



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING April 18, 2006 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:02 p.m. (The Finance Committee met at 12:00 p.m., and the Ordinance Committee met at 12:30 p.m.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

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

Councilmembers absent: Brian B. Barnwell.

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

CEREMONIAL ITEMS

1. Subject: Proclamation Declaring April 21 - 23, 2006, As National And Global Youth Service Day (120.04)

Action: Proclamation presented to Youth Council representatives Trisha Bartlett Christina González, and to Ariana Gilbert, Programs Manager for the Endowment for Youth Committee.

2. Subject: Proclamation Declaring April 2006 As National Parkinson Awareness Month (120.04)

Action: Proclamation presented to Ilan Levi and Barbara Fuller, representing the Parkinson Association of Santa Barbara.

PUBLIC COMMENT

Speakers: Nancy Tunnell, Paul Leo Ambrose, Daniel Diaz, Bob Hansen, and Keith Zandona.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Councilmember Horton mentioned the following events/meetings: 1) a tour of the St. Vincent's affordable housing project, which is currently under construction; 2) a meeting of the Municipal Election Reform Council subcommittee; and 3) a meeting of the First 5 Children & Families Commission to award grants for children's services.
- Councilmember Schneider advised the Council of the availability of the consultant's report connected with the Ten-Year Plan to End Chronic Homelessness.
- Councilmember Falcone commented on the following events/meetings: 1) a community outreach meeting regarding revisions to the City's dance permit process; 2) a reception held at the Environmental Defense Center for Coastal Commissioners; 3) the example of collaboration represented by the St. Vincent's housing project; 4) the Eggs Extravaganza; and 5) a meeting with high school students regarding immigration issues.
- Councilmember Williams reported on: 1) a Junior League breakfast held to debate proposed legislation to create a public preschool system; 2) Santa Barbara County's "Project Clean Water;" and 3) the most recent Youth Council meeting.
- Councilmember House remarked upon the emergence of youth leaders in the community and on the City's sustainability program.
- Mayor Blum reported on her attendance at a luncheon with U.S. Senator Dianne Feinstein; she also advised that U.S. Congresswoman Lois Capps will meet with students regarding immigration issues.

CONSENT CALENDAR (Item Nos. 3 – 11)

The title of the resolution related to Item No. 5 was read.

Motion:

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

Vote:

Unanimous roll call vote (Absent: Councilmember Barnwell).

3. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the regular meeting of April 4, 2006.

Action: Approved the recommendation.

4. Subject: Appropriation of State Auto Theft Program Funds (520.04)

Recommendation: That Council increase estimated revenues and appropriations in the Police Asset Forfeiture and Grants Fund by \$44,000 based on the receipt of revenues from the State of California for the Auto Theft Deterrence Program.

Action: Approved the recommendation (April 18, 2006, report from the Chief of Police).

5. Subject: Records Destruction For Administrative Services 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 Administrative Services Department in the City Clerk's Office and the Information Systems Division.

Action: Approved the recommendation; Resolution No. 06-024 (April 18, 2006, Assistant City Administrator's report; proposed resolution).

6. Subject: Rejection Of All Bids For Fish Float North Replacement Project, Bid No. 3464 (570.03)

Recommendation: That Council:

- A. Reject all bids for the construction of Fish Float North Replacement Project, Bid No. 3464; and
- B. Direct Staff to alter the design and re-advertise the project.

Action: Approved the recommendations (April 18, 2006, Public Works Director's report).

7. Subject: SB 2030--Professional Services Contract For Environmental Baseline (650.05)

Recommendation: That Council:

- A. Authorize the Community Development Director to execute a professional services contract with URS Corporation, in the amount of \$155,760, for professional services related to the Santa Barbara 2030 General Plan Update, and authorize the Community Development Director to approve expenditures of up to \$15,576 for extra services by URS Corporation should necessary changes to the scope of services arise during the course of the work, for a potential total contract amount of \$171,336; and
- B. Appropriate \$171,336 from the General Fund Unappropriated Reserves to the Fiscal Year 2006 Community Development Department's budget to fund the above professional services costs.

Action: Approved the recommendations; Contract No. 22,021 (April 18, 2006, Community Development Director's report).

NOTICES

- 8. The City Clerk has on Thursday, April 13, 2006, 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.
- 9. Cancellation of the regular Redevelopment Agency meeting of April 18, 2006, due to lack of business.
- 10. The Recommended Fiscal Year 2007 Operating and Capital Budget was filed with the City Clerk's Office on Tuesday, April 18, 2006.
- 11. A City Council site visit is scheduled for Monday, April 24, 2006, at 1:30 p.m. to the property located at 3820 State Street, which is the subject of a public hearing set for April 25, 2006, at 2:00 p.m.

This concluded the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Roger Horton reported that the Committee heard a Staff report in connection with its review of the Recommended Budget for Fiscal Year 2007. The Committee requested one change to the public hearing schedule; Staff will present the revised schedule to Council as part of Agenda Item No. 12.

REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Iya Falcone reported that the Committee reviewed proposed provisions of a Tenant Displacement Assistance Ordinance and gave direction to Staff for the preparation of a draft ordinance, which will be submitted to the Committee. The Committee also provided direction for corresponding revisions to the City's Condominium Conversion Ordinance.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

FINANCE DEPARTMENT

12. Subject: Fiscal Year 2007 Recommended Operating and Capital Budget (230.05)

Recommendation: That Council:

- A. Accept the Fiscal Year 2007 Recommended Operating and Capital Budget;
- B. Hear a report from staff in connection with the filing of the Fiscal Year 2007 Recommended Operating and Capital Budget; and
- C. Approve the proposed budget special meeting and public hearing schedule.

Documents:

- April 18, 2006, Finance Director's report.
- Recommended Operating and Capital Budget for Fiscal Year 2007.
- Schedule of Budget Hearings, revised according to Finance Committee direction.

Speakers:

Staff: Assistant Finance Director Robert Samario, City Administrator James Armstrong.

Motion:

Councilmembers Horton/Williams to approve Recommendations A and C (revised schedule).

Vote:

Unanimous voice vote (Absent: Councilmember Barnwell).

PUBLIC WORKS DEPARTMENT

13. Subject: Cachuma Conservation Release Board - Proposed Budget (540.03)

Recommendation: That Council review and discuss the proposed Fiscal Year 2007 budget for the Cachuma Conservation Release Board.

(Cont'd)

13. (Cont'd)

Documents:

April 18, 2006, Public Works Director's report.

Speakers:

- Staff: Water Resources Manager Steve Mack.
- Member of the Public: David Pritchett.

Discussion:

Councilmembers made comments based on their review of the proposed budget.

CEREMONIAL ITEMS (CONT'D)

- 18. Subject: Presentation Of Sister Cities International 50th Anniversary Awards To Local Government Leadership Circle And Distinguished Volunteers (130.03)
(Estimated Time: 3:30 p.m.)**

Mayor Blum presented the awards, and several of the recipients announced upcoming events to celebrate or discuss international relations.

RECESS

Mayor Blum recessed the meeting at 3:37 p.m. for a brief reception to honor the Sister Cities International award recipients. The Council reconvened at 3:57 p.m.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

PUBLIC WORKS DEPARTMENT (CONT'D)

- 14. Subject: Ordinance Amendment And Information Packet To Support Neighborhood Utility Undergrounding Projects (530.07)**

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Section 4.60.100 of the Santa Barbara Municipal Code Pertaining to the Creation of Assessment Districts; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing a Policy for the Creation of Underground Utility Assessment Districts.

(Cont'd)

14. (Cont'd)

Documents:

- April 18, 2006, Public Works Director's report.
- Proposed Ordinance and Resolution.

The titles of the ordinance and resolution were read.

Speakers:

Staff: Principal Engineer Homer Smith.

Motion:

Councilmembers Horton/Falcone to approve the recommendations;
Resolution No. 06-025.

Vote:

Unanimous roll call vote (Absent: Councilmember Barnwell).

WATERFRONT DEPARTMENT

**15. Subject: Mooring And Anchoring Regulations In The Harbor District
(570.03)**

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 Chapter 17.04, Amending Section 17.12.020, Repealing Section 17.13.020, and Amending Chapter 17.20, Pertaining to Mooring and Anchoring in the City of Santa Barbara Harbor District;
- Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 05-062, Establishing Certain City Fees at the Airport and Waterfront, Adjusting the Mooring and Slip Fees Effective April 18, 2006; and
- Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing Rules and Regulations for Issuing Mooring Permits in the City of Santa Barbara Mooring Area, Setting Minimum Specifications for Installing, Inspecting, and Repairing Such Moorings, and Establishing a List of Contractors Approved to Install and Inspect Such Moorings.

Documents:

- April 18, 2006, Waterfront Director's report.
- Proposed Ordinance and Resolutions.
- Revised draft of Resolution referred to in Recommendation C, submitted by Staff.

(Cont'd)

15. (Cont'd)

The titles of the ordinance and resolutions were read.

Speakers:

- Staff: Waterfront Director John Bridley, Harbor Operations Manager Mick Kronman.
- Member of the Public: Mark Graves.

Motion:

Councilmembers Schneider/Horton to approve Recommendations A and B; Resolution No. 06-026.

Vote:

Unanimous roll call vote (Absent: Councilmember Barnwell).

Per Staff's recommendation, the revised draft of the resolution referred to in Recommendation C will be submitted to Council next week.

Motion:

Councilmembers Falcone/Horton to consider Agenda Item No. 17 prior to Item No. 16.

Vote:

Unanimous voice vote (Absent: Councilmember Barnwell).

PARKS AND RECREATION DEPARTMENT

17. Subject: Teen Center Update (570.07)

Recommendation: That Council receive a staff presentation on the progress of the Teen Center Renovation project.

Documents:

- April 18, 2006, report from the Parks and Recreation Director.
- PowerPoint presentation prepared and made by Staff.
- Document entitled "40 Developmental Assets," submitted by Michael Marzolla.

Speakers:

- Staff: Recreation Programs Manager Sarah Clayton, Landscape Architect Billy Goodnick.
- Youth Council: Trisha Bartlett, Christina González, Jessica Cottriel, Kenia Guinto, Michael Kim, Cole Lupoli.

(Cont'd)

17. (Cont'd)

Speakers (Cont'd):

- Members of the Public: Chris McDermut, David Pritchett, Adam Fried, Gretta Conried, Ty Weinstein-Decker, Laura Spracher, Babatunde Folayemi, Nancy Davis, Michael Marzolla, Leslie Colasse.

The Council received the presentation.

RECESS

5:23 p.m. – 5:29 p.m.

PUBLIC HEARINGS

16. Subject: Appeal Of The Architectural Board Of Review Approval For 1025 Las Alturas Road (640.07)

Recommendation: That Council deny the appeal of Susan M. Basham, agent for Richard Ward Edmonds, thereby upholding the Architectural Board of Review approval of retaining wall improvements proposed by Steven Adrian and Gina Giannetto.

Documents:

- April 18, 2006, Community Development Director's report.
- Affidavit of Publication.
- Copies of transparencies presented by the Appellant.
- April 13, 2006, letter from the Applicant, including a March 2006 report by a Consulting Arborist.
- April 18, 2006, letter from Jennifer Frazer and Steve Phillips.
- April 18, 2006, e-mail communication from J. Douglas Crawford.

Public Comment Opened:

5:30 p.m.

Speakers:

- Staff: Senior Planner Jaime Limón.
- Appellant: Agent Susan Basham, Richard Ward Edmonds.
- Applicant: Steven Adrian, Gina Giannetto, Attorney John Parke.

Public Comment Closed:

6:01 p.m.

(Cont'd)

16. (Cont'd)

Motion:

Councilmembers House/Schneider to approve the recommendation and direct Staff to process landscaping plans for the property as soon as possible.

Vote:

Unanimous voice vote (Absent: Councilmember Barnwell).

RECESS

The Mayor recessed the meeting at 6:08 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 19; City Attorney Stephen Wiley said there would be no reportable action taken during the closed session.

CLOSED SESSIONS

19. 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 Chrystine M. Lawson, etc., et al., v. City of Santa Barbara, et al., USDC Case No. CV 01-2692 GHK (RCx).

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

Documents:

April 18, 2006, City Attorney's report.

Time:

6:10 p.m. – 6:25 p.m.

No settlement approved.

ADJOURNMENT

Mayor Blum adjourned the meeting at 6:25 p.m.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER

ATTEST:

MARTY BLUM
MAYOR

SUSAN TSCHECH, CMC
DEPUTY CITY CLERK