



**CITY OF SANTA BARBARA  
CITY COUNCIL MINUTES**

**REGULAR MEETING  
March 3, 2009  
COUNCIL CHAMBER, 735 ANACAPA STREET**

**CALL TO ORDER**

Mayor Marty Blum called the meeting to order at 2:07 p.m. (The Finance Committee met at 12:00 p.m. and the Ordinance Committee met at 12:30 p.m.)

**PLEDGE OF ALLEGIANCE**

Mayor Blum.

**ROLL CALL**

Councilmembers present: Iya G. Falcone, Dale Francisco, Roger L. Horton, Helene Schneider, Das Williams, Mayor Blum.

Councilmembers absent: Grant House.

Staff present: City Administrator James L. Armstrong, City Attorney Stephen P. Wiley, City Clerk Services Manager Cynthia M. Rodriguez.

**CEREMONIAL ITEMS**

1. Subject: Proclamation Declaring March 7, 2009, As Arbor Day (120.04)

Action: Proclamation presented to Kerry Mether, President, Santa Barbara Beautiful (March 3, 2009, PowerPoint presentation prepared and made by Kerry Mether, President, Santa Barbara Beautiful).

Councilmember House entered the meeting at 2:15 p.m.

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 March 31, 2009.

(Cont'd)

## 2. (Cont'd)

## Documents:

March 3, 2009, report from the Administrative Services Director.

## Speakers:

Staff: Award recipient Pauline Reyes, City Administrator James Armstrong.

By consensus, the Council recognized the following employees:

5-Year Pin

Sarah Knecht, Assistant City Attorney, City Attorney  
 Allison De Busk, Project Planner, Community Development  
 Brady Beck, Firefighter, Fire  
 Eric Fairbank, Firefighter, Fire  
 William Kavanaugh, Firefighter, Fire  
 George Martinez, Fire Engineer, Fire  
 Brian Ricci, Firefighter, Fire  
 Dennis Diaz, Senior Network/Application Analyst, Police  
 Christopher Payne, Police Officer, Police

10-Year Pin

Maryanne Knight, Computer Training Coordinator, Administrative Services  
 Geoffrey Lancaster, Senior Building Inspector, Community Development  
 Adam Ziets, Engineering Technician, Public Works  
 Frank Cruz, Senior Streets Maintenance Worker, Public Works

20-Year Pin

Martha Shute, Accounting Assistant, Finance  
 Susan Reardon, Senior Planner, Community Development  
 Gina Sunseri, Fire Inspector, Fire  
 Scott Naganuma, Police Officer, Police  
 Erik Engebretson, Harbor Patrol Officer, Waterfront

30-Year Pin

Pauline Reyes, Accounting Assistant, Public Works

**PUBLIC COMMENT**

Speakers: Jack Wilson; Liz Anderson; Lazarus; Wayne Scoles; David D. Diaz; Kate Smith; Mr. McCollum, SOS Advocacy Group.

## REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Roger Horton reported that the Committee met for two hours to discuss the Fiscal Year 2009 Mid-Year Review and began a discussion on the Infrastructure Financing Task Force Report, which is very important to the City and capital planning for the future. The Committee will hold a number of meetings to conclude reviewing the report prior to returning to Council.

### CONSENT CALENDAR (Item Nos. 3 - 5)

**Motion:**

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

**Vote:**

Unanimous voice vote.

3. Subject: Parma Trust Funds In The Amount Of \$85,000 For Maintenance And Restoration Of Parma Park (570.05)

Recommendation: That Council increase appropriations and estimated revenues by \$85,000 in the Fiscal Year 2009 Parks and Recreation Department Miscellaneous Grants Fund for maintenance work at Parma Park.

Action: Approved the recommendation (March 3, 2009, report from the Parks and Recreation Director).

4. Subject: Caltrans Reimbursement Agreement For State Route 192 Utility Relocations (540.06)

Recommendation: That Council:

- A. Authorize the Public Works Director to execute Utility Agreement No. 05-UT-1015.703 with the California Department of Transportation (Caltrans), District 5, for the relocation of City water line facilities; and
- B. Authorize the General Services Manager to issue a purchase order to Caltrans in the amount of \$80,950 for reimbursement of the cost of relocating City water line facilities on Highway 192.

Action: Approved the recommendations; Agreement No. 23,002 (March 3, 2009, report from the Public Works Director).

NOTICES

5. The City Clerk has on Thursday, February 26, 2009, 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.

**REPORT FROM THE ORDINANCE COMMITTEE**

Ordinance Committee Chair Das Williams reported that the Committee met to review the alternative building heights charter amendment and discussed the idea of a supplemental rather than an alternative charter amendment. The Committee is recommending an alternative building heights charter amendment to Council, but feels there are parts of the implementing ordinance that need more detail. The Committee will be holding an additional meeting prior to submitting its recommendation to the Council on March 24, 2009.

**CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS**FINANCE DEPARTMENT

6. Subject: Fiscal Year 2009 Mid-Year Review (230.04)

Recommendation: That Council:

- A. Hear a report from staff on the status of revenues and expenditures in relation to budget as of December 31, 2008;
- B. Accept the Fiscal Year 2009 Interim Financial Statements for the Six Months Ended December 31, 2008; and
- C. Approve the adjustments to appropriations and estimated revenues as shown in the Schedule of Recommended Mid-Year Budget Adjustments.

Documents:

March 3, 2009, report from the Finance Director.

Councilmember Falcone left the meeting at 2:40 p.m.

Speakers:

Staff: Assistant Finance Director Bob Samario.

Motion:

Councilmembers Horton/Schneider to approve the recommendations.

Vote:

Unanimous voice vote (Absent: Councilmember Falcone).

Councilmember Williams left the meeting at 3:14 p.m.; Councilmember Falcone returned to the meeting at 3:15 p.m.

7. Subject: Proposed New Business Sector Trash And Recycling Rate Structure Effective July 1, 2009 (630.01)

Recommendation: That Council approve the proposed business trash and recycling structure and direct staff to finalize the rates and initiate outreach and noticing requirements.

Documents:

- March 3, 2009, report from the Finance Director.
- March 3, 2009, PowerPoint presentation prepared and made by staff.

Councilmember Williams returned to the meeting at 3:23 p.m.

Speakers:

- Staff: Assistant Finance Director Bob Samario, Environmental Services Supervisor Stephen MacIntosh.
- Members of the Public: Thor Schmidt, General Manager, Allied Waste/Republic Industries; Derek Carlson, Business Manager, Marborg Industries.

Motion:

Councilmembers Falcone/Williams to conceptually approve the proposed business trash and recycling structure and direct staff to finalize the rates and initiate outreach and noticing requirements.

Vote:

Unanimous voice vote.

**RECESS**

4:20 p.m. - 4:31 p.m.

**CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)**

PUBLIC WORKS DEPARTMENT

8. Subject: Capital Improvement Projects Second Quarter Report For Fiscal Year 2009 (230.01)

Recommendation: That Council receive, for information only, the Capital Improvement Projects (CIP) Second Quarter Report for Fiscal Year 2009.

(Cont'd)

## 8. (Cont'd)

## Documents:

- March 3, 2009, report from the Public Works Director.
- March 3, 2009, PowerPoint presentation prepared and made by staff.

## Speakers:

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

By consensus, the Council received the report.

**RECESS**

Mayor Blum recessed the meeting at 4:58 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 9, and she stated that no reportable action is anticipated.

**CLOSED SESSIONS**

## 9. Subject: Conference With Legal Counsel - Pending Litigation (160.03)

Recommendation: 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 Javier Bravo, et al., v. City of Santa Maria, et al., USDC Case Number CV 06-6851 FMC (SHx).

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

## Documents:

March 3, 2009, report from the City Attorney.

## Time:

5:00 p.m. - 5:25 p.m.

No report made.

**ADJOURNMENT**

Mayor Blum adjourned the meeting at 5:26 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE

  
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MARTY BLUM  
MAYOR

ATTEST:

  
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CYNTHIA M. RODRIGUEZ, CMC  
CITY CLERK SERVICES MANAGER