



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING December 9, 2003 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 2:01 p.m. (The Finance and Ordinance Committees, which are ordinarily scheduled to meet at 1:00 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

Councilmembers present: H. P. Fairly, Iya G. Falcone, Babatunde Fodayemi, Gregg A. Hart, Roger L. Horton, Dan B. Secord, Mayor Blum.

Councilmembers absent: None.

Staff present: City Administrator/Clerk James L. Armstrong, City Attorney Daniel J. Wallace, Deputy City Clerk Susan Tschech.

CEREMONIAL ITEMS

1. SUBJECT: EMPLOYEE RECOGNITION - SERVICE AWARD PINS (410.01)

RECOMMENDATION: That Council authorize James L. Armstrong, City Administrator, to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through December 31, 2003.

DOCUMENTS:

December 9, 2003, Assistant City Administrator's report.

SPEAKERS:

Staff: Award Recipients Don Sturtevant and Jeff McCune, City Administrator James Armstrong.

(Cont'd)

1. (Cont'd)

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

25-Year Pin

Jeff McCune, Fire

Don Sturtevant, Fire

Mike Mitchell, Police

Steve Spencer, Parks and Recreation

20-Year Pin

Rae Rosas, Airport

Jaime Limón, Community Development

Rick Marshall, Public Works

Bob Niclaus, Public Works

15-Year Pin

Tony Ruggieri, City Administrator's Office

Alfred Mendoza, Public Works

10-Year Pin

Herman Escalante, Public Works

Alfonso Lopez, Public Works

William Sandoval, Public Works

5-Year Pin

Alec Hardy, Administrative Services

Nina Johnson, City Administrator's Office

John Ledbetter, Community Development

George Jimenez, Parks and Recreation

Matt Barrall, Police

Mike Brown, Police

Scott Klacking, Police

Casey Nicholson, Police

Dave Harris, Public Works

PUBLIC COMMENT

SPEAKERS: David Daniel Diaz.

CONSENT CALENDAR (Item Nos. 2 – 21)

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

MOTION:

Councilmembers Secord/Hart to approve the Consent Calendar as recommended.

VOTE:

Unanimous roll call vote.

CITY COUNCIL

2. SUBJECT: MINUTES

RECOMMENDATION: That Council waive the reading and approve the minutes of the adjourned regular meeting of November 10, the regular meeting of November 11, the adjourned regular meeting of November 17, and the regular meeting of November 18, 2003.

ACTION: Approved the recommendation.

3. SUBJECT: ACCEPTANCE OF USED OIL RECYCLING BLOCK GRANT (630.01)

RECOMMENDATION: That Council:

- A. Accept a Used Oil Recycling Block Grant, Ninth Cycle, in the amount of \$27,958 for Fiscal Year 2003-2004;
- B. Approve and authorize the Public Works Director to execute an agreement in the amount of \$27,958 with the Community Environmental Council for the development of educational and promotional activities; and
- C. Increase the 2003-2004 General Fund Capital Program estimated revenues by \$27,958 and appropriate same to the 2003-2004 Capital Outlay Fund.

SPEAKERS:

Member of the Public: Scott Wenz.

ACTION: Approved the recommendation; Agreement No. 21,221 (December 9, 2003, Public Works Director's report).

4. SUBJECT: DONATION OF SURPLUS FIRE ENGINE (330.05)

RECOMMENDATION: That Council authorize the General Services Manager to prepare all documentation required to donate one (1) surplus 1968 American La France Fire Engine, Vehicle No. 0938, to Allan Hancock Fire Academy.

ACTION: Approved the recommendation (December 9, 2003, Fire Chief's report).

5. SUBJECT: INTRODUCTION OF ORDINANCE FOR LEASE AGREEMENT WITH MCCORMIX CORPORATION (330.04)

RECOMMENDATION: That Council:

- A. Approve and authorize the City Administrator to execute a five-year lease agreement with three five-year options, with McCormix Corporation for the fuel dock facility in the Santa Barbara harbor; and
- B. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Five-Year Lease Agreement with Three Five-Year Options with McCormix Corporation, for the Fuel Dock Facility in the Santa Barbara Harbor.

ACTION: Approved the recommendations (December 9, 2003, Waterfront Director's report; proposed ordinance).

6. SUBJECT: INTRODUCTION OF ORDINANCE FOR ASSIGNMENT OF LEASE AGREEMENT WITH GEE DUNK CONVENIENCE STORE (330.04)

RECOMMENDATION: That Council:

- A. Find Haytham and Heather Abed and Skip Abed tenants in good standing for the purpose of assigning Lease Agreement No. 19,693 for the 536 square-foot location at 305 West Cabrillo Boulevard;
- B. Approve and authorize the City Administrator to execute a Consent to Assignment of Lease Agreement No. 19,693 to Boat Launch Mini Mart L.L.C.; and
- C. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Consent to Assignment of Lease Agreement No. 19,693 to Boat Launch Mini Mart L.L.C.

ACTION: Approved the recommendations (December 9, 2003, Waterfront Director's report; proposed ordinance).

7. SUBJECT: SUPPLEMENTAL APPROPRIATION FOR SIDE STREET CLEANING SERVICES (530.04)

RECOMMENDATION: That Council:

- A. Authorize the Parks and Recreation Director to negotiate and execute an amendment to Agreement No. 21,060 with the Downtown Organization to increase the reimbursement by \$25,011 for additional costs associated with cleaning side streets from State Street between Anacapa and Chapala Streets; and
- B. Allocate \$25,011 from the Fiscal Year 2004 General Fund Appropriated Reserve to the Parks and Recreation Department Operating budget to fund the increased contract cost.

ACTION: Approved the recommendations; Agreement No. 21,060.1 (December 9, 2003, Parks and Recreation Director's report).

8. SUBJECT: LEASE AGREEMENTS FOR FRANKLIN NEIGHBORHOOD CENTER (330.04)

RECOMMENDATION: That Council approve and authorize the Parks and Recreation Director to execute lease agreements for space at the Franklin Neighborhood Center with the County of Santa Barbara Public Health Department and the Cornelia Moore Dental Foundation Clinic.

ACTION: Approved the recommendations; Agreement Nos. 21,222 and 21,223 (December 9, 2003, Parks and Recreation Director's report).

9. SUBJECT: CONTRACT FOR 2003 SIDEWALK REPAIRS AND ACCESS RAMPS (530.04)

RECOMMENDATION: That Council:

- A. Award and authorize the Public Works Director to execute a contract with Granite Construction Company (Granite) in the amount of \$147,414, for construction of the 2003 Sidewalk Repairs and Access Ramps, Bid No. 3351; and
- B. Authorize the Public Works Director to approve expenditures to cover any cost increases that may result from contract change orders for extra work, and the differences between estimated bid quantities and actual measured quantities for payment.

ACTION: Approved the recommendations; Contract No. 21,224 (December 9, 2003, Public Works Director's report).

10. SUBJECT: AGREEMENT FOR OAK PARK AREA NEIGHBORHOOD TRAFFIC MANAGEMENT PROGRAM (NTMP) (530.05)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute a professional services agreement with Rauch Communication Consultants (Rauch) for the Oak Park Area NTMP in an amount not to exceed \$50,000; and
- B. Authorize the Public Works Director to approve extra services that may result in the necessary changes in the scope of work for an amount not to exceed \$5,000.

SPEAKERS:

- Staff: Streets, Parking and Transportation Manager Browning Allen.
- Transportation and Circulation Committee: Chair June Pujo.
- Member of the Public: Scott Wenz, Cars Are Basic.

(Cont'd)

10. (Cont'd)

ACTION: Approved the recommendations; Agreement No. 21,225 (December 9, 2003, Public Works Director's report; December 9, 2003, memorandum from the Transportation and Circulation Committee).

11. SUBJECT: CONTRACT FOR UPGRADES TO THE EL ESTERO WASTEWATER TREATMENT PLANT SECONDARY PROCESSES (540.13)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute a contract with Carollo Engineers (Carollo) for \$91,889 to provide professional services for upgrades to the Secondary Processes at the El Estero Wastewater Treatment Plant; and
- B. Authorize the Public Works Director to approve expenditures to Carollo not to exceed \$9,200 to cover any cost increases that may result from contract change orders for extra work.

ACTION: Approved the recommendations; Contract No. 21,226 (December 9, 2003, Public Works Director's report).

12. SUBJECT: CERTIFICATION OF GENERAL MUNICIPAL ELECTION RESULTS OF NOVEMBER 4, 2003 (110.03)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting and Approving the Certification of Election Results of the Official Canvass of the General Municipal Election Held in Said City November 4, 2003.

ACTION: Approved the recommendation; Resolution No. 03-101 (December 9, 2003, Assistant City Administrator's report; proposed resolution).

13. SUBJECT: LEASE AGREEMENT WITH STRAHAN & MONTANES ENTERPRISES, INC. (330.04)

RECOMMENDATION: That Council approve and authorize the Airport Director to execute a four-year lease agreement with Strahan & Montanes Enterprises, Inc., a California Corporation, dba Arcady Distributing, for 3,200 square feet of Building 345 and 3,600 square feet of land at 100-B Clyde Adams Road, at the Santa Barbara Airport, commencing December 1, 2003, and ending November 30, 2007, for a total monthly rental of \$3,276, exclusive of utilities.

ACTION: Approved the recommendations; Agreement No. 21,227 (December 9, 2003, Airport Director's report).

14. SUBJECT: REIMBURSABLE AGREEMENT WITH TRANSPORTATION SECURITY ADMINISTRATION (560.01)

RECOMMENDATION: That Council approve and authorize the Airport Director to execute a Reimbursable Agreement between the City of Santa Barbara Airport Department and the United States Department of Homeland Security, Transportation Security Administration (TSA), to reimburse the City for certain costs of providing qualified law enforcement support to the passenger screening security checkpoints, for the period of June 1, 2003, through September 30, 2007, in an amount not to exceed \$841,748.48.

ACTION: Approved the recommendations; Agreement No. 21,228 (December 9, 2003, Airport Director's report).

15. SUBJECT: LEGAL REPRESENTATION FOR CACHUMA OPERATIONS AND MAINTENANCE BOARD (540.03)

RECOMMENDATION: That Council approve the law firm of Best, Best and Kreiger to represent the Cachuma Operations and Maintenance Board (COMB) in any and all matters related to the Environmental Impact Report/Environmental Impact Statement for the Lower Santa Ynez Fish Management Plan and Cachuma Biological Opinion and authorize the City Attorney to execute a conflict of interest waiver on behalf of the City.

ACTION: Approved the recommendation (December 9, 2003, City Attorney's report).

16. SUBJECT: AGREEMENT FOR LAND DEVELOPMENT IMPROVEMENTS (700.07)

RECOMMENDATION: That Council:

- A. Authorize the City Administrator to negotiate, execute, and subsequently record an Agreement for Land Development Public Improvements with S.B. Beach Properties, L.P., upon the City Council approval of a Final Subdivision Map for 22-120 State Street, 15 East Mason Street and 125 State Street; and
- B. Introduce and subsequently adopt, by reading of title only, An Ordinance of the City Council of the City of Santa Barbara Authorizing the Negotiation and Execution of an Agreement for Land Development (Public) Improvements with S.B. Beach Properties, L.P., and Approving the Scope of Public Improvements to be made in Connection with the S.B. Beach Properties Development Project.

(Cont'd)

16. (Cont'd)

SPEAKERS:

- Staff: Assistant City Attorney Stephen Wiley, City Attorney Daniel Wallace.
- Members of the Public: James Marino, Streets "R" Us; Scott Wenz, Cars Are Basic.

ACTION: Approved the recommendations (December 9, 2003, Community Development Director's report; proposed ordinance).

Agenda Item Nos. 17 and 18 appear in the Redevelopment Agency minutes.

NOTICES

19. The City Clerk has on Thursday, December 4, 2003, 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.
20. Receipt from the Housing Authority of the City of Santa Barbara of its 2003 Annual Report. (660.03)
21. The City Council will conduct a site visit on Monday, December 15, 2003, at 1:30 p.m. to the property located at 1960 Mission Ridge Road, which is the subject of an appeal hearing set for December 16, 2003, at 2:00 p.m.

This concluded the Consent Calendar.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

INFORMATION: Councilmember Horton reported on his attendance at an open house sponsored by the Interfaith Initiative.

Agenda Item No. 22 appears in the Redevelopment Agency minutes.

Councilmember Falcone left the meeting at 3:17 p.m.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

23. SUBJECT: INTRODUCTION OF ORDINANCE FOR CITY-REDEVELOPMENT AGENCY MULTI-YEAR AGREEMENT (620.01)

RECOMMENDATION: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the City Council of the City of Santa Barbara Approving an Agreement for Public Improvement, Public Transportation, and Administrative and Other Services Between the City of Santa Barbara and the Redevelopment Agency of the City of Santa Barbara for Fiscal Year 2004 through Fiscal Year 2013, and Authorizing the City Administrator to Execute Said Agreement.

DOCUMENTS:

- December 9, 2003, Community Development Director's report.
- Proposed Ordinance.

The title of the ordinance was read.

SPEAKERS:

- Staff: Assistant Community Development Director/Housing and Redevelopment Manager David Gustafson.
- Member of the Public: Scott Wenz, Cars Are Basic.

MOTION:

Councilmembers Secord/Horton to approve the recommendation.

VOTE:

Unanimous voice vote (Absent: Councilmember Falcone).

Councilmember Falcone returned to the meeting at 3:27 p.m.

PARKS AND RECREATION DEPARTMENT

24. SUBJECT: APPROPRIATION OF FUNDS FROM PARMA PARK TRUST (570.05)

RECOMMENDATION: That Council increase estimated revenues in the amount of \$127,000 to be funded from the Parma Park Trust and appropriate the funds to the fiscal year 2004 Parks and Recreation Department Miscellaneous Grants Fund for the implementation of the fiscal year 2004 work plan for Parma Park.

(Cont'd)

24. (Cont'd)

DOCUMENTS:

- December 9, 2003, Parks and Recreation Director's report.
- PowerPoint presentation made by Staff.

SPEAKERS:

Staff: Parks and Recreation Director Richard Johns, Assistant Parks and Recreation Director Jeff Cope.

MOTION:

Councilmembers Secord/Folayemi to approve the recommendation.

VOTE:

Unanimous voice vote.

25. SUBJECT: PROPOSITION 40 WATER QUALITY IMPROVEMENT GRANT FOR OLD MISSION CREEK (540.14)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving the Filing of an Application for Grant Funds from the State Water Resources Control Board Under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 (Proposition 40) for the Implementation of an Urban Runoff Water Quality Improvement and Bacterial Reduction Project for Old Mission Creek.

DOCUMENTS:

- December 9, 2003, Parks and Recreation Director's report.
- Proposed Resolution.
- PowerPoint presentation made by Staff.

The title of the resolution was read.

SPEAKERS:

- Staff: Creeks Restoration/Clean Water Manager Jill Zachary.
- Member of the Public: Hillary Hauser, Heal the Ocean.

MOTION:

Councilmembers Secord/Fairly to approve the recommendation; Resolution No. 03-102.

VOTE:

Unanimous roll call vote.

WATERFRONT DEPARTMENT

26. SUBJECT: INTRODUCTION OF ORDINANCE FOR AMENDMENT OF LEASE WITH WEST MARINE PRODUCTS, INC. (330.04)

RECOMMENDATION: That Council:

- A. Approve and authorize the City Administrator to execute a Lease Amendment with West Marine Products, Inc., exercising the three-year extension of the lease term through September 20, 2006, and establishing terms upon which West Marine will vacate the building during the Chandlery expansion/Waterfront Administrative Offices construction project; and
- B. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Lease Amendment with West Marine Products, Inc., Exercising the Three-Year Extension of the Lease Term Through September 20, 2006, and Establishing Terms Upon Which West Marine Will Vacate the Building During the Chandlery Expansion/Waterfront Administrative Offices Construction Project.

DOCUMENTS:

- December 9, 2003, Waterfront Director's report.
- Proposed Ordinance.

The title of the ordinance was read.

SPEAKERS:

Staff: Waterfront Business Manager Scott Riedman.

MOTION:

Councilmembers Horton/Secord to approve the recommendations.

VOTE:

Unanimous voice vote.

RECESS

3:58 p.m. – 6:00 p.m.

Mayor Blum presiding.

Councilmembers present: Fairly, Falcone, Fodayemi, Horton, Secord, Mayor Blum.

Councilmembers absent: Hart.

Staff present: City Administrator/Clerk Armstrong, Assistant City Attorney William Carroll, Deputy City Clerk Tschech.

PUBLIC COMMENT

No one wished to speak.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

27. SUBJECT: ST. FRANCIS AREA MOBILITY PLAN (530.05)

RECOMMENDATION: That Council adopt the Mobility Plan of the St. Francis Area Pilot Project of the Neighborhood Traffic Management Program.

DOCUMENTS:

- December 9, 2003, Public Works Director's report.
- Mobility Plan Final Report for the St. Francis Area Pilot Project of the Neighborhood Traffic Management Program, dated November 2003.
- PowerPoint presentation made by Staff.
- November 29, 2003, letter from Arthur Hall.
- December 9, 2003, letter from Sally Sphar.
- December 9, 2003, e-mail communication from Jennifer Miller.

SPEAKERS:

- Staff: Alternative Transportation Planner Drusilla Van Hengel; Streets, Parking and Transportation Manager Browning Allen; City Administrator James Armstrong.
- Members of the Public: George Glerum; Nicholas Pierce, Bungalow Haven Neighborhood Association; Michael Steady; Patricia Wenz, Cars Are Basic.

MOTION:

Councilmembers Horton/Secord to approve the recommendation.

VOTE:

Unanimous voice vote (Absent: Councilmember Hart).

ADJOURNMENT

Mayor Blum adjourned the meeting at 6:51 p.m. to Monday, December 15, 2003, at 1:30 p.m. for a site visit to 1960 Mission Ridge Road.

SANTA BARBARA CITY COUNCIL

MABI COVARRUBIAS PLISKY, CMC
CITY CLERK SERVICES MANAGER

ATTEST:

MARTY BLUM
MAYOR

SUSAN TSCHECH
DEPUTY CITY CLERK