



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING October 25, 2005 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:00 p.m. (The Finance Committee met at 12:00 p.m. The Ordinance Committee, which ordinarily meets at 12:30 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

Councilmembers present: Brian B. Barnwell, Iya G. Falcone, Roger L. Horton, Helene Schneider, Dan B. Secord, Das Williams, Mayor Blum.

Councilmembers absent: None.

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

PUBLIC COMMENT

Speakers: Bob Ludwick.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Councilmember Secord reported on the Santa Barbara County Association of Governments' approval of a package of capital improvements for the Highway 101 corridor and commented upon his service on this board as the City's representative; he also reported on the most recent meeting of the California Coastal Commission.
- Councilmember Falcone remarked upon the Creeks Advisory Committee's review of the City's draft storm water management plan.

(Cont'd)

Information (Cont'd):

- Councilmember Schneider discussed her attendance at a follow-up stakeholders' meeting to review the draft plan to implement the Mental Health Services Act.
- Councilmember Horton mentioned his attendance at a meeting to receive a report from the Economic Community Project.
- Councilmember Barnwell reported on the Mayor's meeting with local architects to discuss their involvement with the resolution of housing and transportation issues.
- Councilmember Williams mentioned the following events/activities: 1) the opening of Phoenix of Santa Barbara's Mountain House; 2) the groundbreaking for the Mental Health Association's project; 3) a meeting of the Conference & Visitors Bureau; 4) assistance to victims of Hurricane Katrina; and 5) the upcoming "Haunted House" event to be sponsored by the Youth Council. He also remarked upon the importance of equal partnerships in solving problems.
- Mayor Blum commented on the following events: 1) the rummage sale held to benefit Hurricane Katrina victims in Biloxi, Mississippi; 2) the groundbreaking for the project to renovate the Granada Theater into a performing arts center; and 3) a dinner held to celebrate the 40th anniversary of the MacKenzie Lawn Bowling Club.

CONSENT CALENDAR (Item Nos. 1 – 11)

The titles of the resolution and ordinance related to Consent Calendar items were read.

Motion:

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

Vote:

Unanimous roll call vote.

1. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the regular meeting of October 11, 2005.

Action: Approved the recommendation.

2. Subject: Records Destruction For Administrative Services Department (160.06)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Relating to the Destruction of Records Held by the Administrative Services Department in the Human Resources Division.

Action: Approved the recommendation; Resolution No. 05-086 (October 25, 2005, Assistant City Administrator's report; proposed resolution).

3. Subject: Adoption Of Temporary Ordinance For Neighborhood Preservation Update (640.02)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 22.68 of Title 22 of the Santa Barbara Municipal Code to Add Section 22.68.041 Containing a Temporary Application Standard for the Architectural Board of Review.

Action: Approved the recommendation; Ordinance No. 5375.

4. Subject: Agreement For Audit Services With Pyne, Waltrip, Decker And McCoy, LLP (220.03)

Recommendation: That Council approve and authorize the City Administrator to execute a three-year agreement between the City and Pyne, Waltrip, Decker and McCoy, LLP, to perform revenue examinations for the Waterfront Department, in an amount not to exceed \$127,488 over the term of the contract.

Action: Approved the recommendation; Agreement No. 21,862 (October 25, 2005, Waterfront Director's report).

5. Subject: Approval Of Parcel Map And Execution Of Agreement For 624 Mulberry Avenue (640.08)

Recommendation: That Council:

- A. Approve and authorize the City Administrator to record Parcel Map No. 20,699 by Paul J. Mullin and Patricia Mullin, husband and wife, for a one-lot subdivision located at 624 Mulberry Avenue, Assessor's Parcel Number 043-221-015, and find the Parcel Map in conformance with the General Plan for the City of Santa Barbara (City); and
- B. Approve and authorize the City Administrator to execute and record an Agreement Relating to Subdivision Map Conditions Imposed on Real Property.

Action: Approved the recommendations; Agreement No. 21,863 (October 25, 2005, Public Works Director's report).

6. Subject: Purchase Order For Groundwater And Structural Investigations At Reservoir Number One (Cedar Lane) (540.09)

Recommendation: That Council:

- A. Authorize the General Services Manager to issue a purchase order to Carollo Engineers (Carollo) in the amount of \$29,855 for groundwater and structural investigations at Reservoir Number One (Cedar Lane); and

(Cont'd)

6. (Cont'd)

- B. Authorize the General Services Manager to issue change orders up to \$3,000 to Carollo for extra services that may result in necessary changes to the scope of work.

Action: Approved the recommendations (October 25, 2005, Public Works Director's report).

7. Subject: 2005-2006 Airline Operating Permits (560.02)

Recommendation: That Council:

- A. Approve the Fiscal Year 2005-2006 airline rates and charges for airline landing fees of \$1.79 per thousand pounds of gross landed weight, and Airline Terminal annual square footage rental rate of \$67.84, for all commercial air carrier operations at Santa Barbara Airport, effective October 1, 2005, through September 30, 2006; and
- B. Authorize the Airport Director to negotiate and execute the following Airline Operating Permits with:
 - 1. American Eagle Airlines, Inc., a Delaware Corporation, for 1,212 square feet of Airline Terminal space at a monthly rental of \$6,852, a pro-rata share of the Joint Use Bag Claim Area and Holdroom at \$4,200 per month, plus storage space in Building 122 at \$100 per month, at the Santa Barbara Airport, for the one-year term beginning October 1, 2005, to September 30, 2006;
 - 2. Mesa Airlines, Inc., a Nevada Corporation, dba America West Express, for 1,303 square feet of Airline Terminal space at a monthly rental of \$7,366, a pro-rata share of the Joint Use Bag Claim and Holdroom at \$4,825 per month, plus storage in Building 122 at \$100 per month, at the Santa Barbara Airport, for the one-year term October 1, 2005, to September 30, 2006;
 - 3. Horizon Air Industries, Inc., a Washington Corporation, for 118 square feet of Airline Terminal space at a monthly rental of \$667, plus a pro-rata share of the Joint Use Bag Claim and Holdroom at \$2,283 per month, at the Santa Barbara Airport, for the one-year term October 1, 2005, to September 30, 2006; and
 - 4. SkyWest Airlines, Inc., a Utah Corporation, dba United Express and the Delta Connection, for 5,227 square feet of Airline Terminal Space at a monthly rental of \$29,550, a pro-rata share of the Joint Use Bag Claim and Holdroom at \$15,685 per month for United Express and \$3,896 per month for Delta, plus storage in Building 122 at \$100 per month, at the Santa Barbara Airport, for the one-year term October 1, 2005, to September 30, 2006.

Action: Approved the recommendations; Agreement Nos. 21,864 – 21,867 (October 25, 2005, Airport Director's report).

8. Subject: Contract For Concept Design/Feasibility Analysis For The Renovation Of Santa Barbara Fire Station No. 1 (320.01)

Recommendation: That Council:

- A. Authorize the Public Works Director to negotiate and execute a contract with Kruger Bensen Ziemer Architects, Incorporated (KBZ), in an amount not to exceed \$96,277 for the concept design/feasibility analysis of Santa Barbara Fire Station No. 1; and
- B. Authorize the Public Works Director to approve expenditures of up to \$9,628 for extra services of KBZ that may result from necessary changes in the scope of work.

Speakers:

Staff: Principal Civil Engineer John Schoof.

Action: Approved the recommendations; Contract No. 21,868 (October 25, 2005, Public Works Director's report).

NOTICES

- 9. The City Clerk has on Thursday, October 20, 2005, 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.
- 10. Received a letter of resignation from Community Development and Human Services Committee Member Lauri Rawlins-Betta; the vacancy will be part of the current City Advisory Group recruitment. (610.03)
- 11. The public hearing scheduled for October 25, 2005, at 2:00 p.m. to hear an appeal of the Historic Landmarks Commission's preliminary approval for the 400 and 500 Blocks of State Street has been cancelled due to withdrawal of the appeal.

This concluded the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Dan Secord reviewed the Committee's consideration of the following items:

- 1) Allocation of the City's Fiscal Year 2006 Community Promotion Grants Funding—the Committee approved the funding recommendations developed by the Arts Advisory Committee, and these recommendations will be submitted to Council for its consideration next week;

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REPORT FROM THE FINANCE COMMITTEE (CONT'D)

- 2) September 2005 Investment Report—this report was accepted and forwarded to Council (Agenda Item No. 15); and
- 3) Living Wage Ordinance—the Committee considered the ordinance and will propose the elimination of an incentive to contract outside of the City; further Committee discussion of this issue will occur in the near future.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

ADMINISTRATIVE SERVICES DEPARTMENT

12. Subject: Amendment To Position and Salary Control Resolution For Military Leave Benefits For Active Duty City Employees (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. 05-059, the Position and Salary Control Resolution for Fiscal Year 2005-06, Affecting Salary and Benefits During a Military Leave of Absence Related to the Iraqi Conflict, Effective September 21, 2005.

Documents:

- October 25, 2005, Assistant City Administrator's report.
- Proposed Resolution.

The title of the resolution was read.

Speakers:

Staff: Assistant City Administrator Joan Kent.

Motion:

Councilmembers Horton/Schneider to approve the recommendation; Resolution No. 05-087.

Vote:

Unanimous roll call vote.

COMMUNITY DEVELOPMENT DEPARTMENT

13. Subject: Combined Human Services And Community Development Block Grant Funding For Fiscal Year 2007 (230.06)

Recommendation: That Council:

- A. Review the current Community Development and Human Services Committee (CDHSC) program funding priorities, and provide input and direction on the criteria and priorities for Fiscal Year 2007 Human Services and Community Development Block Grant funding decisions;

(Cont'd)

13. (Cont'd)

- B. Authorize staff to release the Fiscal Year 2007 funding application along with the committee review process and schedule for review of those applications; and
- C. Establish a Fiscal Year 2007 General Fund funding commitment in the amount of \$610,633 for the Human Services Program.

Documents:

October 25, 2005, Community Development Director's report.

Speakers:

Staff: Community Development Programs Specialist Sue Gray, City Administrator James Armstrong, Assistant Community Development Director/Housing and Redevelopment Manager David Gustafson, Community Development Director Paul Casey.

Motion:

Councilmembers Schneider/Williams to approve the recommendations and direct Staff to calendar Council's review of the City's mid-year financial statements in February 2006 to determine the feasibility of increasing the Human Services Program funding commitment by 3%.

Vote:

Unanimous voice vote.

14. Subject: Funding For Cleanup Of Properties Identified By The Neighborhood Improvement Task Force Program (610.04)

Recommendation: That Council allocate \$20,000 from the Fiscal Year 2006 General Fund Appropriated Reserve to the Community Development Department budget to cover costs of building and safety code enforcement abatement projects.

Documents:

- October 25, 2005, Community Development Director's report.
- PowerPoint presentation prepared and made by Staff.

Speakers:

Staff: Chief Building Official George Estrella, Building Inspector David Miles, City Attorney Stephen Wiley.

Motion:

Councilmembers Falcone/Secord to approve the recommendation.

Vote:

Unanimous voice vote.

Councilmembers Falcone and Williams left the meeting at 3:21 p.m.

FINANCE DEPARTMENT

15. Subject: September 2005 Investment Report (260.02)

Recommendation: That Council accept the September 2005 Investment Report.

Documents:

October 25, 2005, Finance Director's report.

Speakers:

Staff: Finance Director Robert Peirson.

Motion:

Councilmembers Horton/Secord to accept the report.

Vote:

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

Councilmember Williams returned to the meeting at 3:26 p.m.; Councilmember Falcone returned at 3:30 p.m.

PUBLIC WORKS DEPARTMENT

16. Subject: Introduction Of Ordinance, Land Purchase Agreement And Escrow Instructions For Sale Of Excess City Land Known As 404 Garden Street (330.03)

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving and Authorizing the City Administrator to Execute the Land Purchase Agreement and Escrow Instructions with Peter J. Ehlen and Victoria A. Ehlen, Husband and Wife as Community Property, Regarding the Sale of Certain City Excess Land Known as 404 Garden Street for the Amount of \$242,000, Dated as of November 1, 2005; and
- B. Increase estimated Fiscal Year 2006 Streets Fund revenues by \$242,000 and appropriate the same to the Fiscal Year 2006 Streets Capital Program.

Documents:

- October 25, 2005, Public Works Director's report.
- Proposed Ordinance.
- PowerPoint presentation prepared and made by Staff.

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16. (Cont'd)

The title of the ordinance was read.

Speakers:

Staff: Principal Civil Engineer John Ewasiuk.

Motion:

Councilmembers Secord/Barnwell to approve the recommendations.

Vote:

Unanimous voice vote.

RECESS

The Mayor recessed the meeting at 3:38 p.m. in order for the Council to reconvene in closed session for Agenda Item Nos. 17 and 18. City Attorney Stephen Wiley stated there would be no reportable action taken during the closed sessions.

CLOSED SESSIONS

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

Recommendation: That Council hold a closed session to consider litigation pursuant to subsection (a) of section 54956.9 of the Government Code and take appropriate action as needed. The litigation is City of Santa Barbara v. Wilbur Smith & Associates, Ventura County Superior Court Case No. 226424.

Scheduling: Duration, 5 minutes; anytime

Report: None anticipated

Documents:

October 25, 2005, City Attorney's report.

Time:

3:45 p.m. – 3:55 p.m.

No settlement approved.

18. Subject: Negotiations With Hourly Employees' Bargaining Unit (440.05)

Recommendation: That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to the City's labor negotiator, Kristy Schmidt, Employee Relations Manager, regarding negotiations with the Hourly Employees' Bargaining Unit.

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

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18. (Cont'd)

Documents:

October 25, 2005, Assistant City Administrator's report.

Time:

3:55 p.m. – 4:55 p.m.

No report made.

ADJOURNMENT

Mayor Blum adjourned the meeting at 4:55 p.m.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER

MARTY BLUM
MAYOR

ATTEST: _____
SUSAN TSCHECH, CMC
DEPUTY CITY CLERK