



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING February 1, 2011 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Mayor Schneider.

ROLL CALL

Councilmembers present: Dale Francisco, Frank Hotchkiss, Grant House (2:02 p.m.), Randy Rowse, Michael Self, Bendy White, Mayor Schneider.

Councilmembers absent: None.

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

CEREMONIAL ITEMS

1. Subject: Employee Recognition - Service Award Pins (410.01)

Recommendation: That Council authorize the City Administrator to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through February 28, 2011.

Speakers:

Staff: City Administrator James Armstrong.

(Cont'd)

1. (Cont'd)

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

5-Year Pin

Julie Rodriguez, Planning Commission Secretary, Community Development
Gabriela Feliciano, Commission Secretary, Community Development
Luis Ornelas, Streets Maintenance Worker I, Public Works
Christine Gallery, Librarian II, Library

10-Year Pin

Kenneth Kushner, Police Officer, Police
Ryan DeJohn, Police Officer, Police
Kelly Greeley, Senior Control Systems Operator Specialist, Cater
Jeffrey McKee, Airport Maintenance Superintendent, Airport
Pete Tenoso, Grounds Maintenance Worker II, Airport

20-Year Pin

Ken Wojciechoski, Police Officer, Police

CHANGES TO THE AGENDA

City Administrator James Armstrong spoke about the addition of Agenda Item No. 9, which was noticed on a Supplemental Agenda, and recommended that it be taken after Item No. 7.

Motion:

Councilmembers Hotchkiss/Francisco to take Item No. 9 for consideration after Item No. 7.

Vote:

Unanimous voice vote.

PUBLIC COMMENT

Speakers: Frankie Morris, Edmond Finucane, Geoffery Bard, Karolyn Renard, Kate Smith and Jeffery Wood.

ITEM REMOVED FROM CONSENT CALENDAR

Councilmember Hotchkiss said he would abstain from voting on the following item due to a conflict of interest related to his residence at property located within 500' of the project location.

3. Subject: Acceptance Of Easement For Realigned Water Main And Summary Vacation Of Old Easement At El Encanto Hotel (540.06)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting an Easement for Water Mains on a Portion of the Real Property Commonly Known as 1900 Lasuen Road, Santa Barbara County Assessor's Parcel No. 019-170-022, and Adopting an Order Summarily Vacating and Abandoning the Existing Superseded Easement for Water Pipelines, Both Within the Limits of Said City.

Documents:

- February 1, 2011, report from the Public Works Director.
- Proposed Resolution.

The title of the resolution was read.

Motion:

Councilmembers White/Francisco to approve the recommendation; Resolution No. 11-004.

Vote:

Unanimous roll call vote (Abstentions: Councilmember Hotchkiss).

CONSENT CALENDAR (Item Nos. 2, 4 and 5)

The title of the resolution related to Item No. 2 was read.

Motion:

Councilmembers Francisco/White to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

2. Subject: Acceptance Of Land For Intersection Improvements At Hot Springs Road And Coast Village Road (330.03)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting a Small Parcel of Land Along and Fronting Hot Springs Road, Northeasterly of the Roundabout at Hot Springs Road, Old Coast Highway, and Coast Village Road, Adjacent to and Formerly a Portion of the Real Property Commonly Known as 1000 Coast Village Road, Santa Barbara County Assessor's Parcel No. 009-211-038.

Action: Approved the recommendation; Resolution No. 11-003 (February 1, 2011, report from the Public Works Director; proposed resolution).

4. Subject: Grant Funding For Disaster Preparedness Public Service Announcement Campaign (520.02)

Recommendation: That Council:

- A. Accept a grant of \$50,196 from the Orfalea Foundation to produce and distribute a Santa Barbara Countywide Disaster Preparedness Radio and Television Public Service Announcement Campaign; and
- B. Increase appropriations and estimated revenues by \$50,196 in the General Fund, City Administrator's Office budget to fund the project.

Action: Approved the recommendations; Agreement No. 23,629 (February 1, 2011, report from the City Administrator).

NOTICES

5. The City Clerk has on Thursday, January 27, 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.

This concluded the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

FINANCE DEPARTMENT

6. Subject: Recommendation From Sustainability Committee For Single-Use Bag Ordinance (630.02)

Recommendation: That Council consider a recommendation from the Sustainability Committee to refer consideration of a Single-Use Bag Reduction Ordinance to the Ordinance Committee.

Documents:

- February 1, 2011, report from the Finance Director.
- February 1, 2011, PowerPoint presentation prepared and made by Staff.
- February 1, 2011, email communication from Manuel Martinez, Project GreenBag.
- February 1, 2011, letter from Assembly Member Julia Brownley.

Speakers:

- Staff: Acting Environmental Services Manager Kristine Schmidt.
- Members of the Public: Lois Hamilton; Kathi King, Choose to Reuse; Megan O'Meara, Heal the Ocean; Bret Stone; Dr. Lee Heller, Get Oil Out!; Kira Redmond, Executive Director, Santa Barbara ChannelKeeper; Geoffery Bard, Upland Research Science Action; Laura Lynch; Penny Owens, Santa Barbara ChannelKeeper; John Dixon, Tri-County Produce.

(Cont'd)

6. (Cont'd)

Motion:

Councilmembers Rowse/House to approve the recommendation.

Vote:

Unanimous voice vote.

PUBLIC WORKS DEPARTMENT

7. Subject: Introduction Of Ordinance For Power Purchase Agreement For Cogeneration Project At El Estero Wastewater Treatment Plant (540.13)

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 Negotiate and Execute a Power Purchase Agreement (PPA), in a Form of Agreement Acceptable to the City Attorney, for a Term of up to Ten (10) Years for Cogeneration at the El Estero Wastewater Treatment Plant (El Estero) Between the City of Santa Barbara and California Power Partners, Incorporated (Calpwr), for the Purchase of Electricity.

Documents:

- February 1, 2011, report from the Public Works Director.
- February 1, 2011, PowerPoint presentation prepared and made by Staff.
- Proposed Ordinance.

The title of the ordinance was read.

Speakers:

Staff: Facilities & Energy Manager Jim Dewey, City Attorney Stephen Wiley.

Motion:

Councilmembers White/House to approve the recommendation.

Vote:

Unanimous voice vote.

REDEVELOPMENT AGENCY REPORTS

9. Subject: Request From Councilmember Rowse For Reconsideration Of Agenda Item No. 12 From The January 25, 2011, City Council Meeting - Grant To Housing Authority For Acquisition Of 2904 State Street (660.04)

Recommendation: Councilmember Rowse is requesting reconsideration of the following action:

- A. Approval of a grant of \$1,150,000 in Redevelopment Agency Housing Setaside Funds to the Housing Authority of the City of Santa Barbara for the acquisition of 2904 State Street, and authorize the Agency's Deputy Director to execute a grant agreement and related documents in a form approved by Agency Counsel, and to make non-substantive changes;
- B. Appropriation of \$1,150,000 in the Redevelopment Agency Housing Setaside Funds from unappropriated reserves for the grant; and
- C. Adoption of a joint Resolution of the Council of the City of Santa Barbara and the Redevelopment Agency of the City of Santa Barbara Finding that the Use of Redevelopment Agency Housing Setaside Funds as a Grant to the Housing Authority of the City of Santa Barbara for Acquiring an Affordable Housing Site Located Outside the Central City Redevelopment Project (CCRP) Area at 2904 State Street Will Be of Benefit to the CCRP.

Documents:

- January 28, 2011, memorandum from Councilmember Rowse.
- February 1, 2011, PowerPoint presentations prepared and made by Staff and the Housing Authority of the City of Santa Barbara.
- January 31, 2011, email communication from Patricia Hiles.
- February 1, 2011, letter from Stephanie Smagala.

Speakers:

- Staff: Project Planner Simon Kiefer.
- Housing Authority of the City of Santa Barbara: Executive Director Robert Pearson.
- WillBridge: Lynnelle Williams.
- Housing Authority Commission of the City of Santa Barbara: Commissioner David Hughes.
- Members of the Public: Suzanne Riordan, Families ACT; Lois Hamilton; Lou Traga, Independent Living Resource Center; Nick Ferrara; Earl Minnis; Chris Page; Wesley Brown; Joe Andrulaitis; Craig Stuart; Tawnie Fransen, Housing Authority of the County of Santa Barbara; Warren Gardner; Kate Ford, Principal, Peabody Charter School; Annemarie Cameron, Executive Director, Mental Health Association in Santa Barbara; Ben Spievak, Student Council President, Peabody Charter School; Carola Nicholson; Bret Stone; Sven Klein; Jenny Klein; Mickey Flacks, Chair of the Housing Authority Commission of Santa Barbara County; Petra Lowen, Independent Living Resource Center; Roxanne McGregor; Geoffery Bard; Scott Grant.

(Cont'd)

9. (Cont'd)

Recess: 4:41 p.m. - 4:56 p.m. Council/Agency member Francisco was absent when the Council/Agency Board reconvened.

Speakers (Cont'd):

- Members of the Public (Cont'd): Susan Nielsen; Nancy Tubiolo; Jason Niemela; Jeff Wood; Leah Juniper, Consumer Advocacy Coalition; Dr. Lee Heller, Santa Barbara County Action Network; Polly Pelly; Anna Campbell; Michael Fauver; Matt Walker; Deborah Barnes; Debbie McQuade; Anne Greaney, Mental Health Association of Santa Barbara; Kathleen Bausshke, Transition House and Willbridge; Joseph Tumbler; Frank Thompson; Ilette Hill; Maggie McCourt; Robert Burke; Assade Mora.
- Staff (Cont'd): City Attorney/Agency Counsel Stephen Wiley.

Council/Agency Member Francisco returned to the meeting at 5:04 p.m.

Motion:

Council/Agency Members Francisco/Rowse to reaffirm the decision of January 25, and to add a condition that the Housing Authority hold up to three community meetings and report back to the Council/Agency Board within 90 days, at which time the Council/Agency Board will consider whether the agreement with WillBridge will move forward or if the nature of the project will be changed to be low-income housing.

Vote:

Unanimous voice vote.

RECESS

Mayor Schneider recessed the meeting at 6:36 p.m. in order for the Council to reconvene in closed session for Item No. 8. No reportable action is anticipated.

CLOSED SESSIONS

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

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (a) of section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is Santa Barbara Patients' Collective Health Cooperative v. City of Santa Barbara, et al., USDC Case No. CV 10-6534 DDP (RCx); and The Green Light Dispensary, Inc., A California Non-Profit Mutual Benefit Corporation, v. City of Santa Barbara, USDC Case No. CV 10-7203 DDP (RCx).

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

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8. (Cont'd)

Documents:

February 1, 2011, report from the City Attorney.

Time:

6:40 p.m. - 7:20 p.m. Councilmember Self was absent.

No report made.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 7:20 p.m. in memory of City of Buellton Councilmember Russ Hicks.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

HELENE SCHNEIDER
MAYOR

ATTEST: _____
BRENDA ALCAZAR, CMC
DEPUTY CITY CLERK