



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

**REGULAR MEETING
AUGUST 15, 2006
COUNCIL CHAMBER, 735 ANACAPA STREET**

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:00 p.m. (The Ordinance Committee and Finance Committee, which ordinarily meet at 12:30 p.m. and 1:00 p.m., respectively, did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

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

Councilmembers absent: Grant House.

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

CEREMONIAL ITEMS

A Letter of Recognition honoring the Santa Barbara Foresters was presented to Bill Pintard.

PUBLIC COMMENT

Speakers: Bob Hansen, Teresa Bache, Jack Ruskey, Estelle Foster, Greg Chittick, and Nancy Black.

Motion:

Councilmembers Falcone/Barnwell to discuss on a future agenda the forwarding of a letter to the County regarding notification of the use of pesticides.

Vote:

Unanimous voice vote (Absent: Councilmember House).

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Councilmember Schneider reported on the following: 1) the California Coastal Commission voted unanimously in favor of a Federal Coastal Consistency Determination Finding for the Lower Mission Creek Army Corps Flood Control project; 2) her attendance at the Santa Barbara School Districts' Recycling Committee meeting; 3) a meeting that she and Mayor Blum attended with Ginny Brush, Santa Barbara County Arts Commission, to discuss arts-related items coming up in September; and 4) a memorial for Ray Strong to be held on September 10th at the County Courthouse Sunken Gardens.
- Councilmember Williams commented on the following: 1) his attendance at the SHIFCO anniversary celebration lunch; and 2) his participation with Youth Council members in service learning workshops at Carpinteria High School.
- Councilmember Barnwell reported on his attendance at the Sustainable City Program Committee meeting.
- Councilmember Falcone spoke about the Parks and Recreation Community Foundation Armory Subcommittee meeting.

ITEMS REMOVED FROM CONSENT CALENDAR

Councilmember Schneider stated that she would abstain from voting on Item Nos. 4 and 7 due to a conflict of interest related to ownership of property in the vicinity of the projects.

Motion:

Councilmembers Barnwell/Falcone to approve Item Nos. 4 and 7.

Vote:

Unanimous voice vote (Abstention: Councilmember Schneider; Absent: Councilmember House).

4. Subject: Design Services For Bohnett Park Expansion Project And Acceptance Of Grant Funding (570.05)

Recommendation: That Council:

- A. Accept the \$201,000 in grant funds for the Bohnett Park Expansion Project from the State of California 2002 Resource Bond - Roberti-Z'berg-Harris - Urban Needs Basis Grant;
- B. Authorize the General Services Manager to increase the current purchase order with Van Atta Associates, Incorporated (Van Atta), by \$21,629 for landscape architectural design services for the Bohnett Park Expansion project for a total contract amount of \$45,929; and
- C. Increase appropriations and estimated revenues by \$201,000 in the Parks and Recreation Department Fiscal Year 2007 Capital Improvement budget for the grant funds.

Action: Approved the recommendations (August 15, 2006, Parks and Recreation Director's report).

7. Subject: Approval Of Map And Execution Of Agreements For 1221 Chino Street (640.08)

Recommendation: That Council:

- A. Approve and authorize the City Administrator to record Parcel Map No. 20,696 by Patricia Katherine Sturm, Trustee of the Patricia Katherine Sturm Trust, dated December 20, 1989, as to an undivided 53.9% interest, and Clint Lefler, an unmarried man as to an undivided 17.1% interest, and Katherine E. Bender, a married woman as her sole and separate property as to an undivided 29% interest, as Tenants in Common for a subdivision located at 1221 Chino Street, and find the Parcel Map in conformance with the General Plan for the City of Santa Barbara (City);
- B. Approve and authorize the City Administrator to execute and record an Agreement Relating to Subdivision Map Conditions Imposed on Real Property; and
- C. Approve and authorize the City Administrator to execute and record an Agreement for Land Development Improvements.

Action: Approved the recommendations; Agreement Nos. 22,187 and 22,188 (August 15, 2006, Public Works Director's report).

CONSENT CALENDAR (Item Nos. 1-3, 5, 6, and 8-10)

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

Motion:

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

Vote:

Unanimous voice vote (Absent: Councilmember House).

1. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the regular meeting of August 1, 2006.

Action: Approved the recommendation.

2. Subject: Designation Of Deputy City Clerk (170.02)

Recommendation: That Council approve the designation of Lori A. Cole as a Deputy City Clerk.

Action: Approved the recommendation (August 15, 2006, Administrative Services Director's report).

3. Subject: Rental Agreement For Hilda Ray House (570.05)

Recommendation: That Council authorize the Parks and Recreation Director to enter into an agreement with Tatum Marie Hernandez, for a 3-year rental agreement for the Hilda Ray House at Hilda Ray McIntyre Park, starting July 1, 2006.

Action: Approved the recommendation; Agreement No. 22,185 (August 15, 2006, Parks and Recreation Director's report).

5. Subject: Introduction Of Ordinance For Assignment Of Lease Agreement No. 20,453 - Deli Sushi Go Go (330.04)

Recommendation: That Council:

- A. Approve an assignment of Lease Agreement No. 20,453 from David Kim and Wal Jo Kim, d.b.a. Deli Sushi Go Go, to Kyung Wang and Sarah Wang, for the 198 square-foot restaurant located at 119-B Harbor Way; and
- B. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving an Assignment of Lease Agreement No. 20,453 from David Kim and Wal Jo Kim, d.b.a. Deli Sushi Go Go, to Kyung Wang and Sarah Wang, for the 198 Square-Foot Restaurant Located at 119-B Harbor Way, Commencing on September 22, 2006.

Action: Approved the recommendations (August 15, 2006, Waterfront Director's report; proposed ordinance).

6. Subject: Lease Agreement With Rachel Adams, Doing Business As Madame Rosinka (330.04)

Recommendation: That Council approve and authorize the Waterfront Director to execute a five-year lease agreement with Rachel Adams, doing business as Madame Rosinka at 221-B Stearns Wharf, at a rent of \$641 per month or 10% of gross sales, whichever is greater.

Action: Approved the recommendation; Agreement No. 22,186 (August 15, 2006, Waterfront Director's report).

8. Subject: Response To The Report Of The 2005-2006 Santa Barbara County Civil Grand Jury Entitled "Legal Services In Santa Barbara, Very High Prices For Comprehensive Representation" (150.04)

Recommendation: That Council authorize the Mayor to provide the City Council's response to the report of the 2005-2006 Santa Barbara County Civil Grand Jury entitled "Legal Services in Santa Barbara, Very High Prices for Comprehensive Representation."

Action: Approved the recommendation (August 15, 2006, City Attorney's report; May 16, 2006, letter from the Santa Barbara County Grand Jury).

NOTICES

9. The City Clerk has on Thursday, August 10, 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.
10. Cancellation of the regular Redevelopment Agency meeting of August 15, 2006, due to lack of business.

This concluded the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

11. Subject: Capital Improvement Projects Fourth Quarter And Annual Report For Fiscal Year 2006 (230.01)

Recommendation: That Council receive, for information only, the Capital Improvement Projects (CIP) Fourth Quarter and Annual Report For Fiscal Year 2006.

Documents:

- August 15, 2006, report from the Public Works Director.
- PowerPoint presentation prepared and made by staff.

Speakers:

Staff: Assistant Public Works Director/City Engineer Pat Kelly.

By consensus, the Council received the report.

RECESS

Mayor Blum recessed the meeting at 3:09 p.m. in order for the Council to reconvene in closed session for Item Nos. 12 and 13. Councilmember House entered the meeting at 3:10 p.m.

CLOSED SESSIONS

13. 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 Homes on Wheels, et al., v. City of Santa Barbara, et al., Santa Barbara Superior Court Case No. 1112384.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

(Continued from August 8, 2006)

Documents:

August 15, 2006, report from the City Attorney.

Time:

3:10 p.m. - 3:30 p.m.

No settlement approved.

12. Subject: Conference With Labor Negotiator - Police (440.05)

Recommendation: That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to the City's labor negotiators, Bruce Barsook, Liebert Cassidy Whitmore, and Kristy Schmidt, Employee Relations Manager, regarding negotiations with the Police Officers' Association.

Scheduling: Duration, 20 minutes; anytime

Report: None anticipated

Documents:

August 15, 2006, report from the City Administrator.

Time:

3:30 p.m. - 5:30 p.m.

No report made.

ADJOURNMENT

Mayor Blum adjourned the meeting at 5:30 p.m.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER

ATTEST: _____

MARTY BLUM
MAYOR

LORI COLE
DEPUTY CITY CLERK