



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING February 12, 2002 COUNCIL CHAMBER, DE LA GUERRA PLAZA

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:00 p.m. (The Finance Committee met at 12:45 p.m. The Ordinance Committee, which is ordinarily scheduled to meet at 1:00 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

Councilmembers present: H. P. Fairly, Iya G. Falcone, Babatunde Fodayemi, Gregg A. Hart, Roger L. Horton, Dan B. Secord, Mayor Blum.

Councilmembers absent: None.

Staff present: City Administrator/Clerk James L. Armstrong, City Attorney Daniel J. Wallace, Deputy City Clerk Susan Tschech.

PUBLIC COMMENT

SPEAKERS: No one wished to speak.

RECESS

2:01 p.m. - 2:22 p.m., during which time the Redevelopment Agency meeting was held.

ITEMS REMOVED FROM CONSENT CALENDAR

3. SUBJECT: AWARD AND EXECUTION OF CONTRACT FOR HARBOR LAUNCH RAMP REPLACEMENT PROJECT AND MARINE PUMP-OUT STATION, BID NO. 3299A (570.03)

RECOMMENDATION: That Council:

- A. Reject the bid protest letter from AIS Construction;
- B. Award and authorize the Public Works Director to execute a contract with Schock-Hanly Corporation, in their low bid amount of \$588,257, for construction of the Harbor Launch Ramp Replacement Project and Marine Pump-Out Station, Bid No. 3299A, and to approve expenditures up to \$35,500 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;
- C. Authorize the General Services Manager to issue a Purchase Order to Flowers & Associates, Inc. in the amount of \$10,000 for construction support services related to the Launch Ramp, and to approve expenditures of up to \$1,000 for extra services of Flowers & Associates, Inc. that may result from necessary changes in the scope of work; and
- D. Authorize the General Services Manager to issue a Purchase Order to East Beach Ventures in the amount of \$2,700 for construction support services related to the Pump-Out Station, and to approve expenditures of up to \$300 for extra services of East Beach Ventures that may result from necessary changes in the scope of work.

DOCUMENTS:

February 12, 2002, Public Works Director's report.

SPEAKERS:

- Member of the Public: Ray Myer, Agent for AIS Construction.
- Staff: Principal Civil Engineer John Schoof, Assistant City Attorney William Carroll.

MOTION:

Councilmembers Falcone/Hart to approve the recommendations; Contract No. 20,519.

VOTE:

Unanimous voice vote.

8. SUBJECT: LEGISLATIVE REPORT (160.02)

RECOMMENDATION: That Council take the following action regarding legislative matters:

- A. OPPOSE AB 680 (Steinberg) which would redistribute local sales tax revenue growth within the Sacramento region based on specified regional priorities; and
- B. Authorize the Mayor to send letters to and, as needed, contact legislators, the League of California Cities and other appropriate parties to convey the City's position.

DOCUMENTS:

February 12, 2002, City Administrator's report.

SPEAKERS:

Staff: Finance Director Robert Peirson, City Administrator James Armstrong.

MOTION:

Councilmembers Secord/Horton to approve the recommendations.

VOTE:

Majority voice vote (Noes: Councilmember Hart).

CONSENT CALENDAR (Item Nos. 1, 2, 4 - 7, and 9 -13)

The title of the resolution related to Item No. 7 was read.

MOTION:

Councilmembers Hart/Secord to waive further reading of the resolution related to Item No. 7.

VOTE:

Unanimous voice vote.

MOTION:

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

VOTE:

Unanimous voice vote.

1. SUBJECT: MINUTES

RECOMMENDATION: That Council waive the reading and approve the minutes of the regular meeting of January 29, 2002.

ACTION: Approved the recommendation.

2. SUBJECT: ADVISORY GROUP RESIGNATION (640.03)

RECOMMENDATION: That Council accept the resignation of Suzanne Fairly-Green from the Historic Landmarks Commission.

ACTION: Approved the recommendation (letter of resignation received February 7, 2002).

4. SUBJECT: AWARD AND EXECUTION OF CONTRACT FOR STORMWATER INTERCEPTOR ON HALEY STREET AT MISSION CREEK, BID NO. 3316 (540.14)

RECOMMENDATION: That Council:

- A. Award and authorize the Public Works Director to execute a contract with Lash Construction, Inc., in their low bid amount of \$153,424, for the construction of the Stormwater Interceptor on Haley Street at Mission Creek, Bid No. 3316;
- B. Authorize the Public Works Director to approve expenditures up to \$18,410 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;
- C. Authorize the General Services Manager to issue a Purchase Order to MNS Engineers, Inc., in the amount of \$10,925 for construction support services, and authorize the General Services Manager to approve expenditures of up to \$1,075 for extra services that may result from necessary changes in the scope of work;
- D. Authorize the General Services Manager to issue a Purchase Order to Fugro West, Inc., in the amount of \$2,900, for materials testing services, and authorize the General Services Manager to approve expenditures of up to \$500 for extra services that may result from necessary changes in the scope of work; and
- E. Authorize a transfer of \$64,515 from the City Creek Restoration/Water Quality Improvements Operating Fund to the City Creek Restoration/ Water Quality Improvements Capital Fund, to cover the cost of construction.

ACTION: Approved the recommendations; Contract No. 20,520 (February 12, 2002, Public Works Director's report).

5. SUBJECT: INCREASE IN PURCHASE ORDER FOR BIOLOGICAL CONSULTING SERVICES FOR THE LOWER MISSION CREEK FLOOD CONTROL PROJECT (530.03)

RECOMMENDATION: That Council authorize the General Services Manager to issue a change order to increase Purchase Order No. 357903 with URS Corporation (URS) from \$24,800 to \$45,000 to cover the cost of additional biological consulting services for the Lower Mission Creek Flood Control Project.

5. (Cont'd)

ACTION: Approved the recommendation (February 12, 2002, Public Works Director's report).

6. SUBJECT: LEASE AGREEMENT WITH GRANITE CONSTRUCTION, AT THE AIRPORT (330.04)

RECOMMENDATION: That Council approve and authorize the City Administrator to execute a one-year Lease Agreement with four one-year options with Granite Construction, a California Corporation, for 158,298 square feet of yard, 25 David Love Place, effective January 1, 2002, for a total monthly rental of \$14,247, exclusive of utilities.

ACTION: Approved the recommendation; Agreement No. 20,521 (February 12, 2002, Airport Director's report).

7. SUBJECT: DESTRUCTION OF CITY CLERK RECORDS (160.06)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Relating to the Destruction of Records Held by the City Clerk's Office.

ACTION: Approved the recommendation; Resolution No. 02-023 (February 12, 2002, Assistant City Administrator's report).

NOTICES

9. The City Clerk has on Friday, February 8, 2002, at 3:00 p.m. posted this agenda in the Office of the City Clerk and on the City Hall Public Notice Board on the outside balcony of City Hall.

10. Special Finance Committee meeting, February 12, 2002, at 12:45 p.m. in Room 15 for consideration of:

- A. Fiscal Year 2002 Mid-Year Report; and
- B. Professional Services for Issuance of Refunding Debt. (120.03)

11. Redevelopment Agency meeting, February 12, 2002, at 2:00 p.m. in the Council Chamber. (620.03)

12. Cancellation of the regular City Council meeting of February 19, 2002, due to lack of a quorum. (120.09)

13. The City Council will hold a joint meeting with the Santa Barbara School District on Thursday, February 21, 2002, at 6:00 p.m. at the Chase Palm Park Recreation Center, 236 East Cabrillo Boulevard, Santa Barbara.

This concluded the Consent Calendar.

REPORT FROM FINANCE COMMITTEE

14. SUBJECT: REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Dan Secord reported that the Committee received and forwarded to Council the Fiscal Year 2002 Mid-Year Report, along with proposed adjustments to appropriations and revenues from the current year's budget. The Committee also considered and forwarded to Council the Staff recommendations related to professional services for the issuance of refunding debt. Mr. Secord suggested that Council take action on these matters at this time (Agenda Item Nos. 15 and 16).

ADMINISTRATIVE REPORTS

FINANCE DEPARTMENT

15. SUBJECT: FISCAL YEAR 2002 MID-YEAR REPORT (230.04)

RECOMMENDATION: That Council:

- A. Receive the fiscal year 2002 mid-year report;
- B. Accept the interim statements for the six months ended December 31, 2001;
- C. Approve the adjustments to appropriations and estimated revenues to the fiscal year 2002 budget as contained in the Summary of Recommended Mid-Year Adjustments;
- D. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 01-064, the Position and Salary Control Resolution for Fiscal Year 2001-2002, Affecting the Airport Department Effective February 12, 2002; and
- E. Refer to the Water Commission and Finance Committee consideration of transferring utility tax revenues from the Water Fund to the General Fund.

DOCUMENTS:

- February 12, 2002, Finance Director's report.
- Proposed Resolution.

SPEAKERS:

Staff: Assistant Finance Director Robert Samario, Airport Director Karen Ramsdell.

(Cont'd)

15. (Cont'd)

The title of the resolution was read.

MOTION:

Councilmembers Secord/Horton to waive further reading of the resolution.

VOTE:

Unanimous voice vote.

MOTION:

Councilmembers Secord/Horton to approve the recommendations;
Resolution No. 02-024.

VOTE:

Unanimous roll call vote.

16. SUBJECT: PROFESSIONAL SERVICES FOR ISSUANCE OF REFUNDING
DEBT (240.04)

RECOMMENDATION: That Council:

- A. Authorize the Finance Director to execute a professional services agreement with Kelling, Northcross & Nobriga for financial advisory services for three bond refundings in a fixed fee amount not to exceed \$105,000;
- B. Authorize the selection of Morgan Stanley as the underwriter for three bond refundings; and
- C. Authorize the City Attorney to execute a professional services agreement with Orrick, Herrington & Sutcliffe for bond counsel and disclosure counsel legal services associated with three bond refundings in a combined amount not to exceed \$190,000.

DOCUMENTS:

February 12, 2002, Finance Director's report.

SPEAKERS:

Staff: Finance Director Robert Peirson.

MOTION:

Councilmembers Secord/Hart to approve the recommendations;
Agreement Nos. 20,522 and 20,523.

VOTE:

Unanimous voice vote.

COMMUNITY DEVELOPMENT DEPARTMENT

17. SUBJECT: HOUSING ACTION TASK FORCE RECOMMENDATIONS AND THE UPCOMING HOUSING ELEMENT REVIEW PROCESS (660.06)

RECOMMENDATION: That Council:

- A. Concur with the Housing Action Task Force Recommendations by initiating Zoning Ordinance amendments to:
 - 1. Establish a New Commercial Development Housing Mitigation Ordinance
 - 2. Rezone R-4 to R-3 to Remove Hotel/Motel Outside of the Coastal Zone
 - 3. Establish Standards for Single Room Occupancy (SRO) Development
 - 4. Allow Duplex Development on R-2 lots between 5,000 – 6,000 square feet
 - 5. Allow Increased Density for Smaller or Rental Units
 - 6. Establish an Inclusionary Housing Program aimed at larger projects and possibly creating middle-income ownership opportunities;
- B. Declare the amendments a project for the purposes of environmental review;
- C. Direct Staff to proceed with drafting and a public review of the proposed amendments;
- D. Direct Staff to issue a Request for Proposals for consultant assistance to prepare technical studies for the new inclusionary housing and mitigation programs and the Housing Element Review Process; and
- E. Designate a Housing Policy Steering Committee comprised of the Mayor, two Councilmembers and two City Planning Commissioners to advise staff on issues related to the Task Force Recommendations and the upcoming state-mandated Housing Element Review process.

DOCUMENTS:

- February 12, 2002, Community Development Director's report.
- PowerPoint presentation made by Staff.

SPEAKERS:

- Staff: Project Planner Liz Limón, Assistant Community Development Director Paul Casey.
- Member of the Public: Catherine McCammon, Citizens Planning Association.

(Cont'd)

17. (Cont'd)

MOTION:

Councilmembers Falcone/Secord to approve the recommendations; designated Mayor Blum and Councilmembers Falcone and Hart to the Housing Policy Steering Committee, with Councilmember Secord to serve as an alternate.

VOTE:

Unanimous voice vote.

RECESS

3:56 p.m. - 4:03 p.m.

MAYOR AND COUNCIL MATTERS

18. SUBJECT: CITY ADVISORY GROUP INTERVIEWS (140.05)

RECOMMENDATION: That Council:

- A. Hold interviews of applicants to various City Advisory Groups at an estimated time of 4:00 p.m.; and
- B. Continue interviews of applicants to 6:00 p.m.
(Estimated Time: 4:00 p.m.)

DOCUMENTS:

February 12, 2002, Assistant City Administrator's report.

SPEAKERS:

The following applicants were interviewed:

Airport Commission:

William McBride

Architectural Board of Review:

Derrick Eichelberger

Arts Advisory Committee:

Carol Kenyon

Judy Nilsen

Karin de la Peña

Community Development and Human Services Committee:

George Myers

Ella Surman

Scott Gordon Armstrong

Community Events and Festivals Committee:

Debbie Neer

Meriann Plamondon

Tom Morey

(Cont'd)

18. (Cont'd)

SPEAKERS (Cont'd):

Creeks Restoration & Water Quality Improvement Program Citizen
Advisory Committee:

Sharyn Main

Daniel J. Brooks

Douglas Family Preserve Advisory Committee:

Sue Higman

Wendy Carol Hawksworth

Downtown Parking Committee:

Joan C. Truscott

Fire and Police Commission:

Jan Canby

Harbor Commission:

Katherine H. Ford

Eric M. Larsen

Historic Landmarks Commission:

Jeremy Hass

Housing Authority Commission:

Terry M. Nelson

Planning Commission:

Maurie A. McGuire

Rental Housing Mediation Task Force:

Timm High

Transportation & Circulation Committee:

Jonathan Maguire

Westside Center Advisory Committee:

Maruja Estay

By consensus, the Council concurred with recommendation B.

RECESS

5:16 p.m. - 6:03 p.m.

Mayor Blum presiding.

Councilmembers present: Fairly, Falcone, Fodayemi, Hart, Horton, Secord, Mayor
Blum.

Councilmembers absent: None.

Staff present: City Administrator/Clerk Armstrong, Assistant City Attorney Stephen P.
Wiley, Deputy City Clerk Tschech.

PUBLIC COMMENT

SPEAKERS: Nyle G. Utterback.

MAYOR AND COUNCIL MATTERS

19. SUBJECT: CITY ADVISORY GROUP INTERVIEWS (140.05)
(See Item No. 18)

SPEAKERS:

The following applicants were interviewed:

Architectural Board of Review:

Charmaine Curtis Jacobs

Arts Advisory Committee:

Dianne Baltramaitis

Creeks Restoration & Water Quality Improvement Program Citizen
Advisory Committee:

Thomas F. Phillips

Laura Mitchell Maskrey

Daniel B. Wilson

Chris Dahlstrom

Douglas Family Preserve Advisory Committee:

Jessica Kinnahan

Keith Schofield

Fire and Police Commission:

Arthur C. Kappelmann

Franklin Center Advisory Committee:

Lupe Luna-Martinez

Historic Landmarks Commission:

Vadim M. Hsu

Planning Commission:

Vadim M. Hsu

William C. Boyd

Charmaine Curtis Jacobs

Transportation & Circulation Committee:

William C. Boyd

Westside Center Advisory Committee:

Roxanne M. McGregor

RECESS

6:41 p.m. - 6:55 p.m. Councilmember Fairly was absent when the Council reconvened.

PUBLIC HEARINGS

20. SUBJECT: MASTER ENVIRONMENTAL ASSESSMENT--GUIDELINES FOR ARCHAEOLOGICAL AND HISTORIC STRUCTURES AND SITES (630.02)

RECOMMENDATION: That Council:

- A. Hold a public hearing on the Master Environmental Assessment— Guidelines for Archaeological Resources and Historic Structures and Sites; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting the Master Environmental Assessment— Guidelines for Archaeological Resources and Historic Structures and Sites (January 2002).
(Estimated Time: 7:00 p.m.)

DOCUMENTS:

- February 12, 2002, Community Development Director's report.
- Proposed Resolution.
- Master Environmental Assessment, Guidelines for Archaeological Resources and Historic Structures and Sites, dated January 2002.
- February 12, 2002, Planning Division memorandum.

PUBLIC HEARING OPENED:

6:56 p.m.

SPEAKERS:

- Staff: Project Planner Debra Andaloro, City Planner Bettie Hennon, Assistant City Attorney Stephen Wiley.
- Members of the Public: Christine Palmer; Diane Napoleone; Joanne Schoentele, Unity Church; Terry A. Bartlett; Andrea Fritzen.

PUBLIC HEARING CLOSED:

7:29 p.m.

The title of the resolution was read.

MOTION:

Councilmembers Falcone/Horton to waive further reading of the resolution.

VOTE:

Unanimous voice vote (Absent: Councilmember Fairly).

(Cont'd)

20. (Cont'd)

MOTION:

Councilmembers Horton/Secord to approve the recommendations;
Resolution No. 02-025.

VOTE:

Unanimous roll call vote (Absent: Councilmember Fairly).

ADJOURNMENT

Mayor Blum adjourned the meeting at 7:34 p.m.

SANTA BARBARA CITY COUNCIL

MABI COVARRUBIAS PLISKY, CMC
CITY CLERK SERVICES MANAGER

ATTEST:

MARTY BLUM
MAYOR

SUSAN TSCHECH
DEPUTY CITY CLERK