



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING FEBRUARY 4, 2020 COUNCIL CHAMBERS, 735 ANACAPA STREET

CALL TO ORDER

Mayor Cathy Murillo called the meeting to order at 2:00 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, Deputy City Clerk Norma Estrada.

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 February 29, 2020.

Action: City Administrator Paul Casey listed the names of the service award pin recipients. Mayor Murillo presented award recipient, Sarah Dunn, with service award pin and proclamation.

CHANGES TO THE AGENDA

PUBLIC COMMENT

Members of the Public: Mark Marshall Wofford, YMCA Surf Rider; Anne Nuebling; Phil Walker; Michael Baker, United Boys and Girls Clubs; Clint Orr; Rick Closson; Jeffrey Doornbos; Ken Dunkley; Monica C. Ramirez, C.A.R.R.M.A.; Anna Marie Gott; Barry Remis.

CONSENT CALENDAR (Item Nos. 2-16)

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

Motion:

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

Vote:

Unanimous roll call vote.

2. Subject: Minutes

Recommendation: That Council waive reading and approve the minutes of the regular meetings of December 10, 2019, December 17, 2019, January 7, 2020, and January 14, 2020, and the minutes of the special meetings of December 16, 2019, December 17, 2019, and January 7, 2020.

Action: Approved the recommendation.

3. Subject: Funding To Transition House For Acquisition And Rehabilitation Of Property Located At 817 North Salsipuedes Street To Provide Affordable Housing Units (660.01)

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Approving a Loan Agreement To Transition House in the Amount of \$1,000,000 Secured by a Deed of Trust with a 30-Year Term for Acquisition of Property Located at 817 North Salsipuedes Street (Property) and an Affordability Control Covenant Imposed on Real Property with a 90-Year Term;
- B. Approve the allocation of available appropriations in the Fiscal Year 2020 HOME Investment Partnerships Program (HOME) Fund in the amount of \$470,000 to fund a portion of the requested property acquisition loan;
- C. Approve an increase in appropriations in the Fiscal Year 2020 City Affordable Housing Fund in the amount of \$530,000 supported by existing budgeted revenues to fund the remaining requested property acquisition loan;
- D. Approve a grant agreement and the allocation of available appropriations in the Fiscal Year 2020 Community Development Block Grant (CDBG) Fund

in the amount of \$300,00 from the Housing Rehabilitation Loan Program (HRLP) funds for property rehabilitation; and

- E. Authorize the Community Development Director to execute such agreements and related documents, subject to approval as to form by the City Attorney, as necessary.

Documents:

- February 4, 2020, report from the Community Development Director.
- January 30, 2020, letter from Kathleen Baushke.

Speakers:

- Members of the Public: Anna Marie Gott; Kathleen Baushke, Transition House.

Action: Approved the recommendations; Agreement No. 26,629.

4. Subject: Adoption Of An Ordinance For Annexation Of 691 North Hope Avenue (680.01)

Recommendation: That Council adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Amending the Sectional Zoning Map of the City of Santa Barbara, as Referenced in Santa Barbara Municipal Code Section 30.05.020, Pertaining to Zoning Upon Annexation of Assessor's Parcel Number 057-113-007.

Action: Approved the recommendation; Ordinance No. 5932.

5. Subject: Adoption Of Ordinance For Lease Agreement With Federal Express, Inc. (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 Federal Express, Inc., a Delaware Corporation, for 59,410 Square Feet of Hangar and Office Space and 10,500 Square Feet of Paved Parking Lot Space at 495 South Fairview Avenue at the Santa Barbara Airport for a Term of Ten Years with a Five-Year Option to Extend.

Action: Approved the recommendation; Ordinance No. 5933; Agreement No. 26,630.

6. Subject: Adoption Of Ordinance Approving The 2019-2021 Police Officers' Association Bargaining Unit Memorandum Of Understanding (440.02)

Recommendation: That Council ratify the Memorandum of Understanding between the City and the Santa Barbara Police Officers' Association by adoption of, by reading of title only, an Ordinance of the Council of the City of Santa Barbara

Adopting a Memorandum of Understanding Between the City of Santa Barbara and the Santa Barbara Police Officers' Association for the period of July 1, 2019 through June 30, 2021.

Action: Approved the recommendation; Ordinance No. 5934; Agreement No. 26,631.

7. Subject: Contract Amendment For Airport Poly- And Per-Flouoralkyl Substance (PFAS) Investigation Efforts (560.01)

Recommendation: That Council authorize the Airport Director to execute a first amendment to Professional Services Agreement No. 22000111 with GSI Environmental for additional Airport Poly- and Per-Flouoralkyl Substance (PFAS) investigation efforts in the amount of \$7,935 for a total contract amount of \$42,650 and authorize expenditures of up to \$4,265 for extra services that may result from necessary additional work not identified in the scope of work.

Speakers:

- Member of the Public: Phil Walker.

Action: Approved the recommendation; Agreement No. 26,632 (February 4, 2020, report from the Airport Director).

8. Subject: Professional Services Agreement For Background Investigations (520.03)

Recommendation: That Council authorize the Fire Chief to execute a professional services agreement with Joe Mar Polygraph & Investigation Services, Inc., in the amount of \$64,000, to complete background investigations for Fire Department employment candidates.

Action: Approved the recommendation; Agreement No. 26,633 (February 4, 2020, report from the Fire Chief).

9. Subject: Contract With Dudek For Technical Studies In Support Of California Environmental Quality Act Compliance For The Santa Barbara Police Station Project (530.01)

Recommendation: That Council authorize the Public Works Director to execute a Professional Services Agreement with Dudek for technical studies in support of the California Environmental Quality Act compliance for the Santa Barbara Police Station Project in the amount of \$144,801, and authorize expenditures of up to \$14,480 for extra services that may result from necessary additional work not identified in the scope of work.

Action: Approved the recommendation; Agreement No. 26,634 (February 4, 2020, report from the Public Works Director).

10. Subject: Approval Of Increased Funding For Pre-Qualified Professional Engineering Firms To Support The Water Capital Program (540.01)

Recommendation: That Council:

- A. Authorize the Public Works Director to amend a professional services agreement with Filippin Engineering, Inc., Contract No. 26,253, and increase the amount of the contract by \$500,000 for a total contract amount of \$1,620,000 to allow for the assignment of additional engineering tasks;
- B. Authorize the Public Works Director to amend a professional services agreement with MNS Engineers, Inc., Contract No. 25,986, and increase the amount of the contract by \$100,000 for a total contract amount of \$450,000 to allow for the assignment of additional engineering tasks;
- C. Authorize the Public Works Director to amend a professional services agreement with Stantec Consulting Services, Inc., Contract No. 26,272, and increase the amount of the contract by \$350,000 for a total contract amount of \$950,000 to allow for additional engineering tasks; and
- D. Authorize the Public Works Director to amend a professional services agreement with Mimiaga Engineering Group, Contract No. 26,255, and increase the amount of the contract by \$150,000 for a total contract amount of \$1,149,070 to allow for additional engineering tasks.

Action: Approved the recommendations; Agreement Nos. 26,253.2; 25,986.1; 26,272.1; 26,255.3 (February 4, 2020, report from the Public Works Director).

11. Subject: Second Contract Amendment With Applied Earthworks For Phase 2 Archaeological Investigation For The De La Guerra Plaza Revitalization Project (530.01)

Recommendation: That Council authorize the Public Works Director to execute the Second Contract Amendment to the City Professional Services Agreement No. 26,366 with Applied Earthworks in the amount of \$33,922, to add a scope of work for final edits to the Phase 2 Archaeological Investigation Report, as requested by the Historical Landmarks Commission, and to continue collaboration with the design architect of the De La Guerra Plaza Revitalization Project to determine the necessary Phase 3 work plan, for a total contract amount of \$86,458.

Action: Approved the recommendation; Agreement No. 26,366.2 (February 4, 2020, report from the Public Works Director).

12. Subject: Fiscal Year 2020 Agreement For Operation Of A County-Wide Library System (570.04)

Recommendation: That Council:

- A. Approve and authorize the City Administrator to execute an Agreement for Operation of a County-wide Library System for Fiscal Year (FY) 2020 between the County of Santa Barbara and the Cities of Santa Barbara, Santa Maria, Goleta, and Lompoc;
- B. Increase estimated revenues in the FY 2020 County Library Fund budget by \$145,860; and
- C. Increase estimated revenues in the FY 2020 General Fund Library Department by \$2,087.

Action: Approved the recommendations; Agreement No. 26,635 (February 4, 2020, report from the Library Director).

13. Subject: Authorization To Execute Amended Legal Services Agreements And Related Budget Actions (160.01)

Recommendation: That Council:

- A. Authorize the City Attorney to execute an amended legal services agreement with Best, Best & Krieger, LLP to increase the not-to-exceed amount from \$600,000 to \$1,100,000 for special counsel services related to the Felkay inverse condemnation litigation;
- B. Authorize the City Attorney to execute an amended legal services agreement with Manning & Kass, Ellrod, Ramirez, Trester LLP to increase the not-to-exceed amount from \$120,750 to \$180,750 for special counsel services related to the Bryden case;
- C. Authorize the City Attorney to execute an amended legal services agreement with Colantuono, Highsmith & Whatley, PC to increase the not-to-exceed amount from \$432,000 to \$502,000 for special counsel services related to the Rolland Jacks case;
- D. Increase appropriations in the Fiscal Year 2020 City Attorney's Office budget in the amount of \$630,000 funded from the General Fund reserves;
- E. Authorize the City Attorney to execute an amended legal services agreement with Meyers Nave Riback Silver & Wilson, PLC to increase the not-to-exceed amount from \$1,725,000 to \$1,875,000 for special counsel services related to the El Estero Tertiary Treatment Project litigation; and
- F. Approve an increase in appropriations in the Fiscal Year 2020 Water Fund budget in the amount of \$150,000, funded from the use of reserves above policy requirements, to cover the increased costs for legal services from Meyers Nave Riback Silver & Wilson, PLC.

Action: Approved the recommendations; Agreement Nos. 25,964.4; 26,280.1; 25,126.5; 26,055.3 (February 4, 2020, report from the City Attorney).

NOTICES

14. Subject: The City Clerk has on Thursday, January 30, 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.
15. Subject: Received a memorandum advising of a vacancy created on the Santa Barbara Youth Council with the departure of member Sean Broeffle; the vacancy will be included in the next City Advisory Groups recruitment. (140.02)
16. Subject: Received a letter of resignation from Historic Landmarks Commission Member Wayne Nemecek; this vacancy will be included in the next City Advisory Groups recruitment. (140.02)

This concluded the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

17. **Subject: Resolution In Support Of Multi-Use Path And Crosswalks Along Cliff Drive (530.04)**

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Supporting a Multi-Use Path and Crosswalks Along Cliff Drive, and to Direct Staff to Apply for a Grant to Fund Design, Environmental Review, and Construction.

The title of the Resolution was read.

Documents:

- February 4, 2020, report from the Public Works Director.
- PowerPoint presentation prepared and made by staff.
- Proposed Resolution.

Speakers:

- Staff: Transportation Planning and Parking Manager Rob Dayton, Principal Traffic Engineer Derrick Bailey.
- Members of the Public: Luz Reyes-Martin, Santa Barbara City College; Kim Stanley, COAST; Jeff King, Mesa Architects; David Landecker, SB Bike.

Motion:

Councilmembers Friedman/A. Gutierrez to approve the staff recommendation.

Vote:

Unanimous roll call vote; Resolution No. 20-011.

COMMUNITY DEVELOPMENT DEPARTMENT

18. Subject: A Report From The Community Development Department On Actions Taken To Enhance Downtown Economic Vitality (610.01)

Recommendation: That Council:

- A. Receive a report regarding the actions taken to enhance Downtown economic vitality, specifically related to the Accelerate Program, and recommendations of the Downtown Economic Vitality Working Group and the Kosmont Companies;
- B. Direct staff to continue to implement recommendations of the Downtown Economic Vitality Working Group and Kosmont Companies; and
- C. Continue implementation of the Accelerate Program for ground-floor, street-facing tenant spaces on State Street.

Documents:

- February 4, 2020, report from the Community Development Director.
- PowerPoint presentation prepared and made by staff.

Speakers:

- Staff: Community Development Director George Buell; Project Planner Marck Aguilar; Chief Building Official Andrew Stuffer; City Planner Renee Brooke; City Administrator Paul Casey.
- Historic Landmarks Commission: Chair Anthony Grumbine.

Mayor Murillo was excused from the meeting at 5:08 p.m. Mayor Pro Tem Sneddon assumed the role of Mayor at 5:08 p.m.

Speakers (cont'd):

- Members of the Public: Gene Deering, Radius Group; Anna Marie Gott; Jim Knell, Sima Corporation; Richard A. Berti; Barrett Reed; Carrie Kelly, Downtown Santa Barbara Organization; Amy Cooper.

Motion:

Councilmembers Harmon/Friedman to approve the staff recommendations.

Vote:

Unanimous voice vote (Absent: Mayor Murillo).

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

- Councilmember Sneddon attended the following events or meetings: 1. Community Choice Energy Subcommittee; 2. Sister Cities concert.

PUBLIC COMMENT (IF NECESSARY)

ADJOURNMENT

Mayor Pro Tem Sneddon adjourned the meeting at 5:48 p.m.

Approved and adopted by the City Council of the City of Santa Barbara on February 25, 2020.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE



CATHY MURILLO
MAYOR

ATTEST: 

SARAH GORMAN
CITY CLERK SERVICES MANAGER

