



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING December 11, 2007 COUNCIL CHAMBER, 735 ANACAPA STREET

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### CALL TO ORDER

Mayor Marty Blum called the joint meeting of the Council and the Redevelopment Agency to order at 2:06 p.m. (The Finance Committee and Ordinance Committee met at 12:30 p.m.)

### PLEDGE OF ALLEGIANCE

Mayor Blum.

### ROLL CALL

Councilmembers present: Brian B. Barnwell, Iya G. Falcone, 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.

### CHANGES TO THE AGENDA

City Administrator James L. Armstrong stated that the Santa Barbara City Firefighters' Association was not able to ratify the 2007-2010 Memorandum of Understanding (Agenda Item No. 18) and therefore staff will request the Council to continue this item to January 8, 2008.

### PUBLIC COMMENT

Speakers: Ken Loch, Robert Pearson, Barbara Allen, Philip Walker, Bob Handy, Wayne Scoles and Billy Godwin.

## **ITEM REMOVED FROM CONSENT CALENDAR**

2. Subject: Managers' Special Assignment Pay (410.01)

Recommendation: That Council approve and authorize the City Administrator to implement Special Assignment Pay for management employees, effective July 1, 2007.

Documents:

December 11, 2007, report from the Administrative Services Director.

Speakers:

Staff: City Administrator James L. Armstrong.

Motion:

Councilmembers Falcone/Horton to approve the recommendation and direct staff to refer future special assignment pay adjustments to the Finance Committee and provide notification to all Councilmembers.

Vote:

Unanimous voice vote.

## **CONSENT CALENDAR (Item Nos. 1 and 3 - 9)**

Motion:

Councilmembers Horton/Schneider 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 November 27, 2007 (cancelled due to lack of a quorum).

Action: Approved the recommendation.

3. Subject: Increase To Purchase Order Issued To Donna M. Grindey For Election Consulting Services (110.03)

Recommendation: That Council authorize the General Services Manager to increase Purchase Order No. 22,459, issued to Donna M. Grindey, by \$10,500, for a total of \$65,500, for consulting support services performed during the stand-alone election process.

Action: Approved the recommendation (December 11, 2007, report from the Administrative Services Director).

4. Subject: Professional Services Contract With Wallace Group For Santa Barbara Golf Club Storm Water Management Project Final Design Plans (570.02)

Recommendation: That Council:

- A. Approve and authorize the Parks and Recreation Director to execute a professional services agreement with Wallace Group, in the amount of \$109,630, to prepare final design plans and construction specifications for the Santa Barbara Golf Club Storm Water Management Project; and
- B. Authorize the Parks and Recreation Director to increase these services by 10 percent, or \$10,963 to cover any cost increases that may result from final design review and construction requirements.

Action: Approved the recommendations; Agreement No. 22,623 (December 11, 2007, report from the Parks and Recreation Director).

5. Subject: Elings Park Pre-Annexation Memorandum Of Understanding (570.05)

Recommendation: That Council authorize the City Administrator to execute a pre-annexation Memorandum of Understanding between the City and the Elings Park Foundation, in a form approved by the City Attorney, providing for said Foundation's consent to annex Assessor's Parcel Number 047-010-049, commonly referred to as Elings Park South.

Action: Approved the recommendation; Agreement No. 22,624 (December 11, 2007, joint report from the Acting Public Works Director and the Acting Community Development Director).

6. Subject: Fiscal Year 2008 Agreement For A Countywide Free Library System (570.04)

Recommendation: That Council approve and authorize the Library Director to execute an agreement between the County of Santa Barbara and the Cities of Santa Barbara, Santa Maria and Lompoc for the Operation of a Countywide Free Library System for the Fiscal Year 2008.

Action: Approved the recommendation; Agreement No. 22,625 (December 11, 2007, report from the Library Director).

## NOTICES

7. The City Clerk has on Thursday, December 6, 2007, 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.
8. Receipt from the Housing Authority of the City of Santa Barbara of its 2007 Annual Report. (660.03)

9. Received a letter of resignation from Santa Barbara Metropolitan Transit District Board Member Logan Green; the vacancy will be part of a special City Advisory Group recruitment.
10. A City Council site visit is scheduled for Monday, December 17, 2007, at 1:30 p.m. to the property located at 3427 Sea Ledge Lane, which is the subject of an appeal hearing scheduled for December 18, 2007, at 2:00 p.m.

This concluded the Consent Calendar.

## **REPORT FROM THE ORDINANCE COMMITTEE**

Ordinance Committee Chair Iya G. Falcone reported that the Committee met to review and discuss updates to the Neighborhood Preservation Ordinance and agreed to forward the ordinance to the Council with revisions.

## **REPORT FROM THE FINANCE COMMITTEE**

Finance Committee Chair Roger L. Horton reported that the Committee met to discuss options for the property located at 319 West Haley Street. This item will be forwarded to the Council at a future date. The Committee also heard a presentation on the Redevelopment Agency 2007 Annual Report, which will be presented to the Council as Agenda Item No. 15.

## **CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS**

### FINANCE DEPARTMENT

11. Subject: Santa Barbara Conference & Visitors Bureau And Film Commission Marketing Program (180.02)

Recommendation: That Council hear an update from the Santa Barbara Conference & Visitors Bureau and Film Commission (CVB) on their current marketing program.

Documents:

December 11, 2007, report from the Finance Director.

Speakers:

Santa Barbara Conference & Visitors Bureau and Film Commission:  
Kathy Janega-Dykes.

Discussion:

By consensus, the presentation was heard.

## COMMUNITY DEVELOPMENT DEPARTMENT

12. Subject: Introduction Of Ordinance For The Rezoning Of 1722 State Street (640.09)

Recommendation: That Council:

- A. Make the environmental findings contained in the Council Agenda Report; and
- B. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 28.12 (Zone Map) of Title 28 of the Municipal Code Pertaining to the Rezoning of Property in the Upper East Neighborhood.  
(Continued from November 13, 2007)

Documents:

- November 13, 2007, report from the Acting Community Development Director.
- Proposed Ordinance.
- Affidavit of Publication.
- December 11, 2007, letter from Ron Chandler.

The title of the ordinance was read.

Public Comment Opened:  
3:03 p.m.

Speakers:

- Staff: Project Planner Allison DeBusk, Senior Planner Jan Hubbell.
- Applicant: Jan Hochhauser.
- Planning Commission: Commissioner Bruce Bartlett.
- Members of the Public: Mark Chapman.

Councilmember Falcone entered the meeting at 3:13 p.m.

Public Comment Closed:  
3:22 p.m.

Motion:

Councilmembers Horton/Barnwell to approve the recommendations.

Vote:

Unanimous voice vote.

## **RECESS**

3:34 p.m. - 3:45 p.m. Councilmembers Barnwell, Falcone and House were absent when the Council reconvened.

## AIRPORT DEPARTMENT

13. Subject: Airline Terminal Improvement Project (560.04)

Recommendation: That Council receive an oral report on the status of the Airline Terminal Improvement Project.

Documents:

December 13, 2007, report from the Airport Director.

Speakers:

Staff: Airport Director Karen Ramsdell.

Councilmembers Barnwell and Falcone entered the meeting at 3:46 p.m.

Councilmember House entered the meeting at 3:47 p.m.

Councilmember Falcone left the meeting at 3:54 p.m. and returned at 4:07 p.m.

Discussion:

By consensus, the status report was received.

## CITY ADMINISTRATOR

14. Subject: 2007-2010 Fire Memorandum Of Understanding

Recommendation: That Council ratify the Memorandum of Understanding between the City and the Santa Barbara City Firefighters' Association for the period of July 1, 2007, through December 31, 2010, by introduction and subsequent adoption of, reading by 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.

Motion:

Councilmembers Horton/Falcone to continue this item to January 8, 2008.

Vote:

Unanimous voice vote.

## REDEVELOPMENT AGENCY REPORTS

15. Subject: Redevelopment Agency 2007 Annual Report (620.01)

Recommendation: That Council and Redevelopment Agency Board:

- A. Receive, accept, and approve the Comprehensive Annual Financial Report for the Fiscal Year ended June 30, 2007, consisting of the Auditor's Opinion and Financial Statements, and the Auditor's Compliance Report; and
- B. Review and approve the Annual Report for the Fiscal Year ended June 30, 2007, and direct staff to submit copies of the Annual Report to the California State Controller's Office.

Documents:

- December 11, 2007, report from the Acting Community Development Director/Acting Deputy Director.
- Redevelopment Agency Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 2007.
- Redevelopment Agency Fiscal Year 2007 Annual Report.

Council/Agency member Williams left the meeting at 4:10 p.m. and returned at 4:22 p.m.

Speakers:

Staff: Acting Assistant Community Development Director/Acting Housing and Redevelopment Manager Steven Faulstich, Redevelopment Supervisor Brian Bosse, City Administrator/Executive Director James L. Armstrong.

Motion:

Council/Agency members Schneider/Williams to approve the recommendations.

Vote:

Unanimous voice vote.

## RECESS

Mayor Blum recessed the meeting at 4:57 p.m. in order for the Council to meet in closed session for Agenda Item No. 16. No report is anticipated.

## **CLOSED SESSIONS**

16. Subject: Conference With Legal Counsel - Pending Litigation (160.03)

Recommendation: That Council hold a closed session to consider litigation pursuant to subsection (a) of section 54956.9 of the Government Code and take appropriate action as needed. The litigation is Aseye Allah, et al., vs. City Of Santa Barbara, et al., U.S. District Court Case Number CV 07-04147 PA(JCx).

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

Documents:

December 11, 2007, report from the City Attorney.

Time:

5:30 p.m. - 5:50 p.m.

No report made.

## **RECESS**

5:50 p.m. - 6:01 p.m.

Mayor Blum presiding.

Councilmembers present: Falcone, Horton, House, Schneider, Williams, Mayor Blum.

Councilmembers absent: Barnwell.

Staff present: City Administrator/City Clerk Armstrong, City Attorney Wiley, Deputy City Clerk Alcazar.

## **PUBLIC COMMENT**

No one wished to speak.

## **PUBLIC HEARINGS**

17. Subject: Appeal Of Historic Landmarks Commission Approval For The East Cabrillo Boulevard Sidewalk Improvement Project (640.07)

Recommendation: That Council deny the appeal of Deborah Healy on behalf of Santa Barbara Arts and Crafts Show and uphold the Historic Landmarks Commission decision to grant Final Approval to the East Cabrillo Boulevard Sidewalk Improvement project.

(Cont'd)

17. (Cont'd)

Documents:

- December 11, 2007, report from the Acting Community Development Director.
- A three-ring binder containing a folder with color copies of photographs, a document listing the reason for the appeal, and a DVD of the Arts & Craft Show, and signed petitions and letters from Arts & Crafts Show members submitted by Marilyn Loperfido.

Public Comment Opened:

6:04 p.m.

Speakers:

- Staff: Senior Planner Jaime Limón, Associate Planner Jake Jacobus, Acting Community Development Director Dave Gustafson, Redevelopment Supervisor Brian Bosse, Transportation Manager Browning Allen, City Attorney Stephen P. Wiley.
- Post/Hazeltine Associates: Tim Hazeltine.
- Historic Landmarks Commission: Commissioner Bill LaVoie.
- Appellant: Marilyn Loperfido.
- Applicant: City of Santa Barbara Redevelopment Specialist Marck Aguilar; City of Santa Barbara Recreation Programs Manager Judith Cook; Landscape Architect Bob Cunningham, Cunningham Design.
- Arts & Crafts Show Advisory Committee: Member Deborah Healy.
- Members of the Public: Arts & Crafts Show Members Laurie Lehman and Dawne Williams; Kellam deForest; Rich Stranger; Tony Fischer.

Public Comment Closed:

7:51 p.m.

Motion:

Councilmembers Williams/Horton to deny the appeal and direct staff to meet with the consultants to determine if the width between the hardscape and the curb can be increased without causing the review process to start over.

Vote:

Majority voice vote (Noes: Councilmember House).

**ADJOURNMENT**

Mayor Blum adjourned the meeting at 8:39 p.m. to Monday, December 17, 2007, at 1:30 p.m. to the property located at 3427 Sea Ledge Lane.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC  
CITY CLERK SERVICES MANAGER

ATTEST:

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

\_\_\_\_\_  
BRENDA ALCAZAR, CMC  
DEPUTY CITY CLERK