



**CITY OF SANTA BARBARA
CITY COUNCIL MINUTES**

**REGULAR MEETING
September 4, 2001
COUNCIL CHAMBER, DE LA GUERRA PLAZA**

CALL TO ORDER

Mayor Harriet Miller called the meeting to order at 2:00 p.m. (The Finance and Ordinance Committees, which are 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, Gregg A. Hart, Tom Roberts, Dan B. Secord, Mayor Miller.

Councilmembers absent: Gilbert Garcia.

Staff present: Deputy City Administrator/Clerk Peter K. Wilson, City Attorney Daniel J. Wallace, Deputy City Clerk Susan Tschech.

CEREMONIAL ITEMS

Presentations

3. SUBJECT: EMPLOYEE RECOGNITION - SERVICE AWARDS (410.01)

RECOMMENDATION: That Council authorize Peter Wilson, Deputy City Administrator, to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through September 30, 2001.

DOCUMENTS:

August 31, 2001, City Administrator's report.

(Cont'd)

3. (Cont'd)

SPEAKERS:

Staff: Deputy City Administrator Peter Wilson, Award Recipient James Britsch.

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

25-Year Pin

Anthony Blanco, Fire
Michael Schuit, Fire
James Britsch, Public Works

20-Year Pin

Patrick McElroy, Fire
Maria Borden, Police
Gabriel Ibarra, Public Works

15-Year Pin

Virginia Howard, Community Development
Mark Vogel, Parks and Recreation
Terri Yamada, Parks and Recreation
David Postada, Public Works

10-Year Pin

Jill Prioreschi, Finance
Riley Harwood, Police
David Henderson, Police
Paul Rojo, Public Works
Laurence Nufer, Waterfront

5-Year Pin

Andrew Stuffer, Community Development
Jane Hankey, Library
Catherine Taylor, Public Works
Robert Tsukamoto, Public Works

Proclamations

1. Issuance by the Mayor of a proclamation declaring the month of September 2001 as National Alcohol and Drug Addiction Recovery Month. (120.04)

ACTION: Proclamation presented to Sonya Baker, Recovery Coordinator, Community Recovery Network.

2. Issuance by the Mayor of a proclamation declaring the month of September 2001 as Pesticide Awareness Month. (120.04)

ACTION: Proclamation presented to Julie Schloss, President, Pesticide Awareness and Alternative Coalition.

PUBLIC COMMENT

SPEAKERS: Bruce Rittenhouse.

CHANGES TO THE AGENDA

Item Removed from Agenda

At the request of Deputy City Administrator Peter Wilson, the following item was removed from the agenda:

31. 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. The pending litigation is *Stearns Wharf Company, etc., et al. v. Southern California Edison Company, etc., et al.*, SBSC No. 1002806.

Scheduling: Duration, 10 minutes; anytime

RECESS

2:16 p.m. - 2:17 p.m.

CLOSED SESSIONS

29. SUBJECT: PUBLIC EMPLOYEE APPOINTMENT (440.05)

RECOMMENDATION FROM THE CITY ADMINISTRATOR: That Council hold a closed session, per Government Code Section 54957, to make a public employee appointment of Acting City Administrator, effective on September 1, 2001.

Scheduling: Duration, 15 minutes; anytime

DOCUMENTS:

August 24, 2001, City Administrator's report.

(Cont'd)

29. (Cont'd)

TIME:

2:17 p.m. - 2:18 p.m.; Councilmember Garcia was absent.

30. SUBJECT: PUBLIC EMPLOYEE APPOINTMENT (440.05)

RECOMMENDATION FROM THE CITY ADMINISTRATOR: That Council hold a closed session, per Government Code Section 54957, to make a public employee appointment of City Administrator, effective on October 15, 2001.

Scheduling: Duration, 15 minutes; anytime

DOCUMENTS:

August 31, 2001, City Administrator's report.

TIME:

2:19 p.m. - 2:20 p.m.; Councilmember Garcia was absent.

RECESS

2:20 p.m. - 2:21 p.m.

ANNOUNCEMENT

The City Council reconvened in the Council Chamber. City Attorney Daniel Wallace reported that the Council met in closed session for Agenda Item Nos. 29 and 30. The Council voted unanimously to appoint Peter K. Wilson as Acting City Administrator, effective September 1, 2001 (Item No. 29), and to appoint James L. Armstrong as City Administrator, effective October 15, 2001 (Item No. 30).

MAYOR AND COUNCIL MATTERS

32. SUBJECT: CITY ADMINISTRATOR EMPLOYMENT AGREEMENT (170.01)

RECOMMENDATION FROM THE COUNCIL SUBCOMMITTEE ON THE RECRUITMENT AND SELECTION OF A NEW CITY ADMINISTRATOR:

That Council:

- A. Approve, and authorize the Mayor to execute, an employment agreement with James L. Armstrong to serve as City Administrator for the City of Santa Barbara effective October 15, 2001; and

(Cont'd)

32. (Cont'd)

B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 01-064, the Position and Salary Control Resolution for Fiscal Year 2001-2002, Affecting the Salary of the City Administrator, Effective October 15, 2001.

DOCUMENTS:

- August 31, 2001, report from the Council Subcommittee on the Recruitment and Selection of a New City Administrator.
- Proposed Resolution.

SPEAKERS:

Staff: Acting City Administrator Peter Wilson, City Administrator Appointee James Armstrong.

MOTION:

Councilmembers Roberts/Secord to approve the recommendations; Agreement No. 20,397; Resolution No. 01-107.

VOTE:

Unanimous roll call vote (Absent: Councilmember Garcia).

CONSENT CALENDAR (Item Nos. 4 - 20):

MOTION:

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

VOTE:

Unanimous voice vote (Absent: Councilmember Garcia).

4. SUBJECT: MINUTES

RECOMMENDATION: That Council waive the reading and approve the minutes of the special meetings of August 17, and August 20, 2001, and the regular meeting of August 21, 2001.

ACTION: Approved the recommendation.

5. SUBJECT: JULY 31, 2001, INVESTMENT REPORT AND JUNE 30, 2001, FISCAL AGENT REPORT (260.02)

RECOMMENDATION: That Council:

- A. Accept the July 31, 2001, Investment Report; and
- B. Accept the June 30, 2001, Fiscal Agent Report.

SPEAKERS:

Staff: Treasury Manager Cynthia Odell.

ACTION: Approved the recommendations (August 24, 2001, City Administrator's report).

6. SUBJECT: CITY ADVISORY GROUP APPOINTMENTS DEFERRAL AND SEMI-ANNUAL RECRUITMENT EXTENSION (140.05)

RECOMMENDATION: That Council:

- A. Approve deferring appointments to City Advisory Groups;
- B. Extend the Semi-Annual City Advisory Group recruitment for all current vacancies, and set Friday, September 14, 2001, at 5:00 p.m. as the deadline for receipt of applications in the City Clerk's Office;
- C. Set Tuesday, September 25, 2001, at 4:00 p.m., Estimated Time, for interviews of applicants for various City Advisory Group positions; and
- D. Set Tuesday, October 2, 2001, for appointments to various City Advisory Group positions by Council.

ACTION: Approved the recommendations (August 31, 2001, City Administrator's report).

7. SUBJECT: AMENDMENT TO THE POSITION AND SALARY CONTROL RESOLUTION (410.06)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 01-064, the Position and Salary Control Resolution for Fiscal Year 2001-2002, Affecting the Police Department Effective August 28, 2001.

ACTION: Approved the recommendation; Resolution No. 01-104 (August 24, 2001, City Administrator's report).

8. SUBJECT: A RESOLUTION REPEALING RESOLUTION NO. 96-120 REGARDING EMERGENCY SERVICES (520.02)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Repealing Resolution No. ~~96-12000-081~~ and Authorizing the City Administrator, the Deputy City Administrator, and the Emergency Services Coordinator to Execute on Behalf of the City Applications and Documents for Emergency Services Purposes.

ACTION: Approved the recommendation as revised; Resolution No. 01-105 (August 31, 2001, City Administrator's report).

9. SUBJECT: AUTOMATIC TELLER MACHINE OPERATING AGREEMENT WITH SANTA BARBARA BANK & TRUST, INC., AT THE AIRPORT (330.04)

RECOMMENDATION: That Council approve and authorize the City Administrator to execute a five-year Operating Agreement with Santa Barbara Bank & Trust, Inc., a California Corporation, for the operation of an automatic teller machine at the Airline Terminal, 500 Fowler Road, effective August 1, 2001, and ending July 31, 2006, at a graduated rental of no less than \$500 and no more than \$2,000 per month based on the number of Non-Customer ATM transactions.

ACTION: Approved the recommendation; Agreement No. 20,392 (August 24, 2001, City Administrator's report).

10. SUBJECT: 1201 E. YANONALI STREET (SUNRISE MONTESSORI SCHOOL) - RIGHT OF ENTRY FOR TEMPORARY EXCLUSIVE USE OF UNIMPROVED PORTION OF YANONALI STREET FOR SCHOOL PURPOSES (330.04)

RECOMMENDATION: That Council approve and authorize the City Administrator to execute a Right of Entry to Albert Louis Keys and Anne Lise Keys, husband and wife as joint tenants, dba Sunrise Montessori School, owners of the property located at 1201 East Yanonali Street, aka 202 North Soledad Street, APN 017-062-020, to allow installation of fencing and temporary exclusive use of an unimproved portion of Yanonali Street for school purposes.

ACTION: Approved the recommendation; Agreement No. 20,393 (August 24, 2001, City Administrator's report).

11. SUBJECT: ACCEPTANCE OF THE LOAN OF KAWASAKI "MULE 3010 4X4" (570.05)

RECOMMENDATION: That Council:

- A. Accept the offer from Kawasaki Motors Corporation (KMC) for use of a Kawasaki "Mule 3010 4x4" for one year by the Park Rangers; and
- B. Authorize the City Administrator to sign a Product Loan Agreement with Kawasaki Motors Corp.

SPEAKERS:

- Staff: Assistant Parks and Recreation Director Jeff Cope.
- Members of the Public: Croft Long, Kawasaki Motors Corporation; Chris Nelson.

ACTION: Approved the recommendations; Agreement No. 20,394 (August 24, 2001, City Administrator's report).

12. SUBJECT: AGREEMENT WITH MERCURY CONSULTING AND RECOVERY FOR REMEDIATION OF MERCURY CONTAMINATION (540.09)

RECOMMENDATION: That Council:

- A. Approve and authorize the City Administrator to execute an agreement in the amount of \$54,180, with Mercury Consulting and Recovery, for the remediation of mercury contamination in the pump station buildings at the Vista Del Oceano, Reservoir No. 2, and
- B. Authorize the Public Works Director to approve expenditures in the amount of \$5,418 to cover any unexpected work resulting from this remediation project.

ACTION: Approved the recommendations; Agreement No. 20,395 (August 24, 2001, City Administrator's report).

13. SUBJECT: DONATION FROM BFI WASTE SYSTEMS OF NORTH AMERICA INC. AND INDEPENDENT CONTRACTOR SERVICES FOR THE LOOKING GOOD SANTA BARBARA COMMITTEE (530.01)

RECOMMENDATION: That Council:

- A. Receive a donation from BFI/Allied Industries Inc. (BFI) in the amount of \$17,500, for the Looking Good Santa Barbara (LGSB) Committee; and

(Cont'd)

13. (Cont'd)

- B. Authorize the City Administrator to approve and execute an agreement in the amount of \$66,912.10, with Linda Clough, Independent Contractor, for services provided as Coordinator for the LGSB Committee for the 2001-2002 Fiscal Year.

ACTION: Approved the recommendations; Agreement No. 20,396 (August 24, 2001, City Administrator's report).

14. SUBJECT: PROFESSIONAL SERVICES CONTRACT WITH SANTA BARBARA ELECTRICAL DESIGN, INC. (330.05)

RECOMMENDATION: That Council:

- A. Authorize the General Services Manager to issue a Purchase Order to Santa Barbara Electrical Design, Inc. for professional engineering design services for the Emergency Electrical Generator at City Hall, at a total fee not to exceed \$28,000; and
- B. Authorize the Public Works Director to approve extra services of the Contractor that may result from necessary changes in the scope of work at a total amount not to exceed \$2,800.

ACTION: Approved the recommendations (August 24, 2001, City Administrator's report).

15. SUBJECT: APPROVE AN AMENDMENT TO AGREEMENT NUMBER 20,111 BETWEEN THE CITY OF SANTA BARBARA AND THE METROPOLITAN TRANSIT DISTRICT TO ALLOW ANNUAL ADJUSTMENTS FOR CHANGES TO THE CONSUMER PRICE INDEX (150.05)

RECOMMENDATION: That Council approve an amendment to Agreement Number 20,111 between the City of Santa Barbara (City) and the Metropolitan Transit District (MTD) to allow for annual adjustments to the contract amount due to changes in the Consumer Price Index (CPI).

SPEAKERS:

Staff: Acting Public Works Director Pat Kelly.

ACTION: Approved the recommendation; Agreement No. 20,111.1 (August 24, 2001, City Administrator's report).

16. SUBJECT: NOTICE OF COMPLETION - PUBLIC RESTROOM AT GARDEN STREET AND CABRILLO BOULEVARD, 11 GARDEN STREET, CONTRACT NO. 20,017 (530.01)

RECOMMENDATION: That Council accept the work completed by W. T. Thomson Construction, Incorporated, Contract No. 20,017, for the Public Restroom at Garden Street and Cabrillo Boulevard, 11 Garden Street, Bid No. 3278, in the final contract amount of \$453,483.78, including approved changes, and approve filing of a Notice of Completion.

ACTION: Approved the recommendation (August 24, 2001, City Administrator's report).

17. SUBJECT: GRANT FROM U.S. BUREAU OF RECLAMATION AND U.S. ENVIRONMENTAL PROTECTION AGENCY TO FUND THE GREEN GARDENER CERTIFICATION PROGRAM (630.01)

RECOMMENDATION: That Council:

- A. Accept a grant from the U.S. Bureau of Reclamation in the amount of \$15,000 and a grant from the U.S. EPA in the amount of \$25,000 for developing and implementing the Green Gardener Certification Program;
- B. Authorize the City General Services Manager to issue a Purchase Order in the amount not to exceed \$26,000 to the Community Environmental Council (CEC) for providing primary administration of the Green Gardener Certification Program; and
- C. Increase the estimated 2001-2002 Water Fund Revenues by \$40,000 and appropriate the same to the 2001-2002 Water Fund Operating Budget.

ACTION: Approved the recommendations (August 24, 2001, City Administrator's report).

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

RECOMMENDATION: That Council:

- A. Set the date of September 25, 2001, at 6:00 p.m. for hearing the appeal filed by David and Lynn Holzman of the Planning Commission denial of an application for property located at 3069 Lucinda Lane, APN 055-203-004, E-3 One-Family Residence Zone, General Plan Designation: Residential, 5 Units per Acre. The proposed project involves first-floor additions to the existing residence, and the discretionary applications required are two Modifications, one for a setback encroachment and one for a parking reduction; and

(Cont'd)

18. (Cont'd)

B. Set the date of September 24, 2001, at 1:30 p.m. for a site visit to the property located at 3069 Lucinda Lane.

ACTION: Approved the recommendations (August 26, 2001, letter of appeal).

NOTICES

19. The City Clerk has on Friday, August 31, 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.

20. Redevelopment Agency meeting, September 4, 2001, at 2:00 p.m. in the Council Chamber. (620.03)

This completed the Consent Calendar.

RECESS:

2:33 p.m. - 2:46 p.m., during which time the Redevelopment Agency meeting was held.

ADMINISTRATIVE REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

21. SUBJECT: 632 EAST CANON PERDIDO STREET - REQUEST FOR FINAL DESIGNATION OF COMMUNITY PRIORITY (640.09)

RECOMMENDATION: That Council make a finding that the addition of the Santa Barbara Montessori School to the Boys & Girls Club of Santa Barbara, Inc. site at 632 E. Canon Perdido Street meets a present need directly related to public health, safety or general welfare and grant the project a Final Community Priority Designation for 6,502 square feet of floor area.

DOCUMENTS:

- August 24, 2001, City Administrator's report.
- July 13, 2001, e-mail communication from Barbara Schoch.

(Cont'd)

21. (Cont'd)

DOCUMENTS (Cont'd)

- July 19, 2001, letter from Michele Ausserbauer.
- July 21, 2001, e-mail communication from Tom and Alison Strellich.

SPEAKERS:

Staff: City Planner Bettie Hennon.

MOTION:

Councilmembers Hart/Blum to approve the recommendation.

VOTE:

Unanimous voice vote (Absent: Councilmember Garcia).

22. SUBJECT: HOUSING ACTION TASK FORCE (660.01)

RECOMMENDATION: That Council:

- A. Create a seven-member Housing Action Task Force;
- B. Appoint the Mayor and two Councilmembers to serve on the task force;
- C. Request that the Planning Commission designate three members and the Housing Authority Commission designate one member to serve on the task force; and
- D. Direct the Staff to convene the task force in September and report back to Council as soon as possible with recommendations for immediate action and a schedule/scope of work for the Housing Action Task Force.

DOCUMENTS:

August 24, 2001, City Administrator's report.

SPEAKERS:

- Staff: Senior Planner Elizabeth Limón.
- Housing Authority Commission: Chair Terry Nelson.

MOTION:

Councilmembers Secord/Blum to approve the recommendations, and appoint Mayor Miller, and Councilmembers Blum and Garcia to serve on the Housing Action Task Force.

VOTE:

Unanimous voice vote (Absent: Councilmember Garcia).

Councilmember Secord stated he would not vote on the following item due to a conflict of interest and left the meeting at 2:53 p.m.

PUBLIC WORKS DEPARTMENT

23. SUBJECT: ACCEPTANCE OF AN EASEMENT FOR PUBLIC ACCESS AT 3245 CLIFF DRIVE ON BEHALF OF THE SOUTH CENTRAL COAST REGIONAL COMMISSION (330.03)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting, as Requested by the California Coastal Conservancy and the California Coastal Commission, Acting on Behalf of the South Central Coast Regional Commission, an Easement for Public Access and Passive Recreational Use Along the Shoreline Located at 3245 Cliff Drive, Santa Barbara County Assessor's Parcel APN 047-082-021.

DOCUMENTS:

- August 24, 2001, City Administrator's report.
- Proposed Resolution.

SPEAKERS:

Staff: Acting Public Works Director Pat Kelly, City Attorney Daniel Wallace.

MOTION:

Councilmembers Roberts/Blum to approve the recommendation; Resolution No. 01-106.

VOTE:

Unanimous roll call vote (Absent: Councilmembers Garcia, Secord).

Councilmember Secord returned to the meeting at 2:57 p.m.

PARKS AND RECREATION DEPARTMENT

24. SUBJECT: INTERVIEW AND APPOINTMENT OF YOUTH INTERN APPLICANT TO THE RECREATION COMMISSION (570.07)

RECOMMENDATION: That Council:

- A. Interview applicant Brian Dunlap for the position of Youth Intern on the Recreation Commission; and
- B. Request that Mayor Miller appoint Brian Dunlap to the position of Youth Intern on the Recreation Commission.

(Cont'd)

24. (Cont'd)

DOCUMENTS:

August 31, 2001, City Administrator's report.

SPEAKERS:

Members of the Public: Applicant Brian Dunlap, Ken Loch.

MOTION:

Councilmembers Secord/Hart to approve the recommendations.

VOTE:

Unanimous voice vote (Absent: Councilmember Garcia).

25. SUBJECT: MANAGEMENT AUDIT OF ADAPTED RECREATION PROGRAM
(220.03)

RECOMMENDATION: That Council:

- A. Accept the Management Audit of the City of Santa Barbara's Adapted Recreation Program, conducted by Allen, Shea & Associates; and
- B. Refer the Management Audit to staff, the Park and Recreation Commission and Adapted Advisory Committee for review and comment.

DOCUMENTS:

- August 31, 2001, City Administrator's report.
- Management Audit of the City of Santa Barbara's Adapted Recreation Program, dated April 30, 2001.

SPEAKERS:

Staff: Assistant Parks and Recreation Director Nancy Rapp, Parks and Recreation Director Richard Johns, Acting City Administrator Peter Wilson.

MOTION:

Councilmembers Secord/Hart to approve the recommendations and direct Staff to draft a letter from the Mayor to the Santa Barbara County Board of Supervisors suggesting a meeting to explain the audit and to discuss the program's future.

VOTE:

Unanimous voice vote (Absent: Councilmember Garcia).

RECESS

3:18 p.m. - 3:28 p.m. Councilmembers Garcia and Secord were absent when the Council reconvened. Acting City Administrator Peter Wilson was also absent; Assistant City Administrator Joan Kent took his place.

ADMINISTRATIVE REPORTS

WATERFRONT DEPARTMENT

26. SUBJECT: RESPONSE TO 2000-2001 GRAND JURY REPORT ON CITY OF SANTA BARBARA HARBOR (150.04)

RECOMMENDATION: That Council:

- A. Receive the Santa Barbara County 2000-2001 Grand Jury Report on City of Santa Barbara Harbor; and
- B. Authorize the Mayor to send a letter to the Presiding Judge of the Superior Court, forwarding the Council's response to the Santa Barbara County Grand Jury findings and recommendations.

DOCUMENTS:

- August 24, 2001, City Administrator's report.
- Santa Barbara County 2000-2001 Grand Jury Report on City of Santa Barbara Harbor, dated June 2001.
- PowerPoint presentation used by Staff.

SPEAKERS:

Staff: Waterfront Director John Bridley.

MOTION:

Councilmembers Hart/Blum to approve the recommendations.

VOTE:

Unanimous voice vote (Absent: Councilmembers Garcia, Secord).

ORDINANCES FOR ADOPTION

27. SUBJECT: AMENDED LEASE AGREEMENT TO ALLOW SANTA BARBARA BOAT RENTALS TO SUBLEASE TO OCEAN CHANNEL ADVENTURES, INC. FOR DOCKING THE VESSEL *CHANNEL CAT* (330.04)

RECOMMENDATION: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving an Amended Lease Agreement Between the City of Santa Barbara and Santa Barbara Boat Rentals, Allowing a Sublease of a Portion of Their Facility for Use by the *Channel Cat*, Owned by Ocean Channel Adventures, Inc., for Coastal Cruising Charter Activities. (Introduced on August 21, 2001, as Bill No. 5221)

DOCUMENTS:

- Previous documents submitted August 21, 2001.
- Proposed Ordinance.

MOTION:

Councilmembers Roberts/Blum to approve the recommendation; Ordinance No. 5200.

VOTE:

Unanimous roll call vote (Absent: Councilmembers Garcia, Secord).

28. SUBJECT: HARBOR SLIP PERMIT TRANSFERS - INHERITABILITY (570.03)

RECOMMENDATION: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Municipal Code Sections 17.08.010 and 17.08.015 Relating to Authority of Waterfront Director in the Santa Barbara Harbor. (Introduced on August 21, 2001, as Bill No. 5222)

DOCUMENTS:

- Previous documents submitted August 21, 2001.
- Proposed Ordinance.
- Written comments submitted by Bernard Friedman.

SPEAKERS:

- Staff: Waterfront Director John Bridley.
- Members of the Public: Don Crowder; Jim Holmer; Tom Hines; Brent Baldwin, Santa Barbara Harbor Association; Bernard Friedman; Jon Payne and Stan Los, Santa Barbara Harbor Association.

(Cont'd)

28. (Cont'd)

MOTION:

Councilmembers Hart/Roberts to approve the recommendation; Ordinance No. 5201.

VOTE:

Unanimous roll call vote (Absent: Councilmembers Garcia, Secord).

RECESS

4:45 p.m. - 6:01 p.m.

Mayor Miller presiding.

Councilmembers present: Blum, Fairly, Garcia, Hart, Roberts, Secord, Mayor Miller.

Councilmembers absent: None.

Staff present: Acting City Administrator/Clerk Wilson, City Attorney Wallace, Deputy City Clerk Tschech.

PUBLIC COMMENT

SPEAKERS: Nancy Tunnell and Ken Loch.

ADMINISTRATIVE REPORT

LIBRARY DEPARTMENT

33. SUBJECT: SURPLUS CITY PROPERTY ON CITY PARKING
LOT 6/ANAPAMU STREET (330.04)

RECOMMENDATION: That Council:

- A. Hear a staff report on the steps taken towards determining the use of surplus land facing Anapamu Street and adjacent to the proposed Parking Lot 6 structure;
- B. Direct staff to prepare a Request for Qualifications document to be sent to the non-profit Children's Museum of Santa Barbara;
- C. Direct staff to form a panel qualified to evaluate the response to the Request for Qualifications; and

(Cont'd)

33. (Cont'd)

- D. Direct staff to return to City Council no later than December 31, 2001, with a recommendation on whether or not to proceed towards negotiating a lease agreement for use of this designated surplus property along with suggested terms of such agreement and to receive further direction from Council at that time.

DOCUMENTS:

August 24, 2001, City Administrator's report.

SPEAKERS:

- Staff: Special Projects Manager Don Olson.
- Members of the Public: Lawrence Thompson, Michael Gonzalez, Rudy Moreno, and Paul Selwyn, Children's Museum of Santa Barbara; Ken Loch.

MOTION:

Councilmembers Roberts/Secord to approve the recommendations.

VOTE:

Unanimous voice vote.

PUBLIC HEARING

34. SUBJECT: APPEAL OF PLANNING COMMISSION APPROVAL OF THE APPLICATION OF DAVID TABOR, AGENT FOR SANTA BARBARA CERTIFIED FARMERS MARKET, FOR THE CONTINUATION OF THE FARMERS MARKET WITH REVISED PERIODIC ROTATION AT VARIOUS AREAS ALONG THE PUBLIC RIGHT-OF-WAY LOCATED IN THE 1100-1200 BLOCKS OF COAST VILLAGE ROAD, APN 009-291-RW, C□1 LIMITED COMMERCIAL/S-D-3 COASTAL OVERLAY ZONES, GENERAL PLAN DESIGNATION: GENERAL COMMERCE/STREET/BUFFER/BIKEWAY. (640.07)

RECOMMENDATION: That Council:

- A. Hold a public hearing on the appeal of the Coast Village Business Association; and
- B. Deny the appeal making the findings contained in the Council Agenda Report, and uphold the Planning Commission's approval of the project.
Affidavit of Publication - Noticed for 6:00 p.m. Session

(Cont'd)

34. (Cont'd)

DOCUMENTS:

- August 31, 2001, City Administrator's report.
- July 27, 2001, letter of appeal.
- July 8, 2001, letter from Carolyn Walker.
- July 9, 2001, letter from Estelle Foster.
- July 26, 2001, letter from Cindy Brokaw Clark.
- August 4, 2001, letters from Susan Ilovsky; Leslie Steinmetz.
- August 7, 2001, letter from Joan Marshall.
- August 9, 2001, letters from Lisa Adams; Joan Devine; Cheryl Johnson; Elaine and Jan Long; A. Schweigert; Halina Silverman; Adam Simmons; Sunni Thomas; Wells Wilsey.
- August 10, 2001, letters from Annette Alexander; Robert Goode; Sue LaCabe; Lauren Lagrave; James McNamara; Laurel Phillips; Kyoko Robbins; Sascha Sarnoff; Joan Schweigert; Joanne Travers.
- August 11, 2001, letters from Joseph Brown; Richard Dorgin; Jan Frodesen; Helga Hawkes; Susan Henry; Gerald Kopoche; Lisa Nessel; Frances Scafidi; Jena and Greg Strong.
- August 14, 2001, letters from Elliott Karpeles; Penelope Salinger.
- August 16, 2001, letters from Mildred Barnes; Jennifer Frederick; Karen Jensen; Elizabeth O'Malley-White; Jayne Selwa; Karen Silberstein; Deirdre Tabler.
- August 17, 2001, letters from Mary Jane Bloom; Carol Hemingway; Bill Keller; Philip Michael; Sydney Michael; Margie O'Malley; Lynne Sprecher; Jeffrey Sweeney; Diane Talgo.
- August 18, 2001, letters from Sara Beeby; Jean and Jeff Eisen; Stephen Miles; Nancy Rowan; Susanne Schmitt; Lorraine Somes.
- August 20, 2001, letter from Genevieve and Ivan Reitman.
- Undated letters received August 20, 2001, from Gayle Briggs; Teresa Childers; Deborah Coons; Daryl Cooper; Raytchell Cosentino; Jeff Dearth; Diane Emerson; Gregory Ghan; Leesa Goldmuntz; Mary Johnson; Martha King; Fran Lashinski; Margaret Lovig; Lee Parisi; Katelin Reynolds; John Robles; Ava Tollett; Alex Tuttle; the Vandervort family.

(Cont'd)

34. (Cont'd)

DOCUMENTS (Cont'd)

- August 21, 2001, letters from Amy Carpenter; John Clinton; Lil Shallow.
- Undated letters received August 21, 2001, from Charlene Anderson; Eileen Anton; Rob Baptista; Afshan Cook; Gretchen Diehl; Reece Duca; Dee Gorgita; Sally Jordan; Georgia Ormsby; A. Stadtler; Lindy Walser; Harold Ward; Wendy Woodside.
- August 23, 2001, letters from Sandra Cano; Margaret Connors; Eva Malek; S. Newton; Robin Reno; Lorraine Woodwark-Saunders.
- Undated letters received August 23, 2001, from Shelley Badat; Paris Badat; Dianna Barnes; Mrs. Barnes; April Berger; Eva Beylikjian; Tiffany Bouslaugh; Michele Brustin; Brady Carter; Warren and Margaret Evans; Edward Funsten; Kathy Gallo; Andre Guyetant; Laura Innes; Glenn Jordan; Erika Lund; Jessica Martinez; Cornelius Mietus and Robin de Brauwere; Charles Mikich; Jill and Richard Mosher; Glen Motler; John and Nancy Peltier, and Kent and Alice Wilson; Karen Robinson; Robin Salzer; Susan Van Atta; Ada Walker; Anne Walther; Valerie Williams.
- August 24, 2001, letters from Shirley Conley; Sharon Diltz; Jennifer Graybill; Richard Kux; Tricia Stock; Jack Warner; Jane Walker Wood and Christopher Lloyd.
- August 25, 2001, letters from Dwight Lowell; Bruce Rittenhouse.
- August 26, 2001, letter from Therese Wolfswinkel.
- August 27, 2001, letter from James Burkemper.
- Undated letters received August 27, 2001, from Lauren Burlew; Karen Guajardo; Jason Guy; Brad Heavner; Zahra Kazeroni; Paul Lamberton; Pam Rittman; Kelly Sullivan; Cassandra Tanney.
- August 28, 2001, letters from Sonia Kroth; Cory Podielski.
- Undated letters received August 28, 2001, from Michael Bosworth; Brian Chandler; John Clements; Elizabeth Cota; Uri Dolev; Crystal Egenriether; Don Erdman; Craig Everett; Marty Hamaluk; Cecil Hendrickson; Marie Janisse; Steven Jay; John Kolars; Ruth Kosh; Kristina Kulchin; Jim Langer; Erik Mapes; Jenny Marshall; Tracey Messner; Anne Morrison; Odile Nathieu; Zachary Remington; Betsy Reynolds; Francisca and Rafael Robledo; Bryan Rosen; Stan Rothman; Arthur Schwartz; Ginger Sledge; Sarah Stout; Allan Takata; Sean Tully; Pamela Wheeler; Hertha Will; Corey Wilson; Jonathan Wilson.

34. (Cont'd)

DOCUMENTS (Cont'd)

- August 29, 2001, letter from Janet Reineck.
- August 30, 2001, letters from Kathelee Banister; Robert Blois; Sharon Hill; Beverly Milkman; Dorine Northey; Marguerite Sweet.
- Undated letters received August 30, 2001, from Stefania Amfitheatrof; Eric Scott Moore; Christina Pages; Dalia Raquel Perez; Forbes Perkins; Kathleen Wyttenberg.
- August 31, 2001, letters from Lilla Burgess; Christine Griffith; Mimi de Gruy; Lexi Kern; Sue LaCabe; Christina Lund; Jacqueline Lunianski; Maureen Murdock; Julie Phillips; Deborah Sherman; Maureen White; Benita and Reed Wilson.
- Undated letters received August 31, 2001, from G. Abrams; Tracy Abrams; Lauren Ballantyne; Geoff Bloomingdale; Chuck Burke; Harriet Burke; Ali Bush; Ethel Byers; Joyce Engs; Beverly Farr; Mary Henson; Gail Kay; Elaine Kendall; Elaine Lerman; Isabel McCue; Bonnie Morris; Lynn Nauman; Mrs. Herbert Peterson; N. Walker; Patricia and Nicholas Weber.
- September 2, 2001, e-mail communication from Elinor Langer.
- Undated letters received September 3, 2001, from Andres Bo Filomia; Ginny Speirs.
- Undated letters from Cecilia Borchardt; Beryl Kreisel; Deborah Schneider.
- 85 letters with illegible signatures.
- Affidavit of Publication.

PUBLIC HEARING OPENED:

6:25 p.m.

SPEAKERS:

- Staff: City Planner Bettie Hennon, City Attorney Daniel Wallace, Assistant City Attorney Stephen Wiley.
- Planning Commission: Chair Grant House.
- Appellant: Michael Long, Coast Village Business Association.
- Applicant: David Tabor; Kristi Church; Gail Zannon, Santa Barbara Certified Farmers Market Board of Directors.

(Cont'd)

34. (Cont'd)

SPEAKERS (Cont'd):

- Members of the Public: Arthur Schwartz, Sterling LeFevre, Mark Babel, James Ballantine, Gordon Hardey, Valerie Halverson, Cindy Clark.

PUBLIC HEARING CLOSED:

7:03 p.m.

MOTION:

Councilmembers Hart/Secord to approve the recommendations.

VOTE:

Unanimous voice vote.

ADJOURNMENT

Mayor Miller adjourned the meeting at 7:17 p.m.

SANTA BARBARA CITY COUNCIL

MABI COVARRUBIAS PLISKY, CMC
CITY CLERK SERVICES MANAGER

ATTEST:

HARRIET MILLER
MAYOR

SUSAN TSCHECH
DEPUTY CITY CLERK