



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING February 1, 2005 COUNCIL CHAMBER, 735 ANACAPA STREET

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### CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:00 p.m. (The Ordinance Committee and Finance Committee, which are ordinarily scheduled to meet at 12:30 p.m. and 1:00 p.m., respectively, 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, Dan B. Secord, Das Williams, Mayor Blum.

Councilmembers absent: None.

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

### CEREMONIAL ITEMS

1. SUBJECT: PROCLAMATION DECLARING FEBRUARY 4, 2005, AS WEAR RED FOR WOMEN DAY (120.04)

ACTION: Proclamation presented to Cathy Steinke, American Heart Association.

2. 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 February 28, 2005.

(Cont'd)

2. (Cont'd)

**DOCUMENTS:**

February 1, 2005, Assistant City Administrator's report.

**SPEAKERS:**

Staff: Water Distribution Supervisor Jose Marquez, City Administrator  
James L. Armstrong.

**ACTION:** Approved the recommendation; the following employees were recognized:

30-Year Pin

Jessie Ramey, Parking Enforcement Officer, Police

25-Year Pin

Jose Marquez, Water Distribution Supervisor, Public Works

Sarah Dunn, Senior Library Technician, Library

20-Year Pin

Douglas Kresky, Police Lieutenant, Police

15-Year Pin

Carolyn Brown, Senior Office Specialist, Finance

Randy Webb, Survey Technician II, Public Works

5-Year Pin

Adrian Gutierrez, Police Officer, Police

Shawn Martin, Welder/Fabricator, Public Works

Linda West, Welder/Fabricator, Public Works

**PUBLIC COMMENT**

**SPEAKERS:** Ken Loch.

**COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

**INFORMATION:**

- Councilmember Horton said he attended the opening of a new building that utilized sustainable materials for the floor coverings, paint and countertops; he also mentioned the annual Downtown Organization retreat where various speakers spoke about current downtown issues.
- Councilmember Schneider said that she and Mayor Blum visited a transition house in Los Angeles that is run by PATH (People Assisting the Homeless).
- Councilmember Williams said he attended the Eastside Study Group meeting last week and that Police Chief Camerino Sanchez will be speaking to the group next month.
- Councilmember Barnwell spoke about the Single Family Design Guidelines meetings and encouraged anyone interested to attend future meetings.
- Councilmember Horton reported that there will be a Community Forum on "Getting Commuter Rail on Track," on Monday, February 7, at 8:30 a.m. at the Santa Barbara Central Library, Faulkner Gallery, 40 E. Anapamu Street.

## **CONSENT CALENDAR (Item Nos. 3 – 8)**

### **MOTION:**

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

### **VOTE:**

Unanimous voice vote.

### **3. SUBJECT: MINUTES**

**RECOMMENDATION:** That Council waive the reading and approve the minutes of the regular meeting of January 18, 2005 (cancelled due to lack of a quorum).

**ACTION:** Approved the recommendation.

### **4. SUBJECT: AGREEMENT FOR DOUGLAS FAMILY PRESERVE PARK RESIDENT CARETAKER (570.05)**

**RECOMMENDATION:** That Council authorize the Acting Parks and Recreation Director to execute a Caretaker Rental Agreement for the Douglas Family Preserve with Nathan Hill through July 31, 2005.

**ACTION:** Approved the recommendation; Agreement No. 21,613 (February 1, 2005, Parks and Recreation Director's report).

### **5. SUBJECT: AGREEMENT FOR SKOFIELD PARK RESIDENT CARETAKER (570.05)**

**RECOMMENDATION:** That Council authorize the Acting Parks and Recreation Director to execute a Caretaker Rental Agreement for Skofield Park with Steven Spencer through December 31, 2007.

**ACTION:** Approved the recommendation; Agreement No. 21, 614 (February 1, 2005, Parks and Recreation Director's report).

## **NOTICES**

6. The City Clerk has on Thursday, January 27, 2005, 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.
7. A City Council site visit is scheduled on Monday, February 7, 2005, at 1:30 p.m. to the property located at 820 State Street, which is the subject of an appeal hearing set for February 8, 2005, at 2:00 p.m.
8. Cancellation of the regular Redevelopment Agency meeting of February 1, 2005, due to lack of business.

This concluded the Consent Calendar.

## CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

### COMMUNITY DEVELOPMENT DEPARTMENT

9. SUBJECT: DOWNTOWN ORGANIZATION AND OLD TOWN MERCHANTS ASSOCIATION MERGER (550.10)

RECOMMENDATION: That Council:

- A. Accept the notice of termination from the Downtown Organization of Santa Barbara, Inc., terminating the agreement dated March 2, 1976, and as amended February 8, 1977, that granted to Downtown Organization authority to receive funds and carry out the purpose and intent of the Downtown Parking and Business Improvement Area Charges originally created pursuant to Santa Barbara Municipal Code Chapter 4.38 and subsequently replaced by the Downtown Parking and Business Improvement Area Charges pursuant to Chapter 4.39;
- B. Accept the notice of termination from Santa Barbara Old Town Merchants Association, Inc., terminating the agreement dated February 8, 1977, that granted to Santa Barbara Old Town authority to receive funds and carry out the purpose and intent of the Old Town Parking and Business Improvement Area Charges originally created pursuant to Santa Barbara Municipal Code Chapter 4.42 and subsequently replaced by the Old Town Parking and Business Improvement Area Charges pursuant to Chapter 4.43;
- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Downtown Organization of Santa Barbara, Inc., to Receive Funds and Carry Out the Purpose and Intent of Santa Barbara Municipal Code Chapters 4.39 and 4.43 for the Downtown Parking and Business Improvement Area Charges and the Old Town Parking and Business Improvement Area Charges in the Area Bounded by Anacapa and Chapala, and Micheltorena and Gutierrez Streets in the City of Santa Barbara; and
- D. Authorize the City Administrator to execute an agreement with the Downtown Organization of Santa Barbara, Inc., granting to the Downtown Organization the authority to receive funds and carry out the purpose and intent of Santa Barbara Municipal Code Chapters 4.39 and 4.43.

DOCUMENTS:

- February 1, 2005, Community Development Director's report.
- Proposed Resolution.

The title of the resolution was read.

SPEAKERS:

- Staff: Assistant Community Development Director/Housing and Redevelopment Manager David K. Gustafson.

(Cont'd)

9. (Cont'd)

**SPEAKERS (CONT'D):**

- Members of the Public: Downtown Organization: Executive Director Marshall Rose, George Thurlow; Tamara Erickson; Santa Barbara Old Town Merchants Association: Executive Director Joan Truscott.

**MOTION:**

Councilmembers Horton/Secord to approve the recommendations; Resolution No. 05-005; Agreement No. 21,615.

**VOTE:**

Unanimous roll call vote.

**PUBLIC HEARINGS**

11. SUBJECT: APPEAL OF HISTORIC LANDMARKS COMMISSION DENIAL OF RED TILE WALK PROJECT (640.07)

**RECOMMENDATION:** That Council deny the appeal of Santa Barbara Chamber of Commerce and uphold the Historic Landmarks Commission's decision to deny the proposed Red Tile Walk historical medallion markers.

**DOCUMENTS:**

- February 1, 2005, Community Development Director's report.
- Affidavit of Publication.
- February 1, 2005, written comments from Historic Landmarks Commissioner Fermina Murray.

**PUBLIC HEARING OPENED:**

2:27 p.m.

**SPEAKERS:**

- Staff: Senior Planner Jaime Limón, Community Development Director Paul Casey.
- Appellant: Santa Barbara Region Chamber of Commerce: Executive Director Steve Cushman, Systems Engineer Jay Betancourt, Secretary Bernard Krakower.
- Historic Landmarks Commission: Commissioners Bill LaVoie, Vadim Hsu, Alex Pujo.
- Members of the Public: Christine Palmer, Louise Boucher, Mary Louise Days, Tim Hazeltine, Bob Cunningham.

**PUBLIC HEARING CLOSED:**

3:46 p.m.

(Cont'd)

11. (Cont'd)

**MOTION:**

Councilmembers Horton/Barnwell to deny the project and direct staff to work with the Historic Landmarks Commission to develop a project that will be acceptable.

**VOTE:**

Unanimous voice vote.

10. **SUBJECT: INTRODUCTION OF ORDINANCE FOR AMENDMENT OF THE CITY'S LOCAL COASTAL PROGRAM (640.09)**

**RECOMMENDATION:** That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Municipal Code Title 28 by Amending Chapters 28.21 and 28.22 to Amend the Provisions of the HRC-1 and HRC-2, Hotel and Related Commerce Zones, and Adding a New Chapter, Chapter 28.71, in Order to Establish the OC, Ocean-Oriented Commercial Zone.

**DOCUMENTS:**

- February 1, 2005, Community Development Director's report.
- Proposed Ordinance.
- Affidavit of Publication.

**PUBLIC HEARING OPENED:**

3:49 p.m.

**SPEAKERS:**

Staff: Project Planner Elizabeth Limón.

**PUBLIC HEARING CLOSED:**

3:52 p.m.

**MOTION:**

Councilmembers Secord/Horton to approve the recommendation.

**VOTE:**

Unanimous voice vote.

**RECESS**

3:53 p.m. – 4:08 p.m.

## MAYOR AND COUNCIL REPORTS

12. SUBJECT: METROPOLITAN TRANSIT DISTRICT BOARD INTERVIEWS  
(140.05)

RECOMMENDATION: That Council hold interviews of applicants to the Metropolitan Transit District Board.

(Estimated Time: 4:00 p.m.)

DOCUMENTS:

February 1, 2005, Assistant City Administrator's report.

SPEAKERS:

- Applicants Interviewed: Mark Bradley, John Britton, Michael Caughey, Logan Green, Paul Hernadi, Hadley Howe, Annie McGill, Steven Musick, Tom Roberts, Barry Siegel.
- Staff: City Attorney Stephen P. Wiley.
- Members of the Public: Gretchen Begley, Pueblo.

Appointments to fill the vacancies are scheduled for February 15, 2005.

## RECESS

Mayor Blum recessed the meeting at 5:24 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 13. City Attorney Stephen P. Wiley stated there would be no reportable action taken during the closed session.

## CLOSED SESSION

13. 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, 10 minutes; anytime

Report: None anticipated

DOCUMENTS:

February 1, 2005, City Attorney's report.

TIME:

5:25 p.m. – 5:35 p.m.

No report made.

**ADJOURNMENT**

Mayor Blum adjourned the meeting at 5:35 p.m., to Monday, February 7, 2005, at 1:30 p.m. for a site visit to the property located at 820 State Street (see Item No. 7).

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC  
CITY CLERK SERVICES MANAGER

\_\_\_\_\_ ATTEST: \_\_\_\_\_  
MARTY BLUM  
MAYOR  
BRENDA ALCAZAR, CMC  
DEPUTY CITY CLERK