



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING August 24, 2004 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 2:00 p.m. (The Ordinance Committee met at 12:30 p.m. The Finance Committee met at 1:00 p.m.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

Councilmembers present: Iya G. Falcone, Roger L. Horton, Helene Schneider, Dan B. Secord, Das Williams, Mayor Blum.

Councilmembers absent: Brian B. Barnwell.

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

CEREMONIAL ITEMS

1. SUBJECT: PROCLAMATION DECLARING AUGUST 26, 2004, AS WOMEN'S EQUALITY DAY (120.04)

ACTION: Proclamation presented to Sharon Hoshida, Santa Barbara Women's Political Committee.

2. SUBJECT: YOUTH ENRICHMENT ADVENTURE RECYCLING PROGRAM PRESENTATION (630.01)

RECOMMENDATION: That Council receive a presentation developed by participants of Gevirtz Research Center's (GRC) Youth Enrichment Adventure (YEA) Program highlighting public perception of the City of Santa Barbara's recycling program and recommended improvements.

(Cont'd)

2. (Cont'd)

DOCUMENTS:

- August 24, 2004, report from the Public Works Director.
- Brochure titled Improving Public Education, Gervirtz Research Center, submitted by Vishna Herrity.

SPEAKERS:

- Staff: Environmental Program Supervisor Stephen MacIntosh.
- Gevirtz Research Center (GRC): Youth Enrichment Adventure Recycling Team: Arturo Huerta, Santa Barbara Junior High School; Johanna Rangel, La Cumbre Middle School; and Vishna Herrity, GRC Executive Director.

DISCUSSION:

Staff spoke about the recycling research project conducted by the Gevirtz Research Center Youth Enrichment Adventure Recycling Team. Recycling Team member Arturo Huerta introduced the other team members: La Cumbre Middle School: Johanna Rangel, Sandra Iraheta, and Lilian Cortez; and Andi Rodriguez from Santa Barbara Junior High School. The team presented a video they prepared that included interviews of the public to determine their understanding of recycling and to develop recommendations to help the City reach its goal on diversion.

CHANGES TO THE AGENDA

Item Removed From Agenda

At the request of the City Administrator, the following item was removed from the Agenda and deferred to September 14, 2004.

22. SUBJECT: STATE ROUTE 225 RELINQUISHMENT REPORT (150.02)

RECOMMENDATION: That Council:

- A. Receive a staff report on the State Route (SR) 225 Relinquishment Process; and
- B. Provide direction to staff on proceeding with SR 225 relinquishment.

PUBLIC COMMENT

SPEAKERS: David Diaz.

CONSENT CALENDAR (Item Nos. 3 – 12)

The titles of the ordinance and resolutions related to the Consent Calendar were read.

MOTION:

Councilmembers Falcone/Williams 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 August 10, 2004.

ACTION: Approved the recommendation.

4. **SUBJECT: NOTICE OF COMPLETION FOR THE SHORELINE DRIVE PARK EXPANSION (530.04)**

RECOMMENDATION: That Council accept the work completed by Lash Construction (Lash), Contract No. 21,262, for the Shoreline Drive Park Expansion Project, Bid No. 3371, located along Shoreline Drive from La Marina to Loma Alta Drive, in the final contract amount of \$838,626, including approved changes, and approve filing of a Notice of Completion.

ACTION: Approved the recommendation (August 24, 2004, report from the Public Works Director).

5. **SUBJECT: INCREASE CHANGE ORDER EXPENDITURES FOR AIRPORT ELECTRICAL VAULT PROJECT (560.04)**

RECOMMENDATION: That Council approve additional change order expenditure authority for the Airfield Electrical Vault Project, Contract No. 21,249, in the amount of \$30,000 for a total change order expenditure authority of \$191,535.

ACTION: Approved the recommendation (August 24, 2004, report from the Public Works Director).

6. SUBJECT: AMENDMENT TO THE CITY'S 2004-2005 CONSOLIDATED ACTION PLAN (610.04)

RECOMMENDATION: That Council approve the proposed amendment to the City's 2004-2005 Consolidated Action Plan to include utilizing \$240,000 in HOME Investment Partnerships Program (HOME) funds for a homeownership project and describing the City's resale/recapture requirements for affordable housing projects.

ACTION: Approved the recommendation (August 24, 2004, Community Development Director's report).

7. SUBJECT: INTRODUCTION OF ORDINANCE FOR LEASE AGREEMENT WITH UNITED STATES DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION (330.04)

RECOMMENDATION: That Council:

- A. Make the environmental findings contained in this Council Agenda Report and adopt the Final Environmental Assessment in compliance with California Environmental Quality Act (CEQA) Guidelines Sections 15220 and 15221;
- B. Approve and authorize the Airport Director to execute a twenty-year Lease Agreement (FAA Lease No. DTFAWP-04-L-00019) with the U.S. Department of Transportation, Federal Aviation Administration (FAA), for 3.67 acres of land for the construction and operation of an Airport Surveillance Radar, Model 11 (ASR-11), to serve the Santa Barbara Airport, with no monetary consideration; and
- C. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Lease Agreement Between the City of Santa Barbara and the U.S. Department of Transportation, Federal Aviation Administration, for 3.67 Acres of Land for the Construction and Operation of an Airport Surveillance Radar, Model 11, to Serve the Santa Barbara Airport.

ACTION: Approved the recommendations (August 24, 2004, Airport Director's report; Proposed Ordinance; Affidavit of Publication).

8. SUBJECT: WILDLIFE CONSERVATION BOARD GRANT (560.04)

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 from the Wildlife Conservation Board/California Habitat Enhancement and Restoration Program for the Goleta Slough Tidal Restoration Demonstration Project.

ACTION: Approved the recommendation; Resolution No. 04-070; Agreement No. 21,481 (August 24, 2004, Airport Director's report; Proposed Resolution).

9. SUBJECT: POSITION AND SALARY CONTROL RESOLUTION AMENDMENT FOR THE LIBRARY (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. 04-047, the Position and Salary Control Resolution for Fiscal Year 2005, Adjusting the Salary of the Library Circulation Supervisor in the Library Department Effective August 24, 2004.

ACTION: Approved the recommendation; Resolution No. 04-071 (August 24, 2004, Library Director's report; Proposed Resolution).

NOTICES

10. The City Clerk has on Thursday, August 19, 2004, 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.
11. Cancellation of the City Council meeting of Monday, August 23, 2004, at 1:30 p.m. for a site visit to the property located at 3501 Sea Ledge Lane, which is the subject of an appeal hearing.
12. Cancellation of the regular City Council meeting of August 31, 2004, and the regular City Council and Redevelopment Agency meeting of September 7, 2004, due to lack of a quorum.

This concluded the Consent Calendar.

ORDINANCE COMMITTEE AND FINANCE COMMITTEE REPORTS

ORDINANCE COMMITTEE

13. SUBJECT: ORDINANCE COMMITTEE AGENDA, AUGUST 24, 2004, 12:30 P.M., IN COUNCIL CHAMBERS FOR CONSIDERATION OF REVISIONS TO SLIP WAITING LIST REGULATIONS (120.03)
14. SUBJECT: REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Helene Schneider reported that the Committee met to discuss proposed revisions to the slip waiting list regulations; it will be forwarded to the Council in the near future.

FINANCE COMMITTEE

15. SUBJECT: FINANCE COMMITTEE AGENDA, AUGUST 24, 2004, 1:00 P.M., IN ROOM 15 (120.03)
- A. July 31, 2004, Investment Report and June 30, 2004, Fiscal Agent Report (See Item No. 17);
 - B. Fiscal Year 2005 Interim Financial Statements for the Month Ended July 31, 2004 (See Item No. 18); and
 - C. Additional Funding - Upgrade to City Hall Public Hallway Project.

16. SUBJECT: REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Dan Secord reported that the Committee met to consider the July 31, 2004, Investment Report, the June 30, 2004, Fiscal Agent Report, and the Fiscal Year 2005 Interim Financial Statements for the month ended July 31, 2004; these items will be presented to the Council as Item Nos. 17 and 18. The Committee also considered an increase in cost for the upgrade to City Hall; this item will be forwarded to the Council at a later date.

17. SUBJECT: JULY 2004 INVESTMENT REPORT AND JUNE 30, 2004, FISCAL AGENT REPORT (260.02)

RECOMMENDATION: That Council:

- A. Accept the July 31, 2004, Investment Report; and
- B. Accept the June 30, 2004, Fiscal Agent Report.

DOCUMENTS:

August 24, 2004, Finance Director's report.

SPEAKERS:

Staff: Treasury Manager Cynthia Odell.

MOTION:

Councilmembers Secord/Williams to approve the recommendations.

VOTE:

Unanimous voice vote (Absent: Councilmember Barnwell).

18. SUBJECT: FISCAL YEAR 2005 INTERIM FINANCIAL STATEMENTS FOR THE MONTH ENDED JULY 31, 2004 (250.02)

RECOMMENDATION: That Council accept the Fiscal Year 2005 Interim Financial Statements for the Month Ended July 31, 2004.

DOCUMENTS:

August 24, 2004, Finance Director's report.

(Cont'd)

18. (Cont'd)

SPEAKERS:

Staff: Accounting Manager Rudolf Livingston.

MOTION:

Councilmembers Secord/Falcone to approve the recommendation.

VOTE:

Unanimous voice vote (Absent: Councilmember Barnwell).

REDEVELOPMENT AGENCY REPORTS

19. SUBJECT: AWARD OF CONTRACT FOR GRANADA GARAGE PROJECT CONSTRUCTION (550.05)

RECOMMENDATION:

- A. That Council appropriate \$1,300,000 from the Downtown Parking Unappropriated Reserves Fund to the Fiscal Year 2005 Downtown Parking Operating Budget for the construction of the Granada Garage Parking Structure (Granada Garage);
- B. That the Redevelopment Agency Board appropriate \$2,800,000 of previously unbudgeted investment income from the Redevelopment Agency (RDA) 2001 Tax Allocation Bonds to the Granada Garage;
- C. That Council authorize the Public Works Director to execute a contract with McCarthy Building Companies (McCarthy), in their low bid amount of \$19,883,000, for construction of the Granada Garage, Bid No. 3338B;
- D. That Council authorize the Public Works Director to approve expenditures for McCarthy up to \$1,600,000 to cover any cost increases that may result from contract change orders for extra work and differences between estimated bid quantities and actual quantities measured for payment;
- E. That Council authorize the Public Works Director to execute a contract with Watry Design, Incorporated (Watry), in the amount of \$507,500 for construction support services, and approve expenditures of up to \$50,000 for extra services of Watry that may result from necessary changes in the scope of work; and
- F. That Council authorize the General Services Manager to issue a Purchase Order to Science Applications International Corporation (SAIC) in the amount of \$27,483 for archaeological monitoring services, and approve expenditures of up to \$2,000 for extra services of SAIC that may result from necessary changes in the scope of work.

DOCUMENTS:

- August 24, 2004, report from the Public Works Director.
- August 24, 2004, PowerPoint presentation prepared by staff.

(Cont'd)

19. (Cont'd)

SPEAKERS:

Staff: Principal Civil Engineer John Schoof.

MOTION:

Council/Agency members Horton/Falcone to approve the recommendations; City Council Contract Nos. 21,482 and 21,483.

VOTE:

Unanimous voice vote (Absent: Council/Agency member Barnwell).

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

20. SUBJECT: PURCHASE ORDER FOR ELECTRICAL MAINTENANCE FOR GRANADA THEATER AND GRANADA GARAGE PROJECTS (550.05)

RECOMMENDATION: That Council:

- A. Pursuant to Section 519 of the City Charter, find that the materials, supplies, and services for installing electrical service infrastructure for the proposed Granada Garage Project can be purchased at a lower price in the open market; and, that the City may dispense with public bidding;
- B. Authorize the General Services Manager to issue a Purchase Order in the amount of \$157,877 to ACS Construction, Incorporated (ACS), for the materials and the construction of such electrical service; and
- C. Authorize the General Services Manager to approve the purchase of additional services and materials for this project, as identified and needed, in the amount of \$15,700.

DOCUMENTS:

August 24, 2004, report from the Public Works Director.

SPEAKERS:

Staff: Principal Civil Engineer John Schoof.

MOTION:

Councilmembers Horton/Falcone to approve the recommendations.

VOTE:

Unanimous voice vote (Absent: Councilmember Barnwell).

21. SUBJECT: GROUND LEASES FOR GRANADA GARAGE PROJECT STAGING AREA (550.05)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Public Works Director to Negotiate and Execute Five Ground Leases for Construction Staging on Portions of Seven Parcels Adjacent to the Granada Garage Project.

DOCUMENTS:

- August 24, 2004, report from the Public Works Director.
- Proposed Resolution.

The title of the resolution was read.

SPEAKERS:

Staff: Principal Civil Engineer John Schoof.

MOTION:

Councilmembers Secord/Horton approve the recommendation; Resolution No. 04-072; Agreement Nos. 21,484 – 21,488.

VOTE:

Unanimous roll call vote (Absent: Councilmember Barnwell).

CITY ADMINISTRATOR AND CITY ATTORNEY

23. SUBJECT: GRANT TO THE LEGAL AID FOUNDATION OF SANTA BARBARA COUNTY FOR TENANT ADVOCACY AND LEGAL SERVICES (610.05)

RECOMMENDATION: That Council:

- A. Authorize the City Attorney to negotiate and execute a grant agreement with the Legal Aid Foundation of Santa Barbara County in an amount not to exceed \$50,000 to provide tenant advocacy and legal services to eligible tenants affected by government enforcement code action; and
- B. Allocate \$50,000 from the General Fund Appropriated Reserve to the Fiscal Year 2005 Community Development Department budget to fund the grant.

DOCUMENTS:

August 24, 2004, report from the City Administrator and City Attorney.

SPEAKERS:

Staff: Assistant to the City Administrator Marcelo Lopez, City Special Projects Manager Don Olson.

MOTION:

Councilmembers Falcone/Williams to approve the recommendations; Agreement No. 21,489.

VOTE:

Unanimous voice vote (Absent: Councilmember Barnwell).

PARKS AND RECREATION DEPARTMENT

24. SUBJECT: AGREEMENT FOR ADULT SOFTBALL SERVICES (570.06)

RECOMMENDATION: That Council approve and authorize the Acting Parks and Recreation Director to execute an agreement with Major League Softball, Inc., to perform adult softball league services.

DOCUMENTS:

August 24, 2004, Acting Parks and Recreation Director's report.

SPEAKERS:

Staff: Acting Parks and Recreation Director Nancy Rapp, Assistant Parks and Recreation Director Sarah Clayton.

MOTION:

Councilmembers Falcone/Secord to approve the recommendation; Agreement No. 21,490.

VOTE:

Unanimous voice vote (Absent: Councilmember Barnwell).

PUBLIC HEARINGS

26. SUBJECT: CONTINUANCE OF APPEAL OF ARCHITECTURAL BOARD OF REVIEW APPROVAL FOR 3501 SEA LEDGE LANE (640.07)

RECOMMENDATION: That Council:

- A. Continue the public hearing to January 25, 2005, at 2:00 p.m., per Applicant's e-mail communication dated August 12, 2004, and the Appellant's e-mail communication dated August 13, 2004; and
- B. Continue the site visit to the property located at 3501 Sea Ledge Lane to January 24, 2005, at 1:30 p.m.

DOCUMENTS:

- August 12, 2004, e-mail communication from Bente G. Barth.
- August 13, 2004, e-mail communication from Mindy A. Wolfe.

MOTION:

Councilmembers Secord/Horton to approve the recommendations.

VOTE:

Unanimous voice vote (Absent: Councilmember Barnwell).

27. SUBJECT: CONTINUANCE OF ZONE CHANGE FOR 114 WEST PUEBLO STREET AND 111 WEST JUNIPERO STREET (640.09)

RECOMMENDATION: That Council continue the public hearing for the proposal to rezone and amend the General Plan Map for properties at 114 West Pueblo and 111 West Junipero Streets to September 14, 2004.

MOTION:

Councilmembers Secord/Horton to approve the recommendations.

VOTE:

Unanimous voice vote (Absent: Councilmember Barnwell).

RECESS

3:27 p.m. – 4:35 p.m. Councilmembers Falcone and Horton were absent when the Council reconvened.

MAYOR AND COUNCIL REPORTS

25. SUBJECT: HOUSING AUTHORITY COMMISSION INTERVIEWS AND APPOINTMENTS AND RESCHEDULING OF SANTA BARBARA COASTAL VECTOR CONTROL DISTRICT INTERVIEW AND APPOINTMENT (140.05)

RECOMMENDATION: That Council:

- A. Interview applicants for the Housing Authority Commission Tenant Representative and public at large positions at an estimated time of 4:30 p.m.;
- B. Make appointments to the Housing Authority Commission; and
- C. Continue the interview and appointment of the Santa Barbara Coastal Vector Control District position to September 14, 2004.
(Estimated Time: 4:30 p.m.)

DOCUMENTS:

August 24, 2004, Assistant City Administrator's report.

SPEAKERS:

Applicant: Christine Silverstein.

MOTION:

Councilmembers Secord/Schneider to appoint Christine Silverstein to the Housing Authority Commission Public at large representative position.

VOTE:

Unanimous voice vote (Absent: Councilmembers Barnwell, Falcone, Horton).

(Cont'd)

25. (Cont'd)

APPOINTMENT:

Christine Silverstein was reappointed to the Public at large position for a term expiring September 14, 2008.

SPEAKERS (Cont'd):

Applicant: Colleen Proctor.

MOTION:

Councilmembers Williams/Secord to appoint Colleen Proctor to the Housing Authority Commission Tenant Representative position.

VOTE:

Unanimous voice vote (Absent: Councilmembers Barnwell, Falcone, Horton).

APPOINTMENT:

Colleen Proctor was appointed to the Tenant Representative position for a term expiring June 30, 2006.

MOTION:

Councilmembers Secord/Schneider to approve Recommendation C.

VOTE:

Unanimous voice vote (Absent: Councilmembers Barnwell, Falcone, Horton).

ADJOURNMENT

Mayor Blum adjourned the meeting at 4:40 p.m.

SANTA BARBARA CITY COUNCIL

MABI COVARRUBIAS PLISKY, CMC
CITY CLERK SERVICES MANAGER

MARTY BLUM
MAYOR

ATTEST: _____
BRENDA ALCAZAR
DEPUTY CITY CLERK