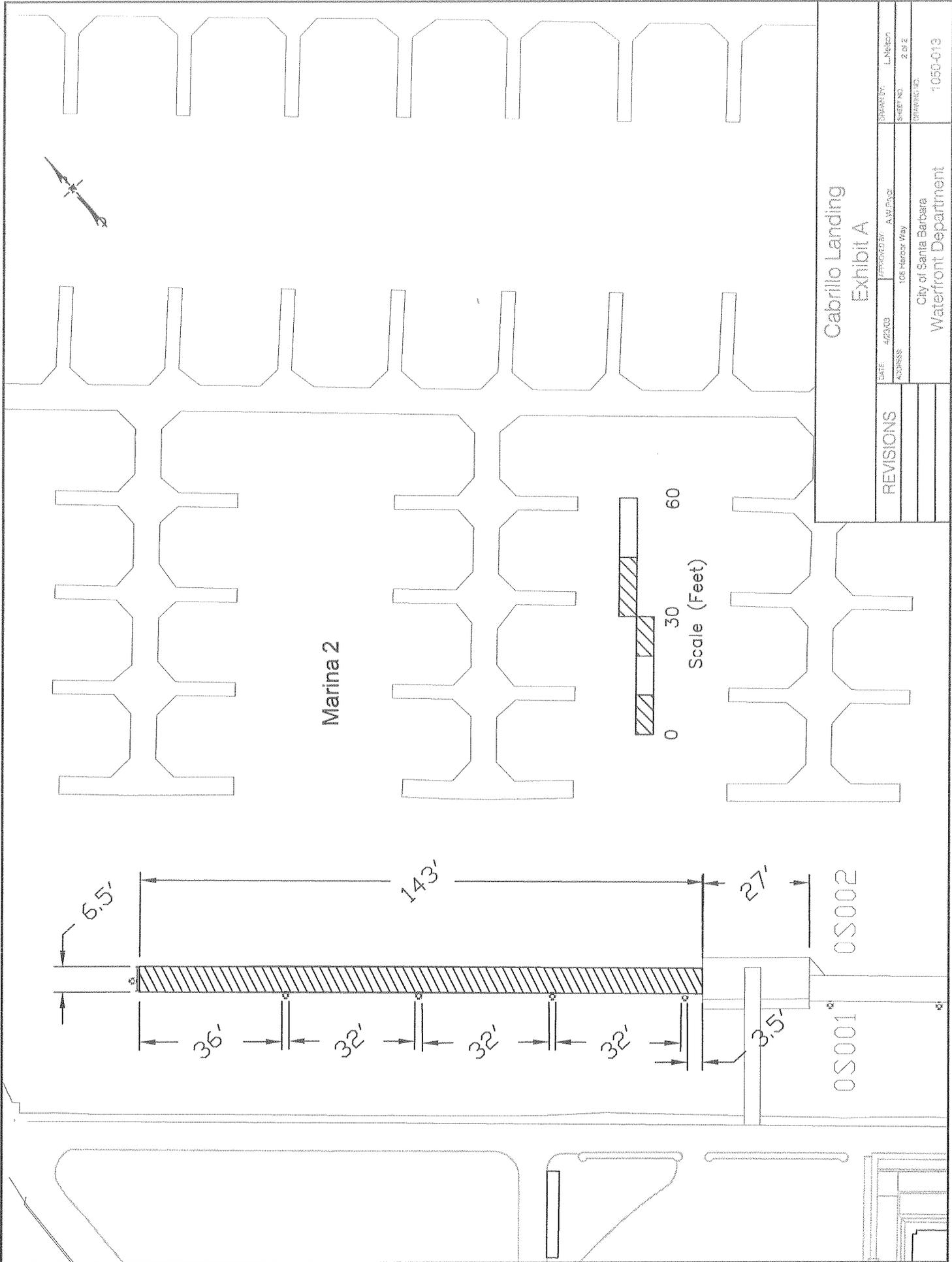
Cabrillo Landing
Exhibit A

REVISIONS

DATE: 4/23/03
 APPROVED BY: A.M. PUGH
 ADDRESS: 106 Harbor Way

GRAPHIC: LANSOP
 SHEET NO: 1 of 2
 DRAWING NO: 1050-013

City of Santa Barbara
Waterfront Department



Cabrillo Landing
Exhibit A

DATE: 4/25/03	APPROVED BY: A.W. PUGH	DRAWN BY: L. NELSON
ADDRESS: 105 Harbor Way		SHEET NO. 2 OF 2
	City of Santa Barbara	DRAWING NO. 1050-013
	Waterfront Department	

REVISIONS



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 25, 2009

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Increase In Change Order Authority For The Santa Barbara Airport Temporary Facilities And Site Preparation Contract

RECOMMENDATION:

That Council approve additional change order expenditure authority for the Santa Barbara Airport Temporary Facilities and Site Preparation Contract No. 23,004, in the amount of \$202,069, for a total change order expenditure authority of \$552,069.

DISCUSSION:

PROJECT DESCRIPTION

The Airline Terminal Improvement Program involves construction work under several contracts. The first contract made ready the air-side of the terminal by constructing a new aircraft parking apron, and realigning and widening Taxiway B adjacent to the new terminal and parking apron. Construction of this work began in September 2008 and was completed in April 2009.

The contract for construction of the Santa Barbara Airport Temporary Facilities and Site Preparation Project, awarded by Council on March 24, 2009, is the second construction contract for the terminal. This contract prepares the site for construction of the new terminal building, including temporary site improvements, improvements to the soil underlying the new terminal building foundation, while allowing the existing terminal to continue to function normally.

The contract for construction of the Santa Barbara Airport Airline Terminal Improvement Project (Terminal Project), also awarded March 24, 2009, was the third construction contract for the terminal, and allows for construction of the new terminal building and all other site improvements.

Upon receipt of bids for the Terminal Project, it was immediately realized that the bids were significantly lower than the engineer's estimate. This allowed the Airport to budget for some of the deleted items in the final bid package, including the installation of four passenger loading bridges.

This request for increased change order authorization expenditure is for two items that were not in the budget for this Temporary Facilities Project contract. The first item will provide for passenger loading bridge ground improvements for all four bridges. The ground improvements are the same as what is being installed onsite now as part of the project. Completing these additional soil improvements will save the Airport approximately \$50,000 for the cost of mobilization of the soil improvement operation. The additional cost for this item of work is \$158,599.

The second item of work involves the installation of light standards in the new rental car parking lot. This item of work was included in the Terminal Project; however, during the course of this project, it became apparent that the existing light standards that were removed could be installed in the rental car storage lot as part of this contract. This is necessary to provide lighting and is a cost savings to the Terminal Project contract, as the lights specified in that contract will be deleted from that contract. The total cost of this item of work is \$43,470.

INCREASED CHANGE ORDER AUTHORITY

Lash Construction, Inc., has completed 25% of the work on this project and one change order has been executed for \$123,387. Staff recommends the proposed increase in change order authority to cover the cost of the additional ground improvements and rental car lighting, and leaving the remaining change order balance (\$226,613) intact for future unforeseen conditions at the site. This recommendation takes advantage of both the savings realized by not remobilizing the soil improvement contractor, and by utilizing light standards that were removed as part of the realignment of airport parking lots.

The following chart summarizes the proposed contract order expenditures:

CHANGE ORDER FUNDING SUMMARY

Original Authorized Change Order Allowance (10%)	\$350,000
Proposed Additional Allowance (6%)	\$202,069
Total Proposed Change Order Allowance (16%)	\$552,069

The following chart summarizes the contract authorizations:

CONTRACT FUNDING SUMMARY

	Basic Contract	Change Funds	Total
Lash Construction	\$3,475,850	\$350,000	\$3,825,850
Additional Authorization	-0-	\$202,069	\$202,069
Total Recommended Authorization	\$3,475,850	\$552,069	\$4,027,919

FUNDING

Funding for this project is available in the Airport Bond fund.

PREPARED BY: Owen Thomas, Principal Civil Engineer/LR/sk

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 25, 2009
TO: Mayor and Councilmembers
FROM: Airport Administration, Airport Department
SUBJECT: Renewal Of Passenger Facility Charge Application

RECOMMENDATION:

That Council authorize staff to submit an "impose and use" Passenger Facility Charge (PFC) application, continuing the \$4.50 PFC fee, in the amount of \$19,945,000 to finance a portion of the debt service for the Airline Terminal Improvement Project.

DISCUSSION:

Background

In 1990, the Department of Transportation, Federal Aviation Administration (FAA) provided authorization for commercial service airports to impose and use a passenger facility charge (PFC). In August 2003, the PFC fee for Santa Barbara Airport was increased from \$3 to \$4.50 and is assessed on airline tickets for the first two enplaning airports (outbound) and the last two enplaning airports (inbound) on all enplaned passengers. The airlines collect the PFC, retain an administrative fee of \$0.12 per fee, and remit the total collected to the Airport on a monthly basis. The funds generated from the PFC can only be used on eligible airport-related capital improvement projects.

The FAA has approved five PFC applications for the Santa Barbara Airport since 1997. The collections and projects for PFC No. 1, 2, 3, and 4 have been completed. It is anticipated that PFC No. 07-06-C-00-SBA will be fully funded and collected by April 1, 2010. FAA has approved a total collection of \$14,457,890 for the five PFC applications.

Airline Terminal Financial Plan

Financing of the Airline Terminal Improvement Project, including the new and historic airline terminal, roadway, parking, airside improvements, and related facilities, will be made available through a combination of funding sources. These sources include approximately \$46.7 million in long-term debt issued through lease revenue bonds; FAA Airport Improvement Program grants funds, and Airport cash reserves.

The long-term debt (principle and interest) will be repaid from:

- Airline terminal user rents (\$27,325,000),
- Passenger Facility Charge fees (\$19,945,000),
- FAA grant funds including two existing grants received this year for the project, AIP-39 (\$1,347,262) and AIP-40 (\$2,378,517),
- Two FAA AIP grants to be received in federal fiscal years 2010 and 2011 (AIP-41 estimated to be \$2,797,600 and AIP-42 estimated to be \$2,860,000), and
- Airport Reserves.

Impose and Use a new PFC Application

The City of Santa Barbara PFC application proposes a renewal of the impose and use fee of \$4.50 per enplaned passenger for total PFC Charge revenue in the amount of \$19,945,000.

The project includes construction of the new 60,000 square foot Airline Terminal, restoration of the 7,000 square foot historic terminal, aircraft ramp reconstruction, roadway and entrance improvements, and associated parking facilities. The total cost of the Airline Terminal Improvement Project (preliminary design through construction) is estimated at \$63 million.

Air Carrier Consultation

On July 15, 2009, an Air Carrier Consultation meeting was held to review the status of the construction project, including the receipt of low bids on the project allowing use of bond funds for additional items previously not included (multiple boarding bridges, bag screening conveyor systems, and furniture and fixtures). Copies of the Feasibility Study prepared by Jacobs Consultancy and a copy of the Bond Debt Service report from Morgan Stanley, the underwriter of the bond issue, were provided to all airlines.

The Air Carriers have 30 days to provide written certification of acceptance or disagreement of the proposed bond issue. Verbal approval was voiced by the carriers and to date Horizon Airlines and Skywest Airlines have submitted written approval certification.

Summary

A 30-day Notice to the Public was posted to the City of Santa Barbara's website on June 18, 2009; one comment was received asking if the \$4.50 fee was a new charge. The response was no the \$4.50 is not new, but a new application with a new project is being proposed for the fees.

Once the application is filed with FAA, review and approval is expected on or before December 1, 2009, with an effective date of April 1, 2010.

PREPARED BY: Hazel Johns, Assistant Airport Director

SUBMITTED BY: Karen Ramsdell, Airport Director

APPROVED BY: City Administrator's Office



Agenda Item No. _____

File Code No. 130.03

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 25, 2009

TO: Mayor and Councilmembers

FROM: City Administrator's Office

SUBJECT: New Sister City Of Kotor, Montenegro

RECOMMENDATION:

That Council adopt by reading of title only, A Resolution of the Council of the City of Santa Barbara Providing for the Establishment of a Sister City Relationship with the City of Kotor, Montenegro.

DISCUSSION:

The Santa Barbara Sister Cities Board is presenting for your consideration a new Sister City relationship with Kotor, Montenegro, adopting the attached Resolution. On May 6, 2009, the Santa Barbara Sister Cities Board met in a regular meeting to receive a request from the Steering Committee for the Santa Barbara – Kotor, Montenegro Sister City. This committee stated that both Santa Barbara and Kotor citizens have an interest in establishing a Sister City relationship uniting our two cities in a bond of friendship and culture. The Board approved their request.

PREPARED BY: Linda Gunther, Administrator's Office Supervisor

SUBMITTED BY: Joan Kent, Assistant City Administrator

APPROVED BY: City Administrator's Office

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SANTA BARBARA PROVIDING FOR THE
ESTABLISHMENT OF A SISTER CITY RELATIONSHIP
WITH THE CITY OF KOTOR, MONTENEGRO

WHEREAS, the City of Santa Barbara has entered into Sister City affiliations with cities in different countries throughout the world;

WHEREAS, the desire to establish a Sister City relationship between the cities of Santa Barbara and Kotor, Montenegro, has been expressed by citizens of both cities;

WHEREAS, the Sister City People-to-People Citizen Diplomat Program promotes friendship and peace between countries, a vital concern between the world's nations;

WHEREAS, Kotor, like Santa Barbara, is a seaside destination resort which attracts international crowds to its natural beauty and a variety of attributes and activities, both cities have working harbors and are geographically similar with a predominate mountain range, off shore islands and a Mediterranean climate; and

WHEREAS, the City of Santa Barbara, California, and Kotor, Montenegro, both have established committees with their primary concern being the effectiveness and longevity of a Sister City as its single most important factor being the mutuality of interest among the people of both cities.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SANTA BARBARA that official approval is given to establishing a Sister City relationship between Kotor, Montenegro, and the City of Santa Barbara, California.



Agenda Item No. _____

File Code No. 120.08

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 25, 2009

TO: Mayor and Councilmembers

FROM: Office of Emergency Services, Fire Department

SUBJECT: *StormReady* Community Designation

RECOMMENDATION:

That Council accept an award by the National Weather Service designating the City of Santa Barbara as "*StormReady*".

DISCUSSION:

The "*StormReady*" award is a great example of the collaboration between the local government, federal government, and the community. *StormReady* communities are better prepared to save lives from the onslaught of severe weather through advanced planning, education and awareness. No community is storm proof, but *StormReady* can help communities save lives.

The designation is a three-year term and as a result of the designation, the City may notify the federal Insurance Services Organization for consideration to obtain 25 Community Rating System (CRS) points, which may lower the City's National Flood Insurance Program insurance premiums.

ATTACHMENT: *StormReady* Designation Award Letter to the City of Santa Barbara

PREPARED BY: Yolanda McGlinchey, Emergency Services Manager

SUBMITTED BY: Andy DiMizio, Interim Fire Chief

APPROVED BY: City Administrator's Office



August 12, 2009

Yolanda McGlinchey
City of Santa Barbara Fire Dept OES
Emergency Services Manager
121 W Carrillo St
Santa Barbara, CA 93101

Dear Ms. McGlinchey:

Congratulations! This letter is to inform you that the National Weather Service (NWS) has recognized the city of Santa Barbara as a *StormReady* community. Everyone involved in the NWS compliance process has every reason to be proud of this accomplishment. Earning your *StormReady* recognition indicates that the city of Santa Barbara has done everything possible to improve emergency first responder and citizen preparedness in the event of a natural disaster. Your community's improved communications infrastructure and increased level of severe weather awareness will no doubt minimize the loss of life and/or property in the future.

Thank you for helping us with completing the *StormReady* checklist and reviewing the city of Santa Barbara's application. The NWS Los Angeles/Oxnard *StormReady* Advisory Board members approved your application, and I have notified the NWS Headquarters in Washington D.C., and the NWS Regional Office in Salt Lake City, Utah, of your accomplishments. I have two (2) *StormReady* signs for your use. Attached are instructions on how to obtain additional signs at your expense. You may now wish to notify the Insurance Services Organization for consideration to obtain 25 Community Rating System (CRS) points which may lower your NFIP flood insurance premiums.

The Santa Barbara *StormReady* designation is good for a period of three years from the date of this letter. After this time, you must re-apply to be re-recognized in August 2012. Please visit our national *StormReady* Web site at www.stormready.noaa.gov to see the city of Santa Barbara on our national map of recognized communities. If there are any questions, please feel free to call me or Eric Boldt, WCM at (805) 988-6615. Once again, congratulations on your accomplishment!

Sincerely,

Mark Jackson
Meteorologist in Charge
NWS Los Angeles/Oxnard

Attachment

cc: StormReady Advisory Board



Ordering Additional StormReady Signs

StormReady communities can purchase additional 2'x2' signs from Oklahoma Correction Industries (OCI) at a cost of about \$32 each plus shipping. When ordering, ask for the "NWS StormReady Sign" and specify whether you want StormReady COUNTY signs or StormReady COMMUNITY signs. OCI's phone number is: 405-962-7007 and its fax: 405-962-7022.

You can also order Storm/TsunamiReady Outreach Materials from the National Logistics Support Center in Kansas City. NLSC's phone number is: 816-926-3990 and its fax: 816-926-7901.

- 1) 18 x 24" StormReady Poster: NOAA PA # 200354. Use a NOAA Form 37-4 to order up to two packages (with 25 posters in each)
- 2) StormReady Tri-fold Brochure: NOAA PA # 20053
- 3) TsunamiReady Tri-fold Brochure: NOAA PA # 200357





CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 25, 2009

TO: Mayor and Councilmembers

FROM: Accounting Division, Finance Department

SUBJECT: Fiscal Year 2009 Preliminary Year-End Results

RECOMMENDATION: That Council:

- A. Accept the Fiscal Year 2009 Interim Financial Statements for the Year Ended June 30, 2009; and
- B. Hear a report from staff on the General Fund's preliminary year-end results of operations and options for addressing the shortfall of revenues in relation to expenditures.

DISCUSSION:

The accompanying interim financial statements (Attachment 1) present the preliminary year-end revenues and expenditures, with a comparison to budgeted amounts, for the fiscal year ended June 30, 2009. Revenues and expenditures will continue to be analyzed and, as necessary, further adjusted in the next few weeks in preparation for the annual independent financial audit.

Each month staff provides City Council with interim financial statements that provide a status of revenues and expenditures in relation to budget. In those interim reports, the focus is on identifying any material variances and, if appropriate, any adjustments to the budget that may be required. At year-end, however, the focus is more on providing a summary of the final results of operations and their impacts on reserve balances, and to help understand material favorable and unfavorable variances from budget.

Recap of General Fund Mid-Year Balancing Strategy

On March 3, 2009, staff presented the mid-year report detailing the status of revenues and expenditures as of December 31, 2008. At that time, staff had projected a year-end General Fund deficit of \$6.7 million as a result of the following items:

Shortfall in Tax and Other Non-Departmental Revenues	\$ 2,397,232
Shortfall in Departmental Fees and Charges	1,450,000
Unrealized Anticipated Year-End Variances	2,420,494
Unbudgeted Leave Cash-Out – Retirees	<u>400,000</u>
Total	<u><u>\$6,667,726</u></u>

The strategy to close the projected deficit included six components, summarized in the table below.

	<u>Amount</u>
Departmental Savings	\$ 3,500,000
Appropriated Reserves	700,000
Workers' Comp Reserves	1,000,000
Internal Service Fund Rebates	243,373
Street Sweeping Fund Reserves	500,000
Capital Program Deferrals	725,000
Total	<u>\$ 6,668,373</u>

Preliminary Year-End Expenditure Results

Attachment 2 presents the adjusted budget, actual expenditures, and encumbrances for each department in the General Fund. As shown on the schedule, expenditures are \$4,332,588 under budget (excluding encumbrances) at year end. This includes \$700,000 in unspent appropriated reserves included in "Non-Departmental" that was intended to remain unspent as part of the mid-year balancing strategy. Excluding appropriated reserves, General Fund departments exceeded their targeted savings of \$3.5 million by \$132,588. This is a notable accomplishment given the savings target was calculated half way through the fiscal year.

As shown in Attachment 2, Police Department expenditures exceeded the adjusted budget for the year by more than \$252,000 due to over-hiring sworn staff, as directed by Council, and other unbudgeted costs. However, Police revenues exceeded budget by approximately \$145,000, which will be used to offset a portion of the unbudgeted costs. The additional revenue is due to Special Events permits exceeding budget by approximately \$78,000, animal license fees exceeding budget by approximately \$38,000, and reimbursements from other agencies for services performed.

Preliminary Year-End Revenue Results

At mid-year, non-departmental revenues, consisting primarily of taxes, were lowered by \$2,397,232 based on projections developed in January 2009. In addition, departmental fees and charges were lowered by \$1,450,000, of which \$1 million was attributed to declining building and planning fees, with the balance attributable to declines in parking violations. Since then, revenues have declined even further.

Attachment 3 summarizes total General Fund revenues, showing the adopted budget, mid-year adjustments, other budget adjustments during the year, and the preliminary year-end results. Since January, tax revenues have gotten progressively worse, requiring several adjustments to year-end projections. The key General Fund tax revenues are shown in the table below.

	<u>Adopted Budget</u>	<u>Mid-Year Adjustments</u>	<u>Adjusted Budget</u>	<u>Prelim. Year End Results</u>	<u>Expected Variance</u>
Sales	\$20,434,000	\$(1,552,568)	\$18,881,432	\$17,679,672	\$(1,201,670)
Property	23,306,000	(140,705)	23,165,295	23,237,116	71,821
Trans. Occup.	13,334,000	(548,887)	12,785,113	12,057,575	(727,538)
Utility Users	6,966,000	163,923	7,129,923	6,849,387	(280,536)
TOTAL		<u>\$(2,078,237)</u>			<u>\$(2,137,923)</u>

As shown above, the continued deterioration of key tax revenues resulted in a loss of over \$2.1 million in addition to the reduced estimates in March of almost \$2.1 million. As shown in Attachment 3, General Fund revenues are expected to end the year at just over \$104 million, which represents a \$4.2 million shortfall from the adjusted budget.

Options for Addressing Estimated Year-End Deficit

Based on preliminary year-end revenues and expenditures totals, the General Fund has a remaining deficit of approximately \$2.4 million. All of the fiscal year 2009 options for reducing ongoing costs or increasing revenues have expired with the end of the fiscal year, leaving only one-time measures to close the deficit. The main options are listed below.

1. *Self-Insurance Fund Reserves* – Over the last several years, as a result of favorable experience in workers' compensation and liability programs, actual claims paid have gone down. In addition, the actuarially required reserves that are calculated by an independent actuary for outstanding claims have been lowered. As a result, actual reserve balances projected as of June 30, 2009 are approximately \$4.8 million. Of this total, approximately 50% is attributable to the General Fund, and the balance to enterprise funds. The General Fund portion of approximately \$2.4 million is available to help close the General Fund gap.
2. *Street Sweeping Fund Reserves* – The Street Sweeping Fund was created approximately five years ago to fund the residential street sweeping program. The program is funded primarily from parking citations for vehicles parked in the marked no-parking areas on sweeping days. Over the years, the revenues from parking citations have exceeded the program costs, especially during the initial years as the program was expanding to more residential neighborhoods. As of June 30, 2009, the Street Sweeping Fund has approximately \$300,000 of reserves available over amounts required as an operating reserve.

3. *City Hall Allocation Fund Reserves* – This Fund is used to centrally account for utility and maintenance costs for City Hall and the Public Works/Community Development Department offices on 630 Garden Street. The fund currently has accumulated approximately \$450,000 to replace the City Hall telephone switch, which is expected to need replacement in close to 5 years. These funds can be used, if necessary.
4. *Capital Reserves* – Per City policy, the General Fund has established and funded a capital reserve set at a fixed amount of \$1 million. The original intent of the reserve was to cover unexpected cost overruns in General Fund capital projects. This reserve has not been used in almost fifteen years.
5. *Budgetary Reserves* – Per City policy, the General Fund is also supposed to have a budgetary reserve totaling 10% of the current operating budget. Over the last several years, this reserve has been used to fund declining revenues during the recession following “9-11” and rising operating costs. The reserve currently has a balance of approximately \$950,000.

Next Steps

After completing the year-end closing of the accounting records and finalizes the year-end revenues and expenditures, staff will return to City Council in late September with a recommended strategy for closing the expected General Fund deficit. Staff will also present recommended adjustments to allocate appropriations to the Police Department, and any other department as appropriate, to cover their expenditures in excess of budget.

- ATTACHMENTS:**
1. Interim Financial Statements for the Year Ended June 30, 2009
 2. Summary of General Fund Expenditures by Department
 3. Summary of General Fund Revenues

PREPARED BY: Robert Samario, Assistant Finance Director

SUBMITTED BY: Robert Peirson, Finance Director

APPROVED BY: City Administrator's Office

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenditures
Summary by Fund
For the Twelve Months Ended June 30, 2009 (100% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget
GENERAL FUND					
Revenue	108,222,301	104,760,621	-	3,461,681	96.8%
Expenditures	110,829,125	106,496,537	606,010	3,726,578	96.6%
<i>Addition to / (use of) reserves</i>	<u>(2,606,823)</u>	<u>(1,735,916)</u>	<u>(606,010)</u>		
WATER OPERATING FUND					
Revenue	32,643,841	33,615,795	-	(982,149)	103.0%
Expenditures	37,988,207	35,708,491	392,805	1,886,911	95.0%
<i>Addition to / (use of) reserves</i>	<u>(5,344,366)</u>	<u>(2,092,696)</u>	<u>(392,805)</u>		
WASTEWATER OPERATING FUND					
Revenue	14,975,942	14,850,834	-	125,108	99.2%
Expenditures	15,406,773	14,756,882	154,207	495,685	96.8%
<i>Addition to / (use of) reserves</i>	<u>(430,831)</u>	<u>93,952</u>	<u>(154,207)</u>		
DOWNTOWN PARKING					
Revenue	7,484,980	6,901,801	-	583,179	92.2%
Expenditures	9,644,437	9,020,743	167,644	456,049	95.3%
<i>Addition to / (use of) reserves</i>	<u>(2,159,457)</u>	<u>(2,118,942)</u>	<u>(167,644)</u>		
AIRPORT OPERATING FUND					
Revenue	12,892,002	13,531,841	-	(639,839)	105.0%
Expenditures	15,436,092	14,370,096	282,915	783,081	94.9%
<i>Addition to / (use of) reserves</i>	<u>(2,544,090)</u>	<u>(838,255)</u>	<u>(282,915)</u>		
GOLF COURSE FUND					
Revenue	2,695,570	2,616,845	-	78,725	97.1%
Expenditures	3,349,846	2,707,133	497,601	145,112	95.7%
<i>Addition to / (use of) reserves</i>	<u>(654,276)</u>	<u>(90,288)</u>	<u>(497,601)</u>		
INTRA-CITY SERVICE FUND					
Revenue	5,704,141	5,592,638	-	111,503	98.0%
Expenditures	6,341,226	5,429,513	236,129	675,584	89.3%
<i>Addition to / (use of) reserves</i>	<u>(637,085)</u>	<u>163,125</u>	<u>(236,129)</u>		

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenditures
Summary by Fund
For the Twelve Months Ended June 30, 2009 (100% of Fiscal Year)

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>
ICS EQUIPMENT REPLACEMENT FUND					
Revenue	2,347,673	2,379,428	-	(31,755)	101.4%
Expenditures	4,017,755	2,111,052	371,311	1,535,392	61.8%
<i>Addition to / (use of) reserves</i>	<u>(1,670,082)</u>	<u>268,376</u>	<u>(371,311)</u>		
FLEET MAINTENANCE FUND					
Revenue	2,937,008	2,924,630	-	12,378	99.6%
Expenditures	2,937,008	2,706,172	5,341	225,496	92.3%
<i>Addition to / (use of) reserves</i>	<u>-</u>	<u>218,459</u>	<u>(5,341)</u>		
SELF INSURANCE TRUST FUND					
Revenue	5,958,769	7,263,080	-	(1,304,311)	121.9%
Expenditures	9,062,830	7,728,293	146,166	1,188,371	86.9%
<i>Addition to / (use of) reserves</i>	<u>(3,104,061)</u>	<u>(465,212)</u>	<u>(146,166)</u>		
INFORMATION SYSTEMS ICS FUND					
Revenue	2,546,684	2,604,397	-	(57,713)	102.3%
Expenditures	2,868,065	2,466,347	200,133	201,585	93.0%
<i>Addition to / (use of) reserves</i>	<u>(321,381)</u>	<u>138,051</u>	<u>(200,133)</u>		
WATERFRONT FUND					
Revenue	11,548,876	11,156,732	-	392,144	96.6%
Expenditures	12,168,847	11,399,756	87,762	681,328	94.4%
<i>Addition to / (use of) reserves</i>	<u>(619,971)</u>	<u>(243,025)</u>	<u>(87,762)</u>		
TOTAL FOR ALL FUNDS					
Revenue	209,957,788	208,198,641	-	1,748,951	99.2%
Expenditures	230,050,211	214,901,014	3,148,024	12,001,172	94.8%
<i>Addition to / (use of) reserves</i>	<u>(20,092,423)</u>	<u>(6,702,373)</u>	<u>(3,148,024)</u>		

**** It is City policy to adopt a balanced budget. In most cases, encumbrance balances exist at year-end. These encumbrance balances are obligations of each fund and must be reported at the beginning of each fiscal year. In addition, a corresponding appropriations entry must be made in order to accommodate the 'carried-over' encumbrance amount. Most differences between budgeted annual revenues and expenses are due to these encumbrance carryovers.**

CITY OF SANTA BARBARA
General Fund
Interim Statement of Budgeted and Actual Revenues
For the Twelve Months Ended June 30, 2009 (100% of Fiscal Year)

	Annual Budget	YTD Actual	Remaining Balance	Percent Received	Previous YTD
TAXES					
Sales and Use	19,206,432	18,748,466	457,966	97.6%	20,866,791
Property Taxes	23,165,295	23,237,116	(71,821)	100.3%	22,438,713
Utility Users Tax	7,129,923	6,857,992	271,931	96.2%	6,844,081
Transient Occupancy Tax	12,785,113	12,315,248	469,865	96.3%	12,935,553
Franchise Fees	2,937,139	2,945,234	(8,095)	100.3%	2,829,559
Business License	2,258,500	2,296,647	(38,147)	101.7%	2,252,134
Real Property Transfer Tax	333,592	284,367	49,225	85.2%	451,640
<i>Total</i>	<u>67,815,994</u>	<u>66,685,071</u>	<u>1,130,923</u>	<u>98.3%</u>	<u>68,618,471</u>
LICENSES & PERMITS					
Licenses & Permits	128,995	188,550	(59,555)	146.2%	165,451
<i>Total</i>	<u>128,995</u>	<u>188,550</u>	<u>(59,555)</u>	<u>146.2%</u>	<u>165,451</u>
FINES & FORFEITURES					
Parking Violations	2,353,937	2,317,518	36,419	98.5%	2,264,686
Library Fines	145,000	103,567	41,433	71.4%	131,089
Municipal Court Fines	148,000	182,517	(34,517)	123.3%	148,056
<i>Total</i>	<u>2,646,937</u>	<u>2,603,602</u>	<u>43,335</u>	<u>98.4%</u>	<u>2,543,832</u>
USE OF MONEY & PROPERTY					
Investment Income	1,514,026	1,395,746	118,280	92.2%	2,181,958
Rents & Concessions	406,666	409,138	(2,472)	100.6%	418,576
<i>Total</i>	<u>1,920,692</u>	<u>1,804,884</u>	<u>115,808</u>	<u>94.0%</u>	<u>2,600,534</u>
INTERGOVERNMENTAL					
Grants	1,974,758	2,190,631	(215,873)	110.9%	2,260,656
Vehicle License Fees	338,074	270,849	67,225	80.1%	417,569
<i>Total</i>	<u>2,312,832</u>	<u>2,461,479</u>	<u>(148,647)</u>	<u>106.4%</u>	<u>2,678,225</u>
FEES & SERVICE CHARGES					
Finance	858,930	821,108	37,822	95.6%	795,763
Community Development	4,475,017	4,553,385	(78,368)	101.8%	4,663,763
Recreation	2,555,665	2,539,936	15,729	99.4%	2,351,153
Public Safety	433,055	384,691	48,364	88.8%	372,487
Public Works	4,220,897	4,481,168	(260,271)	106.2%	4,565,668
Library	782,082	785,561	(3,479)	100.4%	773,916
Reimbursements	5,236,450	5,171,758	64,692	98.8%	5,106,119
<i>Total</i>	<u>18,562,096</u>	<u>18,737,607</u>	<u>(175,511)</u>	<u>100.9%</u>	<u>18,628,868</u>
OTHER MISCELLANEOUS REVENUES					
Miscellaneous	3,178,185	3,074,677	103,509	96.7%	1,254,581
Indirect Allocations	6,478,919	6,478,919	-	100.0%	6,204,531
Operating Transfers-In	5,177,651	2,725,831	2,451,820	52.6%	499,546
<i>Total</i>	<u>14,834,755</u>	<u>12,279,427</u>	<u>2,555,329</u>	<u>82.8%</u>	<u>7,958,658</u>
TOTAL REVENUES	<u>108,222,301</u>	<u>104,760,621</u>	<u>3,461,681</u>	<u>96.8%</u>	<u>103,194,038</u>

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Twelve Months Ended June 30, 2009 (100% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	** Remaining Balance	YTD Expended and Encumbered	Previous YTD
GENERAL GOVERNMENT						
<u>Mayor & City Council</u>						
MAYOR	857,792	808,082	-	49,710	94.2%	
<i>Total</i>	857,792	808,082	-	49,710	94.2%	800,738
<u>City Attorney</u>						
CITY ATTORNEY	2,230,025	2,130,534	-	99,491	95.5%	
<i>Total</i>	2,230,025	2,130,534	-	99,491	95.5%	2,109,104
<u>Administration</u>						
CITY ADMINISTRATOR	1,506,079	1,423,994	9,365	72,720	95.2%	
LABOR RELATIONS	289,415	224,723	33,851	30,841	89.3%	
CITY TV	528,509	498,328	-	30,181	94.3%	
<i>Total</i>	2,324,004	2,147,045	43,216	133,743	94.2%	2,163,842
<u>Administrative Services</u>						
CITY CLERK	625,160	522,760	10,067	92,334	85.2%	
HUMAN RESOURCES	1,315,794	1,192,125	9,454	114,215	91.3%	
ADMIN SVCS-EMPLOYEE DEVELOPMENT	279,334	221,618	-	57,716	79.3%	
<i>Total</i>	2,220,288	1,936,503	19,521	264,264	88.1%	2,272,640
<u>Finance</u>						
ADMINISTRATION	820,053	753,586	11,070	55,397	93.2%	
TREASURY	443,154	459,920	-	(16,766)	103.8%	
CASHIERING & COLLECTION	359,549	308,836	-	50,713	85.9%	
LICENSES & PERMITS	545,422	536,048	-	9,374	98.3%	
BUDGET MANAGEMENT	446,158	354,152	6,000	86,006	80.7%	
ACCOUNTING	577,684	455,198	32,187	90,299	84.4%	
PAYROLL	290,216	282,051	54	8,111	97.2%	
ACCOUNTS PAYABLE	220,571	220,381	-	190	99.9%	
CITY BILLING & CUSTOMER SERVICE	566,683	578,856	-	(12,173)	102.1%	
PURCHASING	665,581	658,431	99	7,051	98.9%	
CENTRAL STORES	201,854	204,936	-	(3,082)	101.5%	
MAIL SERVICES	102,166	100,941	3,424	(2,199)	102.2%	
<i>Total</i>	5,239,090	4,913,911	52,834	272,346	94.8%	4,660,727
TOTAL GENERAL GOVERNMENT	12,871,199	11,936,074	115,571	819,554	93.6%	12,007,051
PUBLIC SAFETY						
<u>Police</u>						
CHIEF'S STAFF	1,490,492	1,345,679	-	144,813	90.3%	
SUPPORT SERVICES	564,190	594,223	(195)	(29,838)	105.3%	
RECORDS	1,405,560	1,341,848	2,844	60,868	95.7%	
COMMUNITY SVCS	1,064,540	1,152,617	-	(88,077)	108.3%	
CRIME ANALYSIS	94,472	89,089	-	5,383	94.3%	
PROPERTY ROOM	124,389	143,179	-	(18,790)	115.1%	

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Twelve Months Ended June 30, 2009 (100% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	** Remaining Balance	YTD Expended and Encumbered	Previous YTD
PUBLIC SAFETY						
<u>Police</u>						
TRNG/RECRUITMENT	448,504	386,623	-	61,881	86.2%	
RANGE	976,214	1,025,992	9,713	(59,490)	106.1%	
BEAT COORDINATORS	896,729	837,925	-	58,804	93.4%	
INFORMATION TECHNOLOGY	1,146,901	1,129,157	1,400	16,344	98.6%	
INVESTIGATIVE DIVISION	4,690,801	4,781,423	-	(90,622)	101.9%	
CRIME LAB	215,166	224,815	-	(9,649)	104.5%	
PATROL DIVISION	12,615,285	12,867,235	-	(251,950)	102.0%	
TRAFFIC	1,201,073	1,263,503	-	(62,430)	105.2%	
SPECIAL EVENTS	817,819	1,137,260	-	(319,441)	139.1%	
TACTICAL PATROL FORCE	1,038,682	1,114,603	-	(75,921)	107.3%	
STREET SWEEPING ENFORCEMENT	258,157	247,962	-	10,195	96.1%	
NIGHT LIFE ENFORCEMENT	440,911	448,701	-	(7,790)	101.8%	
PARKING ENFORCEMENT	1,044,119	915,479	-	128,640	87.7%	
CCC	2,318,346	2,061,942	1	256,403	88.9%	
ANIMAL CONTROL	610,568	592,149	-	18,419	97.0%	
<i>Total</i>	33,462,918	33,701,405	13,763	(252,250)	100.8%	32,859,337
<u>Fire</u>						
ADMINISTRATION	1,144,283	1,094,798	37,225	12,260	98.9%	
EMERGENCY SERVICES AND PUBLIC ED	364,075	299,799	3,716	60,560	83.4%	
PREVENTION	1,188,379	1,145,672	1,436	41,271	96.5%	
WILDLAND FIRE MITIGATION PROGRAM	188,738	170,850	24,783	(6,896)	103.7%	
OPERATIONS	16,865,459	16,379,239	18,826	467,394	97.2%	
ARFF	1,520,279	1,572,881	-	(52,602)	103.5%	
<i>Total</i>	21,271,213	20,663,823	85,987	521,404	97.5%	20,819,665
TOTAL PUBLIC SAFETY	54,734,131	54,365,228	99,749	269,154	99.5%	53,679,002
PUBLIC WORKS						
<u>Public Works</u>						
ADMINISTRATION	885,393	854,662	1,102	29,629	96.7%	
ENGINEERING SVCS	4,265,505	4,154,845	20,034	90,626	97.9%	
PUBLIC RT OF WAY MGMT	1,449,021	1,305,237	-	143,784	90.1%	
ENVIRONMENTAL PROGRAMS	634,286	430,936	27,882	175,468	72.3%	
<i>Total</i>	7,234,204	6,745,728	49,018	439,458	93.9%	6,626,405
TOTAL PUBLIC WORKS	7,234,204	6,745,728	49,018	439,458	93.9%	6,626,405
COMMUNITY SERVICES						
<u>Parks & Recreation</u>						
PRGM MGMT & BUS SVCS	483,494	487,928	-	(4,434)	100.9%	
FACILITIES	467,880	427,549	415	39,916	91.5%	
CULTURAL ARTS	574,265	575,896	-	(1,631)	100.3%	
YOUTH ACTIVITIES	1,190,773	1,137,024	(756)	54,505	95.4%	

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Twelve Months Ended June 30, 2009 (100% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	** Remaining Balance	YTD Expended and Encumbered	Previous YTD
COMMUNITY SERVICES						
<u>Parks & Recreation</u>						
TEEN PROGRAMS	395,140	373,701	64	21,375	94.6%	
SR CITIZENS	828,181	794,132	43	34,007	95.9%	
AQUATICS	1,178,393	1,161,147	19,190	(1,944)	100.2%	
SPORTS	468,991	473,028	2,162	(6,200)	101.3%	
TENNIS	316,401	302,520	-	13,881	95.6%	
WESTSIDE CENTER	1,050,645	990,892	447	59,306	94.4%	
ADMINISTRATION	580,032	580,073	-	(41)	100.0%	
PROJECT MANAGEMENT TEAM	356,737	368,927	-	(12,190)	103.4%	
BUSINESS SERVICES	523,482	507,433	8,150	7,899	98.5%	
FACILITY & PROJECT MGT	1,152,688	1,088,664	4,786	59,237	94.9%	
GROUNDS MANAGEMENT	5,003,317	4,593,577	85,199	324,540	93.5%	
FORESTRY	1,293,497	1,156,331	62,717	74,449	94.2%	
BEACH MAINTENANCE	192,023	160,921	12,063	19,039	90.1%	
<i>Total</i>	16,055,940	15,180,909	194,480	680,551	95.8%	14,827,629
<u>Library</u>						
ADMINISTRATION	455,273	461,990	-	(6,717)	101.5%	
PUBLIC SERVICES	2,495,297	2,332,051	12,610	150,636	94.0%	
SUPPORT SERVICES	1,666,715	1,620,418	17,866	28,431	98.3%	
<i>Total</i>	4,617,285	4,414,459	30,475	172,350	96.3%	4,325,912
TOTAL COMMUNITY SERVICES	20,673,224	19,595,368	224,955	852,901	95.9%	19,153,541
COMMUNITY DEVELOPMENT						
<u>Community Development</u>						
ADMINISTRATION	493,605	481,566	-	12,039	97.6%	
ECON DEV	95,801	93,525	-	2,276	97.6%	
CITY ARTS ADVISORY PROGRAM	590,047	590,047	-	-	100.0%	
HUMAN SVCS	817,930	805,494	8,883	3,553	99.6%	
RDA	817,712	710,602	-	107,110	86.9%	
RDA HSG DEV	698,768	687,253	-	11,515	98.4%	
LR PLANNING/STUDIES	775,787	732,336	5,220	38,231	95.1%	
DEV & DESIGN REVIEW	1,222,228	1,137,853	25,755	58,620	95.2%	
ZONING	915,314	880,020	-	35,294	96.1%	
DESIGN REV & HIST PRESERVATN	1,071,992	993,954	38,603	39,435	96.3%	
SHO/ENVIRON REVIEW/TRAINING	781,891	758,855	3,930	19,106	97.6%	
BLDG PERMITS	1,171,075	1,117,903	1,659	51,513	95.6%	
RECORDS & ARCHIVES	622,223	572,585	16,194	33,444	94.6%	
PLAN CK & COUNTER SRV	1,422,127	1,203,639	16,471	202,017	85.8%	
<i>Total</i>	11,496,500	10,765,630	116,716	614,154	94.7%	10,510,905
TOTAL COMMUNITY DEVELOPMENT	11,496,500	10,765,630	116,716	614,154	94.7%	10,510,905

CITY OF SANTA BARBARA
General Fund
Interim Statement of Appropriations, Expenditures and Encumbrances
For the Twelve Months Ended June 30, 2009 (100% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	** Remaining Balance	YTD Expended and Encumbered	Previous YTD
NON-DEPARTMENTAL						
<u>Non-Departmental</u>						
COMMUNITY PROMOTIONS	1,783,071	1,785,852	-	(2,781)	100.2%	
SPECIAL PROJECTS	42,220	38,137	-	4,083	90.3%	
TRANSFERS OUT	43,500	43,500	-	-	100.0%	
DEBT SERVICE TRANSFERS	355,945	326,667	-	29,278	91.8%	
CAPITAL OUTLAY TRANSFER	894,352	894,352	-	-	100.0%	
APPROP. RESERVE	700,777	-	-	700,777	0.0%	
<i>Total</i>	3,819,865	3,088,508	-	731,357	80.9%	4,154,321
TOTAL NON-DEPARTMENTAL	3,819,865	3,088,508	-	731,357	80.9%	4,154,321
TOTAL EXPENDITURES	110,829,125	106,496,537	606,010	3,726,578	96.6%	106,131,224

*** The legal level of budgetary control is at the department level for the General Fund. Therefore, as long as the department as a whole is within budget, budgetary compliance has been achieved. The City actively monitors the budget status of each department and takes measures to address potential over budget situations before they occur.*

For Enterprise and Internal Service Funds, the legal level of budgetary control is at the fund level. The City also monitors and addresses these fund types for potential over budget situations.

CITY OF SANTA BARBARA
Special Revenue Funds
Interim Statement of Revenues and Expenditures
For the Twelve Months Ended June 30, 2009 (100% of Fiscal Year)

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget
TRAFFIC SAFETY FUND					
Revenue	513,000	482,124	-	30,876	94.0%
Expenditures	513,000	484,714	-	28,286	94.5%
<i>Revenue Less Expenditures</i>	-	(2,590)	-	2,590	
CREEK RESTORATION/WATER QUALITY IMPRVMT					
Revenue	2,960,169	2,842,066	-	118,103	96.0%
Expenditures	4,552,545	3,990,145	78,457	483,943	89.4%
<i>Revenue Less Expenditures</i>	(1,592,376)	(1,148,079)	(78,457)	(365,840)	
SOLID WASTE PROGRAM					
Revenue	17,522,051	17,879,463	-	(357,412)	102.0%
Expenditures	17,679,913	17,449,182	52,798	177,933	99.0%
<i>Revenue Less Expenditures</i>	(157,862)	430,281	(52,798)	(535,345)	
COMM.DEVELOPMENT BLOCK GRANT					
Revenue	2,555,943	1,152,183	-	1,403,760	45.1%
Expenditures	2,555,943	995,601	141,924	1,418,418	44.5%
<i>Revenue Less Expenditures</i>	-	156,582	(141,924)	(14,658)	
COUNTY LIBRARY					
Revenue	1,877,220	1,686,826	-	190,394	89.9%
Expenditures	1,893,738	1,789,497	11,566	92,674	95.1%
<i>Revenue Less Expenditures</i>	(16,518)	(102,671)	(11,566)	97,719	
STREETS FUND					
Revenue	9,994,205	9,929,308	-	64,897	99.4%
Expenditures	14,667,871	9,914,831	1,463,807	3,289,232	77.6%
<i>Revenue Less Expenditures</i>	(4,673,666)	14,477	(1,463,807)	(3,224,335)	
MEASURE "D"					
Revenue	5,186,919	4,416,056	-	770,863	85.1%
Expenditures	8,270,484	3,845,013	1,111,897	3,313,574	59.9%
<i>Revenue Less Expenditures</i>	(3,083,565)	571,042	(1,111,897)	(2,542,710)	

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Twelve Months Ended June 30, 2009 (100% of Fiscal Year)

WATER OPERATING FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Water Sales - Metered	28,462,500	29,010,771	-	(548,271)	101.9%	29,448,079
Service Charges	499,392	383,925	-	115,467	76.9%	577,139
Cater JPA Treatment Charges	1,700,000	2,307,074	-	(607,074)	135.7%	2,087,139
Investment Income	1,285,000	1,622,034	-	(337,034)	126.2%	2,151,331
Grants	56,098	20,000	-	36,098	35.7%	23,500
Reimbursements	18,000	-	-	18,000	0.0%	6,473
Miscellaneous	622,851	271,991	-	340,665	43.7%	514,122
TOTAL REVENUES	32,643,841	33,615,795	-	(982,149)	103.0%	34,807,782
EXPENSES						
Salaries & Benefits	7,264,664	6,883,294	-	381,370	94.8%	6,602,876
Materials, Supplies & Services	8,258,491	7,355,587	270,464	632,441	92.3%	6,868,323
Special Projects	287,651	150,126	24,413	113,112	60.7%	128,034
Water Purchases	7,518,586	7,114,293	65,918	338,375	95.5%	7,180,786
Debt Service	4,759,271	4,664,321	-	94,950	98.0%	2,703,132
Capital Outlay Transfers	9,500,039	9,384,384	-	115,655	98.8%	6,428,452
Equipment	163,824	64,536	31,509	67,779	58.6%	115,281
Capitalized Fixed Assets	114,980	71,212	500	43,268	62.4%	114,636
Other	5,700	20,739	-	(15,039)	363.8%	91,889
Appropriated Reserve	115,000	-	-	115,000	0.0%	-
Depreciation	-	-	-	-	100.0%	6,126,607
Fixed Assets Capitalized Offset	-	-	-	-	100.0%	(4,223,741)
TOTAL EXPENSES	37,988,207	35,708,491	392,805	1,886,911	95.0%	32,136,276

NOTE - These figures reflect the operating fund only. Though the capital fund is excluded, the current year contribution from the operating fund is shown in the Capital Transfers.

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Twelve Months Ended June 30, 2009 (100% of Fiscal Year)

WASTEWATER OPERATING FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Service Charges	13,452,500	13,426,067	-	26,433	99.8%	12,908,159
Fees	519,515	411,490	-	108,025	79.2%	548,874
Investment Income	480,000	543,156	-	(63,156)	113.2%	773,438
Miscellaneous	173,927	120,120	-	53,807	69.1%	13,758
Operating Transfers-In	350,000	350,000	-	-	100.0%	-
TOTAL REVENUES	14,975,942	14,850,834	-	125,108	99.2%	14,244,229
EXPENSES						
Salaries & Benefits	5,002,852	4,744,140	-	258,712	94.8%	4,718,743
Materials, Supplies & Services	5,651,183	5,248,542	141,986	260,655	95.4%	5,133,752
Special Projects	915,217	1,232,213	11,367	(328,363)	135.9%	715,956
Debt Service	1,355,548	1,322,315	-	33,233	97.5%	1,284,198
Capital Outlay Transfers	2,242,107	2,174,923	-	67,184	97.0%	2,045,464
Equipment	31,432	13,907	489	17,036	45.8%	35,220
Capitalized Fixed Assets	58,435	20,843	365	37,227	36.3%	37,669
Other	-	-	-	-	100.0%	32,950
Appropriated Reserve	150,000	-	-	150,000	0.0%	-
Depreciation	-	-	-	-	100.0%	3,514,001
Fixed Assets Capitalized Offset	-	-	-	-	100.0%	(3,717,457)
TOTAL EXPENSES	15,406,773	14,756,882	154,207	495,685	96.8%	13,800,495

NOTE - These figures reflect the operating fund only. Though the capital fund is excluded, the current year contribution from the operating fund is shown in the Capital Transfers.

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Twelve Months Ended June 30, 2009 (100% of Fiscal Year)
DOWNTOWN PARKING

	<u>Annual Budget</u>	<u>YTD Actual</u>	<u>Encum- brances</u>	<u>Remaining Balance</u>	<u>Percent of Budget</u>	<u>Previous YTD</u>
REVENUES						
Improvement Tax	880,000	843,248	-	36,752	95.8%	864,671
Parking Fees	6,145,000	5,596,908	-	548,092	91.1%	5,797,933
Investment Income	325,000	337,862	-	(12,862)	104.0%	486,199
Miscellaneous	91,480	80,282	-	11,198	87.8%	6,610
Operating Transfers-In	43,500	43,500	-	-	100.0%	36,420
TOTAL REVENUES	<u>7,484,980</u>	<u>6,901,801</u>	<u>-</u>	<u>583,179</u>	<u>92.2%</u>	<u>7,191,832</u>
EXPENSES						
Salaries & Benefits	3,624,380	3,618,490	-	5,890	99.8%	3,380,216
Materials, Supplies & Services	2,031,789	1,776,537	23,713	231,539	88.6%	1,831,968
Special Projects	886,504	638,839	143,932	103,733	88.3%	565,976
Transfers-Out	2,967,685	2,967,685	-	-	100.0%	-
Capital Outlay Transfers	34,078	2,672	-	31,406	7.8%	9,523
Equipment	40,000	1,950	-	38,050	4.9%	4,499
Capitalized Fixed Assets	-	14,570	-	(14,570)	100.0%	612,253
Appropriated Reserve	60,000	-	-	60,000	0.0%	-
Depreciation	-	-	-	-	100.0%	348,238
Fixed Assets Capitalized Offset	-	-	-	-	100.0%	(316,262)
TOTAL EXPENSES	<u>9,644,437</u>	<u>9,020,743</u>	<u>167,644</u>	<u>456,049</u>	<u>95.3%</u>	<u>6,436,411</u>

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Twelve Months Ended June 30, 2009 (100% of Fiscal Year)
AIRPORT OPERATING FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Leases - Commercial / Industrial	4,071,450	4,225,643	-	(154,193)	103.8%	4,171,557
Leases - Terminal	5,029,702	4,748,794	-	280,908	94.4%	5,113,722
Leases - Non-Commerical Aviation	1,168,600	1,180,533	-	(11,933)	101.0%	1,214,562
Leases - Commerical Aviation	1,955,000	2,172,218	-	(217,218)	111.1%	2,305,101
Investment Income	413,000	515,313	-	(102,313)	124.8%	710,949
Reimbursements	-	382,747	-	(382,747)	100.0%	-
Miscellaneous	254,250	306,594	-	(52,344)	120.6%	292,988
TOTAL REVENUES	12,892,002	13,531,841	-	(639,839)	105.0%	13,808,878
EXPENSES						
Salaries & Benefits	4,880,629	4,654,810	-	225,819	95.4%	4,485,030
Materials, Supplies & Services	6,996,243	6,528,153	264,063	204,027	97.1%	6,466,482
Special Projects	770,150	582,234	-	187,916	75.6%	547,028
Transfers-Out	-	-	-	-	100.0%	94,081
Capital Outlay Transfers	2,572,612	2,502,062	-	70,550	97.3%	2,698,842
Equipment	128,728	63,305	18,852	46,571	63.8%	81,698
Capitalized Fixed Assets	38,900	39,532	-	(632)	101.6%	113,213
Other	-	-	-	-	100.0%	5,092
Appropriated Reserve	48,831	-	-	48,831	0.0%	-
Depreciation	-	-	-	-	100.0%	4,294,191
Fixed Assets Capitalized Offset	-	-	-	-	100.0%	(22,293,774)
TOTAL EXPENSES	15,436,092	14,370,096	282,915	783,081	94.9%	(3,508,118)

NOTE - These figures reflect the operating fund only. Though the capital fund is excluded, the current year contribution from the operating fund is shown in the Capital Transfers.

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Twelve Months Ended June 30, 2009 (100% of Fiscal Year)

GOLF COURSE FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Fees & Card Sales	2,003,600	1,882,515	-	121,085	94.0%	1,932,255
Investment Income	35,000	45,344	-	(10,344)	129.6%	74,162
Rents & Concessions	285,000	304,790	-	(19,790)	106.9%	310,213
Miscellaneous	371,970	384,196	-	(12,226)	103.3%	2,921
TOTAL REVENUES	2,695,570	2,616,845	-	78,725	97.1%	2,319,550
EXPENSES						
Salaries & Benefits	1,204,819	1,191,776	-	13,043	98.9%	1,154,082
Materials, Supplies & Services	704,468	650,336	1,050	53,082	92.5%	677,160
Special Projects	69,117	54,335	11,190	3,592	94.8%	12,115
Debt Service	184,379	197,441	-	(13,062)	107.1%	65,887
Capital Outlay Transfers	17,070	1,069	-	16,001	6.3%	4,416
Equipment	8,400	600	-	7,800	7.1%	1,364
Capitalized Fixed Assets	1,161,594	611,576	485,361	64,656	94.4%	102,436
Other	-	-	-	-	100.0%	10,664
Depreciation	-	-	-	-	100.0%	213,695
Fixed Assets Capitalized Offset	-	-	-	-	100.0%	(90,094)
TOTAL EXPENSES	3,349,846	2,707,133	497,601	145,112	95.7%	2,151,726

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Twelve Months Ended June 30, 2009 (100% of Fiscal Year)

INTRA-CITY SERVICE FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Vehicle Maintenance Charges	-	-	-	-	100.0%	2,674,634
Work Orders - Bldg Maint.	3,840,056	3,727,134	-	112,923	97.1%	3,791,972
Service Charges	1,799,291	1,799,291	-	-	100.0%	1,748,397
Miscellaneous	64,794	66,213	-	(1,419)	102.2%	71,387
TOTAL REVENUES	5,704,141	5,592,638	-	111,503	98.0%	8,286,389
EXPENSES						
Salaries & Benefits	3,293,273	3,067,849	-	225,424	93.2%	4,153,591
Materials, Supplies & Services	869,712	860,396	1,062	8,254	99.1%	2,068,277
Special Projects	1,847,550	1,245,105	234,043	368,402	80.1%	1,285,554
Transfers-Out	215,094	215,094	-	-	100.0%	24,324
Capital Outlay Transfers	1,603	1,603	-	-	100.0%	2,389
Equipment	8,000	4,857	-	3,143	60.7%	48,903
Capitalized Fixed Assets	95,994	34,609	1,024	60,361	37.1%	151,570
Appropriated Reserve	10,000	-	-	10,000	0.0%	-
Depreciation	-	-	-	-	100.0%	32,292
TOTAL EXPENSES	6,341,226	5,429,513	236,129	675,584	89.3%	7,766,900

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Twelve Months Ended June 30, 2009 (100% of Fiscal Year)

ICS EQUIPMENT REPLACEMENT FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Vehicle Rental Charges	1,852,299	1,720,463	-	131,836	92.9%	2,083,691
Investment Income	225,000	289,795	-	(64,795)	128.8%	381,469
Rents & Concessions	268,241	268,241	-	-	100.0%	211,216
Miscellaneous	2,133	100,930	-	(98,797)	4731.8%	40,916
Operating Transfers-In	-	-	-	-	100.0%	24,324
TOTAL REVENUES	2,347,673	2,379,428	-	(31,755)	101.4%	2,741,616
EXPENSES						
Salaries & Benefits	123,004	117,684	-	5,320	95.7%	111,867
Materials, Supplies & Services	1,097	1,847	-	(750)	168.4%	1,916
Transfers-Out	75,965	75,965	-	-	100.0%	-
Equipment	-	-	-	-	100.0%	309,780
Capitalized Fixed Assets	3,817,689	1,915,556	371,311	1,530,822	59.9%	1,139,023
Depreciation	-	-	-	-	100.0%	1,178,602
Fixed Assets Capitalized Offset	-	-	-	-	100.0%	(1,409,602)
TOTAL EXPENSES	4,017,755	2,111,052	371,311	1,535,392	61.8%	1,331,586

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Twelve Months Ended June 30, 2009 (100% of Fiscal Year)

SELF INSURANCE TRUST FUND

	** Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Insurance Premiums	3,197,440	3,197,440	-	-	100.0%	3,140,159
Workers' Compensation Premiums	2,107,502	2,107,502	-	-	100.0%	2,241,057
OSH Charges	291,620	291,860	-	(240)	100.1%	253,849
Investment Income	361,434	490,307	-	(128,873)	135.7%	707,603
Miscellaneous	773	425,451	-	(424,678)	55039.0%	99,366
Accel - Return of Premium	-	750,520	-	(750,520)	100.0%	-
TOTAL REVENUES	5,958,769	7,263,080	-	(1,304,311)	121.9%	6,442,035
EXPENSES						
Salaries & Benefits	633,005	520,364	-	112,641	82.2%	495,715
Materials, Supplies & Services	5,831,537	4,611,302	146,166	1,074,069	81.6%	1,889,375
Transfers-Out	2,589,851	2,589,853	-	(2)	100.0%	-
Capital Outlay Transfers	2,137	2,137	-	-	100.0%	3,185
Equipment	6,300	4,638	-	1,662	73.6%	240
TOTAL EXPENSES	9,062,830	7,728,293	146,166	1,188,371	86.9%	2,388,515

*** The Self Insurance Trust Fund is an internal service fund of the City, which accounts for the cost of providing workers' compensation, property and liability insurance as well as unemployment insurance and certain self-insured employee benefits on a city-wide basis. Internal Service Funds charge other funds for the cost of providing their specific services.*

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Twelve Months Ended June 30, 2009 (100% of Fiscal Year)

INFORMATION SYSTEMS ICS FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES			-			
Service charges	2,542,887	2,593,872	-	(50,985)	102.0%	2,485,534
Miscellaneous	3,797	10,526	-	(6,729)	277.2%	50,611
TOTAL REVENUES	2,546,684	2,604,397	-	(57,713)	102.3%	2,536,145
EXPENSES						
Salaries & Benefits	1,734,048	1,613,497	-	120,551	93.0%	1,600,176
Materials, Supplies & Services	654,342	618,307	32,175	3,861	99.4%	563,853
Special Projects	4,979	(38,265)	-	43,244	-768.5%	14,468
Transfers-Out	107,983	107,983	-	-	100.0%	-
Capital Outlay Transfers	85,000	85,000	-	-	100.0%	-
Equipment	268,279	79,220	167,959	21,101	92.1%	296,556
Capitalized Fixed Assets	-	606	-	(606)	100.0%	511
Appropriated Reserve	13,433	-	-	13,433	0.0%	-
TOTAL EXPENSES	2,868,065	2,466,347	200,133	201,585	93.0%	2,475,563

CITY OF SANTA BARBARA
Interim Statement of Revenues and Expenses
For the Twelve Months Ended June 30, 2009 (100% of Fiscal Year)

WATERFRONT FUND

	Annual Budget	YTD Actual	Encum- brances	Remaining Balance	Percent of Budget	Previous YTD
REVENUES						
Leases - Commercial	1,428,020	1,452,546	-	(24,526)	101.7%	1,468,842
Leases - Food Service	2,410,338	2,348,584	-	61,754	97.4%	2,473,332
Slip Rental Fees	3,535,370	3,521,717	-	13,653	99.6%	3,457,237
Visitors Fees	442,690	507,158	-	(64,468)	114.6%	524,271
Slip Transfer Fees	688,500	338,100	-	350,400	49.1%	606,375
Parking Revenue	1,588,639	1,556,885	-	31,754	98.0%	1,604,358
Wharf Parking	280,500	233,296	-	47,204	83.2%	252,505
Other Fees & Charges	361,786	368,106	-	(6,320)	101.7%	363,049
Investment Income	276,019	355,733	-	(79,714)	128.9%	490,554
Rents & Concessions	277,134	269,275	-	7,859	97.2%	372,029
Miscellaneous	259,880	205,332	-	54,548	79.0%	117,292
TOTAL REVENUES	11,548,876	11,156,732	-	392,144	96.6%	11,729,843
EXPENSES						
Salaries & Benefits	5,495,871	5,412,768	-	83,103	98.5%	5,095,321
Materials, Supplies & Services	3,748,738	3,381,597	84,128	283,013	92.5%	3,444,134
Special Projects	30,393	41,643	690	(11,940)	139.3%	38,131
Debt Service	1,592,262	1,594,803	-	(2,541)	100.2%	944,400
Capital Outlay Transfers	926,999	865,671	-	61,328	93.4%	1,439,803
Equipment	209,584	103,274	2,945	103,365	50.7%	129,117
Capitalized Fixed Assets	15,000	-	-	15,000	0.0%	-
Other	-	-	-	-	100.0%	39,903
Appropriated Reserve	150,000	-	-	150,000	0.0%	-
Depreciation	-	-	-	-	100.0%	1,579,956
Fixed Assets Capitalized Offset	-	-	-	-	100.0%	(1,369,516)
TOTAL EXPENSES	12,168,847	11,399,756	87,762	681,328	94.4%	11,341,251

NOTE - These figures reflect the operating fund only. Though the capital fund is excluded, the current year contribution from the operating fund is shown in the Capital Transfers.

City of Santa Barbara
Summary of General Fund Expenditures by Department
General Fund
Fiscal Year Ended June 30, 2009

Department	Adjusted Budget	Actual Expenditures	Actual (Over)/Under Budget	Encumbrance Balance	Actual & Encumb (Over)/Under Budget	Supplemental Budget Adjustment	Actual & Encumb (over)/Under Adjusted Budget
NO DEPARTMENT - DO NOT DELETE	\$ 3,819,865	\$ 3,088,508	\$ 731,357	\$ -	\$ 731,357	\$ (155,000)	\$ 576,357
MAYOR & CITY COUNCIL	857,792	808,082	49,710	-	49,710	-	49,710
CITY ATTORNEY DEPARTMENT	2,230,025	2,130,534	99,491	-	99,491	-	99,491
CITY ADMINISTRATOR DEPARTMENT	2,324,004	2,147,045	176,958	43,216	133,743	-	133,743
FINANCE DEPARTMENT	5,239,090	4,913,911	325,180	52,834	272,346	-	272,346
ADMINISTRATIVE SERVICES	2,220,288	1,936,503	283,786	19,521	264,264	-	264,264
COMMUNITY DEVELOPMENT DEPARTMENT	11,496,500	10,765,630	730,870	116,716	614,154	-	614,154
FIRE DEPARTMENT	21,271,213	20,663,823	607,391	85,987	521,404	-	521,404
POLICE DEPARTMENT	33,462,918	33,701,405	(238,487)	13,763	(252,250)	300,000	47,750
PUBLIC WORKS DEPARTMENT	7,234,204	6,745,728	488,476	49,018	439,458	-	439,458
LIBRARY DEPARTMENT	4,617,285	4,414,459	202,826	30,475	172,350	-	172,350
PARKS AND RECREATION DEPARTMENT	16,055,940	15,180,909	875,031	194,480	680,551	-	680,551
TOTAL GENERAL FUND	\$ 110,829,125	\$ 106,496,537	\$ 4,332,588	\$ 606,010	\$ 3,726,578	\$ 145,000	\$ 3,871,578

CITY OF SANTA BARBARA
Summary of General Fund Revenues
Fiscal Year Ended June 30, 2009

	Approved Budget	March 3, 2009 Mid-Year Adjustments	Amended Budget	Preliminary Year End Results	Projected Variance
Non-Departmental Revenues					
Sales Taxes	\$ 20,434,000	\$ (1,552,568)	\$ 18,881,432	\$ 17,679,762	\$ (1,201,670)
Property Taxes	23,306,000	(140,705)	23,165,295	23,237,116	71,821
TOT	13,334,000	(548,887)	12,785,113	12,057,575	(727,538)
UUT	6,966,000	163,923	7,129,923	6,849,387	(280,536)
Business Licenses	2,258,500	-	2,258,500	2,301,492	42,992
Franchise Fees	2,995,400	(58,261)	2,937,139	2,938,725	1,586
Property Transfer Tax	500,000	(166,408)	333,592	278,412	(55,180)
Vehicle License Fees	432,400	(94,326)	338,074	320,189	(17,885)
Use of Money & Property	1,550,776	-	1,550,776	1,445,122	(105,654)
Overhead	6,478,919	-	6,478,919	6,478,919	-
Other Revenues	159,477	-	159,477	196,121	36,644
Transfers from Self-Insurance Fund	1,179,458	1,000,000	2,179,458	2,179,458	-
Transfers from Streets Sweeping Fund	500,000	500,000	1,000,000	1,000,000	-
ICS Fund Rebates	252,557	243,373	495,930	495,930	-
Anticipated Year-End Variance	2,420,494	-	2,420,494	-	(2,420,494)
Total Non-Departmental Revenues	82,767,981	(653,859)	82,114,122	77,458,208	(4,655,914)
Departmental Revenues	26,552,820	(444,641)	26,108,179	26,573,743	465,564
	<u>\$ 109,320,801</u>	<u>\$ (1,098,500)</u>	<u>\$108,222,301</u>	<u>\$ 104,031,951</u>	<u>\$ (4,190,350)</u>



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 18, 2009

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Contract For Construction Of Streetlight Improvements Project In Underground Utility District No. 10 Cliff Drive

RECOMMENDATION: That Council:

- A. Find that, in accordance with City Charter Section 519, and as stated in this staff report, the City may dispense with the public bidding process for the Streetlight Improvements Project (Streetlight Project) in Underground Utility District No. 10 Cliff Drive;
- B. Award and authorize the Public Works Director to execute a contract with the successful bidder, Tidwell Excavation Acquisition Co, Inc. (Tidwell), in the amount of \$567,697.51, for construction of the Streetlight Project, City Bid No. 3569, and authorize the Public Works Director to approve expenditures up to \$56,700 to cover any cost increases that may result from contract change orders for extra work and differences between estimated quantities and actual quantities measured for payment, and authorize the Public Works Director to accept the final contract amount, with approved changes, and to file all Notices of Completion with the County Clerk-Recorder's Office;
- C. Authorize the Public Works Director and City Attorney to negotiate with Verizon California, Inc. (Verizon) and Cox Communications (Cox) to delete or reduce the private service lateral costs in the City's contract with Tidwell, in accordance with the California Public Utilities Code (CPUC) regulations, or other regulations and ordinances, as applicable;
- D. Authorize the General Services Manager to issue a Purchase Order to Facilities Management Specialists (FMS) in the amount of \$40,000 for construction support services, and authorize the General Services Manager to approve expenditures of up to \$4,000 for extra services of FMS that may result from necessary changes in the scope of work;
- E. Authorize the General Services Manager to issue a Purchase Order to Steve Friesen Utility Consultant in the amount of \$5,000 for construction support services; and
- F. Authorize the General Services Manager to issue a Purchase Order to Santa Barbara Electrical Design (SBED), in the amount of \$10,000 for design support services during construction.

EXECUTIVE SUMMARY:

On June 6, 2006, Council approved the Planning Commission's recommendation for the next City Underground Utility District project (UUD Project) to be in the vicinity of the Cliff Drive and Meigs Road intersection. At the August 1, 2006, session, Council approved the proposed UUD Project boundary. A public meeting was held and Council adopted Resolution No. 06-075, creating Underground Utility District No. 10 on Cliff Drive. The UUD Project cost estimate remains at \$4.5 million.

At the October 9, 2007, session, Council approved supplementing the UUD Project scope by adding new and enhanced City owned and maintained streetlighting and upgraded electrical circuitry.

DISCUSSION:

PROJECT DESCRIPTION

The Underground Utility District Project (UUD Project) design includes the undergrounding of overhead utilities on Cliff Drive from Fire Station No. 6 west to Mesa Lane, and also includes portions of Lighthouse Road, Meigs Road, Camino Calma, and Flora Vista Drive (see Attachment). The UUD Project is funded by utility rate payer fees.

The proposed City funded improvements include installation of 12 replacement streetlights and 7 new streetlights, for a total of 19 new City owned and maintained streetlights along Cliff Drive, and the conversion of 2 high voltage streetlight circuits to conventional low voltage 120 volt circuits.

The Tidwell construction contract includes City improvements as described above and includes the cost to install and connect the Verizon and Cox private service laterals for the UUD Project. As reported to Council on August 22, 2006, staff anticipated the City would participate in the cost for the connection of the Verizon and Cox private service laterals. However, in light of recent CPUC information about applicable tariffs, rules and regulations (received during the bidding process), such information appears to require telephone providers to underground their own laterals at their expense. In the past, Cox has provided their own underground laterals to the same extent as Verizon. Consequently, staff is working with Verizon and Cox to determine the extent of their respective responsibilities for payment of these private service laterals. At the present time, Verizon disputes that the entire cost of their lateral undergrounding must be at their expense and Cox has yet to respond to the City's request that Cox pay for the entire cost of their lateral undergrounding. The resolution of this disagreement is expected to result in either a reimbursement to the City by Verizon and/or Cox, or a change order deduction from the City's contract with Tidwell for any work deleted or reduced. It may also be necessary for the City to seek a ruling from the CPUC in the

City's favor concerning this cost. The resolution of this item shall meet the approval of the Public Works Director and the City Attorney.

BIDDING PROCESS

City Charter Section 519 allows the City to dispense with public bidding if it is in the interest of efficiency and fiscal economy, and if the project can be performed more economically and efficiently by City employees working in conjunction with private contractors or subcontractors. The UUD Project was bid by Southern California Edison (SCE) in accordance with their bidding process for Rule 20A projects. Each participating agency will have a separate construction contract with the UUD Project's lowest responsive bidder. Eight contractors were pre-qualified by the participating utility companies (SCE, Verizon, and Cox) and invited to competitively bid on the UUD Project, and Tidwell is the apparent low bidder. The City and all participating agencies will achieve cost savings benefits by utilizing common trenches. As a result, the City will save 85% of the trenching cost as compared to the City bidding the work separately. Staff recommends awarding a contract to Tidwell for the City's portion of work.

The contract amount of \$567,697.51, submitted by Tidwell for the City's portion of work, is acceptable, responsive, and meets the requirements of the City's contract specifications. The contract amount is approximately \$100,000 less than the design cost estimate.

The change order funding recommendation of \$56,700, or approximately 10%, is typical for this type of work and size of project.

CONSTRUCTION PHASE CONTRACT SERVICES

Staff recommends that Council authorize the General Services Manager to issue Purchase Orders to FMS in the amount of \$40,000 for construction support services, Steve Friesen Utility Consultant in the amount of \$5,000 for technical support services, and SBED in the amount of \$10,000 for design support services during construction.

FUNDING

The City's portion of work for the entire project is funded by the Utility Underground Fund and there are sufficient funds to cover the City costs. The Utility Underground Fund will be the funding source for City obligations pertaining to private service laterals and connections, defraying all costs to property owners.

The following summarizes the expenditures recommended in this report:

CONSTRUCTION CONTRACT FUNDING SUMMARY

	Basic Contract	Change Funds	Total
Tidwell	\$567,697.51	\$56,700	\$624,397.51
FMS	\$40,000.00	\$4,000.00	\$44,000.00
Steve Friesen Utility Consultant	\$5,000.00		\$5,000.00
SBED	\$10,000.00		\$10,000.00
TOTAL RECOMMENDED AUTHORIZATION			\$683,397.51

The following summarizes project design costs, construction contract funding, and other project costs:

ESTIMATED TOTAL PROJECT COST

Design by Contract	\$24,753.00
Consultant Support Services	\$59,000.00
Other Design Costs - City staff and Environmental Assessment	\$177,917.00
Subtotal	\$261,670.00
Construction Contract	\$567,697.51
Construction Change Order Allowance	\$56,700.00
FMS	\$44,000.00
Steve Friesen Utility Consultant	\$5,000.00
SBED	\$10,000.00
Subtotal	\$683,397.51
Construction Management/Inspection (by City Staff)	\$100,000.00
Subtotal	\$100,000.00
TOTAL PROJECT COST	\$1,045,067.51

SUSTAINABILITY IMPACT:

City maintenance and energy costs on existing streetlights will be reduced by approximately 25% by installing separately metered streetlights. However, this cost savings will be offset due to the additional energy used by the seven new streetlights. The new streetlights are also expected to minimize light pollution.

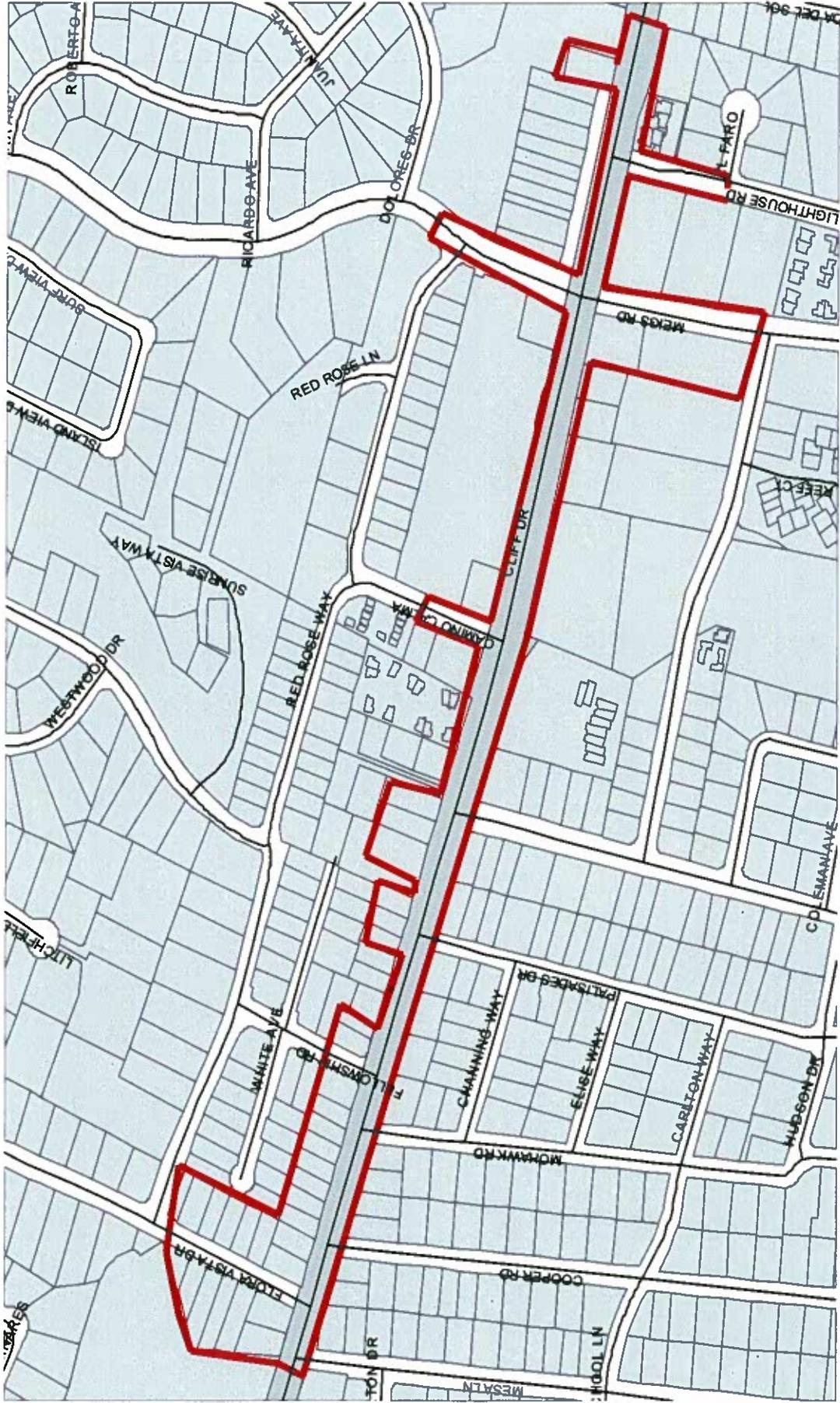
ATTACHMENT: Vicinity Map

PREPARED BY: John Ewasiuk, Principal Civil Engineer/LA/mj

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office

Underground Utility District (UUD) #10 Cliff Drive





CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 25, 2009

TO: Mayor and Councilmembers

FROM: Water Resources Division, Public Works Department

SUBJECT: Gibraltar Pass Through Agreement – Contract For Computer Modeling

RECOMMENDATION:

That Council authorize the Public Works Director to negotiate and execute a professional services agreement with Stetson Engineers for computer modeling services related to implementation of pass through operations under the Upper Santa Ynez River Operations Agreement in a form approved by the City Attorney and in an amount not to exceed \$40,700.

DISCUSSION:

In 1989, the City entered into the Upper Santa Ynez River Operations Agreement, also known as the "Pass Through Agreement." The agreement settled a lawsuit to resolve issues regarding Santa Ynez River water rights. Under the agreement, the City agreed to defer the enlargement of Gibraltar Reservoir in exchange for the right to utilize Lake Cachuma for storage and conveyance of water that would have otherwise been captured by the enlarged Gibraltar Reservoir. Due to significant siltation resulting from the Zaca Fire, the City made the election to enter the "Pass Through" mode of operations that involves storage of Gibraltar water in Lake Cachuma. Lake Cachuma is a federal water project and federal law requires that the City enter into a "Warren Act" contract with the U.S. Bureau of Reclamation (Reclamation) to provide for storage and conveyance of non-project water in a federal project.

Staff has been working with Reclamation to develop the required agreement, including preparation of an environmental assessment. Reclamation has requested information about the effects of implementing Pass Through operations on reservoir levels and flows in the river. This information is best developed by modifying the existing Santa Ynez River Hydrology Model to include the new mode of operation. The firm of Stetson Engineers has extensive experience working with the model and has done substantial modeling related to the Cachuma water rights decision that is pending before the State Water Resources Control Board. On behalf of the Cachuma Operations Maintenance Board, and other Santa Ynez River Users, Stetson has also recently developed an

updated model using more modern software. Using the recently developed model will confirm assumptions of the agreement and the existing model. As such, the firm is uniquely qualified to perform this work at this time. Once the new model has been fully developed, staff will seek an independent consultant to provide modeling services for the City.

Since the firm also represents other clients with interests on the Santa Ynez River, they have requested certain provisions as a part of the contract to preserve their ability to continue to work with these clients and to preserve the rights of their clients under the Pass-Through Agreement. Staff has negotiated a suitable scope of work for the modeling to ensure that the required model modifications accurately replicate the many complex issues associated with the Cachuma Project. Staff is also working with the City Attorney to appropriately address the client representation issues. We expect that the use of Stetson Engineers will expedite the process of implementing Pass Through operations, which is important for the City's water supply given the reduced storage capacity at Gibraltar Reservoir.

BUDGET/FINANCIAL INFORMATION:

The recommended contract limit of \$40,700 reflects Stetson Engineer's cost proposal for the identified scope of work, plus a standard contingency of ten percent for unanticipated additional services that may be required. Funds are identified for the recommended contract in the Fiscal Year 2010 Water Fund Operating Budget.

PREPARED BY: Rebecca Bjork, Water Resources Manager/ BF/mh

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 25, 2009
TO: Mayor and Councilmembers
FROM: City Administrator's Office
SUBJECT: Conference With Real Property Negotiators - Fremont Hall Army Reserve Center

RECOMMENDATION:

That Council hold a closed session pursuant to the authority of Government Code §54956.8 to provide direction to the City Administrator and to the City Attorney regarding the possible City acquisition of the real property known as Fremont Hall Army Reserve Center.

Property: 3237 State Street (APN 051-112-019)

City Negotiators: City Attorney Stephen Wiley, Community Development Director Paul Casey, Parks and Recreation Director Nancy Rapp, City Administrator's Office Special Projects Manager Don Olson and Assistant City Administrator Joan Kent

Negotiating Party: U.S. Army Representatives

Under Negotiation: Price, terms of payment, possible exchange terms.

SCHEDULING:

Duration: 20 minutes; anytime

REPORT:

None anticipated

PREPARED BY: Don Olson, City Special Projects Manager

SUBMITTED BY: Stephen P. Wiley, City Attorney

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: August 25, 2009

TO: Mayor and Councilmembers

FROM: City Attorney's Office

SUBJECT: Conference With Legal Counsel – Pending Litigation

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 *Citizens Planning Association, v. Peak-Las Positas Partners, Mark Lee, Michael Bollag, et al.*, SBSC Case Number 1243174.

SCHEDULING:

Duration: 15 minutes; anytime

REPORT:

None anticipated

SUBMITTED BY: Stephen P. Wiley, City Attorney

APPROVED BY: City Administrator's Office