



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING November 1, 2005 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:00 p.m. (The Ordinance Committee and Finance Committee, which ordinarily meet at 12:30 p.m. and 1:00 p.m. respectively, did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Marty Blum.

ROLL CALL

Councilmembers present: Brian B. Barnwell, Iya G. Falcone, Helene Schneider, Dan B. Secord, Mayor Blum.

Councilmembers absent: Roger L. Horton, Das Williams.

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 November 30, 2005.

Documents:

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

Speakers:

Staff: City Administrator James L. Armstrong.

(Cont'd)

1. (Cont'd)

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

25-Year Pin

Gilbert Echevarria, Heavy Equipment Technician, Waterfront

20-Year Pin

John Vega, Accounting Assistant, Community Development

Sergio Reyes, Senior Water Distribution Operator, Public Works

15-Year Pin

Mirna Dubon, Office Specialist I, Police

Nona Holquin, Library Assistant I, Library

10-Year Pin

Debra Andaloro, Project Planner, Community Development

5-Year Pin

Camerino Sanchez, Police Chief, Police

Ignacio Valdez, Grounds Maintenance Worker II, Parks and Recreation

Martin Goliszewski, Waterfront Maintenance Worker I, Waterfront

CHANGES TO THE AGENDA

Item Removed From Agenda

At the request of City Administrator James L. Armstrong, the following item was removed from the Agenda.

5. **Subject: Contract For Public Information Services For The Airline Terminal Improvement Project (560.04)**

Recommendation: That Council approve and authorize the Airport Director to execute a contract with Julia McHugh Marketing/Public Relations, for public information services associated with the Airline Terminal Improvement Project, in an amount not to exceed \$70,070.

PUBLIC COMMENT

Speakers: Mathew Kramer and Evangelina Diaz.

Councilmember Williams entered the meeting at 2:02 p.m.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Councilmember Schneider said that she, some City staff and County staff went to Ventura to witness a Homeless Court proceeding that was held at the Salvation Army.
- Councilmember Williams mentioned that he met with UCSB Administration to discuss the issue of enhanced transit for Metropolitan Transit District Lines 6 and 11.
- Councilmembers Barnwell and Secord reported on their attendance at a meeting with Ventura County and the Ventura County Transportation Committee regarding transportation issues.

ITEM REMOVED FROM CONSENT CALENDAR

Councilmember Secord stated that he would abstain from voting on the following item due to a conflict of interest related to his ownership of property located in proximity to the project.

8. Subject: Braemar Ranch Sewer Main Extension - Preliminary Engineering Study (540.13)

Recommendation: That Council:

- A. Authorize the Public Works Director to enter into a purchase order agreement with the County of Santa Barbara in the amount of \$30,600 for the County to fund the preparation of a preliminary engineering study for a sewer main extension to serve the Braemar Ranch area;
- B. Authorize the General Services Manager to issue a purchase order to Penfield and Smith in the amount of \$27,800 for preparation of the above mentioned preliminary engineering study, and approve extra services up to a maximum of \$2,800, for a total spending authorization of \$30,600; and
- C. Increase the Fiscal Year 2006 Wastewater Operating Fund estimated revenues by \$30,600, based on Santa Barbara County approval of funding for the preliminary engineering study, and appropriate \$30,600 to the Fiscal Year 2006 Wastewater Fund operating budget.

Documents:

November 1, 2005, report from the Public Works Director.

Motion:

Councilmembers Falcone/Schneider to approve the recommendations.

Vote:

Unanimous voice vote (Abstention: Councilmember Secord; Absent: Councilmember Horton).

CONSENT CALENDAR (Item Nos. 2 – 4, 6, 7, and 9 – 12)

The title of the ordinance related to Item No. 3 was read.

Motion:

Councilmembers Falcone/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 18, 2005.

Action: Approved the recommendation.

3. Subject: Adoption Of Ordinance For Sale Of 404 Garden Street (330.03)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving and Authorizing the City Administrator to Execute the Land Purchase Agreement and Escrow Instructions with Peter J. Ehlen and Victoria A. Ehlen, Husband and Wife as Community Property, Regarding the Sale of Certain City Excess Land Known as 404 Garden Street for the Amount of \$242,000, Dated as of November 1, 2005.

Action: Approved the recommendation; Ordinance No. 5376; Agreement No. 21,870.

4. Subject: Extension Of Exclusive Lease Negotiations With BDC (330.04)

Recommendation: That Council authorize a 90-day extension to the exclusive negotiation period with Bermant Development Company for the purpose of completing an Escrow Agreement and a 50-year ground lease for 6100 Hollister Avenue, at the Airport.

Action: Approved the recommendation (November 1, 2005, Airport Director's report).

6. Subject: Agreement For Surface Water Gauging Stations And Groundwater Monitoring (540.10)

Recommendation: That Council authorize the Public Works Director to execute a joint funding agreement with the United States Geological Survey (USGS) for water resources investigations related to surface water and groundwater measurements for the period of November 1, 2005, through October 31, 2006, with a City of Santa Barbara (City) cost share of \$77,425.

Action: Approved the recommendation; Agreement No. 21,871 (November 1, 2005, Public Works Director's report).

7. Subject: Parcel Map And Execution Of Agreement For 931 North Alisos Street And 932 Spring Street (640.08)

Recommendation: That Council:

- A. Approve and authorize the City Administrator to record Parcel Map No. 20,692 by Berta A. Schulte and Frank Banales and Pauline D. Banales, for a one-lot subdivision located at 931 North Alisos Street and 932 Spring Street, Assessor's Parcel Number 029-315-004, and find the Parcel Map in conformance with the General Plan for the City of Santa Barbara (City); and
- B. Approve and authorize the City Administrator to execute and record an Agreement Relating to Subdivision Map Conditions Imposed on Real Property.

Action: Approved the recommendations; Agreement No. 21,872 (November 1, 2005, Public Works Director's report).

9. Subject: Set A Date For Public Hearing Regarding Appeal Of Planning Commission Denial For 415 Alan Road/23 Wade Court (640.07)

Recommendation: That Council:

- A. Set the date of December 13, 2005, at 2:00 p.m. for hearing the appeal filed by Bob Goda, Agent for Property Owners Andrew and Linda Seybold and Chris Pelonis, of the Planning Commission denial of an application for properties located at 415 Alan Road, Assessor's Parcel Number 041-091-024, A-1/SD-3 One-Family Residence/Coastal Overlay Zones, and at 23 Wade Court, Assessor's Parcel Number 047-071-020, E-3/SD-3 One-Family Residence/Coastal Overlay Zones, General Plan Designation: Residential, One Unit per Acre. The project involves a request to initiate a zone change for a portion of the parcel located at 415 Alan Road, and the discretionary applications required are an Initiation of a Zone Change and an Initiation of a Local Coastal Program Amendment; and

(Cont'd)

9. (Cont'd)

- B. Set the date of December 12, 2005, at 1:30 p.m. for a site visit to the properties located at 415 Alan Road and 23 Wade Court.

Action: Approved the recommendations (October 13, 2005, letter of appeal).

10. Subject: Notice Of Completion For Construction Of Area F Overlay (530.04)

Recommendation: That Council accept the work completed by A.J. Diani Construction Company, Inc. (Diani Construction), Contract No. 21,604, for the Area F Overlay Fiscal Year 2005 Project, Bid No. 3385, at various locations as shown on the attached list (See Attachment 1), in the final contract amount of \$526,070.18, including approved changes, and approve filing of a Notice of Completion.

Action: Approved the recommendation (November 1, 2005, Public Works Director's report).

NOTICES

11. The City Clerk has on Thursday, October 27, 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.
12. Cancellation of the regular Redevelopment Agency meeting of November 1, 2005, due to lack of business.

This concluded the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

13. Subject: Allocation Of City Of Santa Barbara Community Promotion Grants And Contract With The Santa Barbara County Arts Commission For Fiscal Year 2006 (230.02)

Recommendation: That Council:

- A. Review and approve the City of Santa Barbara Arts Advisory Committee grant recommendation for Fiscal Year 2006; and
- B. Authorize the Community Development Director to execute a \$547,770 contract with the Santa Barbara County Arts Commission as approved in the Fiscal Year 2006 budget.

(Cont'd)

13. (Cont'd)

Documents:

November 1, 2005, report from the Community Development Director.

Speakers:

Santa Barbara County Arts Commission: Executive Director Patrick Davis.

Motion:

Councilmembers Secord/Falcone to approve the recommendations; Contract No. 21,873.

Vote:

Unanimous voice vote (Absent: Councilmember Horton).

PUBLIC WORKS DEPARTMENT

14. Subject: Contract For A Study Of Pollutant Sources In Lower Mission Creek (530.03)

Recommendation: That Council:

- A. Authorize the Public Works Director to execute a contract with the U.S. Department of the Interior, U.S. Geological Survey (USGS), in an amount not to exceed \$234,000, for the second year of a study to evaluate sources of microbial contamination in Mission Creek and the nearby surf zone;
- B. Accept \$30,000 secured for this project by Heal the Ocean from the Marisla Foundation; and
- C. Increase the estimated Fiscal Year 2006 Wastewater Fund revenues by \$30,000, and appropriate this amount to the Fiscal Year 2006 Wastewater Capital Program.

Documents:

November 1, 2005, report from the Public Works Director.

Speakers:

- Staff: Public Works Director Anthony Nisich, Wastewater System Manager Rebecca Bjork, Assistant Public Works Director/City Engineer Pat Kelly.
- United States Department of the Interior, U.S. Geological Survey: Principal Investigator Dr. John Izbicki.
- Heal the Ocean: Executive Director Hillary Hauser.

(Cont'd)

14. (Cont'd)

Motion:

Councilmembers Williams/Secord to approve the recommendations;
Contract No. 21,874.

Vote:

Unanimous voice vote (Absent: Councilmember Horton).

15. Subject: Annual Report For Looking Good Santa Barbara Committee (530.01)

Recommendation: That Council receive a presentation summarizing the activities and accomplishments of the Looking Good Santa Barbara Committee for Fiscal Year 2005.

Documents:

November 1, 2005, report from the Public Works Director.

Speakers:

- Staff: Public Works Director Anthony Nisich, Environmental Services Supervisor Stephen MacIntosh.
- Looking Good Santa Barbara: Lorraine Cruz Carpenter.

By consensus, the Council received the presentation.

MAYOR AND COUNCIL REPORTS

16. Request From Councilmembers Williams And Horton To Adopt A Resolution Opposing Proposition 75 (160.02)

Recommendation: That Council consider the request from Councilmembers Williams and Horton to adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Opposing Proposition 75 Regarding Restrictions on Public Employee Union Dues.

Documents:

- November 1, 2005, report from Councilmembers Williams and Horton.
- Proposed Resolution.

The title of the resolution was read.

(Cont'd)

16. (Cont'd)

Speakers:

Members of the Public: Linda Mitchell, Santa Barbara Teachers Association; Sheila Kamhi, League of Women Voters of Santa Barbara; Scott Quinn, Hun Taing, Muriel Jones and Greg Mohr, Service Employees International Union Local 620; Daraka Larimore; Ana Reza, CLUE; Layne Wheeler; Miguel Ramirez and Carmen Herrera, PUEBLO.

Motion:

Councilmember Schneider/Mayor Blum to adopt the resolution.

Vote:

Failed to carry by voice vote (Ayes: Councilmembers Schneider, Williams, Mayor Blum; Noes: Councilmembers Barnwell, Falcone, Secord; Absent: Councilmember Horton).

ADJOURNMENT

Mayor Blum adjourned the meeting at 4:36 p.m.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER

MARTY BLUM
MAYOR

ATTEST: _____
BRENDA ALCAZAR, CMC
DEPUTY CITY CLERK