



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING August 9, 2005 COUNCIL CHAMBER, 735 ANACAPA STREET

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### CALL TO ORDER

Mayor Pro Tempore Roger L. Horton called the meeting to order at 2:00 p.m. (The Finance Committee met at 1:00 p.m. The Ordinance Committee, which ordinarily meets at 12:30 p.m., did not meet on this date.)

### PLEDGE OF ALLEGIANCE

Mayor Pro Tempore Horton.

### ROLL CALL

Councilmembers present: Iya G. Falcone, Helene Schneider, Das Williams, Mayor Pro Tempore Horton.

Councilmembers absent: Brian B. Barnwell, Dan B. Secord, Mayor Marty Blum.

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

### PUBLIC COMMENT

Speakers: Karen Crawford, Kristine Mollenkopf, Connie Los, Cheryl Stilwell, and Douglas Crawford.

### COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Mayor Pro Tempore Horton mentioned the following: 1) Mayor Blum is in Washington, D.C., at the National Endowment for the Arts serving on a panel of museum directors and artists to provide grant money to needy artists throughout the country; 2) Councilmember Secord is attending a special meeting of the California Coastal Commission; and 3) Councilmember Barnwell is on vacation.
- Councilmembers Falcone, Williams and Mayor Pro Tempore Horton spoke about Old Spanish Days.

## **CONSENT CALENDAR (Item Nos. 1 – 8)**

### Motion:

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

### Action:

Unanimous voice vote (Absent: Councilmembers Barnwell, Secord, Mayor Blum).

### **1. Subject: Minutes**

Recommendation: That Council waive the reading and approve the minutes of the special meeting of July 20, 2005.

Action: Approved the recommendation.

### **2. Subject: Geological Services For Damage Claims Investigations (350.01)**

Recommendation: That Council authorize the General Services Manager to issue a purchase order for geological services needed for claim investigation with Frank Kenton for an amount not to exceed \$50,000.

### Speakers:

Staff: Risk Manager Bradford Landreth.

Action: Approved the recommendation (August 9, 2005, Finance Director's report).

### **3. Subject: Contract For Construction Of Primary And Secondary Clarifiers And Aeration Basins For The El Estero Wastewater Treatment Plant (540.13)**

Recommendation: That Council:

- A. Waive a minor bid irregularity associated with the bid submitted by Spiess Construction Company, Inc. (Spiess);
- B. Award and authorize the Public Works Director to execute a contract with Spiess for construction of the Primary and Secondary Clarifiers, Aeration Basins and Tertiary Filter Rehabilitation Project, Bid No. 3434 at the El Estero Wastewater Treatment Plant (El Estero), omitting bid items 10 and 11 for the Tertiary Filter Rehabilitation work, for their low bid amount of \$2,713,920;
- C. Authorize the Public Works Director to approve expenditures up to \$270,000 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;

(Cont'd)

**3. (Cont'd)**

- D. Authorize the Public Works Director to execute a contract with Carollo Engineers (Carollo) in the amount of \$81,860 for construction support services, and approve expenditures of up to \$8,200 for extra services of Carollo that may result from necessary changes in the scope of work; and
- E. Authorize the Public Works Director to approve additional extra services with Mimiaga Engineering Group (MEG) on Contract Number 21,420 in the amount of \$90,450 for additional construction management services as described in MEG's letter dated July 27, 2005.

Action: Approved the recommendations; Recommendation B, Contract No. 21,776; Recommendation D, Contract No. 21,777 (August 9, 2005, Public Works Director's report).

**4. Subject: Approval Of Amended Final Map For 622 Anacapa Street (640.08)**

Recommendation: That Council approve and authorize the City Administrator to record a map amendment for Amended Final Map No. 20,709 by Top Shelf Limited Liability Company (LLC).

Action: Approved the recommendation (August 9, 2005, Public Works Director's report).

NOTICES

- 5. The City Clerk has on Thursday, August 4, 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.
- 6. A City Council site visit scheduled for Monday, August 15, 2005, at 1:30 p.m. to the property located at 29 State Street has been cancelled due to withdrawal of the appeal.
- 7. A City Council site visit is scheduled for Monday, August 15, 2005, at 1:30 p.m. to the property located at 2530 Mesa School Lane, which is the subject of an appeal hearing set for Tuesday, August 16, 2005, at 2:00 p.m.
- 8. Received a letter of resignation from Community Development and Human Services Committee Member Cathy Cash; the vacancy will be part of the next City Advisory Group recruitment. (610.03)

This concluded the Consent Calendar.

## REPORT FROM THE FINANCE COMMITTEE

Finance Committee member Roger L. Horton reported that the Committee met to consider an agreement for infrastructure valuation and capital asset inventory services and will be forwarding a recommendation to the Council.

## CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

### FINANCE DEPARTMENT

#### **9. Subject: Budget Adjustments To Property Insurance Charges (330.01)**

Recommendation: That Council approve the adjustments to the Fiscal Year 2006 budget, as shown in the Summary of Property Insurance Adjustments by Fund, for the savings realized from the renewal of the City's property insurance policies.

Documents:

August 9, 2005, Finance Director's report.

Speakers:

Staff: Budget Manager Jill Taura.

Motion:

Councilmembers Schneider/Falcone to approve the recommendation.

Vote:

Unanimous voice vote (Absent: Councilmembers Barnwell, Secord, Mayor Blum).

#### **10. Subject: Introduction Of Ordinance For Amendment To Title 4, Chapter 4.52, Of The Santa Barbara Municipal Code Pertaining To Purchasing (340.02)**

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 4.52 of Title 4 of the Santa Barbara Municipal Code to Increase the Monetary Thresholds That Determine the Use of Informal Quotes and Formal Bids for the Purchase of Ordinary Goods and Services.

Documents:

- August 9, 2005, Finance Director's report.
- Proposed Ordinance.

The title of the Ordinance was read.

(Cont'd)

**10. (Cont'd)**

Speakers:

Staff: General Services Manager Dennis Gardner.

Motion:

Councilmembers Falcone/Schneider to approve the recommendation.

Vote:

Unanimous voice vote (Absent: Councilmembers Barnwell, Secord, Mayor Blum).

**RECESS**

Mayor Pro Tempore Horton recessed the meeting at 2:37 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 11, and stated that no report is anticipated.

**CLOSED SESSIONS**

**11. Subject: Conference with Legal Counsel - Pending 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. The pending litigation is Ruben Lino v. City of Santa Barbara, et al., SBSC Case Number 1159182.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

Documents:

August 9, 2005, City Attorney's report.

Time:

2:45 p.m. – 3:15 p.m.

No report made.

**ADJOURNMENT**

Mayor Pro Tempore Horton adjourned the meeting at 3:15 p.m., to Monday, August 15, 2005, at 1:30 p.m., for a site visit to the property located at 2530 Mesa School Lane.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC  
CITY CLERK SERVICES MANAGER

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ROGER L. HORTON  
MAYOR PRO TEMPORE

ATTEST: \_\_\_\_\_  
BRENDA ALCAZAR, CMC  
DEPUTY CITY CLERK