



**CITY OF SANTA BARBARA
CITY COUNCIL MINUTES**

**REGULAR MEETING
November 6, 2001
COUNCIL CHAMBER, DE LA GUERRA PLAZA**

CALL TO ORDER

Mayor Harriet Miller called the meeting to order at 2:02 p.m. (The Ordinance Committee met at 1:00 p.m. The Finance Committee, which is ordinarily scheduled to meet at 1:00 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Harriet Miller.

ROLL CALL

Councilmembers present: Marty Blum, H. P. Fairly, Gilbert Garcia, Gregg A. Hart, Dan B. Secord, Mayor Miller.
Councilmembers absent: Tom Roberts.
Staff present: City Administrator/Clerk James L. Armstrong, City Attorney Daniel J. Wallace, Deputy City Clerk Susan Tschech.

CEREMONIAL ITEMS

Presentations

1. SUBJECT: EMPLOYEE RECOGNITION - SERVICE AWARDS (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 November 30, 2001.

DOCUMENTS:

November 2, 2001, City Administrator's report.

(Cont'd)

1. (Cont'd)

SPEAKERS:

Staff: City Administrator James Armstrong, Award
Recipient Arthur Vasquez.

ACTION: By consensus, the Council approved the
recommendation. The following employees were recognized:

35-Year Pin
Arthur Vasquez, Parks and Recreation
20 Year Pin
Armand De La Rosa, Public Works
15-Year Pin
Diana Palmer, Waterfront
10-Year Pin
Mark Howard, Finance
Anthony Prieto, Public Works
Michael Johnson, Public Works
5-Year Pin
Mabel Shatavsky, Airport
Marcelo Lopez, City Administrator
Brenda Monser, Finance
James Willis, Police
Richard Alvarado, Public Works

CHANGES TO THE AGENDA

Item Removed from Agenda

Due to the withdrawal of the referenced application, the
following item was removed from the agenda:

8. SUBJECT: SET A DATE FOR PUBLIC HEARING (640.07)

RECOMMENDATION: That Council set the date of December 4,
2001, at 6:00 p.m., for hearing the appeal filed by Walt
and Jean Stein, Michael and Linda Cahill, and other
neighbors, of the Architectural Board of Review preliminary
approval of an application by Karl Eberhard, Architect for
Robert Koehler, for property located at 1402 Grand Avenue,
APN 029-110-036, E-1 & A-1 Single Family Residence Zone,
General Plan Designation: 3 Units per Acre.

(Cont'd)

8. (Cont'd)

The discretionary application required for this project for demolition of an existing 2,100 square foot residence and construction of a new 4,870 square foot, three-story residence with an attached 816 square foot garage and workshop on a five-acre lot is compliance with the Neighborhood Preservation Ordinance (NPO) for residential development located in the Hillside Design District.

PUBLIC COMMENT

SPEAKERS: Ken Loch.

RECESS

2:13 p.m. - 2:22 p.m., during which time the Redevelopment Agency meeting was held.

CONSENT CALENDAR (Item Nos. 2 - 7 and 9 - 11)

MOTION:

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

VOTE:

Unanimous voice vote (Absent: Councilmember Roberts).

2. **SUBJECT: MINUTES**

RECOMMENDATION: That Council waive the reading and approve the minutes of the regular meeting of October 16, the adjourned regular meetings of October 18 and 22, and the regular meetings of October 23, and 30, 2001 (cancelled for lack of a quorum).

ACTION: Approved the recommendation.

3. **SUBJECT: APPROPRIATION OF FUNDS FOR PLAZA VERA CRUZ PLAYGROUND REPLACEMENT PROJECT (570.07)**

RECOMMENDATION: That Council:

- A. Accept a grant from the State of California Environmental Protection Agency in the amount of \$49,993 for the Plaza Vera Cruz Playground Replacement Project; and

(Cont'd)

3. (Cont'd)

B. Increase estimated expenditures and revenues in the Parks and Recreation Miscellaneous Grants Fund Budget for FY 02 in the amount of \$49,993.

ACTION: Approved the recommendations (November 2, 2001, City Administrator's report).

4. SUBJECT: LEASE AGREEMENT WITH VISTA STEEL COMPANY, AT THE AIRPORT (330.04)

RECOMMENDATION: That Council approve and authorize the City Administrator to execute a two-year Lease Agreement, with two one-year options, with Vista Steel Company, a California Corporation, for 800 square feet of Building 224, 6100-A Francis Botello Road, and approximately 10,961 square feet of paved, fenced yard, 80 David Love Place, effective October 1, 2001, for a total monthly rental of \$2,983, exclusive of utilities.

ACTION: Approved the recommendation; Agreement No. 20,440 (November 2, 2001, City Administrator's report).

5. SUBJECT: AGREEMENTS WITH SALT LAKE ORGANIZING COMMITTEE FOR THE OLYMPIC WINTER GAMES OF 2002 FOR TORCH RELAY SERVICES (520.04)

RECOMMENDATION: That Council:

- A. Authorize the City Administrator to execute an agreement between the City of Santa Barbara and Salt Lake Organizing Committee (SLOC) for the Olympic Winter Games of 2002 for the Olympic Torch Relay visit to Santa Barbara on January 16, 2002; and
- B. Authorize the City Administrator to execute a Designated Marks and Copyrights License agreement between the City of Santa Barbara and the SLOC.

SPEAKERS:

- Member of the Public: Ken Loch.
- Staff: Parks and Recreation Director Richard Johns.

ACTION: Approved the recommendations; Agreement Nos. 20,441 and 20,442 (November 2, 2001, City Administrator's report).

6. SUBJECT: AGREEMENT WITH SANTA BARBARA CITY SCHOOL DISTRICTS FOR PARK RANGER PATROL (150.05)

RECOMMENDATION: That Council increase estimated expenditures and revenues in the Parks and Recreation Department General Fund budget for FY 02 in the amount of \$20,000 for Park Ranger security patrols at Santa Barbara City School Districts school sites per Agreement No. 20,287.

ACTION: Approved the recommendation (November 2, 2001, City Administrator's report).

7. SUBJECT: K-9 PROGRAM DONATION (520.04)

RECOMMENDATION: That Council:

- A. Authorize the acceptance of a \$10,000 donation from an anonymous donor to the K-9 Program for the purchase and training of a bomb detection dog;
- B. Appropriate the \$10,000 to the "K-9 Donation" Miscellaneous Grant Account; and
- C. Find it in the City's best interest to waive the formal bid procedure as authorized by Municipal Code Sec. 4.52.050(k), and authorize the City's General Services Manager to issue a purchase order to Far Fetched Retrievers for procurement and training of a bomb detection dog in an amount not to exceed \$10,000.

ACTION: Approved the recommendations (November 2, 2001, City Administrator's report).

NOTICES

- 9. The City Clerk has on Friday, November 2, 2001, 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.
- 10. Ordinance Committee meeting, November 6, 2001, at 1:00 p.m. in the Council Chamber for consideration of a View Dispute Resolution Process. (120.03)
- 11. Redevelopment Agency meeting, November 6, 2001, at 2:00 p.m. in the Council Chamber. (620.03)

This completed the Consent Calendar.

REPORT FROM ORDINANCE COMMITTEE

12. SUBJECT: REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Marty Blum reported that the Committee had resumed its consideration of a View Dispute Resolution Process. The Committee directed Staff to meet with the View Ordinance Task Force to identify remaining issues associated with the new process. The Committee anticipates forwarding an ordinance to Council within a few weeks.

ADMINISTRATIVE REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

13. SUBJECT: FISCAL YEAR 2002-2003 HUMAN SERVICES AND COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING (610.05)

RECOMMENDATION: That Council:

- A. Review the current Community Development and Human Services Committee (CDHSC) program funding priorities, and provide input and direction on the criteria and priorities for FY 2002-2003 Human Services and Community Development Block Grant funding decisions; and
- B. Authorize staff to release the FY 2002-2003 funding application along with the committee review process and schedule for review of those applications.

DOCUMENTS:

November 2, 2001, City Administrator's report.

SPEAKERS:

Staff: Community Development Programs Supervisor Mark Taylor.

MOTION:

Councilmembers Hart/Blum to approve the recommendations.

VOTE:

Unanimous voice vote (Absent: Councilmember Roberts).

AIRPORT DEPARTMENT

14. SUBJECT: LEASE AGREEMENT WITH COMMUNITY ENVIRONMENTAL COUNCIL, INC., AT THE AIRPORT (330.04)

RECOMMENDATION: That Council approve and authorize the City Administrator to execute a five-year Lease Agreement with Community Environmental Council, Inc. (CEC), a Non-profit Organization, for 52,086 square feet of unpaved land, 20 David Love Place, effective upon completion of improvements, but no later than January 1, 2002, for a total monthly rental of \$8,855, exclusive of utilities.

DOCUMENTS:

November 2, 2001, City Administrator's report.

SPEAKERS:

- Staff: Airport Director Karen Ramsdell.
- Community Environmental Council: Executive Director Bud Laurent.

MOTION:

Councilmembers Secord/Garcia to approve the recommendation; Agreement No. 20,443.

VOTE:

Unanimous voice vote (Absent: Councilmember Roberts).

REQUEST FROM THE PUBLIC

15. SUBJECT: SANTA BARBARA SCHOOL DISTRICTS REQUEST FOR FUNDING FOR LONG-RANGE FACILITY MASTER PLAN (150.05)

RECOMMENDATION: That Council approve the contribution of \$25,000 from Fiscal Year 2000-2001 Council Goal funds for the Santa Barbara School Districts Long-Range Facility Master Plan.

DOCUMENTS:

- September 12, 2001, letter from Santa Barbara School Districts.
- November 2, 2001, City Administrator's report.

SPEAKERS:

Staff: Administrative Analyst Nina Johnson.

(Cont'd)

15. (Cont'd)

MOTION:

Councilmembers Hart/Secord to approve the recommendation.

VOTE:

Unanimous voice vote (Absent: Councilmember Roberts).

ORDINANCES FOR ADOPTION

16. SUBJECT: COMMERCIAL FISHING BERTHS IN SANTA BARBARA HARBOR AND WATERFRONT'S SLIP WAITING LIST (570.03)

RECOMMENDATION: That Council:

- A. Receive a report from staff on the transfer and assignment of slips for commercial fishermen in Santa Barbara Harbor and issues related to the Waterfront Department's Slip Waiting List;
- B. Adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Municipal Code Section 17.20.005 Relating to Slip Assignment Policy in the Santa Barbara Harbor;
- C. Adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara to Approve and Authorize the City Waterfront Director to Suspend Further Additions to the Harbor Slip Waiting List as Maintained by Santa Barbara Municipal Code Chapter 17.20;
- D. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting a Slip Occupancy Policy for Commercial Fishermen at the Santa Barbara Harbor and Repealing Resolution 99-147; and
- E. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing Mooring, Slip and User Fees in the Santa Barbara Harbor Including Stearns Wharf, and Repealing Resolution 01-091.

DOCUMENTS:

- November 2, 2001, City Administrator's report.
- Proposed Ordinances and Resolutions.

(Cont'd)

16. (Cont'd)

SPEAKERS:

- Staff: Harbor Operations Manager Mick Kronman,
Waterfront Director John Bridley.
- Members of the Public: Terre Hawkins, Guy Robinson.

MOTION:

Councilmembers Secord/Fairly to approve the recommendations; Ordinance Nos. 5206 and 5207; Resolution Nos. 01-124 and 01-125.

VOTE:

Unanimous roll call vote (Absent: Councilmember Roberts).

PUBLIC HEARING

17. SUBJECT: LOCAL LAW ENFORCEMENT BLOCK GRANT (L.L.E.B.G.)
(520.04)

RECOMMENDATION: That Council:

- A. Hold a public hearing;
- B. Accept the Local Law Enforcement Block Grant (L.L.E.B.G.) award of \$139,531.00;
- C. Appropriate \$139,531.00 to the Fiscal Year 2001-02 L.L.E.B.G. for the purchase of Peer Mediation Training and Partnership with Schools, enhancement of department-wide diversity training, and miscellaneous equipment;
- D. Find it in the City's best interest to waive the formal bid procedure as authorized by Municipal Code §4.52.080(k) and authorize the City General Services Manager to issue purchase orders to various vendors for miscellaneous equipment as indicated in the Council Agenda Report; and
- E. Approve the transfer of \$15,503.00 in currently available asset forfeiture funds for the year 2001 L.L.E.B.G. Grant to the Police Special Operation Fund for the matching funds requirement of \$15,503.00 to cover the balance of the proposed equipment to be purchased.

DOCUMENTS:

November 2, 2001, City Administrator's report.

(Cont'd)

17. (Cont'd)

PUBLIC HEARING OPENED:
2:56 p.m.

SPEAKERS:
Staff: Police Captain Edward Szeyller.

PUBLIC HEARING CLOSED:
3:02 p.m.

MOTION:
Councilmembers Hart/Secord to approve the
recommendations.

VOTE:
Unanimous voice vote (Absent: Councilmember Roberts).

CHANGES TO THE AGENDA

Item Removed from Agenda

At the request of City Attorney Daniel Wallace, the following
item was removed from the agenda:

18. SUBJECT: CONFERENCE WITH LEGAL COUNSEL - EXISTING
LITIGATION (160.03)

RECOMMENDATION FROM THE CITY ATTORNEY: 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. CITY OF SANTA
BARBARA, etc. vs. JORDANO's, INC., et al. and consolidated
cases, Case No. 228646, Santa Barbara Superior Court.
Scheduling: Duration, 10 minutes; anytime.

ADJOURNMENT

Mayor Miller adjourned the meeting at 3:04 p.m.

SANTA BARBARA CITY COUNCIL

MABI COVARRUBIAS PLISKY, CMC
CITY CLERK SERVICES MANAGER

HARRIET MILLER
MAYOR

ATTEST: _____
SUSAN TSCHECH
DEPUTY CITY CLERK