



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING
January 29, 2008
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 2:01 p.m. (The Finance Committee met at 12:30 p.m. The Ordinance Committee, which ordinarily meets at 12:30 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

Councilmembers present: Iya G. Falcone, Dale Francisco, 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 Susan Tschech.

CEREMONIAL ITEMS

1. Subject: Integrated Pest Management Innovator Award (330.01)

Recommendation: That Council receive the California Department of Pesticide Regulation's 2007 Integrated Pest Management (IPM) Innovator Award.

Documents:

January 29, 2008, report from the Parks and Recreation Director.

Speakers:

- California Department of Pesticide Regulation: James Shattuck.
- Staff: Parks Manager Santos Escobar, Jr.
- IPM Consultant to City: Phil Boyce.
- Member of the Public: Eric Cardenas, Environmental Defense Center.

(Cont'd)

1. (Cont'd)

Action: Mr. Shattuck presented the award, which is issued by the California Environmental Protection Agency. Parks Manager Santos Escobar and Parks and Recreation Director Nancy Rapp accepted it on behalf of the City.

CHANGES TO THE AGENDA

City Administrator James Armstrong noted a correction to the noticing information given in Item No. 14 (see that item).

PUBLIC COMMENT

Speakers: Ruth Wilson, Terry Tyler, Michelle Giddens, Mr. Pennington, Richard Robinson, and Bret Hughes.

CONSENT CALENDAR (Item Nos. 2 – 11, 14, and 15)

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

Motion:

Councilmembers Williams/Falcone to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

2. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the regular meetings of January 8 and January 15, 2008.

Action: Approved the recommendation; clerical correction made to minutes for meeting of January 15, 2008.

3. Subject: Approval of Santa Barbara Metropolitan Transit District As The Sole Vendor to Provide Busboard Display Space For Airport Advertising Panels (560.01)

Recommendation: That Council:

- A. Find it to be in the City's best interest to waive the formal bid process as authorized by Municipal Code Section 4.52.080(k) and approve the Santa Barbara Metropolitan Transit District (MTD) as a sole source vendor for busboard advertising for the Airport Department's marketing campaigns from July 1, 2007, through June 30, 2012; and

(Cont'd)

3. (Cont'd)

- B. Authorize the General Services Manager to issue purchase orders not to exceed \$29,005 for busboard display space with MTD for Fiscal Year 2008, and to issue purchase orders in subsequent fiscal years, if required subject to approved funding for the program.

Action: Approved the recommendations (January 29, 2008, report from the Airport Director).

4. Subject: Purchase Order Increase For Business Recycling Public Outreach And Education (630.01)

Recommendation: That Council approve a change order from \$20,625 to \$31,125 to increase funding for Rave & Associates for graphic design and related business recycling outreach programs.

Action: Approved the recommendation (January 29, 2008, report from the Assistant Finance Director).

5. Subject: Adoption of Ordinance For Amendments To The Neighborhood Preservation Ordinance (640.02)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Titles 22 and 28 of the Santa Barbara Municipal Code Relating to Design Review and Net Floor Area Limitations.

Action: Approved the recommendation; Ordinance No. 5444 (January 18, 2008, e-mail from Michelle Giddens, CityWide Homeowners of Santa Barbara).

6. Subject: Adoption Of Ordinance For Revisions To Dance Permit Ordinance (520.04)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Title Five of the Santa Barbara Municipal Code by Revising Chapter 5.20 with Respect to Dance Permits.

Action: Approved the recommendation; Ordinance No. 5445.

7. Subject: Amendment To Setback Lines For 1929 Cliff Drive (640.09)

Recommendation: That Council:

- A. Approve and authorize the City Administrator to execute and record a Setback Variance Agreement pursuant to Santa Barbara Municipal Code Chapter 28.84; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Granting a Variance at 1929 Cliff Drive, Assessor's Parcel Number 045-051-016, with Respect to the Setback Established for Cliff Drive by Santa Barbara Municipal Code Section 28.83.077 and Chapter 28.84.

Action: Approved the recommendations; Resolution No. 08-003; Agreement No. 22,653 (January 29, 2008, report from the Acting Public Works Director; proposed resolution).

8. Subject: Acceptance Of Land For Roundabout Project (670.07)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting the Ownership in Fee of Certain Land Underlying a Portion of Montecito Country Club, Located at the Intersection of the Northerly Line of Old Coast Highway with the Northwesterly Line of Hot Springs Road.

Action: Approved the recommendation; Resolution No. 08-004; Deed No. 61-327 (January 29, 2008, report from the Acting Public Works Director; proposed resolution).

9. Subject: Fiscal Year 2008 Interim Financial Statements For The Five Months Ended November 30, 2007 (250.02)

Recommendation: That Council accept the Fiscal Year 2008 Interim Financial Statements for the Five Months Ended November 30, 2007.

Action: Approved the recommendation (January 29, 2008, report from the Finance Director).

10. Subject: Contract For Design Of Airport Water Distribution System Upgrade (540.06)

Recommendation: That Council authorize the Public Works Director to execute a contract with Penfield & Smith in the amount of \$50,760 for design services for the Airport Water Distribution System Upgrade Project, and approve expenditures of up to \$5,000 for extra services that may result from necessary changes in the scope of work.

(Cont'd)

10. (Cont'd)

Action: Approved the recommendation; Contract No. 22,654 (January 29, 2008, report from the Acting Public Works Director).

11. Subject: Professional Services Contract With Goodwin Simon Victoria Research For Water Quality Public Opinion Research (540.14)

Recommendation: That Council authorize the Parks and Recreation Director to execute a professional services contract with Goodwin Simon Victoria Research in the amount of \$58,300 to conduct residential and business opinion research related to creek restoration and to storm water and urban runoff pollution.

Action: Approved the recommendation; Contract No. 22,655 (January 29, 2008, report from the Parks and Recreation Director).

Agenda Item Nos. 12 and 13 appear in the Redevelopment Agency minutes.

NOTICES

14. The City Clerk has on Thursday, January 24, 2008, 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, and on Saturday, January 26, 2008, posted this agenda on the Internet.
15. A City Council site visit is scheduled for Monday, February 4, 2008, at 1:30 p.m. to the property located at 518 State Street, which is the subject of an appeal hearing set for February 5, 2008, at 2:00 p.m.

This concluded the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Roger Horton reported that the Committee considered and approved Staff recommendations for the funding of *Plan Santa Barbara* environmental review and the Sewer Lateral Inspection Program; these recommendations will be submitted to the full Council in the near future. The Committee also reviewed Interim Financial Statements for the five months ended November 30, 2007, for both the City and the Redevelopment Agency; these statements were approved as part of this agenda's Consent Calendar (Item Nos. 9 and 13, respectively).

MAYOR AND COUNCIL REPORTS

16. Subject: Interviews For The Metropolitan Transit District Board (140.05)

Recommendation: That Council:

- A. Hold interviews of applicants to the Santa Barbara Metropolitan Transit District Board (MTD); and
- B. Make an appointment to the MTD Board on February 5, 2008.

Documents:

January 29, 2008, report from the Administrative Services Director.

Speakers:

The following applicants were interviewed:

Sharon Anderson
Susan Chan Egan
Eugene Hagerty

By consensus, the Council approved Recommendation B and will make an appointment to the MTD Board on February 5, 2008.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTSFINANCE DEPARTMENT

17. Subject: Project Goals And Evaluation Criteria For Developing Short List Of Conversion Technologies (630.01)

Recommendation: That Council:

- A. Approve the proposed project goals associated with the potential implementation of a conversion technology project; and
- B. Approve the proposed primary evaluation criteria to be used to narrow the list of potential conversion technology vendors not meeting minimum requirements.

Documents:

January 29, 2008, report from the Finance Director.

Speakers:

Staff: Assistant Finance Director Robert Samario.

Motion:

Councilmembers House/Falcone to approve the recommendations.

Vote:

Unanimous voice vote.

PUBLIC WORKS DEPARTMENT

18. Subject: Scope Of Work For The Investigation Of Upper State Street Dedicated Transit Lanes (670.08)

Recommendation: That Council:

- A. Review and comment on the scope of work for the Upper State Street Dedicated Transit Lanes Feasibility Study; and
- B. Authorize the Public Works Director to advertise a Request for Proposals for professional services to do this work.

Documents:

January 29, 2008, report from the Acting Public Works Director.

Speakers:

- Staff: Principal Transportation Planner Rob Dayton, Acting Public Works Director Paul Casey.
- Members of the Public: Patricia Hiles; Jim Westby; Frank Hotchkiss; Michael Self, Santa Barbara Safe Streets.

Motion:

Councilmembers Horton/Williams to approve recommendation B.

Vote:

Majority voice vote (Noes: Councilmembers Falcone, Francisco).

RECESS

3:48 p.m. - 4:00 p.m.

PUBLIC HEARINGS

19. Subject: Appeal Of Architectural Board Of Review's Decision To Approve Landscaping Improvements Located At 601 E. Anapamu Street (640.07)

Recommendation: That Council deny the appeal of Cheri Rae McKinney on behalf of La Muralla Owners Association, thereby upholding the decision of the Architectural Board of Review to approve Review After Final landscape plan revisions.

Documents:

- January 29, 2008, report from the Acting Community Development Director.
- January 16, 2008, letter from the Appellant.
- PowerPoint presentation prepared and made by the Applicant.
- January 29, 2008, letter from Kathiann Brown.

(Cont'd)

19. (Cont'd)

Public Comment Opened:
4:01 p.m.

Speakers:

- Staff: Senior Planner Jaime Limon, City Attorney Stephen Wiley, Urban Historian Jake Jacobus.
- Appellant: Cheri Rae McKinney, Julie Wood, Sharon Summer.
- Applicant: Rob Kooyman, Meridian Group; Landscape Architect Katie O-Reilly Rogers.
- Members of the Public: Mary Louise Days; Maureen Masson; Lynn Spillman; Ray Choiniere; Dr. Harold Bussell, Dr. Charles Leonard, and John McKinney, La Muralla Owners Association; Kathiann Brown; Naomi Kovacs, Citizens Planning Association; Michael Self, Santa Barbara Safe Streets; Kellam de Forest; Wayne Burke; Florentino Ibara.

Public Comment Closed:
6:07 p.m.

Motion:

Councilmembers House/Falcone to continue the appeal and direct Staff to:

- 1) Refer the project to the Architectural Board of Review within 60 days to perform further review of a) the landscape plan for its compliance with the Board's original intent that the plan mitigate the size, bulk and scale of the existing architecture; and b) the sandstone retaining wall and hitching posts along Salsipuedes Street to ensure that they meet seismic safety requirements and retain their historic appearance;
- 2) Refund the appeal fee; and
- 3) Put the entire documentation of this project in a Community Development street file.

Vote:

Unanimous voice vote.

By consensus, the Council agreed with the suggestion of City Attorney Stephen Wiley that should the Appellant be satisfied with the outcome of project changes required by the Architectural Board of Review, withdrawal of the appeal would be recommended to the Appellant; otherwise, the project will return to Council within 90 days for its further consideration and for final action on the appeal. Also by consensus, the Council directed Staff to return to the Ordinance Committee with recommendations to address the enforcement of tree preservation.

ADJOURNMENT

Mayor Blum adjourned the meeting at 6:58 p.m. to Monday, February 4, 2008, at 1:30 p.m. for a site visit to 518 State Street.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER


MARTY BLUM
MAYOR

ATTEST: 
SUSAN TSCHECH, CMC
DEPUTY CITY CLERK