



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

**REGULAR MEETING
OCTOBER 19, 2004
COUNCIL CHAMBER, 735 ANACAPA STREET**

CALL TO ORDER

Mayor Marty Blum called the joint meeting of the Council and the Redevelopment Agency to order at 2:02 p.m. (The Ordinance Committee and the 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, Helene Schneider, Dan B. Secord, Das Williams, Mayor Blum.

Councilmembers absent: Roger L. Horton.

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

CEREMONIAL ITEMS

1. SUBJECT: PROCLAMATION DECLARING OCTOBER 18 - 24, 2004, AS NATIONAL BUSINESS WOMEN'S WEEK (120.04)

ACTION: Proclamation presented to Shirley Mueller, President of the Santa Barbara Business and Professional Women's Organization.

PUBLIC COMMENT

SPEAKERS: Nancy Tunnell.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

INFORMATION:

- Councilmember Schneider mentioned a recent event held by the Santa Barbara Women's Political Committee at which Mayor Blum was recognized.
- Councilmember Williams reported on activities of the Creeks Advisory Committee, including a visit to the Arroyo Burro project site and the testing of water quality in Arroyo Burro and Laguna Channels.

CONSENT CALENDAR (Item Nos. 2 – 9 and 11)

The titles of all resolutions and ordinances related to Consent Calendar items were read.

MOTION:

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

VOTE:

Unanimous roll call vote (Absent: Councilmember Horton).

2. SUBJECT: MINUTES

RECOMMENDATION: That Council waive the reading and approve the minutes of the regular meeting of October 5, 2004, and the special meeting of October 7, 2004.

ACTION: Approved the recommendation.

3. SUBJECT: ADOPTION OF ORDINANCES FOR MEMORANDA OF UNDERSTANDING (440.02)

RECOMMENDATION: That Council:

- A. Adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Adopting the Memorandum of Understanding Between the City of Santa Barbara and the Service Employees' International Union, Local 620, AF of L, CIO, CLC, Hourly Employees' Bargaining Unit;
- B. Adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Ordinance No. 5165, the 2000-2004 Memorandum of Understanding With the Santa Barbara City Employees' Association (General Employee's Bargaining Unit), to Reflect the Agreement Between the City and the General Employees' Bargaining Unit to Prorate Benefits for Part-Time Employees Effective September 3, 2004; and

(Cont'd)

3. (Cont'd)

- C. Adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Ordinance No. 5166, the 2000-2004 Memorandum of Understanding With the Airport and Harbor Patrol Officers' and Treatment Plants' Bargaining Units (Treatment and Patrol Bargaining Units), As Previously Amended By Ordinance No. 5187, to Reflect the Agreement Between the City and the Treatment and Patrol Bargaining Units to Prorate Benefits for Part-Time Employees Effective September 24, 2004.

ACTION: Approved the recommendations; Ordinance Nos. 5330 – 5332; Agreement Nos. 21,522 (recommendation A), 20,084.1 (recommendation B), and 20,085.2 (recommendation C).

4. SUBJECT: ADOPTION OF ORDINANCE FOR DEMOLITION REVIEW AND OTHER HISTORIC PRESERVATION REGULATIONS (640.06)

RECOMMENDATION: That Council:

- A. Adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Title 22 of the Santa Barbara Municipal Code to Provide Express Authority for City Historical Resource Surveys Within Designated Areas of the City, to Provide for the Possible Listing of Identified Potential Historic Resources, to Establish Processes for the Official Designation of Such Resources, and to Provide for Appropriate Historic Landmark Commission Consideration of Substantial Demolition Alterations to Such Resources; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting Administrative Regulations for the Identification and Protection of Potentially Significant Historic Structures.

ACTION: Approved the recommendations; Ordinance No. 5333; Resolution No. 04-083.

5. SUBJECT: INTRODUCTION OF ORDINANCE FOR LEASE AGREEMENT WITH MULLIGAN'S CAFE (330.04)

RECOMMENDATION: That Council:

- A. Approve and authorize the Acting Parks and Recreation Director to execute a 7-year lease agreement with Mario and Elena Medina, doing business as Mulligan's Café, LLC; and

(Cont'd)

5. (Cont'd)

- B. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a 7-year Lease Agreement With Mario and Elena Medina, Doing Business As Mulligan's Café, LLC, for the 3,480 Square Feet of Interior Building Space and Approximately 3,200 Square Feet of Exterior Patio Space at the Santa Barbara Golf Club.

ACTION: Approved the recommendations (October 19, 2004, Acting Parks and Recreation Director's report; proposed ordinance).

6. SUBJECT: NATIONAL AFFORDABLE HOUSING TRUST FUND (660.04)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara in Support of the National Affordable Housing Trust Fund Act of 2003.

ACTION: Approved the recommendation; Resolution No. 04-084 (October 19, 2004, Community Development Director's report; proposed resolution).

7. SUBJECT: RECORDS DESTRUCTION FOR COMMUNITY DEVELOPMENT DEPARTMENT (160.06)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Relating to the Destruction of Records Held By the Community Development Department in the Housing and Redevelopment Division.

ACTION: Approved the recommendation; Resolution No. 04-085 (October 19, 2004, Community Development Director's report; proposed resolution).

8. SUBJECT: PROPOSED AMENDMENT OF LICENSE AGREEMENT BETWEEN THE CITY AND THE COUNTY ARTS COMMISSION (610.04)

RECOMMENDATION: That Council:

- A. Approve and authorize the City Administrator to execute a proposed Amendment to License Agreement No. 20,268 between the City and the Santa Barbara County Arts Commission (Arts Commission) to add two new locations for future public display of art in the 600 and 700 Blocks of State Street; and
- B. Waive the \$990 fee required under Resolution No. 04-048 for a request from the Arts Commission for an amended License Agreement to allow future placement of art along State Street.

ACTION: Approved the recommendations; Agreement No. 20,268.1 (October 19, 2004, Public Works Director's report).

9. SUBJECT: FINAL MAP AND AGREEMENTS FOR 721-739 CHAPALA STREET (640.08)

RECOMMENDATION: That Council:

- A. Approve and authorize the City Administrator to record Final Map No. 20,686 by BDC Paseo Chapala, a California Limited Liability Company (LLC), for a voluntary merger of two lots and subdivision located on the southwest corner of Chapala and De la Guerra Streets;
- B. Approve and authorize the City Administrator to execute and record an Agreement Relating to Subdivision Map Conditions Imposed on Real Property; and
- C. Approve and authorize the City Administrator to execute and record an Agreement for Land Development Improvements.

ACTION: Approved the recommendations; Agreement Nos. 21,523 and 21,524 (October 19, 2004, Public Works Director's report).

Agenda Item No. 10 appears in the Redevelopment Agency minutes.

NOTICES

11. The City Clerk has on Thursday, October 14, 2004, 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.

This concluded the Consent Calendar.

Agenda Item Nos. 12 and 13 appear in the Redevelopment Agency minutes.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

AIRPORT DEPARTMENT

14. SUBJECT: INTRODUCTION OF ORDINANCE AMENDMENT AUTHORIZING THE AIRPORT COMMISSION TO APPROVE LEASES (560.01)

RECOMMENDATION: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending the Municipal Code by Amending Section 18.44.070 and By Adding Section 18.44.075 Pertaining to the Santa Barbara Airport and Authorizing the Airport Commission to Review and Approve Leases and the Airport Director to Execute Leases With Terms of Five Years or Less.

(Cont'd)

14. (Cont'd)

DOCUMENTS:

- October 19, 2004, Airport Director's report.
- Proposed Ordinance.

The title of the ordinance was read.

SPEAKERS:

Staff: Airport Director Karen Ramsdell, City Attorney Stephen Wiley.

MOTION:

Councilmembers Secord/Barnwell to approve the recommendation.

VOTE:

Unanimous voice vote (Absent: Councilmember Horton).

PARKS AND RECREATION DEPARTMENT

15. SUBJECT: INTERVIEW PROCESS FOR COMMUNITY CENTER ADVISORY COMMITTEES (140.05)

RECOMMENDATION: That Council:

- A. Establish a new interview process for the Community Center Advisory Committees so that the interviews are conducted at a Community Center;
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Reaffirming Establishment of the Franklin Neighborhood Center Advisory Committee, Lower Westside Community Center Advisory Committee, and the Westside Community Center Advisory Committee, and Rescinding Resolution Nos. 79-093, 82-046, 97-039, 97-040, and 97-041; and
- C. Appoint a sub-committee of three Councilmembers to conduct the Community Center Advisory Committee interviews for the 2005 calendar year appointments.

DOCUMENTS:

- October 19, 2004, Acting Parks and Recreation Director's report.
- Proposed Resolution.

The title of the resolution was read.

SPEAKERS:

Staff: Acting Parks and Recreation Director Nancy Rapp, City Attorney Stephen Wiley.

(Cont'd)

15. (Cont'd)

MOTION:

Councilmembers Schneider/Williams to approve the recommendations; Resolution No. 04-086, revised to amend paragraph D to read: "Appointment. Applicants for the Committees ~~shall~~may elect to be interviewed by a subcommittee. . ."; appointed Councilmembers Horton, Schneider, and Mayor Blum to interviewing subcommittee.

VOTE:

Unanimous roll call vote (Absent: Councilmember Horton).

PUBLIC HEARINGS

16. SUBJECT: INTRODUCTION OF ORDINANCE FOR ANNEXATION OF 500 NORTH LA CUMBRE ROAD (680.04)

RECOMMENDATION: That Council:

- A. Consider the Planning Commission's recommendation to initiate the annexation;
- B. Make the environmental findings contained in the Council Agenda Report;
- C. 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 Parcel Number 057-170-009 Located at 500 N. La Cumbre Road;
- D. Adopt, by reading of title only, A Resolution of Application of the Council of the City of Santa Barbara Initiating Proceedings for a Reorganization of Boundaries, Annexation to the City of Santa Barbara, Detachment From the Goleta Water District, and Detachment From the Santa Barbara County Fire Protection District, for Property Located at 500 N. La Cumbre Road, Assessor Parcel Number 057-170-009;
- E. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending the General Plan Map of the City of Santa Barbara Pertaining to Property Located at 500 N. La Cumbre Road, Assessor Parcel Number 057-170-009, Which Will Be Annexed to the City of Santa Barbara; and
- F. 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 Annexation of 500 N. La Cumbre Road: An Annexation to the City of Santa Barbara, Detachment From the Goleta Water District, and Detachment From the Santa Barbara County Fire Protection District.

(Cont'd)

16. (Cont'd)

DOCUMENTS:

- October 19, 2004, Community Development Director's report.
- Proposed Ordinance and Resolutions.
- Final Mitigated Negative Declaration for the proposed development of the subject property.
- Affidavit of Publication.

The titles of the ordinance and resolutions were read.

PUBLIC HEARING OPENED:

3:19 p.m.

SPEAKERS:

Staff: Associate Planner Jessica Grant, Community Development Director Paul Casey.

PUBLIC HEARING CLOSED:

3:32 p.m.

MOTION:

Councilmembers Secord/Barnwell to approve the recommendations; Resolution Nos. 04-087 – 04-089.

VOTE:

Unanimous roll call vote (Absent: Councilmember Horton).

17. SUBJECT: INTRODUCTION OF ORDINANCE FOR EFFICIENCY UNITS
REDUCING MINIMUM FLOOR AREA (660.01)

RECOMMENDATION: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Santa Barbara Municipal Code Sections 22.04.020 and 28.87.150 Regarding the Minimum Size of Efficiency Units.

DOCUMENTS:

- October 19, 2004, Community Development Director's report.
- Proposed Ordinance.
- Affidavit of Publication.

The title of the ordinance was read.

PUBLIC HEARING OPENED:

3:33 p.m.

(Cont'd)

17. (Cont'd)

SPEAKERS:

Staff: Associate Planner Jessica Grant, City Attorney Stephen Wiley.

PUBLIC HEARING CLOSED:

3:56 p.m.

MOTION:

Councilmembers Secord/Schneider to approve the recommendation.

VOTE:

Unanimous voice vote (Absent: Councilmember Horton).

RECESS

3:57 p.m. – 4:14 p.m.

WORK SESSION

18. SUBJECT: STATUS OF CITY WATER SUPPLIES AND WATER CONSERVATION EFFORTS (540.05)

RECOMMENDATION: That Council hold a work session regarding the status of City water supplies and water conservation efforts.

DOCUMENTS:

- October 19, 2004, Public Works Director's report.
- PowerPoint presentation made by Staff.

SPEAKERS:

Staff: Public Works Director Anthony Nisich, Acting Water Resources Manager Steve Mack, Community Development Director Paul Casey, Water Resources Supervisor Bill Ferguson.

DISCUSSION:

Staff's presentation included reviews of the City's water supply sources, water conservation efforts, and the Water Shortage Contingency Plan to be followed in the event the current drought becomes severe. Staff will return to Council with an analysis of Councilmembers' ideas to effect additional conservation.

Mayor Blum left the meeting at 5:15 p.m.

ADJOURNMENT

Mayor Blum adjourned the meeting at 5:27 p.m.

SANTA BARBARA CITY COUNCIL

JAMES L. ARMSTRONG
CITY CLERK

ATTEST:

MARTY BLUM
MAYOR

SUSAN TSCHECH
DEPUTY CITY CLERK