



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING July 22, 2003 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 12:30 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, Roger L. Horton, Dan B. Secord, Mayor Blum.

Councilmembers absent: Gregg A. Hart.

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

PUBLIC COMMENT

SPEAKERS: Michael Magne, Ken Loch, Kate Smith and Ron Harkey.

CONSENT CALENDAR (Item Nos. 1 – 11)

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

MOTION:

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

VOTE:

Unanimous voice vote (Absent: Councilmember Hart).

1. SUBJECT: COMMUNITY PROMOTION CONTRACT WITH SANTA BARBARA CONFERENCE AND VISITORS BUREAU AND FILM COMMISSION (230.02)

RECOMMENDATION: That the City Council approve and authorize the Finance Director to execute the Fiscal Year 2003-2004 Community Promotion contract with the Santa Barbara Conference and Visitors Bureau and Film Commission in the amount of \$1,339,866 for the term of July 1, 2003, through June 30, 2004.

SPEAKERS:

Santa Barbara Conference and Visitors Bureau and Film Commission:
Executive Director "B" Corkery, Board President Tim Bridwell.

ACTION: Approved the recommendation; Contract No. 21,066 (July 22, 2003, Finance Director's report).

2. SUBJECT: WATERFRONT DEPARTMENT RECORDS DESTRUCTION (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.

SPEAKERS:

Staff: City Administrator James Armstrong.

ACTION: Approved the recommendation; Resolution No. 03-073 (July 22, 2003, Waterfront Director's report).

3. SUBJECT: PURCHASE ORDER FOR LOS ROBLES WELL TREATMENT SYSTEM MODIFICATIONS (540.10)

RECOMMENDATION: That Council authorize the General Services Manager to increase the professional services Purchase Order No. 365413 with Padre Associates, Inc. (Padre) by \$11,850, to make modifications to the design of a degassing system for the Los Robles Well.

ACTION: Approved the recommendation (July 22, 2003, Public Works Director's report).

4. SUBJECT: INTRODUCTION OF ORDINANCE FOR THE MUNICIPAL CODE WITH RESPECT TO MANDATORY TRASH SERVICE (630.01)

RECOMMENDATION: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Section 7.16.021 of the Santa Barbara Municipal Code With Respect to Mandatory Trash Service.

ACTION: Approved the recommendation (July 22, 2003, Public Works Director's report).

5. SUBJECT: AMENDMENT TO AIRPORT PASSENGER FACILITY CHARGE APPLICATIONS (560.01)

RECOMMENDATION: That Council:

- A. Approve and authorize staff to submit an Amendment to Passenger Facility Charge Application No. 00-02-C-00-SBA (PFC No. 2) to decrease total approved collection amount from \$5,512,330 to \$5,362,104; and
- B. Increase the level of Passenger Facility Charge fee from \$3.00 to \$4.50 on existing PFC Applications No. 2 and AWP 02-03-C-00-SBA (PFC No. 3).

ACTION: Approved the recommendations (July 22, 2003, Airport Director's report).

6. SUBJECT: ADOPTION OF ORDINANCE FOR LICENSE AGREEMENT FOR ELECTRICAL FACILITIES AT 1501 CECIL COOK PLACE, BUILDING 312 (330.08)

RECOMMENDATION: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a License Agreement with Southern California Edison Company for Electrical Facilities to Serve Airport Building No. 312, 1501 Cecil Cook Place (APN 073-450-003). (Introduced on July 15, 2003)

ACTION: Approved the recommendation; Ordinance No. 5281; Agreement No. 21,067.

7. SUBJECT: ADOPTION OF ORDINANCE FOR MUNICIPAL CODE AMENDMENTS REGARDING SEWAGE DISCHARGE (570.03)

RECOMMENDATION: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapters 17.04 and 17.16 of the Santa Barbara Municipal Code Relating to Definitions and the Discharge of Pollutants or Contaminants into the Santa Barbara Harbor. (Introduced on July 15, 2003)

ACTION: Approved the recommendation; Ordinance No. 5282.

8. SUBJECT: ADOPTION OF ORDINANCE FOR SAFE DRINKING WATER STATE REVOLVING FUND LOAN FOR THE SHEFFIELD WATER QUALITY PROJECT (540.09)

RECOMMENDATION: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Ordinance 5231 to Authorize the Public Works Director to Execute Certain Documents for the Safe Drinking Water State Revolving Fund Loan (Sheffield - 2002). (Introduced on July 15, 2003)

ACTION: Approved the recommendation; Ordinance No. 5283.

NOTICES

9. Received a letter of resignation from Transportation and Circulation Committee member Carlos Jimenez, Jr.; the unscheduled vacancy will be part of the next City Advisory Group Recruitment. (670.03)
10. The City Clerk has on Thursday, July 17, 2003, at 3:00 p.m. 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.
11. The City Council will conduct site visits on Monday, July 28, 2003, at 1:30 p.m. to the properties located at 318-322 W. Ortega Street (the subject of an appeal hearing set for July 29, 2003, at 2:00 p.m.) and 1267 Veronica Springs Road (the subject of a request for annexation).

This concluded the Consent Calendar.

FINANCE COMMITTEE REPORT

12. SUBJECT: SPECIAL FINANCE COMMITTEE AGENDA, JULY 22, 2003, 12:30 P.M., IN ROOM 15 FOR CONSIDERATION OF AIRPORT AVIATION FACILITIES PLAN, PROJECTS AND FINANCING (120.03)
13. SUBJECT: REPORT FROM THE FINANCE COMMITTEE

Finance Committee member Dan Secord reported that the Committee heard a presentation on the projects included in and the preliminary financing plan for the Airport Aviation Facilities Plan.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

INFORMATION: Councilmember Horton reported on his attendance at a recent meeting of the League of California Cities.

RECESS

2:28 p.m. – 2:31 p.m., during which time the first portion of the Redevelopment Agency Agenda, Item No. 14, was completed.

ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

16. SUBJECT: CITY'S STORM WATER MANAGEMENT PROGRAM (540.08)

RECOMMENDATION: That Council:

- A. Approve the City's Storm Water Management Program in response to the State Water Resources Control Board (SWRCB) Order 2003-0005-DWQ, for the National Pollutant Discharge Elimination System (NPDES) Phase II General Permit No. CAS000004; and
- B. Approve payment of the required \$10,000 fee to the Central Coast Regional Water Quality Control Board.

DOCUMENTS:

- July 22, 2003, Public Works Director's report.
- PowerPoint presentation made by Staff.
- July 22, 2003, letter from the South Coast Watershed Alliance.

SPEAKERS:

- Staff: Water Supply Manager Steve Mack, Creeks Restoration/Clean Water Manager Jill Zachary, Community Development Director Paul Casey.
- Creeks Advisory Committee: Members John Jostes, David Pritchett.
- Members of the Public: Hillary Hauser, Heal the Ocean; Drew Bohan, Santa Barbara Channelkeeper.

MOTION:

Councilmembers Falcone/Secord to approve the recommendations.

VOTE:

Unanimous voice vote (Absent: Councilmember Hart).

17. SUBJECT: PROFESSIONAL SERVICES CONTRACT FOR AIRFIELD SAFETY PROJECTS (560.04)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute a contract with URS Corporation (URS), in an amount not to exceed \$668,859, for services associated with the Airfield Safety Projects (ASP); and
- B. Authorize the Public Works Director to approve expenditures of up to \$40,100 for extra services of URS that may result from necessary changes in the scope of work.

(Cont'd)

17. (Cont'd)

DOCUMENTS:

July 22, 2003, Public Works Director's report.

SPEAKERS:

- Staff: Airport Director Karen Ramsdell.
- Member of the Public: Drew Bohan, Santa Barbara Channelkeeper.

MOTION:

Councilmember Secord/Mayor Blum to approve the recommendations;
Contract No. 21,068.

VOTE:

Unanimous voice vote (Absent: Councilmember Hart).

MAYOR AND COUNCIL REPORTS

18. SUBJECT: DESIGNATION OF VOTING DELEGATES FOR 2003 LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE (180.01)

RECOMMENDATION: That Council designate a voting delegate and a voting alternate for the League of California Cities 2003 Annual Conference scheduled for Sunday, September 7, through Wednesday, September 10, 2003, in Sacramento.

DOCUMENTS:

June 20, 2003, letter from the League of California Cities.

MOTION:

Councilmember Secord/Mayor Blum to designate Councilmember Fodayemi as the voting delegate and Councilmember Falcone as the voting alternate.

VOTE:

Unanimous voice vote (Absent: Councilmember Hart).

19. SUBJECT: CANCELLATION OF SEPTEMBER 9, 2003, COUNCIL MEETING (120.09)

RECOMMENDATION: That Council:

- A. Cancel the Council meeting of September 9, 2003, due to lack of a quorum; and
- B. Reinstate the Council meeting of August 19, 2003.

(Cont'd)

19. (Cont'd)

DOCUMENTS:

July 22, 2003, City Administrator's report.

MOTION:

Councilmembers Secord/Falcone to approve the recommendations.

VOTE:

Unanimous voice vote (Absent: Councilmember Hart).

20. **SUBJECT: DISSOLUTION OF SISTER CITY AFFILIATION WITH CUZCO, PERU (130.03)**

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara, California, Dissolving the Sister City Affiliation with the City of Cuzco, Peru.

DOCUMENTS:

- July 22, 2003, report from the Santa Barbara Sister Cities Board.
- Proposed Resolution.

The title of the resolution was read.

MOTION:

Councilmembers Horton/Secord to approve the recommendation;
Resolution No. 03-074.

VOTE:

Unanimous roll call vote (Absent: Councilmember Hart).

RECESS

3:31 p.m. - 3:44 p.m.

MAYOR AND COUNCIL REPORTS (Cont'd)

21. **SUBJECT: PROPOSED STRATEGIC PLAN FOR EARLY CHILDHOOD DEVELOPMENT (580.01)**

RECOMMENDATION: That Council:

- A. Formally establish a Council Committee on Youth and Children, and concur with the appointment of Mayor Blum and Councilmembers Horton and Secord as Committee Members;

(Cont'd)

21. (Cont'd)

- B. Authorize the Council Committee on Youth and Children to work with the County Board of Supervisors and the County's Office of Early Care and Education to identify possible future collaborative efforts between the City and County;
- C. Approve the City's participation in the National League of Cities (NLC) City Challenge for Early Childhood Success; and
- D. Refer to the Finance Committee the request from Stand for Children for grant funds to support the STAR (Stipends for Training and Retention) Project.

DOCUMENTS:

July 22, 2003, City Administrator's report.

SPEAKERS:

- Members of the Public: Das Williams; Sandra Logsdon, Stand For Children.
- Staff: Special Projects Manager Don Olson.

MOTION:

Councilmembers Horton/Folayemi to approve the recommendations.

VOTE:

Unanimous voice vote (Absent: Councilmember Hart).

PUBLIC HEARINGS

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

RECOMMENDATION: That Council 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 22, 2003, Community Development Director's report, revised to reflect administrative citation fines outstanding as of July 21, 2003, at 5:00 p.m.
- Proposed Resolution, revised similarly to the Council Agenda Report.
- PowerPoint presentation made by Staff.

The title of the resolution was read.

PUBLIC HEARING OPENED:

4:04 p.m.

(Cont'd)

22. (Cont'd)

SPEAKERS:

- Staff: Planning Technician Jo Anne La Conte, City Planner Bettie Hennon, City Administrator James Armstrong, City Attorney Daniel Wallace.
- Members of the Public: Jon Rhoades, Wynne Tufnell, Carol Donovan, Arve Sjovold.

PUBLIC HEARING CLOSED:

4:22 p.m.

MOTION:

Councilmembers Secord/Folayemi to approve the recommendation; Resolution No. 03-075, as revised to remove the property located at 319 S. Canada Avenue from the list of outstanding fines.

VOTE:

Unanimous roll call vote (Absent: Councilmember Hart).

23. **SUBJECT: APPEAL OF PLANNING COMMISSION APPROVAL FOR 633 EAST CABRILLO BOULEVARD (FESS PARKER'S DOUBLETREE RESORT) (640.07)**

RECOMMENDATION: That Council:

- A. Deny the appeal by Citizens Planning Association of the Planning Commission's recommendation that the City Council approve an Amendment to Specific Plan #1 (Park Plaza); and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving an Amendment to Specific Plan #1 (Park Plaza) Removing Restrictions on the Total Amount of Potable Water Used in the Specific Plan Area.

DOCUMENTS:

- July 22, 2003, Community Development Director's report.
- Proposed Resolution.
- June 23, 2003, letter of appeal.
- July 22, 2003, e-mail communication from Claudia Madsen.
- July 22, 2003, letter from Peter Jordano.
- Written comments from Lee Moldaver; Michael Magne, Santa Barbara Region Chamber of Commerce.
- Affidavit of Publication.

The title of the resolution was read.

(Cont'd)

23. (Cont'd)

PUBLIC HEARING OPENED:

4:27 p.m.

SPEAKERS:

- Staff: Assistant City Attorney Stephen Wiley, Senior Planner Janice Hubbell, Water Supply Manager Steve Mack.
- Planning Commission: Commissioner Harwood White.
- Appellant: Citizens Planning Association Executive Director Naomi Kovacs, Arve Sjovold.
- Applicant: Attorney Steven Amerikaner.
- Members of the Public: Catherine McCammon, League of Women Voters; Das Williams.

PUBLIC HEARING CLOSED:

5:35 p.m.

MOTION:

Councilmember Secord/Mayor Blum to approve the recommendations;
Resolution No. 03-076.

VOTE:

Unanimous roll call vote (Absent: Councilmember Hart).

RECESS

6:05 p.m. - 6:10 p.m.

JOINT CITY COUNCIL/REDEVELOPMENT AGENCY SESSION

The City Council and Redevelopment Agency convened in joint closed session at 6:10 p.m.

15. SUBJECT: CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (160.03)

RECOMMENDATION: That the City Council and the Redevelopment Agency Board hold a joint closed session to consider pending litigation pursuant to subsection (b)(1) and (c) of section 54956.9 of the Government Code and take appropriate action as needed. There is significant exposure to litigation: one potential case.

Scheduling: Duration, 30 min.; anytime

(Cont'd)

15. (Cont'd)

DOCUMENTS:

July 22, 2003, report from the City Attorney/Agency Counsel.

TIME:

6:10 p.m. - 6:35 p.m.

RECESS: 6:35 p.m. - 6:36 p.m.

ANNOUNCEMENT:

Mayor/Chairperson Blum reported that the City Council and Redevelopment Agency met in joint closed session for Agenda Item No. 15; no reportable action was taken during the closed session.

The City Council and Redevelopment Agency joint session concluded at 6:37 p.m.

ADJOURNMENT

Mayor Blum adjourned the meeting at 6:37 p.m., to Monday, July 28, 2003, at 1:30 p.m. for site visits to 318-322 W. Ortega Street and 1267 Veronica Springs Road.

SANTA BARBARA CITY COUNCIL

MABI COVARRUBIAS PLISKY, CMC
CITY CLERK SERVICES MANAGER

ATTEST: _____

MARTY BLUM
MAYOR

SUSAN TSCHECH
DEPUTY CITY CLERK