



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING MAY 3, 2005 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Pro Tempore Roger L. Horton called the meeting to order at 2:00 p.m. (The Finance Committee met at 10:00 a.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: Brian B. Barnwell, Iya G. Falcone, Helene Schneider, Dan B. Secord, Das Williams, Mayor Pro Tempore Horton.

Councilmembers absent: Mayor Marty Blum.

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

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 May 31, 2005.

DOCUMENT:

May 3, 2005, Assistant City Administrator's report.

SPEAKERS:

Staff: Senior Real Property Agent Don Ireland, Fire Captain Francisco Chacon, City Administrator James L. Armstrong.

(Cont'd)

1. (Cont'd)

ACTION: Approved the recommendation. The following employees were recognized:

35-Year Pin

Rudolph Rosas, Police/Property Evidence Specialist, Police

30-Year Pin

Jeanne Tekince, Accounting Technician, Parks and Recreation

25-Year Pin

Francisco Chacon, Fire Captain, Fire

Robert Gardner, Fire Engineer, Fire

Donald Irelan, Senior Real Property Agent, Public Works

20-Year Pin

Maureen Gaasch, Budget Technician, Finance

Hank Homburg, Fire Engineer, Fire

Andre Weckstrom, Senior Public Works Inspector, Public Works

Edward Stetson, Harbor Patrol Officer II, Waterfront

15-Year Pin

Beatriz Ramirez, Project Planner, Community Development

Marisela Salinas, Associate Planner, Community Development

10-Year Pin

Rogelio Arroyo, Senior Control Systems Operator Specialist, Public Works

5-Year Pin

Jeff Deming, Animal Control Officer, Police

Kim Johnson, Custodian, Airport

Michael Kronman, Harbor Operations Manager, Waterfront

PUBLIC COMMENT

SPEAKERS: Michael Moon.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

INFORMATION:

- Councilmember Falcone mentioned the following upcoming events:
1) The Firefighters Alliance fundraiser on May 6; and 2) the Police Activities League Outreach Program on May 6.
- Councilmember Schneider acknowledged Councilmember Falcone for a job well done at the League of California Cities, Channel Counties Division meeting last week.
- Councilmember Williams reported on his attendance at the Parks and Recreation meeting last week.

(Cont'd)

INFORMATION (CONT'D):

- Councilmember Barnwell reminded everyone that a meeting of the Street Light Design Guidelines will be held this week.
- Mayor Pro Tempore Horton reported on his attendance at a meeting of the County of Santa Barbara's Economic Vitality Committee; he also said he attended the Fifth Anniversary of the Parade of Green Buildings.
- Councilmember Falcone mentioned that she attended the opening ceremony for the traveling Vietnam War Memorial which is currently displayed on the soccer fields at Chase Palm Park.

CONSENT CALENDAR (Item Nos. 2 – 11)

The titles of the resolutions related to Item Nos. 4 and 6 were read.

MOTION:

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

VOTE:

Unanimous roll call vote (Absent: Mayor Blum).

2. SUBJECT: MINUTES

RECOMMENDATION: That Council waive the reading and approve the minutes of the regular meeting of April 19, 2005.

ACTION: Approved the recommendation.

3. SUBJECT: COMMUNITY PROMOTION CONTRACT WITH SEMANA NAUTICA (230.02)

RECOMMENDATION: That Council authorize the Finance Director to execute a Community Promotion contract for Fiscal Year 2005 with Semana Nautica in an amount of \$3,182 for May 1, 2005, to July 15, 2005.

ACTION: Approved the recommendation; Contract No. 21,703 (May 3, 2005, Finance Director's report).

4. SUBJECT: ACCEPTANCE OF STREET EASEMENT DEED FOR PROPOSED SIDEWALK INFILL PROJECT AT 2043 GILLESPIE STREET (330.03)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting an Easement for Street Purposes Upon 2043 Gillespie Street, City of Santa Barbara, Assessor's Parcel Number 043-073-001.

ACTION: Approved the recommendation; Resolution No. 05-039 (May 3, 2005, Public Works Director's report; proposed resolution).

5. SUBJECT: CONTRACT FOR CONSTRUCTION OF THE SANTA BARBARA AIRPORT GATES 8 AND 9 HOLD ROOM EXPANSION PROJECT (560.04)

RECOMMENDATION: That Council:

- A. Award and authorize the Public Works Director to execute a contract with Cornejo Construction (Cornejo), in their low bid amount of \$115,441, for construction of the Santa Barbara Airport (SBA) Gates 8 & 9 Hold Room Expansion Project, Bid No. 3429;
- B. Authorize the Public Works Director to approve expenditures up to \$11,544 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; and
- C. Authorize the Public Works Director to execute a contract with Phillips Metsch Sweeney Moore (PMSM) Architects in the amount of \$19,975, for construction support services, and authorize the Public Works Director to approve expenditures of up to \$2,000 for extra services of PMSM Architects that may result from necessary changes in the scope of work.

ACTION: Approved the recommendations; Contract Nos. 21,704 and 21,705 (May 3, 2005, Public Works Director's report).

6. SUBJECT: AGREEMENT AND RESOLUTION FOR SETBACK VARIANCE AT 316 WEST MONTECITO STREET (640.08)

RECOMMENDATION: That Council:

- A. Approve and authorize the City Administrator to execute and record a Setback Variance Agreement Pursuant to Santa Barbara Municipal Code Chapter 28.84 and Agreement Imposing Conditions on Real Property; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Granting a Variance at 316 West Montecito Street, Assessor's Parcel Number 037-232-006, With Respect to the Setback Established for Montecito Street by Santa Barbara Municipal Code Section 28.83.187, as Authorized by Santa Barbara Municipal Code Chapter 28.84, and Making the Findings Required Therein.

ACTION: Approved the recommendations; Resolution No. 05-040; Agreement No. 21,706 (May 3, 2005, Public Works Director's report; proposed resolution).

NOTICES

7. The City Clerk has on Thursday, April 28, 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.
8. Cancellation of the regular Redevelopment Agency meeting of May 3, 2005, due to lack of business.

9. The City Council site visit scheduled for Monday, May 9, 2005, at 1:30 p.m. to the property located at 1900 Lasuen Road has been rescheduled to Monday, June 13, 2005, at 1:30 p.m.
10. A special meeting of the Finance Committee will be held on Thursday, May 5, 2005, at 11:00 a.m. in Room 15 for review and consideration of the Proposed Two-Year Financial Plan for Fiscal Years 2006 and 2007.
11. A special meeting of the City Council will be held on Monday, May 9, 2005, at 3:00 p.m. in the Council Chamber for a public hearing on the Proposed Two-Year Financial Plan for Fiscal Years 2006 and 2007 and the Recommended Operating and Capital Budget for Fiscal Year 2006.

This concluded the Consent Calendar.

FINANCE COMMITTEE REPORT

12. SUBJECT: SPECIAL FINANCE COMMITTEE AGENDA, MAY 3, 2005, 10:00 A.M., IN ROOM 15 (120.03)
 - A. Fiscal Year 2005 Third Quarter Review (See Agenda Item No. 14); and
 - B. Review of Proposed Two-Year Financial Plan for Fiscal Years 2006 and 2007.

13. SUBJECT: REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Dan Secord reported that the Committee met to review the Proposed Two-Year Financial Plan for Fiscal Years 2006 and 2007. They also met to hear a report on the Fiscal Year 2005 Third Quarter Review, which will be presented to the Council as Agenda Item No. 14.

14. SUBJECT: FISCAL YEAR 2005 THIRD QUARTER REVIEW (230.05)

RECOMMENDATION: That Council:

- A. Hear a report from staff on the status of revenues and expenditures in relation to budget as of March 31, 2005;
- B. Accept the Fiscal Year 2005 Interim Financial Statements for the Nine Months Ended March 31, 2005; and
- C. Approve an increase to appropriations and estimated revenues of \$30,000 for Fiscal Year 2005 in the Parks and Recreation Department for costs associated with maintaining the Douglas Family Preserve, to be reimbursed by the PARC Foundation.

DOCUMENTS:

May 3, 2005, report from the Finance Director.

(Cont'd)

14. (Cont'd)

SPEAKERS:

Staff: Accounting Manager Rudolf Livingston.

MOTION:

Councilmembers Secord/Horton to approve recommendations B and C.

VOTE:

Unanimous voice vote (Absent: Mayor Blum).

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

15. SUBJECT: CITY POSITION ON OFFSHORE ENERGY ISSUES (630.10)

RECOMMENDATION: That Council receive an informational presentation from County Energy Division staff regarding current offshore energy issues and, if desired, direct the Mayor to send a comment letter to the California Coastal Commission prior to their June hearing on the suspension of offshore oil leases, and refer the broader issue of offshore energy issues to the City's Legislative Committee for development of a City position.

DOCUMENTS:

- May 3, 2005, report from the Community Development Director.
- May 3, 2005, PowerPoint presentation prepared by staff.

SPEAKERS:

- Staff: Community Development Director Paul Casey.
- Santa Barbara County Energy Division: Stephen Chase and Doug Anthony.
- Members of the Public: Connie Hannah, Santa Barbara League of Women Voters; Bob Poole, Western States Petroleum Association; Linda Krop, Environmental Defense Center; Kira Schmidt, Executive Director, Santa Barbara ChannelKeeper; Miguel Checa.

MOTION:

Councilmembers Falcone/Williams to direct staff to draft a letter to the Coastal Commission requesting, as part of their Coastal Consistency Determination, that the 36 offshore oil leases not be extended and are allowed to lapse; and to state that (a) the City of Santa Barbara finds that the public benefit is insufficient to override the potential disastrous impacts, and (b) the City of Santa Barbara is opposed to any development of offshore oil and gas production off of our coast; and to refer this issue to the City's Legislative Committee to draft it formally into our Legislative Platform.

VOTE:

Unanimous voice vote (Absent: Mayor Blum).

RECESS

4:01 p.m. – 4:14 p.m. Councilmembers Falcone and Schneider were absent when the Council reconvened.

POLICE DEPARTMENT

16. SUBJECT: INTRODUCTION OF ORDINANCE FOR AMENDMENTS TO SANTA BARBARA MUNICIPAL CODE CHAPTER 5.29, PARATRANSIT SERVICE (510.04)

RECOMMENDATION: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the City Council of the City of Santa Barbara Amending Chapter 5.29 of the Santa Barbara Municipal Code Regarding Paratransit Service.

DOCUMENTS:

- May 3, 2005, report from the Police Chief.
- Proposed Ordinance.

The title of the ordinance was read.

Councilmembers Falcone and Schneider entered the meeting at 4:17 p.m.

SPEAKERS:

- Staff: Police Captain Robert Lowry, Treasury Manager Cynthia Odell, Police Technician Patricia Knight.
- Members of the Public: Dusty Grigg, Scenic Tours Taxi; Absolute Cab Company: Joshua Klein and Thomas Rhyne.

MOTION:

Councilmembers Secord/Schneider to approve the recommendation and direct staff to send a copy of the ordinance to the County of Santa Barbara.

VOTE:

Unanimous voice vote (Absent: Mayor Blum).

PUBLIC WORKS DEPARTMENT

17. SUBJECT: SOLAR DESIGN GUIDELINES AND DEMONSTRATION PROJECT (630.06)

RECOMMENDATION: That Council:

- A. Receive an update from staff regarding participation in the Santa Barbara County Million Solar Roofs Partnership, the potential for new solar policy initiatives, and analysis of a solar electric demonstration project;
- B. Direct Community Development staff to incorporate the development of Solar Energy Design Guidelines into Planning Division workload for Fiscal Year 2006; and
- D. Direct Public Works staff to proceed with development of plans and specifications for a solar electric demonstration project at Fire Station No. 2.

DOCUMENTS:

- May 3, 2005, report from the Public Works and Community Development Directors.
- May 3, 2005, letter from Brian N. Farhi.
- May 3, 2005, e-mail communication from Tamlyn Hunt.

SPEAKERS:

- Staff: Facilities Manager Mike Grimes, Senior Planner Jaime Limón, City Administrator James L. Armstrong.
- Members of the Public: Karen Feeney.

MOTION:

Councilmembers Williams/Barnwell to direct staff to add the Central Library solar project to the 5-Year Capital Plan, to be done concurrently with the roof replacement project, and to direct the City Arborist to retreat the tree arrangement around the Central Library in preparation for the solar project.

AMENDMENT MOTION:

Councilmembers Williams/Barnwell to direct staff to add the Central Library solar project to the 5-Year Capital Plan, to be done concurrently with the roof replacement project; to direct the City Arborist to retreat the tree arrangement around the Central Library in preparation for the solar project; and to include solar as a component for any future roof repair or replacement.

VOTE ON AMENDED MOTION:

Unanimous voice vote (Absent: Mayor Blum).

CHANGES TO THE AGENDA

Item Removed from Agenda

Mayor Pro Tempore Horton stated that the following item was deferred to May 10, 2005:

18. SUBJECT: CAPITAL IMPROVEMENT PROJECTS' THIRD QUARTER REPORT FOR FISCAL YEAR 2005 (230.01)

RECOMMENDATION: That Council receive, for information only, the Capital Improvement Projects' Third Quarter Report for Fiscal Year 2005.

PUBLIC HEARINGS

19. SUBJECT: APPEAL OF ARCHITECTURAL BOARD OF REVIEW FINAL APPROVAL FOR 2928 ARRIBA WAY (640.07)

RECOMMENDATION: That Council deny the appeal of Gregg Patronymk, and uphold the decision of the Architectural Board of Review (ABR) to grant final design review approval for a stucco wall and wood fence.

DOCUMENTS:

- May 3, 2005, report from the Community Development Director.
- February 4, 2005, letter of appeal from Gregg Patronymk.
- Affidavit of Publication.
- May 2, 2005, letter from Gregg Patronymk.
- May 3, 2005, letter from Richard Axilrod.

SPEAKERS:

- Staff: Senior Planner Jaime Limón, who stated that the appellant would be withdrawing the appeal but has appeared in order to make a statement; City Attorney Stephen P. Wiley.
- Appellant: Gregg Patronymk.

The appeal was withdrawn; no action was taken by the Council.

ADJOURNMENT

Mayor Pro Tempore Horton adjourned the meeting at 5:48 p.m.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER

ATTEST:

ROGER L. HORTON
MAYOR PRO TEMPORE

BRENDA ALCAZAR, CMC
DEPUTY CITY CLERK