



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING October 26, 2004 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:00 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: Brian B. Barnwell, Iya G. Falcone, Roger L. Horton, Helene Schneider, Dan B. Secord, Das Williams, Mayor Blum.

Councilmembers absent: None.

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

CEREMONIAL ITEMS ADDED TO THE AGENDA

- 1.A. SUBJECT: PROCLAMATION DECLARING OCTOBER 23 – 31, 2004, AS RED RIBBON WEEK

ACTION: Proclamation presented to M. J. Franco, Media Coordinator for Fighting Back.

- 1.B. SUBJECT: THANKS AND APPRECIATION TO OUTGOING CITY ADVISORY GROUP MEMBERS

SPEAKERS:

Members of the Public: Former Library Board member Ellen Raffensperger, former Douglas Family Preserve Advisory Committee member Kevin Young.

ACTION: Mayor Blum recognized outgoing City advisory group members.

PUBLIC COMMENT

SPEAKERS: David Daniel Diaz, Peter Marin, and Richard Robinson.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

INFORMATION:

- Mayor Blum mentioned that the Dream Foundation presented the Founder's Award to the City.
- Councilmember Barnwell spoke about the opening of the Channing Peake Gallery.
- Councilmember Schneider spoke about the Community Development and Human Services Block Grant ceremony; she also spoke about the ground breaking ceremony for Habitat for Humanity.
- Councilmember Horton spoke about his recent trip to Philadelphia and encouraged everyone to vote.

CONSENT CALENDAR (Item Nos. 1 – 10)

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

MOTION:

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

VOTE:

Unanimous roll call vote.

1. SUBJECT: MINUTES

RECOMMENDATION: That Council waive the reading and approve the minutes of the regular meeting of October 12, 2004.

ACTION: Approved the recommendation.

2. SUBJECT: ADOPTION OF ORDINANCE FOR ANNEXATION OF 500 NORTH LA CUMBRE ROAD (680.04)

RECOMMENDATION: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 28.12 of the Municipal Code Pertaining to Zoning Upon Annexation of Assessor Parcel Number 057-170-009 Located at 500 N. La Cumbre Road.

ACTION: Approved the recommendation; Ordinance No. 5334.

3. SUBJECT: ADOPTION OF ORDINANCE FOR LEASE AGREEMENT WITH MULLIGAN'S CAFE (330.04)

RECOMMENDATION: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a 7-year Lease Agreement With Mario and Elena Medina, Doing Business As Mulligan's Café, LLC, for the 3,480 Square Feet of Interior Building Space and Approximately 3,200 Square Feet of Exterior Patio Space at the Santa Barbara Golf Club.

ACTION: Approved the recommendation; Ordinance No. 5335; Agreement No. 21,526.

4. SUBJECT: ADOPTION OF ORDINANCE FOR EFFICIENCY UNITS REDUCING MINIMUM FLOOR AREA (660.01)

RECOMMENDATION: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Santa Barbara Municipal Code Sections 22.04.020 and 28.87.150 Regarding the Minimum Size of Efficiency Units.

ACTION: Approved the recommendation; Ordinance No. 5336.

5. SUBJECT: ADOPTION OF ORDINANCE AMENDMENT AUTHORIZING THE AIRPORT COMMISSION TO APPROVE LEASES (560.01)

RECOMMENDATION: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending the Municipal Code by Amending Section 18.44.070 and By Adding Section 18.44.075 Pertaining to the Santa Barbara Airport and Authorizing the Airport Commission to Review and Approve Leases and the Airport Director to Execute Leases With Terms of Five Years or Less.

ACTION: Approved the recommendation; Ordinance No. 5337.

6. SUBJECT: ASSIGNMENT OF LEASE AGREEMENT FOR GALERIA DEL MAR (330.04)

RECOMMENDATION: That Council:

- A. Find Old Wharf Trading Company, Inc., a tenant in good standing for the purpose of assigning Lease Agreement No. 16,355 for the retail shop formerly known as Galeria del Mar at 217-E Stearns Wharf; and
- B. Approve and authorize the City Administrator to execute a Consent to Assignment of Lease Agreement No. 16,355 to Joseph and Dianna Bottoms.

ACTION: Approved the recommendations; Agreement No. 21,527 (October 26, 2004, report from the Waterfront Director).

7. SUBJECT: PRIMARY COAGULANT CHEMICAL PURCHASE FOR THE WILLIAM B. CATER WATER TREATMENT PLANT (540.10)

RECOMMENDATION: That Council:

- A. Find it in the City's best interest to waive the formal bidding process as authorized by Municipal Code 4.52.080(k), and authorize the City General Services Manager to issue a Blanket Purchase Order to Kemiron Northwest in the amount of \$150,000 for the purchase of up to 73,000 gallons of Kemiron Northwest Polyaluminum Chloride Blend PAX 31XL; and
- B. Authorize the City's General Services Manager to issue Change Orders to Kemiron Northwest, as required, not to exceed budgeted funds, to cover annual renewals, contingencies, changes and upgrades, for a period not to exceed five years, including the first year.

ACTION: Approved the recommendations (October 26, 2004, report from the Public Works Director).

8. SUBJECT: STATE URBAN PARKS AND HEALTHY COMMUNITIES PROGRAM FUND GRANT APPLICATION FOR ORTEGA PARK (570.05)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving the Applicant to Apply for Grant Funds in the Amount of \$100,000, for the 2002 Resources Bond Act, State Urban Parks and Healthy Communities Program, for the Ortega Park Improvement Project.

SPEAKER:

Staff: Landscape Architect/Project Coordinator Billy Goodnick.

ACTION: Approved the recommendation, Resolution No. 04-090 (October 26, 2004, report from the Parks and Recreation Director; Proposed Resolution; PowerPoint presentation prepared by staff).

9. SUBJECT: AGREEMENT FOR GRANADA GARAGE PUBLIC INFORMATION AND COMMUNITY OUTREACH (550.05)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to negotiate and execute a Professional Services Agreement with the Downtown Organization to perform public information and community outreach work for the Granada Garage construction project for a not-to-exceed amount of \$90,500; and
- B. Authorize the Public Works Director to issue Change Orders to the Downtown Organization for a not-to-exceed amount of \$10,000.

ACTION: Approved the recommendations; Agreement No. 21,528 (October 26, 2004, report from the Public Works Director).

NOTICES

10. The City Clerk has on Thursday, October 21, 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.

This concluded the Consent Calendar.

FINANCE COMMITTEE REPORT

11. SUBJECT: SPECIAL FINANCE COMMITTEE AGENDA, OCTOBER 26, 2004, 12:30 P.M., IN ROOM 15 (120.03)
 - A. Investment Management Review (See Item No. 13); and
 - B. Southern California Edison Franchise Agreement.

12. SUBJECT: REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Dan Secord reported that the Committee received a report from PFM Asset Management, LLC, on the third quarter 2004 Investment Management Review which will be presented to the Council as Item No. 13. The Committee also met to review the Southern California Edison Franchise Agreement which will be presented to the Council in the near future.

13. SUBJECT: INVESTMENT MANAGEMENT REVIEW (260.02)

RECOMMENDATION: That Council receive and accept the third quarter 2004 Investment Management Review from PFM Asset Management, LLC (PFM).

DOCUMENTS:

October 26, 2004, Finance Director's report.

SPEAKERS:

- Staff: Treasury Manager Cynthia Odell.
- PFM Asset Management, LLC: Elena Zaretsky.

MOTION:

Councilmembers Secord/Horton to approve the recommendation.

VOTE:

Unanimous voice vote.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

AIRPORT DEPARTMENT

14. SUBJECT: REQUEST FOR PROPOSALS FOR AIRPORT INDUSTRIAL/COMMERCIAL PROPERTY AT 6100 HOLLISTER AVENUE (560.01)

RECOMMENDATION: That Council approve and authorize issuance of a Request for Proposals (RFP) for development of commercial/industrial property located at 6100 Hollister Avenue, at the Airport.

DOCUMENTS:

- October 26, 2004, Airport Director's report.
- PowerPoint presentation prepared by staff.

SPEAKERS:

Staff: Assistant Airport Director Hazel Johns, Airport Director Karen Ramsdell.

MOTION:

Councilmembers Secord/Schneider to approve the recommendations and direct staff to revise the selection methodology to subtract 5 points from Item No. 1, and add 5 points to Item No. 5 for green building features.

AMENDED MOTION:

Councilmembers Secord/Schneider to approve the recommendations and direct staff to revise the selection methodology to subtract 5 points from Item No. 1, add 5 points to Item No. 5 for green building features, and revise Item No. 5 to state "inclusiveness of a concept for future use to maximize the project square footage."

VOTE:

Unanimous voice vote.

15. SUBJECT: FISCAL YEAR 2006 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 Fiscal Year 2006 Human Services and Community Development Block Grant funding decisions;

(Cont'd)

15. (Cont'd)

- B. Authorize staff to release the Fiscal Year 2006 funding application along with the committee review process and schedule for review of those applications; and
- C. Establish a Fiscal Year 2006 General Fund funding commitment in the amount of \$592,848 for the Human Services Program.

DOCUMENTS:

October 26, 2004, Community Development Director's report.

SPEAKERS:

Staff: Community Development Programs Supervisor Mark Taylor, City Administrator James L. Armstrong.

MOTION:

Councilmembers Horton/Williams to direct staff to forward the item to the Finance Committee for review.

VOTE:

Unanimous voice vote.

MOTION:

Councilmembers Schneider/Falcone to approve the recommendations.

VOTE:

Unanimous voice vote.

PUBLIC WORKS DEPARTMENT

16. SUBJECT: CAPITAL IMPROVEMENT PROJECTS' FIRST QUARTER REPORT FOR FISCAL YEAR 2005 (230.01)

RECOMMENDATION: That Council receive, for information only, the Capital Improvement Projects' First Quarter Report for Fiscal Year 2005.

DOCUMENTS:

- October 26, 2004, report from the Public Works Director.
- PowerPoint presentation prepared by staff.

SPEAKERS:

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

DISCUSSION:

Staff provided the Council with an update on the various capital improvement projects that have been completed or are in progress and answered questions from the Council members.

RECESS

3:46 p.m. – 4:00 p.m. Councilmembers Barnwell and Secord were absent when the Council reconvened.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

PUBLIC WORKS DEPARTMENT (CONT'D)

17. SUBJECT: CONTRACT FOR COLLECTION SYSTEM PEAK FLOW MANAGEMENT STUDY (540.13)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute a contract with Carollo Engineers Professional Corporation (Carollo) in an amount not to exceed \$89,279, for the Collection System Peak Flow Management Study and Alternative Treatment Technology Conceptual design, and authorize the Public Works Director to approve extra services in an amount not to exceed \$9,000 to cover any cost increases that may result from change orders for extra work; and
- B. Authorize the General Services Manager to issue a purchase order in an amount not to exceed \$6,856 to RBF Consulting (RBF) to incorporate additional wastewater facilities into the draft wastewater model in order to assist Carollo with their study, and authorize the General Services Manager to approve change order funds for RBF in an amount not to exceed \$700.

DOCUMENTS:

- October 26, 2004, report from the Public Works Director.
- PowerPoint presentation prepared by staff.

Councilmember Barnwell entered the meeting at 4:06 p.m. Councilmember Secord entered the meeting at 4:06 p.m.

SPEAKERS:

Staff: Public Works Director Anthony Nisich, Wastewater System Manager Rebecca Bjork.

Councilmember Secord left the meeting at 4:28 p.m.

MOTION:

Councilmembers Falcone/Williams to approve the recommendations; Contract No. 21,529.

VOTE:

Unanimous voice vote (Absent: Councilmember Secord).

MAYOR AND COUNCIL REPORT

18. SUBJECT: REQUEST FROM MAYOR BLUM AND COUNCILMEMBER SCHNEIDER ESTABLISHING A POET LAUREATE AS REQUESTED BY THE ARTS ADVISORY COMMITTEE (610.03)

RECOMMENDATION: That Council consider a request by Mayor Marty Blum and Councilmember Helene Schneider to place an item on a future Council Agenda regarding the establishment of a City Poet Laureate, as requested by the Arts Advisory Committee.

DOCUMENTS:

October 26, 2004, City Administrator's report.

MOTION:

Councilmembers Falcone/Schneider to direct staff to place this item on a future Agenda.

VOTE:

Unanimous voice vote (Absent: Councilmember Secord).

City Administrator James L. Armstrong left the meeting and Assistant City Administrator Joan M. Kent took his place at 4:33 p.m.

PUBLIC HEARING

19. SUBJECT: REZONE AND GENERAL PLAN AND COASTAL PLAN MAP AMENDMENTS FOR 2109 CLIFF DRIVE (640.09)

RECOMMENDATION: That Council:

- A. 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 West Mesa Neighborhood; and
- B. At the time of Ordinance adoption, adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending the General Plan Map and Coastal Plan Map for a Certain Property Located in the West Mesa Neighborhood.

DOCUMENTS:

- October 26, 2004, Community Development Director's report.
- Proposed Ordinance.
- Proposed Resolution.
- Affidavit of Publication.
- October 19, 2004, letter from John Coons.
- October 21, 2004, letter from Louise Nelson.
- October 25, 2004, letter from Berni Bernstein.
- October 26, 2004, letter from Elizabeth Wolfson.

(Cont'd)

19. (Cont'd)

PUBLIC HEARING OPENED:

4:33 p.m.

Councilmember Secord entered the meeting at 4:34 p.m.

SPEAKERS:

- Staff: Senior Planner Jan Hubbell, Associate Planner Allison De Busk, City Attorney Stephen P. Wiley.
- Member of the Public: Berni Bernstein, La Mesa Neighborhood.

PUBLIC HEARING CLOSED:

5:07 p.m.

MOTION:

Councilmembers Barnwell/Secord to approve the recommendations.

VOTE:

Unanimous voice vote.

RECESS

5:09 p.m. – 6:00 p.m.

Mayor Blum presiding.

Councilmembers present: Barnwell, Horton, Schneider, Secord, Williams, Mayor Blum.

Councilmembers absent: Falcone.

Staff present: Assistant City Administrator Joan M. Kent, City Attorney Wiley, Deputy City Clerk Alcazar.

PUBLIC COMMENT

No one wished to speak.

MAYOR AND COUNCIL REPORT

20. SUBJECT: PLAZA DE LA GUERRA SUB-COMMITTEE RECOMMENDATIONS (570.05)

RECOMMENDATION: That Council approve the recommendations submitted by the Council Sub-committee on Plaza de la Guerra.

DOCUMENTS:

- October 26, 2004, City Administrator's report.
- October 21, 2004, letter from James B. Rickard.

Councilmember Falcone entered the meeting at 6:04 p.m.

(Cont'd)

20. (Cont'd)

SPEAKERS:

- Staff: City Special Projects Manager Don Olson.
- Historic Landmarks Commission: Member William La Voie.
- Members of the Public: Marshall Rose, Downtown Organization; Patrick O'Dowd; Scott Wenz, Cars Are Basic; James Main; Joseph Cole, Santa Barbara News-Press; Jarrell Jackman, Santa Barbara Trust for Historic Preservation; Stella Larson, Santa Barbara Conservancy; Chip Wullbrandt, Old Spanish Days; Dennis Rickard.

MOTION:

Councilmembers Williams/Barnwell to approve the recommendations with the following revisions: Recommendation No. 1: Revised to state "Postpone consideration of the General Plan Amendment GPA 1 – 2002 regarding Plaza De La Guerra;" and Recommendation No. 6: Expanded the subcommittee to 7 members by adding a representative from the Downtown Organization, a representative from the surrounding businesses, a member of the Transportation and Circulation Committee, and a Councilmember.

AMENDED MOTION:

Councilmembers Williams/Barnwell to approve the recommendations with the following revisions: Recommendation No. 1: Revised to state "Postpone consideration of the General Plan Amendment GPA 1 – 2002 regarding Plaza De La Guerra;" Recommendation No. 6: Expanded the subcommittee to 7 members by adding a representative from the Downtown Organization, a representative from the surrounding businesses, a member of the Transportation and Circulation Committee, and a Councilmember; and Recommendation No. 2: Bullet No. 7 was revised to state "Design the roadway and interior lawn so that they would function in a safe manner both for automobiles and for pedestrians during large community events."

VOTE:

Unanimous voice vote.

ADJOURNMENT

Mayor Blum adjourned the meeting at 7:32 p.m.

SANTA BARBARA CITY COUNCIL

JAMES L. ARMSTRONG
CITY CLERK

ATTEST:

MARTY BLUM
MAYOR

BRENDA ALCAZAR, CMC
DEPUTY CITY CLERK