



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

**REGULAR MEETING
March 7, 2017
COUNCIL CHAMBER, 735 ANACAPA STREET**

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Mayor Schneider.

ROLL CALL

Councilmembers present: Jason Dominguez, Gregg Hart, Frank Hotchkiss, Cathy Murillo, Randy Rowse, Bendy White, Mayor Schneider.

Councilmembers absent: None.

Staff present: City Administrator Paul Casey, City Attorney Ariel Pierre Calonne, City Clerk Services Manager Sarah Gorman.

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 March 31, 2017.

Documents:

March 7, 2017, report from the Administrative Services Director.

Speakers:

Staff: City Administrator Paul Casey.

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

5-Year Pin

Latisha Boyd, Public Safety Dispatcher II, Police Department
Michael Krashefski, Senior Streets Maintenance Worker, Public Works Department

10-Year Pin

Maken Bierer, Electronic/Communication Technician II, Public Works Department
Jody Thomas, Librarian II, Library
Matthew Ward, Water Distribution Superintendent, Public Works Department
Richard Welch, Senior Building Inspector, Community Development Department

25-Year Pin

Kristin Shamordola, Police Officer, Police Department

30-Year Pin

Fernando Reynoso, Airport Patrol Supervisor, Airport

PUBLIC COMMENT

Speakers: Milt Hess, Library Board; Andrea Roselinksy; Tom Morrison; Derrick Eichelberger; Laurel Perez, Mesa Architects; Carol Kallman; Michael Nelson

CONSENT CALENDAR (Item Nos. 2 - 6)

The title of an ordinance related to a Consent Calendar items was read.

Motion:

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

Vote:

Unanimous roll call vote.

2. Subject: Adoption Of Ordinance For Police Management Association Memorandum Of Understanding (330.05)

Recommendation: That Council adopt by reading of title only, an Ordinance of the Council of the City of Santa Barbara adopting the 2017 Memorandum of Understanding between the City of Santa Barbara and the Santa Barbara Police Management Association.

Action: Approved the recommendation; Ordinance No. 5784; Agreement No. 25,793.

3. Subject: Waive Formal Competition Under The Best Interest Waiver And Approve Pro Force Law Enforcement As The Vendor To Provide Replacement Tasers To The Police Department (330.05)

Recommendation: That Council:

- A. Waive the formal bid process as authorized by Municipal Code Section 4.52.070(L), Best Interest Waiver, and authorize the General Services Manager to issue a purchase order to Pro Force Law Enforcement as the most favorable source to provide the City with replacement Tasers in an amount not to exceed \$200,000.00, including four one-year renewal options;
- B. Approve a transfer of \$200,000 from existing appropriations in the Police Department, General Fund, Budget to the General Fund Capital Fund; and
- C. Increase appropriations and estimated revenues in the General Fund Capital Fund by \$200,000 for the Taser Replacement Project.

Action: Approved the recommendations (March 7, 2017, report from the Police Chief).

4. Subject: Increase In Construction Change Order Authority For Arroyo Burro Creek Restoration At Barger Canyon (540.14)

Recommendation: That Council:

- A. Authorize an increase in the Public Works Director's Change Order Authority to approve expenditures for extra work for Arroyo Burro Creek Restoration at Barger Canyon - Civil Contract, Contract No. 25,629 in the amount of \$62,768, for a total Project expenditure authority of \$753,211.50; and
- B. Approve an increase in appropriations and revenues in the Creeks Capital Fund in the amount of \$62,768 funded from the Creeks Capital Fund reserves for the Upper Arroyo Burro Creek Restoration Project.

Action: Approved the recommendations (March 7, 2017, report from the Public Works Department).

NOTICES

- 5. Subject: The City Clerk has on Thursday, March 2, 2017, 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.
- 6. Subject: Receipt of communication advising of vacancy created on the Creeks Advisory Committee with the resignation of Paul Bullock. This vacancy will be part of the next recruitment.

This concluded the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

7. Subject: Drought Update And Resolution Regarding Grant Application Requirements For The Federal Bureau Of Reclamation (540.05)

Recommendation: That Council:

- A. Receive an update on the status of the current drought, drought-response capital projects, and continuing conservation efforts; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing Submittal of a Grant Application Under the Federal Bureau of Reclamation WaterSMART Drought Resiliency Projects Grant Program.

Documents:

- March 7, 2017, report from the Public Works Department.
- PowerPoint presentation prepared and made by staff.

Speakers:

- Staff: Water Resources Manager Joshua Haggmark

The title of the Resolution was read.

Motion:

Councilmembers White/Dominguez to approve the recommendations; Resolution No. 17-012.

Vote:

Unanimous roll call vote.

8. Subject: Report On The Findings Of The Potable Reuse Feasibility Study (540.01)

Recommendation: That Council receive a presentation summarizing the findings of the Potable Reuse Feasibility Study.

Documents:

- March 7, 2017, report from the Public Works Department.
- PowerPoint presentation prepared and made by staff.

Speakers:

- Staff: Water Resources Manager Joshua Haggmark
- Member of the Public: Kira Redmond, SB Channelkeeper

PUBLIC HEARINGS

9. **Subject: Continuance Of Appeal Filed By The City Of Goleta Of The Planning Commission's Approval Of A Development Plan For A Light Industrial Park at 6100 Hollister Avenue (640.07)**

Recommendation: That Council continue the appeal filed by the City of Goleta of the Planning Commission's approval of a Development Plan for a Light Industrial Park at 6100 Hollister Avenue until April 11, 2017. The City of Goleta requested this continuance due to a scheduling conflict and staff recommends continuance to this date.

Motion:

Councilmembers Dominguez/Rowse to approve the recommendation.

Vote:

Unanimous voice vote.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Councilmember Murillo commented on her attendance at the following events: 1. Youth Council meeting regarding ALMA project; 2. Housing authority Commission regarding Rental Housing Mediation; 3. Fire and Police Pension Commission regarding final cashed-out pensioners; 4. Living Wage Committee preparing forum; 5. Community Action Commission planning dance; 6. Westside Community Group went to Harding School for food pantry work.
- Councilmember Rowse commented on his attendance at the following event: the reunification of homeless woman with family based on Police Department work.
- Councilmember Dominguez commented on his attendance at the following event: memorial and dedication at Ellings Park.
- Mayor Schneider commented on her attendance at the following event: US Conference of Mayors Leadership Meeting in Washington D.C., including discussions of infrastructure and transportation.

CLOSED SESSIONS

10. **Subject: Conference with City Attorney - Existing and Anticipated Litigation (160.03)**

Recommendation: That Council:

- A. Hold a closed session to confer with the City Attorney regarding existing litigation pursuant to Government Code section 54956.9(d)(1), and take appropriate action as needed.

The existing litigation is:

David Anduri, Sr. et al. v. City of Santa Barbara, et al., USDC Case No. 2:16-CV-05461-MWF-SK
Rafael Baez v. Simon Valdez Burrusqueta, et al., SBSC Case No. 16CV02541
Richard Burt, et al. v. City of Santa Barbara, et al., USDC Case No. CV1607340-AG(AJW)
Socorro Cortes v. City of Santa Barbara, SBSC Case No. 16CV04061
Patricia Dzukola v. City of Santa Barbara, SBSC Case No. 15CV04278
Kendra L. Feshbach, et al. v. City of Santa Barbara, SBSC Case No. 16CV03385; Related to SBSC Case No. 17CV00447
Andrew Furst v. City of Santa Barbara, et al., USDC case No. 5:15-CV-02428 VAP(SPx)
Rolland Jacks v. City of Santa Barbara, et al., COA Case No. B253474
Judy Johnson v. City of Santa Barbara, SBSC Case No. 17CV00709
Theodore P. Kracke v. City of Santa Barbara, VSC Case No. 56-2016-00490376-CU
Pete Leyva v. City of Santa Barbara, et al., SBSC Case No. 16CV00963
Roger McIntosh v. City of Santa Barbara, et al., SBSC Case No. 16CV05688
Passion Moore v. City of Santa Barbara, et al., COA Case No. 15-55316
Lizette Padilla-Lee, et al. v. Debbie Lux, et al., SBSC Case No. 1486999; Related to Lizette Padilla-Lee, et al. v. City of Santa Barbara, SBSC Case No. 15CV04680
Avelina Perez v. City of Santa Barbara, SBSC Case No. 16CV01235
Yvette Waugh v. City of Santa Barbara, SBSC Case No. 16CV03844

- B. Hold a closed session to confer with the City Attorney regarding anticipated litigation pursuant to Government Code section 54956.9(d)(2)&(e)(3), and take appropriate action as needed.

10. Subject: Conference with City Attorney - Existing and Anticipated Litigation (160.03) (Cont'd)

The anticipated litigation is based upon:

Significant exposure to litigation arising out of the tort claim of Bridget Bryden
Significant exposure to litigation arising out of the tort claim of Sonya and Yvonne Huerta (Joel Huerta)
Significant exposure to litigation arising out of the tort claim of Mitchell Kriegman
Significant exposure to litigation arising out of the tort claim of Mountain Air Sports / SB Beach House, et al.

Significant exposure to litigation arising out of the tort claim of Eduardo Olide

Significant exposure to litigation arising out of the tort claim of 669 Del Parque Water Main Break

- C. Hold a closed session to confer with the City Attorney regarding anticipated litigation pursuant to Government Code section 54956.9(d)(4), and take appropriate action as needed. Initiation of litigation on one matter.

Documents:

March 7, 2017, report from the Administrative Services Director.

Time:

3:29 p.m. – 4:50 p.m.

No report was made.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 4:50 p.m.

Approved and adopted by the City Council of the City of Santa Barbara on June 20, 2017.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE


HELENE SCHNEIDER
MAYOR

ATTEST:


SARAH GORMAN
CITY CLERK SERVICES MANAGER