



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING January 29, 2002 COUNCIL CHAMBER, DE LA GUERRA PLAZA

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### CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:00 p.m. (The Finance Committee met at 12:45 p.m. The Ordinance Committee, which is 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.

### PUBLIC COMMENT

SPEAKERS: Ken Loch, Steve Cushman, and Ed Cassano.

### CONSENT CALENDAR (Item Nos. 1 - 20)

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

#### MOTION:

Mayor Blum/Councilmember Hart to waive further reading of resolutions related to Consent Calendar items.

#### VOTE:

Unanimous voice vote.

**MOTION:**

Councilmembers Secord/Horton to approve the Consent Calendar 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 8, 2002.

**ACTION:** Approved the recommendation.

2. **SUBJECT: EXECUTION OF SERVICE CONTRACT WITH AQUATIC BIOASSAY AND CONSULTING LABORATORIES, INC., TO CONDUCT OFF-SHORE MONITORING (540.13)**

**RECOMMENDATION:** That Council:

- A. Authorize the Public Works Director to execute a service contract with Aquatic Bioassay and Consulting Laboratories, Inc. (ABC), to conduct off-shore monitoring required by the City's National Pollutant Discharge Elimination System (NPDES) permit, at a total fee not to exceed \$43,320; and
- B. Authorize the Public Works Director to approve extra services that may result from necessary changes in the scope of work, at a total amount not to exceed \$4,500.

**ACTION:** Approved the recommendations; Contract No. 20,503 (January 29, 2002, Public Works Director's report).

3. **SUBJECT: LEASE AGREEMENT WITH GREENERIDGE SCIENCES, INC., AT THE AIRPORT (330.04)**

**RECOMMENDATION:** That Council approve and authorize the City Administrator to execute a month-to-month Lease Agreement with Greeneridge Sciences, Inc., a California Corporation, for 1,172 square feet of Building 351, 1409 Norman Firestone Road, and 720 square feet of Building 352, 1411 Norman Firestone Road, at the Santa Barbara Municipal Airport, commencing January 1, 2002, for a total monthly rental of \$2,119, exclusive of utilities.

**ACTION:** Approved the recommendation; Agreement No. 20,504 (January 29, 2002, Airport Director's report).

4. SUBJECT: AMENDMENT TO THE POSITION AND SALARY CONTROL RESOLUTION REGARDING POLICE DISPATCH AND RECORDS EMPLOYEES (410.06)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 01-064, the Position and Salary Control Resolution for Fiscal Year 2001-2002, Affecting the Police Dispatch and Records Employees, Effective January 12, 2002.

ACTION: Approved the recommendation; Resolution No. 02-009 (January 29, 2002, Assistant City Administrator's report).

5. SUBJECT: AMENDMENT TO THE POSITION AND SALARY CONTROL RESOLUTION (410.06)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 01-064, the Position and Salary Control Resolution for Fiscal Year 2001-2002, Affecting the Fire Department Effective January 12, 2002.

ACTION: Approved the recommendation; Resolution No. 02-010 (January 29, 2002, Fire Chief's report).

6. SUBJECT: PERS DOMESTIC PARTNER COVERAGE AND RETIREE HEALTH CONTRIBUTIONS (430.06)

RECOMMENDATION: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Electing to be Subject to Section 22873 of the Public Employees' Medical and Hospital Care Act;
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Electing to be Subject to Public Employees' Medical and Hospital Care Act Fixing the Employer's Contribution for Employees and the Employer's Contribution for Annuitants Covered Under the Article XV and Article XVA Service Retirement and Service Death and Disability Pension Plans at Different Amounts; and
- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Electing to be Subject to Public Employees' Medical and Hospital Care Act with Respect to Members of a Specific Employee Organization Fixing the Employer's Contribution for Employees and the Employer's Contribution for Annuitants at Different Amounts.

ACTION: Approved the recommendations; Resolution Nos. 02-011 - 02-013 (January 29, 2002, Assistant City Administrator's report).

7. SUBJECT: APPROVAL AND EXECUTION OF AGREEMENTS AND ACCEPTANCE OF WATER EXTRACTION RIGHTS AT 921 AND 923 ST. VINCENT AVENUE; AT 141 RAMETTO ROAD; AND AT 1215 DEL MAR AVENUE (330.03)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving and Authorizing the City Administrator to Execute and Record Agreements with Polycarp Limited, a LLC; with Philip G. and Karen Beth Van Horn; and with Stephen S.G. Harger and Bruce W.W. Harger, Assigning Water Extraction Rights to the City and Accepting Interests in Real Property Located at 921 and 923 St. Vincent Avenue, APN 039-311-004, at 141 Rametto Road, APN 015-211-026, and at 1215 Del Mar Avenue, APN 045-213-001, Respectively.

ACTION: Approved the recommendation; Resolution No. 02-014; Agreement Nos. 20,505 - 20,507 (January 29, 2002, Public Works Director's report).

8. SUBJECT: NOTICE OF COMPLETION - LAS POSITAS ROAD SEWER IMPROVEMENT PROJECT, CONTRACT NO. 20,327 (540.13)

RECOMMENDATION: That Council accept the work completed by Lash Construction Incorporated (Lash), Contract No. 20,327, for the Las Positas Road Sewer Improvement Project, Bid No. 3267, located at Las Positas Road, in the final contract amount of \$526,700.50, and approve filing of a Notice of Completion.

ACTION: Approved the recommendation (January 29, 2002, Public Works Director's report).

9. SUBJECT: INCREASE IN CONSTRUCTION PHASE FUNDING FOR THE WEST BEACH DREDGING 2001-2002 (570.03)

RECOMMENDATION: That Council:

- A. Accept a donation of \$39,417 from the 1260 BB Property LLC dba Four Seasons Biltmore for West Beach Dredging 2001-2002 based on a recommendation from the Beach Erosion Authority for Clean Oceans and Nourishment group;
- B. Appropriate \$39,417 from the donation from the Biltmore to the Waterfront Capital Program, West Beach Dredging 2001-2002 project; and
- C. Authorize an increase in the Public Works Director's authority to approve expenditures for extra work, from \$30,645 to \$70,062, for West Beach Dredging 2001-2002, Contract No. 20,452.

ACTION: Approved the recommendations (January 29, 2002, Public Works Director's report).

10. SUBJECT: AUTHORIZATION FOR EXTRA SERVICES FOR THE CO-GENERATION FEASIBILITY SERVICE AGREEMENT NO. 20,368 WITH URS CORPORATION (540.13)

RECOMMENDATION: That Council authorize the Public Works Director to approve extra services in the amount of \$14,000 for Service Agreement No. 20,368, with URS Corporation (URS), for assessment of the feasibility of electrical self-sufficiency at El Estero Wastewater Treatment Plant.

ACTION: Approved the recommendation (January 29, 2002, Public Works Director's report).

11. SUBJECT: ADD THE CITY OF GOLETA TO THE AIR POLLUTION CONTROL DISTRICT BOARD OF DIRECTORS (150.05)

RECOMMENDATION: That Council amend the agreement with the County of Santa Barbara and Cities of Santa Maria, Buellton, Lompoc, Guadalupe, Santa Barbara, Carpinteria, and Solvang regarding representatives to the Air Pollution Control District Board of Directors to include the City of Goleta.

ACTION: Approved the recommendation; Agreement No. 17,462.1 (January 29, 2002, Community Development Director's report).

12. SUBJECT: APPROVAL OF PARCEL MAP; EXECUTION OF AGREEMENTS WITH 1006 OLIVE STREET, LLC; AND PROPOSED SEWER MAIN AND SEWER EASEMENT RELOCATIONS (640.08)

RECOMMENDATION: That Council:

- A. Approve and authorize the City Administrator to record Parcel Map No. 20,641 by 1006 Olive Street, LLC, for a three unit condominium subdivision, located at 1006 Olive Street, APN 029-230-012, finding the map in conformance with the General Plan and applicable specific plans of the City;
- B. Approve and authorize the City Administrator to execute and record an Agreement Relating to Subdivision Map Conditions Imposed on Real Property;
- C. Approve and authorize the City Administrator to execute and record an Agreement Assigning Water Extraction Rights;
- D. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting Water Extraction Rights for the City and Accepting Interest in Real Property Located at 1006 Olive Street, APN 029-230-012; and

(Cont'd)

12. (Cont'd)

- E. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving and Authorizing the City Administrator to Execute an Easement Relocation Agreement with 1006 Olive Street, LLC, a Limited Liability Company, Owner of 1006 Olive Street (APN 029-230-012); Accepting an Easement for Sewer Main and All Appurtenances on the Real Property Located at 1006 Olive Street (APN 029-230-012) Subject to Certain Conditions; and Adopting an Order Summarily Vacating and Abandoning Certain Public Sewer Easements Located at 1006 Olive Street and 501 East Carrillo Street Within the Limits of Said City, and Providing for the Recordation of this Resolution.

ACTION: Approved the recommendations; Agreement Nos. 20,508 - 20,510; Resolution Nos. 02-015 and 02-016 (January 29, 2002, Public Works Director's report).

13. SUBJECT: DESTRUCTION OF POLICE DEPARTMENT RECORDS (160.06)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Destruction of Certain Records Held by the Police Department.

ACTION: Approved the recommendation; Resolution No. 02-017 (January 29, 2002, Police Chief's report).

14. SUBJECT: RIPARIAN AND RIVERINE HABITAT GRANT APPLICATION (540.14)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving the Application for Grant Funds for the Riparian and Riverine Habitat Program Under the Safe Neighborhood Parks, Clean Water, Clean Air and Coastal Protection Bond Act of 2000 for the Bohnett Park Creek Restoration and Enhancement Project.

ACTION: Approved the recommendation; Resolution No. 02-018 (January 29, 2002, Parks and Recreation Director's report).

15. SUBJECT: ACCEPTANCE OF STREET EASEMENT DEED AND AGREEMENTS FOR 335 WEST CARRILLO AND 922 CASTILLO STREETS (330.03)

RECOMMENDATION: That Council:

- A. Approve and authorize the City Administrator to execute and record a Street Easement Deed;
- B. Approve and authorize the City Administrator to execute and record an Agreement Assigning Water Extraction Rights;
- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting a Street Easement Deed for the City and Accepting Interest in Real Property Located at 335 West Carrillo Street, APN 039-302-028; and
- D. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting Water Extraction Rights for the City and Accepting Interest in Real Property Located at 335 West Carrillo and 922 Castillo Streets, APN's 039-302-023, -026 & -028.

ACTION: Approved the recommendations; Agreement No. 20,511; Resolution Nos. 02-019 and 02-020 (January 29, 2002, Public Works Director's report).

16. SUBJECT: LEGISLATIVE REPORT (160.02)

RECOMMENDATION: That Council take the following action regarding legislative matters:

- A. SUPPORT AB 100 (Simitian) which would reduce the growth in the Educational Revenue Augmentation Fund (ERAF) shift of property tax revenues from local government agencies;
- B. SUPPORT AB 1076 (Canciamilla) which would reduce the growth in the Educational Revenue Augmentation Fund (ERAF) shift of property tax revenues from local government agencies; and
- C. Authorize the Mayor to send letters to and, as needed, contact legislators, the League of California Cities and other appropriate parties to convey the City's position.

SPEAKERS:

Staff: Treasury Manager Cynthia Odell.

ACTION: Approved the recommendations (January 29, 2002, City Administrator's report).

## NOTICES

17. The City Clerk has on Friday, January 25, 2002, at 3:00 p.m. posted this agenda in the Office of the City Clerk and on the City Hall Public Notice Board on the outside balcony of City Hall.

18. Special Finance Committee meeting, January 29, 2002, at 12:45 p.m. in Room 15 for consideration of:
  - A. Investment Management Review;
  - B. Amendment to the Statement of Investment Policy; and
  - C. Fiscal Years 2002 and 2003 Budgets. (120.03)
19. The City Council will attend the inaugural meeting of the Goleta City Council, to be held Friday, February 1, 2002, at 6:00 p.m. at the Goleta Community Center, 5679 Hollister Avenue, Goleta. (150.04)
20. Cancellation of the regular City Council meeting of February 19, 2002, due to lack of a quorum. (120.09)

This concluded the Consent Calendar.

## **REPORT FROM FINANCE COMMITTEE**

### 21. SUBJECT: REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Dan Secord reported that the Committee had heard a presentation from Staff on issues related to the Fiscal Years 2002 and 2003 Budgets. The Committee also received the Investment Management Review for the most recent quarter and an amendment to the City's Investment Policy; the Committee acted to forward these matters to the Council (Agenda Item Nos. 22 and 23).

## **ADMINISTRATIVE REPORTS**

### FINANCE DEPARTMENT

### 23. SUBJECT: AMENDMENT TO THE STATEMENT OF INVESTMENT POLICY (260.01)

**RECOMMENDATION:** That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending the Investment Policy for the City and Rescinding Resolution 01-054.

#### **DOCUMENTS:**

- January 29, 2002, Finance Director's report.
- Proposed Resolution.

#### **SPEAKERS:**

Staff: Treasury Manager Cynthia Odell.

(Cont'd)

23. (Cont'd)

The title of the resolution was read.

MOTION:

Mayor Blum/Councilmember Hart to waive further reading of the resolution.

VOTE:

Unanimous voice vote.

MOTION:

Councilmembers Secord/Horton to approve the recommendation; Resolution No. 02-021.

VOTE:

Unanimous roll call vote.

22. SUBJECT: INVESTMENT MANAGEMENT REVIEW (260.02)

RECOMMENDATION: That Council receive and accept the fourth quarter 2001 Investment Management Review from Public Financial Management, Inc. (PFM).

DOCUMENTS:

January 29, 2002, Finance Director's report.

SPEAKERS:

Public Financial Management, Inc.: Managing Director Nancy Jones.

MOTION:

Councilmembers Secord/Horton to approve the recommendation.

VOTE:

Unanimous voice vote.

24. SUBJECT: SANTA BARBARA CONFERENCE & VISITORS BUREAU  
CONTRACT AMENDMENT (180.02)

RECOMMENDATION: That Council:

- A. Authorize the Finance Director to negotiate and execute an amendment to Agreement No. 19,827A between the City and the Santa Barbara Conference & Visitors Bureau & Film Commission extending the term of the agreement to June 30, 2003; and
- B. Authorize the City Administrator to approve the reallocation of \$37,000 of contract funds.

(Cont'd)

24. (Cont'd)

DOCUMENTS:

January 29, 2002, Finance Director's report.

SPEAKERS:

- Staff: Finance Director Robert Peirson.
- Conference & Visitors Bureau: Executive Director "B" Corkery.

MOTION:

Councilmembers Secord/Horton to approve recommendation A;  
Agreement No. 19,827A.1.

VOTE:

Unanimous voice vote.

MOTION:

Councilmembers Hart/Falcone to approve recommendation B.

VOTE:

Majority voice vote (Noes: Councilmember Secord).

COMMUNITY DEVELOPMENT DEPARTMENT

25. SUBJECT: HOUSING REHABILITATION LOAN PROGRAM GRANTS TO  
THREE GRANTEES (610.04)

RECOMMENDATION: That Council approve three Housing Rehabilitation Loan Program Grants totaling \$1,186,000 to Pilgrim Terrace Cooperative Homes, the Santa Barbara Community Housing Corporation, and the Housing Authority of the City of Santa Barbara for rehabilitation of 6 affordable housing projects, and authorize the City Administrator to sign grant agreements and related documents.

DOCUMENTS:

January 29, 2002, Community Development Director's report.

SPEAKERS:

- Staff: Housing Programs Supervisor Steven Faulstich.
- Santa Barbara Community Housing Corporation: Mike McEwen.
- Pilgrim Terrace Cooperative Homes: John Jeffries.

MOTION:

Councilmembers Secord/Fairly to approve the recommendation;  
Agreement Nos. 20,512 - 20,514.

VOTE:

Unanimous voice vote.

26. SUBJECT: HOUSING REHABILITATION LOAN PROGRAM LOAN LIMITS  
(610.04)

RECOMMENDATION: That Council increase the limits for Housing Rehabilitation Loan Program loans on single family homes from \$60,000 to \$80,000.

DOCUMENTS:

January 29, 2002, Community Development Director's report.

SPEAKERS:

Staff: Housing Programs Supervisor Steven Faulstich.

MOTION:

Councilmembers Horton/Falcone to approve the recommendation.

VOTE:

Unanimous voice vote.

**REQUESTS FROM THE PUBLIC**

27. SUBJECT: HUMAN SERVICES AND COMMUNITY DEVELOPMENT BLOCK  
GRANT APPLICATION DEADLINE APPEAL BY NEW BEGINNINGS  
COUNSELING CENTER (230.06)

RECOMMENDATION: That Council consider the Human Services and Community Development Block Grant Application Deadline Appeal by New Beginnings Counseling Center.

DOCUMENTS:

- January 20, 2002, letter from New Beginnings Counseling Center.
- January 29, 2002, Community Development Director's report.

SPEAKERS:

Staff: Community Development Programs Supervisor Mark Taylor.

MOTION:

Councilmembers Falcone/Hart to grant the appeal and accept the application.

VOTE:

Unanimous voice vote.

28. SUBJECT: REQUEST TO SUPPORT PROPOSITION 42 (160.02)

RECOMMENDATION: That Council:

- A. Receive a public request from the League of California Cities to adopt A Resolution of the Council of the City of Santa Barbara in Support of Proposition 42; and
- B. Take one of the following actions:
  - 1. Support the Transportation and Congestion Act by adopting, by reading of title only, A Resolution of the Council of the City of Santa Barbara in Support of Proposition 42; or
  - 2. Decline to take a position to support Proposition 42.

DOCUMENTS:

- December 2001 letter from the League of California Cities.
- January 29, 2002, City Administrator's report.
- Proposed Resolution.

SPEAKERS:

- Staff: Administrative Analyst Kristy Schmidt.
- League of California Cities: Dave Mullinax.

The title of the resolution was read.

MOTION:

Mayor Blum/Councilmember Hart to waive further reading of the resolution.

VOTE:

Unanimous voice vote.

MOTION:

Councilmembers Hart/Secord to approve recommendation B(1); Resolution No. 02-022.

VOTE:

Unanimous roll call vote.

**ORDINANCES FOR INTRODUCTION**

29. SUBJECT: RECREATIONAL VEHICLE OVERNIGHT PARKING (550.01)

RECOMMENDATION: That Council:

- A. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending the Municipal Code by Adding Subsection 28.87.170B Pertaining to the Use of Recreational Vehicles as Temporary Overnight Accommodations;

(Cont'd)

29. (Cont'd)

- B. 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 Adding Sections 17.36.080, 17.36.090 and 17.36.100 Pertaining to Parking of Oversized Vehicles in Waterfront Parking Lots;
- C. Direct Staff to return to Council with an amendment to the Waterfront Department's Fee Resolution to restrict the sale of annual parking permits to owners of oversized vehicles; and
- D. Establish an Overnight Parking Enforcement Task Force to make recommendations to City Council for implementation of the enforcement of the proposed ordinance amending Chapter 10.44 regarding nighttime parking on City streets and direct Staff to return to Council within 30 days with recommendations for the composition of the Task Force and a plan for support of its meetings and related activities by a professional facilitator.

**DOCUMENTS:**

- January 29, 2002, City Administrator's report.
- Proposed Ordinances.
- January 21, 2002, letter and petition from East Beach neighborhood residents.
- January 21, 2002, letter from the Radisson Hotel Santa Barbara.
- January 28, 2002, letter from the Villa Por La Mar Owners Association.
- January 29, 2002, letter from Tri-County Produce Co.
- "Response to Staff Report," submitted by the Committee for Social Justice.
- "Mayoral election debate comments on the Recreational Vehicle question," submitted by Bruce Rittenhouse.
- Undated letter from "Tax Payer."

**SPEAKERS:**

- Staff: Special Projects Manager Don Olson, Police Sergeant Gary Wolfe.
- Members of the Public: Richard Ramos, Nancy McCradie, John Dixon.

**RECESS**

3:33 p.m. - 3:41 p.m.

**SPEAKERS (Cont'd):**

- Members of the Public: Davida Willis; Clu Carradine; Anna Campbell; Barbara Caudry; Linda Laurie, El Escorial; Alison Adams and Patricia Hiles, Committee for Social Justice; Bruce Rittenhouse; Michelle Wakin and Peter Marin, Committee for Social Justice; Linda Hernandez; Alan Graceline; Barbara Roberts; Frank Becchio; Linda Miller; Ron Perry; Ed Laing; Consuelo Delgado; Theresa Carina.

(Cont'd)

29. (Cont'd)

**SPEAKERS (Cont'd):**

- Staff: Waterfront Director John Bridley, City Attorney Daniel Wallace, Police Chief Camerino Sanchez.

**MOTION:**

Councilmembers Hart/Horton to approve recommendation A.

**VOTE:**

Majority voice vote (Noes: Councilmember Secord).

**MOTION:**

Councilmembers Hart/Secord to approve recommendation C.

**VOTE:**

Unanimous voice vote.

**MOTION:**

Councilmembers Hart/Falcone to approve recommendation D, changing the name of the task force to The Task Force on Vehicle Dwelling.

**VOTE:**

Unanimous voice vote.

**MOTION:**

Councilmembers Hart/Folayemi to request the task force to consider the ordinance referred to in recommendation B in the context of its discussion of overall enforcement and an alternate solution to this issue.

**VOTE:**

Majority voice vote (Noes: Councilmembers Fairly, Secord).

**ORDINANCES FOR ADOPTION**

30. SUBJECT: LEASE AMENDMENT AGREEMENT WITH SIGNATURE FLIGHT SUPPORT-CA, INC., AT THE AIRPORT (330.04)

**RECOMMENDATION:** That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving an Amendment to Lease Agreement No. 12,037 Between the City of Santa Barbara and Signature Flight Support-CA, Inc., for Construction of a 16,800 Square Foot Corporate Hangar Facility at the Santa Barbara Municipal Airport. (Introduced on January 15, 2002)

**DOCUMENTS:**

- Previous documents submitted January 15, 2002.
- Proposed Ordinance.

(Cont'd)

30. (Cont'd)

**SPEAKERS:**

Staff: Airport Director Karen Ramsdell.

The title of the ordinance was read.

**MOTION:**

Councilmembers Horton/Secord to approve the recommendation;  
Ordinance No. 5221; Agreement No. 12,037.1.

**VOTE:**

Unanimous roll call vote.

**PUBLIC HEARINGS**

31. SUBJECT: APPEAL OF ARCHITECTURAL BOARD OF REVIEW FINAL APPROVAL OF THE APPLICATION OF RACHEL TIERNEY AND ROB ROBINSON, FOR DEMOLITION OF EXISTING STRUCTURES AND CONSTRUCTION OF A NEW TWO-STORY RESIDENCE WITH ATTACHED GARAGE AT 1011 SAN CARLOS ROAD, APN 019-170-008, E-1 ONE-FAMILY RESIDENCE ZONE, GENERAL PLAN DESIGNATION: RESIDENTIAL, 3 UNITS PER ACRE (640.07)

**RECOMMENDATION:** That Council:

- A. Hold a public hearing on the appeal of Trevor Martinson, agent for Riviera area residents; and
- B. Deny the appeal and uphold the Architectural Board of Review Final Approval of the project, finding that the project is in Substantial Conformance with the Preliminary Approval approved by the Architectural Board of Review.

**DOCUMENTS:**

- January 29, 2002, Community Development Director's report.
- December 20, 2001, letter of appeal.
- January 29, 2002, letter from the Appellant.
- January 28, 2002, letter from Jeff Shelton, the Applicant's architect.
- January 27, 2002, letter from Edward Cooper.
- January 29, 2002, letter from John and Joanna Clark.
- Affidavit of Publication.

**PUBLIC HEARING OPENED:**

4:43 p.m.

(Cont'd)

31. (Cont'd)

**SPEAKERS:**

- Staff: Senior Planner Jaime Limón, City Planner Bettie Hennon.
- Appellant: Trevor Martinson.
- Applicant: Architect Jeff Shelton.
- Members of the Public: D. R. Phillips; John A. Clark, M.D.; Brigitte Forssell, Riviera Association.

**PUBLIC HEARING CLOSED:**

5:19 p.m.

**MOTION:**

Councilmembers Hart/Secord to approve recommendation B.

**VOTE:**

Majority voice vote (Noes: Councilmember Falcone).

**COUNCIL/STAFF COMMUNICATIONS**

**INFORMATION:** City Administrator Armstrong will submit a memorandum to Council regarding the State Street Sidewalk Improvement Project construction.

**RECESS**

5:24 p.m. - 6:02 p.m.

Mayor Blum presiding.

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

Councilmembers absent: Horton.

Staff present: City Administrator/Clerk Armstrong, City Attorney Wallace, Deputy City Clerk Tschech.

**PUBLIC COMMENT**

**SPEAKERS:** No one wished to speak.

## ADMINISTRATIVE REPORTS

### PARKS AND RECREATION DEPARTMENT

32. SUBJECT: DECLARATION OF FRANCESCHI PARK AND FRANCESCHI HOUSE USAGE PLANS AS PROJECTS FOR ENVIRONMENTAL REVIEW (570.05)

RECOMMENDATION: That Council:

- A. Approve the revised Franceschi House Usage Plan and the Franceschi Park Usage Plan for the purpose of environmental review;
- B. Declare the combined Franceschi Park Usage Plan and the Franceschi House Usage Plan a project for Environmental Review;
- C. Approve the use of the current master plan funding of \$26,500 for use in preparation of the environmental review application for the Franceschi Park Master Plan; and
- D. Approve a supplemental allocation from the appropriated reserve of the General Fund in the amount of \$3,500 for use in preparation of the environmental review application for the Franceschi Park Master Plan.

DOCUMENTS:

- January 29, 2002, Parks and Recreation Director's report.
- PowerPoint presentation made by Staff.

SPEAKERS:

- Staff: Parks and Recreation Director Richard Johns, Landscape Architect/Project Coordinator Billy Goodnick, City Administrator James Armstrong.
- Members of the Public: Edward Cella, Pearl Chase Society; Susan Adams; Caren Rager; Dianne Channing and Joe Campanelli, Riviera Association; Joan Livingston, Pearl Chase Society; Brigitte Forssell.

MOTION:

Councilmembers Secord/Hart to approve the recommendations.

VOTE:

Unanimous voice vote (Absent: Councilmember Horton).

**ADJOURNMENT**

Mayor Blum adjourned the meeting at 6:38 p.m.

SANTA BARBARA CITY COUNCIL

MABI COVARRUBIAS PLISKY, CMC  
CITY CLERK SERVICES MANAGER

ATTEST: \_\_\_\_\_

\_\_\_\_\_  
MARTY BLUM  
MAYOR

\_\_\_\_\_  
SUSAN TSCHECH  
DEPUTY CITY CLERK