



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING July 2, 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 and Ordinance Committees, which are 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.

CEREMONIAL ITEMS

Presentations

2. SUBJECT: EMPLOYEE RECOGNITION - SERVICE AWARD PINS (410.01)

RECOMMENDATION: That Council authorize James L. Armstrong, City Administrator, to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through July 31, 2002.

DOCUMENTS:

July 2, 2002, Assistant City Administrator's report.

(Cont'd)

2. (Cont'd)

SPEAKERS:

Staff: Award recipients Joan Kent, Carol Keator.

By consensus, the Council approved the recommendation. The following employees were recognized:

30-Year Pin
Carol Keator, Library
25-Year Pin
Joan Kent, City Administrator's Office
20-Year Pin
Barbara Barker, Administrative Services
15-Year Pin
Jose Yanez, Finance
5-Year Pin
Robin Hamlin, City Administrator's Office
Robert Kendall, Fire
Robert Oshiro, Fire
Joe Tieso, Fire
Stephen Corral, Public Works

Proclamations

1. PROCLAMATION DECLARING OCTOBER 18, 2002, AS CLEAN WATER ACT DAY (120.04)

ACTION: Proclamation presented to Environmental Defense Center Environmental Analyst Brian Trautwein, Channel Keepers Director Drew Bohan, Community Environmental Council representative Karen Feeney, and Heal the Ocean Executive Director Hillary Hauser.

CHANGES TO THE AGENDA

Item Removed from Agenda

At the request of City Attorney Daniel Wallace, the following item was removed from the Agenda:

31. SUBJECT: CONFERENCE WITH LEGAL COUNSEL - EXISTING 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. In re *Lillian West vs. City of Santa Barbara*, Case No. 1094144, Santa Barbara Superior Court.

Scheduling: Duration, 10 minutes; anytime

PUBLIC COMMENT

SPEAKERS: Ken Loch.

CONSENT CALENDAR (Item Nos. 3 - 19)

The titles of all resolutions and ordinances related to Consent Calendar items were read.

MOTION:

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

VOTE:

Unanimous voice vote.

3. SUBJECT: MINUTES

RECOMMENDATION: That Council waive the reading and approve the minutes of the adjourned regular meeting of June 17, 2002, the regular meeting of June 18, 2002, and the special meeting of June 19, 2002.

ACTION: Approved the recommendation.

4. SUBJECT: AUTHORIZATION TO APPLY FOR CALTRANS' ENVIRONMENTAL JUSTICE PROGRAM FUNDING (530.05)

RECOMMENDATION: That Council authorize the Public Works Director to apply for Environmental Justice Program Funding from Caltrans, in the amount of approximately \$300,000, for the implementation of the Neighborhood Traffic Management Program in the Eastside neighborhood.

ACTION: Approved the recommendation (July 2, 2002, Public Works Director's report).

5. SUBJECT: ADOPTION OF FISCAL YEAR 2003 OPERATING AND CAPITAL BUDGET (230.05)

RECOMMENDATION: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Section 4.24.050 of Chapter 4.24 of the Municipal Code to Provide that Revenues from Utility Tax on Water Service be Deposited into the General Fund. (Introduced on June 25, 2002)

ACTION: Approved the recommendation; Ordinance No. 5245.

6. SUBJECT: ISSUANCE OF PURCHASE ORDER TO WORK, INCORPORATED FOR JANITORIAL SERVICES AT THE WATERFRONT (340.08)

RECOMMENDATION: That Council find it in the City's best interest to waive the formal bid procedure as authorized by Municipal Code Section 4.52.080 (k), and authorize the General Services Manager to issue a purchase order to Work, Incorporated for janitorial services at the Waterfront for Fiscal Year 2003 in an amount not to exceed \$188,668.50.

ACTION: Approved the recommendation (July 2, 2002, Waterfront Director's report).

7. SUBJECT: MEMORANDUM OF AGREEMENT BETWEEN THE CITY AND THE UNITED STATES DEPARTMENT OF TRANSPORTATION, TRANSPORTATION SECURITY ADMINISTRATION (560.01)

RECOMMENDATION: That Council approve and authorize the City Administrator to execute a Memorandum of Agreement between the City and the United States Department of Transportation, Transportation Security Administration (TSA) to provide the City full or partial reimbursement for the cost of providing armed security services at Airport security checkpoints during passenger screening operations from May 10, 2002, to December 1, 2003, at a cost not to exceed \$571,000.

ACTION: Approved the recommendation; Agreement No. 20,678 (July 2, 2002, Airport Director's report).

8. SUBJECT: RESOLUTION APPROVING GROUND LEASES FOR PARKING AND CONSTRUCTION STAGING AREAS RELATED TO THE GRANADA GARAGE PROJECT (550.05)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Execution by the Public Works Director of Eight Ground Leases, for the Period of Time Commencing on July 1, 2002, and Ending on December 31, 2003, with an Option to Extend said Term, if Necessary, in Connection with the Granada Garage Project, Authorizing the Operation of Temporary Parking Facilities and Project Construction Staging Activities Located on Portions of Adjacent Properties.

ACTION: Approved the recommendation; Resolution No. 02-084; Agreement Nos. 20,679 - 20,686 (July 2, 2002, Public Works Director's report).

9. SUBJECT: FIVE-YEAR LICENSE AGREEMENT WITH BLUE EDGE PARASAILING (330.08)

RECOMMENDATION: That Council approve and authorize the City Administrator to execute a five-year license agreement with Brett & Lisa Perrin, d.b.a. Blue Edge Parasailing, for the parasailing concession operating from the passenger loading ramp and ticket kiosk on Stearns Wharf.

ACTION: Approved the recommendation; Agreement No. 20,687 (July 2, 2002, Waterfront Director's report).

10. SUBJECT: LEASE AGREEMENTS FOR THE FRANKLIN, WESTSIDE AND LOUISE LOWRY DAVIS COMMUNITY CENTERS, AND YOUTH SPORTS CENTER (330.04)

RECOMMENDATION: That Council approve and authorize the Parks and Recreation Director to execute lease agreements for the:

- A. Franklin Neighborhood Center with Cornelia Moore Dental Foundation, Endowment for Youth, and Women's Economic Ventures;
- B. Westside Community Center with Community Action Commission/Senior Services, Independent Living Resource Center, Santa Barbara City College/Early Childhood Education Program, and United Cerebral Palsy Association;
- C. Louise Lowry Davis Center with NAACP/Santa Barbara Chapter; and
- D. Youth Sports Center with Primo Boxing Club.

ACTION: Approved the recommendations; Agreement Nos. 20,688 - 20,696 (July 2, 2002, Parks and Recreation Director's report).

11. SUBJECT: RECORDS DESTRUCTION - WATERFRONT DEPARTMENT (160.06)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Relating to the Destruction of Certain Records Held by the Waterfront Department.

ACTION: Approved the recommendation; Resolution No. 02-085 (July 2, 2002, Waterfront Director's report).

12. SUBJECT: AMENDMENT TO THE POSITION AND SALARY CONTROL RESOLUTION (410.06)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 02-076, the Position and Salary Control Resolution for Fiscal Year 2002-2003, Affecting Attorney Salaries Effective July 13, 2002.

(Cont'd)

12. (Cont'd)

ACTION: Approved the recommendation; Resolution No. 02-086 (July 2, 2002, Assistant City Administrator's report).

13. SUBJECT: AWARD AND EXECUTION OF CONTRACT FOR PAVEMENT PREPARATION 2001-2002/2002-2003 (AREAS C & D), BID NO. 3342 (530.04)

RECOMMENDATION: That Council award and authorize the Public Works Director to execute a contract with R. Burke Corporation, in their low bid amount of \$151,980 for construction of the Pavement Preparation 2001-2002/2002-2003 (Areas C & D), Bid No. 3342, and to approve expenditures up to \$15,200 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.

ACTION: Approved the recommendation; Contract No. 20,697 (July 2, 2002, Public Works Director's report).

14. SUBJECT: AWARD AND EXECUTION OF CONTRACT FOR SLURRY SEAL 2001-2002/2002-2003 (AREAS C & D), BID NO. 3343 (530.04)

RECOMMENDATION: That Council:

- A. Award and authorize the Public Works Director to execute a contract with California Pavement Maintenance Company, Inc. (CPM) in their low bid amount of \$1,752,807.49 for construction of the Slurry Seal 2001-2002/2002-2003 (Areas C & D), Bid No. 3343, and to approve expenditures up to \$175,000 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; and
- B. Authorize the General Services Manager to issue a Purchase Order to Flowers and Associates, Inc. (Flowers) in the amount of \$251,321 for construction support services, and to approve expenditures of up to \$12,500 for extra services that may result from necessary changes in the scope of work.

ACTION: Approved the recommendations; Contract No. 20,698 (July 2, 2002, Public Works Director's report).

15. SUBJECT: LEGISLATIVE REPORT (160.02)

RECOMMENDATION: That Council:

- A. Change From an Oppose Position to a Neutral Position on SB 1542 (Escutia), due to amendments to the bill that alleviate the City's concerns; and

(Cont'd)

15. (Cont'd)

- 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.

ACTION: Approved the recommendations (July 2, 2002, City Administrator's report).

NOTICES

16. The City Clerk has on Friday, June 28, 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.
17. Cancellation of the regular Redevelopment Agency meetings of July 2, 2002, and July 9, 2002, at 2:00 p.m. (620.01)
18. Cancellation of the regular City Council meeting of July 9, 2002, due to the lack of a quorum. (120.09)
19. A Cultural Development Symposium will be held Monday, July 15, 2002, from 8:30 a.m. to 3:30 p.m., at Victoria Hall, 33 W. Victoria Street, to discuss the direction of future support for the arts.

This concluded the Consent Calendar.

REPORTS FROM COUNCILMEMBERS ON COMMITTEE ASSIGNMENTS

INFORMATION:

- An item will be placed on a future Council agenda to appoint new Council liaisons to the Architectural Board of Review, Planning Commission and Historic Landmarks Commission, as Councilmembers Secord and Hart would like to step down from these positions.
- Councilmember Horton attended a meeting of the Westside Boys & Girls Club at which awards were given to attendees of a New York media event regarding the September 11, 2001, tragedy.

ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

20. SUBJECT: COUNCIL DECISION AND FINDINGS FOR 1620 GARDEN STREET (640.07)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Making a Decision and Expressing Certain Findings Concerning an Appeal From a Decision of the City Planning Commission Regarding a Project to Construct Four Residential Condominiums at 1620 Garden Street.

DOCUMENTS:

- July 2, 2002, Community Development Director's report.
- Proposed Resolution.
- July 2, 2002, letter from Steven Amerikaner, attorney for the Applicant.
- June 25, 2002, letter from Bill Medel.
- July 1, 2002, letter from the Santa Barbara Region Chamber of Commerce.
- July 2, 2002, letter from the Santa Barbara Association of Realtors.

The title of the resolution was read.

SPEAKERS:

- Staff: Assistant Community Development Director Paul Casey, City Planner Bettie Hennon, City Attorney Daniel Wallace, Assistant City Attorney Stephen Wiley.
- Applicant: Attorney Steven Amerikaner, John Blankenship.
- Appellant: David Fortson, Santa Barbara County Action Network; Steve Johnson.
- Members of the Public: Bob Hart, Santa Barbara Association of Realtors; Louise Boucher, Citizens Planning Association; Michael Warnken; Ken Switzer; Claudia Madsen; Laura Price, Living Wage Coalition; Cheri Rae McKinney, Bungalow Haven Neighborhood Association; Kellem de Forest; Steven McGuire; Catherine Woodford; Paul Mills.

MOTION:

Councilmembers Secord/Hart to refer the project to the Planning Commission with directions to the Applicant for revisions thereto.

VOTE:

Majority voice vote (Noes: Councilmembers Falcone, Fodayemi, Mayor Blum).

(Cont'd)

20. (Cont'd)

DISCUSSION:

Councilmembers stated their ideas for changes they would like to see made to the project. By consensus, the Council approved a recommendation from Staff that following review by the Architectural Board of Review and Planning Commission, this matter is to be continued to the Council agenda of October 1, 2002, for final action on both the project as well as the appeal. The Applicant's attorney agreed to the October 1, 2002, date for the record.

RECESS

3:33 p.m. - 3:45 p.m. Councilmember Fodayemi was absent when the Council reconvened.

ADMINISTRATIVE AND ATTORNEY REPORTS (Cont'd)

CITY ADMINISTRATOR

21. SUBJECT: EARL WARREN SHOWGROUNDS - MUTUAL INTEREST COMMITTEE (510.01)

RECOMMENDATION: That Council designate two Councilmembers to serve as representatives on a Mutual Interest Committee with two representatives of the Board of Directors of the 19th District Agricultural Association.

DOCUMENTS:

July 2, 2002, City Administrator's report.

SPEAKERS:

Staff: Special Projects Manager Don Olson.

MOTION:

Councilmembers Secord/Horton to approve the recommendation and designate Mayor Blum and Councilmember Secord to serve on the Mutual Interest Committee.

VOTE:

Unanimous voice vote (Absent: Councilmember Fodayemi).

Councilmember Fodayemi returned to the meeting at 3:48 p.m.

COMMUNITY DEVELOPMENT DEPARTMENT (Cont'd)

22. SUBJECT: ENDORSEMENT OF NATIONAL HOUSING TRUST FUND (660.04)

RECOMMENDATION: That Council endorse the creation of a National Housing Trust Fund and authorize the Mayor to send an endorsement letter to the National Housing Trust Fund Campaign.

DOCUMENTS:

July 2, 2002, Community Development Director's report.

SPEAKERS:

- Staff: Housing and Redevelopment Manager David Gustafson.
- Housing Authority of the City of Santa Barbara: Executive Director Rob Pearson.

MOTION:

Councilmembers Secord/Horton to approve the recommendation.

VOTE:

Unanimous voice vote.

23. SUBJECT: PRELIMINARY ECONOMIC DEVELOPMENT DESIGNATION - PENFIELD & SMITH AT 111 & 115 EAST VICTORIA STREET (640.09)

RECOMMENDATION: That Council make a preliminary finding that the proposed project by Penfield & Smith, located at 111 & 115 East Victoria Street, would enable the company to continue its services that enhance the standard of living for City and South Coast residents and strengthen the local and regional economy, and grant the project a Preliminary Economic Development Designation for 7,905 square feet of floor area.

DOCUMENTS:

July 2, 2002, Community Development Director's report.

SPEAKERS:

- Staff: City Planner Bettie Hennon.
- Applicant: Architect John Pitman.

MOTION:

Councilmembers Secord/Horton to approve the recommendation.

VOTE:

Unanimous voice vote.

PUBLIC WORKS DEPARTMENT

24. SUBJECT: PROFESSIONAL SERVICES AGREEMENT WITH CAROLLO ENGINEERS FOR INVESTIGATION AND PRELIMINARY ANALYSIS OF TREATMENT OPTIONS FOR THE ORTEGA WELL TREATMENT PLANT (540.10)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute a professional services agreement with Carollo Engineers (Carollo) in an amount not to exceed \$360,836, for the investigation and preliminary analysis of treatment options for the Ortega Well Treatment Plant; and
- B. Authorize the Public Works Director to approve extra services for Carollo that may result from necessary changes in the scope of work at a total amount not to exceed \$36,000.

DOCUMENTS:

July 2, 2002, Public Works Director's report.

SPEAKERS:

Staff: Water Resources Supervisor Rebecca Bjork.

MOTION:

Councilmembers Secord/Fairly to approve the recommendations; Agreement No. 20,699.

VOTE:

Unanimous voice vote.

25. SUBJECT: AWARD OF PROFESSIONAL SERVICES CONTRACT WITH HARRIS AND ASSOCIATES FOR CATER WATER TREATMENT PLANT IMPROVEMENTS (540.10)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute a Professional Services Contract with Harris and Associates (Harris) in a not-to-exceed amount of \$1,550,290 for construction management services and to approve extra services of Harris that may result from necessary changes in the scope of work, in an additional not-to-exceed amount of \$155,029 during the Cater Water Treatment Plant improvements; and
- B. Authorize the Public Works Director to execute a Professional Services Contract with Carollo Engineers (Carollo) in a not-to-exceed amount of \$975,526, for construction phase design services and to approve extra services of Carollo that may result from necessary changes in the scope of work, in an additional not-to-exceed amount of \$97,552 during the Cater Water Treatment Plant improvements.

(Cont'd)

25. (Cont'd)

DOCUMENTS:

July 2, 2002, Public Works Director's report.

SPEAKERS:

Staff: City Engineer Pat Kelly.

MOTION:

Councilmembers Secord/Horton to approve the recommendations;
Contract Nos. 20,700 and 20,701.

VOTE:

Unanimous voice vote.

PARKS AND RECREATION DEPARTMENT

26. SUBJECT: ANNUAL LEASE AGREEMENT FOR SPECIAL OLYMPICS OFFICES
AT WESTSIDE COMMUNITY CENTER (330.04)

RECOMMENDATION: That Council:

- A. Consider a request from Santa Barbara Special Olympics to waive rent charges for their FY 02-03 lease at the Westside Community Center;
- B. Deny the request; and
- C. Approve and authorize the Parks and Recreation Director to execute the lease agreement for Santa Barbara Special Olympics at the Westside Community Center.

DOCUMENTS:

- July 2, 2002, Parks and Recreation Director's report.
- May 31, 2002, letter from Santa Barbara Special Olympics.

SPEAKERS:

- Staff: Parks and Recreation Director Richard Johns.
- Santa Barbara Special Olympics: Area Director Ada Conner.

MOTION:

Councilmembers Horton/Fairly to approve the request, stipulating that rent charges will be waived for one additional year only; direct Special Olympics to work with the Parks and Recreation Department to apply for funding through either the City budget process or the Community Development Block Grant program; and authorize execution of revised Agreement No. 20,702.

VOTE:

Unanimous voice vote.

REQUESTS FROM THE PUBLIC

27. SUBJECT: REQUEST FROM THE SANTA BARBARA DOWNTOWN ORGANIZATION THAT THE CITY ENACT AN ORDINANCE BANNING THE SALE AND USE OF 'SILLY STRING' AND LIKE PRODUCTS ON PARADE DAYS (800.01)

DOCUMENTS:

June 12, 2002, letter from the Santa Barbara Downtown Organization.

SPEAKERS:

Santa Barbara Downtown Organization: Executive Director Marshall Rose, President Eric Kelley.

MOTION:

Councilmembers Horton/Secord to refer the request to the Ordinance Committee to review the possibility of such an ordinance, and request the Committee to return to Council with a recommendation.

VOTE:

Unanimous voice vote.

28. SUBJECT: REQUEST FROM BRUCE RITTENHOUSE RE CITY RESOLUTION ESTABLISHING FEES FOR APPEALS OF DECISIONS OF THE PARKS AND RECREATION COMMISSION (140.02)

RECOMMENDATION: That Council:

- A. Hear the request of Bruce Rittenhouse regarding City Resolution No. 98-126, Establishing Fees for Appeals to the City Council Regarding Decisions of the Board of Park Commissioners, the Recreation Commission and the Parks and Recreation Commission; and
- B. Uphold City Resolution No. 98-126 Establishing Fees for Appeals to the City Council Regarding Decisions of the Board of Park Commissioners, the Recreation Commission and the Parks and Recreation Commission.

DOCUMENTS:

- May 4, 2002, letter from Bruce Rittenhouse.
- July 2, 2002, Deputy City Administrator's report.

SPEAKERS:

- Member of the Public: Bruce Rittenhouse.
- Staff: Deputy City Administrator Peter Wilson, City Attorney Daniel Wallace, City Administrator James Armstrong.

(Cont'd)

28. (Cont'd)

MOTION:

Councilmembers Secord/Falcone to approve recommendation B.

VOTE:

Unanimous voice vote.

PUBLIC HEARINGS

29. SUBJECT: ADMINISTRATIVE CITATION PROGRAM UPDATE AND UNPAID FINES CERTIFICATION (640.04)

RECOMMENDATION: That Council:

- A. Hold a public hearing on the resolution for certification of liens/special assessments for unpaid administrative fines;
- B. Receive a presentation from staff on the Administrative Citation Program; and
- C. Adopt, by reading of title only, A Resolution of the City Council of the City of Santa Barbara Certifying the Amounts of Liens/Special Assessments Sought to be Collected from Property Owners for Unpaid Administrative Fines.

DOCUMENTS:

- July 2, 2002, Community Development Director's report.
- Proposed Resolution.
- PowerPoint presentation made by Staff.

The title of the resolution was read.

PUBLIC HEARING OPENED:

4:54 p.m.

SPEAKERS:

Staff: Senior Building Inspector Craig Fraki.

PUBLIC HEARING CLOSED:

5:00 p.m.

MOTION:

Councilmembers Secord/Falcone to approve the recommendations;
Resolution No. 02-087.

VOTE:

Unanimous roll call vote.

CHANGES TO THE AGENDA

Items Removed from Agenda

Upon the recommendation of City Attorney Daniel Wallace, the following items were removed from the Agenda:

30. SUBJECT: CONFERENCE WITH LEGAL COUNSEL - EXISTING 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. In re *Ernest E. Snow vs. Matthew T. Barrall*, Case No. 1046155, Santa Barbara Superior Court.

Scheduling: Duration, 10 minutes; anytime

32. SUBJECT: CONFERENCE WITH LEGAL COUNSEL - EXISTING 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. In re *Heather Allen vs. City of Santa Barbara, et al.*, Case No. 1044975, Santa Barbara Superior Court.

Scheduling: Duration, 10 minutes; anytime

RECESS

5:01 p.m. - 6:00 p.m.

Mayor Blum presiding.

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

Councilmembers absent: None.

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

PUBLIC COMMENT

SPEAKERS: No one wished to speak.

PUBLIC HEARINGS

33. SUBJECT: PARK AND RECREATION COMMISSION APPEAL OF THE OLD MISSION CREEK RESTORATION PROJECT AT BOHNETT PARK, 1302 SAN ANDRES STREET (570.08)

(Cont'd)

33. (Cont'd)

RECOMMENDATION: That Council deny the appeal and uphold the Park and Recreation Commission approval of the Old Mission Creek Restoration Project at Bohnett Park located at 1302 San Andres Street, making the findings in the Council Agenda Report.

DOCUMENTS:

- July 2, 2002, Parks and Recreation Director's report.
- Project review materials submitted by Staff, including:
 - Minutes of March 27, and May 22, 2002, Park and Recreation Commission meetings.
 - April 12, and May 16, 2002, Park and Recreation Commission Staff reports.
- PowerPoint presentation made by Staff.
- July 2, 2002, Staff memorandum attaching Bohnett Park conceptual Master Plan.
- May 28, 2002, letter of appeal.
- July 2, 2002, letter from S. Hope and J. Michael Cull.
- Affidavit of Publication.

PUBLIC HEARING OPENED:

6:01 p.m.

SPEAKERS:

- Staff: Creeks Restoration/Clean Water Manager Jill Zachary.
- Consultant to the City: John Gray, URS Greiner Woodward Clyde.
- Joint Park Commission and Recreation Commission: Chair Beebe Longstreet.
- Creeks Restoration and Water Quality Improvement Program Citizen Advisory Committee: Member David Pritchett.
- Appellant: Bruce Rittenhouse.
- Members of the Public: Randall Umland; Gene Tyburn; Ernie Salomon; Ken Owen; Robert Baptista; Wendy Hawksworth; Hope Cull; Duke McPherson; Phil Walker; Nancy Tunnell; Scarlet Newton; Tom Phillips; Darlene Chirman, Santa Barbara Audubon; Karen Brooker, Growing Solutions; Estelle Foster.

RECESS

7:43 p.m. - 7:51 p.m.

(Cont'd)

33. (Cont'd)

SPEAKERS (Cont'd):

- Creeks Restoration and Water Quality Improvement Program Citizen Advisory Committee: Member Wayne Ferren.
- Member of the Public: Lee Moldaver.

PUBLIC HEARING CLOSED:

7:56 p.m.

MOTION:

Councilmember Hart/Mayor Blum to approve the recommendation.

VOTE:

Unanimous voice vote.

ADJOURNMENT

Mayor Blum adjourned the meeting at 8:20 p.m.

SANTA BARBARA CITY COUNCIL

MABI COVARRUBIAS PLISKY, CMC
CITY CLERK SERVICES MANAGER

ATTEST:

MARTY BLUM
MAYOR

SUSAN TSCHECH
DEPUTY CITY CLERK