



## CITY OF SANTA BARBARA CITY COUNCIL MINUTES

### REGULAR MEETING January 15, 2008 COUNCIL CHAMBER, 735 ANACAPA STREET

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#### CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:06 p.m. (The Ordinance Committee met at 12:00 p.m. and the Finance Committee met at 1:00 p.m.)

#### PLEDGE OF ALLEGIANCE

Mayor Blum.

#### ROLL CALL

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

Councilmembers absent: None.

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

#### PUBLIC COMMENT

Speakers: Kenneth Loch, Derek Wilkins, Bob Hansen, Mr. Pennington, Michael Self.

#### CONSENT CALENDAR (Item Nos. 1 - 4, 6 and 7)

##### Motion:

Councilmembers Schneider/Falcone to approve Consent Calendar Item Nos. 1 - 4, 6 and 7 as recommended.

##### Vote:

Unanimous voice vote.

##### 1. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the regular meeting of January 1, 2008 (cancelled due to lack of a quorum).

Action: Approved the recommendation.

2. Subject: Contract With Jacobs Consultancy For Airport Financial Services (560.04)

Recommendation: That Council:

- A. Authorize the Airport Director to execute a contract with Jacobs Consultancy for financial services in support of the Airport's Airline Terminal Improvement Project, in an amount not to exceed \$126,000; and
- B. Increase appropriations in the Fiscal Year 2008 Airport Operating Budget in the amount of \$126,000 from Airport Reserves Above Policy.

Action: Approved the recommendations; Contract No. 22,644 (January 15, 2008, report from the Airport Director).

3. Subject: Contract For Design Services For The Parma Park Stanwood Entrance And Equestrian Staging Area Project (570.05)

Recommendation: That Council authorize the Public Works Director to execute a contract with Penfield & Smith (P&S) in the amount of \$30,000 for design services for the Parma Park Stanwood Entrance and Equestrian Staging Area Project (Project), and approve expenditures of up to \$4,500 for extra services of P&S that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Contract No. 22,645 (January 15, 2008, joint report from the Acting Public Works Director and the Parks and Recreation Director).

4. Subject: Assignment Of Contract With The Santa Barbara Rape Crisis Center To The Santa Barbara County Victim Witness Program (610.05)

Recommendation: That Council authorize the assignment of Santa Barbara Rape Crisis Center Human Services Contract No. 22,384 in the remaining amount of \$9,985, for the period January 1 - June 30, 2008, to the Santa Barbara County Victim Witness Program for operation of the Sexual Assault Response Team (SART) Program.

Action: Approved the recommendation; Contract No. 22,384.1 (January 15, 2008, report from the Acting Community Development Director).

## NOTICES

- 6. The City Clerk has on Thursday, January 10, 2008, 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. Cancellation of the regular Redevelopment Agency meeting of January 15, 2008, due to a lack of business, and cancellation of the regular City Council meeting of January 22, 2008, due to lack of a quorum.

This concluded the Consent Calendar.

**ITEM REMOVED FROM CONSENT CALENDAR**

5. Subject: Adoption Of Ordinance For 2007-2010 Memorandum Of Understanding With The Santa Barbara City Firefighters' Association (440.02)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Adopting the 2007-2010 Memorandum of Understanding Between the City of Santa Barbara and the Santa Barbara City Firefighters' Association.

The title of the ordinance was read.

Motion:

Councilmembers Schneider/Falcone to approve the recommendation; Ordinance No. 5443; Agreement No. 22,643.

Vote:

Unanimous roll call vote (Abstentions: Councilmember Francisco).

**REPORT FROM THE ORDINANCE COMMITTEE**

Ordinance Committee Chair Das Williams reported that the Committee appointed him as Chair. The Committee also met to discuss various proposed amendments to Title 28, pertaining to front and open yard encroachments, screens (hedges and fences), and residential renting in order to allow better enforcement of the zoning ordinance. Additional proposed amendments to Title 28 will be discussed at a future Ordinance Committee meeting.

**REPORT FROM THE FINANCE COMMITTEE**

Finance Committee Chair Roger L. Horton reported that the Committee appointed him as Chair. The Committee also discussed a request for special assignment pay for the Assistant Finance Director and recommended that the request be forwarded to the full Council.

**CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS****COMMUNITY DEVELOPMENT DEPARTMENT**

8. Subject: Introduction Of Ordinance For Amendments To The Neighborhood Preservation Ordinance (640.02)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Titles 22 and 28 of the Santa Barbara Municipal Code Relating to Design Review and Net Floor Area Limitations.

(Cont'd)

## 8. (Cont'd)

## Documents:

- January 15, 2008, report from the Acting Community Development Director.
- Proposed Ordinance.
- Affidavit of Publication.

The title of the ordinance was read.

## Public Comment Opened:

2:22 p.m.

## Speakers:

- Staff: Project Planner Heather Baker, City Planner Bettie Weiss.
- Members of the Public: Timothy Harding, Citywide Homeowners Association; Krista Pleiser, Association of Realtors; Cathie McCammon, League of Women Voters.

## Public Comment Closed:

2:40 p.m.

## Motion:

Councilmembers House/Horton to approve the recommendation.

## Vote:

Unanimous voice vote.

POLICE DEPARTMENT

## 9. Subject: Introduction Of Ordinance For Revisions To Dance Permit Ordinance (520.04)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Title Five of the Santa Barbara Municipal Code by Revising Chapter 5.20 with Respect to Dance Permits.

## Documents:

- January 15, 2008, joint report from the Chief of Police and the City Attorney.
- Proposed Ordinance.

The title of the ordinance was read.

(Cont'd)

9. (Cont'd)

Speakers:

- Staff: Police Captain Robert Lowry, City Attorney Stephen P. Wiley.
- Members of the Public: Frank Lazorchik; Homer Sheffield; James Joyce Manager Linda Byrne; Andy Casey; Jason LoCicero; Tamara Erickson, Hotel Santa Barbara; Wally Ronchietto; Allen Schurr, Bricks Cafe; Sue Saunders; Bob Stout, BRC; Holiday Express General Manager Kay Morter's comment, as read by Councilmember Falcone.

Motion:

Councilmembers Williams/Falcone to amend the section of the ordinance pertaining to the Live Entertainment Dance Permit to extend the time from midnight to 1:00 a.m.

Vote:

Majority voice vote (Noes: Councilmember Francisco).

Motion:

Councilmembers Williams/Falcone to amend Section 5.20.160 of the ordinance to read "...as permittee for the same type of dance permit shall be allowed...."

Vote:

Unanimous voice vote.

Motion:

Councilmembers Williams/Falcone to introduce the ordinance as amended and to refer further discussion of an exemption for small establishments and limited amplification to the Ordinance Committee.

Vote:

Unanimous voice vote.

## RECESS

5:12 p.m. - 5:15 p.m. Councilmembers Falcone and Williams were absent when the Council reconvened.

## CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

### CITY ADMINISTRATOR

10. Subject: Infrastructure Financing Taskforce (320.01)

Recommendation: That Council approve the appointment of the recommended membership of the Infrastructure Financing Taskforce.

(Cont'd)

## 10. (Cont'd)

## Documents:

January 15, 2008, report from the City Administrator.

Councilmember Falcone entered the meeting at 5:28 p.m. Councilmember Williams entered the meeting at 5:30 p.m.

## Motion:

Councilmembers Horton/Schneider to approve the recommended appointments to the Infrastructure Financing Taskforce.

## Vote:

Unanimous voice vote.

## Appointments:

- W. Scott Burns, Director, George Elkins Mortgage Banking
- Bob Geis, County Auditor/Controller
- Renee Grubb, Co-Owner, Village Properties Realty
- Richard W. Jensen, Retired Vice Chancellor for Planning and Facilities, UCSB
- Dr. Stephen Kurtzer, Retired, Biotechnology/Energy Entrepreneur
- Dudley Morris, Senior Advisor, BDC Advisors
- Frank Schipper, President/CEO, Frank Schipper Construction Company

FINANCE DEPARTMENT

## 11. Subject: Televising Of Finance Committee Meetings (120.03)

Recommendation: That Council direct staff to begin televising Finance Committee meetings no later than the end of March, 2008.

## Documents:

January 15, 2008, report from the Finance Director.

## Speakers:

Staff: Finance Director Robert Peirson.

## Motion:

Councilmembers Williams/Schneider to approve the recommendation, including staff's recommendations for televising the meetings as indicated on page 2 of the Council Agenda Report.

## Vote:

Majority voice vote (Noes: Councilmember House, Mayor Blum).

PUBLIC WORKS DEPARTMENT

12. Subject: Finance Options To Repay Lease Revenues To The Santa Barbara County Association Of Governments For 319 West Haley Street (150.03)

Recommendation: That Council:

- A. Receive a report of financing options to repay the Santa Barbara County Association of Governments (SBCAG) for their share of the parking lot lease revenue and interest for the City property commonly known as 319 West Haley Street; and
- B. Approve staff's recommendation to repay SBCAG with \$233,582 from Streets Fund Reserves and \$59,249 from General Fund Reserves, for a total of \$292,831 and appropriate these amounts from the respective reserve accounts to the respective Fiscal Year 2008 budgets.

Documents:

January 15, 2008, report from the Acting Public Works Director.

Councilmember House left the meeting at 5:59 p.m. Councilmember Falcone left the meeting at 6:01 p.m.

Speakers:

Staff: Principal Engineer Homer Smith.

Motion:

Councilmembers Horton/Schneider to approve the recommendations.

Vote:

Unanimous voice vote (Absent: Councilmembers Falcone, House).

**RECESS**

Mayor Blum recessed the meeting at 6:08 p.m. in order for the Council to reconvene in closed session for Agenda Item Nos. 13 and 14, and stated that no reportable action is anticipated.

**CLOSED SESSIONS**

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 Shawn Comrie v. City of Santa Barbara, et al. USDC Case No. CV 05-2459 GAF (CTx).

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

(Cont'd)

## 13. (Cont'd)

## Documents:

January 15, 2008, report from the City Attorney.

## Time:

6:11 p.m. - 6:26 p.m. Councilmembers Falcone and House were absent.

No report made.

## 14. Subject: Conference With Labor Negotiator - Fire Managers (440.05)

Recommendation: That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to the City's labor negotiator Kristy Schmidt, Employee Relations Manager, regarding salaries and other compensation of unrepresented Fire Managers.

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

## Documents:

January 15, 2008, report from the Assistant City Administrator.

## Time:

6:26 p.m. - 6:56 p.m. Councilmembers Falcone and House were absent.

No report made.

**ADJOURNMENT**

Mayor Blum adjourned the meeting at 6:56 p.m.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC  
CITY CLERK SERVICES MANAGER

  
MARTY BLUM  
MAYOR

ATTEST:

  
BRENDA ALCAZAR, CMC  
DEPUTY CITY CLERK