



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING September 28, 2004 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:01 p.m. (The Finance Committee met at 12:30 p.m. The Ordinance Committee, which is ordinarily scheduled to meet 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, Das Williams, Mayor Blum.

Councilmembers absent: Dan B. Secord.

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

CEREMONIAL ITEMS

1. SUBJECT: PROCLAMATION FOR THE RESURRECTION OF THE AMERICAN DREAM (120.04)

ACTION: Proclamation read by Mayor Blum.

PUBLIC COMMENT

SPEAKERS: Stephen Sherrill, Nancy Tunnell, David Diaz, and Frank Artusio.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

INFORMATION:

- Councilmember Horton remarked on his attendance at the memorial service for Paul Mills, who had been influential locally in the arts.

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INFORMATION (CONT'D):

- Councilmember Barnwell mentioned a recent meeting at which rehabilitation costs for the Faulding Hotel were discussed.
- Councilmember Schneider reported on a meeting of the Arts Advisory Committee regarding the establishment of a Santa Barbara Poet Laureate position; she also commented on the Santa Barbara Beautiful awards dinner held last evening.
- Councilmember Williams reported on his attendance at a recent meeting of the Eastside Study Group.

CONSENT CALENDAR (Item Nos. 2 - 11)

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

MOTION:

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

VOTE:

Unanimous roll call vote (Absent: Councilmember Secord).

2. SUBJECT: MINUTES

RECOMMENDATION: That Council waive the reading and approve the minutes of the special meetings of September 9 and September 13, 2004, and the regular meeting of September 14, 2004.

ACTION: Approved the recommendation.

3. SUBJECT: DONATION OF SURPLUS FIRE ENGINE (330.05)

RECOMMENDATION: That Council authorize the General Services Manager to prepare all documentation required to donate one (1) surplus 1976 American La France Fire Engine, Vehicle No. 290, to Allan Hancock Fire Academy.

ACTION: Approved the recommendation (September 28, 2004, Fire Chief's report).

4. SUBJECT: ACCEPTANCE OF GRANT FOR OLD MISSION CREEK SUMMER YOUTH APPRENTICE PROJECT (570.06)

RECOMMENDATION: That Council:

- A. Accept a \$5,000 grant from Santa Barbara Beautiful for the Old Mission Creek at West Figueroa Youth Apprentice Project; and

(Cont'd)

4. (Cont'd)

- B. Increase Fiscal Year 2005 estimated revenues and appropriate \$5,000 to the Fiscal Year 2005 Creeks Restoration and Water Quality Improvement Operating Fund.

SPEAKERS:

- Staff: City Administrator James Armstrong, Creeks Restoration/Clean Water Manager Jill Zachary.
- Santa Barbara Beautiful: Courtney Seepie.

ACTION: Approved the recommendations (September 28, 2004, Acting Parks and Recreation Director's report).

5. SUBJECT: HABITAT CONSERVATION FUND GRANT APPLICATION (540.14)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving the Application for \$200,000 in Grant Funds for the Fiscal Year 2005 Local Agency Grant Program of the Habitat Conservation Fund Program of the California Wildlife Protection Act of 1990, for the Arroyo Burro Estuary Restoration Project.

ACTION: Approved the recommendation; Resolution No. 04-075 (September 28, 2004, Acting Parks and Recreation Director's report; proposed resolution).

6. SUBJECT: AIRLINE LANDING FEES AND LEASE RATES FOR 2004-2005 (560.02)

RECOMMENDATION: That Council:

- A. Approve the Fiscal Year 2004-2005 airline rates and charges for airline landing fees of \$1.77 per thousand pounds of gross landed weight, and Airline Terminal annual square footage rental rate of \$58.46, for all commercial air carrier operations at Santa Barbara Airport, effective October 1, 2004, through September 30, 2005; and
- B. Authorize the Airport Director to negotiate and execute the following Airline Operating Permits with:
 - 1. American Eagle Airlines, Inc., a California Corporation, for 1,212 square feet of Airline Terminal space at a monthly rental of \$5,904, a pro-rata share of the Joint Use Bag Claim Area and Holdroom at \$3,651 per month, plus storage space in Building 122 at \$100 per month, at the Santa Barbara Airport for the one-year term October 1, 2004, to September 30, 2005;

(Cont'd)

6. (Cont'd)

2. Mesa Airlines, Inc., a Nevada Corporation, doing business as America West Express, for 1,303 square feet of Airline Terminal space at a monthly rental of \$6,348, a pro-rata share of the Joint Use Bag Claim and Holdroom at \$3,904 per month, plus storage space in Building 122 at \$100 per month, at the Santa Barbara Airport for the one-year term October 1, 2004, to September 30, 2005;
3. Horizon Air, a Washington Corporation, for 118 square feet of Airline Terminal space at a monthly rental of \$575, plus a pro-rata share of the Joint Use Bag Claim and Holdroom at \$2,189 per month, at the Santa Barbara Airport for the one-year term October 1, 2004, to September 30, 2005;
4. SkyWest Airlines, Inc., a Utah Corporation, doing business as United Express and the Delta Connection, for 6,102 square feet of Airline Terminal space at a monthly rental of \$29,727, a pro-rata share of the Joint Use Bag Claim and Holdroom at \$9,689 per month for United Express and \$1,921 per month for Delta, plus storage space in Building 122 at \$100 per month, at the Santa Barbara Airport for the one-year term October 1, 2004, to September 30, 2005; and
5. Comair, Inc., an Ohio Corporation, doing business as the Delta Connection, for a pro-rata share of the Joint Use Bag Claim and Holdroom at \$1,524 per month, at the Santa Barbara Airport for the one-year term October 1, 2004, to September 30, 2005.

ACTION: Approved the recommendations; Agreement Nos. 21,507 – 21,511 (September 28, 2004, Airport Director's report).

7. SUBJECT: APPROVAL OF BENEFIT PLANS EFFECTIVE JANUARY 1, 2005 (430.06)

RECOMMENDATION: That Council:

- A. Approve renewal of the City's medical, dental, vision, Employee Assistance Program (EAP), Health Care and Dependent Care Flexible Spending Accounts (FSA), long-term disability, short-term disability and life insurance programs at the rates specified in the Council Agenda Report; and
- B. Authorize the Assistant City Administrator to execute necessary contracts and amendments to contracts with Aetna Health of California, Health Net, Kaiser Permanente, Delta Dental, Golden West Dental, Vision Service Plan, United Behavioral Health, Conexis, Hartford, ABD Insurance and Financial Services and Benesyst.

(Cont'd)

7. (Cont'd)

ACTION: Approved the recommendations; Agreement Nos. 21,088.1 (Aetna Health of California), 21,089.1 (Health Net), 21,090.1 (Kaiser Permanente), 20,763.2 (Delta Dental), 21,156.1 (Golden West Dental), 20,764.2 (Vision Service Plan), 21,069.1 (United Behavioral Health), 21,157.1 (Hartford), and 21,512 (Benesyst) (September 28, 2004, Assistant City Administrator's report).

8. SUBJECT: EL CAZADOR RESTAURANT DANCE PERMIT APPEAL (520.01)

RECOMMENDATION: That Council appoint the City Administrator as the appropriate City agency, officer, commission or committee to hear the appeal of the dance permit denial for the El Cazador Restaurant pursuant to the authority of Santa Barbara Municipal Code Section 1.30.050(B).

SPEAKERS:

Staff: Assistant City Administrator Joan Kent, City Administrator James Armstrong, City Attorney Stephen Wiley, Police Captain Robert Lowry.

ACTION: Approved the recommendation (September 28, 2004, report from the Assistant City Administrator and City Attorney).

9. SUBJECT: ADOPTION OF ORDINANCE AND RESOLUTION FOR ZONE CHANGE AND GENERAL PLAN AMENDMENT FOR 114 WEST PUEBLO AND 111 WEST JUNIPERO (640.09)

RECOMMENDATION: That Council:

- A. Adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 28.12 (Zone Map) of Title 28 of the Municipal Code Pertaining to the Rezoning of Property in the Oak Park Neighborhood; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending the General Plan Map for Certain Properties Located in the Oak Park Neighborhood.

ACTION: Approved the recommendations; Ordinance No. 5328; Resolution No. 04-076.

NOTICES

10. The City Clerk has on Thursday, September 23, 2004, 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. Received a letter of resignation from Creeks Advisory Committee Member Steven M. Fort; the vacancy will be part of the next City Advisory Group recruitment. (540.03)

This concluded the Consent Calendar.

FINANCE COMMITTEE REPORT

12. SUBJECT: SPECIAL FINANCE COMMITTEE AGENDA, SEPTEMBER 28, 2004, 12:30 P.M., IN ROOM 15 (120.03)
 - A. August 2004 Investment Report; and
 - B. Interim Financial Statements for the Fiscal Year Ended June 30, 2004.
13. SUBJECT: REPORT FROM THE FINANCE COMMITTEE

Finance Committee member Roger Horton reported that the Committee heard Staff reports on the August 2004 Investment Report and the Interim Financial Statements for the Fiscal Year ended June 30, 2004. The Committee recommends that the Council receive and accept both of these reports (Agenda Item Nos. 14 and 15).

The Council considered Item Nos. 14 and 15 concurrently.

14. SUBJECT: AUGUST 2004 INVESTMENT REPORT (260.02)

RECOMMENDATION: That Council accept the August 2004 Investment Report.

DOCUMENTS:

September 28, 2004, Finance Director's report.

SPEAKERS:

Staff: Treasury Manager Cynthia Odell.

15. SUBJECT: INTERIM FINANCIAL STATEMENTS FOR THE FISCAL YEAR ENDED JUNE 30, 2004 (250.02)

RECOMMENDATION: That Council:

- A. Receive a report from staff on the Interim Financial Statements for the Fiscal Year ended June 30, 2004; and
- B. Accept the Interim Financial Statements for the Fiscal Year ended June 30, 2004.

(Continued from September 21, 2004)

(Cont'd)

15. (Cont'd)

DOCUMENTS:

September 21, 2004, Finance Director's report.

SPEAKERS:

Staff: Accounting Manager Rudolf Livingston, Assistant Finance Director Robert Samario.

MOTION:

Councilmembers Horton/Williams to accept both the August 2004 Investment Report and the Interim Financial Statements for the Fiscal Year ended June 30, 2004.

VOTE:

Unanimous voice vote (Absent: Councilmember Secord).

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PARKS AND RECREATION DEPARTMENT

16. SUBJECT: CITY OF SANTA BARBARA/SANTA BARBARA SCHOOL DISTRICTS ANNUAL REPORT FOR FISCAL YEAR 2004 (150.05)

RECOMMENDATION: That Council:

- A. Accept the Annual Report from the City of Santa Barbara/Santa Barbara School Districts Joint Use Committee for Fiscal Year 2004; and
- B. Appoint Jeff Cope, Assistant Parks and Recreation Director, Sarah Clayton, Recreation Programs Manager, and Susan Young, Recreation Supervisor, as representatives to the Joint Use Committee for the 2005 and 2006 fiscal years.

DOCUMENTS:

September 28, 2004, Acting Parks and Recreation Director's report.

SPEAKERS:

Staff: Acting Parks and Recreation Director Nancy Rapp, Assistant Parks and Recreation Director Jeff Cope.

MOTION:

Councilmembers Horton/Williams to approve the recommendations.

VOTE:

Unanimous voice vote (Absent: Councilmember Secord).

17. SUBJECT: AGREEMENT FOR RECREATION AFTER-SCHOOL PROGRAMS (570.06)

RECOMMENDATION: That Council:

- A. Approve and authorize the Acting Parks and Recreation Director to execute an agreement with the Santa Barbara School Districts (SBSD) for the Fiscal Year 2005 Recreation After-school Program (RAP);
- B. Transfer \$60,000 from the Parks and Recreation General Fund budget to the Parks and Recreation Miscellaneous Grants budget for City-sponsored RAP scholarships; and
- C. Appropriate \$175,000 in expenditures and \$175,000 in revenues in the Parks and Recreation Department Miscellaneous Grants Fund for the RAP program.

DOCUMENTS:

September 28, 2004, Acting Parks and Recreation Director's report.

SPEAKERS:

Staff: Recreation Programs Manager Sarah Clayton.

MOTION:

Councilmembers Horton/Barnwell to approve the recommendations; Agreement No. 21,513.

VOTE:

Unanimous voice vote (Absent: Councilmember Secord).

RECESS

3:23 p.m. – 3:35 p.m.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

PUBLIC WORKS DEPARTMENT

18. SUBJECT: UPDATE ON REVIEW OF ALTERNATIVE TRANSPORTATION IMPROVEMENTS BY 101 IN MOTION (670.07)

RECOMMENDATION: That Council receive a progress report on the 101 In Motion review of alternative transportation improvement packages developed by the Stakeholder Advisory Committee (SAC) and the Technical Advisory Group (TAG), and provide input on the range of alternatives which will receive further analysis.

(Cont'd)

18. (Cont'd)

DOCUMENTS:

- September 28, 2004, Public Works Director's report.
- PowerPoint presentation made by the Santa Barbara County Association of Governments.
- Fall 2004 Fact Sheet entitled "Establishing Alternative Solution Packages," from 101 In Motion.
- "Employee Housing Needs Survey Results 2004," submitted by Coastal Housing Partnership.

SPEAKERS:

- Staff: Transportation Manager Browning Allen.
- Santa Barbara County Association of Governments: Executive Director Jim Kemp; 101 In Motion Project Manager Robert Bramen.
- Members of the Public: Bud Laurent, Coastal Housing Partnership; Jonathan Maguire.

DISCUSSION:

The Council asked questions and provided individual input on the range of alternative solution packages developed to address current and projected deficiencies in the Highway 101 Corridor between the Ventura County Line and Winchester Canyon.

Councilmember Williams left the meeting at 4:35 p.m.

MAYOR AND COUNCIL REPORTS

19. SUBJECT: CONGRESS OF CITIES VOTING AND ALTERNATE VOTING DELEGATES (180.01)

RECOMMENDATION: That Council designate a voting delegate and an alternate voting delegate to represent the City at the National League of Cities' Annual Business Meeting to be held Saturday, December 4, 2004, in Indianapolis, Indiana.

DOCUMENTS:

August 16, 2004, memorandum from the National League of Cities.

MOTION:

Councilmembers Schneider/Barnwell to designate Councilmember Falcone as the voting delegate.

VOTE:

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

By consensus, the Council did not designate an alternate voting delegate.

20. SUBJECT: PRESENTATION REGARDING SISTER CITY RELATIONSHIP WITH WEIHAI, CHINA (130.03)

RECOMMENDATION: That Council hear a presentation from a group of Santa Barbara citizens that visited our Sister City, Weihai, China.
(Estimated Time: 4:00 p.m.)

DOCUMENTS:

September 28, 2004, Assistant City Administrator's report.

SPEAKERS:

Member of the Public: Peter Haslund.

DISCUSSION:

Mr. Haslund reported on the recent trip he took with a group of local school teachers to Santa Barbara's sister city, Weihai, China. Several of the teachers shared their impressions of the city and of the Chinese people.

CHANGES TO THE AGENDA

Item Continued to Next Meeting

City Administrator James Armstrong advised that the following item was being continued to October 5, 2004:

21. SUBJECT: CONFERENCE WITH LABOR NEGOTIATOR (440.05)

RECOMMENDATION: That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to the City's labor negotiators, Linda Jensen, Liebert Cassidy Whitmore, and Kristy Schmidt, Employee Relations Manager, regarding negotiations with the Firefighters' Association, Police Management Association, General Employees' Bargaining Unit, Treatment and Patrol Bargaining Units, and Supervisory Employees' Bargaining Unit.

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

ADJOURNMENT

Mayor Blum adjourned the meeting at 5:18 p.m.

SANTA BARBARA CITY COUNCIL

JAMES L. ARMSTRONG
CITY CLERK

ATTEST:

MARTY BLUM
MAYOR

SUSAN TSCHECH
DEPUTY CITY CLERK