



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING October 5, 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 1:00 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, Das Williams, Mayor Blum.

Councilmembers absent: Dan B. Secord.

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

CEREMONIAL ITEMS

1. SUBJECT: PROCLAMATION DECLARING OCTOBER 4 - 10, 2004, AS HARBOR AND SEAFOOD FESTIVAL WEEK (120.04)

ACTION: Proclamation presented to Bob Yost, Page Youth Center Board of Directors, and Mick Kronman, City of Santa Barbara Harbor Operations Manager.

2. SUBJECT: EMPLOYEE RECOGNITION - SERVICE AWARD PINS (410.01)

RECOMMENDATION: That Council authorize the City Administrator to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through October 31, 2004.

(Cont'd)

2. (Cont'd)

DOCUMENTS:

October 5, 2004, Assistant City Administrator's report.

SPEAKERS:

Staff: City Administrator James L. Armstrong.

ACTION: Approved the recommendation. The following employees were recognized:

30-Year Pin

David Ambriz, Public Works

25-Year Pin

Robert Schumacher, Fire

John Kattai, Police

Myra Nicholas, Library

20-Year Pin

Ida Morozowsky, Finance

Steven Faulstich, Community Development

Michael Moses, Fire

Frederic Simonds, Fire

Fernando Rodriguez, Police

15- Year Pin

Janette Carr, Community Development

Freda Markowitz, Parks and Recreation

Liza Carter, Waterfront

10-Year Pin

John Williams, Police

Tara O'Rilley, Library

Matthew Donahue, Airport

5-Year Pin

Traci Alvarez, Community Development

Calli Marquez, Public Works

Barbara Carey, Library

Nancy Rapp, Parks and Recreation

Sharon Staufenberg, Parks and Recreation

Elizabeth Williamson, Waterfront

PUBLIC COMMENT

SPEAKERS: Ken Loch and Nancy Tunnell.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

INFORMATION:

- Councilmember Horton spoke about the groundbreaking ceremony for the St. Vincent's Housing Project; he also mentioned that he attended a meeting to discuss the possible formation of a UNESCO Chapter in Santa Barbara.
- Councilmember Williams reported that he attended a meeting of the Youth Council where they discussed floor plan ideas for the Youth Center; he also spoke about the Santa Barbara County Open Space Inventory meeting that he attended.
- Councilmember Falcone spoke about a fund raiser for the newly created Santa Barbara Firefighters Alliance that she attended on behalf of Mayor Blum and presented them with a letter of recognition.

CONSENT CALENDAR (Item Nos. 3 – 11)

The title of the resolution related to Item No. 4 was read.

MOTION:

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

VOTE:

Unanimous roll call vote (Absent: Councilmember Secord).

3. SUBJECT: MINUTES

RECOMMENDATION: That Council waive the reading and approve the minutes of the regular meeting of September 21, 2004, and the special meeting of September 23, 2004.

ACTION: Approved the recommendation.

4. SUBJECT: GRANT FROM THE DEPARTMENT OF BOATING AND WATERWAYS FOR LAW ENFORCEMENT EQUIPMENT (570.03)

RECOMMENDATION: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the City Administrator to Execute a Grant Contract in an Amount of \$60,000 With the California Department of Boating and Waterways for Law Enforcement Equipment, Specifically, New Main Engines for Harbor Patrol Boat 2;
- B. Approve and authorize the City Administrator to execute an agreement with the California Department of Boating and Waterways accepting a \$60,000 grant for law enforcement equipment; and

(Cont'd)

4. (Cont'd)

- C. Increase Fiscal Year 2005 estimated revenue in the amount of \$60,000 and appropriate the funds to the Waterfront Department's Fiscal Year 2005 Capital Budget.

ACTION: Approved the recommendations; Resolution No. 04-077; Agreement No. 21,514 (October 5, 2004, Waterfront Director's report; proposed resolution).

5. SUBJECT: PURCHASE ORDER FOR WATER QUALITY MODEL AND REPORT (540.01)

RECOMMENDATION: That Council authorize the General Services Manager to issue a Purchase Order to RBF Consulting (RBF), in an amount not to exceed \$103,120, to develop a computerized water quality model based on the City's existing computerized water system hydraulic model.

SPEAKERS:

Staff: Water Resources Manager Steve Mack, Water System Manager Ken Goodenough.

ACTION: Approved the recommendation (October 5, 2004, report from the Public Work's Director).

6. SUBJECT: FISCAL YEAR 2005 INTERIM FINANCIAL STATEMENTS FOR THE TWO MONTHS ENDED AUGUST 31, 2004 (250.02)

RECOMMENDATION: That Council accept the Fiscal Year 2005 Interim Financial Statements for the Two Months Ended August 31, 2004.

ACTION: Approved the recommendation (October 5, 2004, Finance Director's report).

7. SUBJECT: INCREASE PURCHASE ORDERS FOR PLAN CHECK SERVICES (650.01)

RECOMMENDATION: That Council:

- A. Authorize the General Services Manager to increase Purchase Order Nos. 367030 and 367029 to D&J Engineering and EsGil Corporation, respectively, by \$50,000 each, for continued plan check services; and
- B. Increase estimated Fiscal Year 2005 Building & Safety Division's revenues by \$100,000 and appropriate the funds to the Community Development Department's budget to fund mandated plan check services.

ACTION: Approved the recommendations (October 5, 2004, Community Development Director's report).

8. SUBJECT: SET A DATE FOR PUBLIC HEARING REGARDING RECOMMENDATIONS FROM THE COUNCIL SUB-COMMITTEE ON PLAZA DE LA GUERRA (570.05)

RECOMMENDATION: That Council set the date of October 26, 2004, at ~~2:00~~ 6:00 p.m. for a public hearing on the recommendations of the Council Sub-committee on Plaza De La Guerra.

SPEAKERS:

Staff: City Administrator James L. Armstrong.

ACTION: Approved the recommendation as amended.

NOTICES

9. The City Clerk has on Thursday, September 30, 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.
10. Cancellation of the regular Redevelopment Agency meeting of October 5, 2004, due to lack of business.
11. City Advisory Group Recruitment:
 - A. The City Clerk's Office will accept applications through Friday, October 29, 2004, at 5:00 p.m. to fill vacancies on various City Advisory Groups;
 - B. The City Council will conduct interviews of applicants for vacancies on various City Advisory Groups on Tuesday, November 9, 2004, at 4:00 p.m. (Estimated Time), and Tuesday, November 16, 2004, at 6:00 p.m.; and
 - C. The City Council will make appointments to fill vacancies on various City Advisory Groups on Tuesday, December 7, 2004.

Councilmember Falcone encouraged members of the public to apply for positions on the various City Advisory Groups.

This concluded the Consent Calendar.

FINANCE COMMITTEE REPORT

12. SUBJECT: FINANCE COMMITTEE AGENDA, OCTOBER 5, 2004, 1:00 P.M., IN ROOM 15 (120.03)
 - A. Fiscal Year 2005 Interim Financial Statements for the Two Months Ended August 31, 2004 (See Item No. 6); and
 - B. Funding Allocation of the City's Fiscal Year 2005 Community Promotion Grants Funding for Events and Festivals, Organizational Development, and Community Arts.

13. SUBJECT: REPORT FROM THE FINANCE COMMITTEE

Councilmember Horton reported that the Finance Committee met to discuss the Fiscal Year 2005 Community Promotion Grants Funding for Events and Festivals, Organizational Development and Community Arts; this item will be presented to the Council next week. The Committee also considered the Fiscal Year 2005 Interim Financial Statements for the Two Months Ended August 31, 2004, which were included as part of the Consent Calendar, Item No. 6.

PUBLIC HEARING

14. SUBJECT: AGREEMENT FOR PROGRAM FEE FOR COMMUNITY AND REGIONAL SOLID WASTE SERVICES (630.01)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute an agreement between the City of Santa Barbara and the County of Santa Barbara for a Program Fee to pay for the continued provision of community and regional solid waste services in an amount not to exceed \$435,610 for Fiscal Year 2005;
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adjusting Rates for the Collection of Refuse, Recyclables and Green Waste by the City's Franchised Haulers; and
- C. Increase estimated Fiscal Year 2005 Solid Waste Fund revenues by \$326,708 and appropriate this amount, in addition to \$108,902 in Solid Waste Fund unappropriated reserves, for a total appropriation of \$435,610 to the Fiscal Year 2005 Solid Waste Fund operating budget.

DOCUMENTS:

- October 5, 2004, City Administrator's report.
- Proposed Resolution.
- Affidavit of Publication.

The title of the resolution was read.

PUBLIC HEARING OPENED:

2:18 p.m.

SPEAKERS:

Staff: Public Works Director Anthony J. Nisich, Acting Environmental Programs Supervisor Stephen T. MacIntosh, City Administrator James L. Armstrong.

(Cont'd)

14. (Cont'd)

DISCUSSION:

Staff stated that the last paragraph of the proposed resolution states that the new rates would commence with the monthly billings dated October 5, 2004; the date was revised to state October 7, 2004.

PUBLIC HEARING CLOSED:

2:45 p.m.

MOTION:

Councilmembers Williams/Schneider to approve the recommendations and adopt the resolution as amended; Resolution No. 04-078; Agreement No. 21,515.

VOTE:

Unanimous roll call vote (Absent: Councilmember Secord).

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

POLICE DEPARTMENT

15. SUBJECT: PROPOSED ORDINANCE AMENDMENTS - BURGLARY AND ROBBERY ALARM SYSTEMS (520.04)

RECOMMENDATION: That the Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 9.100 of Title 9 of the Santa Barbara Municipal Code Pertaining to Burglary and Robbery Alarm Systems.

DOCUMENTS:

- October 5, 2004, report from the Chief of Police.
- Proposed Ordinance.
- October 5, 2004, revised page 9 of the proposed ordinance submitted by City Attorney Stephen P. Wiley.

SPEAKERS:

Staff: City Attorney Stephen P. Wiley, Police Captain Ed Szeyller.

City Attorney Stephen P. Wiley stated that page 9 of the proposed ordinance was revised and that he distributed copies of the revised page to the Councilmembers just prior to the meeting. Section 9.100.120 (C) of the ordinance was revised to delete the penalty or fine for non-registered alarm users.

(Cont'd)

15. (Cont'd)

MOTION:

Councilmembers Schneider/Barnwell to approve the recommendation and proposed ordinance as revised.

VOTE:

Unanimous voice vote (Absent: Councilmember Secord).

PARKS AND RECREATION DEPARTMENT

16. SUBJECT: PROFESSIONAL SERVICES AGREEMENTS FOR WATERSHED PLANNING AND COMMUNITY OUTREACH (540.14)

RECOMMENDATION: That Council:

- A. Approve and authorize the Acting Parks and Recreation Director to execute a professional services agreement with Questa Engineering, Inc., in the amount of \$100,000 to prepare existing conditions technical studies for the Arroyo Burro, Mission, and Sycamore Creek watersheds; and
- B. Approve and authorize the Acting Parks and Recreation Director to execute a professional services agreement with Moore, Iacofano and Goltsman, Inc., in the amount of \$76,470 to facilitate community workshops, produce web page materials, design watershed posters and prepare citizen guides for the Arroyo Burro, Mission, and Sycamore Creek watersheds.

DOCUMENTS:

- October 5, 2004, report from the Acting Parks and Recreation Director.
- October 5, 2004, PowerPoint presentation prepared by staff.
- October 1, 2004, letter from the Bob Thiel, Southern California Wetlands Recovery Project.

SPEAKERS:

- Staff: Creeks Restoration/Clean Water Manager Jill Zachary.
- Creeks Advisory Committee: David Pritchett.
- Members of the Public: Eddie Harris, Santa Barbara Urban Creeks Council.

MOTION:

Councilmembers Falcone/Barnwell to approve the recommendations; Agreement Nos. 21,516 and 21,517.

VOTE:

Unanimous voice vote (Absent: Councilmember Secord).

17. SUBJECT: ARROYO BURRO WATERSHED VISION PROJECT (540.14)

RECOMMENDATION: That Council hear a presentation from the Arroyo Burro Vision Project Committee on the Arroyo Burro Watershed Vision Project.

DOCUMENTS:

- October 5, 2004, Report from the Acting Parks and Recreation Director.
- A New Vision for the Arroyo Burro Watershed booklet.
- What's Happening in the Arroyo Burro Watershed mailer prepared by the Community Environmental Council.

SPEAKERS:

- Staff: Creeks Restoration/Clean Water Manager Jill Zachary.
- Arroyo Burro Vision Project Committee: Co-Chair Daniel McCarter, Mike Murray, Joe Carrillo.
- Community Environmental Council: Karen Feeney.
- Members of the Public: Barranca Homeowners Association: Patricia McNamara, Janet Lew.

MOTION:

Councilmembers Barnwell/Schneider to direct staff to work collaboratively with the Arroyo Burro Watershed Vision Project and the Community Environmental Council to continue to enhance the Arroyo Burro Creek.

VOTE:

Unanimous voice vote (Absent: Councilmember Secord).

RECESS

The Mayor recessed the meeting at 4:38 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 18. Mayor Blum stated there would be no reportable action taken during the closed session. City Administrator James L. Armstrong stated that Dan Cassidy will be replacing Linda Jensen as one of the labor negotiators for the following Item.

CLOSED SESSION

18. SUBJECT: CONFERENCE WITH LABOR NEGOTIATOR (440.05)

RECOMMENDATION: That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to the City's labor negotiators, ~~Linda Jensen~~, Dan Cassidy, Liebert Cassidy Whitmore, and Kristy Schmidt, Employee Relations Manager, regarding negotiations with the Firefighters' Association, Police Management Association, General Employees' Bargaining Unit, Treatment and Patrol Bargaining Units, and Supervisory Employees' Bargaining Unit.

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

(Continued from September 28, 2004)

DOCUMENTS:

September 28, 2004, Assistant City Administrator's report.

TIME:

4:50 p.m. – 5:30 p.m.

No reportable action taken.

ADJOURNMENT

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

SANTA BARBARA CITY COUNCIL

JAMES L. ARMSTRONG
CITY CLERK

MARTY BLUM
MAYOR

ATTEST: _____
BRENDA ALCAZAR, CMC
DEPUTY CITY CLERK