

**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>

**JANUARY 12, 2010
AGENDA**

ORDER OF BUSINESS: Regular meetings of the Finance Committee and the Ordinance Committee begin at 12:30 p.m. The regular City Council 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.

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

ORDER OF BUSINESS

2:00 p.m. - City Council Meeting

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CEREMONIAL ITEMS

- 1. Subject: Comments By Outgoing Mayor Blum And Councilmembers Falcone And Horton**
- 2. Subject: Recognition Of Outgoing Mayor Blum And Councilmembers Falcone And Horton**
- 3. Subject: Comments By The Public**
- 4. Subject: Affirmation Of Allegiance By Mayor-Elect Helene Schneider, Councilmember Grant House, And Councilmembers-Elect Frank Hotchkiss, Michael Self, And Harwood A. "Bendy" White**
- 5. Subject: Presentation Of Certificates Of Election**
- 6. Subject: Seating Of Newly-Installed Mayor And Councilmembers**
- 7. Subject: Comments By Mayor Schneider And Councilmembers Hotchkiss, House, Self, And White**

CEREMONIAL ITEMS (CONT'D)

- 8. Subject: Presentation Of Poem By City Of Santa Barbara Poet Laureate**
- 9. Subject: Comments By The Public**

RECESS

ROLL CALL OF NEW COUNCIL

CEREMONIAL ITEMS (CONT'D)

- 10. 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 January 31, 2010.

CHANGES TO THE AGENDA

PUBLIC COMMENT

CONSENT CALENDAR

- 11. Subject: Minutes**

Recommendation: That Council waive the reading and approve the minutes of the adjourned regular meeting of November 16, 2009, the regular meetings of November 17, November 24, and December 1, 2009 (cancelled), the special meetings of December 1 and December 7, 2009, and the regular meeting of December 8, 2009.

- 12. Subject: Records Destruction For Finance Department (160.06)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Relating to the Destruction of Records Held by the Finance Department in the Administration, Accounting, Risk Management, and Treasury Divisions.

CONSENT CALENDAR (CONT'D)

13. Subject: Introduction Of Ordinance Granting Drainage Easement To Caltrans On A Portion Of Parma Park Adjacent To State Route 192 (150.02)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Accepting a Contract Offer in the Amount of \$1,200 for a Grant of Highway Easement to the State of California, Acting by and Through the Department of Transportation, for a Drainage Easement Adjacent to State Route 192, to be Located on a Portion of City-Owned Property Known as Parma Park (APN 021-120-005).

14. Subject: Adoption Of Ordinance For Amendment Of The Police Officers Association Labor Agreement (440.02)

Recommendation: That Council ratify an amendment to the Memorandum of Understanding between the City and the Santa Barbara Police Officers Association (Ordinance No. 5409) by adoption of, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending the July 1, 2006, Memorandum of Understanding Between the City of Santa Barbara and the Santa Barbara Police Officers Association Extending the Agreement Until June 30, 2010, and Suspending Cash-Out Provisions.

15. Subject: Wetland Mitigation Monitoring Biological Services Annual Contract (560.04)

Recommendation: That Council approve and authorize the Airport Director to execute an annual contract with URS Corporation for post-construction biological monitoring associated with the Airfield Safety Projects and other small projects at the Santa Barbara Airport in an amount not to exceed \$110,371.08, and authorize the Airport Director to approve expenditures up to \$11,037 for extra services that may result from necessary changes in the scope of work.

16. Subject: Agreement With The Council On Alcoholism And Drug Abuse For The Criminal Justice Early Identification Specialist (520.04)

Recommendation: That Council appropriate \$47,000 in the Police Asset Forfeiture Fund from accumulated reserves to fund the Council on Alcoholism and Drug Abuse Criminal Justice Early Identification Specialist position as part of a three-year funding agreement.

CONSENT CALENDAR (CONT'D)

17. Subject: Parking Lot Use Agreement With Santa Barbara Montessori School (550.05)

Recommendation: That Council approve a nine-month Use Agreement with Santa Barbara Montessori School regarding a school bus stop in the Palm Park parking lot.

18. Subject: Five-Year Lease Agreement With Jacques Bertrand, Doing Business As Harbor Mail Center (330.04)

Recommendation: That Council approve a five-year lease agreement with Jacques Bertrand for a 140 square-foot mail center office located at 125 Harbor Way #6, at a monthly rent of \$425, subject to annual adjustments based on the Consumer Price Index.

19. Subject: Five-Year Lease Agreement With Robert Meyer (330.04)

Recommendation: That Council approve a five-year lease agreement with Robert Meyer for a 218 square-foot office located on the second floor at 125 Harbor Way, #12, at a rate of \$492 per month, subject to annual adjustment based on the Consumer Price Index.

20. Subject: Introduction Of Ordinance For Five-Year Lease With One Five-Year Option With Boat Launch Mini Mart, L.L.C. (330.04)

Recommendation: That Council approve a lease with Boat Launch Mini Mart, L.L.C., and introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Five-Year Lease with One Five-Year Option with Boat Launch Mini Mart, L.L.C., Effective February 11, 2010, for a 536 Square-Foot Convenience Store at 305 West Cabrillo Boulevard.

21. Subject: Animal Control Donation (520.05)

Recommendation: That Council:

- A. Authorize the acceptance of a \$7,641 donation from the Deborah K. Oldham Trust of 2001 to the Santa Barbara Police Department's Animal Control Program for maintenance of an Animal Control vehicle for one year; and
- B. Increase estimated Fiscal Year 2010 General Fund revenues by \$7,641 and appropriate the funds to the Police Department's Animal Control Program budget.

CONSENT CALENDAR (CONT'D)

22. Subject: Appropriation Of K-9 And Vending Machine Revenues (520.04)

Recommendation: That Council:

- A. Increase appropriations by \$17,000 in the Police K-9 Trust Fund from revenues received for the "On Patrol with Santa Barbara PD" television program to be used in the Santa Barbara Police Department K-9 program; and
- B. Increase appropriations by \$7,049 in the General Fund Police Department budget from vending machine revenues received by the Police Department to be used to pay for a Police Department employee recognition event.

23. Subject: Set A Date For Public Hearing Regarding Appeal Of Parks And Recreation Commission Decision For 922 State Street (640.07)

Recommendation: That Council set the date of February 9, 2009, at 2:00 p.m. for hearing the appeal filed by Mary Rose, Agent for Ron Hays, of the Parks and Recreation Commission's Conditions of Approval for the removal of a tree situated in front of property located at 922 State Street.

NOTICES

- 24. The City Clerk has on Thursday, January 7, 2010, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.
- 25. Cancellation of the regular Redevelopment Agency meeting of January 12, 2010, due to lack of business.
- 26. The City Council Public Hearing scheduled for Tuesday, January 12, 2010, at 2:00 p.m. to consider the introduction of an ordinance that would extend the Medical Marijuana Dispensary Suspension Ordinance Extension has been continued to Tuesday, January 26, 2010, at 2:00 p.m.
- 27. Resignation of Creeks Advisory Committee member Michael Jordan; the vacancy will be included in the next advisory group recruitment.
- 28. Cancellation of the regular City Council and Redevelopment Agency meetings of January 19, 2010.

This concludes the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

29. Subject: Annual Water Supply Management Report (540.08)

Recommendation: That Council approve and adopt the City of Santa Barbara Water Supply Management Report for the 2009 water year, finding that groundwater resources are in long-term balance, in accordance with the conjunctive management element of the City's Long-Term Water Supply Program.

MAYOR AND COUNCIL REPORTS

30. Subject: Appointment Of Mayor Pro Tempore, Ordinance Committee, Finance Committee, And Santa Barbara County Association Of Governments (130.01)

Recommendation: That Council consider the appointment of a Mayor Pro Tempore, Chairs and Members of the Ordinance and Finance Committees, and Santa Barbara County Association of Governments (SBCAG).

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

ADJOURNMENT



Agenda Item No. _____

File Code No. 410.01

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: January 12, 2010

TO: Mayor and Councilmembers

FROM: City Administrator's Office

SUBJECT: Employee Recognition – Service Award Pins

RECOMMENDATION:

That Council authorize the City Administrator to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through January 31, 2010.

DISCUSSION:

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

Attached is a list of those employees who will be awarded pins for their service through January 31, 2010.

ATTACHMENT: January 2010 Service Awards

SUBMITTED BY: Marcelo A. López, Administrative Services Director

APPROVED BY: City Administrator's Office

JANUARY 2010 SERVICE AWARDS

January 12, 2010 Council Meeting

5 YEARS

Cynthia Rodriguez, City Clerk Services Manager, Administrative Services
Lauren Nocis, Senior Building Inspector, Community Development
David Miles, Senior Plans Examiner, Community Development
David Berkovich, Firefighter, Fire
Cory Cloud, Fire Engineer, Fire
Richard Griguoli, Firefighter, Fire
Dean Millan, Firefighter, Fire
Brandon Paige, Firefighter, Fire
Spencer Simonds, Firefighter, Fire
Chelsey Swanson, Associate Transportation Planner, Public Works
Salvador Cornejo, Grounds Maintenance Worker, Parks and Recreation
Gabriel Caratachea Vil, Grounds Maintenance Worker II, Parks and Recreation
Juan Olmedo, Grounds Maintenance Worker II, Parks and Recreation
Donald Meehan, Airport Operations Assistant, Airport
William Petrini, Harbor Patrol Officer, Waterfront
Jeremy Denton, Firefighter, Fire

10 YEARS

Matthew Gritt, Firefighter, Fire
John Thompson, Police Officer, Police

15 YEARS

Penelope Tinker, Records Technician, Community Development
Dana Orr, Senior Waterfront Maintenance Worker, Waterfront

20 YEARS

Jacquelyn Hill, Library Assistant I, Library
Glenn Oman, Custodian, Airport

30 YEARS

James Bryden, Fire Battalion Chief, Fire
Marc Hawkins, Senior Grounds Maintenance Worker, Parks and Recreation



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

ADJOURNED REGULAR MEETING NOVEMBER 16, 2009 226 AND 232 EUCALYPTUS HILL DRIVE

CALL TO ORDER

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

ROLL CALL

Councilmembers present: Iya G. Falcone, Roger L. Horton, Grant House, Das Williams, Mayor Blum.

Councilmembers absent: Dale Francisco, Helene Schneider.

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

PUBLIC COMMENT

No one wished to speak.

NOTICES

The City Clerk has on Thursday, November 12, 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 VISIT

Subject: 226 And 232 Eucalyptus Hill Drive

Recommendation: That Council make a site visit to the property located at 226 and 232 Eucalyptus Hill Drive, which is the subject of an appeal hearing scheduled for November 17, 2009, at 2:00 p.m.

Speakers:

Staff: Associate Planner Kathleen Kennedy.

(Cont'd)

Subject: 226 And 232 Eucalyptus Hill Drive (Cont'd)

Discussion:

Staff described the proposed project, which involves a lot line adjustment between two parcels, the demolition of current structures, and the construction of new residences. The Council visited the two parcels in order to view the locations of proposed residences.

ADJOURNMENT

Mayor Blum adjourned the meeting at 2:20 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 CITY COUNCIL MINUTES

REGULAR MEETING November 17, 2009 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the joint meeting of the Council and Redevelopment Agency to order at 2:02 p.m. (The Finance Committee met at 1:00 p.m. The Ordinance 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, Roger L. Horton, Grant House, Das Williams, Mayor Blum.

Councilmembers absent: Dale Francisco, Helene Schneider.

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

CEREMONIAL ITEMS

1. Subject: Presentation Acknowledging Mick Kronman As Harbor Master Of The Year 2009 (120.04)

Action: The California Association of Harbor Masters & Port Captains' Harbor Master of the Year Award was presented to City of Santa Barbara Harbor Operations Manager Mick Kronman by Eric Endersby.

PUBLIC COMMENT

Speakers: Fred Kuhlmann, Hans Kistner.

CONSENT CALENDAR (Item Nos. 2 – 7 and 10)

The title of the resolution related to Item No. 3 was read.

Motion:

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

Vote:

Unanimous roll call vote (Absent: Councilmembers Francisco, Schneider).

2. Subject: Fiscal Year 2010 First Quarter Interim Financial Statements (250.02)

Recommendation: That Council:

- A. Receive a report from staff on the status of revenues and expenditures, in relation to budget, as of September 30, 2009; and
- B. Accept the Fiscal Year 2010 Interim Financial Statements for the Three Months Ended September 30, 2009.

Action: Approved the recommendations (November 17, 2009, report from the Interim Finance Director).

3. Subject: State Revolving Fund Loan Of Up to \$29.9 Million For William B. Cater Water Treatment Plant And Ortega Groundwater Treatment Plant Projects (540.10)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing a Notice of Application Acceptance for a Safe Drinking Water State Revolving Fund (SDWSRF) Loan, and Authorizing Officers to Act on Behalf of the City.

Action: Approved the recommendation; Resolution No. 09-090 (November 17, 2009, report from the Public Works Director; proposed resolution).

4. Subject: Contract For Design Of The Ortega Groundwater Treatment Plant Rehabilitation Project (540.10)

Recommendation: That Council:

- A. Authorize the Public Works Director to execute a professional services agreement with Carollo Engineers, Inc. (Carollo), in an amount not to exceed \$708,000, for final design of the Ortega Groundwater Treatment Plant (OGTP) Rehabilitation Project (Project); and
- B. Authorize the Public Works Director to approve extra services for Carollo that may result from necessary changes in the scope of work for a total amount not to exceed \$70,000.

(Cont'd)

4. (Cont'd)

Action: Approved the recommendations; Agreement No. 23,239 (November 17, 2009, report from the Public Works Director).

5. Subject: Rental Agreement For The Gibraltar Dam Caretaker Residence (540.09)

Recommendation: That Council authorize the Public Works Water Resources Manager to execute a Caretaker Rental Agreement for the Gibraltar Reservoir and Dam residence with Frank Dealy, through the term of his employment as the Dam Caretaker for this location.

Speakers:

Staff: Water System Manager Cathy Taylor.

Action: Approved the recommendation; Agreement No. 23,240 (November 17, 2009, report from the Public Works Director).

6. Subject: Approval Of Map And Execution Of Agreements For 561 West Mountain Drive (640.08)

Recommendation: That Council approve and authorize the City Administrator to execute and record Parcel Map Number 20,775 for a subdivision at 561 West Mountain Drive (finding the Parcel Map in conformance with the state Subdivision Map Act, the City's Subdivision Ordinance, and the tentative subdivision map) and other standard agreements relating to the approved subdivision.

Action: Approved the recommendation; Agreement No. 23,241 (November 17, 2009, report from the Public Works Director).

7. Subject: Capital Improvement Projects: First Quarter Report For Fiscal Year 2010 (230.01)

Recommendation: That Council receive, for information only, a report on the City's Capital Improvement Projects (CIP) for the First Quarter of Fiscal Year 2010.

Action: Approved the recommendation (November 17, 2009, report from the Public Works Director).

Item Nos. 8 and 9 appear in the Redevelopment Agency minutes.

NOTICES

10. The City Clerk has on Thursday, November 12, 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.

This concluded the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Roger Horton reported that the Committee met to review Interim Financial Statements for the three months ended September 30, 2009, for both the City and the Redevelopment Agency; both sets of statements were approved by the Council and Agency as part of this Agenda's Consent Calendar (Item Nos. 2 and 9, respectively).

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

CITY ADMINISTRATOR

11. Subject: Intent To Participate In AB 811 Central Coast Energy Independence (630.06)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Declaring Its Intention to Participate in the Central Coast Energy Independence Program, Which Will Allow City Property Owners to be Included in a County Assessment District that Provides Financing for Private Energy Efficiency and Renewable Energy Projects on a Voluntary Basis.

Documents:

- November 17, 2009, report from the City Administrator.
- Proposed Resolution.
- PowerPoint presentation prepared and made by County of Santa Barbara Staff.

The title of the resolution was read.

Speakers:

- Staff: Assistant to the City Administrator Nina Johnson.
- County of Santa Barbara: Housing and Community Development Director David Matson.

(Cont'd)

11. (Cont'd)

Motion:

Councilmembers House/Horton to approve the recommendation;
Resolution No. 09-091.

Vote:

Unanimous roll call vote (Absent: Councilmembers Francisco, Schneider).

City Administrator James Armstrong left the meeting at 2:37 p.m.; Assistant City Administrator Joan Kent took his place.

PUBLIC HEARINGS

12. Subject: Appeal Of Planning Commission Approval For 226 And 232 Eucalyptus Hill Drive (640.07)

Recommendation: That Council deny the appeal filed by neighbors, June Sochel, Tony and Caroline Vassallo and Ernie Salomon and uphold the Planning Commission approval of the application of Brent Daniels, agent for Cynthia Howard, for the proposed Lot Line Adjustment, Street Frontage Modifications and Performance Standard Permits to create four new homes and associated improvements.

Documents:

- November 17, 2009, report from the Community Development Director.
- Revised Conditions of Approval dated November 17, 2009, submitted by Staff.
- June 18, 2009, Planning Commission Staff Report.
- August 20, 2009, Staff memorandum to the Planning Commission.
- Final Mitigated Negative Declaration for the project.
- PowerPoint presentation prepared and made by Staff.
- Affidavit of Publication.
- November 10, 2009, letters from June Sochel, Caroline Vassallo.
- November 12, 2009, letter from Tony Vassallo.
- November 14, 2009, letters from Lewis Bloom, Clay Tedeschi.

Public Comment Opened:

2:38 p.m.

Speakers:

- Staff: Associate Planner Kathleen Kennedy, City Planner Bettie Weiss.
- Planning Commission: Commissioner Bruce Bartlett.
- Appellant: June Sochel, Ernie Salomon, Chris Flynn, Caroline Vassallo, Tony Vassallo.

Recess: 3:33 p.m. - 3:39 p.m.

12. (Cont'd)

Speakers (Cont'd):

- Staff: City Attorney Stephen Wiley.
- Applicant: Brent Daniels, Attorney Kathleen Weinheimer.
- Members of the Public: John Manning, Dr. Pierre Nizet, Donna Salomon, Clay Tedeschi, Connor Kennedy.

Public Comment Closed:

4:42 p.m.

Motion:

Councilmembers House/Horton to approve the recommendation and direct Staff to return with a resolution documenting the Council's decision and including the appropriate findings.

Vote:

Majority voice vote (Noes: Mayor Blum; Absent: Councilmembers Francisco, Schneider).

RECESS

5:11 p.m. - 6:06 p.m.

Mayor Blum presiding.

Councilmembers present: Falcone, Francisco, Horton, House, Williams, Mayor Blum.

Councilmembers absent: Schneider.

Staff present: City Administrator Armstrong, City Attorney Wiley, Deputy City Clerk Tschech.

MAYOR AND COUNCIL REPORTS

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

Recommendation: That Council:

- A. Hold interviews of applicants to various City Advisory Groups at 6:00 p.m.;
and
- B. Continue interviews of applicants to November 24, 2009, at 4:00 p.m.

Documents:

November 17, 2009, report from the Administrative Services Director.

Speakers:

The following applicants were interviewed:
Access Advisory Committee:
Ken McLellan

(Cont'd)

13. (Cont'd)

Speakers (Cont'd)

Architectural Board of Review:

Gary Mosel

Arts Advisory Committee:

Roman Baratiak

Fire and Police Commission:

Bill Medel

Jennifer Christensen

Franklin Center Advisory Committee:

Sharon Byrne

Harbor Commission:

Eric Friedman

Jim Sloan

Historic Landmarks Commission:

Tom Ochsner

Lower Westside Center Advisory Committee:

Paul Contreras

Rental Housing Mediation Task Force:

Daniel Herlinger

By consensus, interviews will be continued on November 24, 2009, at 4:00 p.m.

14. Subject: Request From Councilmembers Falcone And Francisco Regarding Medical Marijuana (520.04)

Recommendation: That Council consider the request from Councilmembers Falcone and Francisco to reconsider its policy concerning medical marijuana, consider alternative models for meeting the needs of patients, and provide direction to the Ordinance Committee as appropriate.

Documents:

- November 17, 2009, report from the Assistant City Administrator.
- November 17, 2009, e-mail from Senior Planner Danny Kato.
- November 12, 2009, letter from David Hughes, et al.
- November 14, 2009, letter from Mark Huston.
- November 14, 2009, e-mail from Lela Schaffner.
- November 17, 2009, letter from the Santa Barbara Association of Realtors.
- November 17, 2009, e-mails from Alena Kitson, Patrick Fourmy, Joan Livingston, Don Duncan.
- Undated letter from Rick Lee.

(Cont'd)

14. (Cont'd)

Speakers:

- Staff: City Attorney Stephen Wiley, Police Captain Armando Martel, Senior Planner Danny Kato.
- Members of the Public: B. Nelson; Kathleen Goo; David Hughes; Mark Orosco; James Lee; Ross Payson; Tamara Erickson; Thomas Byrne; Geoff Roland; Alena Kitson; Rick Lee; Scott Hickman; Joanna La Force; Stanley Boydston; Rolf Geyling, Santa Barbara Rescue Mission; Brock and Maria Dumont; Nathaniel Reinke; Andrew Boehm; Patrick Fourmy; Robert Fedor; Tom Thomas, Fighting Back; Patric Weddle; Bonnie Raisin; Hans Edwards; Janet Rowse; Randy Rowse; Brian Sarvis, Santa Barbara School Districts; Tony Vassallo; Sharon Byrne; Wendy Kaysino; Carlos Martinez; Jeff Bermant; John Wrench; Jen Lemberger, Fighting Back; Shereen Khatapoush, Council on Alcoholism and Drug Abuse; Denny Wayman; Denice Fellows; Bob Hansen; David Bearman, M.D.; Derek Westen; Ben Romo, Santa Barbara County Education Office; Nancy McCradie.

Motion:

Councilmembers Falcone/Francisco to place on a Council agenda, before the end of 2009, the consideration of a moratorium on the opening of new medical marijuana dispensaries such that the operation of any dispensary without an approval as of November 17, 2009, will be suspended.

Vote:

Majority voice vote (Noes: Councilmember House; Absent: Councilmember Schneider).

Motion:

Councilmembers Francisco/Williams to direct the Ordinance Committee to propose amendments to Santa Barbara Municipal Code Chapter 28.80 which would change the model for distributing medical marijuana from a dispensary to a collective which meets the Attorney General's guidelines.

Vote:

Unanimous voice vote (Absent: Councilmember Schneider).

ADJOURNMENT

Mayor Blum adjourned the meeting at 9:47 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

ATTEST:

MARTY BLUM
MAYOR

SUSAN TSCHECH, CMC
DEPUTY CITY CLERK



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING November 24, 2009 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the joint meeting of the Council and the Redevelopment Agency to order at 2:04 p.m. (The Ordinance Committee met at 12:00 noon, and the Finance Committee met at 1:00 p.m.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

Councilmembers present: Iya G. Falcone (2:12 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 Susan Tschech.

CEREMONIAL ITEMS

1. Subject: Southern California Edison Recognizes The City's Energy Savings Achievements (120.08)

Action: Southern California Edison representatives John Britton and Staci Sims presented an award recognizing the City's energy savings achievements for 2006 - 2009 to James Dewey, Facilities & Energy Manager for the City.

PUBLIC COMMENT

Speakers: Jack Wilson, Lee Moldaver, AIE the person (Kate Smith).

CONSENT CALENDAR (Item Nos. 2 - 8)

The titles of the ordinances related to Item Nos. 4 and 6 were read.

Motion:

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

Vote:

Unanimous voice vote.

2. Subject: Airport Terminal Concession Design Contract With Howard, Needles, Tammen & Bergendoff California Architects, P.C. (560.01)

Recommendation: That Council authorize the Airport Director to negotiate and execute a contract, subject to approval of the form of the contract by the City Attorney, with Howard, Needles, Tammen & Bergendoff California Architects, P.C. (HNTB), a California Corporation, to develop a concession design manual for the new Airline Terminal, in an amount of \$53,462, and approve expenditures of up to \$5,000 for extra services of HNTB that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Contract No. 23,242 (November 24, 2009, report from the Airport Director).

3. Subject: October 2009 Investment Report (260.02)

Recommendation: That Council accept the October 2009 Investment Report.

Action: Approved the recommendation (November 24, 2009, report from the Interim Finance Director).

4. Subject: Introduction Of Ordinance For Amendment To Vic Trace Reservoir Communications Site Lease (330.04)

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving Amendment No. 1 to the Lease Agreement No. 17,461 Between the City of Santa Barbara and Santa Barbara Cellular Systems, Ltd., Located on a Portion of the Vic Trace Reservoir Property (Assessor's Parcel No. 035-033-013), to Allow Lessee the Right to Sublease Upon Written Consent from the City of Santa Barbara, and Authorizing the Public Works Director to Execute the Required Lease Amendment; and

(Cont'd)

4. (Cont'd)

- B. Increase appropriations and estimated revenues by \$65,000 in the Intra-City Services Fund for the costs associated with the removal of an underground storage tank and placement of an above-the-ground storage tank funded from a one-time fee from Santa Barbara Cellular Systems in consideration of the amendment of the lease agreement.

Action: Approved the recommendations (November 24, 2009, report from the Public Works Director; proposed ordinance).

5. Subject: Cancellation Of Certain Council Meetings (120.09)

Recommendation: That Council cancel the regular Council meetings on the following dates: December 22, 2009; January 19, February 16, April 6, June 1, July 6, August 31, September 7, November 30, and December 28, 2010; and January 4, 2011.

Action: Approved the recommendation (November 24, 2009, report from the Assistant City Administrator).

6. Subject: Amendment Of The Police Officers Association Labor Agreement (440.02)

Recommendation: That Council ratify an amendment to the Memorandum of Understanding between the City and the Santa Barbara Police Officers Association (Ordinance No. 5409) by introduction and subsequent adoption of, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending the July 1, 2006, Memorandum of Understanding Between the City of Santa Barbara and the Santa Barbara Police Officers Association Extending the Agreement Until June 30, 2010, and Suspending Cash-out Provisions.

Action: Approved the recommendation (November 24, 2009, report from the Assistant City Administrator; proposed ordinance).

NOTICES

7. The City Clerk has on Thursday, November 19, 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.
8. Cancellation of the regular City Council and Redevelopment Agency meetings of December 1, 2009.

This concluded the Consent Calendar.

REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Das Williams reported that the Committee met to continue its review of proposed revisions to the Medical Cannabis Dispensary Ordinance. The Committee finalized and forwarded the amendments to the Planning Commission for its consideration.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Roger Horton reported that the Committee met to review the October 2009 Investment Report, which was approved by the Council as part of this agenda's Consent Calendar (Item No. 3).

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

ADMINISTRATIVE SERVICES DEPARTMENT

9. Subject: Certification Of The Election Results Of The Official Canvass For The General Municipal Election Of November 3, 2009 (110.03)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Reciting the Fact of the Vote-By-Mail General Municipal Election Held on November 3, 2009, and Declaring the Results and Such Other Matters as Provided by State Law.

Documents:

- November 24, 2009, report from the Administrative Services Director.
- Proposed Resolution.
- PowerPoint presentation prepared and made by Staff.

The title of the resolution was read.

Speakers:

Staff: Administrative Services Director Marcelo López, City Clerk Services Manager Cynthia Rodriguez.

Motion:

Councilmembers Williams/Falcone to approve the recommendation;
Resolution No. 09-092.

Vote:

Unanimous roll call vote.

REDEVELOPMENT AGENCY REPORTS

10. Subject: Plaza De La Guerra Infrastructure Concept Design Review And Professional Services Agreement For Preliminary Design Services (570.05)
 - A. That Council review the conceptual design for Plaza de la Guerra Infrastructure Improvements and declare it a project for purposes of environmental review;
 - B. That the Agency Board authorize the Deputy Director to execute a Professional Design Services Agreement, subject to approval by Agency Counsel, with Campbell and Campbell in an amount not to exceed \$89,000, for preliminary design services for Plaza de la Guerra Infrastructure, and authorize the Deputy Director to approve expenditures of up to \$17,800 to cover any cost increases that may result from necessary changes in the scope of work; and
 - C. That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving and Adopting the Findings Required by Health and Safety Code Section 33445 for the Funding of Capital Improvements to Plaza de la Guerra.

Documents:

- November 24, 2009, report from the Community Development Director/Deputy Agency Director.
- Proposed Resolution.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Housing and Redevelopment Manager Brian Bosse, Redevelopment Supervisor Marck Aguilar, Interim Finance Director/Fiscal Officer Robert Samario, City Administrator/Executive Director James Armstrong.
- Members of the Public: Bonnie Raisin; Dennis Rickard; Bill Collyer and David Damiano, Downtown Organization; Jarrell Jackman, Santa Barbara Trust for Historic Preservation; Frank Hotchkiss; Jim Kahan.

Motion:

Council/Agency members House/Horton to approve the recommendations; City Council Resolution No. 09-093; Redevelopment Agency Agreement No. 521.

Vote:

Majority roll call vote (Noes: Council/Agency members Falcone, Francisco).

RECESS

3:50 p.m. - 4:00 p.m. Councilmember Williams was absent when the Council reconvened.

MAYOR AND COUNCIL REPORTS

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

Recommendation: That Council hold interviews of applicants to various City Advisory Groups.

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

Documents:

November 24, 2009, report from the Administrative Services Director.

Speakers:

The following applicants were interviewed:

Airport Commission:

Chris Colbert

Architectural Board of Review:

Chris Gilliland

Keith Nolan

Arts Advisory Committee:

Suzanne Fairly-Green

Phyllis de Picciotto

Community Development and Human Services Committee:

Laura Knight

Creeks Advisory Committee:

Betsy Weber

Fire and Police Commission:

Patrick Lennon

Historic Landmarks Commission:

Justin Van Mullem

Councilmember Williams returned to the meeting at 4:18 p.m.

Historic Landmarks Commission (Cont'd):

Philip Suding

Planning Commission:

Chava Riley

Michael Jordan

Bob Cunningham

Rental Housing Mediation Task Force:

Lynn Goebel

Councilmember Falcone left the meeting at 4:34 p.m. and returned at 4:41 p.m.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

11. Subject: Panhandling Education And Alternative Giving Campaign (520.04)
 - A. That Council approve the Panhandling Education and Alternative Giving Campaign and that the Redevelopment Agency Board authorize the Agency Deputy Director to negotiate and execute, subject to approval as to form by Agency counsel, agreements to implement the Panhandling Education and Alternative Giving Campaign and to authorize the expenditures of up to \$75,000 for the program from the Redevelopment Agency's Project Contingency Account; and
 - B. That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing December 1, 2009, as the Effective Date of Ordinance No. 5499 to Enact a Revised Ordinance Prohibiting Abusive Panhandling by Amending and Revising Santa Barbara Municipal Code Chapter 9.50.

Documents:

- November 24, 2009, report from the Community Development Director/Deputy Director.
- Proposed Resolution.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Housing and Redevelopment Manager Brian Bosse, Redevelopment Specialist Jeannette Candau.
- Members of the Public: Kathy Janega-Dykes, Santa Barbara Conference and Visitors Bureau; David Damiano, Downtown Organization.

Motion:

Council/Agency members Francisco/Schneider to approve the recommendations; City Council Resolution No. 09-094; Redevelopment Agency Agreement No. 522.

Vote:

Unanimous roll call vote.



**CITY OF SANTA BARBARA
CITY COUNCIL MINUTES**

**REGULAR MEETING
December 1, 2009
COUNCIL CHAMBER, 735 ANACAPA STREET**

The regular meeting of the City Council, scheduled for 2:00 p.m. on December 1, 2009, was cancelled by the Council on November 18, 2008.

The next regular meeting of the City Council is scheduled for December 8, 2009, at 2:00 p.m. in the Council Chamber.

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

SPECIAL MEETING December 1, 2009 CITY OF VENTURA, COUNCIL CHAMBER 501 POLI STREET, VENTURA

CALL TO ORDER

Mayor Pro Tempore Dale Francisco called the meeting to order at 12:00 p.m.

ROLL CALL

Councilmembers present: Grant House, Helene Schneider, Das Williams, Mayor Pro Tempore Francisco.

Councilmembers absent: Iya G. Falcone, Roger L. Horton, Mayor Marty Blum.

Staff present: None.

PUBLIC COMMENT

No one wished to speak.

NOTICES

The City Clerk has on Tuesday, November 24, 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 VISIT

Subject: Driving Tour Of Ventura Public Art Collection

Since a quorum of the Council could be in attendance, the meeting is being noticed as a meeting of the City Council to comply with the Brown Act.

Speakers:

City of Ventura: Denise Sindelar, Public and Visual Arts Supervisor, Cultural Affairs Division.

(Cont'd)

Subject: Driving Tour Of Ventura Public Art Collection (Cont'd)

Discussion:

A tour of the City of Ventura's Percent for Art Program at various sites was made with discussion about each art piece, including its history, the approval process, neighborhood outreach efforts and funding sources.

Councilmember Williams left the meeting at 2:22 p.m.

Note: While there was no longer a quorum of the Council in attendance, those that were present continued with the scheduled tour.

ADJOURNMENT

Mayor Pro Tempore Francisco adjourned the meeting at 4:32 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

DALE FRANCISCO
MAYOR PRO TEMPORE

ATTEST: _____
BRENDA ALCAZAR, CMC
DEPUTY CITY CLERK



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

**SPECIAL MEETING
December 7, 2009
617 BRADBURY AVENUE**

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 1:40 p.m.

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

Councilmembers present: Grant House, Das Williams, Mayor Blum.

Councilmembers absent: Iya G. Falcone, Dale Francisco, Roger L. Horton, Helene Schneider.

Staff present: 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, December 3, 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 VISIT

Subject: 617 Bradbury Avenue

Recommendation: That Council make a site visit to the property located at 617 Bradbury Avenue, which is the subject of an appeal hearing scheduled for December 8, 2009, at 2:00 p.m.

Speakers:

- Staff: Assistant Planner Suzanne Riegle.
- Applicant: Clay Aurell, Architect.

Discussion:

Staff provided a brief description of the project and review of the site plan to indicate where changes in building height and mass would occur. The applicant responded to questions from the Councilmembers.

ADJOURNMENT

Mayor Blum adjourned the meeting at 1:50 p.m.

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 December 8, 2009 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the joint meeting of the Council and the Redevelopment Agency to order at 2:00 p.m. (The Finance Committee met at 1:00 p.m. The Ordinance Committee, which is ordinarily scheduled to meet at 12:30 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

Councilmembers present: Roger L. Horton, Grant House, Helene Schneider, Das Williams, Mayor Blum.

Councilmembers absent: Iya G. Falcone, Dale Francisco.

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 December 31, 2009.

Documents:

December 8, 2009, report from the Administrative Services Director.

(Cont'd)

1. (Cont'd)

Speakers:

Staff: City Administrator James Armstrong, award recipients Marck Rauch and Denise Reid.

Action: By consensus, the Council recognized the following employees:

5-Year Pin

James Hernandez, Maintenance Crew Leader, Public Works
Mark Wilkening, Administrative Specialist, Public Works
Cathleen Daniels, Senior Grounds Maintenance Worker, Parks and Recreation
Juan Garcia, Grounds Maintenance Worker II, Parks and Recreation
Karl Treiberg, Waterfront Facilities Manager, Waterfront

10-Year Pin

Lesley Torgeson, Network/Applications Analyst, Administrative Services
Brian Bosse, Housing and Redevelopment Manager, Community Development
David Lopez, Airport Patrol Officer, Airport

25-Year Pin

Pamela Christian, Animal Control Supervisor, Police Department
Mark Rauch, Parks Supervisor, Parks and Recreation

30-Year Pin

Denise Reid, Administrative Specialist, Parks and Recreation

2. Subject: Proclamation Declaring December 7-14, 2009, As Santa Barbara Festival Ballet Nutcracker Week (120.04)

Action: Proclamation presented to Danielle Ireland, Daniel Salinas and Julie Salinas on behalf of the Santa Barbara Festival Ballet.

PUBLIC COMMENT

Speakers: Ruth Wilson; Kenneth Loch; Don Sharpe, Santa Barbara Conservancy; AIE, the Person (Kate Smith).

CONSENT CALENDAR (Item Nos. 3 – 15, 17 and 18)

The titles of the ordinance and resolution related to Agenda Item Nos. 4 and 5 were read.

Motion:

Council/Agency Members House/Schneider to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote (Absent: Council/Agency Members Falcone, Francisco).

CITY COUNCIL

3. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the special meeting of October 24, 2009, the regular meeting of October 27, 2009, the regular meeting of November 3, 2009 (cancelled), and the special meetings of November 9, 2009.

Action: Approved the recommendation.

4. Subject: Adoption Of Ordinance For Amendment To Vic Trace Reservoir Communications Site Lease (330.04)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving Amendment No. 1 to the Lease Agreement No. 17,461, Between the City of Santa Barbara and Santa Barbara Cellular Systems, Ltd., Located on a Portion of the Vic Trace Reservoir Property (APN 035-033-013), to Allow Lessee the Right to Sublease Upon Written Consent from the City of Santa Barbara, and Authorizing the Public Works Director to Execute Same.

Action: Approved the recommendation; Ordinance No. 5504; Agreement No. 23,243.

5. Subject: Revised Resolution For The 2030 Las Canoas Road Annexation (680.04)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Requesting Initiation of Proceedings for a Reorganization of Boundaries, Annexation to the City of Santa Barbara, Detachment from the Santa Barbara County Fire Protection District, and Detachment from County Service Areas No. 12 and 32, for Certain Real Property Presently Located at 2030 Las Canoas Road, Assessor's Parcel Number 021-010-061.

Action: Approved the recommendation; Resolution No. 09-095 (December 8, 2009, report from the Community Development Director; proposed resolution; affidavit of publication).

6. Subject: Increase In Change Order Authority For The Upper Las Positas Creek Restoration And Storm Water Improvement Project (540.14)

Recommendation: That Council:

- A. Approve an increase to the change order authority for Contract No. 23,117 with Shaw Contracting, Inc. (Shaw), for the Upper Las Positas Creek Restoration and Storm Water Improvement Project (Project) in the amount of \$400,000, for a total change order authority of \$848,349, pursuant to Santa Barbara Municipal Code Sections 4.52.080 and 9.116.060 relating to emergency purchases, to cover the cost of emergency work currently underway; and
- B. Approve an increase in change order authority with Fugro West, Inc. (Fugro), Contract No. 23,119, in the amount of \$35,000, for material testing and inspection for the Project, for a total change order authority of \$37,820.

Action: Approved the recommendations; (December 8, 2009, report from the Public Works Director).

7. Subject: School Crossing Guards (150.05)

Recommendation: That Council:

- A. Authorize the Chief of Police to execute a Memorandum of Understanding, subject to approval of the City Attorney, between the City of Santa Barbara and the Santa Barbara School Districts and Hope School District for school crossing guard services through June 3, 2010; and

(Cont'd)

7. (Cont'd)

- B. Increase estimated revenues and appropriations by \$129,500 in the General Fund Police Department's Parking Enforcement Program for the costs of the school crossing guards to be reimbursed by the Santa Barbara School District (\$112,000) and Hope School District (\$17,500).

Action: Approved the recommendations; Agreement Nos. 23,244 and 23,245 (December 8, 2009, report from the Chief of Police).

8. Subject: Safe Transportation Research And Education Center (SafeTREC) Of The California School Of Public Health, Berkeley (UC Berkeley) (520.04)

Recommendation: That Council:

- A. Accept \$26,205 from the University of California School of Public Health, Berkeley, to the Police Department and authorize the Chief of Police to execute the grant agreement; and
- B. Increase Fiscal Year 2010 Miscellaneous Grants Fund estimated revenue and appropriations in the amount of \$26,205 for the Sobriety Checkpoint Program.

Action: Approved the recommendations; Agreement No. 23,257 (December 8, 2009, report from the Chief of Police).

9. Subject: Request For Preliminary Community Priority Designation For The Cancer Center Of Santa Barbara Project At 540 W. Pueblo Street (640.09)

Recommendation: That Council make a preliminary finding that the project proposed for The Cancer Center of Santa Barbara meets the definition of a Community Priority Project, and grant the project a Preliminary Community Priority Designation for 5,845 square feet of nonresidential floor area.

Action: Approved the recommendation (December 8, 2009, report from the Community Development Director; affidavit of publication).

10. Subject: Acceptance And Appropriation Of Commute Challenge Prize From Traffic Solutions (150.03)

Recommendation: That Council:

- A. Accept \$700 in prize monies from the Santa Barbara County Association of Governments' (SBCAG) Traffic Solutions for the Commute Challenge Program; and

(Cont'd)

10. (Cont'd)

- B. Increase estimated revenues and appropriations by \$700 in the Fiscal Year 2010 Streets Capital Fund to be used for the Work Trip Reduction Incentive Program.

Action: Approved the recommendations (December 8, 2009, report from the Public Works Director).

11. Subject: Establish General Aviation Landing Fees (560.01)

Recommendation: That Council:

- A. Approve the establishment of a general aviation landing fee to be assessed on all Federal Aviation Regulation (FAR) Part 135 operations and all transient (non-based aircraft, which shall be defined as all aircraft not listed on the annual Santa Barbara County Unsecured Property Assessment and Taxation System, California Department of Aeronautics Report of Aircraft) aircraft 10,000 pounds of gross landed weight or greater, to assist in recovery of expenses related to the operation and maintenance of the airfield; and
- B. Authorize the Airport Director to negotiate and execute an Agreement to Collect and Remit Landing Fees, subject to approval of the form of the agreement by the City Attorney, with the two fixed base operators, Signature Flight Support and Atlantic Aviation, effective January 1, 2010.

Action: Approved the recommendations; Agreement No. 23,246 (December 8, 2009, report from the Airport Director).

12. Subject: Increase To Purchase Order Issued To Martin & Chapman Company For Election-Related Services (110.03)

Recommendation: That Council authorize the Administrative Services Director to increase the expenditure authority for Agreement No. 23,124, issued to Martin & Chapman Company, by \$16,315.14, for a total of \$125,565.14, for election-related services performed during the 2009 Vote-by-Mail General Municipal Election.

Action: Approved the recommendation (December 8, 2009, report from the Administrative Services Director).

13. Subject: Contract For Design Of The El Estero Wastewater Treatment Plant Influent Pump Replacements (540.13)

Recommendation: That Council authorize the Public Works Director to execute a City Professional Services contract with the firm of Brown and Caldwell Engineers (Brown & Caldwell) in the amount of \$254,119, for design services for El Estero Wastewater Treatment Plant (El Estero) Influent Pump Replacements, and authorize the City General Services Manager to approve expenditures of up to \$25,500 for extra services by Brown and Caldwell that may result from necessary changes in the scope of design work.

Action: Approved the recommendation; Contract No. 23,247 (December 8, 2009, report from the Public Works Director).

14. Subject: Re-Appointment Of Youth Intern Applicant To Park And Recreation Commission (570.08)

Recommendation: That Council request that Mayor Blum re-appoint Diego Torres-Santos to the position of Youth Intern on the Park and Recreation Commission.

Action: Approved the recommendation (December 8, 2009, report from the Parks and Recreation Director).

REDEVELOPMENT AGENCY

15. Subject: Redevelopment Agency 2009 Annual Report (620.01)

Recommendation: That Council and the Redevelopment Agency Board:

- A. Approve the Comprehensive Annual Financial Report for the Fiscal Year ended June 30, 2009, consisting of the Auditor's Opinion and Financial Statements, and the Auditor's Compliance Report; and
- B. Direct staff to submit required copies of the Report to the California State Controller's Office.

Action: Approved the recommendations (December 8, 2009, report from the Community Development Director/Deputy Director).

Item No. 16 appears in the Redevelopment Agency minutes.

17. Subject: Contract For Design Services For The Fire Station No. 1 Annex Renovation Project (700.08)

Recommendation:

- A. That the Redevelopment Agency Board authorize the expenditure of \$204,000 from the Agency's Fire Department Administration Annex Project account in the 2003A Bond Fund for final design services relating to the renovation of the Fire Station No. 1 Annex building (Project); and
- B. That Council authorize the Public Works Director to execute a contract with Kruger Bensen Ziemer Architects, Inc. (KBZ), in the amount of \$185,500, for final design services for the Project, and approve expenditures of up to \$18,500 for extra services of KBZ that may result from necessary changes in the scope of work.

Action: Approved the recommendations; City Council Contract No. 23,248 (December 8, 2009, joint report from the Community Development Director/Deputy Director and the Public Works Director).

NOTICES

18. The City Clerk has on Thursday, December 3, 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.

This concluded the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Roger L. Horton reported that the Committee met to review the Redevelopment Agency Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 2009, which was just approved by the Council and Redevelopment Agency Board as part of this agenda's Consent Calendar (Item No. 15).

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

CITY ADMINISTRATOR

19. Subject: Cachuma Operations And Maintenance Board Bond Discussion (540.03)

Recommendation: That Council receive a verbal report on the status of the Cachuma Operations and Maintenance Board (COMB) Bond Issue and Capital Improvement Projects.

(Cont'd)

19. (Cont'd)

Documents:

December 8, 2009, report from the City Administrator.

Speakers:

- Staff: Water Resources Manager Rebecca Bjork.
- Cachuma Operations and Maintenance Board: General Manager Kate Rees.

Discussion:

By consensus, the Council received the report. Staff responded to questions from the Councilmembers.

PUBLIC HEARINGS

20. Subject: Appeal Of Planning Commission Denial Of A Project At 617 Bradbury Avenue (640.07)

Recommendation: That Council uphold the appeal filed by David Lack to reverse the Planning Commission denial of the project, and approve the Modification and Tentative Subdivision Map, subject to the conditions of approval and findings outlined in Staff Hearing Officer Resolution No. 062-09 (MST2007-00559); direct applicant to restudy the architecture, and to submit to the Architectural Board of Review (ABR) a project with an architectural style similar to that of the buildings on the west side of Bradbury Avenue; and direct the ABR to allow a slight increase in the size, bulk and scale of the project, as required to change the architectural style of the building.

Documents:

- December 8, 2009, report from the Community Development Director.
- December 8, 2009, PowerPoint presentation prepared and made by Staff.
- Affidavit of Publication.
- December 8, 2009, color photocopy of pictures of homes submitted by Planning Commissioner Sheila Lodge.
- December 8, 2009, email communication from Architectural Board of Review Member Keith Rivera.
- December 8, 2009, "Facts Sheet of 617 Bradbury Design," submitted by Clay Aurell.
- November 11, 2009, letter from Larry J. Hansen.
- November 15, 2009, letters from Frank Fuentes and Robin McKenzie.
- November 16, 2009, letters from George McKenzie and Glennon D. Mueller.
- November 18, 2009, letter from Jack Diesel.

(Cont'd)

20. (Cont'd)

Documents (Cont'd):

- November 19, 2009, letter from John J. Shuck.
- November 20, 2009, letters from Christi Vior, Joy and Jerry Monkarsh.
- November 25, 2009, letter from Ross Lorencz.
- November 29, 2009, letter from J. Andrew Caldwell.
- November 30, 2009, letters from Daniel Allen, Karen Donaldson, Mike McCormack, Kenneth Marshall and Jonathan Leech.
- December 1, 2009, letter from Monique Hartley.
- December 2, 2009, email communications from Jed Hirsch and Holly Strom.
- December 2, 2009, letters from Daniel Childs, David Gates, Caroline Vassallo and Sally J. Vito.
- December 3, 2009, email communications from Steven Appleton, Diana Costea, James Mayo Macari, Andrew Matt and Meg West.
- December 3, 2009, letters from Wanda Livernois, N. Olmstead, Wayne Pedrey, Ted Powell and Warren Small.
- December 4, 2009, email communications from Randy Davidson, Michelle McCovey-Good, Anna Rose and Dan Weber.
- December 4, 2009, letters from Janette Delgado and April Palencia.
- December 5, 2009, email communication from Barbara Caudry and Tracy Saunders.
- December 6, 2009, letter from Jim Gazdecki.
- December 7, 2009, email communications from Tony Allen, Gerald DeRose, Mark Lloyd, Tom Ochsner and Syndi Souter.
- December 7, 2009, letters from Calin Costea and Yvan le Brock.
- December 8, 2009, email communication from Detlev Peikert.
- December 8, 2009, letters from Jack Daniels, Greg Griffin, Paul Poirier, and Andrew Roteman.
- Undated petitions in support of the project at 617 Bradbury Avenue.

Public Comment Opened:

2:44 p.m.

Speakers:

- Staff: Assistant Planner Suzanne Riegle, City Planner Bettie Weiss, City Attorney Stephen Wiley.
- Appellant/Applicant: Fae Perry; Clay Aurell, AB Design Studios; David Lack.
- Planning Commission: Commissioners Charmaine Jacobs and Sheila Lodge.
- Architectural Board of Review: Members Christopher Gilliland and Paul Zink.

(Cont'd)

20. (Cont'd)

Speakers (Cont'd):

- Members of the Public: Garey Mosel; Whitney Perry; Gordon Brewer; Joe Danely; Cheri Rae McKinney; Chris Thibodeay; Mary Louise Days; Bret Stone; Wayne Perdsey; Kellam de Forest; Karen McFadden; Andrew Roteman; Theony Condos; Timy Buynak; Marcella J. Woolfolk; Caroline Vassallo; John Schuck; Bill Mahan; Jack Kiesel, Kiesel Design; Philip Henius.

Public Comment Closed:

4:33 p.m.

Motion:

Councilmembers Schneider/Williams to uphold the appeal, and to return the project to the Architectural Board of Review with direction to: 1) review the design and reduce the project in size, bulk and scale by a minimum of 500 square feet; and 2) examine the potential location for some form of common open space within the residential portion of the project.

Motion withdrawn.

Motion:

Councilmembers Williams/Schneider to continue this hearing but grant the modification and subdivision.

Amendment Motion:

Councilmembers Williams/Schneider to continue the hearing to a date uncertain and to direct staff to return the project to the Architectural Board of Review with direction to: 1) reduce the project in size, bulk and scale, consisting of at least 1/6 of the bulk of the rear building; 2) look at whether Victorian or Craftsman elements can be added that are compatible with the neighborhood; and 3) to retain the front yard setback.

Vote on Amendment Motion:

Unanimous vote (Absent: Councilmembers Falcone, Francisco).

RECESS

5:19 p.m. - 5:26 p.m. Councilmember Williams was absent when the Council reconvened.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

PARKS AND RECREATION DEPARTMENT

21. Subject: Tree Preservation And Landscape Plan Policy Recommendations (570.05)

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapters 15.20 and 15.24 and Title 22 of the Santa Barbara Municipal Code Relating to the Preservation of Trees and the Maintenance of Approved Landscape Plans; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing Administrative Penalties for Tree Removal, Excessive Pruning and Landscape Plan Maintenance Violations of Chapters 15.20, 15.24, and 22.11 of the Santa Barbara Municipal Code.

Documents:

- December 8, 2009, joint report from the Community Development Director and the Parks and Recreation Director.
- Proposed Ordinance.
- Proposed Resolution.

The titles of the ordinance and resolution were read.

Speakers:

- Staff: Assistant Parks and Recreation Director Jill Zachary, Senior Planner Renee Brooke.
- Historic Landmarks Commission: Commissioner Robert Adams.
- Members of the Public: Wesley Brown, Kellam de Forest, Bill Spiewak, Kathiann Brown.

Motion:

Councilmembers Horton/Schneider to approve the recommendations; Resolution No. 09-096.

Vote:

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

RECESS

Mayor Blum recessed the meeting at 5:54 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 22. No reportable action is anticipated.

CLOSED SESSIONS

22. 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. Pending litigation considered is: Warner McGrew v. City of Santa Barbara, WCAB, Case Number GOL 0101359.

Scheduling: Duration, 10 minutes; anytime

Report: None anticipated

Documents:

December 8, 2009, report from the Finance Director.

Time:

5:56 p.m. - 6:11 p.m. Councilmembers Falcone, Francisco and Williams were absent.

No report made.

RECESS

6:11 p.m. - 6:31 p.m.

Mayor Blum presiding.

Councilmembers present: Horton, House, Schneider, Williams, Mayor Blum.

Councilmembers absent: Falcone, Francisco.

Staff present: City Administrator Armstrong, City Attorney Wiley, Deputy City Clerk Alcazar.

PUBLIC COMMENT

No one wished to speak.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

23. Subject: Medical Marijuana Dispensary Suspension Ordinance (520.04)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Temporarily Suspending the Opening or Operation of New Medical Marijuana Dispensaries Otherwise Allowed Under Santa Barbara Municipal Code Chapter 28.80 on an Interim Basis.

(Cont'd)

23. (Cont'd)

Documents:

- December 8, 2009, report from the Community Development Director.
- December 8, 2009, PowerPoint presentation prepared and made by Staff.
- Proposed Ordinance.
- December 4, 2009, letter from California Legislature, 35th District Assembly Member Pedro Nava.

The title of the ordinance was read.

Speakers:

- Staff: Senior Planner Danny Kato, Community Development Director Paul Casey, City Attorney Stephen Wiley.
- Members of the Public: John Kennedy; Derek Westen, Santa Barbara Patients Group; Geoff Roland; Heather Poet; David Hughes; Wendy Kaysing; John Donahue, Aloha Spirit; Tom Thomas, Fighting Back; Rolf Geyling, Santa Barbara Rescue Mission; JoAnna La Force; John Campanella on behalf of Jeff Bermant and Bermant Development Company; Janet Rowse; Jen Lemberger, Fighting Back; Karen McFadden; Hal Kopeikin; Bonnie Raisin; Tony Vassallo; Sharon Byrne.

Motion:

Councilmember Schneider/Mayor Blum to introduce and subsequently adopt the proposed ordinance, including Section 3.

Vote:

Unanimous voice vote (Absent: Councilmembers Falcone, Francisco).

ADJOURNMENT

Mayor Blum adjourned the meeting at 8:05 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

MARTY BLUM
MAYOR

ATTEST: _____
BRENDA ALCAZAR, CMC
DEPUTY CITY CLERK



Agenda Item No. _____

File Code No. 160.06

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: January 12, 2010
TO: Mayor and Councilmembers
FROM: Administration Division, Finance Department
SUBJECT: Records Destruction For Finance Department

RECOMMENDATION:

That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Relating to the Destruction of Records Held by the Finance Department in the Administration, Accounting, Risk Management, and Treasury Divisions.

DISCUSSION:

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

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

The Interim Finance Director requests the City Council to approve the destruction of the Finance Department records in the Administration, Accounting, Risk Management, and Treasury Divisions listed on Exhibit A of the resolution without retaining a copy.

SUSTAINABILITY IMPACT:

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

Council Agenda Report
Records Destruction For Finance Department
January 12, 2010
Page 2

PREPARED BY: Jenny Hopwood, Executive Assistant

SUBMITTED BY: Robert Samario, Interim Finance Director

APPROVED BY: City Administrator's Office

RESOLUTION NO.

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA RELATING TO THE DESTRUCTION OF RECORDS HELD BY THE FINANCE DEPARTMENT IN THE ADMINISTRATION, ACCOUNTING, RISK MANAGEMENT, AND TREASURY DIVISIONS

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

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

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

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

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

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

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

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

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

FINANCE DEPARTMENT

ACCOUNTING DIVISION

<u>Records Series</u>	<u>Date(s)</u>
Accounting Reports	2002
Accounts Payable	2002
Adopted Budget Reports	2004
Bank Reconciliations	2002
Community Development Block Grant (CDBG) Files	2004
General Ledger Journal Vouchers	2002
Medicare Quarterly Reports	2005
Payroll Checks (cancelled)	2002
Payroll Check Registers	2006
Time Cards	2002
Trial Balance Reports	2002
Utility Billing and Accounts Receivable	2002
Warrant Register	2002
Warrants	2002
Year-End Reports	2002

ADMINISTRATION DIVISION

<u>Records Series</u>	<u>Date(s)</u>
Budget Working Papers	2006
Travel Expense Records	2002

RISK MANAGEMENT DIVISION

<u>Records Series</u>	<u>Date(s)</u>
California Occupational Safety & Health Administration Compliance Program Records	2004
Fix-it Files	2005
Incident Files	2004
Insurance Program Files	2004
Liability Files	2004
Litigation Files	2004

TREASURY DIVISION

<u>Records Series</u>	<u>Date(s)</u>
Business License and Utility Users' Tax Batch Files	2004
Cash Receipt Records	2002
Investment Files	1999
Licenses and Permits Subject File	2004
"MBIA" Audit Files	2004
Parking and Business Improvement Area Tax Files	2006
Treasury Receipts	2004
Utility Tax Exemption Renewal Applications	2006
Water Payment Records (Stubs)	2008



Agenda Item No. _____

File Code No. 150.02

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: January 12, 2010

TO: Mayor and Councilmembers

FROM: Engineering Division, Public Works Department

SUBJECT: Introduction Of Ordinance Granting Drainage Easement To Caltrans On A Portion Of Parma Park Adjacent To State Route 192

RECOMMENDATION:

That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Accepting a Contract Offer in the Amount of \$1,200 for a Grant of Highway Easement to the State of California, Acting by and Through the Department of Transportation, for a Drainage Easement Adjacent to State Route 192, to be Located on a Portion of City Owned Property Known as Parma Park (APN 021-120-005).

DISCUSSION:

The City is the owner of the real property known as Parma Park (Park), located adjacent to State Route 192, on a section also known as Stanwood Drive, City of Santa Barbara, APN 021-120-005, as shown on Attachment 1.

Caltrans is proposing to purchase a drainage easement on an area comprising 1,000 square feet at the entrance of the Park from State Route 192 as shown on Attachment 2.

In November 2008, Caltrans contacted the City's Parks and Recreation Department to request an emergency right of entry to construct improvements to an existing drainage culvert at the above mentioned location.

A Caltrans representative met with Parks and Recreation personnel on site to review the existing inlet and discuss the proposed improvements. The old inlet and culvert were built before State Route 192 was established, and it was determined that both needed to be enhanced and enlarged to more efficiently handle fire related debris and additional flow that might occur as a result of the recent Tea Fire, should there be a significant rain event.

In early February 2009, a Permit to Enter and Construct for Caltrans was executed by both parties to expedite the proposed drainage culvert improvements in anticipation of the increased runoff and debris from the Tea Fire, with the understanding that a permanent easement would be granted at a later date. The improvements were completed in March 2009.

Caltrans has delivered its written offer for the easement with the requisite documents, including an appraisal granting consideration for the easement in the amount of \$1,200. The valuation of the easement determined there was no loss of utility or desirability to the remaining Park property and that, in fact, benefits accrue to the Park as a result of the improved drainage facility.

Said funds are proposed to be appropriated to the Parks and Recreation Department Capital Fund for use in improvement projects within Parma Park.

Staff recommends that Council approve the Acceptance of Contract Offer and Grant of Easement on a portion of the City owned Park property to allow for the permanent drainage easement, access, and maintenance by Caltrans.

ATTACHMENTS: 1) Assessor's parcel map of area
2) Caltrans Right of Way Deed Map of area to be acquired

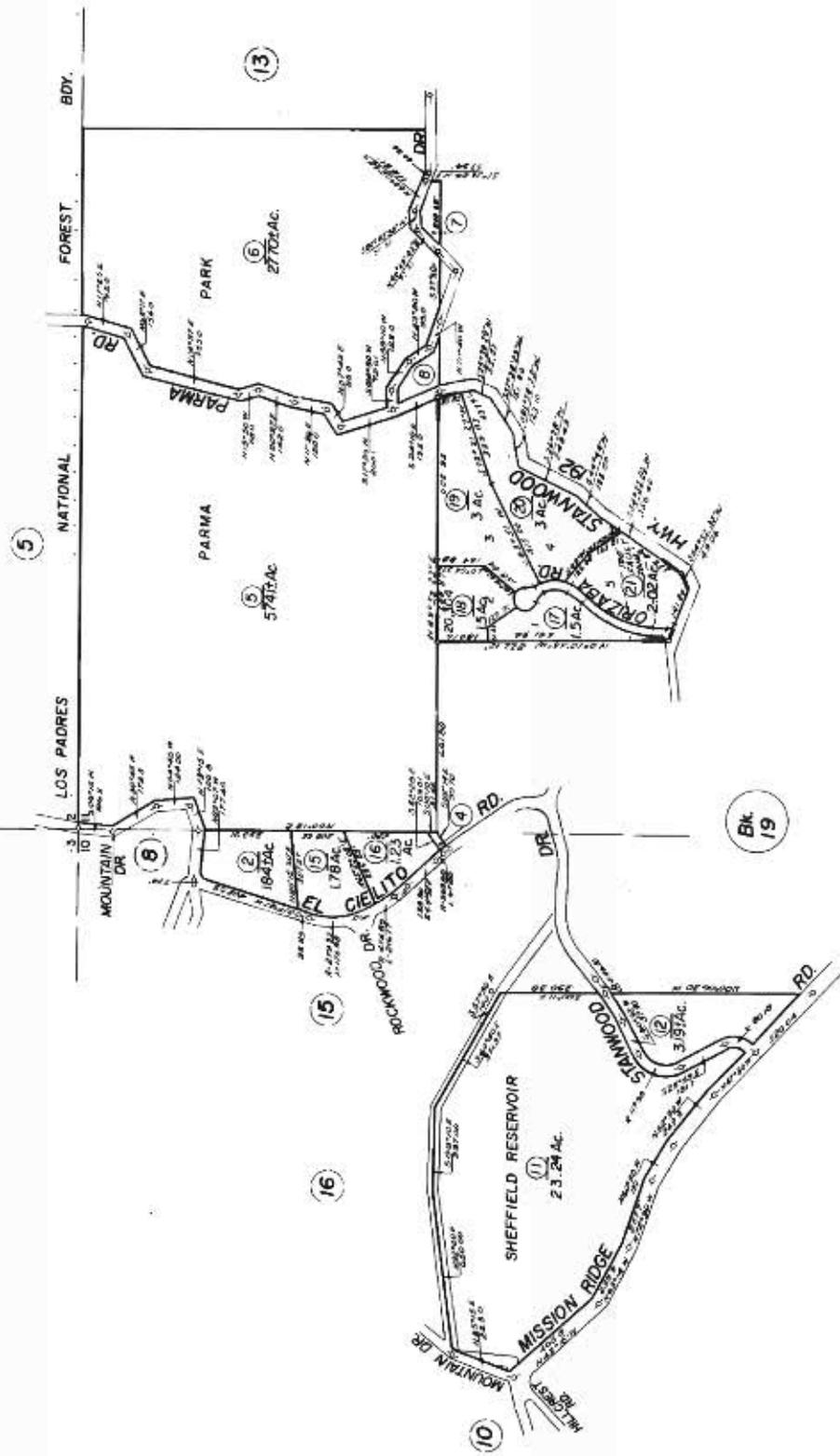
PREPARED BY: Pat Kelly, Assistant Public Works Director/City Engineer/DT/mj

SUBMITTED BY: Christine F. Andersen, Public Works Director

APPROVED BY: City Administrator's Office

POR. SEC. 10 & 11, T. 4N., R. 27W., S.B.B.&M.

21-12



Assessor's Map Bk. 21 - Pg. 12

County of Santa Barbara, Calif.

NOTE - Assessor's Block Numbers Shown in Ellipses
Assessor's Parcel Numbers Shown in Circle

6/17/81 R.M. Bk. 121, Pgs. 37-40 - Tract No. 20,304

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA ACCEPTING A CONTRACT OFFER IN THE AMOUNT OF \$1,200 FOR A GRANT OF HIGHWAY EASEMENT TO THE STATE OF CALIFORNIA, ACTING BY AND THROUGH THE DEPARTMENT OF TRANSPORTATION, FOR A DRAINAGE EASEMENT ADJACENT TO STATE ROUTE 192, TO BE LOCATED ON A PORTION OF CITY OWNED PROPERTY KNOWN AS PARMA PARK (APN 021-120-005)

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

SECTION 1. That the Grant of Easement to The State of California, (APN 021-120-005) dated as of January 12, 2010, for the purposes of granting drainage easement to the State of California, adjacent to State Route 192 onto a portion of City owned property known as Parma Park, is approved pursuant to the City Charter. The City Administrator is authorized to execute the January 12, 2010 Grant of Easement.

SECTION 2. That the Council of the City of Santa Barbara appropriate said offer of compensation in the amount of \$1,200 Dollars to the Parks and Recreation Department Capital Fund.

SECTION 3. That upon the effective date of the ordinance, the City Clerk is authorized to record said Easement in the Official Records, in the Office of the County Recorder, Santa Barbara County.

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AMENDING THE JULY 1, 2006, MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF SANTA BARBARA AND THE SANTA BARBARA POLICE OFFICERS ASSOCIATION EXTENDING THE AGREEMENT UNTIL JUNE 30, 2010, AND SUSPENDING CASH-OUT PROVISIONS

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

SECTION 1. The Memorandum of Understanding between the City of Santa Barbara and the Santa Barbara Police Officers Association entered into as of July 1, 2006 and adopted as Ordinance No. 5409 (the "Agreement") is hereby amended as follows:

1. The term of the Agreement outlined in Article 44(a) is extended through June 30, 2010; and
2. The annual vacation, holiday, and/or CTO cash-out provision outlined in Article 51(E) of the Agreement is suspended through the remaining term of the Agreement and no cash-out will be offered under this Article for January 2010; and
3. All other existing provisions of the July 1, 2006, Memorandum of Understanding will remain in full force and effect through the amended term of the agreement.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: January 12, 2010

TO: Mayor and Councilmembers

FROM: Facility Planning and Development Division, Airport Department

SUBJECT: Wetland Mitigation Monitoring Biological Services Annual Contract

RECOMMENDATION:

That Council approve and authorize the Airport Director to execute an annual contract with URS Corporation for post-construction biological monitoring associated with the Airfield Safety Projects and other small projects at the Santa Barbara Airport in an amount not to exceed \$110,371.08, and authorize the Airport Director to approve expenditures up to \$11,037 for extra services that may result from necessary changes in the scope of work.

DISCUSSION:

The mitigation phase of the Airfield Safety Projects began in February 2007. It involves approximately 30 acres of habitat restoration over three sites in the Goleta Slough: Area I, Tecolotito Creek Relocation Area, and Tecolotito Creek Berms. In order to comply with the Coastal Development Permit issued for the Airfield Safety Projects, these sites must be monitored and maintained for a minimum of seven years. This authorization would provide funding for biological monitoring through the fourth year, ending December 2010.

CONSULTANT SELECTION

In September 2006, the Airport solicited for biological monitoring and reporting services associated with this project. Consistent with federal requirements, the consultant selection process followed federal guidelines, which require selection based on the qualifications of the consultant, not a fee-based bid. The fee is negotiated after the best-qualified consultant is identified.

Requests for Proposals were sent to qualified firms, and four responses were received. All four responding firms were interviewed and URS Corporation was ranked as having the best qualifications for the work involved.

BUDGET/FINANCIAL INFORMATION:

Funds for this contract are currently budgeted in the Airport Operating Fund.

SUSTAINABILITY IMPACT:

This contract will further the City's Sustainable Santa Barbara Program by enhancing the Goleta Slough ecosystem and protecting it from threats such as invasive plant species.

PREPARED BY: Andrew Bermond, Associate Planner

SUBMITTED BY: Karen Ramsdell, Airport Director

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: January 12, 2010

TO: Mayor and Councilmembers

FROM: Chief's Staff, Police Department

SUBJECT: Agreement With The Council On Alcoholism And Drug Abuse For The Criminal Justice Early Identification Specialist

RECOMMENDATION:

That Council appropriate \$47,000 in the Police Asset Forfeiture Fund from accumulated reserves to fund the Council on Alcoholism and Drug Abuse Criminal Justice Early Identification Specialist position as part of a three-year funding agreement.

DISCUSSION:

The Early Identification Specialist (E-ID) performs a key function in the diversion program implemented by the Santa Barbara Police Department, the Santa Barbara Municipal Court and the Sobering Center. The E-ID provides intervention and case management for individuals who have had more than five admissions to the Sobering Center within twelve months and who are identified as chronic habitual offenders. The E-ID implements a follow-up program for the offenders in which they are met at the jail or Sobering Center upon release. The objective is to encourage the offender to seek treatment and to assist the offender through the alcohol-craving period that occurs immediately following release from incarceration. The E-ID assists the Municipal Court in developing appropriate dispositions in these types of cases.

The City and the Council on Alcoholism and Drug Abuse first entered into this program in March of 1993 and are currently in the third year of a third three-year agreement, which expires on August 31, 2010. Annually, the program serves nearly 300 clients. In the most recent year for which statistics are available, after one year, 60% of the clients remained in recovery, 23% had no further contact and 17% relapsed.

The Asset Forfeiture Account is comprised of forfeited funds that are obtained through law enforcement investigations and arrests from convicted drug dealers. According to the California Attorney General's Annual Report on Asset Forfeiture: "The goal of asset forfeiture is to remove the profits from those that benefit from illegal drug trade." The report goes on to provide: "Asset forfeiture proceeds are used to fund education and drug abuse prevention programs." The law also permits law enforcement agencies to

Council Agenda Report
Agreement With The Council On Alcoholism And Drug Abuse For The Criminal Justice
Early Identification Specialist
January 12, 2010
Page 2

use the proceeds of forfeiture to purchase safer, more effective equipment that they otherwise could not afford. Based on this, the Police Department seeks to utilize the requested funds from the available asset forfeiture account to fund the third year of the three-year agreement which funds the Criminal Justice Early Identification Specialist position.

PREPARED BY: Armando Martel, Police Captain

SUBMITTED BY: Camerino Sanchez, Police Chief

APPROVED BY: James Armstrong, City Administrator



Agenda Item No. _____

File Code No. 550.05

CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: January 12, 2010

TO: Mayor and Councilmembers

FROM: Business Division, Waterfront Department

SUBJECT: Parking Lot Use Agreement With Santa Barbara Montessori School

RECOMMENDATION:

That Council approve a nine-month Use Agreement with Santa Barbara Montessori School regarding a school bus stop in the Palm Park parking lot.

DISCUSSION:

Since September 2004, the Santa Barbara Montessori School has been using the Palm Park parking lot as a school bus stop. The location is easily accessible for students, yet not located directly on a busy street.

The Montessori School bus boards approximately 20-30 students at 7:45 a.m. from the lot and returns with the students to the lot at approximately 3:30 p.m. to disembark the students. Parents drop their children off in the morning and pick them up in the afternoon. Vehicles are not parked in the lot as part of this agreement. The students are supervised by their parents or another adult at all times while in the parking lot.

Staff recommends approval of the agreement because the use of the Palm Park lot as a school bus stop does not create a parking impact. There is no fee associated with the school's use of the bus stop in the Palm Park parking lot. An insurance certificate is required and a school official has signed the City's hold harmless / indemnification agreement. During the past five years there have been no problems or claims associated with the school's use of the lot.

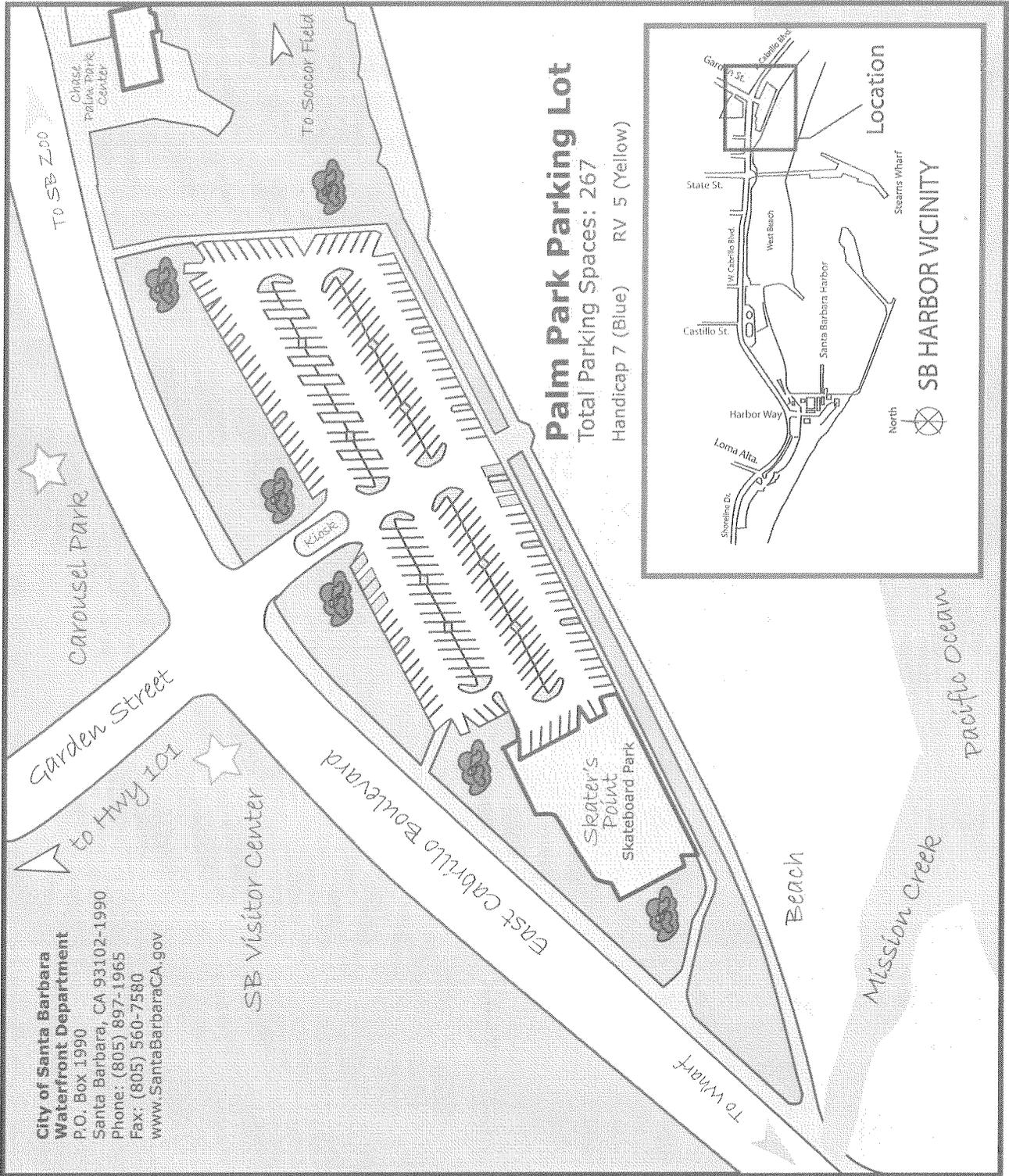
The Harbor Commission recommended approval of the Use Agreement at the November 19, 2009, meeting.

ATTACHMENT: Site Plan

PREPARED BY: Scott Riedman, Waterfront Business Manager

SUBMITTED BY: John N. Bridley, Waterfront Director

APPROVED BY: City Administrator's Office



Palm Park Parking Lot

Total Parking Spaces: 267

Handicap 7 (Blue) RV 5 (Yellow)

City of Santa Barbara
 Waterfront Department
 P.O. Box 1990
 Santa Barbara, CA 93102-1990
 Phone: (805) 897-1965
 Fax: (805) 560-7580
 www.SantaBarbaraCA.gov

SB Visitor Center

SB HARBOR VICINITY



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: January 12, 2010
TO: Mayor and Councilmembers
FROM: Business Division, Waterfront Department
SUBJECT: Five-Year Lease Agreement With Jacques Bertrand,
Doing Business As Harbor Mail Center

RECOMMENDATION:

That Council approve a five-year lease agreement with Jacques Bertrand for a 140 square foot mail center office located at 125 Harbor Way #6, at a monthly rent of \$425, subject to annual adjustments based on the Consumer Price Index.

DISCUSSION:

Mr. Bertrand has operated the Harbor Mail Center since April 1987. The current lease commenced in November 2004 and expired on October 31, 2009. The mail center offers 180 mail boxes, UPS service, receipt of Federal Express, and a stamp machine. His customers include Business Activity Permittees, slipholders, harbor organizations, owners of commercial fishing boats and visiting boaters.

The basic lease terms of the proposed lease are as follows:

- **Term:** Five years commencing November 1, 2009
- **Rent:** \$425 per month, (\$3.03 per square foot) subject to annual cost of living adjustment based on the Consumer Price Index
- **Utility surcharge:** \$0.15 per square foot per month

The terms and conditions of the proposed lease are identical to the current lease. The proposed lease agreement will allow Jacques Bertrand to continue to serve the harbor community with his mail center. The Harbor Mail Center is specifically identified in Appendix E of the Harbor Master Plan as an ocean-related use. A copy of the proposed lease is available for review at the Waterfront Department Administration office.

The Harbor Commission recommended approval of the lease agreement at the November 19, 2009, meeting.

ATTACHMENT: Site Plan
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: January 12, 2010
TO: Mayor and Councilmembers
FROM: Business Division, Waterfront Department
SUBJECT: Five-Year Lease Agreement With Robert Meyer

RECOMMENDATION:

That Council approve a five-year lease agreement with Robert Meyer, for a 218 square foot office located on the second floor at 125 Harbor Way, #12, at a rate of \$492 per month, subject to annual adjustment based on the Consumer Price Index.

DISCUSSION:

Beginning in the 1950's, the harbor fuel dock was leased to Union Oil Company of California (Unocal). A local fuel distributor, McCormix Corporation, assumed the fuel dock lease following a Request for Proposals process in December 2003. Bob Meyer has managed the fuel dock since 1985 under management contracts with Unocal and Tosco, and continues to manage the fuel dock for McCormix Corporation.

Mr. Meyer currently leases office space at 125 Harbor Way, #12, on the second floor of the Marine Center Building. The lease expired in October, and Mr. Meyer would like to enter into a new lease with the City. The current rent is \$492 per month, subject to annual cost of living increases based on changes in the Consumer Price Index (CPI).

The basic lease terms of the proposed lease are as follows:

- **Term:** Five years
- **Rent:** \$492 per month (\$2.25 per square foot- no change)
- **Annual Rent Adjustment:** Cost of Living adjustments based on the Consumer Price Index (CPI)
- **Utilities:** Lessee pays a \$0.15 per square foot utility surcharge in addition to the monthly rent

Bob Meyer is considered a tenant in good standing by the Department since he is prompt with rent payments and has no default notices on file. The proposed lease agreement will allow Bob Meyer to continue with the on-site management of the fuel dock. The Harbor Commission recommended approval of the lease agreement at the September 17, 2009, meeting.

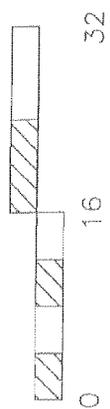
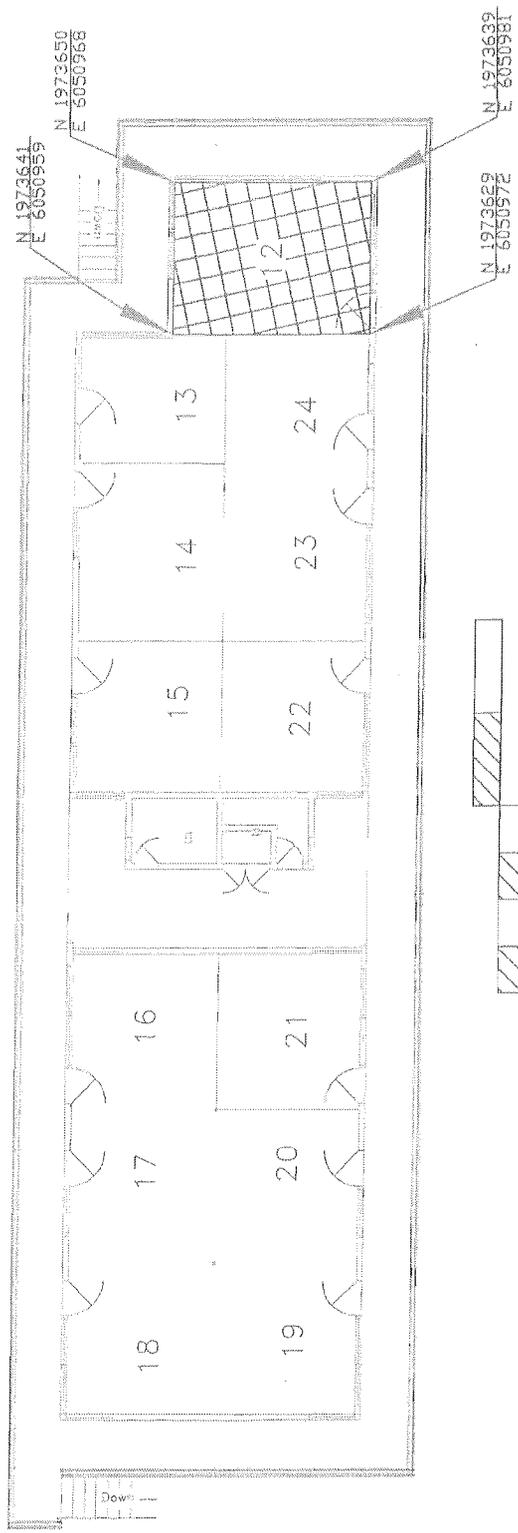
ATTACHMENT: Site Plan

PREPARED BY: Scott Riedman, Waterfront Business Manager

SUBMITTED BY: John N. Bridley, Waterfront Director

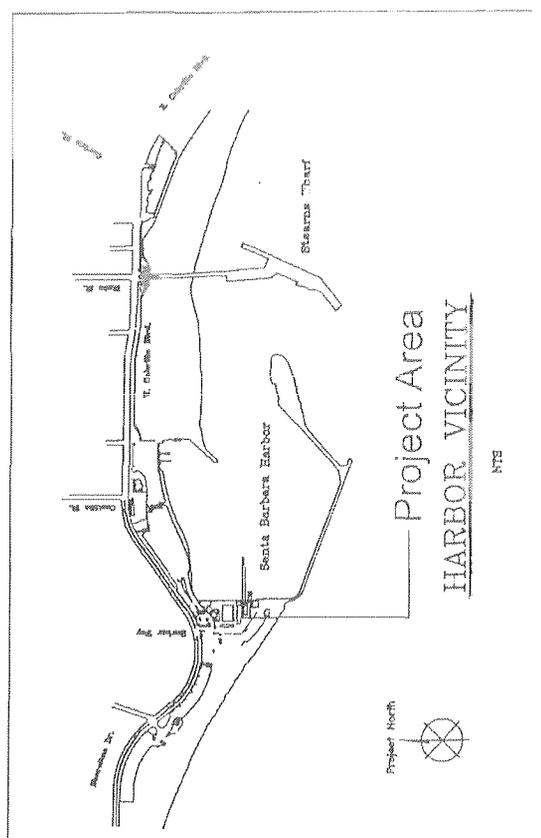
APPROVED BY: City Administrator's Office

Second Floor Plan
 125 Harbor Way #12
 Bob Meyer, Union Marine Station, Inc.
 Lease Area - 218 S.F.



Scale (Feet)

ATTACHMENT



Lease Area
 Exhibit A

REVISIONS	DATE	DESCRIPTION	BY
	7/25/04	APPROVED BY	LEASOR
	10/16/05	125 Harbor Way # 12	PROJECT NO. 1.0.1
		City of Santa Barbara	DATE
		Waterfront Department	1250-030



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: January 12, 2010
TO: Mayor and Councilmembers
FROM: Business Division, Waterfront Department
SUBJECT: Introduction Of Ordinance For Five-Year Lease With One Five-Year Option With Boat Launch Mini Mart, L.L.C.

RECOMMENDATION:

That Council approve a lease with Boat Launch Mini Mart, L.L.C., and introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Five-Year Lease with One Five-Year Option with Boat Launch Mini Mart, L.L.C., Effective February 11, 2010, for a 536 Square Foot Convenience Store at 305 West Cabrillo Boulevard.

DISCUSSION:

The Lawrence family has operated the Boat Launch Mini Mart since assuming the lease through a lease assignment process in December 2003. The current lease expired on July 31, 2009, and the tenant has occupied the space on a holdover status with the Department's approval since that time.

The basic lease terms of the proposed lease are as follows:

- **Term:** Five years, with one five-year option
- **Base Rent:** \$1,600 per month, subject to annual Cost of Living increases based on the Consumer Price Index
- **Percentage Rent:** Base rent or 6% of gross sales, whichever is greater (consistent with the Harbor Market)
- **Utilities:** Separately metered, paid by tenant
- **Permitted uses:** Convenience store for the retail sale of food, beverages and sundries. Tenant may sell ready-to-eat food items commonly found in convenience stores.

The business terms and conditions of the proposed lease are identical to the current lease. Since the lease is with a Limited Liability Company, owner Mark Lawrence has signed the City's personal guaranty.

The Harbor Commission recommended approval of the lease agreement at the November 19, 2009, meeting.

ATTACHMENT: Site Plan
PREPARED BY: Scott Riedman, Waterfront Business Manager
SUBMITTED BY: John N. Bridley, Waterfront Director
APPROVED BY: City Administrator's Office

Lease Area

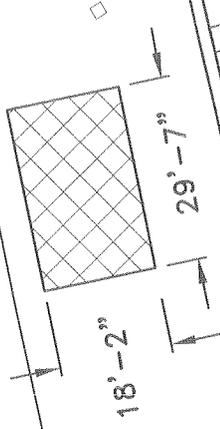
Boat Launch Mini Mart

305 W. Cabrillo Blvd.

536 SQ FT

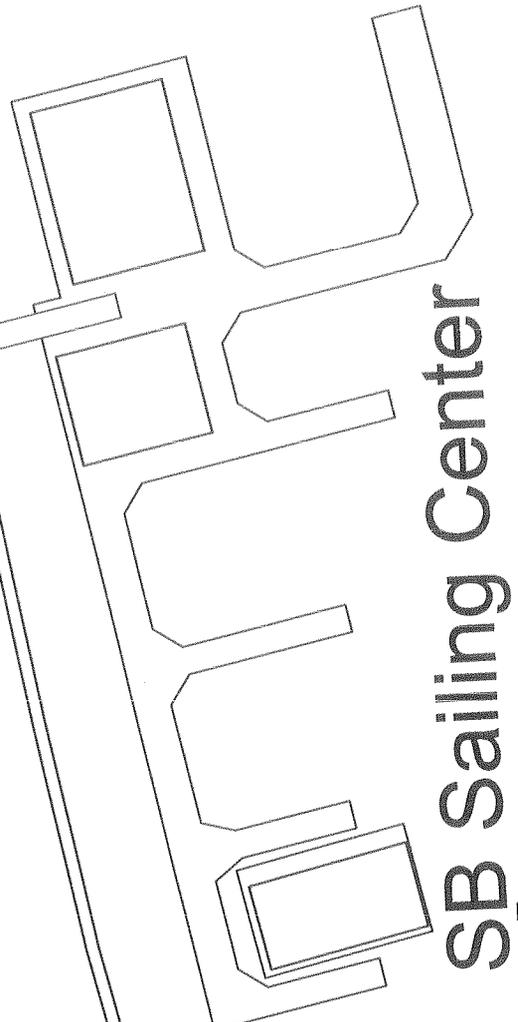
Boat Launch

Mini Mart



Launch Ramp

ATTACHMENT



SB Sailing Center

REVISIONS

Lease Area
Exhibit A

DATE: 11/10/09

BY: T. Lettier

PROJECT: 305 W. Cabrillo Blvd.

CITY OF SANTA BARBARA

Waterfront Department

1 of 1

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA APPROVING A FIVE-YEAR LEASE WITH ONE FIVE-YEAR OPTION WITH BOAT LAUNCH MINI MART, L.L.C., EFFECTIVE FEBRUARY 11, 2010, FOR A 536 SQUARE FOOT CONVENIENCE STORE AT 305 WEST CABRILLO BOULEVARD

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

SECTION 1. In accordance with the provisions of Section 521 of the Charter of the City of Santa Barbara, An Ordinance of the Council of the City of Santa Barbara Approving a Five-Year Lease with One Five-Year Option with Boat Launch Mini Mart, L.L.C., Effective February 11, 2010, for a 536 Square Foot Convenience Store at 305 West Cabrillo Boulevard, is hereby approved.



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: January 12, 2010
TO: Mayor and Councilmembers
FROM: Chief's Staff, Police Department
SUBJECT: Animal Control Donation

RECOMMENDATION: That Council:

- A. Authorize the acceptance of a \$7,641 donation from the Deborah K. Oldham Trust of 2001 to the Santa Barbara Police Department's Animal Control Program for maintenance of an Animal Control vehicle for one year; and
- B. Increase estimated Fiscal Year 2010 General Fund revenues by \$7,641 and appropriate the funds to the Police Department's Animal Control Program budget.

DISCUSSION:

The Police Department Animal Control Program currently operates with three Animal Control vehicles. The vehicles are 2004 Ford F350 XL Super Duty Extended Cabs with custom CTEC animal bodies.

Attorney Stephen T. Frank contacted Animal Control Supervisor, Pamela D. Christian and informed Supervisor Christian that he is Trustee of the Deborah K. Oldham Trust of 2001. At Mr. Frank's discretion, on behalf of the Oldham Trust, he would like to generously donate \$7,641 to the Animal Control Program to cover the maintenance and replacement cost for one Animal Control vehicle for one year.

PREPARED BY: Pamela D. Christian, Animal Control Supervisor
SUBMITTED BY: Cam Sanchez, Chief of Police
APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: January 12, 2010
TO: Mayor and Councilmembers
FROM: Chief's Staff, Police Department
SUBJECT: Appropriation Of K-9 And Vending Machine Revenues

RECOMMENDATION: That Council:

- A. Increase appropriations by \$17,000 in the Police K-9 Trust Fund from revenues received for the "On Patrol with Santa Barbara PD" television program to be used in the Santa Barbara Police Department K-9 program; and
- B. Increase appropriations by \$7,049 in the General Fund Police Department budget from vending machine revenues received by the Police Department to be used to pay for a Police Department employee recognition event.

DISCUSSION:

Staff is recommending the appropriation of funds for separate and independent purposes.

On Patrol with Santa Barbara PD Revenues (\$17,000)

The P.R. Store, in cooperation with the Santa Barbara Police Department, produces a local television program called "On Patrol with Santa Barbara PD," (herein after "On Patrol"). "On Patrol" is a 30 minute show which airs on local network and cable channels in the Tri-Counties area. It features the Santa Barbara Police Department and has received very favorable reviews from the public. To compensate the Santa Barbara Police Department for the minor inconveniences of filming and interviewing the officers, the P.R. Store has provided a \$1,000 payment for each first run episode and a \$500 payment for each repeated episode. These payments, totaling \$17,000 have been deposited into a Police Department K-9 Trust Fund, which was created many years ago to help offset the cost of procuring, training, and maintaining K-9 police dogs. Staff is requesting that Council appropriate \$17,000 to be used for the S.B.P.D. K-9 program.

Miscellaneous Revenues from Vending Machines (\$7,049)

Over 15 years ago, the Police Department received funds from the vending machine contractor who serviced the employee's lounge. At that time, these funds were a small percentage of the proceeds from the vending machine sales within the Police Department and were deposited into an account with WESCOM Credit Union. The

Police Department no longer receives this vending machine revenue, as the new vendor does not provide this benefit. This account has also received deposits from other employee related activities (i.e. raffle tickets sold at employee functions).

Recently, the Police Department was notified that the local branch of WESCOM is closing and has elected to close the account. The balance of the account of \$7,049 has been deposited into the City's main bank account and recorded in the General Fund, Police Department, budget as "Miscellaneous Donation Revenues." Staff is requesting that these funds (\$7,049) be appropriated in the Police Department budget to fund an employee recognition event scheduled for Jan 13, 2010.

PREPARED BY: Frank Mannix, Deputy Chief of Police

SUBMITTED BY: Camerino Sanchez, Chief of Police

APPROVED BY: City Administrator's Office



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: January 12, 2010

TO: Mayor and Councilmembers

FROM: Water Resources Division, Public Works Department

SUBJECT: Annual Water Supply Management Report

RECOMMENDATION:

That Council approve and adopt the City of Santa Barbara Water Supply Management Report for the 2009 water year, finding that groundwater resources are in long-term balance, in accordance with the conjunctive management element of the City's Long-Term Water Supply Program.

DISCUSSION:

The Water Supply Management Report is an annual report summarizing activities of the 2009 water year (October 1, 2008 through September 30, 2009). City staff uses the report to inform Council and the public about recent activities and current water supply conditions. The report also fulfills a mitigation requirement for the Coastal Branch of the State Water Project, which requires that water supplies be managed in such a manner as to prevent long-term overdrafting of local groundwater supplies. Key issues discussed in the 2009 water supply report are summarized below.

- Groundwater resources are in balance and long-term groundwater production does not exceed perennial basin yield.
- Lake Cachuma ended the water year at 76% of capacity. As the City's largest water supply source, Lake Cachuma is the most important indicator of the City's water supply status. While our water supply is always managed with potential drought in mind, the current level of storage means there is no immediate concern about a local water shortage.
- The City continues to deal with the effects of the 2007 Zaca Fire in terms of high water treatment costs and accelerated siltation of Gibraltar Reservoir. The fire burned 60% of the Gibraltar watershed and was followed by heavy rainfall and erosion that reduced the storage capacity of Gibraltar Reservoir from 6,800 to 5,300 acre-feet (AF). Due to this loss in capacity, staff is working to implement provisions of the 1989 "Pass Through Agreement" to allow delivery of a portion of the City's Gibraltar water through Lake Cachuma.

- A major ruling by the State Water Resources Control Board on water rights for the Cachuma Project is still pending. At issue is how water should be managed to balance the needs for our water supply, while protecting fish. It is unknown at this time when a ruling can be expected.
- The City's award winning Water Conservation Program continues to develop programs to serve City customers. The Smart Landscape Rebate Program was launched during the past water year, offering rebates on irrigation equipment and landscape materials for residential and commercial landscapes. In addition, a comprehensive on-line database called "Water Wise Gardening in Santa Barbara County" has been made available at www.SantaBarbaraCA.gov/water. The information addresses all aspects of planning and installing beautiful, water saving landscapes. Staff also participated in efforts to make the State's graywater regulations more flexible and sponsored a well attended workshop on implementing graywater use.
- Despite below average rainfall, demand for 2009 was 13,791 AF, down from 14,669 AF last year and 14,963 AF the year before.

In summary, City water supplies continue to be sufficient to meet demand, including during a critical drought period of five consecutive years of below average rainfall. Extensive work is underway to develop the water supply and demand information necessary to recommend an update of the Long-Term Water Supply Program in conjunction with the *Plan Santa Barbara* process.

The draft water supply report has been made available for public review and comment. On December 14, 2009, the City Water Commission reviewed the draft report and voted (3/1/0) to recommend approval with suggested additions and clarifications that have been incorporated.

ATTACHMENT: 2009 Water Supply Management Report

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
Water Supply Management Report
2009 Water Year (October 1, 2008 – September 30, 2009)
Water Resources Division, Public Works Department
December 2009

INTRODUCTION

The City of Santa Barbara operates the water utility to provide water for its citizens, certain out-of-City areas, and visitors. Santa Barbara is an arid area and providing an adequate water supply requires careful management of water resources. The City has a diverse water supply including local reservoirs (Lake Cachuma and Gibraltar Reservoir), groundwater, State Water, desalination, and recycled water. The City also considers water conservation an important tool for balancing water supply and demand.

The City's Long-Term Water Supply Program (LTWSP) was adopted by City Council on July 5, 1994. While it is the current strategic plan for the City's water supply, the City is conducting analyses to update the LTWSP in conjunction with the current *Plan Santa Barbara* process.

This annual report summarizes the following information:

- The status of water supplies at the end of the water year (September 30, 2009)
- Water conservation and demand
- Drought outlook
- Major capital projects that affect the City's ability to provide safe clean water
- Significant issues that affect the security of the City's water supplies

Appendix A provides supplemental detail. Additional information about the City's water supply can be found on-line at: www.SantaBarbaraCA.gov/water

On December 14, 2009, the Water Commission reviewed the draft suggested clarifications which have been incorporated and voted to recommend adoption of the report.

WATER SUPPLIES

The City has developed five different water supplies: local surface water; local groundwater (which includes water that seeps into Mission Tunnel); State Water; desalinated seawater; and recycled water. Typically, all of the City's demand is met by local surface water reservoirs and recycled water, augmented as necessary by local groundwater and State Water. The City's desalination facility is currently off-line.

The City's local surface water comes from Gibraltar Reservoir and Lake Cachuma, both of which are located in the upper Santa Ynez River watershed. The inflow to these reservoirs is rainwater, so rainfall data for Gibraltar Reservoir is very important for water supply management purposes. Figure 1 shows rainfall for the past ten years as compared to the

50-year average. Additional historic rainfall information is included in Appendix A. Runoff generated by average rainfall is generally enough to fill Gibraltar; however, it takes above-average rainfall to produce any significant inflow to Cachuma. Rainfall during the past year was about 60% of average. To enhance rainfall, the City participates in the cloud seeding program administered by the County of Santa Barbara. However, the program was limited to the North County watersheds during this past year due to concerns about potential erosion resulting from the Zaca Fire.

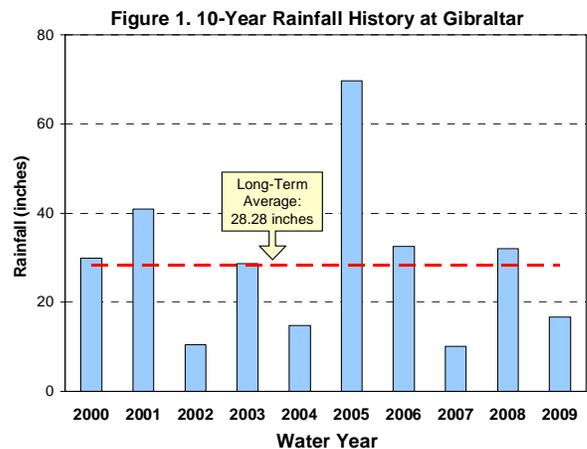


Table 1, below, summarizes the status of the City's various water supplies at the end of the 2008-2009 water year.

Table 1. End of Year Status of City Water Supplies*	
Lake Cachuma	Total Capacity: 186,636 AF (2008 survey) End of Year Storage: 142,479 AF Percent of Total Capacity: 76% The City's share of the Cachuma Project normal annual deliveries is 8,277 AF. Actual use was 7,132 AF. The unused portion of the City's share has been carried over to the current year, resulting in an end of year balance of 4,872 AF.
Gibraltar Reservoir	Total Capacity: 5,303 AF (2008 survey) End of Year Storage: 2,865 AF Percent of Total Capacity: 54% Gibraltar Reservoir typically fills and spills about two out of every three years. Deliveries over the past ten years have averaged about 3,600 AFY. Deliveries in 2009 were 3,654 AF.
Mission Tunnel	Groundwater that seeps into Mission Tunnel is an important part of the City's water supply, providing 1,253 AF in 2009, slightly above the long-term average.
Groundwater	Groundwater levels remain high since they have generally been pumped at less than the annual recharge rate during the past decade. Four of nine production wells are currently available for production. Four additional wells feeding Ortega Groundwater Treatment Plant (OGTP) are scheduled for rehabilitation in conjunction with the upgrade of the OGTP. The City used 1,059 AF of groundwater during 2009.
State Water Project (SWP)	The City has a 3,000 AF entitlement, plus 300 AF drought buffer. The Coastal Branch and Santa Ynez Extension of the SWP are in place to deliver the City's SWP water into Lake Cachuma, subject to availability of water supplies. The City used 427 AF of State Water in 2009 and has begun to take advantage of a new opportunity for carryover storage in San Luis Reservoir just south of the Sacramento-San Joaquin delta.
Desalination	The desalination plant remains in long-term storage mode and no water was produced this year. Staff projects no need for desalinated water within at least the next 5 years.
Recycled Water	The City's Water Reclamation Project provides recycled water to parks, schools, golf courses, other large landscaped areas, and some public restrooms. The system typically provides approximately 5% of the total water demand. Demand from recycled water customers was 733 AF in 2009.

*The Water year runs from October 1 through September 30. All data above is as of September 30, 2009

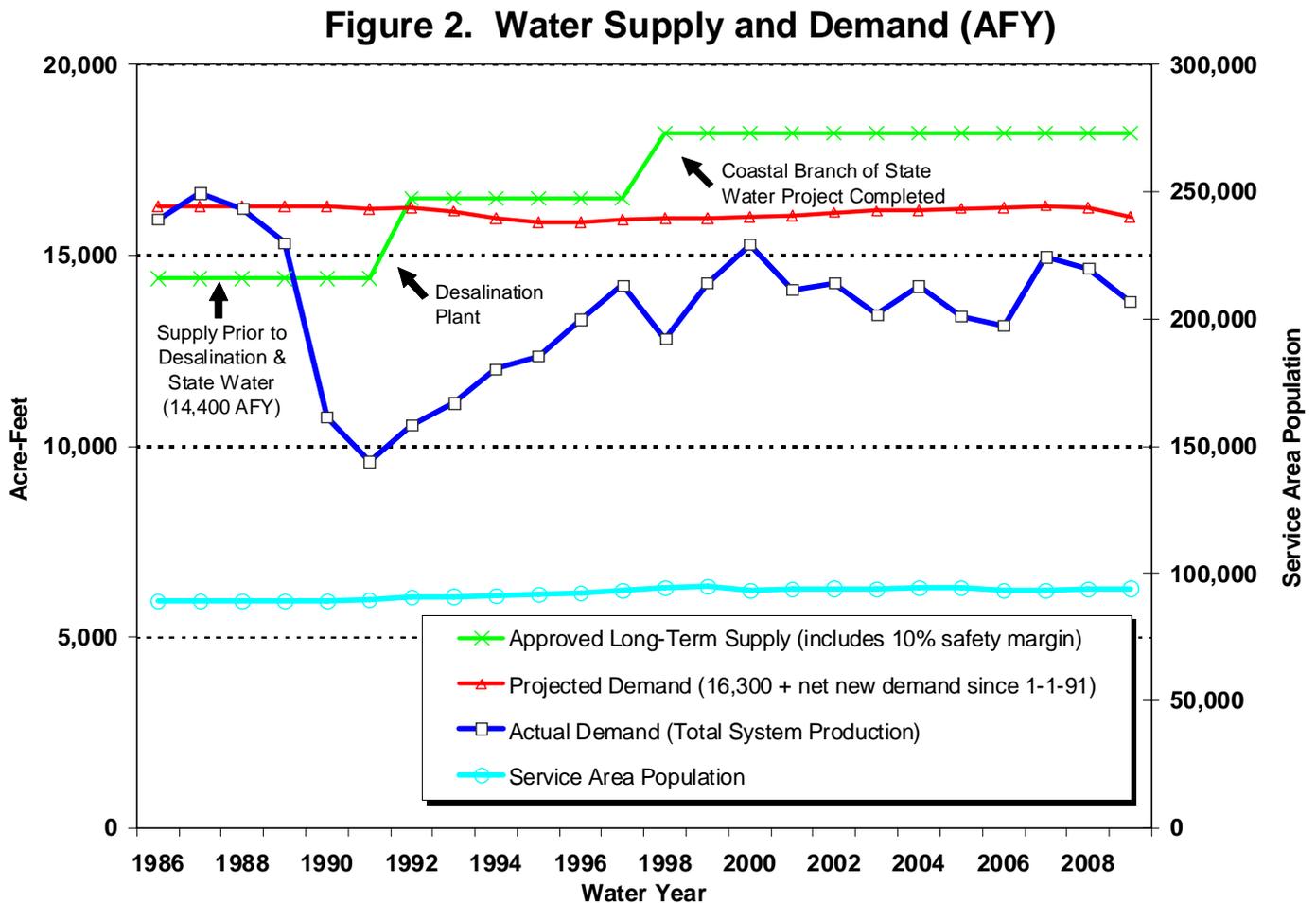
CITY WATER CONSERVATION PROGRAM

The City depends on water conservation as a part of its water supply plan and is an active member of the California Urban Water Conservation Council (CUWCC). The City's Water Conservation Program is based on implementing the Best Management Practices (BMPs) defined by CUWCC, as well as pursuing additional progressive opportunities for water conservation. Highlights of the City's water conservation program include the following activities, some of which are administered jointly with other local water agencies and the Santa Barbara County Water Agency:

- Free water check-ups for City water customers (493 check-ups during the past water year). Customer surveys of water check-ups demonstrate a continuing high level of customer satisfaction.
- Joint sponsorship of regional water efficiency programs, including the "20 Gallon Challenge" media campaign, the "Garden Wise Guys" television show, Water Wise Gardening for Santa Barbara County CD and website, and residential and commercial rebate programs.
- Green Gardener Program, which provides bilingual training for landscape maintenance professionals in resource-efficient and pollution-prevention landscape maintenance practices. Since 2000, almost 1,000 Green Gardeners and 150 Advanced Green Gardeners have participated. More info at www.greengardener.org.
- Maintain the "Watering Index" and "Landscape Watering Calculator," easy-to-use web-based tools that help estimate the right amount of water to apply to a landscape.
- Public information is provided for City water customers including a wide variety of web-based conservation information at the City's web site (www.SantaBarbaraCA.gov/water) and the regional web site (www.sbwater.org). Additionally, over 20 different brochures on water efficient practices and water wise landscaping are available free to City water customers.
- Water education program reaching approximately 2,000 K-12th grade students per year through classroom presentations, wastewater treatment plant tours, curriculum distribution, and the Water Awareness High School Video Contest.
- Hotels and motels are being contacted to encourage participation in public information efforts aimed at their guests. New table tents are available for restaurants to provide notice that water will be served upon request.
- Launched the Smart Landscape Rebate Program which offers rebates to increase water efficiency in both commercial and residential landscapes. Rebates on approved irrigation equipment and landscape materials are up to 50% of material costs, not to exceed \$1000 per site.
- Published the "Water Wise Gardening in Santa Barbara County" a searchable on-line and CD database, providing comprehensive information on water wise plant lists, garden tours, soil types, irrigation scheduling, and other gardening resources that are specific to the Santa Barbara area.
- Rain Sensor Program, which provides a free rain sensor to City water customers. A rain sensor automatically shuts off the irrigation controller during and immediately after it rains. Since April 2008, 305 rain sensors have been distributed.
- Participated in the effort to adopt more flexible State regulations on graywater and conducted a very popular workshop on the subject attended by over 100 people.

MONITORING OF WATER SUPPLY AND DEMAND

Water demand is measured by water production, because water is produced to meet the demand. Figure 2 illustrates the tracking of supply and demand during the period of the LTWSP. It shows the original approved water supply, and how it was augmented with desalination and State Water. It also shows the history of demand, both on an actual basis and as a theoretical year by year demand projection, reflecting the estimated net effect of new development and identifiable conservation savings since 1991. This graph illustrates the current LTWSP, which is the current adopted City policy for water supply management, but is now almost 20 years old and is scheduled for an update in conjunction with the *Plan Santa Barbara* process to update the City's General Plan.



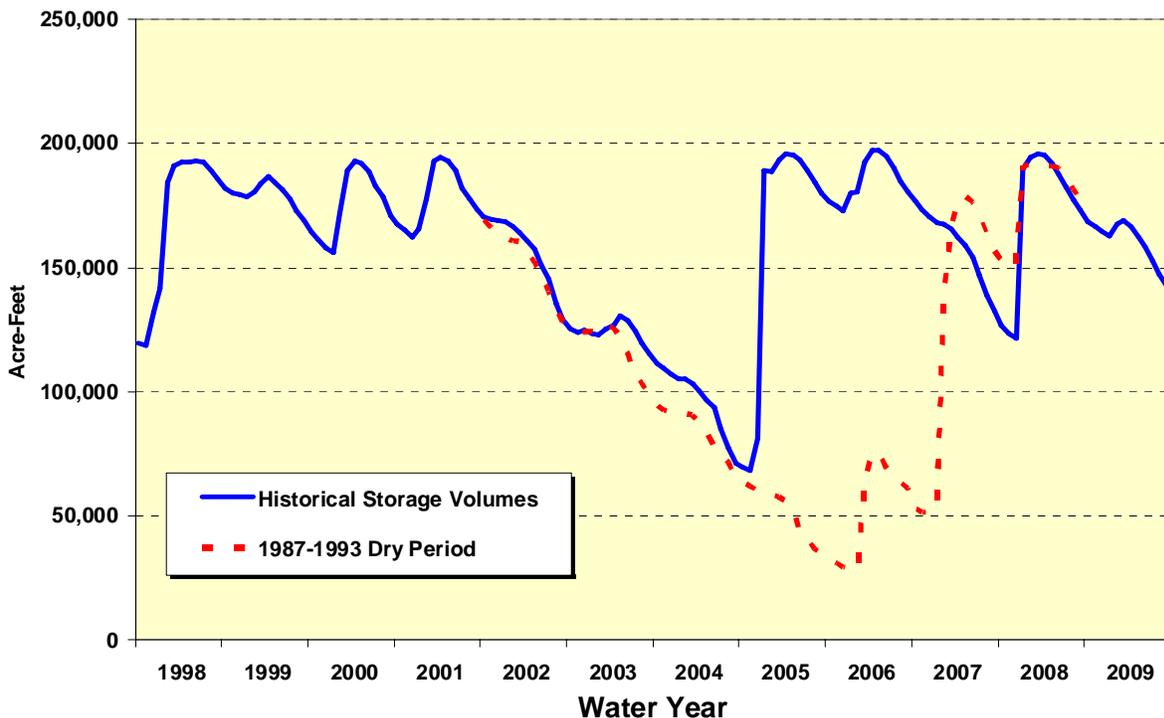
Total system water production (potable plus recycled water) for the 2008-2009 water year was 13,791 AF. Following two years of unusually dry weather and high usage, the 2009 demand returned to slightly below what we would consider our normal demand of 14,000 AFY, despite local rainfall of 40% less than average. The recent demand history is shown as the “Actual Demand” line in Figure 2.

DROUGHT OUTLOOK

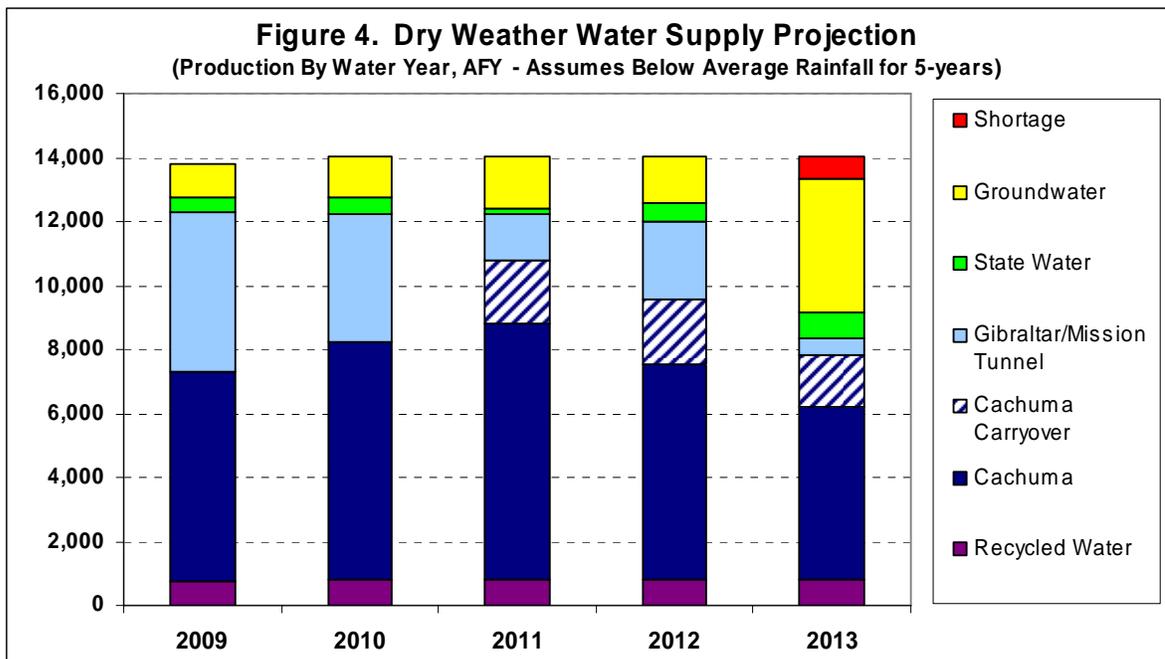
Because the City depends heavily on local surface water, drought is the situation most likely to reduce our available water supplies. Lake Cachuma is our primary source of surface water and its storage level is the most important indicator of potential near-term drought impacts. Figure 3 shows a recent history of storage levels at Lake Cachuma. The severe drought period of 1987-1993 is also shown for comparison to the less severe dry period of 2002 through 2004. Cachuma members normally begin to take voluntary reductions in deliveries when the reservoir storage drops below 100,000 AF as a way of stretching supplies in case drought continues.

Figure 3. 10-Year History of Lake Cachuma Storage Levels (AF)

With 1987-1993 Dry Period Shown for Comparison



The City's water supply is planned to meet 100% of demand in most years and no less than 90% of demand during a 5-year period of below average rainfall that defines our "critical drought period." When rainfall is below average, Lake Cachuma experiences limited inflow and the storage level continues to drop. So we typically plan as if the first year after a spill at Cachuma is the first year of a 5-year critical drought period. Figure 4 shows a projection of how we would expect to meet expected demand of 14,000 AFY over such a 5-year period beginning with the recently completed 2009 water year and assuming continued below average rainfall and minimal inflow to Lake Cachuma. Not all available State Water is needed in the early years, so deliveries are reduced. Later years reflect anticipated availability during a critical drought period. Groundwater and Cachuma carryover are used to offset reductions in surface water availability as the drought progresses. The projection shows a 5% shortage in the fifth year, which is consistent with the LTWSP standard of an acceptable shortage of up to 10% during a critical drought period.



CAPITAL PROJECTS

Staff continues work on a number of projects to improve the reliability and quality of City water supplies:

- San Roque and High School Wells:** The San Roque Well reconstruction was completed in 2009. Also completed was the design for landscaping and permanent fencing at the High School Well to protect the site pending future need to use this well for inland pumping to minimize seawater intrusion into the groundwater basin.
- Ortega Groundwater Treatment Plant:** Final design and permitting work is underway for upgrading the Ortega Groundwater Treatment Plant and rehabilitating the four wells that feed into it. The project aims to preserve an important part of the City's water supply for use to meet peak demands, back-up surface water supplies during drought, and provide an emergency water supply in the event of catastrophic supply interruptions.
- Advanced Water Treatment Project:** Addition of ozone treatment facilities is being designed for the Cater Water Treatment Plant. A low-interest State Revolving Fund loan has been approved to fund this project as well as groundwater treatment improvements, well rehabilitation, and distribution system improvements at Reservoir No. 1 to facilitate distribution of water from low elevations to higher zones as would be necessary during catastrophic water supply interruptions.
- Recycled Water Demineralization:** A conceptual project to reduce the mineral content of the City's recycled water is being evaluated in conjunction with planned improvements to the secondary wastewater treatment process at El Estero Wastewater Treatment Plant.

WATER SUPPLY ISSUES

There are a number of significant issues related to the City's water supplies, discussed briefly below.

Cachuma Project Water Rights Hearing: Members of the Cachuma Project continue to await a decision by the State Water Resources Control Board (SWRCB) following a major hearing on the Cachuma Project's water rights completed in November 2003. This was a continuation of SWRCB's long-standing review of the Cachuma Project in terms of its effects on downstream water users and on Public Trust resources. A December 2002 settlement agreement among several of the participants in the hearing significantly reduced the number of issues involved. The SWRCB ruling has been repeatedly delayed pending completion of the necessary environmental documents.

The eventual ruling has the potential for significant impacts on the water rights for the Cachuma Project, the largest single source of supply for the City. The issue has been made more complex by the endangered species listing of the steelhead trout. The listed steelhead are defined as rainbow trout that are anadromous (travel to the ocean) and that inhabit areas below the first ocean migration barrier, which is Bradbury Dam at Lake Cachuma. Thus, rainbow trout above Bradbury Dam are not listed. The City has worked as a member of the Cachuma Conservation Release Board, along with other affected agencies, to continue data collection and research, and to complete projects aimed at enhancing steelhead habitat, improving fish passage, and providing flow augmentations for steelhead, consistent with the Lower Santa Ynez River Fish Management Plan prepared by the Santa Ynez River Technical Advisory Committee in 2000.

Gibraltar Pass Through Operations: The Zaca Fire burned approximately 60% of the Gibraltar Reservoir watershed, normally the source of about 35% of the City's water supply. On top of historical siltation, the reservoir's storage capacity has now been reduced by an additional 1,500 AF, leaving a storage volume of 5,303 AF. In 1989, the City entered into the Upper Santa Ynez River Operations Agreement (the "Pass Through Agreement") with other members of the Cachuma Project. The City agreed to defer its planned enlargement of Gibraltar Reservoir in exchange for provisions that would allow the City to "pass through" a portion of its Gibraltar water to Lake Cachuma for delivery through Cachuma Project facilities. The City has elected to commence this phase of operations and is working with the U.S. Bureau of Reclamation to negotiate a "Warren Act" contract, as required by federal law to allow such use of the Cachuma Project. Modeling work is underway to assess the effects of Pass Through operations as required for an environmental assessment. The Pass Through option will allow the City to maintain its historical deliveries as the Gibraltar Reservoir continues to silt in.

State Water Project/Delta Smelt-Wanger Decision: The Sacramento-San Joaquin Delta is the source of all water moved to the south by the State Water Project. A 2007 federal court decision (Wanger) restricted delta pumping to reduce impacts on endangered Delta smelt. This decision, and other similar limitations, continue to constrain deliveries of State Water through the Delta. As a result of this constraint and reduced statewide rainfall in the past three years, the Department of Water Resources has set the initial allocation at 5% of allotments for State Water Project participants during 2010. While this number is the lowest yet, the final allocation will be determined based on the results of precipitation

during the current winter. Last year's allocation began at 15% and was eventually increased to 40%. The City relies on State Water to a limited extent and we don't expect significant impacts during the coming year based on the reduced allocation. In addition, the ability to now store carryover State Water in San Luis Reservoir increases our flexibility.

Plan Santa Barbara/Long-Term Water Supply Program Update: As the City conducts the *Plan Santa Barbara* process to update the General Plan, analysis of the City's long term water supply is being done to support the process and provide the information needed for an update of the City's Long-Term Water Supply Program (LTWSP). The following efforts will provide the information for the completion of this plan:

- **Desalination Rehabilitation Study:** The study has been completed. It assesses the feasibility, schedule, cost, and permitting issues associated with potential future use of the facility, if it is needed in response to severe drought or other supply interruptions.
- **Water Supply Planning Study:** This study has been completed. It includes sections on State Water Project reliability, local climate change implications for water supply, expanded use of recycled water, opportunities for increased water conservation, and a general evaluation of the City's water supply management practices.
- **Water Demand Factor Update:** A demand factor update has been completed to support water use analysis that will be a part of the *Plan Santa Barbara* process.
- **Gibraltar Pass Through Modeling:** The work being done for the environmental assessment of Pass Through operations at Gibraltar will also provide more accurate estimates of the yield of the reservoir under this new operating scenario.
- **Water Conservation Technical Analysis:** A technical assessment and cost/benefit analysis of a wide range of potential additional water conservation measures is planned. This will use preliminary information developed in the Water Supply Planning Study to identify the optimal measures to be included in the updated LTWSP.
- **Groundwater Modeling Update and Sustainable Yield Analysis:** A contract with the United State Geological Survey is planned to update and enhance current models to more accurately predict potential impacts of seawater intrusion, usable groundwater storage volume, and safe yield of the City's groundwater resources.

The information developed above will be the basis of a comprehensive analysis of our overall water supply and recommended update of the LTWSP for the period of 2010 through 2030.

Appendix A – Supplemental Water Supply Information

Groundwater Balance

Project conditions of the State Water Project (SWP) require the City to use SWP water to offset any demonstrated groundwater basin overdraft. Under the LTWSP, the City uses groundwater conjunctively with surface supplies, such that significant groundwater use only occurs when surface supplies are reduced. Basins are rested following periods of heavy pumping to allow water levels to recover. As summarized in Table A-1, the perennial yield exceeds average annual pumping and groundwater basins are in long-term balance with no overdraft projected. More detailed analysis is available in the LTWSP Environmental Impact Report.

Table A-1. Groundwater Balance

Estimated Perennial Groundwater Yield of 3 Groundwater Storage Units:	1,900 AFY
Approximate Pumping by Private Pumpers:	-500 AFY
Net Perennial Yield Available to the City:	1,400 AFY
Average projected City groundwater pumping under LTWSP analysis at full LTWSP demand of 18,200 AFY:	1,000 to 1,300 AFY
Groundwater Production in 2008-2009:	1,059 AF

Projection of Supply Availability

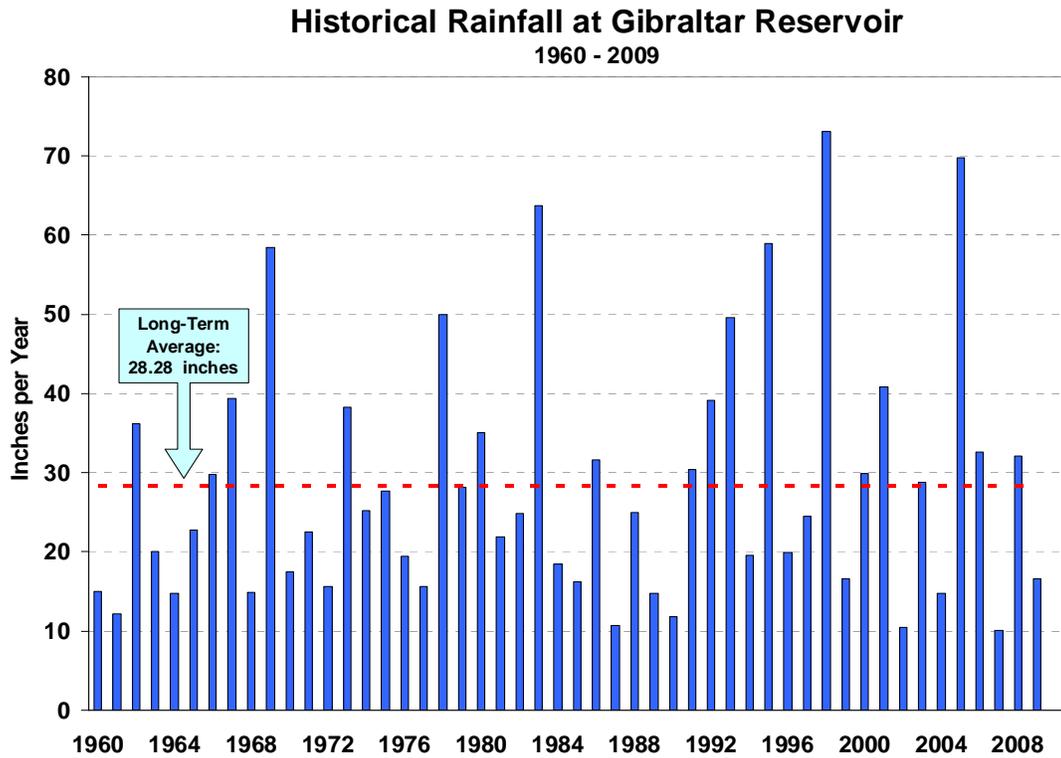
Table A-2 summarizes the City's water supply sources and fulfills a requirement of the project conditions for the SWP. The projected 2009-2010 Supply Plan reflects a projected total demand of 14,000 AF.

Table A-2. Sources of Supply (AF)

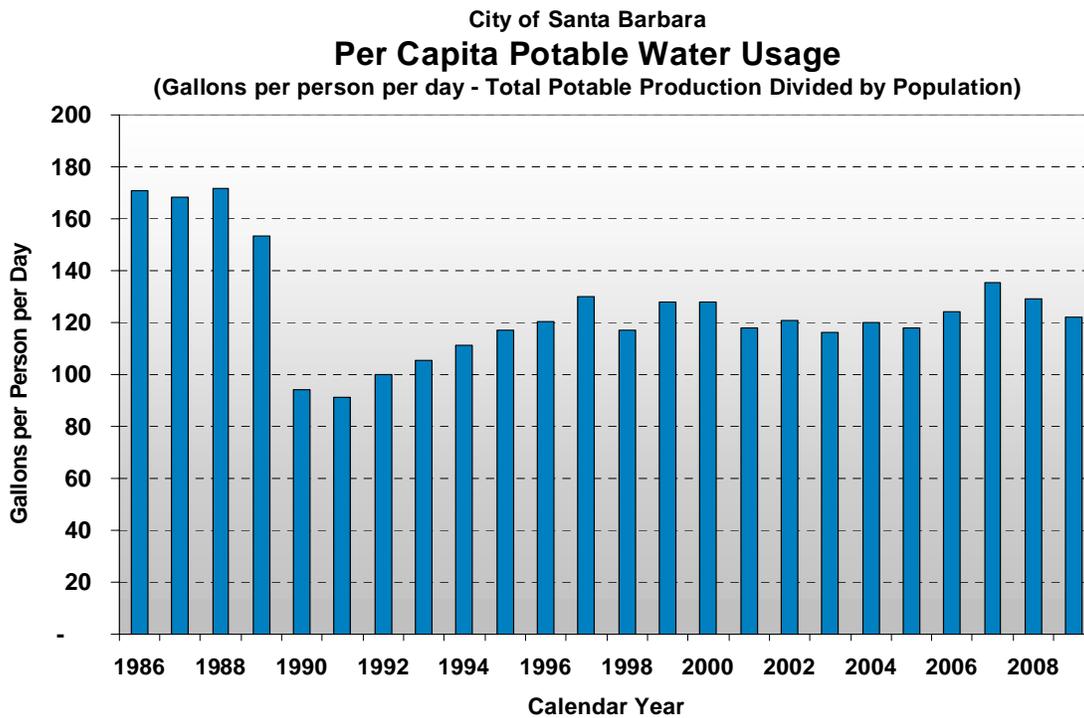
Source of Supply	WY 2009 Original Plan	WY 2009 Actual	WY 2010 Supply Plan Projected
Gibraltar Reservoir	3,341	3,654	3,000
Cachuma Project	7,848	7,132	7,456
Mission Tunnel	1,000	1,253	1,000
Devil's Canyon	(w/ Gibraltar)	76	(w/ Gibraltar)
Juncal Res. (300 AF from MWD)	(w/ Cachuma)	(w/ Cachuma)	(w/ Cachuma)
State Water Project	616	427	500
Groundwater	1,195	1,059	1,244
Desalination	0	0	0
Recycled Water	800	733	800
Net Other Supplies ¹	(na)	-543	(na)
Total Supply:	14,800	13,791	14,000
Total Demand:	14,800	13,791	14,000
Percent Shortage:	0	0	0

¹ Represents miscellaneous production sources (positive values) and water used from the distribution system for purposes such as transfers to adjacent water purveyors, groundwater recharge, or blending with recycled water (negative values).

Long-Term Rainfall Data



Per Capita Water Usage





CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

AGENDA DATE: January 12, 2010

TO: Mayor and Councilmembers

FROM: City Administrator's Office

SUBJECT: Appointment Of Mayor Pro Tempore, Ordinance Committee, Finance Committee, And Santa Barbara County Association Of Governments

RECOMMENDATION:

That Council consider the appointment of a Mayor Pro Tempore, Chairs and Members of the Ordinance and Finance Committees, and Santa Barbara County Association of Governments (SBCAG).

DISCUSSION:

Designation of Mayor Pro Tempore - Section 504 of the Charter says that "The City Council shall designate one (1) of its members as Mayor Pro Tempore, who shall serve in such capacity at the pleasure of the City Council." Council Member Dale Francisco presently holds the position.

Appointment of Ordinance Committee - Resolution No. 94-129, adopted on October 11, 1994, provides for the appointment of a three (3) member Ordinance Committee and the designation of the Chair of said Committee to serve for one year. Also, Resolution No. 99-034 providing for the appointment of the Mayor as an alternate member was adopted on May 4, 1999. The current membership of this committee is as follows:

- Das Williams, Chair
Dale Francisco
Grant House
Marty Blum, Alternate

Appointment of Finance Committee - Resolution No. 99-035, also adopted on May 4, 1999, provides for the appointment of a three (3) member Finance Committee and the designation of the Chair of said Committee to serve for one year. This Resolution also provides for the appointment of the Mayor as an alternate member. The current membership of the Finance Committee is as follows:

- Roger Horton, Chair
Iya Falcone
Helene Schneider
Marty Blum, Alternate

Council Agenda Report
Appointment of Mayor Pro Tempore, Ordinance Committee, Finance Committee, And
Santa Barbara County Association Of Governments
January 12, 2010
Page 2

Appointment of SBCAG Groups - At this time, Staff is asking that an appointment be made to SBCAG and also an alternate as there is a meeting in January and it is important to have a member of our Council on this board.

Traditionally the City Council appoints the Liaisons to the various Advisory Groups at this time as well; however, since this is a new Council, we will be asking that Council make these appointments on January 26, 2010.

PREPARED BY: Linda Gunther, Administrator's Office Supervisor

SUBMITTED BY: Jim Armstrong, City Administrator

APPROVED BY: City Administrator's Office