



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING May 2, 2006 COUNCIL CHAMBER, 735 ANACAPA STREET

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### CALL TO ORDER

Mayor Marty Blum called the joint meeting of the Council and the Redevelopment Agency to order at 2:04 p.m. (The Finance Committee met at 12:00 p.m. The Ordinance Committee, which ordinarily meets at 12:30 p.m., did not meet on this date.)

### PLEDGE OF ALLEGIANCE

Mayor Blum.

### ROLL CALL

Councilmembers present: Iya G. Falcone, Roger L. Horton, Grant House, Helene Schneider, Das Williams, Mayor Blum.

Councilmembers absent: Brian B. Barnwell.

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

### 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, 2006.

Documents:

May 2, 2006, Assistant City Administrator's report.

Speakers:

Staff: City Administrator James Armstrong.

(Cont'd)

1. (Cont'd)

By consensus, the Council approved the recommendation. The following employees were recognized:

30-Year Pin

Alvin Jerome James, Fire

25-Year Pin

Ralph Wolfe, Fire

Mark Grunewald, Police

20-Year Pin

Steven Berman, Fire

Brian Porter, Fire

Michael Gordon, Public Works

Therese Gibson, Airport

15-Year Pin

Cynthia Odell, Finance

Onalisa Hoodes, Police

Ed Olsen, Police

Roberta Kimmel, Library

Paul Rodriguez, Airport

10-Year Pin

Susan Gray, Community Development

Susan Gantz, Community Development

Michael Ullemeyer, Police

Mari Martin, Library

5-Year Pin

Bryan Jensen, Police

Christina Ortega, Police

Kevin Rhyne, Police

2. **Subject: Proclamation Declaring May 2006 As Relay For Life Month And May 6 And 7, 2006, As Relay For Life Days (120.04)**

Action: Proclamation presented to Robert Read, American Cancer Society volunteer.

3. **Subject: Proclamation Declaring May 1-7, 2006, As Small Business Week (120.04)**

Action: Proclamation presented to the following representatives of local businesses:

- Drs. Neal Barry and Nicole Olsen, Barry Family Chiropractic
- Lexi Kern, Churchill's Jewelers
- Guadalupe Martinez, Ruby's Café
- Billie Vrtiak, Imagine

## **PUBLIC COMMENT**

Speakers: Michael Self, Bob Hansen and Claudia Bratton.

## **COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

Information:

- Councilmember Falcone mentioned her attendance at the following events: 1) Family Service Agency's 100<sup>th</sup> anniversary celebration; 2) the Santa Barbara Region Chamber of Commerce's business expo; 3) the Women's Heart luncheon; and 4) a Police Activities League fundraiser. She also reported on the presentation of the revised Veronica Meadows project to the Creeks Committee.
- Councilmember Schneider remarked upon 1) the celebration of Poetry Month; 2) the Hispanic Chamber of Commerce award ceremony; and 3) her meeting, along with the Mayor, with a 2004 Nobel Peace Prize laureate.
- Councilmember Williams reported on his attendance at the following meetings/ events: 1) a discussion regarding the proposed integration of the Cachuma Operation and Maintenance Board and the Cachuma Conservation Release Board; 2) the Interfaith Initiative's Music and Prayers event; 3) a silent auction sponsored by the Wildlife Care Network; and 4) the groundbreaking for the Bishop Diego Garcia High School gymnasium project.
- Councilmember House commented on his attendance at the following meetings/ events: 1) a meeting with the former Mayor of Honolulu, Hawaii, and his presentation to the local chapter of the American Institute of Architects; 2) the presentation of the South Coast Economic Forecast; 3) yesterday's march regarding immigration issues; and 4) the presentation of the revised Veronica Meadows project to the Architectural Board of Review.
- Mayor Blum thanked Councilmembers Schneider and House for, in her absence, their communications with students regarding immigration issues, and she also reported on her attendance at a recent conference regarding climate change.

## **CONSENT CALENDAR (Item Nos. 4 – 6 and 8 – 10)**

Motion:

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

Vote:

Unanimous voice vote (Absent: Councilmember Barnwell).

### **4. Subject: Minutes**

Recommendation: That Council waive the reading and approve the minutes of the regular meeting of April 18, 2006.

Action: Approved the recommendation.

**5. Subject: Parcel Map And Agreements For 320 West Pueblo Street, Cottage Hospital (640.08)**

Recommendation: That Council:

- A. Approve and authorize the City Administrator to record Parcel Map No. 20,702 by Santa Barbara Cottage Hospital (SBCH), a California Non-Profit Public Benefit Corporation, hereinafter referred to as "Owner," to voluntarily merge existing lots for the Hospital, Parking Structures, Energy Center, and Child Care Facility, finding the map in conformance with the General Plan (Major Public and Institutional/Medical Center) and Specific Plan 8 of the City;
- B. Approve and authorize the City Administrator to execute and record an Agreement for Land Development Improvements; and
- C. Approve and authorize the City Administrator to negotiate, execute and record a Cooperative Agreement between the City of Santa Barbara and Santa Barbara County Flood Control District (District).

Action: Approved the recommendations; Agreement Nos. 22,028 and 22,029 (May 2, 2006, Public Works Director's report).

**6. Subject: Set A Date For Public Hearing Regarding Appeal Of Planning Commission Decision For 1464 La Cima Road**

Recommendation: That Council:

- A. Set the date of May 23, 2006, at 2:00 p.m. for hearing the appeal filed by Tony Fischer, Attorney, representing John and Kathy Cook, of the Planning Commission denial of an appeal of a Staff Hearing Officer decision approving an application for property owned by Scott McCosker and located at 1464 La Cima Road, Assessor's Parcel No. 041-022-032, R-1 One-Family Residence Zone, General Plan Designation: Residential, 3 Units per Acre. The project includes new construction within a required 20-foot front yard setback, and the discretionary application required is a Modification; and
- B. Set the date of May 22, 2006, at 1:30 p.m. for a site visit to the property located at 1464 La Cima Road.

Action: Approved the recommendations (April 17, 2006, letter of appeal).

Agenda Item No. 7 appears in the Redevelopment Agency minutes.

**NOTICES**

- 8. The City Clerk has on Thursday, April 27, 2006, 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.

9. The public hearing scheduled for May 2, 2006, at 6:00 p.m., to hear the appeal of the Planning Commission's approval for 210 Meigs Road has been continued to June 13, 2006, at 6:00 p.m.
10. A special meeting of the City Council will be held on Monday, May 8, 2006, at 9:00 a.m. in the Council Chamber for a public hearing on the Recommended Operating and Capital Budget for Fiscal Year 2007.

This concluded the Consent Calendar.

## **REPORT FROM THE FINANCE COMMITTEE**

Finance Committee Chair Roger Horton reported that the Committee heard a Staff report on police recruitment and retention and also reviewed a Staff recommendation regarding enhanced transit priorities. The Committee's recommendations for both issues will be submitted to Council at a later date.

Agenda Item No. 11 appears in the Redevelopment Agency minutes.

Mayor Blum stated she would not participate in the following item due to a conflict of interest relating to her ownership of real property located proximate to State Route 225. She left the meeting at 2:44 p.m.; Mayor Pro Tempore Schneider presided during the Council's consideration of the item.

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

### **COMMUNITY DEVELOPMENT DEPARTMENT**

#### **12. Subject: State Route 225 Annexation And Relinquishment (680.04)**

Recommendation: That Council:

- A. Consider the Planning Commission's recommendation to initiate the annexation and relinquishment;
- B. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 28.12 of the Municipal Code Pertaining to Zoning Upon Annexation of Assessor's Parcel Numbers (APNs) 047-010-049, 047-010-009, 047-093-004, and 047-140-005, and the 23.5-Acre California Department of Transportation (Caltrans) Right-Of-Way Parcel on Las Positas Road and a Portion of Cliff Drive;
- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending the Local Coastal Plan to Extend the S-D-3 Coastal Overlay Zone to Include Portions of Property Currently Within the County Coastal Zone in the City's Coastal Zone;

(Cont'd)

**12. (Cont'd)**

- D. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Initiating Proceedings for a Reorganization of Boundaries, Annexation to the City of Santa Barbara, and Detachment from the Santa Barbara County Fire Protection District, for Property Located Along Las Positas Road, Assessor's Parcel Numbers 047-010-049, 047-010-009, 047-093-004, and 047-140-005, and a 23.5-Acre California Department of Transportation (Caltrans) Right-Of-Way Parcel;
- E. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending the General Plan Land Use Map to Designate APNs 047-010-009 and 047-140-005 as Recreation and Open Space/Open Space/Buffer/Stream; APN 047-010-049 as Recreation and Open Space/Community Park; APN 047-093-004 as Residential, One Dwelling Unit Per Acre/Buffer/Stream; a 6.1-Acre Caltrans Right-Of-Way Parcel as Residential, 4 Dwelling Units Per Acre/Buffer/Stream; and a 23.5-Acre Caltrans Right-Of-Way Parcel as Recreation and Open Space/Community Park/ Buffer/Stream;
- F. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Initiating a Request for Relinquishment of Control from Caltrans to the City of State Route (SR) 225, South of Highway 101, from Castillo Street at Highway 101 Via Cliff Drive to Las Positas Road at Highway 101; and
- G. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara in the Matter of Providing for a Negotiated Exchange of Property Tax Revenues Pertaining to the Las Positas Reorganization, and Annexation to the City of Santa Barbara and Detachment from the Santa Barbara County Fire Protection District.

Documents:

- May 2, 2006, Community Development Director's report.
- Proposed Ordinance and Resolutions.
- Affidavit of Publication.

The titles of the ordinance and resolutions were read.

Public Comment Opened:

2:45 p.m.

Speakers:

Staff: Project Planner Michael Berman, Assistant Public Works Director/  
City Engineer Pat Kelly, City Attorney Stephen Wiley, Community  
Development Director Paul Casey.

(Cont'd)

**12. (Cont'd)**

Public Comment Closed:  
3:00 p.m.

Motion:

Councilmembers Williams/Horton to approve the recommendations, adopting Resolution Nos. 06-032 – 06-036, and direct Staff to send a letter to LAFCO (Local Agency Formation Commission) explaining the status of the possible annexation of properties adjacent to State Route 225.

Vote:

Unanimous roll call vote (Absent: Councilmember Barnwell, Mayor Blum).

Mayor Blum returned at 3:03 p.m. and presided for the remainder of the meeting.

**PUBLIC WORKS DEPARTMENT**

**13. Subject: Contracts For Design Of Airline Terminal Improvement Project (560.04)**

Recommendation: That Council:

- A. Authorize the Public Works Director to execute a contract with Howard Needles Tammen & Bergendoff California Architects, P.C. (HNTB), in the amount of \$4,058,110 for design services, and authorize the Public Works Director to approve expenditures of up to \$202,000 for extra services of HNTB that may result from necessary changes in the scope of work;
- B. Authorize the Public Works Director to execute a contract with URS Corporation (URS) in the amount of \$209,500 for design support and coordination services, and authorize the Public Works Director to approve expenditures of up to \$20,000 for extra services of URS that may result from necessary changes in the scope of work; and
- C. Appropriate Airport reserves in the amount of \$2,092,968 from Reserves Above Policy Limits to the Airport Capital Fund Budget to cover costs of the above contracts.

Documents:

- May 2, 2006, Public Works Director's report.
- PowerPoint presentation prepared and made by Staff.

Speakers:

Staff: Supervising Engineer Owen Thomas, Airport Director Karen Ramsdell.

Motion:

Councilmembers Schneider/Horton to approve the recommendations; Agreement Nos. 22,030 and 22,031.

Vote:

Unanimous voice vote (Absent: Councilmember Barnwell).

## RECESS

The Mayor recessed the meeting at 3:23 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 14; City Attorney Stephen Wiley said there would be no reportable action taken during the closed session.

## CLOSED SESSIONS

### 14. 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, 30 minutes; anytime

Report: None anticipated

Documents:

May 2, 2006, City Attorney's report.

Time:

3:25 p.m. – 4:28 p.m.

No settlement approved.

## ADJOURNMENT

Mayor Blum adjourned the meeting at 4:28 p.m.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC  
CITY CLERK SERVICES MANAGER

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MARTY BLUM  
MAYOR

ATTEST:

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SUSAN TSCHECH, CMC  
DEPUTY CITY CLERK

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HELENE SCHNEIDER  
MAYOR PRO TEMPORE