



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

**REGULAR MEETING  
MARCH 17, 2020  
COUNCIL CHAMBERS, 735 ANACAPA STREET**

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## **CALL TO ORDER**

Mayor Cathy Murillo called the meeting to order at 2:01 p.m. (The Finance Committee and Ordinance Committee, which ordinarily meet at 12:30 p.m., did not meet on this day.)

## **PLEDGE OF ALLEGIANCE**

Mayor Murillo.

## **ROLL CALL**

Councilmembers present: Eric Friedman, Alejandra Gutierrez, Oscar Gutierrez, Meagan Harmon, Mike Jordan, Kristen W. Sneddon, Mayor Murillo.

Councilmembers absent: None.

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

## **CHANGES TO THE AGENDA**

City Administrator Paul Casey stated that the following item was being removed from the Agenda due to COVID-19, and will to be heard at a later date:

## **COMMUNITY DEVELOPMENT DEPARTMENT**

### **19. Subject: Presentation Of Draft Sea-Level Rise Adaptation Plan (650.04)**

Recommendation: That Council receive an informational presentation on the Draft Sea-Level Rise Adaptation Plan, which will be available for public review on March 17, 2020; the plan recommends a phased approach to address sea-level rise based on monitoring of changing conditions and identifies near-term actions to prepare for more immediate effects.

Mr. Casey also suggested that Item No. 18 be heard before the remainder of the calendar.

## **PUBLIC COMMENT**

Mayor Murillo announced that general public comment would be heard at the end of the Council meeting.

## **CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS**

### CITY ADMINISTRATOR

#### **18. Subject: Coronavirus Update (150.04)**

Recommendation: That Council receive a coronavirus update.

#### Documents:

- March 17, 2020, report from the City Administrator.
- PowerPoint presentation prepared and made by Staff.
- Proclamation Declaring a Local Emergency.
- Proposed Resolution to Ratify the Proclamation Declaring a Local Emergency.
- Modified Proposed Resolution to Ratify the Proclamation Declaring a Local Emergency.
- March 16, 2020, guidelines from California Department of Public Health.
- March 17, 2020, press release from Santa Barbara County Department of Public health.

#### Speakers:

- Staff: City Administrator Paul Casey, Fire Chief Eric Nickel, Senior Assistant to the City Administrator Nina Johnson, City Attorney Ariel Calonne, Library Director Jessica Cadiante.
- Cottage Hospital: Dr. David Fisk.
- World Economic Ventures: Bruce Stenslie.
- Members of the Public: David Potter, Municipal Winemakers; Megan Kunin, Kunin Wines Funk Zone businesses; Sherry Villanueva, Acme Hospitality; Julia Mayer; Gerard Pepe; Mikael.

#### Discussion:

- Topics covered by Cottage Hospital staff included Covid-19 prevention, spread, and medical information; the effects on businesses within the City of Santa Barbara were discussed by World Economic Ventures staff; a Proclamation Declaring a Local Emergency, which was signed on March 16, 2020; and City Services, which are currently being impacted by Covid-19. Councilmembers' questions were answered.

#### Motion:

Councilmembers Friedman/Sneddon to discuss the proposed Resolution of the Council of the City of Santa Barbara Ratifying and Proclaiming the Existence of a Local Emergency.

Vote:

Unanimous roll call vote.

**RECESS**

4:58 p.m. – 5:30 p.m.

Discussion cont'd:

- Councilmembers discussed in detail the various sections of the Resolution to Ratify the Proclamation Declaring a Local Emergency. The following changes were made in the below order:
  - Section 9, pertaining to cafeterias, added language of "cafeterias, including schools".

Councilmember Friedman stepped out of the meeting at 5:36 p.m. to exclude himself from the discussion of Section 9 of the Resolution Ratifying the Proclamation Declaring a Local Emergency, which pertains to grocery stores, due to his employment with a grocery store.

Discussion cont'd:

- Section 9, pertaining to grocery stores, Council will send letters to grocery store owners urging them to make accommodations for people over 65, or with physical disabilities, and will not be adding language to this section of the Resolution Ratifying the Proclamation Declaring a local Emergency.

Councilmember Friedman returned to the meeting at 5:39 p.m.

Discussion cont'd:

- Section 10, that it no longer references the Santa Barbara County Department of Public Health, or the California Department of Public Health's memo, which directly gave credence to the action Council would be taking.
- Section 9, pertaining to movie theaters, Council unanimously decided to leave movie theaters in the Resolution Ratifying the Proclamation Declaring a Local Emergency, but limit the applicability to no later than April 6<sup>th</sup>.
- Section 9, pertaining to bowling, Council decided to leave the language of "bowling" as it is currently written in the Resolution Ratifying the Proclamation Declaring a Local Emergency, which was to be interpreted as indoor and outdoor bowling.

Councilmember Harmon stepped out of the meeting at 5:50 p.m. to exclude herself from the discussion of Section 9 of the Resolution Ratifying the Proclamation Declaring a Local

Emergency, which pertains to gyms and fitness centers, due to her spouse's employment with a gym.

Discussion cont'd:

- Section 9, pertaining to gyms and fitness centers, Council decided to leave this section as it is currently written.

Councilmember Harmon returned to the meeting at 5:51 p.m.

Discussion cont'd:

- Section 10, Council agreed that this section follows the guidelines from the California Department of Public Health, including the guidelines to Farmers' Markets, therefore, Council agreed to leave this section as it is currently written.

Motion:

Councilmembers Harmon/Sneddon to approve the Resolution to Ratify the Proclamation Declaring a Local Emergency with the previously mentioned changes.

Vote:

Unanimous roll call vote; Resolution No. 20-021.

Motion:

Councilmembers Sneddon/Harmon to have the City Attorney draft a No-Eviction Ordinance, which covers residential and commercial renters through May 31, 2020, and has a payback period of 180 days after this date, which will be presented to Council at a Special Meeting on March 24, 2020.

Vote:

Unanimous roll call vote.

## **CONSENT CALENDAR (Item Nos. 1 – 17)**

The titles of the Ordinances and Resolutions related to Consent Items were read.

Motion:

Councilmembers Sneddon/Friedman to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

### **1. Subject: Adoption Of Ordinance Amending The Municipal Code To Simplify And Streamline Application Of The Living Wage Ordinance (800.08)**

Recommendation: That Council adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Amending Title 9, Chapter 9.128 of the

Municipal Code by the Amendment of Sections 9.128.010 and 9.128.020 Relating to Payment of Mandatory Minimum Wage by City Service Contractors.

Action: Approved the recommendation; Ordinance No. 5939.

**2. Subject: Adoption Of Ordinance For Lease Agreement With Skate One Corporation (330.04)**

Recommendation: That Council adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Approving and Authorizing the Airport Director to Execute a Lease Agreement with Skate One Corporation, a California S-Corporation, for Approximately 4,600 Square Feet of Building Space and Adjacent Parking Lot Space at 6100 Hollister Avenue, Building 5 at Santa Barbara Airport for a Term of Ten Years with Two Five-Year Options to Extend.

Action: Approved the recommendation; Ordinance No. 5940; Agreement No. 26,655.

**3. Subject: Updates To Position Salary Control Resolution For Certain Supervisor Classifications To Correct Compaction (410.06)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 19-041, the Position and Salary Control Resolution for Fiscal Year 2020, affecting the Salary Range for Certain Supervisor Positions, effective February 15, 2020.

Action: Approved the recommendation; Resolution No. 20-020 (March 17, 2020, report from the City Administrator; proposed Resolution).

**4. Subject: Appropriation For Local Cost Share Of FEMA-Funded Gibraltar Spillway No. 3 Repair Project (540.09)**

Recommendation: That Council:

- A. Approve an increase in appropriations and estimated revenues in the February 2017 Winter Storm Disaster Fund in the amount of \$567,447, funded by State and Federal disaster grants, for the Gibraltar Spillway No. 3 Repair Project, related to the Federal-Emergency Management Agency DR-4308 Winter Storms and Flooding Disaster recovery; and
- B. Approve an increase in appropriations in the Water Operating Fund in the amount of \$352,705, funded from reserves, authorize the transfer of such funds in the amount of \$314,875 to the Water Capital Fund and in the amount of \$37,830 to the February 2017 Winter Storm Disaster Fund, and approve an increase in appropriations and estimated revenues in the Water Capital Fund in the amount of \$314,875 and in the February 2017 Winter Storm Disaster Fund in the amount of \$37,830, funded by the transfers, for the City's share of Gibraltar Spillway Repair Project costs.

Action: Approved the recommendations (March 17, 2020, report from the Public Works Director).

**5. Subject: Acceptance Of California Fire Foundation Grant (520.03)**

Recommendation: That Council:

- A. Accept a grant for \$14,845 from the California Fire Foundation for the purchase of wildland packs; and
- B. Increase estimated revenues and appropriations in the Fiscal Year 2020 Fire Miscellaneous Grants Fund budget in the amount of \$14,845.

Action: Approved the recommendations (March 17, 2020, report from the Fire Chief).

**6. Subject: Authorization To Execute Amended Legal Services Agreement With Adam Law For Employee Investigation Special Counsel Services (210.01)**

Recommendation: That Council authorize the City Attorney to execute an amended legal services agreement with Adam Law to increase the not-to-exceed amount from \$35,000 to \$70,445 for special counsel services related to employee investigations.

Action: Approved the recommendation; Agreement No. 26,656 (March 17, 2020, report from the City Attorney).

**7. Subject: Second Amendment To Contract For The Design Of The Plaza Renovation At The Central Library (570.04)**

Recommendation: That Council authorize the Public Works Director to execute the second contract amendment with Arcadia Studio in the amount of \$110,890 for additional design services for the Central Library Plaza Renovation project, and authorize expenditures of up to \$11,089 for extra services that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Agreement No. 26,298.2 (March 17, 2020, report from the Public Works Director).

**8. Subject: Approval Of Parcel Map And Execution Of Agreements For A Two Lot Subdivision At 104 Jorgensen Lane (640.08)**

Recommendation: That Council approve and authorize the City Administrator to execute and record Parcel Map Number 20,833 and standard agreements relating to the approved subdivision at 104 Jorgensen Lane.

Action: Approved the recommendation; Agreement Nos. 26,657; 26,658 (March 17, 2020, report from the City Administrator).

**9. Subject: Approval Of Contract Amendment For Rincon Consultants, Inc., For Water Main Replacement Project Contaminated Soils And Disposal Management (530.01)**

Recommendation: That Council authorize the Public Works Director to amend a professional services agreement with Rincon Consultants, Inc., Contract No. 26,525, and increase the amount of the contract by \$41,553 for a revised, not-to-exceed, total contract amount of \$135,047 for additional soil testing needed on water main replacement projects.

Action: Approved the recommendation; Agreement No. 26,525.1 (March 17, 2020, report from the Public Works Director).

**10. Subject: Contract For Consulting Services To Develop A Risk And Resilience Assessment And An Emergency Response Plan For America's Water Infrastructure Act Compliance (540.01)**

Recommendation: That Council authorize the Public Works Director to execute a professional services agreement with Brown and Caldwell in the amount of \$157,323 for consulting services for America's Water Infrastructure Act Compliance, and approve additional expenditures of up to \$15,732 to cover any additional costs that may result from necessary changes to the scope of work.

Action: Approved the recommendation; Agreement No. 26,659 (March 17, 2020, report from the Public Works Director).

**11. Subject: Approval Of Parcel Map And Execution Of Agreements For 500 State Street (640.08)**

Recommendation: That Council approve and authorize the City Administrator to execute and record Parcel Map Number 20,809 and standard agreements relating to the approved subdivision at 500 State Street.

Action: Approved the recommendation; Agreement Nos. 26,660; 26,661 (March 17, 2020, report from the City Administrator).

**12. Subject: Designation Of Proposed Police Station Project As A Community Benefit Project (520.04)**

Recommendation: That Council designate the proposed Police Station project as a Community Benefit Project pursuant to Santa Barbara Municipal Code (SBMC) Chapter 30.170.

Action: Approved the recommendation (March 17, 2020, report from the Community Development Director).

**13. Subject: Designation Of Proposed Solar Photovoltaic Canopy At 1221 Anacapa Street As A Community Benefit Project (630.06)**

Recommendation: That Council designate the proposed Ameresco, Inc., solar photovoltaic canopy project at 1221 Anacapa Street as a Community Benefit Project pursuant to Santa Barbara Municipal Code (SBMC) Chapter 30.170.

Documents:

- March 17, 2020, report from the Community Development Director.
- March 3, 2020, letter from Katie Davis.
- March 17, 2020, letter from Palmer G. Jackson.

Action: Approved the recommendation.

**14. Subject: Award Of Contract To Plante Moran For Project Management Services For The Implementation Of A Constituent Relationship Management Application (170.01)**

Recommendation: That Council authorize the City Administrator, or his designee, to execute a professional services agreement with Plante Moran, in the amount of \$62,500 to provide project management services related to the selection and implementation of a Customer Relationship Management System, and to approve additional expenditures up to \$12,500 for extra services that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Agreement No. 26,662 (March 17, 2020, report from the City Administrator).

**15. Subject: Recruitment For City Advisory Groups (140.02)**

Recommendation:

- A. The City Clerk's Office will accept applications through Friday, April 24, 2020, at 5:00 p.m. to fill scheduled vacancies on various City Advisory Groups and the unscheduled vacancies resulting from resignations received in the City Clerk's Office through Wednesday, April 8, 2020;
- B. The City Council will conduct interviews of applicants for vacancies on various City Advisory Groups on Tuesday, May 5, 2020, at 4:00 p.m. (Estimated Time), Tuesday, May 12, 2020, at 4:00 p.m. (Estimated Time), and Tuesday, May 19, 2020, at 6:00 p.m.; and
- C. The City Council will make appointments to fill the vacancies on various City Advisory Groups on Tuesday, June 16, 2020.

Action: Approved the recommendations (March 17, 2020, report from the City Administrator).

**NOTICES**

- 16. Subject: The City Clerk has on Thursday, March 12, 2020, 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.
- 17. Subject: Received a letter of resignation from Neighborhood Advisory Council Member Danny Hemingway; this vacancy will be included in the next City Advisory Groups recruitment. (140.02)

This concluded the Consent Calendar.

**COUNCIL AND STAFF COMMUNICATIONS**

**COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

**PUBLIC COMMENT (IF NECESSARY)**

Member of the public: Miriam Lindbeck, 5G Free Santa Barbara.

**ADJOURNMENT**

Mayor Murillo adjourned the meeting at 6:53 p.m. in the memory of Bob Forsyth and Allen Frank Snow.

Approved and adopted by the City Council of the City of Santa Barbara on May 12, 2020.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE

  
\_\_\_\_\_  
CATHY MURILLO  
MAYOR

ATTEST:   
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SARAH GORMAN  
CITY CLERK SERVICES MANAGER