

**CITY OF SANTA BARBARA  
CITY COUNCIL  
REDEVELOPMENT AGENCY**

**Helene Schneider**  
*Mayor/Chair*  
**Grant House**  
*Mayor Pro Tempore/Vice Chair*  
**Bendy White**  
*Ordinance Committee Chair*

**Dale Francisco**  
**Frank Hotchkiss**  
**Randy Rowse**  
**Michael Self**



**James L. Armstrong**  
*City Administrator/  
Executive Director*

**Stephen P. Wiley**  
*City Attorney/Agency Counsel*

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

**JANUARY 11, 2011  
AGENDA**

**ORDER OF BUSINESS:** Regular meetings of the Finance Committee and the Ordinance Committee begin at 12:30 p.m. The regular City Council and Redevelopment Agency meetings begin 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 Council/Redevelopment Agency 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 Council/Redevelopment Agency meeting, and at the beginning of each special Council/Redevelopment Agency meeting, any member of the public may address them concerning any item not on the Council/Redevelopment Agency 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 Council/Redevelopment Agency. Should Council/Redevelopment Agency business continue into the evening session of a regular Council/Redevelopment Agency meeting at 6:00 p.m., the Council/Redevelopment Agency 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 Council/Redevelopment Agency, 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 Council/Redevelopment Agency 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 Council/Redevelopment Agency.

**CONSENT CALENDAR:** The Consent Calendar is comprised of items that will not usually require discussion by the Council/ Redevelopment Agency. A Consent Calendar item is open for discussion by the Council/Redevelopment Agency upon request of a Council/Agency Member, 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/Redevelopment Agency 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 Council meeting is broadcast live in English and Spanish on City TV Channel 18, and rebroadcast in English on Wednesdays and Thursdays at 7:00 p.m. and Saturdays at 9:00 a.m., and in Spanish on Sundays at 4:00 p.m. Each televised Council meeting is closed captioned for the hearing impaired. Check the City TV program guide at [www.citytv18.com](http://www.citytv18.com) for rebroadcasts of Finance and Ordinance Committee meetings, and for any changes to the replay schedule.

## **ORDER OF BUSINESS**

- 12:30 p.m. - Finance Committee Meeting, David Gebhard Public Meeting Room, 630 Garden Street
- 12:30 p.m. - Ordinance Committee Meeting, Council Chamber
- 2:00 p.m. - City Council Meeting
- 2:00 p.m. - Redevelopment Agency Meeting

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

**1. Subject: Grant To Housing Authority For Acquisition Of 2904 State Street**

Recommendation: That the Finance Committee consider and recommend to the Redevelopment Agency Board approval of a grant of \$1,150,000 in Agency Housing Setaside funds to the Housing Authority of the City of Santa Barbara for the acquisition of 2904 State Street.

**2. Subject: Loan To Peoples' Self-Help Housing Corporation For Acquisition Of 510-520 North Salsipuedes Street And 601 East Haley Street**

Recommendation: That the Finance Committee consider and recommend to the Redevelopment Agency Board approval of a loan of \$2,000,000 in Agency Housing Setaside funds to Peoples' Self-Help Housing Corporation for the acquisition of the properties at 510-520 North Salsipuedes Street and 601 East Haley Street for eventual development of low income rental housing.

### **ORDINANCE COMMITTEE MEETING - 12:30 P.M. IN THE COUNCIL CHAMBER (120.03)**

**Subject: Medical Marijuana Dispensary Ordinance - Dispensaries Permitted Under The City's March 2008 Dispensary Ordinance**

Recommendation: That the Council Ordinance Committee review a draft uncodified revision to the City's "Medical Marijuana Storefront Dispensary Ordinance" and make a recommendation to City Council for the possible introduction and adoption of the proposed draft Ordinance relating to those dispensaries previously permitted under the City's March 2008 ordinance.

**REGULAR CITY COUNCIL MEETING – 2:00 P.M.  
REGULAR REDEVELOPMENT AGENCY MEETING – 2:00 P.M.**

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**CEREMONIAL ITEMS**

- 1. Subject: Presentation Of Certificate of Appointment To Randy Rowse**
- 2. 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, 2011.

**CHANGES TO THE AGENDA**

**PUBLIC COMMENT**

**CONSENT CALENDAR**

**CITY COUNCIL**

- 3. Subject: Adoption Of Ordinance For 2010-2012 Police Management Memorandum Of Understanding (440.02)**

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Adopting the 2010-2012 Memorandum of Understanding Between the City of Santa Barbara and the Santa Barbara Police Management Association.

## CONSENT CALENDAR (CONT'D)

### CITY COUNCIL (CONT'D)

**4. Subject: Fiscal Year 2011 Interim Financial Statements For The Five Months Ended November 30, 2010 (250.02)**

Recommendation: That Council accept the Fiscal Year 2011 Interim Financial Statements for the Five Months Ended November 30, 2010.

**5. Subject: Contract For Construction Of The Elings Park Landfill Gas Collection And Control System Project (570.05)**

Recommendation: That Council:

- A. Increase appropriations by \$919,308 into the Solid Waste Fund from reserves to cover the cost of the construction and post-construction phases of the Elings Park Landfill Gas Collection and Control System Project (Project);
- B. Award a construction contract with Environmental Construction, Inc. (Environmental), in their low bid amount of \$496,460 for construction of the Project, Bid No. 3587;
- C. Authorize the Public Works Director to execute the construction contract and approve expenditures up to \$74,000 to cover any cost increases that may result from contract change orders for extra work and differences between estimated bid quantities and actual quantities measured for payment;
- D. Authorize the Public Works Director to execute a Professional Services contract with Geosyntec Consultants (Geosyntec) in the amount of \$64,350 for design support services during construction, special inspection, and material testing services, and approve expenditures of up to \$6,435 for extra services of Geosyntec that may result from necessary changes in the scope of work; and
- E. Authorize the issuance of a Professional Services contract with Geosyntec, subject to the review and approval of the City Attorney and the Public Works Director, in the not-to-exceed amount of \$103,063 for post-construction monitoring, maintenance, and permitting.

**6. Subject: Assignment Of Lease Agreement With The Minnow Cafe (330.04)**

Recommendation: That Council approve the assignment of Lease Agreement No. 20,108, Minnow Café, on hold-over status from Jeffrey Jones to Brophy and Sons, Inc., for the 1,002 square-foot cafe at 117-E Harbor Way.

## CONSENT CALENDAR (CONT'D)

### CITY COUNCIL (CONT'D)

**7. Subject: Contract For Development Of Wastewater Collection System Strategic Management Program (540.13)**

Recommendation: That Council authorize the Public Works Director to execute a contract, in a form of contract approved by the City Attorney, in the amount of \$282,892 with Brown and Caldwell to develop the framework and systems to effectively direct collection system maintenance, and authorize the Public Works Director to approve expenditures of up to \$28,289 for extra services of Brown and Caldwell that may result from necessary changes in the scope of work, for a total not-to-exceed amount of \$311,181.

**8. Subject: Contract For Water Chemistry Analysis Services For The Cater Water Treatment Plant (540.10)**

Recommendation: That Council authorize the Public Works Director to execute a contract in the amount of \$59,800 with Water Quality & Treatment Solutions, Inc. (WQTS), for water chemistry analysis at the Cater Water Treatment Plant (Cater), and authorize the Public Works Director to approve expenditures of up to \$5,980 for extra services of WQTS that may result from necessary changes in the scope of work.

**9. Subject: Declaration As Excess City Land And Authorization To Initiate Sale Of Property At 20 South Milpas Street (330.03)**

Recommendation: That Council:

- A. Declare the property owned by the City of Santa Barbara located at 20 South Milpas Street as excess to the City;
- B. Authorize the expenditure not to exceed \$10,000 to make the property ready for sale; and
- C. Authorize the Public Works Director to offer the property for sale in a public auction, and negotiate final sale terms as provided for and as required by Chapter 4.28 of the Santa Barbara Municipal Code.

**10. Subject: Introduction Of Ordinance For Agreements For Joint Uses And Encroachments At The Carrillo Recreation Center And The Lobero Building (330.03)**

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving and Authorizing the City Administrator to Execute Certain Agreements Acknowledging Ongoing Uses Between the Property Known as the Lobero Building at 924 Anacapa Street, Owned by The 924 Group, LLC, and the Property Known as the Carrillo Recreation Center at 100 East Carrillo Street, Owned by the City of Santa Barbara.

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

### CITY COUNCIL (CONT'D)

**11. Subject: Contract For Launch Ramp Design - Santa Barbara Harbor (570.03)**

Recommendation: That Council authorize the Waterfront Director to execute a Professional Services Contract with Moffatt & Nichol, Inc. (approved as to form by the City Attorney), in the amount of \$41,500 for design services involving the Santa Barbara Harbor Launch Ramp - Boating Trails Project, and authorize the Waterfront Director to approve expenditures of up to \$4,100 for extra design services that may result from necessary changes in the scope of work.

### REDEVELOPMENT AGENCY

**12. Subject: Redevelopment Agency Fiscal Year 2011 Interim Financial Statements For The Five Months Ended November 30, 2010**

Recommendation: That the Redevelopment Agency Board accept the Redevelopment Agency Fiscal Year 2011 Interim Financial Statements for the Five Months Ended November 30, 2010.

### NOTICES

13. The City Clerk has on Thursday, January 6, 2011, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.
14. Cancellation of the regular City Council and Redevelopment Agency meetings of January 18, 2011.
15. Received a letter of resignation from Downtown Parking Committee Member Randy Rowse; the vacancy will be part of the next City Advisory Group recruitment. (550.03)

**This concludes the Consent Calendar.**

## **REPORT FROM THE FINANCE COMMITTEE**

## **REPORT FROM THE ORDINANCE COMMITTEE**

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

### **COMMUNITY DEVELOPMENT DEPARTMENT**

**16. Subject: Request From Mayor Schneider And Councilmember House Regarding A Funding Request From Freedom Warming Centers (660.04)**

Recommendation: That Council consider the request from Mayor Schneider and Councilmember House regarding the funding request from The Unitarian Society to support the Freedom Warming Centers in Santa Barbara this winter.

### **PUBLIC WORKS DEPARTMENT**

**17. 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 2010 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 (LTWSP).

## **MAYOR AND COUNCIL REPORTS**

**18. Subject: Appointment Of Mayor Pro Tempore, Ordinance Committee, Finance Committee, Council Liaisons To Advisory Groups, And Members of Regional Agencies**

Recommendation: That Council consider the appointment of a Mayor Pro Tempore, Chairs and Members of the Ordinance and Finance Committees, Council Liaisons to Advisory Groups, and Members of Regional Agencies.

**19. Subject: Request From Councilmembers Francisco And Hotchkiss Regarding The Design Review Process For The Cold Spring Arch Bridge Suicide Barrier Project (150.03)**

Recommendation: That Council agendaize an item regarding a recommendation to the Santa Barbara County Association of Governments and to Caltrans that Santa Barbara's City Council supports transparency in the design review of nets as a possible alternative for suicide prevention at the Cold Spring Canyon Bridge.

## **COUNCIL AND STAFF COMMUNICATIONS**

## **COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

## **ADJOURNMENT**

CITY OF SANTA BARBARA

**FINANCE COMMITTEE**

MEETING AGENDA

DATE: January 11, 2011

Dale Francisco

TIME: 12:30 p.m.

Michael Self

PLACE: David Gebhard Public Meeting Room  
630 Garden Street

James L. Armstrong  
City Administrator

Robert Samario  
Finance Director

**ITEMS TO BE CONSIDERED:**

**1. Subject: Grant To Housing Authority For Acquisition Of 2904 State Street**

Recommendation: That the Finance Committee consider and recommend to the Redevelopment Agency Board approval of a grant of \$1,150,000 in Agency Housing Setaside funds to the Housing Authority of the City of Santa Barbara for the acquisition of 2904 State Street.

**2. Subject: Loan To Peoples' Self-Help Housing Corporation For Acquisition Of 510-520 North Salsipuedes Street And 601 East Haley Street**

Recommendation: That the Finance Committee consider and recommend to the Redevelopment Agency Board approval of a loan of \$2,000,000 in Agency Housing Setaside funds to Peoples' Self-Help Housing Corporation for the acquisition of the properties at 510-520 North Salsipuedes Street and 601 East Haley Street for eventual development of low income rental housing.



# CITY OF SANTA BARBARA

## FINANCE COMMITTEE AGENDA REPORT

**AGENDA DATE:** January 11, 2011

**TO:** Finance Committee

**FROM:** Housing and Redevelopment Division, Community Development Department

**SUBJECT:** Grant To Housing Authority For Acquisition Of 2904 State Street

### RECOMMENDATION:

That the Finance Committee consider and recommend to the Redevelopment Agency Board approval of a grant of \$1,150,000 in Agency Housing Setaside funds to the Housing Authority of the City of Santa Barbara for the acquisition of 2904 State Street.

### DISCUSSION:

The City's Housing Authority plans to acquire the property located at 2904 State Street with the intention of master leasing the property to a local nonprofit organization that provides housing and supportive services to the homeless.

#### Property Description

The property consists of an 8,276 square foot lot located on Upper State Street between Alamar and Verde Vista – across the street from the property recently acquired by the Housing Authority at 2940 State Street. The property is improved with a 1950's-era motel consisting of seven rooms and a two-bedroom manager's unit. The motel ceased operating several years ago, and the current owner, Stan Fard, has rented the rooms out to tenants under month-to-month leases. Except for one vacant room, the building is completely occupied. The property is in very good condition and is not in need of any renovations.

#### Housing and Supportive Services for the Homeless

The Housing Authority intends to relocate all of the existing tenants and then master lease the property to a local nonprofit homeless housing organization, such as Willbridge or Transition House, at a below-market rent. The Housing Authority would be responsible for maintenance and repairs to the property. To further the City's participation in the County Ten-Year Plan to End Chronic Homelessness, the nonprofit organization would rent the rooms to chronic homeless clients and provide critical support services. Agency staff would reserve the right to review and approve the selection of the nonprofit organization and the terms of the master lease.

#### Agency Grant

The Housing Authority has negotiated a purchase price for the property of \$1,150,000. The purchase price is \$50,000 less than the \$1,200,000 value recently appraised by

David Jasso & Associates. The Housing Authority seeks Agency financing for the full purchase price. Closing costs for the transaction would be paid for by the Housing Authority.

Given the type of tenancy planned for the project, rental income would be non-existent and would not support any amount of debt service. Therefore, the Housing Authority is not seeking any private lenders for the transaction and is requesting that the Agency assistance come in the form of a grant.

The requested Agency grant would be secured by a deed of trust recorded against the property in first position. The grant would only become payable in the unlikely event that the grant funds were misused. Given the appraised value of \$1,200,000 for the property, the Agency grant would be completely secured.

#### Affordability Covenant

As with all City- and Agency-funded affordable housing projects, an affordability control covenant must be executed and recorded to ensure that the property will be used to provide affordable housing to low income persons. The Housing Authority requests and staff supports the 60-year term that the City typically applies to Housing Authority projects. Also to be recorded is a Notice of Affordability Restrictions on Transfer of Property. The proposed term of the covenant and the notice would be consistent with California Redevelopment Law requirements.

#### Benefit to the Central City Redevelopment Project Area (CCRP)

While the site is located outside the CCRP, the project will benefit the CCRP in providing needed rental housing nearby that is affordable to low income persons. California Redevelopment Law requires that in order for Agency Housing Setaside funds to be spent outside the CCRP, the City Council and the Redevelopment Agency must adopt a resolution with certain findings and the determination that the project is of benefit to the CCRP.

#### Sustainability Impact

The Housing Authority's planned maintenance and sound management practices will significantly extend the structure's useful life. As needs arise in the future, the Housing Authority plans to replace existing appliances with energy efficient models and install new energy efficient lighting, plumbing fixtures, and windows.

### **BUDGET/FINANCIAL INFORMATION AND CONCLUSION:**

Staff asks that the Finance Committee recommend approval of the requested grant to the Agency Board. The proposed project would be an important addition to the Housing Authority's stock of affordable housing and would very quickly be put in service to meet the needs of the City's chronic homeless. At a cost of \$1,150,000 (\$143,750 per unit), the project makes sound financial sense. It would cost far more in time and money to construct new comparable housing.

The Agency has sufficient Housing Setaside funds to make the requested grant, as shown by the following summary (numbers are approximate for simplicity). The Agency Housing Setaside Fund began Fiscal Year 2011 with available reserves of \$6.1 million and expects to receive tax increment revenues of \$2.7 million during the year. Thus, the

amount of Housing Setaside funds available is \$8.8 million. From this amount, the Agency has committed \$360,000 to the Housing Authority for the acquisition of 2941 State, \$300,000 to the Housing Authority for adding two units to its property at 233 West Ortega, and \$925,000 for the purchase of land on East Canon Perdido by Habitat for Humanity for a future project. This leaves a balance of \$7.2 million. Today the Finance Committee is reviewing requests for Agency funding for two housing projects: this one for \$1,150,000 and a site acquisition at Salsipuedes and Haley Streets for \$2 million. If the Agency Board approves both of these requests, an estimated \$4 million in Agency Housing Setaside funds will be available for future projects.

**ATTACHMENT:** Letter from the Housing Authority

**PREPARED BY:** Brian Bosse, Housing and Redevelopment Manager / SK

**SUBMITTED BY:** Paul Casey, Assistant City Administrator/Community  
Development Director

**APPROVED BY:** City Administrator's Office



## HOUSING

AUTHORITY OF THE  
CITY OF SANTA BARBARA808 Laguna Street / Santa Barbara  
California / 93101Tel (805) 965-1071  
Fax (805) 564-7041

November 16, 2010

**HAND DELIVERED**

Mr. Steven Faulstich, Housing Programs Supervisor  
Housing & Redevelopment Division  
City of Santa Barbara  
630 Garden St.  
Santa Barbara, CA 93101

RE: REQUEST FOR CITY RDA FUNDS FOR THE ACQUISITION OF REAL  
PROPERTY LOCATED AT 2904 STATE STREET

Dear Steven:

The Housing Authority has located another existing apartment building that we feel can be purchased at a favorable price and added to our affordable rental housing inventory. To this end, we are seeking Redevelopment Agency Housing Set-aside (RDA) funds to cover the cost of this acquisition.

The subject property is a 9 unit multifamily residential building on an 8,276 sq. ft. lot located at 2904 State Street. The building is a former motel and consists of 2 one-bedroom/one-bath apartments and 7 studios rented on a month to month basis. There are 9 uncovered parking spaces on-site. One of the studios is vacant. The studios rent for an average of \$790 per month and the one-bedroom units rent for \$1,060 per month. Utility expenses for the property are approximately \$480 per month. At this juncture, incomes of the current tenants have not been verified. None of the existing tenants participate in the Section 8 Housing Choice Voucher program.

Given the City's current efforts to provide shelter for the chronically homeless by providing transitional and permanent, supportive housing opportunities, the Housing Authority considers the subject property an excellent response to that identified need. The units are small and each has its bathroom. If acquired by the Housing Authority with RDA funding, it would be the Authority's intention to master lease the property at a low rent to a group such as WillBridge or Transition House who in turn would operate it as permanent, supportive housing for the homeless. This arrangement would match our successful partnership with Transition House for owning and operating the "Fire House" at 3030 De La Vina. The Fire House provides transitional housing and related services for 16 people on average. This acquisition and use would also be in alignment with the *10 Year Plan to End Chronic Homelessness* (aka the "Bringing Our Community Home" plan) that all Santa Barbara Cities and the County have adopted.

The property is listed in the Santa Barbara Multiple Listing Service for \$1,200,000—or \$133,333 per unit. Given its favorable pricing and the fact that the property is well suited for the identified need (permanent supportive housing for the homeless), the Housing Authority Commission on November 3, 2010, adopted Resolution No. 2425 (copy enclosed) relative to this property. The Resolution authorized Housing Authority staff to make a full price offer for the property subject to securing an independent appraisal that substantiated the offer amount as well as securing Redevelopment

Mr. Steven Faulstich  
November 16, 2010  
Page 2

Agency funding for the purchase. David Jasso & Associates was engaged by the Housing Authority to provide an independent, fair market value appraisal of the subject property.

Yesterday, the Housing Authority received its requested appraisal from David Jasso & Associates (copy enclosed). It establishes the property's fair market value at \$1.2 million. Looking at the comparables sales set forth in the appraisal, we consider the value established by David Jasso to be both reasonable and fair.

As you know, securing and operating affordable housing for special needs populations requires significant local subsidy. Based on our initial discussions with your office regarding this property, we feel it appropriate to seek a grant from the Redevelopment Agency for the full purchase price--\$1.2 million or \$133,333 per unit. It is the Housing Authority's intention to hold the property in its inventory and be responsible for its maintenance and capital needs in perpetuity (i.e. be its' stewards and maintain it as a community/public asset). The day to day operations including tenant selection and management would be handled under a master lease to a local non-profit who offer transitional and permanent supportive housing to the homeless. As of this writing, WillBridge is our likely candidate. Given that non profits like WillBridge operate on relatively thin budgets, the rent under any master lease must be low—we estimate somewhere between \$1,000 to \$2,000 per month for the entire property. Such limited revenue from the property make it impossible to afford any debt service; thus our request to the RDA for a grant for the purchase price. Whatever monthly revenue the Housing Authority receives from the property will need to go to property maintenance and replacement reserves. As the enclosed proform shows, the Housing Authority will be operating this property at a breakeven point (if not a loss) assuming a master lease of \$1500/month. That said, the Housing Authority recognizes that this type of housing (permanent, supportive housing for the homeless) is a community priority and as such is willing to assume some amount of risk with respect to operating income and expenses.

If this City/RDA staff find this request to be reasonable and appropriate, we would ask that it be placed before the City Council/RDA in the next 30 days for consideration. With our request moving forward at the City/RDA level, we would plan on closing shortly after the New Year as requested by the seller.

As always, the Housing Authority Commission and staff are hopeful that you will agree with us on the wisdom of this acquisition, its planned use as well as the structure of our requested financing.

Sincerely,

HOUSING AUTHORITY OF THE  
CITY OF SANTA BARBARA



ROBERT G. PEARSON  
Executive Director/CEO

Encls.

cc: Housing Authority Commission



# CITY OF SANTA BARBARA

## FINANCE COMMITTEE AGENDA REPORT

**AGENDA DATE:** January 11, 2011

**TO:** Finance Committee

**FROM:** Housing and Redevelopment Division, Community Development Department

**SUBJECT:** Loan To Peoples' Self-Help Housing Corporation For Acquisition Of 510-520 North Salsipuedes Street and 601 East Haley Street

### RECOMMENDATION:

That the Finance Committee consider and recommend to the Redevelopment Agency Board approval of a loan of \$2,000,000 in Agency Housing Setaside funds to Peoples' Self-Help Housing Corporation for the acquisition of the properties at 510-520 North Salsipuedes Street and 601 East Haley Street for eventual development of low income rental housing.

### DISCUSSION:

Peoples' Self-Help Housing Corporation (PSHHC) has successfully developed and managed four affordable rental projects in Santa Barbara with the financial assistance of the City and Agency, and has recently identified a site to acquire and develop as their fifth project in the City. PSHHC has requested a loan of \$2 million of Redevelopment Agency Housing Setaside funds to cover the purchase price.

#### Property Description

The property consists of three contiguous parcels. One parcel is at the corner of Salsipuedes and Haley Streets and the other two front Salsipuedes Street. The combined area of the lots is 41,099 square feet (0.94 acre). An aerial photo of the parcels is attached. The parcel at Salsipuedes and Haley is currently undeveloped and vacant. The two parcels on Salsipuedes contain substandard structures, three of which are occupied as rental units. PSHHC will provide relocation assistance to the current tenants as required by City, State and federal relocation laws.

PSHHC has opened escrow on this purchase from the seller, Bertha Clayeria Family Trust, subject to important contingencies. One contingency is the Agency's approval of this loan. Another is the completion of a "Phase 2" environmental study that includes ground borings to make sure there are no underground hazardous materials. Escrow is set to close on February 14, 2011.

#### Agency Loan

The sale price for the property is \$2,000,000. This price comes to less than \$49 per square foot. PSHHC seeks Agency financing for the full purchase price. Closing costs for the transaction, as well as the Phase 2 study, would be paid for by PSHHC. The

requested Agency loan would be secured by a deed of trust recorded against the property in first position.

In an appraisal dated December 13, 2010, Hammock, Arnold, Smith and Company established a value for the three parcels of \$2,200,000, which is \$200,000 higher than the purchase price negotiated by PSHHC. Thus, the Agency loan would be fully secured.

Although PSHHC intends to proceed with proposing a project and beginning the development review process, they are too early in the process to propose a specific project at this time. This purchase is considered to be a "land-banking" acquisition, in order to take advantage of a favorable real estate market for purchasers at this time. As with other land-banking acquisitions funded by the Agency, the Agency's loan agreement will set a timeline for the eventual development by PSHHC of an affordable housing project on the site. Within five years of signing the Agency loan agreement, PSHHC must receive City development approvals for an affordable rental project for low-income households, obtain other needed financing (such as low-income housing tax credits and additional City/Agency funding) and begin construction of the project, or the loan will be due and payable, together with accrued interest at 4.5%. Staff recommends a five-year period for beginning of construction due to the planned use of low income housing tax credits, as the tax credit approval process can sometimes take more than two years.

#### Potential Development

PSHHC intends to diligently pursue development of the property with a rental project for very-low and low-income families. They plan to propose a project of about 45 units. Approximately 30% of the units would have three bedrooms, and the remaining units would have one or two bedrooms. Because PSHHC has long recognized the need to provide residents with education, health and social services, the project would also include community space of about 3,000 square feet.

Once the project receives City development approvals, PSHHC will need to obtain additional permanent and construction financing. They intend to apply for low income housing tax credits as well as additional subsidy from the City in the form of federal HOME funds or additional Redevelopment Agency housing setaside funds. If they get approval for a 45-unit project, the additional City financing is estimated at \$3.6 million (for a total of \$125,000 per unit, including this land loan). However, if the development review process results in fewer units, the City's per-unit subsidy would probably need to be higher. Upon approval of additional City financing, it is anticipated that this acquisition loan will be amended to extend its due date to match that of the additional financing.

#### Affordability Covenant

As with all City and Agency-funded affordable housing projects, an affordability control covenant must be executed and recorded to ensure that the property will be used to provide affordable housing to low income persons.

Benefit to the Central City Redevelopment Project Area (CCRP)

While the site is located outside the CCRP, the project will benefit the CCRP in providing needed rental housing nearby that is affordable to low income households. California Redevelopment Law requires that, in order for Agency Housing Setaside funds to be spent outside the CCRP, the City Council and the Redevelopment Agency must adopt a resolution with certain findings and the determination that the project is of benefit to the CCRP.

Sustainability Impact

Peoples' Self-Help has made a commitment to building its project using sustainable principles, so any eventual development will exceed code requirements regarding energy efficiency.

**BUDGET/FINANCIAL INFORMATION AND CONCLUSION:**

Staff asks that the Finance Committee recommend to the Agency Board approval of the requested loan. This land acquisition would be an important step toward adding to the City's inventory of affordable rental housing for families. At a cost of \$2,000,000, 10% below the appraised value, the land is priced well. Any future project will be carefully reviewed by Agency staff and the Agency Board to make certain that it makes sound financial sense.

The Agency has sufficient Housing Setaside funds to make the requested loan, as shown by the following summary (numbers are approximate for simplicity). The Agency Housing Setaside Fund began Fiscal Year 2011 with reserves of \$6.1 million and estimates tax increment revenue during the year totaling \$2.7 million. Thus, the amount of Housing Setaside Funds available is \$8.8 million. From this amount, the Agency has committed \$360,000 to the Housing Authority for the acquisition of 2941 State, \$300,000 to the Housing Authority for adding two units to its property at 233 W. Ortega, and \$925,000 for the purchase of land on East Canon Perdido by Habitat for Humanity for a future project. This leaves a balance of \$7.2 million. Today the Finance Committee is reviewing requests for Agency funding for two housing projects: this one for \$2 million and 2904 State for \$1,150,000. If the Agency Board approves both of these requests, a balance of approximately \$4 million in Agency Housing Setaside funds will be available for future projects.

The attached letter from PSHHC provides additional information about this funding request as well as their excellent track record with the City, the Agency and other Central Coast communities in providing attractive and successful housing projects.

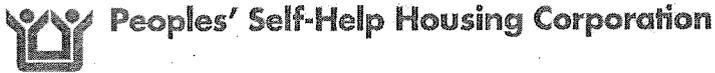
Finance Committee Agenda Report  
Loan To Peoples' Self-Help Housing Corporation For Acquisition Of 510-520 North  
Salsipuedes Street and 601 East Haley Street  
January 11, 2011  
Page 4

**ATTACHMENT:** Letter from Peoples' Self-Help Housing

**PREPARED BY:** Brian Bosse, Housing and Redevelopment Manager / SBF

**SUBMITTED BY:** Paul Casey, Community Development Director / Assistant  
City Manager

**APPROVED BY:** City Administrator's Office



December 3, 2010

Steven Faulstich  
 Housing Programs Supervisor  
 City of Santa Barbara  
 630 Garden Street  
 Santa Barbara, CA 93101

**RE: Request for Funds to Acquire 510, 520 North Salsipuedes and 601 East Haley  
 To Develop Permanent Affordable Rental Housing**

Dear Mr. Faulstich:

This letter is to request a City loan in the amount of \$2,000,000 for the purpose of purchasing a site for land banking. We would use the loan proceeds to purchase properties located at 510, 520 North Salsipuedes and 601 East Haley Street in downtown Santa Barbara. We plan to develop the site into permanent affordable rental housing for lower-income households. PSHHC and the owners of the properties have signed a purchase agreement, and escrow is scheduled to close on or before February 14, 2011, contingent upon receipt of permanent financing from the City of Santa Barbara.

The need for affordable rental housing in Santa Barbara continues to be strongly demanded and under supplied, as demonstrated by high rents, widespread overcrowding, minimal vacancies and high levels of local long distance workforce commuter traffic. In response to this need in the past, with City financing we have acquired and rehabilitated four existing well functioning rental developments in the City: the Victoria Street Bungalows Phase 1 and 2, and the Victoria Hotel, a renovated historical building serving special needs population, and the Milagro de Ladera Apartments, 51 units with community space on Ladera Street. With City financing, we also built Casas las Granadas, the national award winning multi-family property next to the Granada Garage. The acquisition and development of the properties at Salsipuedes & Haley as permanent affordable rental housing would represent Peoples Self Help Housings (PSHHC) fifth partnership with the City of Santa Barbara. While projects have come forward recently in the City to supply Studio and Single Person Room Occupancy sized units, we plan to develop workforce housing for families. 30% of the units would be three bedrooms and the remaining a mix of one and two bedrooms.

**Peoples' Self-Help Housing Corporation**

PSHHC is a private non-profit corporation celebrating its 40th year in providing affordable housing, programs and services to lower-income households. Since 1970, PSHHC has developed over 1100 units of home ownership housing on the Central Coast under the "sweat equity" program, and over 1300 units of affordable rental housing. PSHHC's non-profit affiliate, The Duncan Group, provides property management services for all of the rental properties. We have had an office in the City of Santa Barbara since 1996.

3533 Empleo Street  
 San Luis Obispo, CA 93401  
 Tel: (805) 781-3088  
 Fax: (805) 544-1901  
 E-mail: admin@pshhc.org  
 www.pshhc.org

26 East Victoria Street  
 Santa Barbara, CA 93101  
 Tel: (805) 962-5152  
 Fax: (805) 962-8152  
 E-mail: sboffice@pshhc.org  
 www.pshhc.org

### Salsipuedes & Haley Street - Property & Project Description

The current site consists of 3 separate contiguous parcels totaling 41,099 square feet (APNs 031-222-018, -019 and -021) currently zoned C-M, with substandard structures that were moved on the site in the 1940's. An aerial site photo is attached; however, please note that 601 E. Haley is now vacant.

Relatively few parcels ideal for affordable housing remain and are available in the City, and this transaction represents a scarce opportunity to "landbank" the property ahead of projected increasing land prices likely to occur in the near future. This property is well-sited with respect to close proximity to residential services, amenities and potential employment, which can translate into less and shorter daily traffic trips made by residents, and higher competitiveness to attract equity investment into the community through the Low Income Housing Tax Credit program.

The current land use is underutilized and blighted, and at this sale price represents a good value for providing more well planned affordable housing, beautifying the neighborhood, creating local jobs (estimated at approximately 187 jobs per Federal calculation method) and increased economic activity through the course of the development and life of the project.

At this very preliminary stage, PSHHC proposes to construct approximately 45 new attractive units as well as approximately 3000 square feet of community space, and would plan to exceed Title 24 energy standards in its design by more than 35%. Currently PSHHC is working toward offering a projected unit mix of 14 units at 3-bedroom, 15 units at 2-bedroom, and 16 units at 1-bedroom (with one of the 2-bedroom units to be dedicated to an on-site full time resident manager), however more study will be taking place to ensure project feasibility, and no design work has been completed to date.

### Services

PSHHC delivers much more than high quality, well-managed affordable housing, since recognizing long ago the importance of also providing our residents with the opportunity to access needed education, health and social services in order to stabilize and improve the quality of their lives.

Its very successful programs include a Youth Education Enhancement Program (YEEP) which offers after-school education programs for K-12th grade students at many of our sites. YEEP focuses on improving student literacy, English, and math skills. The program improves grade point averages, sharpens reading and study skills, promotes high school graduation, builds self-esteem, and fosters parent participation in their child's academic life. In addition, the child's learning experience is enhanced by art, music, science, nutrition, financial education, theater and other activities, as well as workshops with guest-speakers and field trips.

Another critical and highly acclaimed PSHHC on-site service is the Supportive Housing Program (SHP), a clinical case management and social services program, which assists residents with gaining access to community services or provides direct "hands-on" assistance. The program's goal is to ensure that all residents, including those who are transitioning live stable, independent lives. All Peoples' Self-Help Housing rental Housing residents are eligible for SHP services. Access to supportive housing services is free, confidential and voluntary. Tenants are encouraged to utilize SHP whenever needed.

### Financing

December 9, 2010

While this request is for land acquisition costs of \$2,000,000, PSHHC will subsequently need to request of the City/RDA for predevelopment and development funds, preliminarily estimated to be an additional \$3,625,000, or \$125,000 per unit total, including the land cost. Other sources of

financing to be leveraged are projected to be Federal Home Loan Bank's Affordable Housing Program funds and permanent private bank financing, as well as 9% tax credit generated investors' equity.

We request that the initial land banking loan of \$2,000,000 be tied to a 5 year time frame for completing the project.

We propose to build 45 units, but in the event this density is not approved we would lower the number of units. If this were to occur the land and other fixed costs would have to be divided by fewer units which would increase the City subsidy request.

**Affordability and Occupancy**

All 45 units (estimated) of the future residential apartments would be targeted to households earning at or below 60% of Area Median Income (AMI). Proposed affordability is currently being analyzed by PSHHC at primarily targeting very low income earning households: 10% of the units at 30% AMI, 20% of the units at 45% AMI, 45% of the units at 50% AMI, and 25% of the units @ 60% AMI, as a starting goal.

**Long-Term Affordability Controls**

PSHHC intends to maintain the development as permanently affordable rentals. It is our understanding that the City will record a Regulatory Agreement which assures long-term affordability, both in terms of occupancy and rent levels. Additionally, the anticipated use of Low Income Housing Tax Credit program for financing would require a minimum 55-year affordability restriction recorded on title.

**Property Management**

PSHHC intends to utilize The Duncan Group, a 501(c)(3) non-profit affiliate, to provide property management and supportive services to the Development upon close of escrow. The Duncan Group currently manages over 1300 units of affordable rental housing throughout Santa Barbara, Ventura and San Luis Obispo Counties. A resume of The Duncan Group is attached as Exhibit D.

**Relocation requirements**

We will follow all City, State and federal relocation guidelines for the current tenants of the property.

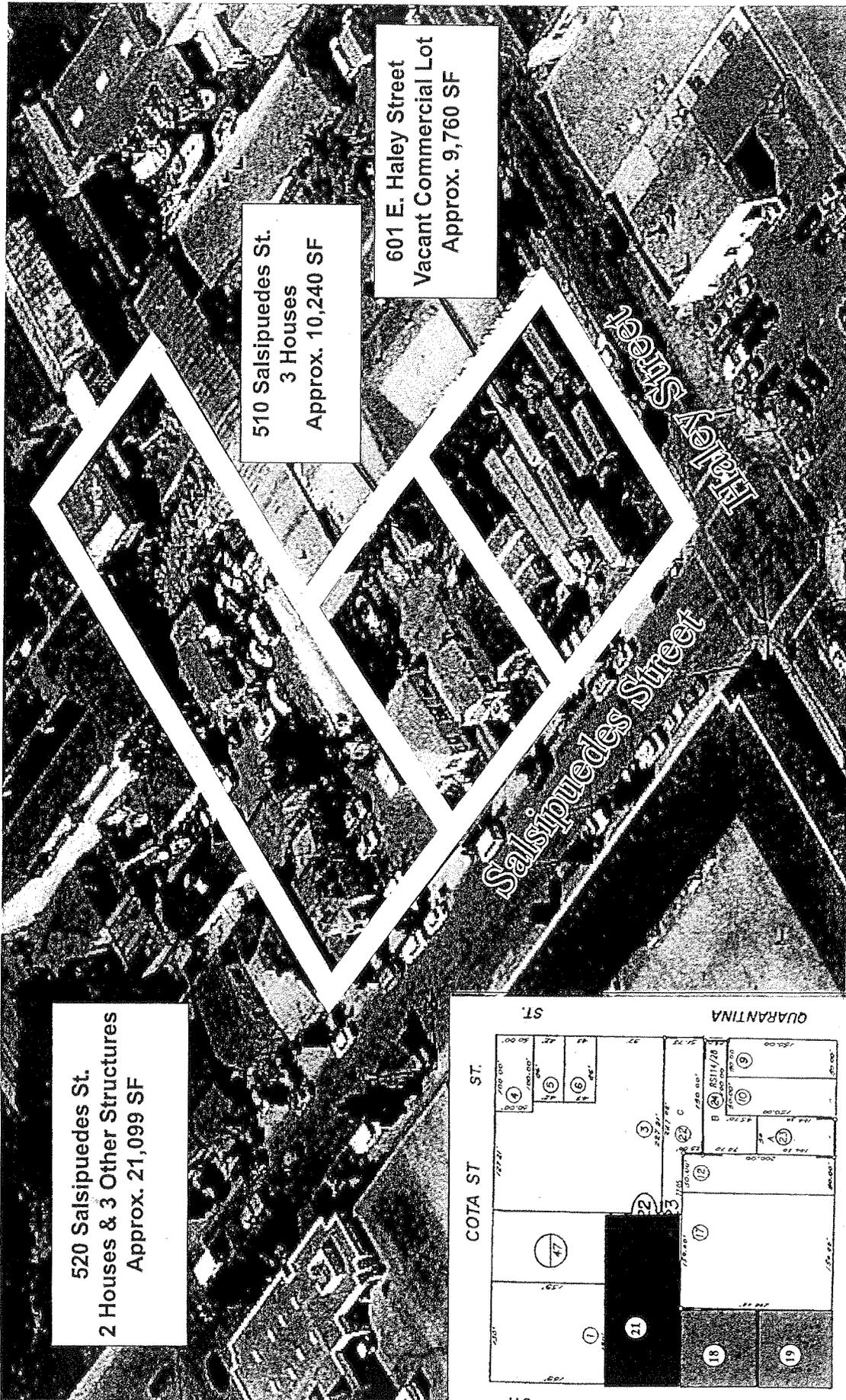
We look forward to working with you on this development. Should you have any questions or require additional information, please do not hesitate to contact us.

Sincerely,



Jeanette Duncan  
Executive Director

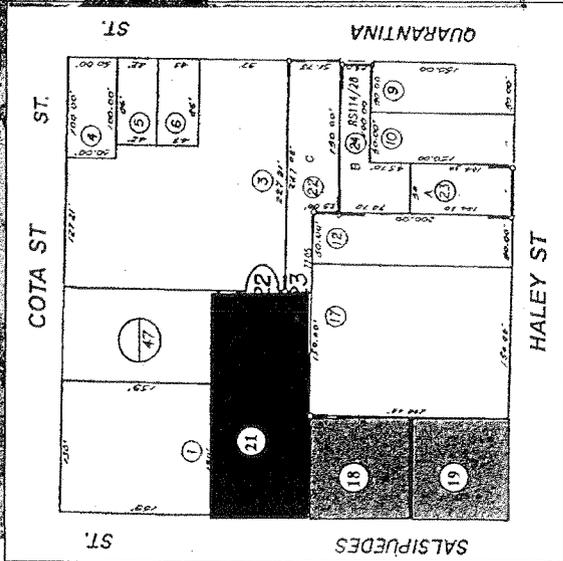
ATTACHMENT: Aerial photo of the property.



520 Salsipuedes St.  
2 Houses & 3 Other Structures  
Approx. 21,099 SF

510 Salsipuedes St.  
3 Houses  
Approx. 10,240 SF

601 E. Haley Street  
Vacant Commercial Lot  
Approx. 9,760 SF



CITY OF SANTA BARBARA

**ORDINANCE COMMITTEE MEETING**

MEETING AGENDA

DATE: January 11, 2011  
TIME: 12:30 p.m.  
PLACE: Council Chambers

Bendy White, Chair  
Grant House  
Frank Hotchkiss

Office of the City  
Administrator

Office of the City  
Attorney

Lori Pedersen  
Administrative Analyst

Stephen P. Wiley  
City Attorney

**ITEMS FOR CONSIDERATION**

**Subject: Medical Marijuana Dispensary Ordinance – Dispensaries Permitted Under The City’s March 2008 Dispensary Ordinance**

Recommendation: That the Council Ordinance Committee review a draft uncodified revision to the City’s “Medical Marijuana Storefront Dispensary Ordinance” and make a recommendation to City Council for the possible introduction and adoption of the proposed draft Ordinance relating to those dispensaries previously permitted under the City’s March 2008 ordinance.



# CITY OF SANTA BARBARA

## ORDINANCE COMMITTEE AGENDA REPORT

**AGENDA DATE:** January 11, 2011

**TO:** City Council Ordinance Committee

**FROM:** City Attorney's Office

**SUBJECT:** Medical Marijuana Dispensary Ordinance – Dispensaries Permitted Under The City's March 2008 Dispensary Ordinance

### RECOMMENDATION:

That the Council Ordinance Committee review a draft uncodified revision to the City's "Medical Marijuana Storefront Dispensary Ordinance" and make a recommendation to City Council for the possible introduction and adoption of the proposed draft Ordinance relating to those dispensaries previously permitted under the City's March 2008 ordinance.

### DISCUSSION:

On March 25, 2008, the City Council adopted City Ordinance No. 5449 to enact and codify Santa Barbara Municipal Code Chapter 28.80 as the City's first comprehensive zoning scheme to regulate the location and permitting of storefront medical marijuana dispensaries. The City's enactment of SBMC Chapter 28.80 was in response to the statewide voter approval of Prop 215 in November 1996 (now state Health & Safety Code §11362.5 – the "Compassionate Use Act") along with the state Legislature's adoption of the state Medical Marijuana Program Act (Health & Safety Code §§11362.7 -11362.83 – the "MMPA") in the fall of 2003 - both of which have been interpreted by the State Attorney General's office to allow the operation of local storefront dispensaries by "primary caregivers" to provide medical marijuana to "qualified patients" under certain very limited circumstances.

Specifically, in written Guidelines promulgated in August 2008, the state Attorney General's office interpreted Prop 215 and the MMPA as follows:

"Under California law, medical marijuana patients and primary caregivers may 'associate within the state of California in order to collectively or cooperatively to cultivate marijuana for medical purposes.' (§11362.775) The following guidelines are meant to apply to qualified patients and primary caregivers who come together to collectively or cooperatively cultivate physician-recommended marijuana."

Later in the August 2008 Guidelines, the Attorney General's office states that the use of storefront dispensaries by a collective or cooperative may, under some circumstances, be lawful as follows:

**“Storefront Dispensaries.** Although medical marijuana “dispensaries” have been operating in California for years, dispensaries, as such, are not recognized under the law. As noted above, the only recognized group entities are cooperatives and collectives. (§11362.775.) [However] It is the opinion of this Office that a properly organized and operated collective or cooperative that dispenses medical marijuana through a storefront may be lawful under California law ...”

Given the state law context, the Attorney General's 2008 express recognition that some medical marijuana dispensaries may be lawful, and with the appearance of several storefront dispensaries within the City in late 2007 and 2008, the City elected to enact local zoning regulations to limit the non-residential locations where medical marijuana dispensaries would be allowed and to establish day-to-day operational and security requirements for such dispensaries – all in an effort to minimize some of the potentially negative collateral impacts which are often associated with these dispensaries. Ultimately, under the City's initial March 2008 Ordinance, three collective/cooperative entities obtained City land use permits to open and operate storefront dispensaries – provided that they operate in accordance with the state MMPA and Prop 215. These City permitted storefront dispensaries are as follows: 1. the Santa Barbara Patients' Collective Health Cooperative (500 N. Milpas), 2. the Greenlight Dispensary (631 Olive Street), and 3. Pacific Coast Collective (300 N. Milpas.)

However, in late 2009 and early 2010, it became apparent there was a public concern that, among other things, the City's March 2008 dispensary ordinance did not limit the number of local collectives/cooperatives which could obtain a City dispensary permit. In response, the Council requested the Council Ordinance Committee to hold public hearings to consider amendments to the March 2008 ordinance. Ultimately, SBMC Chapter 28.80 was revised by the City Council in June 2010 to impose a maximum limit of three permitted dispensary locations within the entire City, including those existing dispensary locations which had been permitted under the 2008 ordinance.

In addition, the June 2010 ordinance extensively revised the locations within the City where dispensaries could be permitted by establishing five separate and geographically dispersed areas for allowed dispensaries and by expressly limiting dispensaries to certain block faces within each of those five areas and by not allowing more than one dispensary in each area. These limitations had the effect of making two of the dispensaries permitted under the March 2008 Ordinance (500 N. Milpas and 631 Olive Street) non-conforming locations. Finally, the June 2010 ordinance required any nonconforming dispensary to either move to a permitted location (by obtaining a new permit for that location) or to shut down the previously permitted dispensary within six months of the adoption of the June 2010 ordinance.

This final requirement – that certain permitted dispensaries now be required to close within six months - resulted in federal court litigation against the City claiming that the June 2010 ordinance provision violates the federal constitutional rights of the two permitted dispensary operators directly impacted by this closure requirement; that is, by virtue of the Fifth and Fourteenth Amendments to the U.S. Constitution, these operators have claimed that, having made a substantial investment in obtaining a City dispensary permit and having undertaken the extensive property improvements required by the City in order to open a dispensary, they have acquired a fundamental vested property right to continue in operation as a pre-existing legal nonconforming use. In effect, they claim that any City mandate that they cease operation would now constitute a “taking” of their property rights without just compensation and, as well, would constitute a violation of their substantive “due process” and “equal protection” rights under the federal constitution.

Recently, in ruling on a motion for a preliminary injunction filed by one of the nonconforming dispensary operators (500 N. Milpas), the federal district court judge assigned to hear both lawsuits against the City made it clear that he, at least preliminarily, is inclined to agree with the plaintiffs that the City's June 2010 ordinance requirement that these two dispensaries close within six months is an apparent violation of due process rights. At one point in his written ruling on the motion for a preliminary injunction against the City, the judge states as follows:

“Along such lines, California courts have recognized that the “hardship and doubtful constitutionality of compelling the immediate discontinuance of nonconforming uses.” *San Diego County v. McClurken*, 234 P.2d 972, 975 (Cal. 1951). For this reason, zoning ordinances “customarily exempt existing land uses (or amortize them over time) to avoid questions as to the constitutionality of their application to those uses.” *Calvert v. County of Yuba*, 145 Cal.App.4<sup>th</sup> 613, 625 (2006). “A zoning ordinance which requires the discontinuance forthwith of a nonconforming use existing when the ordinance was adopted is a deprivation of property without due process of law unless the use is a public nuisance.” *McCaslin v. City of Monterey Park*, 163 Cal.App.2d 339 (1958).”

Later in his decision, the District Court judge also makes it clear that his conclusion that the City's six month closure requirement is an apparent “due process” violation is closely related to the fact that the June 2010 ordinance establishes such a limited number of permissible dispensary locations within the City (i.e., no more than three) and that this number includes existing nonconforming dispensaries which were previously permitted but not forced to move to a new location. In ruling in favor of the plaintiffs on their motion, the District Court issued a preliminary injunction which orders the City to refrain from any effort to shut the 500 N. Milpas dispensary down, at least pending a full trial of their lawsuit and the City prevailing in the litigation.

In conclusion, it is the recommendation of the City Attorney's office that the City acknowledge the District Judge's ruling on this motion and accept that he is not likely to change his conclusions regarding the constitutional precedents applicable to the June

2010 ordinance's application to these two previously permitted dispensaries. As a result, in our view, it would be appropriate for the Committee to forward this draft ordinance to the full Council and for the City Council to duly consider amending the City's present dispensary ordinance to acknowledge that the two dispensaries permitted under the March 2008 ordinance (but which are located at locations not now allowed) may continue as pre-existing nonconforming uses.

Nothing in this change, however, would allow these dispensaries (or any dispensary within the City) to operate in a manner contrary to Prop 215 or the state Medical Marijuana Program Act or allow the distribution of marijuana to persons not entitled to its use under state law or allow the for-profit distribution of medical marijuana. Further, as a nonconforming use, these dispensaries would still be subject to the City's existing Municipal Code requirement that any nonconforming use which ceases operation for a continuous period of more than thirty days would lose its legal nonconforming status.

**ATTACHMENT:** Draft Ordinance – Dated as of January 11, 2011

**PREPARED/SUBMITTED BY:** Stephen P. Wiley, City Attorney

**APPROVED BY:** City Administrator's Office

**ORDINANCE COMMITTEE DRAFT  
JANUARY 11, 2011  
SPW**

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE COUNCIL OF THE  
CITY OF SANTA BARBARA AMENDING THE  
MUNICIPAL CODE TO ESTABLISH REVISED  
REGULATIONS FOR THOSE STOREFRONT  
MEDICAL MARIJUANA DISPENSARIES  
PERMITTED UNDER CITY ORDINANCE NO.  
5449 AS ADOPTED ON MARCH 25, 2008.**

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

**SECTION ONE. Dispensaries Permitted Under City Ordinance No.**

**5449.** Notwithstanding Section Two of City Ordinance No. 5526, as adopted on June 29, 2010 and Santa Barbara Municipal Code section 28.80.050, those dispensaries which are being operated in a manner consistent with state law and which were permitted by the City under City Ordinance No. 5449 (as adopted by the City Council on March 25, 2008) may, despite a non-conforming location, remain as a legal non-conforming use at such permitted locations provided that:

1. the day-to-day operation of the dispensary is consistent with dispensary operational requirements of Chapter 28.80, as such requirements were enacted by City Ordinance No. 5449, and;
2. the operation of the dispensary is not discontinued for a period of time in excess of thirty (30) consecutive days.

**SECTION TWO.** To the extent applicable, those portions of Santa Barbara Municipal Code Chapter 28.80 not inconsistent with this ordinance shall remain in full force and effect with respect to those dispensaries permitted and allowed by Santa Barbara Municipal Chapter 28.80 (as presently codified) and City Ordinance No. 5526.



Agenda Item No. \_\_\_\_\_

File Code No. **410.01**

# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** January 11, 2011

**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, 2011.

### **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, 2011.

**ATTACHMENT:** January 2011 Service Awards

**SUBMITTED BY:** Marcelo A. López, Administrative Services Director

**APPROVED BY:** City Administrator's Office

**JANUARY 2011 SERVICE AWARDS**

January 11, 2011, Council Meeting

**5 YEARS**

Grant House, City Councilmember, Mayor and City Council  
Tom Shapiro, Assistant City Attorney I, City Attorney's Office  
Lenori Cassidy, Senior Plans Examiner, Community Development  
Elizabeth Sorgman, Senior Plans Examiner, Community Development  
Beth Lazarus, Police Officer, Police  
Allan Goldman, Facilities Maintenance Supervisor, Public Works  
Eduardo Castillo, Water Distribution Operator I, Public Works  
Matt Sanchez, Water Distribution Operator Technician, Public Works  
Jasper Allan, Wastewater Treatment Plant Operator II, Public Works  
Mark Smith, Wastewater Treatment Plant Operator II, Public Works  
Thomas Welche, Wastewater Treatment Plant Chief, Public Works  
Jace Turner, Senior Librarian, Library

**10 YEARS**

Ed Cateriano, Building Inspector, Community Development  
Michael Claytor, Police Officer, Police  
Mark Corbett, Police Officer, Police  
Alma Chaidez, Library Assistant, Library

**15 YEARS**

Carl Kamin, Police Officer, Police

**20 YEARS**

Greg Quimby, Wastewater Treatment Plant Operator I, Public Works

**25 YEARS**

Jaycee Hunter, Police Officer, Police  
Janet Sackett, Administrative Specialist, Parks and Recreation

**30 YEARS**

Jose Ruiz, Water Treatment Plant Operator, Public Works  
Judith Savage, Librarian II, Library

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE COUNCIL OF THE CITY OF  
SANTA BARBARA ADOPTING THE 2010-2012  
MEMORANDUM OF UNDERSTANDING BETWEEN THE  
CITY OF SANTA BARBARA AND THE SANTA BARBARA  
POLICE MANAGEMENT ASSOCIATION

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 Management Association entered into as of July 1, 2010 and attached hereto and incorporated herein by reference as Exhibit "A" is hereby adopted.

SECTION 2. During the term of the agreement, the City Administrator is hereby authorized to implement the terms of the Memorandum of Understanding between the City of Santa Barbara and the Santa Barbara Police Management Association without further action by the City Council, unless such further action is explicitly required by state or federal law. This authorization shall include, but not be limited to, the authority to implement employee salary increases and publish changes to the salary schedule(s) adopted with the annual operating budget.

**CITY OF SANTA BARBARA  
AND  
SANTA BARBARA POLICE MANAGEMENT  
ASSOCIATION**

***MEMORANDUM OF UNDERSTANDING***  
**JULY 1, 2010 THROUGH JUNE 30, 2012**

**MEMORANDUM OF UNDERSTANDING  
BETWEEN  
THE CITY OF SANTA BARBARA  
AND THE  
SANTA BARBARA POLICE MANAGEMENT ASSOCIATION**

THIS AGREEMENT, SIGNED ON \_\_\_\_\_, IS ENTERED INTO AS OF JULY 1, 2010, BETWEEN THE CITY OF SANTA BARBARA, HEREINAFTER REFERRED TO AS THE "CITY," AND THE SANTA BARBARA POLICE MANAGEMENT ASSOCIATION, HEREINAFTER REFERRED TO AS THE "ASSOCIATION."

Pursuant to Section 3.12 of the Municipal Code of the City of Santa Barbara and Section 3500 et. seq. of the Government Code, the duly authorized representatives of the City and the duly authorized representatives of the Association, having met and conferred in good faith concerning wages, hours, and terms and conditions of employment of Unit employees, declare their agreement to the provisions of this Memorandum of Understanding.

**FOR THE CITY:**

**FOR THE ASSOCIATION:**

\_\_\_\_\_  
Kristine Schmidt  
Employee Relations Manager

\_\_\_\_\_  
Doug Kresky  
Association President

\_\_\_\_\_  
Frank Mannix  
Deputy Police Chief

\_\_\_\_\_  
James Pflieger  
Police Lieutenant

\_\_\_\_\_  
Michael Pease  
Budget Manager

\_\_\_\_\_  
David Whitham  
Police Lieutenant

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**1. Scope of Representation**

The Association represents the following management job classifications:

Police Lieutenant  
Police Captain

**2. Base Salaries**

- A. Base salary ranges for each classification will remain unchanged during the term of the agreement.
- B. During the term of the agreement, the existing ability of the Police Chief to recommend merit increases for eligible employees will not be changed. The intent of this section is that the Police Chief not be directed to reduce or eliminate merit increases during the term of the agreement based on economic conditions.

**3. Compensation Analysis**

Beginning no later than April 1, 2010, the parties will meet and confer in order to attempt to reach agreement about the position of Police Captain and Police Lieutenant compensation within the labor market and within the organization for purposes of discussion during labor negotiations for a successor agreement. This shall include examining:

- 1. Compaction Data: Internal compensation relationships between the City's management and non-management classifications.
- 2. Labor Market Data:
  - i. The relative position of City of Santa Barbara's police management compensation within the applicable public sector labor market, and
  - ii. The compensation differentials between comparable management and non-management classifications within the same labor market.

**4. Unpaid Furlough**

- A. Employees will be subject to an unpaid furlough of 55 hours during the July 2010 through June 2011 fiscal year, and 90 hours during July 2011 through June 2012 fiscal year under the same procedures applicable to other management employees, except as otherwise indicated in this agreement.
- B. All employees will participate in the Pay Mitigation Plan. Employee base pay will be reduced in an equal amount over 40 pay periods beginning on December 4, 2010. For example: 55 hours + 90 hours = 145 hours divided by 40 pay periods = 3.625 hours per pay period.
- C. Upon the written request of the employee to the Payroll Office prior to January 13, 2011, an employee may substitute time that was taken off of work after July 1, 2010, but prior to ratification of this Agreement using the employee's own paid vacation or holiday balances with furlough hours for the July 2010 through June 2011 fiscal year. The employee's paid leave will be restored to the employee's leave banks.

**5. Overtime**

Overtime will be accrued only when assigned by the Police Chief to emergency duty, disasters, mutual aid, or similar situations. Overtime will be accrued or paid out at the rate of time and one-half.

**6. Educational Incentive (POST) Pay**

Employees will receive advanced Police Officers Standards and Training (POST) pay in the same amount, and under the same conditions, as established for police sergeants under their labor agreement in effect at the time.

**7. Spanish Language Premium Pay**

Employees who establish proficiency in Spanish to the satisfaction of the Police Chief and the Human Resources Manager will be eligible for Spanish language premium pay in the same amount, and under the same conditions, as established for police officers under their labor agreement in effect at the time.

**8. Uniform Allowance**

Employees will receive a uniform allowance in the same amount, and under the same conditions, as established for a Police Officer under their labor agreement in effect at the time.

**9. Cafeteria Plan Contribution**

- A. Employees will receive a monthly contribution to the cafeteria plan for the purchase of health and welfare benefits and/or optional cash-out. The cafeteria plan contribution will be \$1,560.00 per month.
- B. Information about the benefits available and their cost will be distributed to all employees at the beginning of each benefit year (i.e. calendar year).
- C. The City retains full and complete control over the selection, approval and administration of the City's group insurance program.
- D. The benefits will be subject to the following rules:
  - 1) Benefit selections must be made prior to the beginning of each benefit year. Employee changes in benefit plan selections, such as adding or deleting coverage and/or dependents, may only be made in accordance with Section 125 of the Internal Revenue Code and City policy.
  - 2) All benefits selected from the cafeteria plan must be paid for in full from the maximum benefit provided except when the maximum is insufficient to cover all insurance coverage selected. In such cases, the premium amount not funded by the City-provided benefit will be paid through an employee deduction applied against the medical premiums.
  - 3) No unexpended dollar amounts associated with selected benefits may be disbursed to a terminating employee.
  - 4) All benefit selections are subject to State and Federal rules, regulations, and laws regarding employee benefits and tax status. No guarantee is made regarding the tax-exempt status of any and all benefits presented or selected.
  - 5) Employees will be eligible for benefits coverage and the monthly cafeteria plan contribution, on the first day of the month following their hire date.

**10. Domestic Partnership Benefits**

The cafeteria plan allowance can be used toward same sex and opposite sex domestic partner dependent coverage under the medical, dental, and vision plans, and any other plan where such coverage is allowed. In order to receive this benefit, domestic partners must be registered with the City Clerk's Office and/or the Secretary of State of California, and the employee must provide proof of registration. The affected employee(s) will be responsible for all tax consequences of this benefit.

Additionally, Domestic Partners who are registered with the City Clerk's Office and/or the Secretary of State of California are treated the same as spouses under all City policies related to employees' families.

**11. Life Insurance**

Life Insurance will be provided equal to an amount of one times annual salary. An equal amount will be provided for accidental death and dismemberment (ADD) coverage. This amount will not be counted against the cafeteria plan allowance.

**12. Long Term Disability**

Each employee will receive City-paid coverage under a long term disability insurance program. This amount will not be counted against the cafeteria plan allowance.

**13. Short Term Disability**

Employees will be eligible to participate in an optional Short-term Disability plan at their own cost.

**14. Accident/Critical Illness Insurance**

Employees will be eligible to participate in an optional Supplemental Accident and Critical Illness insurance plan at their own cost.

**15. Tax-Qualified Expense Accounts**

The City will continue to offer several tax-qualified arrangements to allow employees to set aside money to pay for eligible expenses on a pre-tax basis. These include:

- Medical Flexible Spending Account
- Dependent Care Account

**16. Vacation**

A. Employees will accrue vacation as follows:

|     |         |             |
|-----|---------|-------------|
| 0-2 | 15 Days | (120 hours) |
| 3-5 | 20 Days | (160 hours) |
| 6-7 | 25 Days | (200 hours) |
| 8+  | 28 Days | (224 hours) |

B. The normal maximum vacation accrual will be 352 hours (44 days). A employee whose vacation balances exceed the maximum accrual of 352 hours will not be eligible to accrue further vacation until such time as the employee has reduced his or her accrued leave balances through time off, catastrophic leave donation, or buy-back, to below the maximum accrual. There is no retroactive grant of vacation compensation for the period of time the vacation compensation was at the cap.

- a. Effective upon ratification of this Agreement, the maximum vacation accrual will be temporarily increased by 40 hours, to 392 hours, until June 30, 2012. Thereafter, each employee must reduce his/her accrued vacation balance to 352 hours with 3 months or cease accruing additional vacation until such time as the vacation balance is again below the 352 hour maximum accrual.

C. The maximum vacation accrual may be waived if scheduled vacations are cancelled by the City for emergencies or cancelled by the employee due to the illness, injury, or personal emergency. The employee will submit to the City Administrator, via the Department Head, a memo requesting approval for the accrual beyond the maximum. The City Administrator may establish a deadline by which the employee must reduce the vacation accrual to at or below the maximum, or be subject to the accrual discontinuance as outlined in Section B, above.

**17. Vacation Cash-Out**

The annual vacation cash out shall be suspended for all bargaining unit employees in fiscal year 2011 and fiscal year 2012, with the following exception:

- a. Special Cash-Out: The following employees will be eligible to cash out a maximum of 20 hours in Fiscal Year 2011 and 20 hours in Fiscal Year 2012: David Whitham, Rafael Molina, Douglas Kresky, and Paul McCaffery.

**18. Vacation & Sick Leave Advanced Credit Upon Hire**

- A. An employee who is appointed from outside City of Santa Barbara government service within one (1) year of leaving employment with either the City of Santa Barbara or another city, county, state agency, federal agency or special district and who, in the opinion of the Human Resources Manager, possesses government experience directly related to the position to which he or she has been appointed, may be offered credit for years of prior service with the City of Santa Barbara and/or his or her immediate previous government employer in the following ways:
  - i. Vacation Accrual: At the discretion of the Human Resources Manager, the employee may be offered credit for up to the total number of prior full years of service at the City of Santa Barbara and/or his or her immediate previous government employer toward the initial vacation accrual rate. The employee will not be eligible to progress to a higher accrual rate until employee has the normal required minimum amount of City of Santa Barbara service for that accrual rate.
  - ii. Sick bank: At the discretion of the Human Resources Manager, the employee may be credited with up to 96 hours of sick leave. Thereafter, employee will accrue sick leave at the normal rate.
- B. A former City of Santa Barbara employee reemployed within one year under Santa Barbara Municipal Code Section 3.16.320 will automatically qualify for the full vacation accrual credit under (i), above, for his or her prior City of Santa Barbara service. However, under no circumstance will prior accrued vacation balances cashed out to the employee upon termination be reinstated.

**19. Holidays**

Employees shall accrue 4.33 hours of holiday leave each biweekly pay period (24 pay periods). Said hours shall be credited to the employee's Holiday Bank.

- 1. The following days are included in the Holiday Bank:
  - January 1st (New Year's Day)
  - 3<sup>rd</sup> Monday in January (Martin Luther King Jr.'s Birthday)
  - 3rd Monday in February (President's Day)
  - Last Monday in May (Memorial Day)
  - July 4th (Independence Day)
  - 1st Monday in September (Labor Day)
  - 4th Thursday in November (Thanksgiving)
  - The Friday immediately following Thanksgiving Day
  - December 25th (Christmas Day)
- 2. Four additional days (32 hours) each fiscal year are included in the holiday bank and may be designated by the employee as holidays

**20. Management Leave**

- A. Full-time regular employees designated as being exempt from the overtime provisions of the Fair Labor Standards Act will be eligible for management leave, subject to the Police Chief's approval.
- B. Each eligible management employee is awarded management leave for the fiscal year as follows:
  - Employees on the payroll July 1 (inclusive) 40 hours
  - Employees hired between July 2 and October 1 (inclusive) 30 hours
  - Employees hired between October 2 and January 1 (inclusive) 20 hours
  - Employees hired between January 2 and April 1 (inclusive) 10 hours
- C. An employee on a Leave of Absence without Pay on July 1st will receive the Management Leave hours (prorated) when s/he returns to work
- D. The Police Chief may grant additional paid Management Leave to each eligible management employee during the year. The amount of additional paid leave, if any, will be subject to discretion of the Police Chief.
- E. Management Leave is scheduled like vacation.
- F. Management Leave is not related to hours worked nor subject to accrual, and may not be carried over beyond the end of the fiscal year. Upon resignation or termination, an employee will not be entitled to any payout of management leave.
- G. Administration of Management Leave is subject to the discretion and approval of the Police Chief. Final resolution of any disputes arising with regard to Management Leave will rest with the City Administrator.

**21. Sick Leave**

Sick leave allowance will accrue at the rate of 8 hours per month.

**22. Non-Replenishable Sick Leave**

- A. After five (5) years of continuous service, an employee may accumulate additional "non-replenishable" sick leave at the rate of sixteen (16) hours at full salary for each additional year of continuous service.
- B. The maximum accumulation is two hundred and forty (240) hours and is not replenishable.
- C. Non-replenishable sick leave hours may only be used after the employee's entire regular sick leave bank is exhausted.

**23. Catastrophic Leave**

Employees will be eligible to donate vacation time to the applicable leave banks of full-time and part-time employees who are incapacitated due to a catastrophic illness or injury or who must care for a spouse or child who has a catastrophic illness or injury under the Management Catastrophic Leave Policy.

**24. Leaves of Absence**

- D. Employees may request a medical leave of absence of up to one year under the City's FMLA/CFRA Family Medical Leave Policy, the Leave without Pay (Medical Reasons) Policy, the Maternity Leave Policy, and/or the Parental Leave Policy.

- E. The City Administrator may grant an extra leave of absence, in addition to that provided under the various sick leave policies to an employee who has been continuously employed by the City for five (5) years or more. When all sick leave has been exhausted, the employee can make a request, in writing, for extra leave and attach a report from his/her medical doctor stating the extent of the illness and the approximate time required for recovery. If approved the request shall be based on the following schedule:

| Service in Years (active & continuous): | Maximum # of Months of Extra Leave Allowable: |
|---|---|
| 5- 10                                   | 3   |
| 10-15                                   | 6 (including the 3 above)                     |
| 15-20                                   | 9 (including the 6 above)                     |
| 20 +                                    | 12 (including the 9 above)                    |

During such period of extra leave, the employee shall receive an amount equal to 50% of his/her regular salary (MC 3.08.210).

- F. Non-Medical Leave: Employees may also request a personal leave of absence of up to one year for non-medical reasons under the City's Leave of Absence without Pay (Non-medical reasons) Policy. A sabbatical may constitute a reason for a leave of absence. An approved leave of absence without pay will not constitute a break in continuous service.

**25. PERS Retirement**

- A. Employees will be covered under the Police Safety contract under the Public Employees' Retirement System (PERS) with a 3% at age 50 benefit formula.
- B. The City will continue to contribute the entire employee's portion of the PERS contribution rate on behalf of bargaining unit members. All such sums as required by law, but in no case less than 9%, shall be credited to the individual member's account.
- C. The City shall report the value of Employer Paid Member Contributions (EPMC) to PERS as compensation earnable pursuant to Government Code Section 20636(c)(4).
- D. Employees will also have the option, at their own expense, to receive PERS service credit for any military service time or other service time eligible for service credit purchase under the PERS Police Safety plan.

**26. Deferred Compensation**

In addition to the City's retirement plans, employees may elect to participate in a tax-qualified Section 457 government defined contribution retirement program.

**27. Service Credit For Sick Leave Upon Retirement**

- A. At the time of retirement, the City purchases an annuity for the retiring employee that pays a monthly benefit similar to the PERS amendment that provides service credit for sick leave.
- B. The following conditions apply to this benefit:
  1. In order to qualify for service credit for sick leave upon retirement, the retiring employee must have at least 500 sick leave hours;
  2. The conversion rate of 0.004 years of service credit for each day of sick leave is utilized;
  3. The retiring employee may take the cash purchase value of the annuity in lieu of the monthly annuity;
  4. 90% PERS retirement limit

- a. Prior to the date of ratification of this Agreement, safety group members who obtain 90% of final compensation upon retirement are not eligible for this benefit. All safety group PERS contract evaluations limit a safety member's maximum annual pension to no more than 90% of final compensation regardless of the length of service and this benefit carries the same restriction. This provision is not intended to provide a benefit when a similar benefit would not be available from PERS under the service credit for sick leave contract amendment.
  - b. Effective upon ratification of this Agreement, employees who are eligible to receive an annuity under this program shall no longer be subject to reduction of that annuity based on the 90% PERS retirement limit. This shall not apply to any employee who was already subject to a reduced annuity as of the date of ratification of the Agreement.
5. If the City amends its PERS Police contract evaluation to include service credit for sick leave upon retirement, employees will be included in that PERS contract amendment and the annuity program will be discontinued.

**28. Retiree Medical Insurance Contribution**

- A. This provision is applicable to employees who retire from City service and
  - 1. Have 10 or more years of classified or unclassified service; or
  - 2. Retire from the City with an industrial disability retirement.
- B. The City will contribute \$10.50 per month, per year of service, toward the purchase of retiree medical insurance, up to a maximum of 35 years (i.e. \$315 per month).
- C. The retiree is not limited to the purchase of a City sponsored plan, provided however, that if the retiree purchases another insurance plan, the retiree must supply the City with adequate proof of insurance coverage prior to any contribution from the City. Proof of such coverage will be provided to the City on a periodic basis, as reasonably determined by the City.
- D. The City will continue to make its contribution until the retiree reaches age 65 or dies, whichever occurs first, provided however, that if the retiree dies before reaching the age of 65 and there is a surviving spouse or registered domestic partner, the City's contribution will cease when the retiree would have reached 65. Thereafter, the spouse may remain on the insurance plan, at his/her cost, subject to the conditions set forth by the insurance company.

**29. Educational Reimbursement Programs**

The Citywide Educational Reimbursement Policy and the Management Master's Degree Program were suspended effective July 1, 2009. Employees will not be eligible for these benefits until such time as the program has been reinstated by the City Administrator Citywide.

**30. Layoff and Rehire**

- A. In cases of the abolition of a position which results in the layoff of personnel or reduction in force, the individual with the least time in classification will be the first laid off.
- B. Where individuals possess equal time in classification, total time with the Santa Barbara City Police Department will be used to determine seniority.
- C. The individual affected will have the right to "bump" downward to the next lower sworn classification such that the last hired employee in the lowest sworn rank will be the first employee laid off.
- D. Rehiring will be accomplished pursuant to Municipal Code Section 3.16.350.

**31. City Rights**

- E. The City shall retain, whether exercised or not, solely and exclusively, all express and inherent rights and authority pursuant to law, except to the extent such authority is explicitly waived by the express terms of this agreement.
- F. The City's rights shall include the right to determine the level of, and the manner in which, the City's activities are conducted, managed, and administered. The Association recognizes the exclusive right of the City to establish and maintain rules and procedures for the administration of its departments. Such rights include, but are not limited to, the exclusive right to: determine the mission of its constituent departments, commissions and boards; set standards of service; determine the procedures and standards of selection for employment and promotion; direct its employees; take disciplinary action; relieve its employees from duty because of economic reasons or for cause as provided in Section 1007 of the City Charter; maintain the efficiency of governmental operations; determine the methods, means and personnel by which government operations are to be conducted; determine the content of job classifications; take all necessary actions to carry out its mission in emergencies; and exercise complete control and discretion over its organization and the technology of performing its work.
- G. The Association recognizes that the City Administrator retains, whether exercised or not, exclusive management decision-making authority over matters within the rights of the City.
- H. The Association recognizes that all bargaining unit members are "unclassified" employees as that term is defined in Article X of the City Charter.

**32. Reopeners**

- A. The Association may request to reopen negotiations no sooner than April 1, 2011 and no later than May 15, 2011 with the limited purpose of determining whether, due to a significant change in the City's economic situation, employees should be subject to a reduced furlough in Fiscal Year 2012.
- B. The Association may also request to reopen negotiations no sooner than September 1, 2011 and no later than September 30, 2011 with the limited purpose of determining whether employees should be eligible for an increase to the cafeteria plan allowance effective in January 2013.
- C. Such negotiations shall not delay the implementation of the Fiscal Year 2012 furlough or cafeteria plan year as planned, however the amount may later be adjusted based on the outcome of the negotiations.

**33. Term, Waiver, and Severability**

- A. The term of this agreement shall be twenty four (24) months commencing July 1, 2010 and ending at midnight on June 30, 2012. The term of this agreement may be extended by mutual agreement.
- B. The Association acknowledges that it had the unlimited right to bargain with regard to issues within the scope of representation. For the term of this Agreement, unless otherwise provided in this Agreement, the City shall not be further obligated to meet and confer. All terms and conditions of employment not covered by this agreement shall continue to be subject to the City's direction and control.
- C. If any provision of this Agreement is declared by judicial authority to be unlawful, unenforceable, or not in accordance with applicable provisions of state, federal or local laws or regulations, such part of the provision will be suspended and superseded by the applicable law or regulation and

the remainder of this Agreement shall remain in full force and effect for the duration of this Agreement.



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** January 11, 2011

**TO:** Mayor and Councilmembers

**FROM:** Accounting Division, Finance Department

**SUBJECT:** Fiscal Year 2011 Interim Financial Statements For The Five Months Ended November 30, 2010

**RECOMMENDATION:**

That Council accept the Fiscal Year 2011 Interim Financial Statements for the Five Months Ended November 30, 2010.

**DISCUSSION:**

The interim financial statements for the five months ended November 30, 2010 (41.7% of the fiscal year) are attached. The interim financial statements include budgetary activity in comparison to actual activity for the General Fund, Enterprise Funds, Internal Service Funds, and select Special Revenue Funds.

**ATTACHMENT:** Interim Financial Statements for the Five Months Ended November 30, 2010

**PREPARED BY:** Rudolf J. Livingston, Accounting Manager

**SUBMITTED BY:** Robert Samario, Finance Director

**APPROVED BY:** City Administrator's Office

**CITY OF SANTA BARBARA**  
**Interim Statement of Revenues and Expenditures**  
**Summary by Fund**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

|  | Annual<br>Budget   | YTD<br>Actual      | Encum-<br>brances  | Remaining<br>Balance | Percent of<br>Budget |
|--|--------------------|--------------------|--------------------|----------------------|----------------------|
| <b>GENERAL FUND</b>                    |                    |                    |                    |                      |                      |
| Revenue                                | 102,064,107        | 33,887,163         | -                  | 68,176,943           | 33.2%                |
| Expenditures                           | 102,269,406        | 42,390,910         | 906,534            | 58,971,962           | 42.3%                |
| <i>Addition to / (use of) reserves</i> | <u>(205,299)</u>   | <u>(8,503,746)</u> | <u>(906,534)</u>   |                      |                      |
| <b>WATER OPERATING FUND</b>            |                    |                    |                    |                      |                      |
| Revenue                                | 34,632,686         | 16,145,010         | -                  | 18,487,676           | 46.6%                |
| Expenditures                           | 35,669,711         | 12,344,016         | 3,097,991          | 20,227,704           | 43.3%                |
| <i>Addition to / (use of) reserves</i> | <u>(1,037,025)</u> | <u>3,800,994</u>   | <u>(3,097,991)</u> |                      |                      |
| <b>WASTEWATER OPERATING FUND</b>       |                    |                    |                    |                      |                      |
| Revenue                                | 14,985,411         | 6,657,960          | -                  | 8,327,451            | 44.4%                |
| Expenditures                           | 18,916,345         | 7,119,511          | 1,588,801          | 10,208,033           | 46.0%                |
| <i>Addition to / (use of) reserves</i> | <u>(3,930,934)</u> | <u>(461,551)</u>   | <u>(1,588,801)</u> |                      |                      |
| <b>DOWNTOWN PARKING</b>                |                    |                    |                    |                      |                      |
| Revenue                                | 6,689,440          | 2,823,022          | -                  | 3,866,418            | 42.2%                |
| Expenditures                           | 7,391,283          | 2,575,486          | 743,938            | 4,071,859            | 44.9%                |
| <i>Addition to / (use of) reserves</i> | <u>(701,843)</u>   | <u>247,535</u>     | <u>(743,938)</u>   |                      |                      |
| <b>AIRPORT OPERATING FUND</b>          |                    |                    |                    |                      |                      |
| Revenue                                | 13,065,477         | 5,744,826          | -                  | 7,320,651            | 44.0%                |
| Expenditures                           | 13,134,132         | 4,744,255          | 654,750            | 7,735,127            | 41.1%                |
| <i>Addition to / (use of) reserves</i> | <u>(68,655)</u>    | <u>1,000,571</u>   | <u>(654,750)</u>   |                      |                      |
| <b>GOLF COURSE FUND</b>                |                    |                    |                    |                      |                      |
| Revenue                                | 2,049,194          | 845,710            | -                  | 1,203,484            | 41.3%                |
| Expenditures                           | 2,060,811          | 898,376            | 113,546            | 1,048,889            | 49.1%                |
| <i>Addition to / (use of) reserves</i> | <u>(11,617)</u>    | <u>(52,666)</u>    | <u>(113,546)</u>   |                      |                      |
| <b>INTRA-CITY SERVICE FUND</b>         |                    |                    |                    |                      |                      |
| Revenue                                | 6,083,553          | 2,029,788          | -                  | 4,053,765            | 33.4%                |
| Expenditures                           | 6,781,899          | 1,816,707          | 956,108            | 4,009,084            | 40.9%                |
| <i>Addition to / (use of) reserves</i> | <u>(698,346)</u>   | <u>213,081</u>     | <u>(956,108)</u>   |                      |                      |

**CITY OF SANTA BARBARA**  
**Interim Statement of Revenues and Expenditures**  
**Summary by Fund**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

|  | <u>Annual<br/>Budget</u> | <u>YTD<br/>Actual</u> | <u>Encum-<br/>brances</u> | <u>Remaining<br/>Balance</u> | <u>Percent of<br/>Budget</u> |
|--|--------------------------|-----------------------|---------------------------|------------------------------|------------------------------|
| <b>FLEET REPLACEMENT FUND</b>          |                          |                       |                           |                              |                              |
| Revenue                                | 2,227,068                | 937,426               | -                         | 1,289,642                    | 42.1%                        |
| Expenditures                           | 4,631,542                | 510,751               | 1,298,872                 | 2,821,918                    | 39.1%                        |
| <i>Addition to / (use of) reserves</i> | <u>(2,404,474)</u>       | <u>426,675</u>        | <u>(1,298,872)</u>        |                              |                              |
| <b>FLEET MAINTENANCE FUND</b>          |                          |                       |                           |                              |                              |
| Revenue                                | 2,429,418                | 994,778               | -                         | 1,434,640                    | 40.9%                        |
| Expenditures                           | 2,485,972                | 898,327               | 214,331                   | 1,373,314                    | 44.8%                        |
| <i>Addition to / (use of) reserves</i> | <u>(56,554)</u>          | <u>96,451</u>         | <u>(214,331)</u>          |                              |                              |
| <b>SELF INSURANCE TRUST FUND</b>       |                          |                       |                           |                              |                              |
| Revenue                                | 5,694,553                | 2,259,894             | -                         | 3,434,659                    | 39.7%                        |
| Expenditures                           | 6,194,109                | 3,071,514             | 430,323                   | 2,692,272                    | 56.5%                        |
| <i>Addition to / (use of) reserves</i> | <u>(499,556)</u>         | <u>(811,620)</u>      | <u>(430,323)</u>          |                              |                              |
| <b>INFORMATION SYSTEMS ICS FUND</b>    |                          |                       |                           |                              |                              |
| Revenue                                | 2,302,393                | 954,826               | -                         | 1,347,567                    | 41.5%                        |
| Expenditures                           | 2,307,501                | 1,018,889             | 154,138                   | 1,134,474                    | 50.8%                        |
| <i>Addition to / (use of) reserves</i> | <u>(5,108)</u>           | <u>(64,063)</u>       | <u>(154,138)</u>          |                              |                              |
| <b>WATERFRONT FUND</b>                 |                          |                       |                           |                              |                              |
| Revenue                                | 11,762,974               | 5,165,378             | -                         | 6,597,596                    | 43.9%                        |
| Expenditures                           | 11,850,433               | 5,039,475             | 775,599                   | 6,035,359                    | 49.1%                        |
| <i>Addition to / (use of) reserves</i> | <u>(87,459)</u>          | <u>125,903</u>        | <u>(775,599)</u>          |                              |                              |
| <b>TOTAL FOR ALL FUNDS</b>             |                          |                       |                           |                              |                              |
| Revenue                                | 203,986,274              | 78,445,780            | -                         | 125,540,493                  | 38.5%                        |
| Expenditures                           | 213,693,145              | 82,428,218            | 10,934,932                | 120,329,995                  | 43.7%                        |
| <i>Addition to / (use of) reserves</i> | <u>(9,706,871)</u>       | <u>(3,982,437)</u>    | <u>(10,934,932)</u>       |                              |                              |

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

**CITY OF SANTA BARBARA**  
**General Fund**  
**Interim Statement of Budgeted and Actual Revenues**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

|                                     | Annual<br>Budget   | YTD<br>Actual     | Remaining<br>Balance | Percent<br>Received | Previous<br>YTD   |
|-------------------------------------|--------------------|-------------------|----------------------|---------------------|-------------------|
| <b>TAXES</b>                        |                    |                   |                      |                     |                   |
| Sales and Use                       | 16,714,359         | 5,367,017         | 11,347,342           | 32.1%               | 5,200,333         |
| Property Taxes                      | 22,790,000         | 2,508,489         | 20,281,511           | 11.0%               | 1,073,651         |
| Utility Users Tax                   | 7,040,000          | 2,982,433         | 4,057,568            | 42.4%               | 2,927,572         |
| Transient Occupancy Tax             | 11,157,000         | 6,508,807         | 4,648,193            | 58.3%               | 5,931,431         |
| Franchise Fees                      | 3,266,000          | 1,454,391         | 1,811,609            | 44.5%               | 1,440,121         |
| Business License                    | 2,168,000          | 679,577           | 1,488,423            | 31.3%               | 632,577           |
| Real Property Transfer Tax          | 358,100            | 169,323           | 188,777              | 47.3%               | 170,170           |
| <i>Total</i>                        | <u>63,493,459</u>  | <u>19,670,036</u> | <u>43,823,422</u>    | 31.0%               | <u>17,375,856</u> |
| <b>LICENSES &amp; PERMITS</b>       |                    |                   |                      |                     |                   |
| Licenses & Permits                  | 194,000            | 67,036            | 126,964              | 34.6%               | 72,759            |
| <i>Total</i>                        | <u>194,000</u>     | <u>67,036</u>     | <u>126,964</u>       | 34.6%               | <u>72,759</u>     |
| <b>FINES &amp; FORFEITURES</b>      |                    |                   |                      |                     |                   |
| Parking Violations                  | 2,469,069          | 1,044,225         | 1,424,844            | 42.3%               | 1,011,607         |
| Library Fines                       | 115,000            | 47,351            | 67,649               | 41.2%               | 49,439            |
| Municipal Court Fines               | 150,000            | 80,035            | 69,965               | 53.4%               | 56,903            |
| Other Fines & Forfeitures           | 175,000            | 93,102            | 81,898               | 53.2%               | 72,330            |
| <i>Total</i>                        | <u>2,909,069</u>   | <u>1,264,712</u>  | <u>1,644,357</u>     | 43.5%               | <u>1,190,279</u>  |
| <b>USE OF MONEY &amp; PROPERTY</b>  |                    |                   |                      |                     |                   |
| Investment Income                   | 848,615            | 378,525           | 470,090              | 44.6%               | 493,831           |
| Rents & Concessions                 | 421,535            | 189,612           | 231,923              | 45.0%               | 169,029           |
| <i>Total</i>                        | <u>1,270,150</u>   | <u>568,138</u>    | <u>702,012</u>       | 44.7%               | <u>662,859</u>    |
| <b>INTERGOVERNMENTAL</b>            |                    |                   |                      |                     |                   |
| Grants                              | 1,420,693          | 252,631           | 1,168,062            | 17.8%               | 172,813           |
| Vehicle License Fees                | 150,000            | 146,295           | 3,705                | 97.5%               | 134,978           |
| Reimbursements                      | 14,040             | 6,422             | 7,618                | 45.7%               | -                 |
| <i>Total</i>                        | <u>1,584,733</u>   | <u>405,348</u>    | <u>1,179,385</u>     | 25.6%               | <u>307,791</u>    |
| <b>FEES &amp; SERVICE CHARGES</b>   |                    |                   |                      |                     |                   |
| Finance                             | 858,930            | 354,577           | 504,353              | 41.3%               | 343,790           |
| Community Development               | 4,452,856          | 1,712,142         | 2,740,714            | 38.5%               | 1,947,010         |
| Recreation                          | 2,358,031          | 930,419           | 1,427,612            | 39.5%               | 890,459           |
| Public Safety                       | 476,348            | 171,557           | 304,791              | 36.0%               | 176,648           |
| Public Works                        | 5,219,373          | 2,159,624         | 3,059,749            | 41.4%               | 2,120,207         |
| Library                             | 779,643            | 365,507           | 414,136              | 46.9%               | 368,570           |
| Reimbursements                      | 5,956,688          | 2,241,910         | 3,714,779            | 37.6%               | 2,258,059         |
| <i>Total</i>                        | <u>20,101,869</u>  | <u>7,935,736</u>  | <u>12,166,133</u>    | 39.5%               | <u>8,104,742</u>  |
| <b>OTHER MISCELLANEOUS REVENUES</b> |                    |                   |                      |                     |                   |
| Miscellaneous                       | 1,285,183          | 804,059           | 481,124              | 62.6%               | 596,592           |
| Indirect Allocations                | 6,520,510          | 2,716,879         | 3,803,631            | 41.7%               | 3,078,295         |
| Operating Transfers-In              | 4,705,134          | 455,220           | 4,249,914            | 9.7%                | 820,817           |
| <i>Total</i>                        | <u>12,510,827</u>  | <u>3,976,158</u>  | <u>8,534,669</u>     | 31.8%               | <u>4,495,704</u>  |
| <b>TOTAL REVENUES</b>               | <u>102,064,107</u> | <u>33,887,163</u> | <u>68,176,943</u>    | 33.2%               | <u>32,209,989</u> |

**CITY OF SANTA BARBARA**  
**General Fund**  
**Interim Statement of Appropriations, Expenditures and Encumbrances**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

|                                 | <u>Annual<br/>Budget</u> | <u>YTD<br/>Actual</u> | <u>Encum-<br/>brances</u> | <u>** Remaining<br/>Balance</u> | <u>YTD<br/>Expended<br/>and<br/>Encumbered</u> | <u>Previous<br/>YTD</u> |
|---------------------------------|--------------------------|-----------------------|---------------------------|---------------------------------|--|-------------------------|
| <b>GENERAL GOVERNMENT</b>       |                          |                       |                           |                                 |  |                         |
| <u>Mayor &amp; City Council</u> |                          |                       |                           |                                 |  |                         |
| MAYOR                           | 686,819                  | 292,068               | 1,939                     | 392,812                         | 42.8%  |                         |
| <i>Total</i>                    | <u>686,819</u>           | <u>292,068</u>        | <u>1,939</u>              | <u>392,812</u>                  | 42.8%  | <u>295,637</u>          |
| <u>City Attorney</u>            |                          |                       |                           |                                 |  |                         |
| CITY ATTORNEY                   | 1,867,900                | 834,264               | -                         | 1,033,636                       | 44.7%  |                         |
| <i>Total</i>                    | <u>1,867,900</u>         | <u>834,264</u>        | <u>-</u>                  | <u>1,033,636</u>                | 44.7%  | <u>870,563</u>          |
| <u>Administration</u>           |                          |                       |                           |                                 |  |                         |
| CITY ADMINISTRATOR              | 1,289,339                | 572,131               | 1,939                     | 715,269                         | 44.5%  |                         |
| LABOR RELATIONS                 | 110,649                  | 34,934                | -                         | 75,715                          | 31.6%  |                         |
| CITY TV                         | 399,169                  | 148,420               | 27,110                    | 223,639                         | 44.0%  |                         |
| <i>Total</i>                    | <u>1,799,157</u>         | <u>755,485</u>        | <u>29,049</u>             | <u>1,014,623</u>                | 43.6%  | <u>848,609</u>          |
| <u>Administrative Services</u>  |                          |                       |                           |                                 |  |                         |
| CITY CLERK                      | 433,472                  | 158,526               | 22,575                    | 252,371                         | 41.8%  |                         |
| HUMAN RESOURCES                 | 1,072,931                | 400,470               | 14,927                    | 657,534                         | 38.7%  |                         |
| ADMIN SVCS-EMPLOYEE DEVELOPMENT | 135,367                  | 47,428                | -                         | 87,939                          | 35.0%  |                         |
| <i>Total</i>                    | <u>1,641,770</u>         | <u>606,424</u>        | <u>37,502</u>             | <u>997,843</u>                  | 39.2%  | <u>803,000</u>          |
| <u>Finance</u>                  |                          |                       |                           |                                 |  |                         |
| ADMINISTRATION                  | 225,246                  | 90,722                | 7,495                     | 127,028                         | 43.6%  |                         |
| TREASURY                        | 442,107                  | 169,735               | 1,700                     | 270,672                         | 38.8%  |                         |
| CASHIERING & COLLECTION         | 419,606                  | 179,337               | -                         | 240,269                         | 42.7%  |                         |
| LICENSES & PERMITS              | 383,444                  | 157,598               | -                         | 225,846                         | 41.1%  |                         |
| BUDGET MANAGEMENT               | 376,809                  | 154,385               | -                         | 222,424                         | 41.0%  |                         |
| ACCOUNTING                      | 389,626                  | 157,481               | 39,543                    | 192,602                         | 50.6%  |                         |
| PAYROLL                         | 266,456                  | 108,584               | -                         | 157,872                         | 40.8%  |                         |
| ACCOUNTS PAYABLE                | 207,691                  | 85,966                | -                         | 121,725                         | 41.4%  |                         |
| CITY BILLING & CUSTOMER SERVICE | 575,806                  | 199,213               | -                         | 376,593                         | 34.6%  |                         |
| PURCHASING                      | 657,198                  | 260,891               | 2,481                     | 393,826                         | 40.1%  |                         |
| CENTRAL STORES                  | 158,284                  | 64,235                | 480                       | 93,569                          | 40.9%  |                         |
| MAIL SERVICES                   | 86,794                   | 36,359                | 284                       | 50,151                          | 42.2%  |                         |
| <i>Total</i>                    | <u>4,189,067</u>         | <u>1,664,505</u>      | <u>51,984</u>             | <u>2,472,578</u>                | 41.0%  | <u>1,936,433</u>        |
| <b>TOTAL GENERAL GOVERNMENT</b> | <u>10,184,713</u>        | <u>4,152,747</u>      | <u>120,474</u>            | <u>5,911,492</u>                | 42.0%  | <u>4,754,241</u>        |
| <b>PUBLIC SAFETY</b>            |                          |                       |                           |                                 |  |                         |
| <u>Police</u>                   |                          |                       |                           |                                 |  |                         |
| CHIEF'S STAFF                   | 1,167,171                | 491,450               | -                         | 675,721                         | 42.1%  |                         |
| SUPPORT SERVICES                | 568,188                  | 234,454               | 1,321                     | 332,414                         | 41.5%  |                         |
| RECORDS                         | 1,298,843                | 532,675               | 18,300                    | 747,869                         | 42.4%  |                         |
| COMMUNITY SVCS                  | 915,200                  | 444,788               | 3,902                     | 466,510                         | 49.0%  |                         |
| CRIME ANALYSIS                  | 7,067                    | 2,945                 | -                         | 4,122                           | 41.7%  |                         |
| PROPERTY ROOM                   | 128,526                  | 53,182                | 820                       | 74,524                          | 42.0%  |                         |

**CITY OF SANTA BARBARA**  
**General Fund**  
**Interim Statement of Appropriations, Expenditures and Encumbrances**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

|                                  | Annual<br>Budget  | YTD<br>Actual     | Encum-<br>brances | ** Remaining<br>Balance | YTD<br>Expended<br>and<br>Encumbered | Previous<br>YTD   |
|----------------------------------|-------------------|-------------------|-------------------|-------------------------|--------------------------------------|-------------------|
| <b>PUBLIC SAFETY</b>             |                   |                   |                   |                         |                                      |                   |
| <u>Police</u>                    |                   |                   |                   |                         |                                      |                   |
| TRNG/RECRUITMENT                 | 461,709           | 195,475           | 8,388             | 257,846                 | 44.2%                                |                   |
| RANGE                            | 1,023,098         | 449,446           | 13,551            | 560,101                 | 45.3%                                |                   |
| BEAT COORDINATORS                | 490,445           | 239,816           | -                 | 250,629                 | 48.9%                                |                   |
| INFORMATION TECHNOLOGY           | 1,112,749         | 522,199           | 3,384             | 587,166                 | 47.2%                                |                   |
| INVESTIGATIVE DIVISION           | 4,437,263         | 1,814,717         | 4,550             | 2,617,996               | 41.0%                                |                   |
| CRIME LAB                        | 219,231           | 57,221            | 589               | 161,421                 | 26.4%                                |                   |
| PATROL DIVISION                  | 13,480,216        | 5,594,861         | 132,215           | 7,753,140               | 42.5%                                |                   |
| TRAFFIC                          | 1,320,753         | 478,763           | 1,304             | 840,686                 | 36.3%                                |                   |
| SPECIAL EVENTS                   | 984,500           | 832,495           | -                 | 152,005                 | 84.6%                                |                   |
| TACTICAL PATROL FORCE            | 1,143,556         | 488,107           | -                 | 655,449                 | 42.7%                                |                   |
| STREET SWEEPING ENFORCEMENT      | 285,115           | 120,132           | -                 | 164,983                 | 42.1%                                |                   |
| NIGHT LIFE ENFORCEMENT           | 333,926           | 77,661            | -                 | 256,265                 | 23.3%                                |                   |
| PARKING ENFORCEMENT              | 1,024,125         | 372,551           | 27,800            | 623,774                 | 39.1%                                |                   |
| CCC                              | 2,346,794         | 822,380           | 2,539             | 1,521,875               | 35.2%                                |                   |
| ANIMAL CONTROL                   | 542,378           | 267,174           | 2,557             | 272,647                 | 49.7%                                |                   |
| <i>Total</i>                     | <u>33,290,852</u> | <u>14,092,489</u> | <u>221,219</u>    | <u>18,977,145</u>       | 43.0%                                | <u>13,750,128</u> |
| <u>Fire</u>                      |                   |                   |                   |                         |                                      |                   |
| ADMINISTRATION                   | 816,405           | 332,783           | 4,564             | 479,059                 | 41.3%                                |                   |
| EMERGENCY SERVICES AND PUBLIC ED | 210,178           | 75,410            | -                 | 134,768                 | 35.9%                                |                   |
| PREVENTION                       | 1,201,381         | 443,717           | 951               | 756,713                 | 37.0%                                |                   |
| WILDLAND FIRE MITIGATION PROGRAM | 180,935           | 67,218            | 22,412            | 91,305                  | 49.5%                                |                   |
| OPERATIONS                       | 17,331,070        | 7,201,585         | 62,105            | 10,067,380              | 41.9%                                |                   |
| ARFF                             | 1,701,697         | 780,886           | -                 | 920,811                 | 45.9%                                |                   |
| <i>Total</i>                     | <u>21,441,666</u> | <u>8,901,599</u>  | <u>90,032</u>     | <u>12,450,036</u>       | 41.9%                                | <u>8,758,336</u>  |
| <b>TOTAL PUBLIC SAFETY</b>       | <u>54,732,518</u> | <u>22,994,087</u> | <u>311,250</u>    | <u>31,427,180</u>       | 42.6%                                | <u>22,508,464</u> |
| <b>PUBLIC WORKS</b>              |                   |                   |                   |                         |                                      |                   |
| <u>Public Works</u>              |                   |                   |                   |                         |                                      |                   |
| ADMINISTRATION                   | 872,992           | 314,840           | 15,216            | 542,936                 | 37.8%                                |                   |
| ENGINEERING SVCS                 | 4,353,334         | 1,793,801         | 5,385             | 2,554,148               | 41.3%                                |                   |
| PUBLIC RT OF WAY MGMT            | 983,568           | 406,200           | 3,517             | 573,851                 | 41.7%                                |                   |
| ENVIRONMENTAL PROGRAMS           | 361,153           | 89,546            | 80,085            | 191,522                 | 47.0%                                |                   |
| <i>Total</i>                     | <u>6,571,047</u>  | <u>2,604,387</u>  | <u>104,203</u>    | <u>3,862,458</u>        | 41.2%                                | <u>2,579,579</u>  |
| <b>TOTAL PUBLIC WORKS</b>        | <u>6,571,047</u>  | <u>2,604,387</u>  | <u>104,203</u>    | <u>3,862,458</u>        | 41.2%                                | <u>2,579,579</u>  |
| <b>COMMUNITY SERVICES</b>        |                   |                   |                   |                         |                                      |                   |
| <u>Parks &amp; Recreation</u>    |                   |                   |                   |                         |                                      |                   |
| PRGM MGMT & BUS SVCS             | 476,287           | 209,311           | -                 | 266,976                 | 43.9%                                |                   |
| FACILITIES                       | 354,519           | 157,680           | 14,620            | 182,220                 | 48.6%                                |                   |
| CULTURAL ARTS                    | 420,422           | 176,255           | 6,398             | 237,769                 | 43.4%                                |                   |

**CITY OF SANTA BARBARA**  
**General Fund**  
**Interim Statement of Appropriations, Expenditures and Encumbrances**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

|                                    | Annual<br>Budget  | YTD<br>Actual    | Encum-<br>brances | ** Remaining<br>Balance | YTD<br>Expended<br>and<br>Encumbered | Previous<br>YTD  |
|------------------------------------|-------------------|------------------|-------------------|-------------------------|--------------------------------------|------------------|
| <b>COMMUNITY SERVICES</b>          |                   |                  |                   |                         |                                      |                  |
| <u>Parks &amp; Recreation</u>      |                   |                  |                   |                         |                                      |                  |
| YOUTH ACTIVITIES                   | 733,831           | 327,473          | 7,413             | 398,945                 | 45.6%                                |                  |
| SR CITIZENS                        | 653,938           | 245,320          | 460               | 408,158                 | 37.6%                                |                  |
| AQUATICS                           | 1,042,852         | 563,872          | 35,381            | 443,599                 | 57.5%                                |                  |
| SPORTS                             | 495,345           | 176,236          | 15,236            | 303,873                 | 38.7%                                |                  |
| TENNIS                             | 258,175           | 90,471           | -                 | 167,704                 | 35.0%                                |                  |
| NEIGHBORHOOD & OUTREACH SERV       | 989,941           | 420,237          | 5,244             | 564,460                 | 43.0%                                |                  |
| ADMINISTRATION                     | 520,544           | 216,552          | -                 | 303,992                 | 41.6%                                |                  |
| PROJECT MANAGEMENT TEAM            | 223,659           | 92,185           | -                 | 131,474                 | 41.2%                                |                  |
| BUSINESS SERVICES                  | 302,136           | 101,047          | 899               | 200,190                 | 33.7%                                |                  |
| FACILITY & PROJECT MGT             | 951,580           | 463,218          | 1,434             | 486,929                 | 48.8%                                |                  |
| GROUNDS MANAGEMENT                 | 4,134,610         | 1,645,738        | 59,702            | 2,429,170               | 41.2%                                |                  |
| FORESTRY                           | 1,163,333         | 388,988          | 126,576           | 647,769                 | 44.3%                                |                  |
| BEACH MAINTENANCE                  | 164,643           | 59,588           | 13,934            | 91,121                  | 44.7%                                |                  |
| <i>Total</i>                       | <u>12,885,815</u> | <u>5,334,170</u> | <u>287,297</u>    | <u>7,264,348</u>        | 43.6%                                | <u>5,777,416</u> |
| <u>Library</u>                     |                   |                  |                   |                         |                                      |                  |
| ADMINISTRATION                     | 399,732           | 153,040          | -                 | 246,693                 | 38.3%                                |                  |
| PUBLIC SERVICES                    | 1,997,383         | 781,844          | 3,950             | 1,211,589               | 39.3%                                |                  |
| SUPPORT SERVICES                   | 1,773,265         | 600,782          | 10,206            | 1,162,277               | 34.5%                                |                  |
| <i>Total</i>                       | <u>4,170,380</u>  | <u>1,535,666</u> | <u>14,156</u>     | <u>2,620,558</u>        | 37.2%                                | <u>1,686,690</u> |
| <b>TOTAL COMMUNITY SERVICES</b>    | <u>17,056,195</u> | <u>6,869,836</u> | <u>301,453</u>    | <u>9,884,906</u>        | 42.0%                                | <u>7,464,106</u> |
| <b>COMMUNITY DEVELOPMENT</b>       |                   |                  |                   |                         |                                      |                  |
| <u>Community Development</u>       |                   |                  |                   |                         |                                      |                  |
| ADMINISTRATION                     | 427,609           | 189,402          | 732               | 237,475                 | 44.5%                                |                  |
| ECON DEV                           | 52,296            | 19,116           | -                 | 33,180                  | 36.6%                                |                  |
| CITY ARTS ADVISORY PROGRAM         | 427,260           | 361,237          | -                 | 66,024                  | 84.5%                                |                  |
| HUMAN SVCS                         | 819,851           | 391,560          | -                 | 428,291                 | 47.8%                                |                  |
| RDA                                | 685,691           | 287,890          | -                 | 397,801                 | 42.0%                                |                  |
| RDA HSG DEV                        | 642,855           | 242,345          | -                 | 400,510                 | 37.7%                                |                  |
| LR PLANNING/STUDIES                | 716,236           | 326,712          | 632               | 388,892                 | 45.7%                                |                  |
| DEV & DESIGN REVIEW                | 952,017           | 364,606          | 10,503            | 576,909                 | 39.4%                                |                  |
| ZONING                             | 809,341           | 323,967          | 1,020             | 484,354                 | 40.2%                                |                  |
| DESIGN REV & HIST PRESERVATN       | 886,555           | 291,347          | 19,471            | 575,738                 | 35.1%                                |                  |
| SHO/ENVIRON REVIEW/TRAINING        | 737,535           | 305,353          | 3,867             | 428,315                 | 41.9%                                |                  |
| BLDG PERMITS                       | 1,027,134         | 432,315          | 7,144             | 587,675                 | 42.8%                                |                  |
| RECORDS & ARCHIVES                 | 523,630           | 199,200          | 17,912            | 306,517                 | 41.5%                                |                  |
| PLAN CK & COUNTER SRV              | 1,252,403         | 485,022          | 7,873             | 759,509                 | 39.4%                                |                  |
| <i>Total</i>                       | <u>9,960,413</u>  | <u>4,220,075</u> | <u>69,153</u>     | <u>5,671,184</u>        | 43.1%                                | <u>4,293,198</u> |
| <b>TOTAL COMMUNITY DEVELOPMENT</b> | <u>9,960,413</u>  | <u>4,220,075</u> | <u>69,153</u>     | <u>5,671,184</u>        | 43.1%                                | <u>4,293,198</u> |

**CITY OF SANTA BARBARA**  
**General Fund**  
**Interim Statement of Appropriations, Expenditures and Encumbrances**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

|                               | <u>Annual<br/>Budget</u> | <u>YTD<br/>Actual</u> | <u>Encum-<br/>brances</u> | <u>** Remaining<br/>Balance</u> | <u>YTD<br/>Expended<br/>and<br/>Encumbered</u> | <u>Previous<br/>YTD</u> |
|-------------------------------|--------------------------|-----------------------|---------------------------|---------------------------------|--|-------------------------|
| <b>NON-DEPARTMENTAL</b>       |                          |                       |                           |                                 |  |                         |
| <u>Non-Departmental</u>       |                          |                       |                           |                                 |  |                         |
| DUES, MEMBERSHIPS, & LICENSES | 22,272                   | 1,693                 | -                         | 20,579                          | 7.6%   |                         |
| COMMUNITY PROMOTIONS          | 1,537,890                | 889,491               | -                         | 648,399                         | 57.8%  |                         |
| SPECIAL PROJECTS              | 359,264                  | 138,650               | -                         | 220,614                         | 38.6%  |                         |
| TRANSFERS OUT                 | 43,500                   | 18,125                | -                         | 25,375                          | 41.7%  |                         |
| DEBT SERVICE TRANSFERS        | 350,445                  | 290,081               | -                         | 60,364                          | 82.8%  |                         |
| CAPITAL OUTLAY TRANSFER       | 508,170                  | 211,738               | -                         | 296,433                         | 41.7%  |                         |
| APPROP. RESERVE               | 942,979                  | -                     | -                         | 942,979                         | 0.0%   |                         |
| <i>Total</i>                  | <u>3,764,520</u>         | <u>1,549,778</u>      | <u>-</u>                  | <u>2,214,742</u>                | 41.2%  | <u>1,388,787</u>        |
| <b>TOTAL NON-DEPARTMENTAL</b> | <u>3,764,520</u>         | <u>1,549,778</u>      | <u>-</u>                  | <u>2,214,742</u>                | 41.2%  | <u>1,388,787</u>        |
| <b>TOTAL EXPENDITURES</b>     | <u>102,269,406</u>       | <u>42,390,910</u>     | <u>906,534</u>            | <u>58,971,962</u>               | 42.3%  | <u>42,988,374</u>       |

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

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

**CITY OF SANTA BARBARA**  
**Special Revenue Funds**  
**Interim Statement of Revenues and Expenditures**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

|  | Annual<br>Budget | YTD<br>Actual | Encum-<br>brances | Remaining<br>Balance | Percent of<br>Budget |
|--|------------------|---------------|-------------------|----------------------|----------------------|
| <b>TRAFFIC SAFETY FUND</b>                     |                  |               |                   |                      |                      |
| Revenue  | 470,000          | 212,998       | -                 | 257,002              | 45.3%                |
| Expenditures                                   | 470,000          | 212,998       | -                 | 257,002              | 45.3%                |
| <i>Revenue Less Expenditures</i>               | -                | -             | -                 | -                    |                      |
| <b>CREEK RESTORATION/WATER QUALITY IMPRVMT</b> |                  |               |                   |                      |                      |
| Revenue  | 2,407,300        | 1,383,860     | -                 | 1,023,440            | 57.5%                |
| Expenditures                                   | 4,163,728        | 1,399,169     | 425,906           | 2,338,653            | 43.8%                |
| <i>Revenue Less Expenditures</i>               | (1,756,428)      | (15,309)      | (425,906)         | (1,315,213)          |                      |
| <b>SOLID WASTE PROGRAM</b>                     |                  |               |                   |                      |                      |
| Revenue  | 17,512,032       | 7,068,528     | -                 | 10,443,504           | 40.4%                |
| Expenditures                                   | 18,397,408       | 7,203,845     | 162,661           | 11,030,902           | 40.0%                |
| <i>Revenue Less Expenditures</i>               | (885,376)        | (135,318)     | (162,661)         | (587,398)            |                      |
| <b>COMM.DEVELOPMENT BLOCK GRANT</b>            |                  |               |                   |                      |                      |
| Revenue  | 2,003,480        | 801,379       | -                 | 1,202,101            | 40.0%                |
| Expenditures                                   | 2,003,480        | 378,841       | 45,067            | 1,579,572            | 21.2%                |
| <i>Revenue Less Expenditures</i>               | -                | 422,538       | (45,067)          | (377,471)            |                      |
| <b>COUNTY LIBRARY</b>                          |                  |               |                   |                      |                      |
| Revenue  | 1,748,519        | 532,912       | -                 | 1,215,607            | 30.5%                |
| Expenditures                                   | 1,782,819        | 736,575       | 51,269            | 994,975              | 44.2%                |
| <i>Revenue Less Expenditures</i>               | (34,300)         | (203,663)     | (51,269)          | 220,632              |                      |
| <b>STREETS FUND</b>                            |                  |               |                   |                      |                      |
| Revenue  | 9,926,670        | 3,754,569     | -                 | 6,172,101            | 37.8%                |
| Expenditures                                   | 13,933,618       | 3,937,853     | 1,735,165         | 8,260,600            | 40.7%                |
| <i>Revenue Less Expenditures</i>               | (4,006,948)      | (183,284)     | (1,735,165)       | (2,088,499)          |                      |
| <b>MEASURE A</b>                               |                  |               |                   |                      |                      |
| Revenue  | 2,882,759        | 822,558       | -                 | 2,060,201            | 28.5%                |
| Expenditures                                   | 2,882,759        | 844,333       | 666,940           | 1,371,486            | 52.4%                |
| <i>Revenue Less Expenditures</i>               | -                | (21,774)      | (666,940)         | 688,714              |                      |

**CITY OF SANTA BARBARA**  
**Interim Statement of Revenues and Expenses**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

**WATER OPERATING FUND**

|                                | <u>Annual<br/>Budget</u> | <u>YTD<br/>Actual</u> | <u>Encum-<br/>brances</u> | <u>Remaining<br/>Balance</u> | <u>Percent of<br/>Budget</u> | <u>Previous<br/>YTD</u> |
|--------------------------------|--------------------------|-----------------------|---------------------------|------------------------------|------------------------------|-------------------------|
| <b>REVENUES</b>                |                          |                       |                           |                              |                              |                         |
| Water Sales - Metered          | 30,350,000               | 13,309,354            | -                         | 17,040,646                   | 43.9%                        | 13,611,191              |
| Service Charges                | 395,000                  | 441,762               | -                         | (46,762)                     | 111.8%                       | 167,562                 |
| Cater JPA Treatment Charges    | 2,272,520                | 1,699,736             | -                         | 572,784                      | 74.8%                        | 1,000,014               |
| Licenses & Permits             | -                        | -                     | -                         | -                            | 100.0%                       | -                       |
| Investment Income              | 860,900                  | 455,337               | -                         | 405,563                      | 52.9%                        | 499,430                 |
| Grants                         | -                        | -                     | -                         | -                            | 100.0%                       | 24,243                  |
| Reimbursements                 | -                        | -                     | -                         | -                            | 100.0%                       | -                       |
| Miscellaneous                  | 754,266                  | 238,821               | -                         | 515,445                      | 31.7%                        | 253,595                 |
| <b>TOTAL REVENUES</b>          | <u>34,632,686</u>        | <u>16,145,010</u>     | <u>-</u>                  | <u>18,487,676</u>            | <u>46.6%</u>                 | <u>15,556,036</u>       |
| <b>EXPENSES</b>                |                          |                       |                           |                              |                              |                         |
| Salaries & Benefits            | 7,606,945                | 2,949,545             | -                         | 4,657,400                    | 38.8%                        | 2,977,786               |
| Materials, Supplies & Services | 10,173,513               | 3,136,068             | 2,575,331                 | 4,462,114                    | 56.1%                        | 3,287,995               |
| Special Projects               | 737,378                  | 131,395               | 86,205                    | 519,777                      | 29.5%                        | 43,829                  |
| Water Purchases                | 8,177,644                | 2,785,642             | 414,238                   | 4,977,764                    | 39.1%                        | 2,876,077               |
| Debt Service                   | 5,088,853                | 1,867,642             | -                         | 3,221,211                    | 36.7%                        | 1,849,316               |
| Capital Outlay Transfers       | 3,349,702                | 1,395,709             | -                         | 1,953,993                    | 41.7%                        | 2,209,372               |
| Equipment                      | 177,227                  | 50,979                | -                         | 126,248                      | 28.8%                        | 34,398                  |
| Capitalized Fixed Assets       | 191,932                  | 6,285                 | 22,216                    | 163,431                      | 14.8%                        | 861                     |
| Other                          | 43,000                   | 20,750                | -                         | 22,250                       | 48.3%                        | 21,299                  |
| Appropriated Reserve           | 123,517                  | -                     | -                         | 123,517                      | 0.0%                         | -                       |
| <b>TOTAL EXPENSES</b>          | <u>35,669,711</u>        | <u>12,344,016</u>     | <u>3,097,991</u>          | <u>20,227,704</u>            | <u>43.3%</u>                 | <u>13,300,932</u>       |

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

**CITY OF SANTA BARBARA**  
**Interim Statement of Revenues and Expenses**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

**WASTEWATER OPERATING FUND**

|                                | <u>Annual<br/>Budget</u> | <u>YTD<br/>Actual</u> | <u>Encum-<br/>brances</u> | <u>Remaining<br/>Balance</u> | <u>Percent of<br/>Budget</u> | <u>Previous<br/>YTD</u> |
|--------------------------------|--------------------------|-----------------------|---------------------------|------------------------------|------------------------------|-------------------------|
| <b>REVENUES</b>                |                          |                       |                           |                              |                              |                         |
| Service Charges                | 14,200,000               | 5,994,371             | -                         | 8,205,629                    | 42.2%                        | 5,921,745               |
| Fees                           | 452,911                  | 453,519               | -                         | (608)                        | 100.1%                       | 234,072                 |
| Investment Income              | 296,100                  | 128,604               | -                         | 167,496                      | 43.4%                        | 174,687                 |
| Public Works                   | 11,400                   | 16,902                | -                         | (5,502)                      | 148.3%                       | 2,019                   |
| Miscellaneous                  | 25,000                   | 64,564                | -                         | (39,564)                     | 258.3%                       | 12,400                  |
| <b>TOTAL REVENUES</b>          | <u>14,985,411</u>        | <u>6,657,960</u>      | <u>-</u>                  | <u>8,327,451</u>             | <u>44.4%</u>                 | <u>6,344,923</u>        |
| <b>EXPENSES</b>                |                          |                       |                           |                              |                              |                         |
| Salaries & Benefits            | 5,178,153                | 2,060,860             | -                         | 3,117,293                    | 39.8%                        | 2,000,868               |
| Materials, Supplies & Services | 5,812,865                | 1,904,510             | 1,558,735                 | 2,349,621                    | 59.6%                        | 1,860,766               |
| Special Projects               | 5,000                    | 146,380               | -                         | (141,380)                    | 2927.6%                      | 299,186                 |
| Transfers-Out                  | -                        | -                     | -                         | -                            | 100.0%                       | 27,083                  |
| Debt Service                   | 1,352,038                | 334,388               | -                         | 1,017,650                    | 24.7%                        | 343,983                 |
| Capital Outlay Transfers       | 6,295,500                | 2,623,125             | -                         | 3,672,375                    | 41.7%                        | 1,177,995               |
| Equipment                      | 54,428                   | 16,343                | 4,340                     | 33,745                       | 38.0%                        | 1,393                   |
| Capitalized Fixed Assets       | 97,261                   | 33,907                | 25,726                    | 37,628                       | 61.3%                        | 861                     |
| Appropriated Reserve           | 121,100                  | -                     | -                         | 121,100                      | 0.0%                         | -                       |
| <b>TOTAL EXPENSES</b>          | <u>18,916,345</u>        | <u>7,119,511</u>      | <u>1,588,801</u>          | <u>10,208,033</u>            | <u>46.0%</u>                 | <u>5,712,135</u>        |

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

**CITY OF SANTA BARBARA**  
**Interim Statement of Revenues and Expenses**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**  
**DOWNTOWN PARKING**

|                                | <u>Annual<br/>Budget</u> | <u>YTD<br/>Actual</u> | <u>Encum-<br/>brances</u> | <u>Remaining<br/>Balance</u> | <u>Percent of<br/>Budget</u> | <u>Previous<br/>YTD</u> |
|--------------------------------|--------------------------|-----------------------|---------------------------|------------------------------|------------------------------|-------------------------|
| <b>REVENUES</b>                |                          |                       |                           |                              |                              |                         |
| Improvement Tax                | 840,000                  | 421,868               | -                         | 418,132                      | 50.2%                        | 406,128                 |
| Parking Fees                   | 5,606,000                | 2,299,933             | -                         | 3,306,067                    | 41.0%                        | 2,278,180               |
| Investment Income              | 154,700                  | 66,842                | -                         | 87,858                       | 43.2%                        | 92,942                  |
| Rents & Concessions            | 23,740                   | -                     | -                         | 23,740                       | 0.0%                         | 23,740                  |
| Reimbursements                 | 20,000                   | 4,598                 | -                         | 15,402                       | 23.0%                        | 5,323                   |
| Miscellaneous                  | 1,500                    | 11,655                | -                         | (10,155)                     | 777.0%                       | 1,068                   |
| Operating Transfers-In         | 43,500                   | 18,125                | -                         | 25,375                       | 41.7%                        | 43,500                  |
| <b>TOTAL REVENUES</b>          | <u>6,689,440</u>         | <u>2,823,022</u>      | <u>-</u>                  | <u>3,866,418</u>             | <u>42.2%</u>                 | <u>2,850,882</u>        |
| <b>EXPENSES</b>                |                          |                       |                           |                              |                              |                         |
| Salaries & Benefits            | 3,847,242                | 1,528,841             | -                         | 2,318,401                    | 39.7%                        | 1,488,788               |
| Materials, Supplies & Services | 1,807,229                | 565,903               | 134,796                   | 1,106,530                    | 38.8%                        | 650,850                 |
| Special Projects               | 730,482                  | 84,140                | 602,842                   | 43,500                       | 94.0%                        | 324,719                 |
| Transfers-Out                  | 312,621                  | 117,342               | -                         | 195,279                      | 37.5%                        | 130,259                 |
| Capital Outlay Transfers       | 660,000                  | 275,000               | -                         | 385,000                      | 41.7%                        | 524,483                 |
| Equipment                      | 25,000                   | 4,260                 | 6,300                     | 14,440                       | 42.2%                        | -                       |
| Appropriated Reserve           | 8,709                    | -                     | -                         | 8,709                        | 0.0%                         | -                       |
| <b>TOTAL EXPENSES</b>          | <u>7,391,283</u>         | <u>2,575,486</u>      | <u>743,938</u>            | <u>4,071,859</u>             | <u>44.9%</u>                 | <u>3,119,099</u>        |

**CITY OF SANTA BARBARA**  
**Interim Statement of Revenues and Expenses**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**  
**AIRPORT OPERATING FUND**

|                                  | <u>Annual<br/>Budget</u> | <u>YTD<br/>Actual</u> | <u>Encum-<br/>brances</u> | <u>Remaining<br/>Balance</u> | <u>Percent of<br/>Budget</u> | <u>Previous<br/>YTD</u> |
|----------------------------------|--------------------------|-----------------------|---------------------------|------------------------------|------------------------------|-------------------------|
| <b>REVENUES</b>                  |                          |                       |                           |                              |                              |                         |
| Leases - Commercial / Industrial | 3,977,000                | 1,785,110             | -                         | 2,191,890                    | 44.9%                        | 1,768,328               |
| Leases - Terminal                | 4,927,950                | 2,150,106             | -                         | 2,777,844                    | 43.6%                        | 1,951,272               |
| Leases - Non-Commerical Aviation | 1,095,875                | 675,555               | -                         | 420,320                      | 61.6%                        | 473,763                 |
| Leases - Commerical Aviation     | 2,637,000                | 945,839               | -                         | 1,691,161                    | 35.9%                        | 839,730                 |
| Investment Income                | 231,100                  | 106,010               | -                         | 125,090                      | 45.9%                        | 141,970                 |
| Miscellaneous                    | 196,552                  | 82,206                | -                         | 114,346                      | 41.8%                        | 75,934                  |
| <b>TOTAL REVENUES</b>            | <u>13,065,477</u>        | <u>5,744,826</u>      | <u>-</u>                  | <u>7,320,651</u>             | <u>44.0%</u>                 | <u>5,250,997</u>        |
| <b>EXPENSES</b>                  |                          |                       |                           |                              |                              |                         |
| Salaries & Benefits              | 4,913,183                | 1,967,659             | -                         | 2,945,524                    | 40.0%                        | 1,942,218               |
| Materials, Supplies & Services   | 6,432,710                | 2,349,104             | 651,547                   | 3,432,059                    | 46.6%                        | 2,317,462               |
| Special Projects                 | 912,307                  | 175,178               | -                         | 737,129                      | 19.2%                        | 165,999                 |
| Transfers-Out                    | 31,049                   | 12,937                | -                         | 18,112                       | 41.7%                        | -                       |
| Capital Outlay Transfers         | 550,000                  | 229,167               | -                         | 320,833                      | 41.7%                        | 271,279                 |
| Equipment                        | 24,610                   | 10,210                | 3,204                     | 11,197                       | 54.5%                        | 17,687                  |
| Capitalized Fixed Assets         | -                        | -                     | -                         | -                            | 100.0%                       | 4,126                   |
| Appropriated Reserve             | 270,273                  | -                     | -                         | 270,273                      | 0.0%                         | -                       |
| <b>TOTAL EXPENSES</b>            | <u>13,134,132</u>        | <u>4,744,255</u>      | <u>654,750</u>            | <u>7,735,127</u>             | <u>41.1%</u>                 | <u>4,718,771</u>        |

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

**CITY OF SANTA BARBARA**  
**Interim Statement of Revenues and Expenses**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

**GOLF COURSE FUND**

|                                | <u>Annual<br/>Budget</u> | <u>YTD<br/>Actual</u> | <u>Encum-<br/>brances</u> | <u>Remaining<br/>Balance</u> | <u>Percent of<br/>Budget</u> | <u>Previous<br/>YTD</u> |
|--------------------------------|--------------------------|-----------------------|---------------------------|------------------------------|------------------------------|-------------------------|
| <b>REVENUES</b>                |                          |                       |                           |                              |                              |                         |
| Fees & Card Sales              | 1,725,172                | 706,046               | -                         | 1,019,126                    | 40.9%                        | 613,470                 |
| Investment Income              | 20,200                   | 6,241                 | -                         | 13,959                       | 30.9%                        | 15,989                  |
| Rents & Concessions            | 300,322                  | 130,192               | -                         | 170,130                      | 43.4%                        | 136,965                 |
| Miscellaneous                  | 3,500                    | 3,232                 | -                         | 268                          | 92.3%                        | 3,209                   |
| <b>TOTAL REVENUES</b>          | <u>2,049,194</u>         | <u>845,710</u>        | <u>-</u>                  | <u>1,203,484</u>             | <u>41.3%</u>                 | <u>769,633</u>          |
| <b>EXPENSES</b>                |                          |                       |                           |                              |                              |                         |
| Salaries & Benefits            | 1,095,646                | 460,503               | -                         | 635,143                      | 42.0%                        | 472,002                 |
| Materials, Supplies & Services | 611,462                  | 251,031               | 102,075                   | 258,355                      | 57.7%                        | 255,064                 |
| Special Projects               | 14,524                   | -                     | 9,524                     | 5,000                        | 65.6%                        | 976                     |
| Transfers-Out                  | -                        | -                     | -                         | -                            | 100.0%                       | 507,767                 |
| Debt Service                   | 213,407                  | 157,025               | -                         | 56,382                       | 73.6%                        | 156,016                 |
| Capital Outlay Transfers       | 70,000                   | 29,167                | -                         | 40,833                       | 41.7%                        | 230                     |
| Equipment                      | 3,500                    | 650                   | 1,947                     | 903                          | 74.2%                        | -                       |
| Capitalized Fixed Assets       | -                        | -                     | -                         | -                            | 100.0%                       | 2,862                   |
| Appropriated Reserve           | 52,272                   | -                     | -                         | 52,272                       | 0.0%                         | -                       |
| <b>TOTAL EXPENSES</b>          | <u>2,060,811</u>         | <u>898,376</u>        | <u>113,546</u>            | <u>1,048,889</u>             | <u>49.1%</u>                 | <u>1,394,918</u>        |

**CITY OF SANTA BARBARA**  
**Interim Statement of Revenues and Expenses**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

**INTRA-CITY SERVICE FUND**

|                                | <u>Annual<br/>Budget</u> | <u>YTD<br/>Actual</u> | <u>Encum-<br/>brances</u> | <u>Remaining<br/>Balance</u> | <u>Percent of<br/>Budget</u> | <u>Previous<br/>YTD</u> |
|--------------------------------|--------------------------|-----------------------|---------------------------|------------------------------|------------------------------|-------------------------|
| <b>REVENUES</b>                |                          |                       |                           |                              |                              |                         |
| Work Orders - Bldg Maint.      | 3,598,018                | 1,307,817             | -                         | 2,290,201                    | 36.3%                        | 1,410,443               |
| Grants                         | 742,970                  | -                     | -                         | 742,970                      | 0.0%                         | 818,200                 |
| Service Charges                | 1,742,565                | 721,902               | -                         | 1,020,663                    | 41.4%                        | 720,300                 |
| Miscellaneous                  | -                        | 68                    | -                         | (68)                         | 100.0%                       | 47                      |
| Operating Transfers-In         | -                        | -                     | -                         | -                            | 100.0%                       | 27,083                  |
| <b>TOTAL REVENUES</b>          | <u>6,083,553</u>         | <u>2,029,788</u>      | <u>-</u>                  | <u>4,053,765</u>             | <u>33.4%</u>                 | <u>2,976,074</u>        |
| <b>EXPENSES</b>                |                          |                       |                           |                              |                              |                         |
| Salaries & Benefits            | 2,858,723                | 1,171,583             | -                         | 1,687,140                    | 41.0%                        | 1,214,405               |
| Materials, Supplies & Services | 1,109,096                | 359,047               | 150,121                   | 599,928                      | 45.9%                        | 372,440                 |
| Special Projects               | 2,010,520                | 276,059               | 589,967                   | 1,144,494                    | 43.1%                        | 346,991                 |
| Capital Outlay Transfers       | -                        | -                     | -                         | -                            | 100.0%                       | 65,345                  |
| Equipment                      | 23,000                   | 6,290                 | -                         | 16,710                       | 27.3%                        | -                       |
| Capitalized Fixed Assets       | 780,560                  | 3,728                 | 216,020                   | 560,812                      | 28.2%                        | 536                     |
| <b>TOTAL EXPENSES</b>          | <u>6,781,899</u>         | <u>1,816,707</u>      | <u>956,108</u>            | <u>4,009,084</u>             | <u>40.9%</u>                 | <u>1,999,717</u>        |

**CITY OF SANTA BARBARA**  
**Interim Statement of Revenues and Expenses**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

**FLEET REPLACEMENT FUND**

|                                | <u>Annual<br/>Budget</u> | <u>YTD<br/>Actual</u> | <u>Encum-<br/>brances</u> | <u>Remaining<br/>Balance</u> | <u>Percent of<br/>Budget</u> | <u>Previous<br/>YTD</u> |
|--------------------------------|--------------------------|-----------------------|---------------------------|------------------------------|------------------------------|-------------------------|
| <b>REVENUES</b>                |                          |                       |                           |                              |                              |                         |
| Vehicle Rental Charges         | 1,791,427                | 746,428               | -                         | 1,044,999                    | 41.7%                        | 559,592                 |
| Investment Income              | 153,300                  | 74,577                | -                         | 78,723                       | 48.6%                        | 90,089                  |
| Rents & Concessions            | 232,341                  | 96,809                | -                         | 135,532                      | 41.7%                        | 101,187                 |
| Miscellaneous                  | 50,000                   | 19,613                | -                         | 30,388                       | 39.2%                        | 42,501                  |
| <b>TOTAL REVENUES</b>          | <u>2,227,068</u>         | <u>937,426</u>        | <u>-</u>                  | <u>1,289,642</u>             | <u>42.1%</u>                 | <u>793,368</u>          |
| <b>EXPENSES</b>                |                          |                       |                           |                              |                              |                         |
| Salaries & Benefits            | 150,983                  | 63,260                | -                         | 87,723                       | 41.9%                        | 62,722                  |
| Materials, Supplies & Services | 993                      | 414                   | -                         | 579                          | 41.7%                        | 467                     |
| Capitalized Fixed Assets       | 4,479,566                | 447,077               | 1,298,872                 | 2,733,616                    | 39.0%                        | 552,500                 |
| <b>TOTAL EXPENSES</b>          | <u>4,631,542</u>         | <u>510,751</u>        | <u>1,298,872</u>          | <u>2,821,918</u>             | <u>39.1%</u>                 | <u>615,689</u>          |

**CITY OF SANTA BARBARA**  
**Interim Statement of Revenues and Expenses**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

**FLEET MAINTENANCE FUND**

|                                | <u>Annual<br/>Budget</u> | <u>YTD<br/>Actual</u> | <u>Encum-<br/>brances</u> | <u>Remaining<br/>Balance</u> | <u>Percent of<br/>Budget</u> | <u>Previous<br/>YTD</u> |
|--------------------------------|--------------------------|-----------------------|---------------------------|------------------------------|------------------------------|-------------------------|
| <b>REVENUES</b>                |                          |                       |                           |                              |                              |                         |
| Vehicle Maintenance Charges    | 2,369,418                | 987,257               | -                         | 1,382,161                    | 41.7%                        | 1,048,193               |
| Miscellaneous                  | 60,000                   | 7,520                 | -                         | 52,480                       | 12.5%                        | -                       |
| <b>TOTAL REVENUES</b>          | <u>2,429,418</u>         | <u>994,778</u>        | <u>-</u>                  | <u>1,434,640</u>             | <u>40.9%</u>                 | <u>1,048,193</u>        |
| <b>EXPENSES</b>                |                          |                       |                           |                              |                              |                         |
| Salaries & Benefits            | 1,141,256                | 475,256               | -                         | 666,000                      | 41.6%                        | 473,196                 |
| Materials, Supplies & Services | 1,255,238                | 411,099               | 207,090                   | 637,048                      | 49.2%                        | 367,812                 |
| Special Projects               | 87,279                   | 10,319                | 6,694                     | 70,266                       | 19.5%                        | 9,707                   |
| Equipment                      | 2,200                    | 1,653                 | 547                       | -                            | 100.0%                       | -                       |
| <b>TOTAL EXPENSES</b>          | <u>2,485,972</u>         | <u>898,327</u>        | <u>214,331</u>            | <u>1,373,314</u>             | <u>44.8%</u>                 | <u>850,716</u>          |

**CITY OF SANTA BARBARA**  
**Interim Statement of Revenues and Expenses**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

**SELF INSURANCE TRUST FUND**

|                                | <b>** Annual<br/>Budget</b> | <b>YTD<br/>Actual</b> | <b>Encum-<br/>brances</b> | <b>Remaining<br/>Balance</b> | <b>Percent of<br/>Budget</b> | <b>Previous<br/>YTD</b> |
|--------------------------------|-----------------------------|-----------------------|---------------------------|------------------------------|------------------------------|-------------------------|
| <b>REVENUES</b>                |                             |                       |                           |                              |                              |                         |
| Insurance Premiums             | 2,583,750                   | 1,076,563             | -                         | 1,507,187                    | 41.7%                        | 1,229,422               |
| Workers' Compensation Premiums | 2,643,581                   | 1,101,492             | -                         | 1,542,089                    | 41.7%                        | 1,034,553               |
| OSH Charges                    | 277,322                     | -                     | -                         | 277,322                      | 0.0%                         | 126,049                 |
| Investment Income              | 189,900                     | 77,330                | -                         | 112,570                      | 40.7%                        | 139,606                 |
| Community Development          | -                           | 316                   | -                         | (316)                        | 100.0%                       | -                       |
| Miscellaneous                  | -                           | 4,192                 | -                         | (4,192)                      | 100.0%                       | 2,403                   |
| <b>TOTAL REVENUES</b>          | <b>5,694,553</b>            | <b>2,259,894</b>      | <b>-</b>                  | <b>3,434,659</b>             | <b>39.7%</b>                 | <b>2,532,033</b>        |
| <b>EXPENSES</b>                |                             |                       |                           |                              |                              |                         |
| Salaries & Benefits            | 523,458                     | 165,988               | -                         | 357,470                      | 31.7%                        | 220,464                 |
| Materials, Supplies & Services | 4,928,992                   | 2,187,538             | 430,323                   | 2,311,131                    | 53.1%                        | 1,805,158               |
| Transfers-Out                  | 717,988                     | 717,988               | -                         | -                            | 100.0%                       | 300,000                 |
| Capital Outlay Transfers       | -                           | -                     | -                         | -                            | 100.0%                       | 460                     |
| Appropriated Reserve           | 23,671                      | -                     | -                         | 23,671                       | 0.0%                         | -                       |
| <b>TOTAL EXPENSES</b>          | <b>6,194,109</b>            | <b>3,071,514</b>      | <b>430,323</b>            | <b>2,692,272</b>             | <b>56.5%</b>                 | <b>2,326,082</b>        |

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

**CITY OF SANTA BARBARA**  
**Interim Statement of Revenues and Expenses**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

**INFORMATION SYSTEMS ICS FUND**

|                                | <u>Annual<br/>Budget</u> | <u>YTD<br/>Actual</u> | <u>Encum-<br/>brances</u> | <u>Remaining<br/>Balance</u> | <u>Percent of<br/>Budget</u> | <u>Previous<br/>YTD</u> |
|--------------------------------|--------------------------|-----------------------|---------------------------|------------------------------|------------------------------|-------------------------|
| <b>REVENUES</b>                |                          |                       |                           |                              |                              |                         |
| Service charges                | 2,302,393                | 953,826               | -                         | 1,348,567                    | 41.4%                        | 1,017,672               |
| Parking Revenue                | -                        | 1,000                 | -                         | (1,000)                      | 100.0%                       | -                       |
| Miscellaneous                  | -                        | -                     | -                         | -                            | 100.0%                       | 226                     |
| <b>TOTAL REVENUES</b>          | <u>2,302,393</u>         | <u>954,826</u>        | <u>-</u>                  | <u>1,347,567</u>             | <u>41.5%</u>                 | <u>1,017,899</u>        |
| <b>EXPENSES</b>                |                          |                       |                           |                              |                              |                         |
| Salaries & Benefits            | 1,487,770                | 621,367               | -                         | 866,403                      | 41.8%                        | 611,801                 |
| Materials, Supplies & Services | 511,979                  | 318,113               | 43,442                    | 150,424                      | 70.6%                        | 193,300                 |
| Special Projects               | 1,700                    | 3,423                 | 10,245                    | (11,968)                     | 804.0%                       | 1,168                   |
| Equipment                      | 249,213                  | 75,985                | 100,451                   | 72,777                       | 70.8%                        | 207,234                 |
| Appropriated Reserve           | 56,839                   | -                     | -                         | 56,839                       | 0.0%                         | -                       |
| <b>TOTAL EXPENSES</b>          | <u>2,307,501</u>         | <u>1,018,889</u>      | <u>154,138</u>            | <u>1,134,474</u>             | <u>50.8%</u>                 | <u>1,013,503</u>        |

**CITY OF SANTA BARBARA**  
**Interim Statement of Revenues and Expenses**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

**WATERFRONT FUND**

|                                | <u>Annual<br/>Budget</u> | <u>YTD<br/>Actual</u> | <u>Encum-<br/>brances</u> | <u>Remaining<br/>Balance</u> | <u>Percent of<br/>Budget</u> | <u>Previous<br/>YTD</u> |
|--------------------------------|--------------------------|-----------------------|---------------------------|------------------------------|------------------------------|-------------------------|
| <b>REVENUES</b>                |                          |                       |                           |                              |                              |                         |
| Leases - Commercial            | 1,372,773                | 647,507               | -                         | 725,266                      | 47.2%                        | 681,190                 |
| Leases - Food Service          | 2,173,351                | 1,136,910             | -                         | 1,036,441                    | 52.3%                        | 1,099,217               |
| Slip Rental Fees               | 3,864,398                | 1,602,463             | -                         | 2,261,935                    | 41.5%                        | 1,526,211               |
| Visitors Fees                  | 555,894                  | 224,132               | -                         | 331,762                      | 40.3%                        | 269,603                 |
| Slip Transfer Fees             | 621,957                  | 168,525               | -                         | 453,432                      | 27.1%                        | 231,875                 |
| Parking Revenue                | 1,912,769                | 822,628               | -                         | 1,090,141                    | 43.0%                        | 874,121                 |
| Wharf Parking                  | 244,477                  | 101,552               | -                         | 142,925                      | 41.5%                        | 107,175                 |
| Other Fees & Charges           | 361,252                  | 169,493               | -                         | 191,759                      | 46.9%                        | 156,053                 |
| Investment Income              | 215,759                  | 92,188                | -                         | 123,571                      | 42.7%                        | 120,811                 |
| Rents & Concessions            | 299,504                  | 150,088               | -                         | 149,416                      | 50.1%                        | 128,204                 |
| Grants                         | 12,190                   | 4,256                 | -                         | 7,934                        | 34.9%                        | -                       |
| Miscellaneous                  | 128,650                  | 45,637                | -                         | 83,013                       | 35.5%                        | 98,758                  |
| <b>TOTAL REVENUES</b>          | <b>11,762,974</b>        | <b>5,165,378</b>      | <b>-</b>                  | <b>6,597,596</b>             | <b>43.9%</b>                 | <b>5,293,219</b>        |
| <b>EXPENSES</b>                |                          |                       |                           |                              |                              |                         |
| Salaries & Benefits            | 5,480,825                | 2,293,173             | -                         | 3,187,652                    | 41.8%                        | 2,295,786               |
| Materials, Supplies & Services | 3,405,267                | 1,254,411             | 730,599                   | 1,420,258                    | 58.3%                        | 1,269,264               |
| Special Projects               | 147,074                  | 31,261                | 45,000                    | 70,813                       | 51.9%                        | 37,247                  |
| Debt Service                   | 1,665,997                | 1,042,388             | -                         | 623,609                      | 62.6%                        | 1,109,556               |
| Capital Outlay Transfers       | 969,361                  | 403,900               | -                         | 565,461                      | 41.7%                        | 471,409                 |
| Equipment                      | 81,909                   | 14,342                | -                         | 67,567                       | 17.5%                        | 7,237                   |
| Appropriated Reserve           | 100,000                  | -                     | -                         | 100,000                      | 0.0%                         | -                       |
| <b>TOTAL EXPENSES</b>          | <b>11,850,433</b>        | <b>5,039,475</b>      | <b>775,599</b>            | <b>6,035,359</b>             | <b>49.1%</b>                 | <b>5,190,500</b>        |

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



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** January 11, 2011

**TO:** Mayor and Councilmembers

**FROM:** Engineering Division, Public Works Department

**SUBJECT:** Contract For Construction Of The Elings Park Landfill Gas Collection And Control System Project

**RECOMMENDATION:** That Council:

- A. Increase appropriations by \$919,308 into the Solid Waste Fund from reserves to cover the cost of the construction and post-construction phases of the Elings Park Landfill Gas Collection and Control System Project (Project);
- B. Award a construction contract with Environmental Construction, Inc. (Environmental), in their low bid amount of \$496,460 for construction of the Project, Bid No. 3587;
- C. Authorize the Public Works Director to execute the construction contract and approve expenditures up to \$74,000 to cover any cost increases that may result from contract change orders for extra work and differences between estimated bid quantities and actual quantities measured for payment;
- D. Authorize the Public Works Director to execute a Professional Services contract with Geosyntec Consultants (Geosyntec) in the amount of \$64,350 for design support services during construction, special inspection, and material testing services, and approve expenditures of up to \$6,435 for extra services of Geosyntec that may result from necessary changes in the scope of work; and
- E. Authorize the issuance of a Professional Services contract with Geosyntec, subject to the review and approval of the City Attorney and the Public Works Director, in the not-to-exceed amount of \$103,063 for post-construction monitoring, maintenance, and permitting.

**DISCUSSION:**

**PROJECT DESCRIPTION**

The City has been directed by the Local Enforcement Agency of the California Integrated Waste Management Board and the Regional Water Quality Control Board to bring the closed landfill at Elings Park into regulatory compliance for excessive

production and off-gassing of methane. Two of the gas wells have shown continued levels of methane greater than the State's limit.

While there are different approaches to handling the methane gas, all require that the gas first be captured by a gas extraction system. After significant design review and consultation with regulatory agencies, the proposed Gas Collection and Control System project plans and specifications consists of:

- Drilling four vertical collection wells into the landfill to collect the gas
- An underground pipeline to collect the gas from the wells and transport it to a treatment system
- A thermal oxidizer to safely and effectively destroy the landfill gas
- New electrical service to the treatment system
- An enclosure with equipment to support the treatment system
- Landscaping and fencing to screen the enclosure

The project is set to begin in February 2011 to avoid penalties for non-compliance from the Local Enforcement Agency. Starting the Project at this time will also allow construction to be completed before the busy summer season at Elings Park.

#### CONTRACT BIDS

A total of five bids were received for the subject work, ranging as follows:

|    | <b>BIDDER</b>                                    | <b>BID AMOUNT</b> |
|----|--|-------------------|
| 1. | Environmental Construction<br>Woodland Hills, CA | \$496,460         |
| 2. | Humphrey Constructors<br>Diamond Bar, CA         | \$517,000         |
| 3. | Sukut Construction<br>Santa Ana, CA              | \$556,650*        |
| 4. | SCS Field Services<br>Long Beach, CA             | \$594,400         |
| 5. | Innovative Solutions<br>Santa Ana, CA            | \$639,000         |

\*corrected bid total

The low bid of \$496,460, submitted by Environmental, is an acceptable bid that is responsive to and meets the requirements of the bid specifications.

The change order funding recommendation of \$74,000, or 15%, is recommended for this type of work due to the potential unknowns of drilling and trenching in a closed landfill.

#### **CONSTRUCTION PHASE CONTRACT SERVICES**

Staff recommends that Council authorize the Public Works Director to execute a contract with Geosyntec in the amount of \$64,350 plus extra services for design support services during construction, special inspection for the well installations, material testing, and initial commissioning services. Geosyntec is experienced in this type of specialized work.

#### **POST-CONSTRUCTION PHASE CONTRACT SERVICES**

Staff recommends that Council authorize the issuance of a contract with Geosyntec, subject to the review and approval of the City Attorney and the Public Works Director, in the amount \$103,063, for four months of post-construction monitoring, maintenance, and permitting. This Project is permitted through the Air Pollution Control District, and in accordance with the initial construction permit, regular reporting is required in an effort to obtain a final permit to operate. During this four-month period, Geosyntec will maintain the facility and make changes to optimize performance. Due to the unique expertise needed to run this facility, and upon completion of the first initial maintenance period, staff intends to bid out the long-term maintenance of this facility. The ongoing annual maintenance and operation cost of running this facility is currently unknown.

#### **PUBLIC OUTREACH**

City staff has worked extensively with the Elings Park Foundation (Foundation) during the design phase to ensure the Project meets the needs of the Foundation. Neighbors of Elings Park received mailed notices regarding the Project and its purpose. As the Project continues to construction, staff will again distribute mailings informing Elings Park neighbors of the Project. Signage will be set up in Elings Park to educate the public on the Project and alert them of upcoming closures. Through Project completion, staff will continue to work with the Foundation to ensure park users and neighbors stay informed.

#### **FUNDING**

This Project is funded by the Solid Waste Fund. There are sufficient funds in the Solid Waste Fund Reserves to cover the remaining cost of this Project of \$919,308. Up to 50% of construction costs may be reimbursed to the Solid Waste Fund Reserves by a grant through CalRecycle. The City applied for the grant in December 2010, and anticipates hearing a response from CalRecycle before February 2011.

The following summarizes the expenditures recommended in this report:

**CONSTRUCTION CONTRACT FUNDING SUMMARY**

|  | <b>Basic Contract</b> | <b>Change Funds</b> | <b>Total</b>     |
|--|-----------------------|---------------------|------------------|
| Environmental Construction Inc.              | \$496,460             | \$74,000            | \$570,460        |
| Geosyntec<br>(Construction Support Services) | \$64,350              | \$6,435             | \$70,785         |
| Geosyntec (Post-Construction Services)       | \$103,063             | \$0                 | \$103,063        |
| <b>TOTAL RECOMMENDED AUTHORIZATION</b>       |                       |                     | <b>\$744,308</b> |

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

**ESTIMATED TOTAL PROJECT COST**

*\*Cents have been rounded to the nearest dollar in this table.*

|   |                    |
|---|--------------------|
| Design (by Contract)  | \$94,366           |
| City Staff Costs  | \$25,000           |
| <b>Subtotal</b>   | <b>\$119,366</b>   |
| Construction Contract   | \$496,460          |
| Construction Change Order Allowance   | \$74,000           |
| <b>Subtotal</b>   | <b>\$570,460</b>   |
| Construction Management/Inspection (by City Staff)                          | \$65,000           |
| Design Support Services/ Special Inspection/ Material Testing (by Contract) | \$70,785           |
| Reimbursement of Lost Revenue to Elings Park Foundation                     | \$80,000           |
| Post-Construction Monitoring/ Maintenance/ and Permitting (by Contract)     | \$103,063          |
| Building Permits/APCD Permits   | \$5,000            |
| Post-Construction Facility Management (by City Staff)                       | \$25,000           |
| <b>Subtotal</b>   | <b>\$348,848</b>   |
| <b>TOTAL PROJECT COST</b>   | <b>\$1,038,674</b> |

The cost of this Project includes reimbursement of lost revenue to the Foundation from the ball fields and Cappello picnic area. Elings Park staff anticipates a loss of at least \$63,000, and actual lost revenue will be greater if the project experiences construction delays. A budget of \$80,000 should allow staff to address the Foundation's revenue loss. The Foundation will provide the City with reasonable documentation to substantiate the actual loss of revenue.

**SUSTAINABILITY IMPACT:**

This Project will abate air quality issues associated with the off-gassing from decaying materials within the closed landfill into the surrounding areas. As required by the Santa Barbara County Public Health Department, the Project will control the migration of landfill gas and bring Elings Park into compliance. Doing so will provide for the safety of Elings Park users and adjacent neighborhoods, and reduce the environmental impacts associated with the former landfill.

**PREPARED BY:** John Ewasiuk, Principal Civil Engineer/EM/sk  
Kristy Schmidt, Employee Relations Manager/TO

**SUBMITTED BY:** Christine F. Andersen, Public Works Director  
Robert Samario, Finance Director

**APPROVED BY:** City Administrator's Office



## CITY OF SANTA BARBARA

### COUNCIL AGENDA REPORT

**AGENDA DATE:** January 11, 2011  
**TO:** Mayor and Councilmembers  
**FROM:** Business Division, Waterfront Department  
**SUBJECT:** Assignment Of Lease Agreement With The Minnow Cafe

#### **RECOMMENDATION:**

That Council approve the assignment of Lease Agreement No. 20,108, Minnow Café, on hold-over status from Jeffrey Jones to Brophy and Sons, Inc., for the 1,002 square-foot cafe at 117-E Harbor Way.

#### **BACKGROUND:**

Jeff Jones has leased the Minnow Café at 117-E Harbor Way since 1989. The current lease expired on March 31, 2008, and the tenant has occupied the space on a holdover status, with the Department's approval, since that time. Section 802 of the Lease provides that upon written approval of the Landlord, the tenant may hold over for a period from month to month on the same terms and conditions as set forth in the Lease. The base rent for the Minnow Café currently averages \$2,174 per month, but is allocated seasonally to allow for a lower base rent in winter months and a higher base rent in summer months. The base rent is subject to annual increases based on the Consumer Price Index. The percentage rent is 11.4% of gross sales, which is consistent with other fast-food type restaurant concessions including Char West, Sushi Go Go, and Shoreline Beach Café.

The permitted uses under the lease allow the tenant to serve breakfast, lunch and dinner, including beer and wine service (no distilled spirits).

In October, Jeff Jones requested to transfer the Minnow Café lease to Brophy Brothers Restaurant. The Department received the \$3,000 lease assignment review fee, business plan, and other documentation relevant to the transaction.

Jeff Jones is considered a tenant in good standing by the Department as he has no outstanding default notices on file and has been prompt with rent payments. An audit of the Minnow's sales reporting / percentage rent payments was completed in December 2010.

Brophy's plans to continue to operate the business primarily as a take-out establishment serving breakfast and lunch items such as breakfast burritos, deli sandwiches, fish and chips, burgers and chowder. Brophy's also plans to extend the hours of operation, add a

dinner menu, and begin accepting debit and credit cards for payment at the location. Brophy's purchasing power will enable the business to offer a high quality product at a value price point.

Based on Brophy's experience and qualifications in the food service business, staff is recommending approval of the lease assignment.

Santa Barbara County Environmental Health Services (Health Department) recently required the relocation of some refrigerators and the addition of a mop sink to the Minnow Café operation, which the current tenant is unable to comply with due to space constraints. Brophy's is uniquely qualified to comply with the new Health Department requirements since its prep room is immediately adjacent to the Minnow location.

In accordance with the Department's lease assignment procedure, no changes to the business terms of the lease will occur as part of this lease assignment. Should Brophy's perform all lease conditions to the satisfaction of the Waterfront Department, Staff will begin negotiations for a new lease with Brophy's in 1- to 24 months.

The Harbor Commission recommended approval of the lease assignment at the November 18, 2010, meeting.

**ATTACHMENT:** Site Plan

**PREPARED BY:** Scott Riedman, Waterfront Business Manager

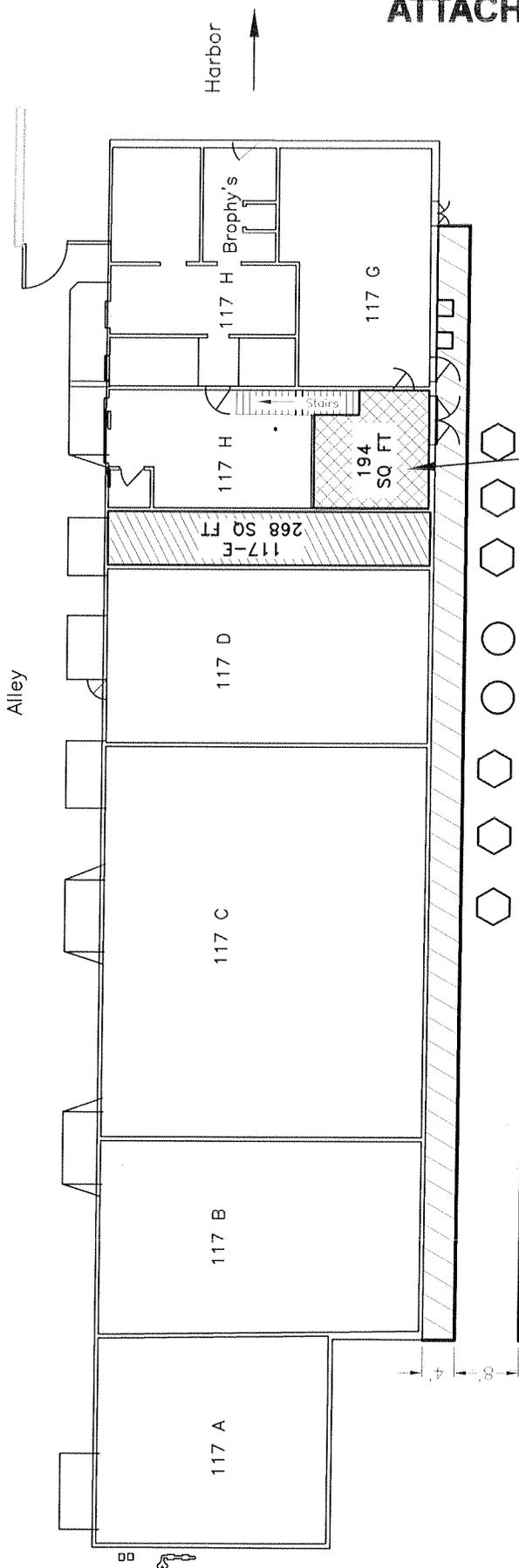
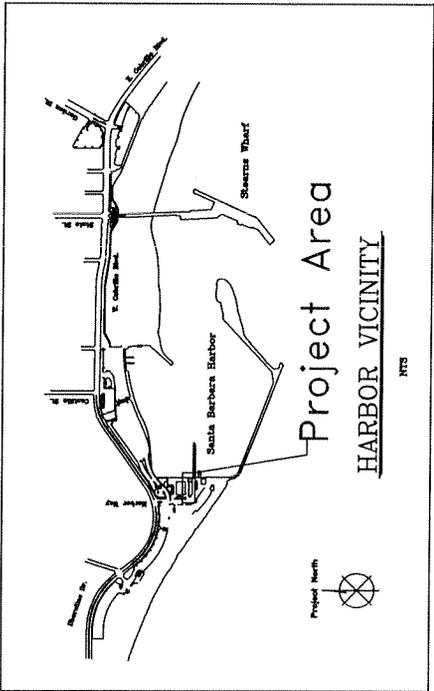
**SUBMITTED BY:** John N. Bridley, Waterfront Director

**APPROVED BY:** City Administrator's Office

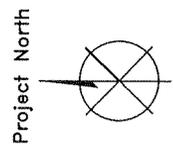
**ATTACHMENT**

**MINNOW CAFE**

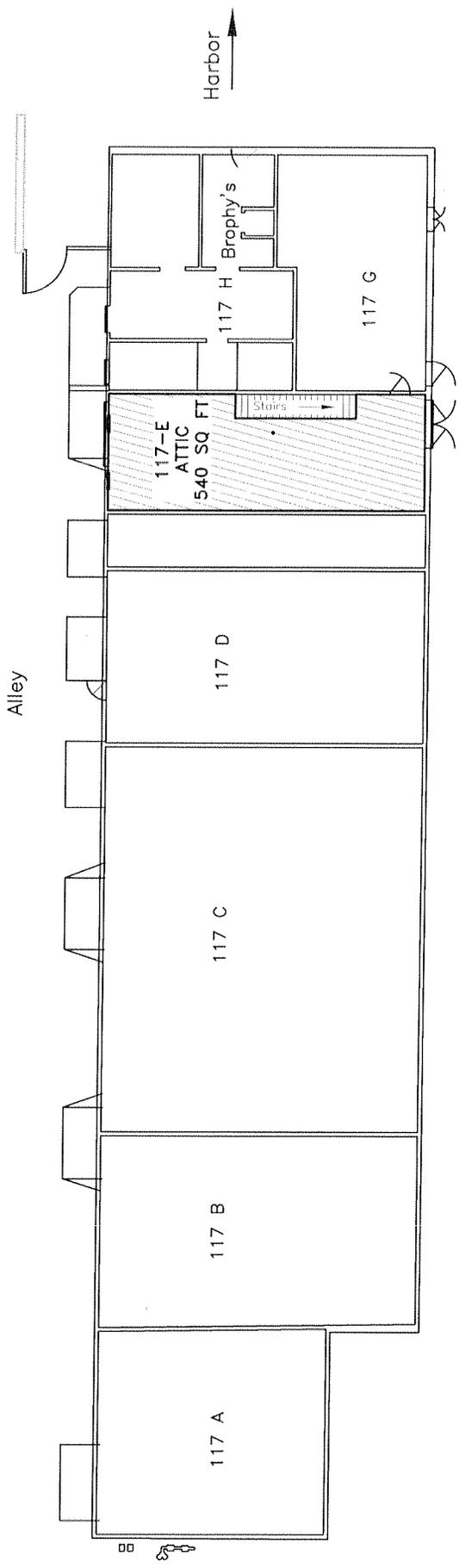
First Floor 268 SQ FT  
 New First Floor 194 SQ FT  
 Second Floor 540 SQ FT  
**TOTAL AREA: 1002 SQ FT**



**FIRST FLOOR PLAN**  
 117-E Harbor Way  
 Note: Area to be added to lease.



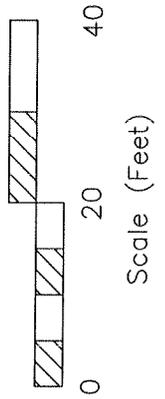
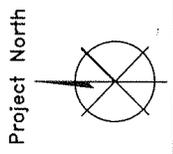
| REVISIONS |          | Lease Area Exhibit A  |                  |
|-----------|----------|-----------------------|------------------|
| NO.       | DATE     | BY                    | REASON           |
| 1         | 5/7/2008 | T. Lawler             | 117-E Harbor Way |
|           |          | City of Santa Barbara |                  |
|           |          | Waterfront Department |                  |
|           |          | Sheet No.             | 1 of 2           |



**ATTACHMENT**

**SECOND FLOOR PLAN  
117-E Harbor Way**

Harbor Way



|           |             |                       |             |
|-----------|-------------|-----------------------|-------------|
| REVISIONS |             | Lease Area Exhibit A  |             |
| DATE      | DESCRIPTION | DATE                  | DESCRIPTION |
| 1-1       |             | 117-E Harbor Way      |             |
| 5/7/2008  |             | City of Santa Barbara |             |
|           |             | Waterfront Department |             |
|           |             |                       | 2 of 2      |



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** January 11, 2011

**TO:** Mayor and Councilmembers

**FROM:** Water Resources Division, Public Works Department

**SUBJECT:** Contract For Development Of Wastewater Collection System Strategic Management Program

### **RECOMMENDATION:**

That Council authorize the Public Works Director to execute a contract, in a form of contract approved by the City Attorney, in the amount of \$282,892 with Brown and Caldwell to develop the framework and systems to effectively direct collection system maintenance, and authorize the Public Works Director to approve expenditures of up to \$28,289 for extra services of Brown and Caldwell that may result from necessary changes in the scope of work, for a total not-to-exceed amount of \$311,181.

### **DISCUSSION:**

#### Background

The City of Santa Barbara owns and operates 266 miles of wastewater collection system pipes and nine lift stations. Annual operating expenditures for the Collection System Section are approximately \$3 million. Capital expenditures for the collection system pipes and lift stations average \$1.5 million per year, for an annual average expenditure of approximately \$4.5 million. Historically, the City had reported a low number of spills from the system; however, since the year 2000, the number of spills from the collection system has begun to rise, and has continued to increase through 2009. Changes in spill thresholds for reporting have occurred during this period; however, regulatory agencies gauge how well collection systems are being maintained by the number of spills per hundred miles. Collection systems, with 2–4 spills per 100 miles, are considered well maintained systems. The City had a spill occurrence of 15 spills per 100 miles in 2009.

To reduce the number of spills, staff has taken a number of easily implemented steps to increase the amount and effectiveness of pipe cleaning, including:

- Technical training for Collection System staff in pipe cleaning techniques;

- Installation of GPS units on vehicles to verify cleaning practices;
- Rental of a pipeline cleaning vehicle to backfill for equipment unavailable due to breakdown; and
- Contracting for pipeline cleaning to increase number of miles cleaned.

These actions have been effective in reducing the number of spills in the second half of 2010.

In order to continue to improve system performance and achieve better regulatory compliance, staff seeks to contract with Brown & Caldwell to develop and implement a comprehensive system to manage the prioritization of pipeline cleaning and replacement. This project will proceed in two phases:

- Development of a Comprehensive Maintenance Management Program; and
- Development of a needs-based Capital Improvement Program prioritization schedule for pipe replacement or rehabilitation.

The proposed approach to improving collection system maintenance management has been successfully implemented by other agencies and has resulted in increased regulatory compliance and system performance.

#### **Phase I – Maintenance Management**

Brown and Caldwell, working closely with City staff, will develop standardized procedures and reporting criteria for assessing pipe maintenance condition; develop the data tables and reports necessary to record and report information; and enter the information into the City's existing Cartegraph database. The result of this effort will develop the ability to generate needs based work orders for maintenance using the Cartegraph system. The Cartegraph system is not currently being used by the Wastewater Section for work order generation. Staff has attempted to implement Cartegraph using existing in-house staff. This approach has been hindered by a lack of technical expertise and insufficient resources allocated for support. As a result, work orders continue to be manually generated, but this approach is administratively burdensome. Transitioning to Cartegraph for work order generation will provide the opportunity to eliminate a currently vacant Wastewater Collection System Supervisor at a savings of approximately \$130,000 per year.

Brown and Caldwell will also review the City's response to, and documentation of spills, and make recommendations for improved procedures related to response, data collection and management. It is anticipated that it will take approximately six months to complete the first phase of work. The cost for Phase I is \$311,181.

#### **Phase II - Collection System Capital Planning and Sewer System Management Plan Update:**

As with the cleaning program, the current approach to identifying pipes for CIP repair or replacement is based on staff knowledge. Staff desires to use Cartegraph as a tool to

develop a repair/replacement planning process based on pipe condition. Information on age, pipe material, structural condition, criticality, and maintenance requirements will be used to prioritize CIP planning. Developing a comprehensive database for CIP planning will allow staff to project long-term needs, rather than the two- or three-year plan currently available. Brown and Caldwell will also evaluate the wastewater lift stations for rehabilitation needs in order to identify and prioritize future capital needs.

Other Phase II work includes developing a workload management system to prioritize restaurant inspections; evaluating priority and need for future flow monitoring programs; and updating the City's Sewer System Management Plan. All of these work items are requirements of the City's permit for the wastewater collection system. Phase II work is anticipated to take six months and will cost \$159,302.

Staff issued a Request for Proposal (RFP) to more than a dozen firms. Staff received three proposals, and Brown and Caldwell was unanimously selected by a panel of staff and a member of the Water Commission as having the most complete response to the RFP. Brown and Caldwell also had the lowest cost proposal. At the meeting of November 8, 2010, the Water Commission voted 5/0 to concur with staff's recommendation.

#### **BUDGET/FINANCIAL INFORMATION:**

The first phase of work will develop the systems and practices needed to document pipe condition and prioritize maintenance schedules. The cost for this phase is \$311,181. A second phase of work will develop the system for assessing capital replacement needs and prioritization. The cost for the second phase of work is \$159,302. Staff seeks authorization to have the Public Works Director execute the first phase contract. Staff anticipates returning in approximately five months for authorization to execute the second contract.

The funding for this first phase study will come from budgeted funds established for the Wastewater Fund's Sanitary Sewer Overflow Compliance Program, which was included in the Fiscal Year 2011 originally adopted budget in the amount for \$2.5 million.

#### **SUSTAINABILITY IMPACT:**

Improving collection system performance and prioritizing CIP projects will result in a decrease in spills and the resulting discharges of wastewater to the environment.

**PREPARED BY:** Christopher Toth, Wastewater System Manager/mh

**SUBMITTED BY:** Christine F. Andersen, Public Works Director

**APPROVED BY:** City Administrator's Office



Agenda Item No. \_\_\_\_\_

File Code No. 540.10

# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** January 11, 2011

**TO:** Mayor and Councilmembers

**FROM:** Water Resources Division, Public Works Department

**SUBJECT:** Contract For Water Chemistry Analysis Services For The Cater Water Treatment Plant

### **RECOMMENDATION:**

That Council authorize the Public Works Director to execute a contract in the amount of \$59,800 with Water Quality & Treatment Solutions, Inc. (WQTS), for water chemistry analysis at the Cater Water Treatment Plant (Cater), and authorize the Public Works Director to approve expenditures of up to \$5,980 for extra services of WQTS that may result from necessary changes in the scope of work.

### **DISCUSSION:**

Cater is the City's potable water treatment plant. It treats water from the Santa Ynez River for the City of Santa Barbara, along with the Montecito and Carpinteria Valley Water Districts. Cater is operated in compliance with drinking water rules and regulations prescribed by the US Environmental Protection Agency (EPA) and enforced by the California Department of Public Health (CDPH).

The Stage 1 Disinfectant Byproduct Rule (DBP Rule) is a drinking water rule that went into effect in 2002. A sub-part of the DBP Rule is the Enhanced Coagulation Rule (EC Rule), which requires water agencies to remove 15% of the Total Organic Carbon (TOC) in their raw water using chemical coagulants. The EPA and CDPH recognize that the chemistry of some source waters makes them not amenable to TOC reduction through coagulation. Water agencies treating such water sources can apply for a three-year waiver from the EC Rule by submitting data that demonstrates that a 15% reduction of TOC in their raw water source is not reasonably attainable using enhanced coagulation.

Santa Ynez River water has high alkalinity, making it difficult to comply with the EC rule for required TOC reduction. Historically, Cater staff has contracted with a consulting firm to perform the necessary water chemistry analysis and to present their findings in a

report to CDPH for the City to receive a waiver from the EC Rule. The City's current three-year waiver from the EC Rule expires on January 1, 2012.

Staff invited proposals from qualified consulting firms to develop the water chemistry analysis and documentation necessary to apply for an extension of the City's waiver from the EC Rule. Staff is also seeking professional assistance with testing the performance of water treatment chemicals proposed for Cater's treatment process, and for on-call technical support services to address issues with water treatment that arise from time to time.

Two proposals were received from qualified firms. WQTS ("Consultant") was chosen to perform the work based on their successful performance with providing similar services to the City in the past, and their acceptable bid of \$59,800, which was the lowest bid of the two proposals received. Staff is also requesting authorization of \$5,980 in change order authority for unforeseen changes in the scope of work, for a total contract award of \$65,780.

#### **PROPOSED WORK:**

##### **Task 1 – Data Collection for Enhanced Coagulation Waiver Application (\$29,400)**

To renew the waiver for the EC Rule, the Consultant will prepare a test plan for approval by CDPH. Upon approval by CDPH, the Consultant will conduct quarterly enhanced coagulation testing, and will submit the results and a letter to CDPH requesting an extension of the City's existing Enhanced Coagulation Waiver.

##### **Task 2 – Comparison Testing of Proposed Water Treatment Chemicals (\$20,400)**

The City has pre-qualified four treatment chemical suppliers whose products appear to be compatible with Cater's treatment process. Each supplier was chosen based on previous successful performances of their chemicals at Cater, including the supplier's ability to reliably deliver chemicals of a consistent quality. The Consultant will bench-scale test each proposed treatment chemical for its ability to remove particulate matter from the City's source water, while maintaining acceptable filtered water turbidity levels. The Consultant will prepare a test plan detailing the testing methods and procedures as well as proposed water quality analyses, analytical methods, quality control procedures, and test schedule. After completing the testing and receipt of all laboratory data, the Consultant will compile and summarize the findings in a final report.

Based on the final report, full-scale trials of selected treatment chemicals will be run at Cater for one to two weeks per chemical to verify the bench-scale results in a real-world application. The Consultant will assist Cater staff with identifying the best performing chemical(s). This information will ultimately be used to convert the weight-based price quotes received from the suppliers to performance-based price quotes. Staff will then return to Council for award of contract for supply of the treatment chemical.

**Task 3 – On-Call Technical Services (\$10,000)**

On an as-needed basis, Cater staff will call upon the Consultant to provide general consultation regarding various water quality and/or water treatment issues or concerns. These services may include analysis of water quality data, preparation of technical memoranda, or review of technical data and/or reports. The Consultant will charge an hourly rate for these services for a total not-to-exceed amount of \$10,000.

**BUDGET/FINANCIAL INFORMATION:**

At their monthly meeting, held on December 13, 2010, the Water Commission voted 3-0 in support of this proposed work effort. There are sufficient appropriated funds in the Water Fund for these services.

**PREPARED BY:** Catherine Taylor, Water System Manager/mh

**SUBMITTED BY:** Christine F. Andersen, Public Works Director

**APPROVED BY:** City Administrator's Office



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** January 11, 2011

**TO:** Mayor and Councilmembers

**FROM:** Engineering Division, Public Works Department

**SUBJECT:** Declaration As Excess City Land And Authorization To Initiate Sale Of Property At 20 South Milpas Street

**RECOMMENDATION:** That Council:

- A. Declare the property owned by the City of Santa Barbara located at 20 South Milpas Street as excess to the City;
- B. Authorize the expenditure not to exceed \$10,000 to make the property ready for sale; and
- C. Authorize the Public Works Director to offer the property for sale in a public auction, and negotiate final sale terms as provided for and as required by Chapter 4.28 of the Santa Barbara Municipal Code.

**DISCUSSION:**

The property known as 20 South Milpas Street; Assessor Parcel Number 017-165-007, was originally granted to the City by the State in 1959, by Resolution No. 3968. The property was part of a remainder parcel related to right of way acquisitions previously done for State Highway improvements.

In 1960, the City leased the property as a parking lot to the United States Postal Service (USPS), who then operated a local Post Office in a leased building on the adjacent parcel (see Attachment 1). Since that time, the City has continued to renew the parking lot lease with the USPS for various terms of one, three, and five years.

The USPS occupied the building adjacent to the parking lot with a five-year lease term in place. In 1998, in anticipation of entering into a long-term lease with the USPS for the parking lot to match their building lease, the City authorized an appraisal to determine the current rental value. The appraisal determined an approximate value of \$50 per parking space. Based on thirty-one spaces being available at the time, a valuation of \$18,600 dollars per year was determined as market rent for the parking lot.

The USPS had also expressed a desire to potentially purchase the parking lot property on several occasions. In light of this, a sales comparison valuation was also done for the property, based on C-2 zoned comparable properties to determine an estimate of market value. A value of \$33 per square foot was established. Given the lot size of 10,250 square feet, a market sale valuation for the property was estimated at \$338,250 dollars.

Due to future planning uncertainties by the USPS, a long-term lease was never implemented, nor was the property purchased. Subsequently, several one and two year lease extensions with renewals and extensions were approved until 2001, when it was determined that a five-year lease with the option to renew for an additional five years, for an effective term of ten years, would be more suitable for the USPS in matching their building lease tenancy. This term was approved and commenced.

The lease rental rate of \$18,500 was continued for the initial five-year term, as the USPS was considered an excellent long-term tenant in good standing with City. The City's policy is to renew leases for tenants of this status. It is also noted that very little maintenance was ever required of the parking lot property, and the lease to the USPS was always primarily an accommodation for the postal service provided to the public. The five-year renewal of the second five-year term was at the rate of \$21,000, to reflect a slight escalation in rent over the term.

The USPS had discussed moving the Milpas Street facility on several instances over the years. In 2006, indications were again given to the City that the Post Office would be moving to a new facility on Nopal Street, and that the USPS would be terminating the lease for the parking lot when the initial five-year term would be ending. Again, due to budget concerns and the logistics of relocating the Post Office, the move was postponed and the lease was renewed for the second five-year term.

After budgeting concerns were resolved, the USPS completed their new facility, and relocation of the Milpas Street Post Office in 2008. The City was informed per the terms of the existing lease that the USPS had sublet the parking lot to the new tenant, now occupying the building premises adjacent to the parking lot previously occupied by the Milpas Post Office. The existing lease term ends November 30, 2011.

#### **BUDGET/FINANCIAL INFORMATION:**

As the lease term ends in slightly less than one year, it is timely to prepare the property for sale now. The costs associated in preparing the property for sale are approximately \$6,000 to \$10,000 dollars and are proposed to be paid from the Engineering, Land Development Division Services budget. The costs are related to property title and conditions research, an initial environmental study, staff time for property appraisal valuation, advertising the sale, and public proceedings and negotiations.

It should be noted that there were very few land sales in 2009-2010. Preliminary market research of comparable property listings for sale in the lower Eastside of the City indicates a range of \$57 to \$130 dollars per square foot. Current listings in the downtown and upper State Street area indicate a range of \$209 to \$100 dollars per square foot.

As a conservative estimate, using a slightly discounted value for the location and shape, the subject 20 South Milpas property reflects a range of approximately \$30 to \$45 dollars per square foot. Based on this estimation, a general approximation of value range is \$300,000 to \$400,000 dollars. The net proceeds of the sale would go to the General Fund.

In light of the fact the USPS no longer occupies the Milpas Street location and a new commercial tenant is now in place, this is an opportunity for the City to discontinue its role as a long term Landlord. It is prudent at this time to present the property to Council for recommendation to declare the property as excess to the City's needs and future uses, and approve the actions to initiate its sale through public auction as outlined in the Disposition Proposal. (see Attachment 2).

**ATTACHMENTS:** 1) Assessor's Parcel and Vicinity Map  
2) Disposition Proposal

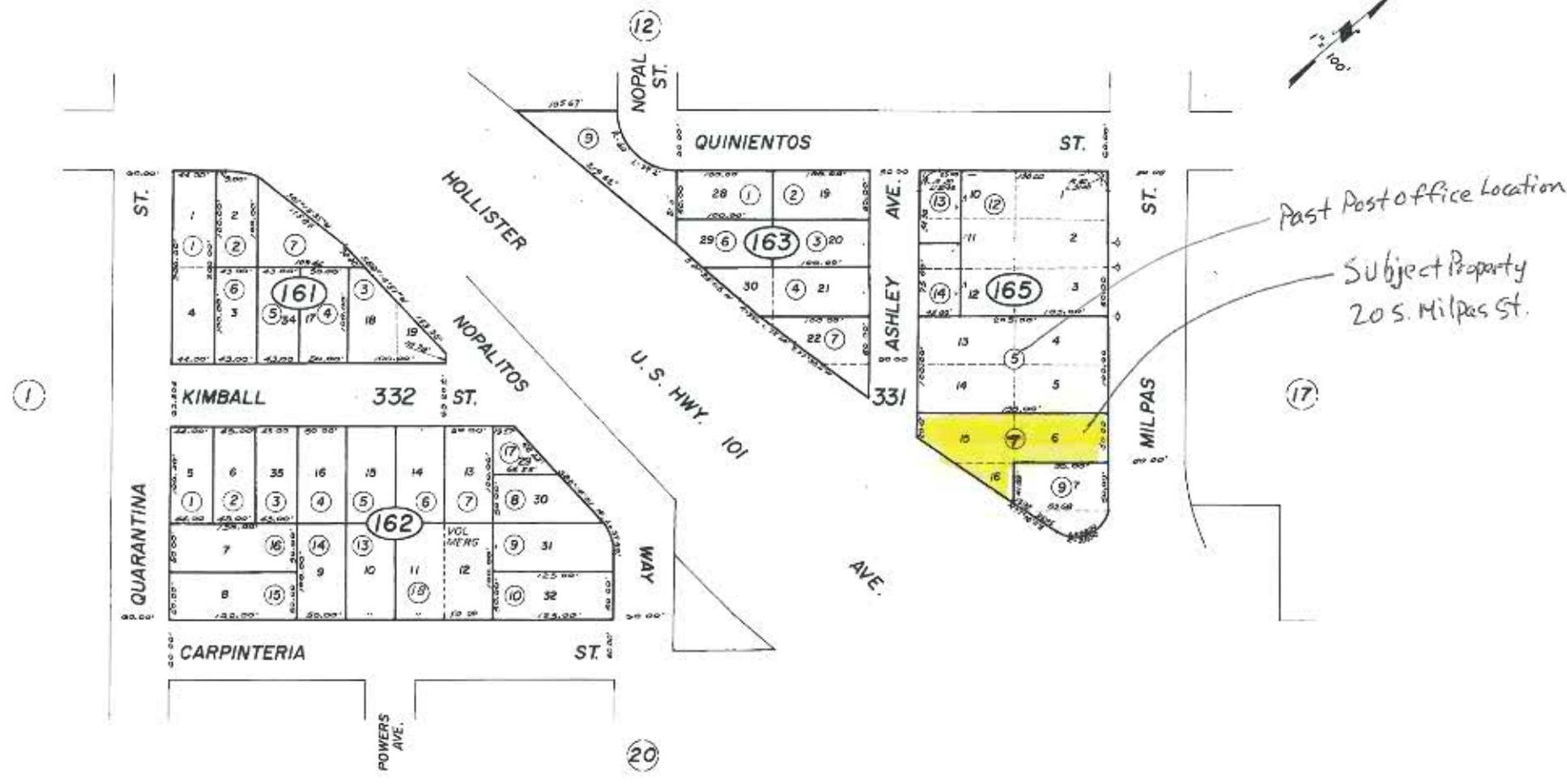
**PREPARED BY:** Pat Kelly, Assistant Public Works Director/City Engineer/DT/mj

**SUBMITTED BY:** Christine F. Andersen, Public Works Director

**APPROVED BY:** City Administrator's Office

PUEBLO LANDS

ATTACHMENT 1  
17-16

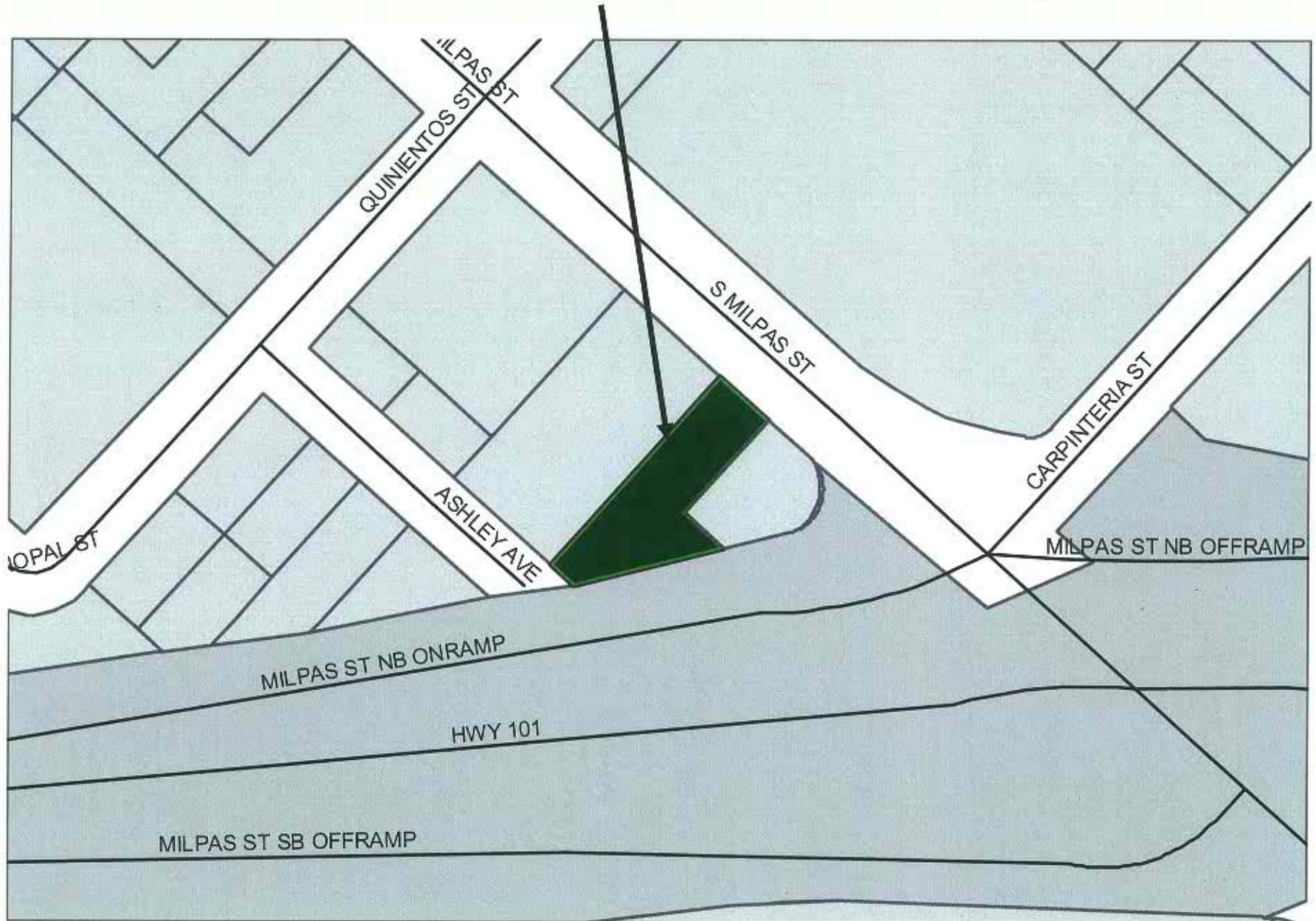


Assessor's Map Bk. 17 - Pg. 16  
County of Santa Barbara, Calif.

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

02/18 164-02 1/10 203-20

## 20 South Milpas Street; City Land used as Parking lot



Disposition Proposal  
20 South Milpas Street (APN 017-165-007)

**December 11, 2010**

The following is a proposed timeline for the disposition of this property:

|  | <u>Target Dates</u> |
|--|---------------------|
| Council Action to declare excess land and authorize sale                           | January 2011        |
| Send notice of termination of lease to the USPS                                    | February 2011       |
| Order Preliminary Title Report & initiate Environmental Analysis                   | February 2011       |
| Prepare Staff Appraisal (Request Appraisal if necessary)                           | March 2011          |
| CEQA Review – anticipated Notice of Exemption                                      | April 2011          |
| Notices & Letters of Interest to Other Agencies (Govt. Code 54222 + 60 days)       | May 2011            |
| Response by other agencies (allowed 60 days)                                       | July 2011           |
| Council Agenda Report Resolution authorizing sale                                  | July 2011           |
| Advertising/Notice of Sale   | August 2011         |
| Public Auction   | September 2011      |
| Bids received/Negotiate Sale   | October 2011        |
| Council Resolution authorizing (City Administrator) execution of Agreement of Sale | November 2011       |
| Escrow Opening (First American Title Insurance Co.)                                | November 2011       |
| Close of escrow (after effective date of Ordinance)                                | December 2011       |



Agenda Item No. \_\_\_\_\_

File Code No. 330.03

# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** January 11, 2011

**TO:** Mayor and Councilmembers

**FROM:** Engineering Division, Public Works Department

**SUBJECT:** Introduction Of Ordinance For Agreements For Joint Uses and Encroachments At The Carrillo Recreation Center And The Lobero Building

### RECOMMENDATION:

That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving and Authorizing the City Administrator to Execute Certain Agreements Acknowledging Ongoing Uses Between the Property Known as the Lobero Building at 924 Anacapa Street, Owned by The 924 Group, LLC, and the Property Known as the Carrillo Recreation Center at 100 East Carrillo Street, Owned by the City of Santa Barbara.

### DISCUSSION:

The proposed Ordinance will authorize the City Administrator to approve and execute four agreements which acknowledge the existence of minor encroachments, and to allow for the continuing joint use and maintenance of various improvements located between the Carrillo Recreation Center and the adjacent Lobero Building at 924 Anacapa Street, owned by The 924 Group, LLC (The 924 Group). The location of the joint use facilities and the existing encroachments were disclosed by surveys performed by the City in connection with the design of the Carrillo Recreation Center Rehabilitation Project (Project).

Individual agreements are proposed as follows:

1. Agreement for Joint Use Walkway and Drainage
2. Agreement for Electrical Equipment
3. Agreement for Building Access Ramp
4. Agreement for Joint Use and Maintenance of Trash and Recycling Facilities

The Agreement for Joint Use Walkway and Drainage will provide for the enhancement and ongoing joint use of the existing walkway, pavement area, and drainage facilities

## Council Agenda Report

### Introduction Of Ordinance For Agreements For Joint Uses And Encroachments At The Carrillo Recreation Center And The Lobero Building

January 11, 2011

Page 2

located on the Lobero Building property, adjacent to the Carrillo Recreation Center (approximately 1,004 square feet). The walkway and paved areas currently provide pedestrian access from Anacapa Street to the side doors of the Lobero Building and to the rear patio doors and to the stairways located on the Carrillo Recreation Center property. There are also drainage facilities in the paved area that collect surface storm waters for drainage to Anacapa Street from the Carrillo Recreation Center and the Lobero Building's patio areas. Portions of the joint use paved areas will be replaced and upgraded with brick pavers and landscaping in connection with the Project.

The Agreement for Electrical Equipment will provide for continued use by the City of an existing electrical service cabinet that serves the Carrillo Recreation Center, a portion of which encroaches slightly onto a portion of the Lobero Building property (approximately 15 square feet). The electrical cabinet was likely misplaced in connection with a past City project, possibly without performing a survey to locate the property lines. The Agreement for Electrical Equipment will allow the City's continuing use and maintenance of the existing electrical cabinet in its current location until such time it may be removed to make way for other improvements in the area.

The Agreement for Building Access Ramp will provide for the Lobero Building's continued use of an access ramp required by the Americans with Disabilities Act (ADA), which encroaches slightly on a portion of the Carrillo Recreation Center (approximately 15 square feet). As required by ADA guidelines, the access ramp was constructed in connection with a past project by The 924 Group to rehabilitate its Lobero Building, apparently without performing a survey to locate the property line. Because the access ramp does not adversely impact the use of the Carrillo Recreation Center or the Project, and because it does not impede pedestrian access, the Agreement for Building Access Ramp is recommended to allow the slight encroachment until such time that the ramp must be altered or removed to make way for public improvements.

The Agreement for Joint Use and Maintenance of Trash and Recycling Enclosure will provide for the joint use of trash and recycling depositories by the users of the Carrillo Recreation Center property and the occupants of the Lobero Building. The existing joint use trash and recycling facilities are located on the Carrillo Recreation Center, and not within an enclosure. This proposed Agreement is similar to agreements prepared by the Downtown Parking Operations staff for the City's management of joint use trash and recycling facilities located on Downtown Parking Lot facilities.

The approximate locations of the affected areas are shown generally on the Attachment.

The ongoing joint uses and mutual benefits that will be acknowledged and permitted by the proposed agreements are compatible with and accessory to the purposes to which the Carrillo Recreation Center property is devoted by the City. In accordance with the City Charter Section 521, the proposed four agreements must be approved by an Ordinance that is adopted by Council.

**BUDGET/FINANCIAL INFORMATION:**

The Agreement for Joint Use Walkway and Drainage allows the City to enhance the joint use areas located on the Lobero Building property, as part of the Project, the costs for which are nominal due to the scale of the Project. The future costs for the City's maintenance of the upgraded patio and the walkway and drainage facilities are also considered nominal.

There are no City costs anticipated in connection with the encroachments and uses allowed by the Agreement for Electrical Equipment and the Agreement for Building Access Ramp.

The Agreement for Joint Use and Maintenance of Trash and Recycling Enclosure provides for payment by The 924 Group of a monthly rental fee to the City, which is based on monthly rental rates established by Council Resolutions for the purpose of managing enclosures on City properties (currently \$40 per month, as set forth in Resolution No. 10-044). The agreement also provides that The 924 Group must enter into an agreement with the City's assigned waste collector for this site, and pay its share of any costs for collection of refuse.

**ATTACHMENT:** Photo Vicinity Map

**PREPARED BY:** Pat Kelly, Assistant Public Works Director/City Engineer/DI/sk

**SUBMITTED BY:** Christine F. Andersen, Public Works Director

**APPROVED BY:** City Administrator's Office

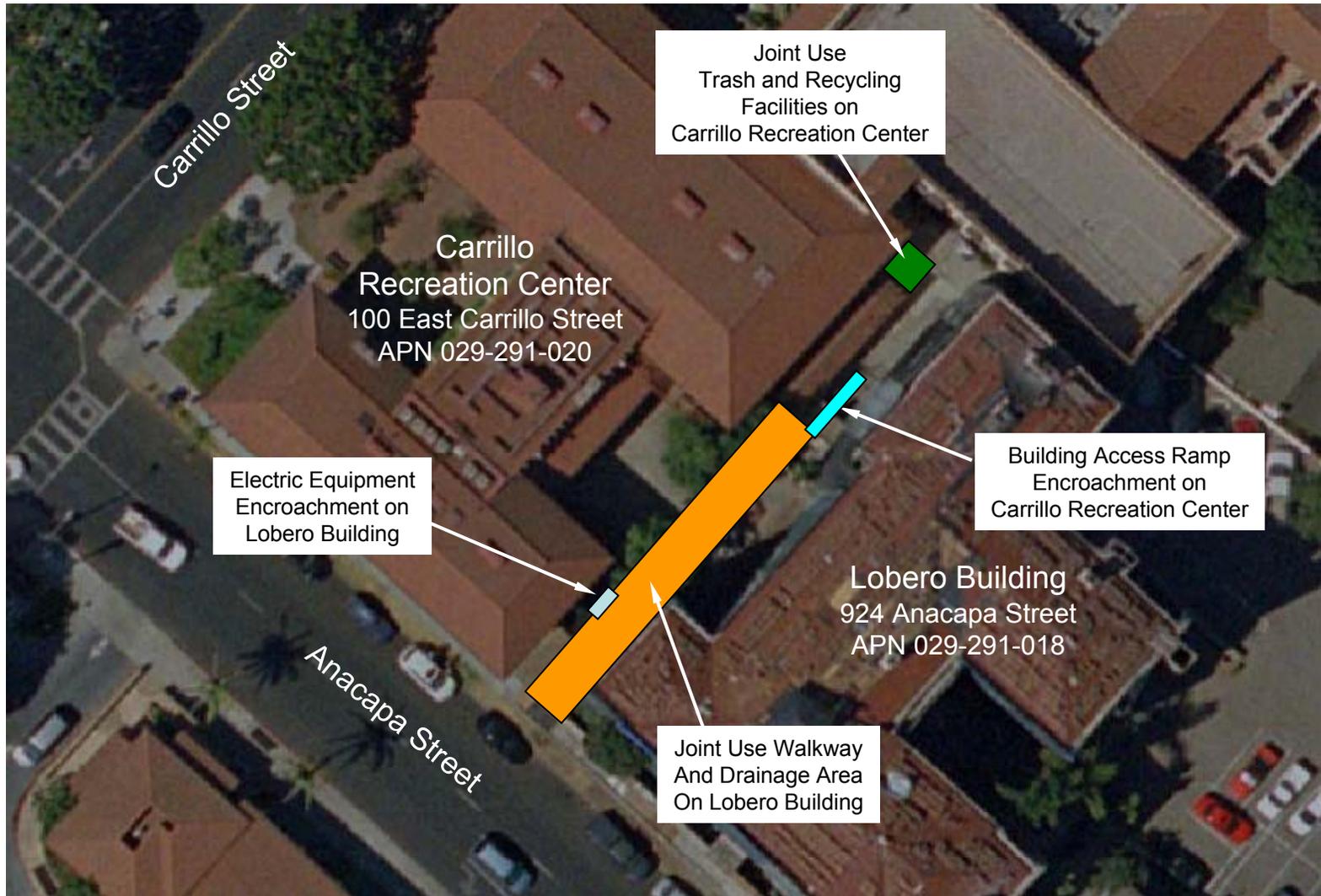


Photo Vicinity Map

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA APPROVING AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE CERTAIN AGREEMENTS ACKNOWLEDGING ONGOING USES BETWEEN THE PROPERTY KNOWN AS THE LOBERO BUILDING AT 924 ANACAPA STREET, OWNED BY THE 924 GROUP, LLC, AND THE PROPERTY KNOWN AS THE CARRILLO RECREATION CENTER AT 100 EAST CARRILLO STREET, OWNED BY THE CITY OF SANTA BARBARA

WHEREAS, surveys performed in connection with the project by the City to rehabilitate the facility known as the Carrillo Recreation Center (herein the "Carrillo Recreation Center"), located at 100 East Carrillo Street, have disclosed the existence of certain slight encroachments and joint uses between the Carrillo Recreation Center and the adjacent property known as the Lobero Building (herein the "Lobero Building"), located at 924 Anacapa Street, owned by The 924 Group, LLC, a California limited liability company;

WHEREAS, the improvements located on a portion of the Lobero Building property consist of a joint use walkway and drainage facilities that provide pedestrian public access and drainage between Anacapa Street and portions of the Carrillo Recreation Center and the Lobero Building;

WHEREAS, the improvements also include an existing electrical equipment cabinet that provides electrical service to the Carrillo Recreation Center, which encroaches slightly onto a portion of the Lobero Building property;

WHEREAS, the improvements also include an access ramp that provides reasonable access to the Lobero Building in accordance with the Americans with Disabilities Act (ADA), which encroaches slightly onto a portion of the Carrillo Recreation Center property;

WHEREAS, the facilities also include unenclosed trash and recycling depositories used jointly by the Carrillo Recreation Center and the Lobero Building;

WHEREAS, Charter Section 521 of the City requires certain agreements that bind the City for a longer period than five (5) years shall be approved by Ordinance; and

WHEREAS, this Ordinance upon its adoption by Council will provide authorization for the City Administrator to execute agreements with The 924 Group, LLC, a California limited liability company, consisting of an Agreement for Joint Use Walkway and Drainage, an Agreement for Electrical Equipment, an Agreement for Building an Access Ramp, and an Agreement for Joint Use and Maintenance of a Trash and Recycling Enclosure.

NOW THEREFORE, THE COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. That, following the effective date of this Ordinance, the Agreement for Joint Use Walkway and Drainage between the City of Santa Barbara and The 924 Group, LLC, a California limited liability company, which provides for the ongoing joint use and maintenance of pedestrian walkway and drainage facilities, is hereby approved, and the City Administrator is authorized to execute the agreement.

SECTION 2. That, following the effective date of this Ordinance, the Agreement for Electrical Equipment between the City of Santa Barbara and The 924 Group, LLC, a California limited liability company, which provides for the ongoing use and maintenance by the City of electrical facilities located on a portion of the Lobero Building property, is hereby approved, and the City Administrator is authorized to execute the agreement.

SECTION 3. That, following the effective date of this Ordinance, the Agreement for Building Access Ramp between the City of Santa Barbara and The 924 Group, LLC, a California limited liability company, which provides for the ongoing use and maintenance by The 924 Group, LLC of the building access ramp located on a portion of the Carrillo Recreation Center property, is hereby approved, and the City Administrator is authorized to execute the agreement.

SECTION 4. That, following the effective date of this Ordinance, the Agreement for Joint Use and Maintenance of Trash and Recycling Enclosure between the City of Santa Barbara and The 924 Group, LLC, a California limited liability company, which provides for the joint use and maintenance of the trash and recycling facilities located on a portion of the Carrillo Recreation Center property, is hereby approved, and the City Administrator is authorized to execute the agreement; and

SECTION 5. That, following the effective date of this Ordinance, the City Clerk is authorized to deliver such agreements to the County Recorder of Santa Barbara County, for their recordation in the Official Records of said County.



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** January 11, 2011

**TO:** Mayor and Councilmembers

**FROM:** Facilities Division, Waterfront Department

**SUBJECT:** Contract For Launch Ramp Design - Santa Barbara Harbor

### RECOMMENDATION:

That Council authorize the Waterfront Director to execute a Professional Services Contract with Moffatt & Nichol, Inc., (approved as to form by the City Attorney), in the amount of \$41,500 for design services involving the Santa Barbara Harbor Launch Ramp – Boating Trails Project, and authorize the Waterfront Director to approve expenditures of up to \$4,100 for extra design services that may result from necessary changes in the scope of work.

### DISCUSSION:

In 2009, Waterfront staff hired an engineering firm to prepare an evaluation of the easterly and westerly sections of the public launch ramp in support of two grant applications. The center section of the public launch ramp was replaced in 2001 with grant funds from the California Department of Boating and Waterways (DBAW). The evaluation concluded that the easterly and westerly sections that were not replaced in 2001 had deteriorated severely since their construction in the 1960s and were no longer usable for launching any vessels.

DBAW administers two grant programs that provide funds for public boat launching facilities, the Boating Trails Grant Program and the Local Assistance Grant Program. Council adopted a resolution on February 9, 2010, authorizing staff to apply for funds from the two DBAW grant programs. DBAW recently awarded a \$450,000 Boating Trails Grant to the Waterfront for replacement of the easterly section of the launch ramp used primarily for non-powered watercraft such as kayaks, sailing dinghies, and small outrigger canoes. The project was included in the Waterfront's Fiscal Year 2011-2016 Capital Improvement Program (CIP) approved by Council in 2010. This project was identified as unfunded in the CIP pending award of the grants applied for from DBAW.

## PROJECT DESCRIPTION

The work consists of the reconstruction of approximately 5,040 sq. ft. of the existing concrete at the easterly section of the launch ramp. The area will be constructed with a concrete surface conducive to launching non-powered watercraft by hand, meeting DBAW design guidelines for similar facilities. In addition, a new low freeboard dock will be installed to facilitate launching small craft such as kayaks, sailing dinghies, and small canoes.

## DESIGN PHASE CONSULTANT ENGINEERING SERVICES

Staff recommends that Council authorize the Waterfront Director to execute a contract with Moffatt & Nichol, Inc. in the amount of \$45,600 for design of the reconstructed easterly section of the launch ramp including a new low freeboard dock. Engineering services also include preparation of plans and specifications adequate for a complete construction contract bid package as well as bid support services.

Staff prepared a Request for Proposals (RFP) that was sent to several marine engineering firms. Two proposals were received and staff selected Moffatt & Nichol, Inc. as the most qualified and experienced firm to provide the required engineering services for the proposed project. Staff negotiated some minor modifications to the original proposal to address unforeseen geotechnical conditions and slightly reduced cost to meet the project budget.

## FUNDING

The California Department of Boating and Waterways (DBAW) recently awarded a \$450,000 Boating Trails Grant to the Waterfront for reconstruction of the easterly section of the launch ramp. The funds are solely for improvements to launching facilities for non-powered watercraft such as kayaks, sailing dinghies, and small outrigger canoes. Design services and project construction costs are initially paid for out of the Waterfront's Harbor Preservation Capital Reserve Fund (622) and reimbursed by the Boating Trails Grant upon completion of the project.

The following summarizes all estimated total project costs:

**ESTIMATED TOTAL PROJECT COST**

|  |                  |
|--|------------------|
| Design (by Contract)   | \$45,600         |
| Other Design Costs - City staff (if contract), Environmental (Assessments, etc.) | \$20,000         |
| <b>Subtotal</b>  | <b>\$65,600</b>  |
| Estimated Construction Contract w/Change Order Allowance                         | \$348,400        |
| Estimated Construction Management/Inspection (by Contract or City)               | \$31,000         |
| Estimated Other Construction Costs (testing, etc.)                               | \$5,000          |
| <b>Subtotal</b>  | <b>\$384,400</b> |
| <b>TOTAL PROJECT COST</b>  | <b>\$450,000</b> |

The Fiscal Year 2011 budget includes sufficient appropriated funds to cover the cost of design services. Staff will return to Council to appropriate the funds for construction at the time the construction contract is awarded.

**PREPARED BY:** Karl Treiberg, Waterfront Facilities Manager

**SUBMITTED** John N. Bridley, Waterfront Director

**APPROVED BY:** City Administrator's Office



# CITY OF SANTA BARBARA

## REDEVELOPMENT AGENCY BOARD AGENDA REPORT

**AGENDA DATE:** January 11, 2011

**TO:** Redevelopment Agency Board

**FROM:** Accounting Division, Finance Department

**SUBJECT:** Redevelopment Agency Fiscal Year 2011 Interim Financial Statements For The Five Months Ended November 30, 2010

### **RECOMMENDATION:**

That the Redevelopment Agency Board accept the Redevelopment Agency Fiscal Year 2011 Interim Financial Statements for the Five Months Ended November 30, 2010.

### **DISCUSSION:**

The interim financial statements for the five months ended November 30, 2010 (41.7 % of the fiscal year) are attached. The interim financial statements include budgetary activity in comparison to actual activity for the Redevelopment Agency's General, Housing, and Capital Projects Funds.

**ATTACHMENT:** Redevelopment Agency Interim Financial Statements for the Five Months Ended November 30, 2010

**PREPARED BY:** Rudolf J. Livingston, Accounting Manager

**SUBMITTED BY:** Robert Samario, Fiscal Officer

**APPROVED BY:** City Administrator's Office

REDEVELOPMENT AGENCY  
OF THE  
CITY OF SANTA BARBARA

INTERIM FINANCIAL STATEMENTS  
FISCAL YEAR 2011  
FOR THE FIVE MONTHS  
ENDED NOVEMBER 30, 2010

**REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA**  
**General Fund**  
**Interim Statement of Revenues, Expenditures and Encumbrances**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

|                                      | <u>Annual<br/>Budget</u> | <u>Year-to-date<br/>Actual</u> | <u>Encum-<br/>brances</u> | <u>Remaining<br/>Balance</u> | <u>Percent of<br/>Budget</u> |
|--------------------------------------|--------------------------|--------------------------------|---------------------------|------------------------------|------------------------------|
| <b>Revenues:</b>                     |                          |                                |                           |                              |                              |
| Incremental Property Taxes           | \$ 16,071,200            | \$ 2,528,577                   | \$ -                      | \$ 13,542,623                | 15.73%                       |
| Investment Income                    | 160,000                  | 82,945                         | -                         | 77,055                       | 51.84%                       |
| Interest Loans                       | 5,000                    | -                              | -                         | 5,000                        | 0.00%                        |
| Rents                                | 22,800                   | 12,066                         | -                         | 10,734                       | 52.92%                       |
| <b>Total Revenues</b>                | <u>16,259,000</u>        | <u>2,623,588</u>               | <u>-</u>                  | <u>13,635,412</u>            | <u>16.14%</u>                |
| Use of Fund Balance                  | 1,311,645                | 546,519                        | -                         | -                            | 41.67%                       |
| <b>Total Sources</b>                 | <u>\$ 17,570,645</u>     | <u>\$ 3,170,107</u>            | <u>\$ -</u>               | <u>\$ 13,635,412</u>         | <u>18.04%</u>                |
| <b>Expenditures:</b>                 |                          |                                |                           |                              |                              |
| Material, Supplies & Services:       |                          |                                |                           |                              |                              |
| Office Supplies & Expense            | \$ 3,000                 | \$ 555                         | \$ -                      | \$ 2,445                     | 18.50%                       |
| Mapping, Drafting & Presentation     | 250                      | -                              | -                         | 250                          | 0.00%                        |
| Janitorial & Hshld Supplies          | 100                      | -                              | -                         | 100                          | 0.00%                        |
| Minor Tools                          | 100                      | -                              | -                         | 100                          | 0.00%                        |
| Special Supplies & Expenses          | 5,000                    | 1,700                          | -                         | 3,300                        | 34.00%                       |
| Building Materials                   | 100                      | -                              | -                         | 100                          | 0.00%                        |
| Equipment Repair                     | 1,000                    | 509                            | -                         | 491                          | 50.90%                       |
| Professional Services - Contract     | 747,938                  | 287,890                        | 14,407                    | 445,641                      | 40.42%                       |
| Legal Services                       | 154,508                  | 66,572                         | -                         | 87,936                       | 43.09%                       |
| Engineering Services                 | 20,000                   | 23,523                         | -                         | (3,523)                      | 117.62%                      |
| Non-Contractual Services             | 12,000                   | 1,689                          | -                         | 10,311                       | 14.08%                       |
| Meeting & Travel                     | 7,500                    | 338                            | -                         | 7,162                        | 4.51%                        |
| Mileage Reimbursement                | 300                      | -                              | -                         | 300                          | 0.00%                        |
| Dues, Memberships, & Licenses        | 15,000                   | 2,900                          | -                         | 12,100                       | 19.33%                       |
| Publications                         | 1,500                    | -                              | -                         | 1,500                        | 0.00%                        |
| Training                             | 7,500                    | -                              | -                         | 7,500                        | 0.00%                        |
| Advertising                          | 2,000                    | -                              | -                         | 2,000                        | 0.00%                        |
| Printing and Binding                 | 3,000                    | 34                             | -                         | 2,966                        | 1.13%                        |
| Postage/Delivery                     | 1,000                    | 131                            | -                         | 869                          | 13.10%                       |
| Non-Allocated Telephone              | 500                      | -                              | -                         | 500                          | 0.00%                        |
| Vehicle Fuel                         | 1,300                    | 241                            | -                         | 1,059                        | 18.54%                       |
| Equipment Rental                     | 500                      | -                              | -                         | 500                          | 0.00%                        |
| <b>Total Supplies &amp; Services</b> | <u>984,096</u>           | <u>386,082</u>                 | <u>14,407</u>             | <u>583,607</u>               | <u>40.70%</u>                |
| Allocated Costs:                     |                          |                                |                           |                              |                              |
| Desktop Maint Replacement            | 23,616                   | 9,840                          | -                         | 13,776                       | 41.67%                       |
| GIS Allocations                      | 4,754                    | 1,981                          | -                         | 2,773                        | 41.67%                       |
| Building Maintenance                 | 1,899                    | 791                            | -                         | 1,108                        | 41.65%                       |
| Planned Maintenance Program          | 3,984                    | 1,660                          | -                         | 2,324                        | 41.67%                       |
| Vehicle Replacement                  | 3,934                    | 1,639                          | -                         | 2,295                        | 41.66%                       |
| Vehicle Maintenance                  | 3,874                    | 1,614                          | -                         | 2,260                        | 41.66%                       |
| Telephone                            | 2,212                    | 922                            | -                         | 1,290                        | 41.68%                       |
| Custodial                            | 4,310                    | 1,796                          | -                         | 2,514                        | 41.67%                       |
| Communications                       | 3,706                    | 1,544                          | -                         | 2,162                        | 41.66%                       |
| Property Insurance                   | 6,897                    | 2,874                          | -                         | 4,023                        | 41.67%                       |
| Allocated Facilities Rent            | 6,770                    | 2,821                          | -                         | 3,949                        | 41.67%                       |
| Overhead Allocation                  | 623,829                  | 259,929                        | -                         | 363,900                      | 41.67%                       |
| <b>Total Allocated Costs</b>         | <u>689,785</u>           | <u>287,411</u>                 | <u>-</u>                  | <u>402,374</u>               | <u>41.67%</u>                |
| Special Projects                     | 2,306,242                | 243,010                        | 20,217                    | 2,043,015                    | 11.41%                       |
| Transfers                            | 12,390,249               | 3,293,717                      | -                         | 9,096,532                    | 26.58%                       |
| Grants                               | 1,104,503                | 14,907                         | 55,620                    | 1,033,976                    | 6.39%                        |
| Equipment                            | 8,070                    | -                              | -                         | 8,070                        | 0.00%                        |
| Fiscal Agent Charges                 | 11,500                   | 3,284                          | -                         | 8,216                        | 28.56%                       |
| Appropriated Reserve                 | 76,200                   | -                              | -                         | 76,200                       | 0.00%                        |
| <b>Total Expenditures</b>            | <u>\$ 17,570,645</u>     | <u>\$ 4,228,411</u>            | <u>\$ 90,244</u>          | <u>\$ 13,251,990</u>         | <u>24.58%</u>                |

**REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA**  
**Housing Fund**  
**Interim Statement of Revenues, Expenditures and Encumbrances**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

|                                      | <u>Annual<br/>Budget</u> | <u>Year-to-date<br/>Actual</u> | <u>Encum-<br/>brances</u> | <u>Remaining<br/>Balance</u> | <u>Percent of<br/>Budget</u> |
|--------------------------------------|--------------------------|--------------------------------|---------------------------|------------------------------|------------------------------|
| <b>Revenues:</b>                     |                          |                                |                           |                              |                              |
| Incremental Property Taxes           | \$ 4,017,800             | \$ 632,144                     | \$ -                      | \$ 3,385,656                 | 15.73%                       |
| Investment Income                    | 60,000                   | 25,252                         | -                         | 34,748                       | 42.09%                       |
| Interest Loans                       | 200,000                  | 135,151                        | -                         | 64,849                       | 67.58%                       |
| Miscellaneous                        | -                        | 1,569                          | -                         | (1,569)                      | 100.00%                      |
| <b>Total Revenues</b>                | <u>4,277,800</u>         | <u>794,116</u>                 | <u>-</u>                  | <u>3,483,684</u>             | <u>18.56%</u>                |
| <br>                                 |                          |                                |                           |                              |                              |
| Use of Fund Balance                  | <u>4,520,938</u>         | <u>1,883,671</u>               | <u>-</u>                  | <u>-</u>                     | <u>41.67%</u>                |
| <b>Total Sources</b>                 | <u>\$ 8,798,738</u>      | <u>\$ 2,677,787</u>            | <u>\$ -</u>               | <u>\$ 3,483,684</u>          | <u>30.43%</u>                |
| <br>                                 |                          |                                |                           |                              |                              |
| <b>Expenditures:</b>                 |                          |                                |                           |                              |                              |
| Material, Supplies & Services:       |                          |                                |                           |                              |                              |
| Office Supplies & Expense            | \$ 1,800                 | \$ 589                         | \$ -                      | \$ 1,211                     | 32.72%                       |
| Special Supplies & Expenses          | 1,800                    | 40                             | -                         | 1,760                        | 2.22%                        |
| Equipment Repair                     | 500                      | 504                            | -                         | (4)                          | 100.80%                      |
| Professional Services - Contract     | 737,975                  | 270,417                        | -                         | 467,558                      | 36.64%                       |
| Non-Contractual Services             | 2,000                    | 929                            | -                         | 1,071                        | 46.45%                       |
| Meeting & Travel                     | 1,000                    | 149                            | -                         | 851                          | 14.90%                       |
| Dues, Memberships, & Licenses        | 2,025                    | 204                            | -                         | 1,821                        | 10.07%                       |
| Publications                         | 200                      | -                              | -                         | 200                          | 0.00%                        |
| Training                             | 1,000                    | 212                            | -                         | 788                          | 21.20%                       |
| Advertising                          | -                        | 143                            | -                         | (143)                        | 100.00%                      |
| Postage/Delivery                     | 200                      | 449                            | -                         | (249)                        | 224.50%                      |
| <b>Total Supplies &amp; Services</b> | <u>748,500</u>           | <u>273,636</u>                 | <u>-</u>                  | <u>474,864</u>               | <u>36.56%</u>                |
| <br>                                 |                          |                                |                           |                              |                              |
| Allocated Costs:                     |                          |                                |                           |                              |                              |
| Desktop Maintenance Replacement      | 7,085                    | 2,952                          | -                         | 4,133                        | 41.67%                       |
| GIS Allocations                      | 2,377                    | 990                            | -                         | 1,387                        | 41.65%                       |
| Building Maintenance                 | 950                      | 396                            | -                         | 554                          | 41.68%                       |
| Planned Maintenance Program          | 2,361                    | 984                            | -                         | 1,377                        | 41.68%                       |
| Telephone                            | 691                      | 288                            | -                         | 403                          | 41.68%                       |
| Custodial                            | 2,189                    | 912                            | -                         | 1,277                        | 41.66%                       |
| Communications                       | 1,235                    | 515                            | -                         | 720                          | 41.70%                       |
| Insurance                            | 141                      | 59                             | -                         | 82                           | 41.84%                       |
| Allocated Facilities Rent            | 4,013                    | 1,672                          | -                         | 2,341                        | 41.66%                       |
| Overhead Allocation                  | 163,175                  | 67,990                         | -                         | 95,185                       | 41.67%                       |
| <b>Total Allocated Costs</b>         | <u>184,217</u>           | <u>76,758</u>                  | <u>-</u>                  | <u>107,459</u>               | <u>41.67%</u>                |
| <br>                                 |                          |                                |                           |                              |                              |
| Equipment                            | 2,500                    | 455                            | -                         | 2,045                        | 18.20%                       |
| Housing Activity                     | 7,145,626                | 366,259                        | -                         | 6,779,367                    | 5.13%                        |
| Principal                            | 480,000                  | 480,000                        | -                         | -                            | 100.00%                      |
| Interest                             | 156,595                  | 81,538                         | -                         | 75,057                       | 52.07%                       |
| Fiscal Agent Charges                 | 1,300                    | 1,265                          | -                         | 35                           | 97.31%                       |
| Appropriated Reserve                 | 80,000                   | -                              | -                         | 80,000                       | 0.00%                        |
| <b>Total Expenditures</b>            | <u>\$ 8,798,738</u>      | <u>\$ 1,279,911</u>            | <u>\$ -</u>               | <u>\$ 7,518,827</u>          | <u>14.55%</u>                |

**REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA**  
**Capital Projects Fund**  
**Interim Statement of Revenues, Expenditures and Encumbrances**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

|                                       | <u>Annual<br/>Budget</u> | <u>Year-to-date<br/>Actual</u> | <u>Encum-<br/>brances</u> | <u>Remaining<br/>Balance</u> | <u>Percent of<br/>Budget</u> |
|---------------------------------------|--------------------------|--------------------------------|---------------------------|------------------------------|------------------------------|
| <b>Revenues:</b>                      |                          |                                |                           |                              |                              |
| Transfers-In                          | \$ 4,876,865             | \$ 2,032,027                   | \$ -                      | \$ 2,844,838                 | 41.67%                       |
| <b>Total Revenues</b>                 | <u>4,876,865</u>         | <u>2,032,027</u>               | <u>-</u>                  | <u>2,844,838</u>             | <u>41.67%</u>                |
| Use of Fund Balance                   | 11,818,085               | 4,924,261                      | -                         | 6,893,824                    | 41.67%                       |
| <b>Total Sources</b>                  | <u>\$ 16,694,950</u>     | <u>\$ 6,956,288</u>            | <u>\$ -</u>               | <u>\$ 9,738,662</u>          | <u>41.67%</u>                |
| <b>Expenditures:</b>                  |                          |                                |                           |                              |                              |
| Arbitrage Rebate                      | \$ 440,000               | \$ -                           | \$ -                      | \$ 440,000                   | 0.00%                        |
| <b>Total Non-Capital Expenditures</b> | <u>440,000</u>           | <u>-</u>                       | <u>-</u>                  | <u>440,000</u>               | <u>0.00%</u>                 |
| <b>Capital Outlay:</b>                |                          |                                |                           |                              |                              |
| <b>Finished</b>                       |                          |                                |                           |                              |                              |
| IPM - Sustainable Park Improvements   | 9,511                    | -                              | -                         | 9,511                        | 0.00%                        |
| Underground Tank Abatement            | 69,181                   | -                              | -                         | 69,181                       | 0.00%                        |
| Fire Station #1 EOC                   | 3,213                    | 455                            | -                         | 2,758                        | 14.16%                       |
| Fire Station #1 Remodel               | 27,864                   | 9,322                          | 7,913                     | 10,629                       | 61.85%                       |
| Soil Remediation - 125 State St       | 370,063                  | 107,131                        | 2,380                     | 260,552                      | 29.59%                       |
| <b>Construction Phase</b>             |                          |                                |                           |                              |                              |
| Phase II - E Cabrillo Sidewalks       | 590,226                  | 41,292                         | -                         | 548,934                      | 7.00%                        |
| DP Structure (9,10) Const. Imprvmt    | 2,250,000                | -                              | -                         | 2,250,000                    | 0.00%                        |
| Carrillo Rec Center Restoration       | 122,089                  | 14,041                         | 108,048                   | -                            | 100.00%                      |
| <b>Design Phase</b>                   |                          |                                |                           |                              |                              |
| 925 De La Vina Rental Costs           | 302,906                  | 101,630                        | -                         | 201,276                      | 33.55%                       |
| Parking Lot Capital Improvements      | 188,715                  | 13,883                         | 300                       | 174,532                      | 7.52%                        |
| Lower West Downtown Street Lighting   | 750,000                  | 5,705                          | -                         | 744,295                      | 0.76%                        |
| <b>Planning Phase</b>                 |                          |                                |                           |                              |                              |
| Chase Palm Park Light/Electric        | 568,577                  | -                              | -                         | 568,577                      | 0.00%                        |
| Plaza Del Mar Restroom Renovation     | 212,000                  | -                              | -                         | 212,000                      | 0.00%                        |
| Pershing Park Restroom Renovation     | 120,000                  | -                              | -                         | 120,000                      | 0.00%                        |
| Panhandling Edu. & Alt. Giving        | 75,000                   | 42,020                         | 32,980                    | -                            | 100.00%                      |
| PD Locker Room Upgrade                | 7,426,882                | 78,376                         | 79,390                    | 7,269,116                    | 2.12%                        |
| Opportunity Acquisition Fund          | 366,500                  | -                              | -                         | 366,500                      | 0.00%                        |
| RDA Project Contingency Account       | 2,153,768                | -                              | -                         | 2,153,768                    | 0.00%                        |
| Housing Fund Contingency Account      | 348,455                  | -                              | -                         | 348,455                      | 0.00%                        |
| Cabrillo Pav Arts Ctr Assessment St   | 250,000                  | 66                             | -                         | 249,934                      | 0.03%                        |
| State St Pedestrian Amenities Pilot   | 50,000                   | -                              | 6,490                     | 43,510                       | 12.98%                       |
| <b>Total Expenditures</b>             | <u>\$ 16,694,950</u>     | <u>\$ 413,921</u>              | <u>\$ 237,501</u>         | <u>\$ 16,043,528</u>         | <u>3.90%</u>                 |

**REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA**  
**RDA Bonds - Series 2001A**  
**Interim Statement of Revenues, Expenditures and Encumbrances**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

|                                       | <u>Annual<br/>Budget</u> | <u>Year-to-date<br/>Actual</u> | <u>Encum-<br/>brances</u> | <u>Remaining<br/>Balance</u> | <u>Percent of<br/>Budget</u> |
|---------------------------------------|--------------------------|--------------------------------|---------------------------|------------------------------|------------------------------|
| <b>Revenues:</b>                      |                          |                                |                           |                              |                              |
| Investment Income                     | \$ -                     | \$ 142                         | \$ -                      | \$ (142)                     | 100.00%                      |
| Transfers-In                          | -                        | 765,277                        | -                         | (765,277)                    | 100.00%                      |
| <b>Total Revenues</b>                 | -                        | 765,419                        | -                         | (765,419)                    | 100.00%                      |
| Use of Fund Balance                   | 3,145,943                | 1,310,825                      | -                         | 1,835,118                    | 41.67%                       |
| <b>Total Sources</b>                  | <u>\$ 3,145,943</u>      | <u>\$ 2,076,244</u>            | <u>\$ -</u>               | <u>\$ 1,069,699</u>          | 66.00%                       |
| <b>Expenditures:</b>                  |                          |                                |                           |                              |                              |
| Interest                              | \$ -                     | \$ 765,277                     | \$ -                      | (765,277)                    | 100.00%                      |
| <b>Total Non-Capital Expenditures</b> | -                        | 765,277                        | -                         | (765,277)                    | 100.00%                      |
| <b>Capital Outlay:</b>                |                          |                                |                           |                              |                              |
| <b>Construction Phase</b>             |                          |                                |                           |                              |                              |
| Brinkerhoff Lighting                  | \$ 181,242               | \$ 65,351                      | \$ 22,023                 | \$ 93,868                    | 48.21%                       |
| Carrillo Rec Center Restoration       | 1,000,000                | 735,275                        | 264,725                   | -                            | 100.00%                      |
| <b>Design Phase</b>                   |                          |                                |                           |                              |                              |
| Mission Creek Flood Control @ Depot   | 1,964,701                | -                              | -                         | 1,964,701                    | 0.00%                        |
| <b>Total Expenditures</b>             | <u>\$ 3,145,943</u>      | <u>\$ 1,565,903</u>            | <u>\$ 286,748</u>         | <u>\$ 1,293,292</u>          | 58.89%                       |

**REDEVELOPMENT AGENCY OF THE CITY OF SANTA BARBARA**  
**RDA Bonds - Series 2003A**  
**Interim Statement of Revenues, Expenditures and Encumbrances**  
**For the Five Months Ended November 30, 2010 (41.7% of Fiscal Year)**

|  | <u>Annual<br/>Budget</u> | <u>Year-to-date<br/>Actual</u> | <u>Encum-<br/>brances</u> | <u>Remaining<br/>Balance</u> | <u>Percent of<br/>Budget</u> |
|--|--------------------------|--------------------------------|---------------------------|------------------------------|------------------------------|
| <b>Revenues:</b>                               |                          |                                |                           |                              |                              |
| Investment Income                              | \$ -                     | \$ 609                         | \$ -                      | \$ (609)                     | 100.00%                      |
| Transfers-In                                   | -                        | 496,413                        | -                         | (496,413)                    | 100.00%                      |
| <b>Total Revenues</b>                          | -                        | 497,022                        | -                         | (497,022)                    | 100.00%                      |
| Use of Fund Balance                            | 14,120,129               | 5,883,457                      | -                         | 8,236,672                    | 41.67%                       |
| <b>Total Sources</b>                           | <u>\$ 14,120,129</u>     | <u>\$ 6,380,479</u>            | <u>\$ -</u>               | <u>\$ 7,739,650</u>          | 45.19%                       |
| <b>Expenditures:</b>                           |                          |                                |                           |                              |                              |
| Interest                                       | \$ -                     | \$ 496,415                     | \$ -                      | \$ (496,415)                 | 100.00%                      |
| <b>Total Non-Capital Expenditures</b>          | -                        | -                              | -                         | -                            |                              |
| <b>Capital Outlay:</b>                         |                          |                                |                           |                              |                              |
| <b>Finished</b>                                |                          |                                |                           |                              |                              |
| IPM - Sustainable Park Improvements            | \$ 816                   | \$ -                           | \$ 816                    | \$ -                         | 100.00%                      |
| Anapamu Open Space Enhancements                | 2,464                    | -                              | -                         | 2,464                        | 0.00%                        |
| <b>Construction Phase</b>                      |                          |                                |                           |                              |                              |
| West Beach Pedestrian Improvements             | 422,673                  | 97,112                         | 205,918                   | 119,643                      | 71.69%                       |
| DP Structure #2, 9, 10 Improvements            | 87,661                   | 54,402                         | 21,975                    | 11,284                       | 87.13%                       |
| West Downtown Improvement                      | 788,535                  | 457,332                        | 75,362                    | 255,841                      | 67.55%                       |
| Carrillo Rec Ctr Restoration                   | 2,349,569                | 202,982                        | 786,234                   | 1,360,353                    | 42.10%                       |
| <b>Design Phase</b>                            |                          |                                |                           |                              |                              |
| Helena Parking Lot Development                 | 489,462                  | 16,458                         | 87,887                    | 385,117                      | 21.32%                       |
| Plaza De La Guerra Infrastructure              | 2,226,069                | 39,281                         | 76,694                    | 2,110,094                    | 5.21%                        |
| Fire Department Administration                 | 3,582,781                | 130,279                        | 24,235                    | 3,428,267                    | 4.31%                        |
| Artist Workspace                               | 525,419                  | 727                            | -                         | 524,692                      | 0.14%                        |
| Westside Center Park Improvement               | 176,414                  | 78,947                         | 85,754                    | 11,713                       | 93.36%                       |
| <b>Planning Phase</b>                          |                          |                                |                           |                              |                              |
| Mission Creek Flood Control - Park Development | 751,367                  | 1,500                          | -                         | 749,867                      | 0.20%                        |
| Mission Creek Flood Control @ Depot            | 535,299                  | -                              | -                         | 535,299                      | 0.00%                        |
| Chase Palm Park Restroom Renovation            | 186,600                  | -                              | -                         | 186,600                      | 0.00%                        |
| Downtown Sidewalks                             | 175,000                  | 24,086                         | -                         | 150,914                      | 13.76%                       |
| Library Plaza Renovation                       | 150,000                  | 15,551                         | -                         | 134,449                      | 10.37%                       |
| Chase Palm Park Wisteria Arbor                 | 835,000                  | -                              | -                         | 835,000                      | 0.00%                        |
| <b>On-Hold Status</b>                          |                          |                                |                           |                              |                              |
| Visitor Center Condo Purchase                  | 500,000                  | -                              | -                         | 500,000                      | 0.00%                        |
| Lower State Street Sidewalks                   | 335,000                  | -                              | -                         | 335,000                      | 0.00%                        |
| <b>Total Expenditures</b>                      | <u>\$ 14,120,129</u>     | <u>\$ 1,118,657</u>            | <u>\$ 1,364,875</u>       | <u>\$ 11,636,597</u>         | 17.59%                       |



Agenda Item No. \_\_\_\_\_

File Code No. \_\_\_\_\_

# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** January 11, 2011

**TO:** Mayor and Councilmembers

**FROM:** Housing and Redevelopment Division, Community Development Department

**SUBJECT:** Request From Mayor Schneider And Councilmember House Regarding A Funding Request From Freedom Warming Centers

### **RECOMMENDATION:**

That Council consider the request from Mayor Schneider and Councilmember House regarding the funding request from The Unitarian Society to support the Freedom Warming Centers in Santa Barbara this winter.

### **DISCUSSION:**

On December 7, 2010 the City received a letter from Nancy Edmundson, Director of Administration for The Unitarian Society of Santa Barbara requesting financial assistance from the City in the amount of \$10,000 to operate the Freedom Warming Centers in Santa Barbara this winter.

The Centers began as a volunteer effort last winter as a result of the death of Paul Bradshaw, a homeless man known as Freedom. The purpose of the Centers is to provide temporary refuge for homeless persons who would otherwise refuse to seek shelter in places like Casa Esperanza or the Rescue Mission during severe cold weather. The Unitarian Society of Santa Barbara has agreed to be the program's fiscal agent.

The Centers operate countywide and open whenever a County-developed Inclement Weather Trigger occurs. The triggers are any of the three following scenarios: 1) There are two consecutive nights in which there is a 50% chance of rain or greater; 2) Any night when temperatures are expected to drop below 35 degrees without rain; or 3) Any night when temperatures are expected to drop below 40 degrees and rain is expected.

The South County Coordinator, Dr. Lynn Jahnke, is responsible for checking the National Weather Service and opening the South County centers, as well as notifying the appropriate parties, such as law enforcement, of the available warming locations. The Warming Centers in Santa Barbara are located in two downtown-area locations: The Unitarian Society at Arrellaga and Santa Barbara Streets and The First Methodist Church on the corner of Garden and Anapamu Streets.

The County has provided \$51,781 to help fund Centers in cities throughout the County. Activation of the warming centers is contingent upon the availability of funds. If approved, and a source of funds identified, City funds would only be used to help support the Santa Barbara locations.

The Freedom Warming Center staff has been strongly encouraged to seek City funds in the future by applying for Human Services grants during the normal application cycles.

#### **BUDGET/FINANCIAL INFORMATION:**

Staff has researched and identified two possible one-time funding source options should Council wish to provide financial support to the Warming Centers.

**Option 1:** Allocate \$10,000 from the annual interest earned on the Coastal Zone Affordable Overnight Accommodation Fund. In Fiscal Year 2006, the City received just over \$1 million for an overnight accommodation mitigation fee that resulted from the issuance of a Coastal Development Permit for the Entrada Project. Interest earned on this fund can be used at Council's discretion.

**Option 2:** Reprogram \$9,574 from reimbursed and/or revoked Human Services funds. Council has the option to use reimbursed or revoked Human Services funds for any approved purpose. A total of \$9,574 is available from unused Human Services funds including \$1,574 from Fiscal Year 2010 reimbursed grant funds and \$8,000 from Fiscal Year 2011 revoked grant funds.

- Reimbursed Human Services Grant Funds: In Fiscal Year 2010 Council approved a grant of \$15,000 to the Sexual Assault Response Team (SART) to pay for contract forensic interviewers that specialize in working with children or developmentally disabled adults. Since the program only incurs forensic-interviewer costs when an assault occurs. SART returned unused funds totaling \$1,574 during Fiscal Year 2011. These funds have been returned to the General Fund, which is the protocol for any unused Human Services funds.
- Revoked Fiscal Year 2011 Funds: On March 23, 2010 as part of the Human Services funding process, Council approved a grant to the Environmental Education Group for the Esperanza, La Voz de Nuestra Comunidad program in the amount of \$8,000 for Fiscal Year 2011. Staff subsequently sent out a contract packet to be executed by the City and the agency, as is required of all recipients of Human Services funds. Despite numerous attempts by staff, via telephone calls and emails, the agency was unresponsive and never signed or returned the contract.

The Community Development and Human Services Committee, which made the funding recommendation to Council, voted at its October 26, 2010 meeting to revoke its funding recommendation, a decision which is required to be ratified by Council. It should be noted that this was the first time a Human Service grant has ever been revoked. If ratified by Council, the \$8,000 will be returned to the General Fund as well, per existing protocol.

If not approved for the Freedom Warming Centers, these funds will be returned to the General Fund at the end of the Fiscal Year.

**ATTACHMENTS:** 1. Funding request letter from The Unitarian Society of Santa Barbara  
2. Letter to City Administrator from Mayor Schneider and Councilmember House

**PREPARED BY:** Brian Bosse, Housing and Redevelopment Manger/DER/ES

**SUBMITTED BY:** Paul Casey, Assistant City Administrator

**APPROVED BY:** City Administrator's Office



# The Unitarian Society of Santa Barbara

Rev. Aaron McEmrys, Parish Minister  
Rev. John Alexie Crane, Minister Emeritus  
Nancy Edmundson, Director of Administration  
LeeAnn Williams, Director of Lifespan Religious Education

December 7, 2010

Honorable Helene Schneider  
735 Anacapa St.  
Santa Barbara, CA 93101

Dear Mayor Schneider,

I am writing you to make a request of the City of Santa Barbara for immediate funds in the amount of \$10,000 to support the current Freedom Warming Center activities that began December 1, 2010 and will continue through March 31, 2011. The Unitarian Society of Santa Barbara is serving as fiscal agent for the Warming Centers, and we are actively building an interfaith coalition of Santa Barbara congregations to support the operations of the Warming Centers.

As I am certain you are well aware, the operation of the Warming Centers is focused on addressing the needs of some of Santa Barbara's most vulnerable residents. The funds made available from the County of Santa Barbara will ensure only 27 service nights for the centers, and we do anticipate as many as 50 total service nights this year.

These funds from the City of Santa Barbara will be utilized with funds from the County of Santa Barbara as well as generous private donors in Santa Barbara and a growing coalition of faith communities in Santa Barbara.

I appreciate your consideration of our most urgent request. If you have any questions I encourage you to contact me.

Sincerely,

Nancy Edmundson  
Director of Administration  
[director@ussb.org](mailto:director@ussb.org)

CC: James Armstrong, Brian Boose



City of Santa Barbara  
City Administrator's Office

**Memorandum**

**DATE:** December 8, 2010

**TO:** Jim Armstrong, City Administrator

**FROM:** Councilmember Grant House  
Mayor Helene Schneider

**SUBJECT:** Request by Unitarian Society of Santa Barbara to fund Freedom Warming Centers

Pursuant to Council Resolution 05-073 regarding the Conduct of City Council Meetings, we request that an item be placed on the Santa Barbara City Council Agenda regarding Funding for the Freedom Warming Centers within the City of Santa Barbara.

- Summary of information to be presented:

To hear a presentation from the Unitarian Society about their request for \$10,000 for warming centers (see attached request from the Unitarian Society)

- Statement of Specific Action:

The specific action to be taken by the City Council at this meeting will be to authorize funds to The Unitarian Society of Santa Barbara for the continued operation of the Freedom Warming Center of Santa Barbara.

- Statement of the Reasons Why it is Appropriate and Within the Jurisdiction of the Council to Consider this Subject Matter and to Take the Requested Action:

A Council discussion of this subject is appropriate and within the jurisdiction of the City Council due to the public health and safety concerns of homeless persons during the cold and/or rainy nights this winter when local shelters are at full capacity, per the County of Santa Barbara Emergency Warming Center Protocol.

We are requesting that this be scheduled for the January 11, 2011 Council meeting.

cc: Mayor and Council  
City Attorney  
Community Development Director



# CITY OF SANTA BARBARA

## COUNCIL AGENDA REPORT

**AGENDA DATE:** January 11, 2011

**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 2010 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 (LTWSP).

### **DISCUSSION:**

The Water Supply Management Report (WSMR) is an annual report summarizing activities of the past water year (October 1, 2009 through September 30, 2010). City staff uses the WSMR 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 that water supplies be managed to prevent long-term overdraft of local groundwater. Key issues of the report are summarized below.

- Groundwater resources are in balance, and long-term groundwater production does not exceed perennial basin yield.
- Lake Cachuma ended the year at 82% of capacity, with a substantial City carryover amount of 6,755 acre-feet (AF) in addition to the City's regular annual entitlement of 8,277 acre-feet per year (AFY). 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 a potential drought in mind, the current level of storage indicates that there is no immediate concern about a local drought.
- 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 has now reduced the storage capacity of Gibraltar Reservoir from 6,800 AF to 5,251 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 (SWRCB) on water rights for the Cachuma Project is still pending. At issue is how water should be managed to balance the needs for water supply, while protecting fish. Recent progress at the SWRCB suggests that the environmental documentation could be finished and an order issued during the first half of 2011.
- The City’s award winning Water Conservation Program continues to implement programs to help City customers save water. The increasingly popular Smart Landscape Rebate Program offers rebates on irrigation equipment and landscape materials for residential and commercial landscapes. A graywater workshop for landscape professionals was part of the City’s effort to promote the recent elimination of permitting requirements for certain simple graywater systems. Free water checkups and a comprehensive public information program inform customers of opportunities to save water and money.
- Demand for the year fell to 13,341 AF, reflecting slightly-above-average rainfall, economic conditions, and ongoing conservation efforts. This drop continues a recent trend of declining demand since the extraordinarily dry year of 2007.
- Staff is working with the Water Commission to update the LTWSP. This includes evaluating issues such as an updated long-term demand estimate, the potential for additional water conservation, the yield of our various water supply sources, the optimal roles for desalination and recycled water, the appropriate water supply safety margin, and the level of short-term extraordinary demand reductions that can be planned on during a severe drought.

In summary, water supplies continue to be sufficient to meet the goals of the City’s LTWSP, adopted in 1994. Our goal is to present a recommendation to update the LTWSP during the first half of 2011.

The draft WSMR has been made available for public review and comment. As part of the staff presentation, Council will be briefed on any input that has been received. On December 13, 2010, the City Water Commission reviewed the draft WSMR and voted (3-0-0) to recommend adoption of the report with minor clarifications that have now been included.

**ATTACHMENT:** 2010 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**  
**2010 Water Year (October 1, 2009 – September 30, 2010)**  
 Water Resources Division, Public Works Department  
 December 2010

## 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, staff is developing information and recommendations in support of an update of the LTWSP.

This annual report summarizes the following information:

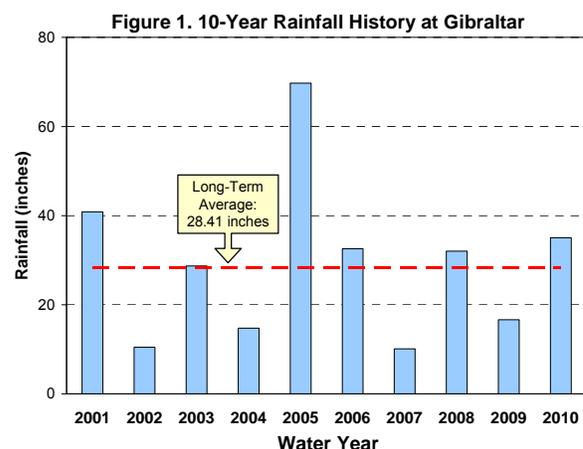
- The status of water supplies at the end of the water year (September 30, 2010)
- Water conservation and demand
- Drought outlook
- Major capital projects that affect the City's ability to provide safe clean water
- Significant issues that affect the security of the City's water supplies
- A brief summary of key issues associated with the LTWSP update

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

On December 13, 2010, the Water Commission reviewed this report and voted to recommend adoption of the report with minor clarifications that have been included.

## 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, most 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 23% above average and Lake Cachuma received almost enough inflow to fill. To enhance rainfall, the City participates in the cloud seeding program administered by the County of Santa Barbara. However, the program has been limited in recent years due to concern about potential erosion of burn areas.

Table 1, below, summarizes the status of the City's various water supplies at the end of the 2009-2010 water year.

| <b>Table 1. End of Year Status of City Water Supplies*</b> |  |
|--|--|
| Lake Cachuma   | Total Capacity: 186,636 AF (2008 survey)<br>End of Year Storage: 152,855 AF<br>Percent of Total Capacity: 82%<br>The City's share of the Cachuma Project normal annual deliveries is 8,277 AF. Actual use was 6,803 AF. The unused portion in the amount of 6,755 AF has been carried over to the current year.  |
| Gibraltar Reservoir  | Total Capacity: 5,251 AF (2010 survey)<br>End of Year Storage: 2,680 AF<br>Percent of Total Capacity: 49%<br>Gibraltar Reservoir typically fills and spills about two out of every three years. Deliveries over the past ten years have averaged 3,276 AFY. Deliveries in 2010 were 3,331 AF.  |
| Mission Tunnel   | Groundwater that seeps into Mission Tunnel is an important part of the City's water supply, providing 1,288 AF in 2010, slightly above the long-term average.  |
| Groundwater  | Groundwater levels remain high in the downtown storage basin, since pumping has been less than the annual recharge rate during the past decade. Levels in the upper State Street area are lower than normal due to additional use of groundwater to meet water quality requirements. Four of nine production wells are currently available for production. Four additional wells feeding Ortega Groundwater Treatment Plant (OGTP) are being considered for rehabilitation in conjunction with the upgrade of the OGTP. The City used 1,273 AF of groundwater during 2010.                             |
| 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 777 AF of State Water in 2010.  |
| 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 recycled water system provides recycled water to parks, schools, golf courses, other large landscaped areas, and some public restrooms. The system provides approximately 5% of the total water demand. Demand from recycled water customers was 660 AF in 2010, not including process water at El Estero Wastewater Treatment Plant. In recent years, recycled water has included a significant fraction of potable water for blending to meet water quality standards and reduce mineral content. A project to address this issue is pending review of secondary treatment modifications. |

\*The Water year runs from October 1 through September 30. All data above is as of September 30, 2010

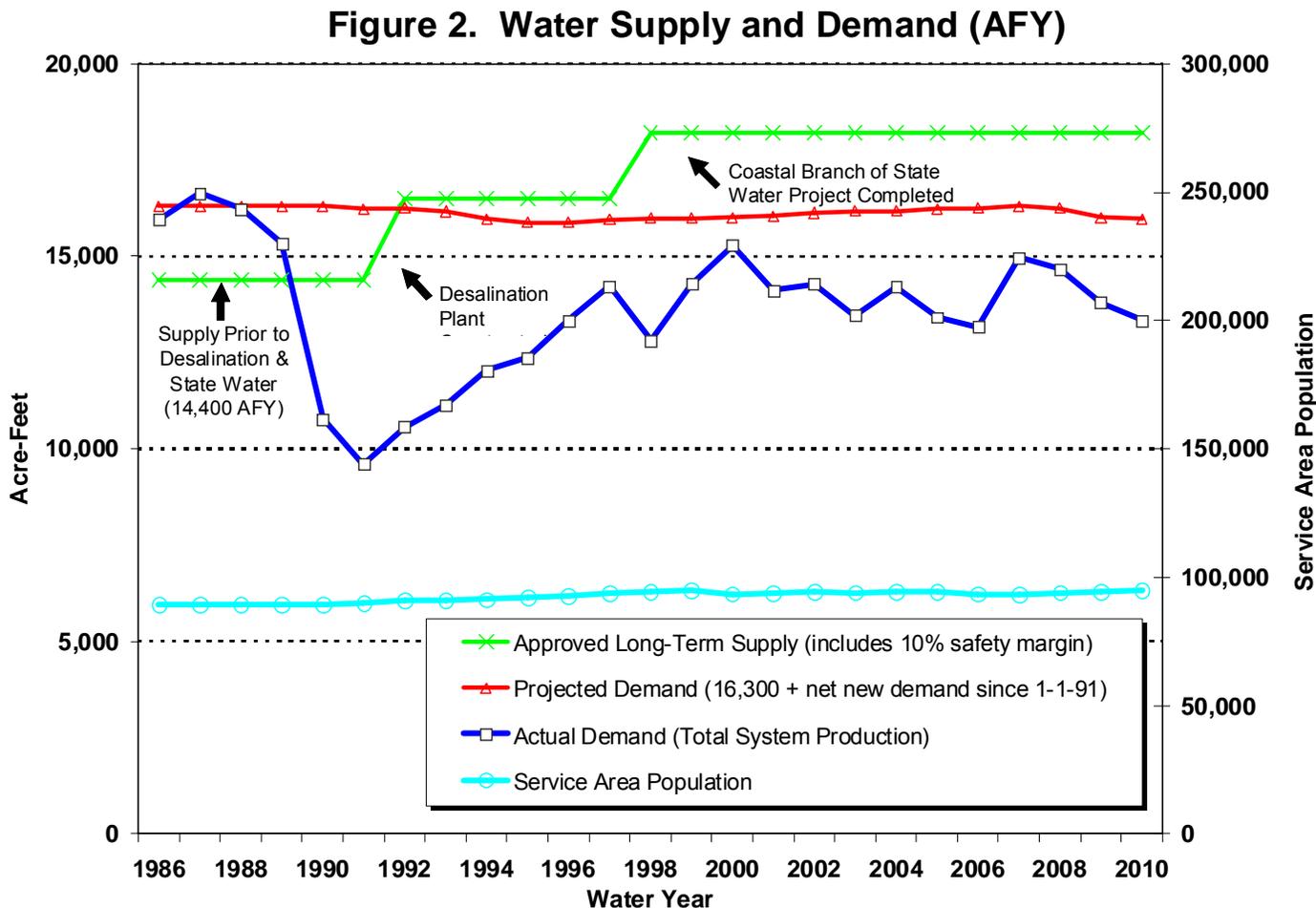
## CITY WATER CONSERVATION PROGRAM

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 (340 indoor check-ups and 259 irrigation evaluations during the past water year). Customer survey responses about water check-ups demonstrate a continuing high level of customer satisfaction.
- Joint sponsorship of regional water efficiency programs, including the regional media campaign, the "Garden Wise Guys" television show, Water Wise Gardening for Santa Barbara County CD and website, and participating in local events and workshops.
- Green Gardener Program, which provides bilingual training for landscape maintenance professionals in resource-efficient and pollution-prevention landscape maintenance practices. Since 2000, over 1,000 Green Gardeners have participated. More info at [www.greengardener.org](http://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.savewatersb.org](http://www.savewatersb.org)) and the regional web site ([www.sbwater.org](http://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-12<sup>th</sup> 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. Table tents are available for restaurants to provide notice that water will be served upon request.
- Continued the Smart Landscape Rebate Program, offering 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. For Residential customers: Any combination of irrigation equipment and planting costs may qualify up to a one-time, maximum rebate of \$1,000. For Commercial and Multi-Family customers, including home-owners associations: A maximum rebate amount of \$2,000 per account serving irrigated area, and \$4,000 per site. A pre-inspection is required for to confirm eligibility for all rebates.
- 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.
- Held a hands-on "Laundry to Landscape" Graywater System workshop which twenty landscape professionals attended.

## MONITORING OF WATER SUPPLY AND DEMAND

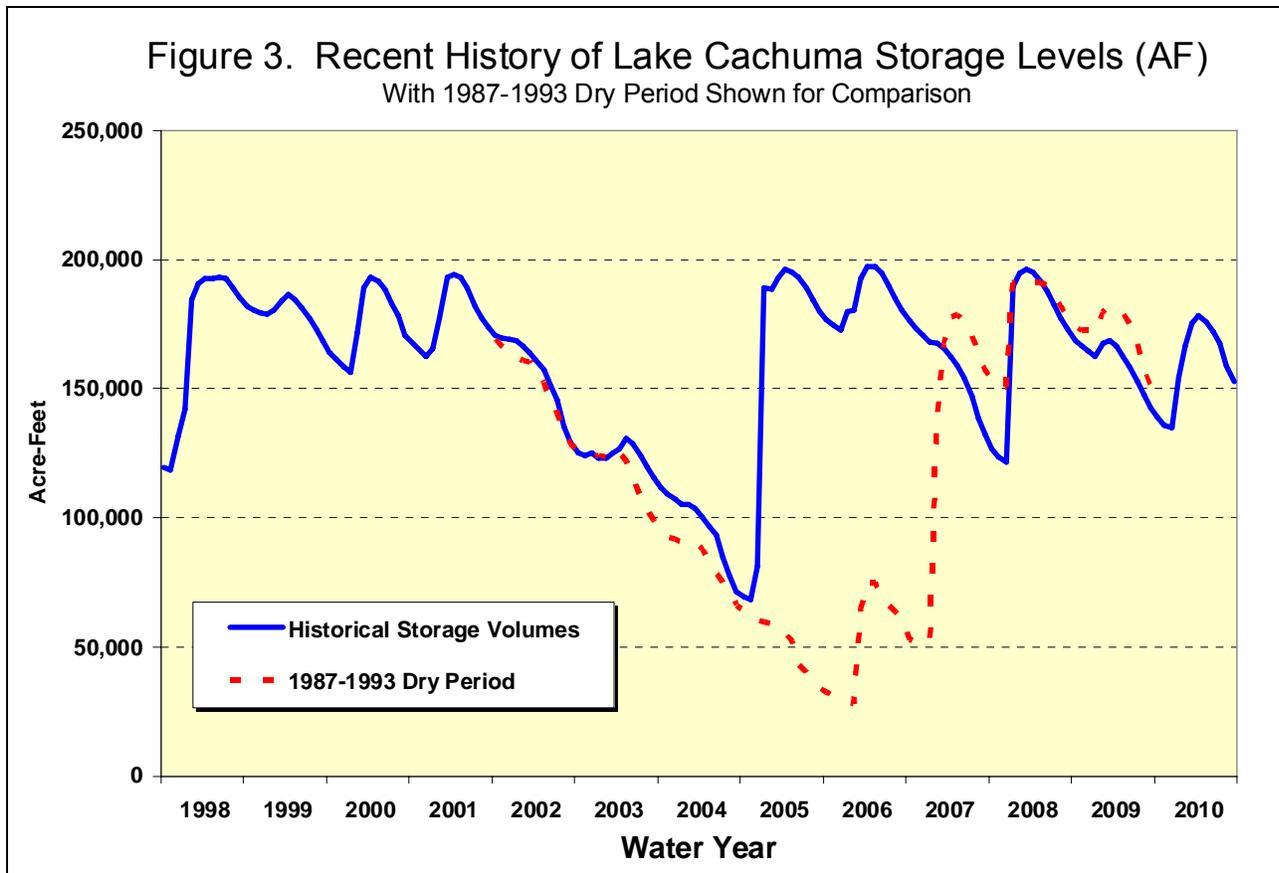
Water demand is measured by water production, because water is produced to meet the demand. Figure 2 illustrates the tracking of supply and demand during the period of the LTWSP. It shows the 1988 approved water supply, and how it was augmented with desalination and State Water. It also shows the history 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, now about to be updated. Staff expects a different format will be used upon adoption of the new LTWSP.



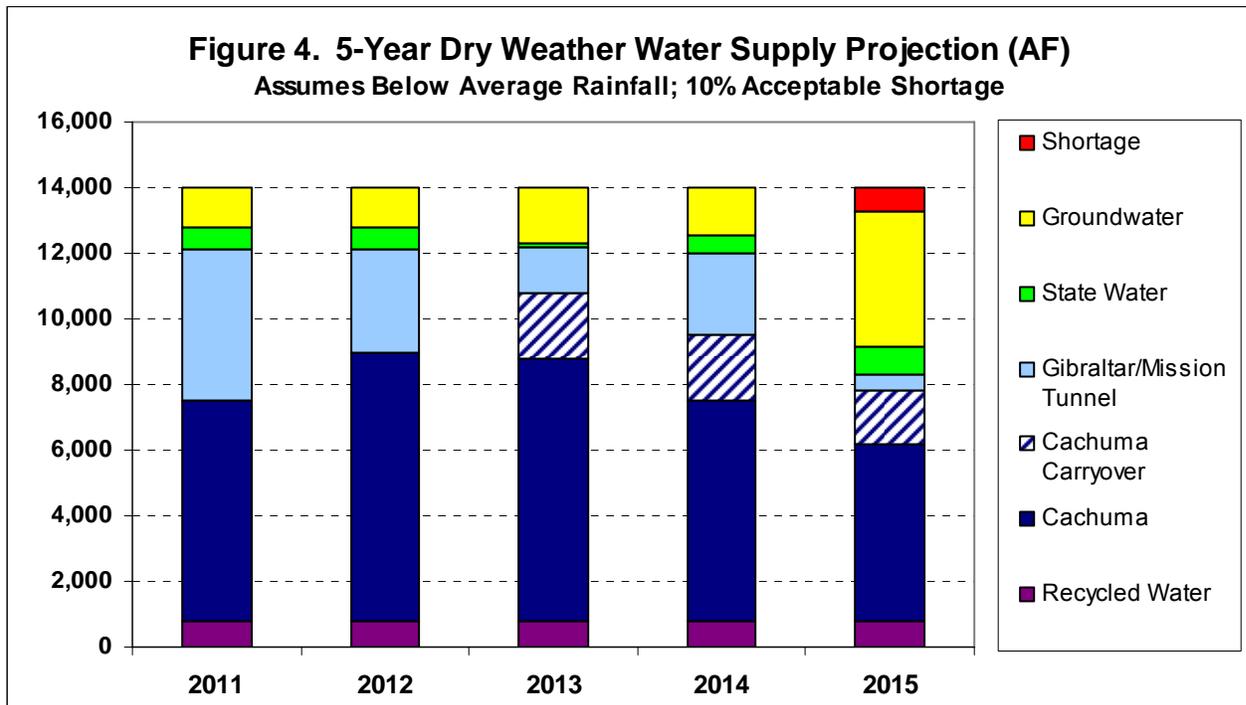
Total system water production (potable plus recycled water) for the 2009-2010 water year was 13,341 AF. This is below the estimated normal year water demand of 14,000 AFY, reflecting somewhat above average rainfall for the year, following three years of below average rainfall, including extraordinarily dry weather in 2007. The lower demand may also reflect the poor economic situation.

## 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.



The City's water supply is planned to meet 100% of normal year demand in most years and no less than 90% of normal year demand during a 5-year period of below average rainfall, which defines our "critical drought period." When rainfall is below average, there is limited inflow to Lake Cachuma 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 a current normal year demand of 14,000 AFY over such a 5-year period beginning with the current (2011) water year and assuming continued below average rainfall and minimal inflow to Lake Cachuma. The figure shows Cachuma carryover and increased groundwater pumping 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:

- Ortega Groundwater Treatment Plant:** A comprehensive process to identify the optimal treatment scheme has been conducted, and a rehabilitation and upgrade of the plant is expected to be bid within the next several months. The project aims to preserve an important part of the City's water supply for use to meet peak demands, provide back-up for depleted surface water supplies during drought, and serve as an emergency water supply in the event of catastrophic supply interruptions.
- Advanced Water Treatment Project:** The design for addition of ozone treatment facilities at the Cater Water Treatment Plant has been completed. 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. These improvements will facilitate distribution of water from low elevations to higher zones as would be necessary during catastrophic water supply interruptions. The ozone project is expected to allow the City to more reliably meet pending water quality regulations.
- Recycled Water Treatment Plant Rehabilitation:** Funding has been appropriated to rehabilitate the recycled water filters. However, this project has been suspended pending evaluation of how to better treat the wastewater to achieve readily filterable water.

## 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:* The Bureau of Reclamation and the 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 operations in terms of its effects on downstream water users and on public trust resources (steelhead trout). A December 2002 settlement agreement resolved a number of issues among several of the participants in the hearing, and is under consideration by the SWRCB. The SWRCB ruling has been repeatedly delayed pending completion of the necessary environmental documents. The Final EIR for Cachuma operations is now expected to be released in spring 2011; however a new SWRCB water rights decision is not anticipated until summer 2011. The SWRCB decision could affect the amount of water available from Cachuma for water supply purposes.

*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 1,535 AF, leaving a storage volume of 5,250 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. There is substantial debate about the relative importance of water supply and environmental benefits in regard to how the Delta is managed. The current approach is that these two co-equal goals need to be acknowledged as a part of any solution.

Delivery allocations are forecasted as a percentage of each member's maximum delivery amount (referred to as "Table A" amount). Beginning in 2007, a number of federal court decisions impacted diversions from the Delta, meaning a reduction in the delivery allocations for State Project members. At the same time the state was experiencing a prolonged dry period. More recently, there has been some easing of those restrictions and State Water supplies are also more plentiful due to near average runoff amounts during 2010. Following is a table listing State Water Project run-off conditions and delivery allocations for the past five years:

| Water Year | Runoff Conditions<br>(Sacramento River watershed) | SWP Delivery Allocation<br>(% of "Table A" Amount) |
|------------|---|--|
| 2006       | Wet   | 100%   |
| 2007       | Dry   | 60%  |
| 2008       | Critically Dry                                    | 35%  |
| 2009       | Dry   | 40%  |
| 2010       | Below Normal                                      | 50%  |

The State has issued an initial allocation of 25% for the 2011 water year, which can be expected to increase to the extent precipitation and runoff continue to occur in Northern California during the 2011 water year. The City relies on State Water to a limited extent, but it can be an important source of water for banking as a part of increasing the reliability of our water supply.

Long-Term Water Supply Program Update: Over the past two years, staff has developed a number of analyses in support of an updated Long Term Water Supply Program (LTWSP) as well as the *Plan Santa Barbara* process. The Water Commission has been briefed and has commented on this information as it was developed. During the first half of 2011, we will be presenting a summary analysis of our current and future water supply needs and developing a recommendation for an updated LTWSP. A number of key issues will be addressed:

- Demand Target: The current LTWSP (adopted in 1994) estimated a normal year demand of 16,400 AFY not including the safety margin. Current demand is approximately 14,000 AFY, reflecting an active conservation program, tiered-rate water pricing, stricter plumbing codes and appliance efficiency standards, and new technologies for improving efficiency. An updated demand target will be the foundation of the updated supply analysis.
- Conservation Program: A comprehensive model of our Water Conservation Program has been completed to identify practical and cost-effective conservation measures for the next 20-year planning period. An important factor will be the recent addition to State law requiring 20% reduction in urban per capita water use by 2020.
- Safety Margin: After determining the best estimate of anticipated demand, we have historically added a 10% "safety margin" to account for unplanned shortages in supplies and increases in demand. We are reviewing this value to confirm that it is still appropriate.
- Updated Supply Assessment: Supplies from Gibraltar Reservoir, Lake Cachuma, the State Water Project, groundwater, desalination, and recycled water are being evaluated to develop updated estimates of yield, cost, and effectiveness in improving the reliability of the water supply. The role of desalination in particular is being re-examined, as well as the potential for expanded use of recycled water.
- Acceptable Shortage: Our current LTWSP is planned around 100% deliveries in most years and up to 10% acceptable shortage during a "critical drought period." which has historically had a return frequency of once every 30 to 40 years. This 10% shortage is addressed by extraordinary cutbacks in customer water use to help get us through the drought. During the last severe drought of 1987-1992, it was necessary for customer demand to be reduced by as much as 50%, resulting in

excessive hardship for the community, which influenced the decision to establish the acceptable shortage at 10%. This value will also be reviewed as a part of the LTWSP update.

## 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 2009-2010:  | 1,273 AF           |

### **Projection of Supply Availability**

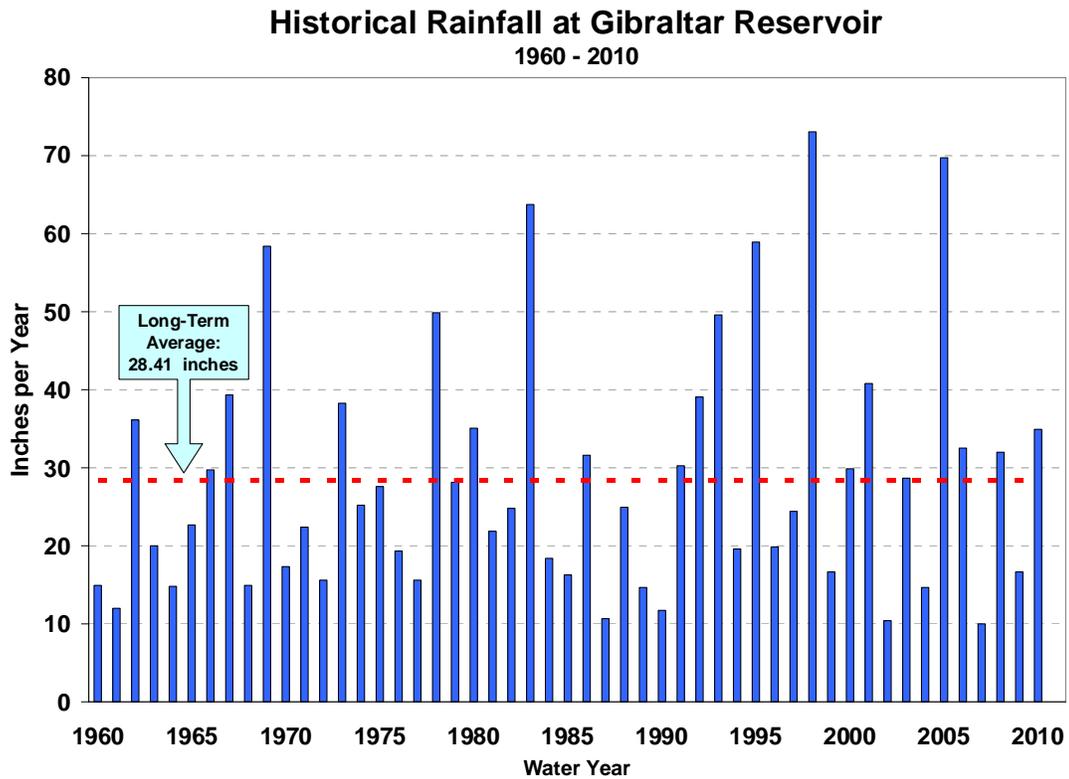
Table A-2 summarizes the City's water supply sources and fulfills a requirement of the project conditions for the SWP. The projected 2010-2011 Supply Plan reflects a projected total demand of 14,000 AF.

**Table A-2. Sources of Supply (AF)**

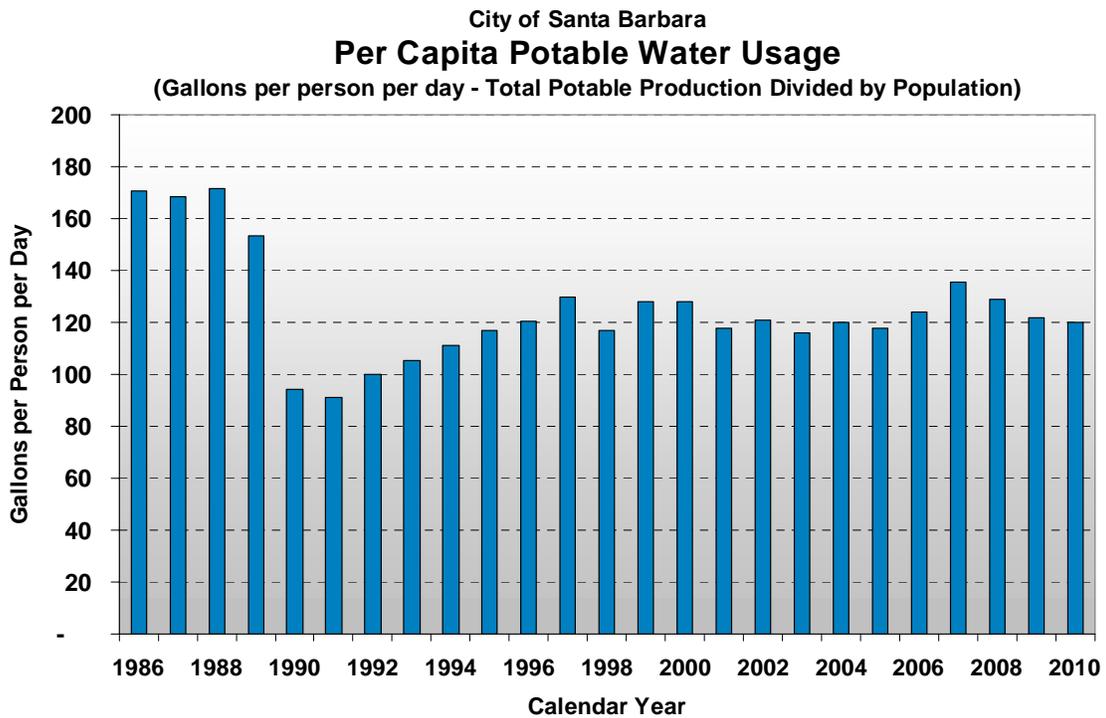
| Source of Supply                | WY 2010<br>Original Plan | WY 2010<br>Actual | WY 2011 Supply<br>Plan<br>Projected |
|---------------------------------|--------------------------|-------------------|-------------------------------------|
| Gibraltar Reservoir             | 3,600                    | 3,331             | 3,413                               |
| Cachuma Project                 | 6,940                    | 6,803             | 6,732                               |
| Mission Tunnel                  | 1,200                    | 1,288             | 1,200                               |
| Devil's Canyon                  | (w/ Gibraltar)           | 0                 | (w/ Gibraltar)                      |
| Juncal Res. (300 AF from MWD)   | (w/ Cachuma)             | (w/ Cachuma)      | (w/ Cachuma)                        |
| State Water Project             | 427                      | 777               | 650                                 |
| Groundwater                     | 1,034                    | 1,273             | 1,206                               |
| Desalination                    | 0                        | 0                 | 0                                   |
| Recycled Water                  | 800                      | 660               | 800                                 |
| Net Other Supplies <sup>1</sup> | (na)                     | -791              | (na)                                |
| <b>Total Production:</b>        | 14,000                   | 13,341            | 14,000                              |
| <b>Total Demand:</b>            | 14,000                   | 13,341            | 14,000                              |
| <b>Percent Shortage:</b>        | 0                        | 0                 | 0                                   |

<sup>1</sup> 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 11, 2011

**TO:** Mayor and Councilmembers

**FROM:** City Administrator's Office

**SUBJECT:** Appointment Of Mayor Pro Tempore, Ordinance Committee, Finance Committee, Council Liaisons To Advisory Groups, And Members Of Regional Agencies

### **RECOMMENDATION:**

That Council consider the appointment of a Mayor Pro Tempore, Chairs and Members of the Ordinance and Finance Committees, Council Liaisons to Advisory Groups, and Members of Regional Agencies.

### **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 Grant House 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:

- Bendy White, Chair  
Frank Hotchkiss  
Grant House  
Helene Schneider, Alternate

Council Agenda Report

Appointment of Mayor Pro Tempore, Ordinance Committee, Finance Committee, Liaisons to Advisory Groups, And Members Of Regional Agencies

January 11, 2011

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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:

- Das Williams, Chair  
Dale Francisco  
Michael Self  
Helene Schneider, Alternate

Appointments of Liaisons for Advisory Boards and Commissions - Traditionally the City Council appoints the Liaisons to the various Advisory Groups at this time as well.

**ATTACHMENT:** 2010 Advisory Groups Council Liaisons

**PREPARED BY:** Linda Gunther, Administrator's Office Supervisor

**SUBMITTED BY:** Jim Armstrong, City Administrator

**APPROVED BY:** City Administrator's Office

**CITY OF SANTA BARBARA  
ADVISORY GROUPS  
COUNCIL LIAISONS**

|  |                             |
|--|-----------------------------|
| Airport Commission.....<br>(incl. Airport Noise Abatement Committee) | House; Alternate: Hotchkiss |
| Architectural Board of Review.....                                   | Francisco; Alternate: House |
| Arts Advisory Committee.....   | Hotchkiss                   |
| Building and Fire Code Board of Appeals.....                         | House                       |
| Civil Service Commissioners, Board of.....                           | House                       |
| Community Development and Human Services Committee.....              | Hotchkiss                   |
| Community Events and Festivals Committee.....                        | House                       |
| Creeks Advisory Committee.....                                       | Self; Alternate: Williams   |
| Downtown Parking Committee.....                                      | House; Alternate: Self      |
| Fire and Police Commissioners, Board of.....                         | White; Alternate: Self      |
| Fire and Police Pension Commissioners, Board of.....                 | Williams                    |
| Franklin Neighborhood Advisory Committee.....                        | White                       |
| Harbor Commissioners, Board of.....                                  | Hotchkiss                   |
| Historic Landmarks Commission.....                                   | Self                        |
| Housing Authority Commission.....                                    | Self                        |
| Library Board.....   | Francisco                   |
| Lower Westside Neighborhood Advisory Committee.....                  | Hotchkiss                   |
| Parks and Recreation Commission.....                                 | Self; Alternate: Williams   |
| Planning Commission.....   | White                       |
| Rental Housing Mediation Task Force.....                             | Francisco                   |
| Santa Barbara Sister Cities Board.....                               | Schneider                   |
| Sign Committee.....  | Self                        |
| Single Family Design Board.....                                      | Francisco; Alternate: House |
| Transportation and Circulation Committee.....                        | Self; Alternate: House      |
| Water Commissioners, Board of.....                                   | White                       |
| Westside Neighborhood Advisory Committee.....                        | Hotchkiss                   |
| Youth Council.....   | Williams                    |

**CITY OF SANTA BARBARA  
COUNCIL COMMITTEES**

Committee for Neighborhood Adv. Comm. Interviews.....Hotchkiss, House, White  
Committee on Legislation..... House, White, Williams  
Commuter Rail Exploration .....Francisco, House, Schneider  
Finance Committee .....Francisco, Self, Williams (Chair); Alternate: Schneider  
Lower Mission Creek Design Committee ..... Schneider; Alternate: White  
Mayor Pro Tempore .....House  
Ordinance Committee .....Hotchkiss, House, White (Chair); Alternate: Schneider  
Sustainability Council Committee ..... Schneider, Self, Williams; Alternate: White

**CITY OF SANTA BARBARA  
CITY-RELATED AGENCIES**

Coast Village Road Merchants Association ..... House  
Conference and Visitors Bureau ..... Hotchkiss  
Downtown Organization ..... House; Alternate: White  
Greater Santa Barbara Lodging Association ..... House; Alternate: Williams  
Looking Good Santa Barbara Committee ..... House  
Presidio Joint Powers Committee ..... Francisco  
Santa Barbara Beautiful ..... Williams  
Santa Barbara Film Commission ..... Williams

## COUNCIL REPRESENTATION ON REGIONAL AGENCIES

Beach Erosion Authority for Control Operations and Nourishment .....House  
Cachuma Conservation Release Board..... Williams; Alternate: Francisco  
Cachuma Operation & Maintenance Board ..... Williams; Alternate: Francisco  
Central Coast Water Authority ..... Francisco; Alternate: Williams  
City/County Affordable Housing Task Group ..... Francisco, Schneider  
City/County Solid Waste Task Group .....Schneider, Williams; Alternate: White  
Community Action Commission .....House (rep. by Comm. Dev. Staff)  
Governing Board of Ten-Year Plan Process to End Chronic Homelessness.....Schneider  
Los Angeles-San Diego Rail Corridor Agency (LOSSAN) (appointed by SBCAG)..... Alternate: Schneider  
Santa Barbara County Air Pollution Control Dist. Bd. of Directors ..... Schneider; Alternate: Williams  
Santa Barbara County Association of Governments (SBCAG) ..... Schneider; Alternate: Williams  
Santa Barbara Metropolitan Transit District Board ..... Self; Alternate: House  
South Coast Gang Task Force Leadership Council .....Schneider; Alternate: Francisco  
South Coast Homeless Advisory Committee of Santa Barbara County .....House

**NATIONAL AND STATE ORGANIZATIONS\***

Channel Counties Division of the League of California Cities (2<sup>nd</sup> Vice President)..... Schneider  
League of California Cities Environmental Quality Policy Committee ..... Schneider  
Local Government Commission..... House

\*Appointments to these organizations are made by bodies other than City Council

## Mayor Schneider

1. Channel Counties Division of the League of California Cities (2<sup>nd</sup> Vice President)+
2. City/County Affordable Housing Task Group
3. City/County Solid Waste Task Group
4. Commuter Rail Exploration
5. Finance Committee (Alternate)
6. Governing Board of Ten-Year Plan Process to End Chronic Homelessness
7. League of California Cities Environmental Quality Policy Committee+
8. Los Angeles-San Diego Rail Corridor Agency (LOSSAN) (Alternate)\*
9. Lower Mission Creek Design Committee
10. Ordinance Committee (Alternate)
11. Santa Barbara County Air Pollution Control District Board of Directors
12. Santa Barbara County Association of Governments (SBCAG)
13. Santa Barbara Sister Cities Board
14. South Coast Gang Task Force Leadership Council
15. Sustainability Council Committee

+Appointed by League of Cities

\*Appointed by Santa Barbara Co. Association of Governments

## **Councilmember Francisco**

1. Architectural Board of Review
2. Cachuma Conservation Release Board (Alternate)
3. Cachuma Operation & Maintenance Board (Alternate)
4. Central Coast Water Authority
5. City/County Affordable Housing Task Group
6. Commuter Rail Exploration
7. Finance Committee
8. Library Board
9. Presidio Joint Powers Committee
10. Rental Housing Mediation Task Force
11. Single Family Design Board
12. South Coast Gang Task Force Leadership Council (Alternate)

## **Councilmember Hotchkiss**

1. Airport Commission (including Airport Noise Abatement Committee) (Alternate)
2. Arts Advisory Committee
3. Committee for Neighborhood Advisory Committee Interviews
4. Community Development and Human Services Committee
5. Conference and Visitors Bureau
6. Harbor Commissioners, Board of
7. Lower Westside Neighborhood Advisory Committee
8. Ordinance Committee
9. Westside Neighborhood Advisory Committee

## **Councilmember House**

1. Airport Commission (including Airport Noise Abatement Committee)
2. Architectural Board of Review (Alternate)
3. Beach Erosion Authority for Control Operations and Nourishment
4. Building and Fire Code Board of Appeals
5. Civil Service Commissioners, Board of
6. Coast Village Road Merchants Association
7. Committee for Neighborhood Advisory Committee Interviews
8. Committee on Legislation
9. Community Action Commission
10. Community Events and Festivals Committee
11. Commuter Rail Exploration
12. Downtown Organization
13. Downtown Parking Committee
14. Greater Santa Barbara Lodging Association
15. Local Government Commission
16. Looking Good Santa Barbara Committee
17. Mayor Pro Tempore
18. Ordinance Committee
19. Santa Barbara Metropolitan Transit District Board (Alternate)
20. Single Family Design Board (Alternate)
21. South Coast Homeless Advisory Committee of Santa Barbara County (Co-Chair)
22. Transportation and Circulation Committee (Alternate)

## **Councilmember Self**

1. Creeks Advisory Committee
2. Downtown Parking Committee (Alternate)
3. Finance Committee
4. Fire and Police Commissioners, Board of (Alternate)
5. Historic Landmarks Commission
6. Housing Authority Commission
7. Parks and Recreation Commission
8. Santa Barbara Metropolitan Transit District Board
9. Sign Committee
10. Sustainability Council Committee
11. Transportation and Circulation Committee

## **Councilmember White**

1. City/County Solid Waste Task Group (Alternate)
2. Committee for Neighborhood Advisory Committee Interviews
3. Committee on Legislation
4. Downtown Organization (Alternate)
5. Fire and Police Commissioners, Board of
6. Franklin Neighborhood Advisory Committee
7. Lower Mission Creek Design Committee (Alternate)
8. Ordinance Committee (Chair)
9. Planning Commission
10. Sustainability Council Committee (Alternate)
11. Water Commissioners, Board of

## **Councilmember Williams**

1. Cachuma Conservation Release Board
2. Cachuma Operation & Maintenance Board
3. Central Coast Water Authority (Alternate)
4. City/County Solid Waste Task Group
5. Committee on Legislation
6. Creeks Advisory Committee (Alternate)
7. Finance Committee (Chair)
8. Fire and Police Pension Commissioners, Board of
9. Greater Santa Barbara Lodging Association (Alternate)
10. Parks and Recreation Commission (Alternate)
11. Santa Barbara Beautiful
12. Santa Barbara County Air Pollution Control District Board of Directors (Alternate)
13. Santa Barbara County Association of Governments (SBCAG) (Alternate)
14. Santa Barbara Film Commission
15. Sustainability Council Committee
16. Youth Council



**City of Santa Barbara**  
Mayor and Council Office

## **Memorandum**

**DATE:** January 6, 2011

**TO:** Jim Armstrong, City Administrator

**FROM:** Dale Francisco, Councilmember  
Frank Hotchkiss, Councilmember

**SUBJECT:** Request to agendaize an item regarding a recommendation to SBCAG and to Caltrans that Santa Barbara's City Council supports transparency in the design review of nets as a possible alternative for suicide prevention at the Cold Spring Canyon Bridge.

Pursuant to Council Resolution No. 09-097 regarding the Conduct of City Council Meetings, we request that an item be placed on the Santa Barbara City Council Agenda regarding a recommendation to SBCAG regarding the design review process for the Cold Spring Arch Bridge suicide barrier project.

This item meets the following criteria as explained below.

- A. A substantive outline or summary of the information that will be presented to the City Council:

The installation of suicide barriers at Cold Spring Canyon Bridge has been a topic of controversy since 2005. In 2009, Caltrans decided to go forward with the installation of vertical suicide barrier fencing. After a successful legal challenge by Friends of the Bridge, Caltrans was ordered by Judge Anderle to halt the project and to revise and re-circulate its Draft EIR, on the grounds that it had failed to adequately identify alternative aesthetic and historic mitigations to the project, and that it had failed to specify which barrier design would be used.

Wayne Donaldson, the State Historic Preservation Officer (SHPO) and President Obama's appointee as chairman of the national Advisory Council on Historic Preservation, has recommended suicide nets as an effective design that will mitigate much of the aesthetic impact that would be imposed on this historic structure by Caltrans's current 9'7" tall mesh fence design.

Caltrans engineers worked with Donaldson and his staff to come up with a "capture net" design alternative, but after analyzing it Caltrans concluded that it would place an unacceptable load on the bridge. So far, Caltrans has been unwilling to share the engineering calculations on which this conclusion was based, citing Homeland Security concerns. In the interest of transparency and peer review, we hope that Caltrans will share its calculations with SHPO—there's no need to make this information, if truly sensitive, available to the general public. We hope that City Council will express its support for transparency in the interest of creating a true public consensus, and recommend this approach to SBCAG and to Caltrans.

- B. A concise statement of the specific action the City Council will be asked to take on the item:

That the Council inform its SBCAG representative Mayor Schneider of our support for a complete vetting of the SHPO-recommended alternative of suicide nets as a suicide prevention device at Cold Spring Canyon Bridge, by making available to the SHPO and his staff the engineering data upon which Caltrans's rejection of the suicide net was based.

- C. A statement of the reasons why the requesting party believes it is appropriate and within the jurisdiction of the City Council to consider this subject matter and to take the requested action.

It is appropriate for the City Council to consider this matter because the current Caltrans design which we have supported through prior SBCAG deliberations may in fact be inferior to that recommended by SHPO Donaldson. As a member of SBCAG, the organization whose funding has made this project possible, it is important that we advocate for complete transparency in the design review process.

cc: Mayor and Councilmembers  
Steve Wiley, City Attorney