



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

**SPECIAL MEETING
JANUARY 26, 2021
COUNCIL CHAMBERS, 735 ANACAPA STREET**

CALL TO ORDER

Mayor Cathy Murillo called the meeting to order at 10:01 a.m. and announced that the meeting is being held via teleconference and all members of the City Council are participating electronically from various locations.

PLEDGE OF ALLEGIANCE

Mayor Murillo.

ROLL CALL

Councilmembers present: Eric Friedman, Alejandra Gutierrez, Oscar Gutierrez, Meagan Harmon, Mike Jordan, Kristen W. Sneddon, Mayor Murillo.

Councilmembers absent: None.

Staff present: City Administrator Paul Casey, City Attorney Ariel Calonne, City Clerk Services Manager Sarah Gorman.

CHANGES TO THE AGENDA

City Administrator Paul Casey announced that the following items will not be heard at today's meeting:

3. Subject: Appointment Of Plan Administrator For Deferred Compensation Administration (210.01)

Recommendation: That Council:

- A. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Appointing the Finance Director as the Plan Administrator and Authorizing the Plan Administrator to Appoint up to Two Deputies to Serve as the Deferred Compensation Plan Investment Committee Responsible for the Prudent Management of the City of Santa Barbara's

Internal Revenue Code Section 457 (b) Deferred Compensation Plan Administration and Investment Portfolio; and

- B. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Indemnifying the City Council, the City Administrator, the Plan Administrator, the Plan Administrator's Appointed Deputies and Their Delegates, Against Liability, Loss, Damage or Expense Resulting From Any Act or Omission in their Official Capacities in the Administration of the Internal Revenue Code Section 457(b) Deferred Compensation Plan, and Excluding Willful Misconduct, Gross Negligence and Fraud.

This item will be brought back to Council at a future meeting.

QUASI-JUDICIAL HEARING RULES APPLY TO THE FOLLOWING AGENDA ITEM

PUBLIC HEARING

- 15. **Subject: Appeal Of The Planning Commission's Approval Of A Coastal Development Permit For Bicycle Share Stations In The Coastal Zone (640.07)**

Recommendation: That Council:

- A. Consider the appeal of Anna Marie Gott of the Planning Commission's approval of a Coastal Development Permit for Bicycle Share Stations in the Coastal Zone; and
- B. Deny the appeal and make the necessary findings, including findings required by Sections 15301 and 15300.2 of the CEQA Guidelines, to uphold the Planning Commission's decision to approve a programmatic Coastal Development Permit for bike share docks and three registration kiosks in the Coastal Zone.

This item to be continued to a future meeting.

Motion:

Councilmembers Jordan/Murillo to continue the appeal hearing to February 2, 2021.

Vote:

Unanimous roll call vote.

PUBLIC COMMENT

Written correspondence regarding non-agendized topics was received and acknowledged.

Members of the Public: Darryl Scheck; Emily Mosher; Ethan Elisara; Lauren Petersen; Pately Nichols; Sharyn Nielson; Amber Nozzi.

ITEMS REMOVED FROM THE CONSENT CALENDAR

2. Subject: Resolution Of Findings Denying Tree Removal At 2934 Lomita Road (570.05)

Recommendation: That Council review and adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Upholding an Appeal of the Parks and Recreation Commission's Approval of Removal of the Deodar Cedar Located in the Front Yard Setback at 2934 Lomita Road.

Documents:

- January 26, 2021, report from the City Attorney.
- Proposed Resolution.

Speakers:

- Members of the Public: Marilyn Goldman.

Motion:

Councilmembers Jordan/A. Gutierrez to approve the staff recommendation; Resolution No. 21-003.

Vote:

Unanimous roll call vote.

CONSENT CALENDAR (Item Nos. 1, 4-11)

The titles of Ordinances and Resolutions related to the consent calendar were read.

Motion:

Councilmembers Sneddon/Jordan to approve the consent calendar as recommended.

Vote:

Unanimous roll call vote.

1. Subject: Introduction Of Ordinance For Sale Of Excess Recycled Water To La Cumbre Mutual Water Company (120.04)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Approving an Agreement for the Long Term Wholesale Supply of Recycled Water to the La Cumbre Mutual Water Company.

Action: Approved the recommendation (January 26, 2021, report from the interim Public Works Director; proposed Ordinance).

4. Subject: Downtown Organization Annual Assessment Report For 2021 And Intention To Levy (550.1)

Recommendation: That Council:

- A. Approve the Downtown and Old Town Business Improvement District Annual Assessment Report for 2021; and
- B. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Declaring Council's Intention to Levy Downtown Business Improvement District and Old Town Business Improvement District Assessment Rates for 2021, at a Public Hearing to be Held on March 2, 2021, at 2:00 p.m.

Action: Approved the recommendations; Resolution No. 21-004 (January 26, 2021, report from the City Administrator; proposed Resolution).

5. Subject: Contract For Design Of The Carrillo Gymnasium Minor Renewal Project (570.05)

Recommendation: That Council authorize the Acting Public Works Director to execute a City Professional Services Agreement with Architectural Resources Group, a California Corporation, in the amount of \$82,780 for design services for the Carrillo Gymnasium Minor Renewal Project, and authorize the Acting Public Works Director to approve expenditures of up to \$6,986 for extra services of Architectural Resources Group, that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Agreement No. 26,869 (January 26, 2021, report from the interim Public Works Director).

6. Subject: Contract For Construction Of Louise Lowry Davis Center Phase I Project (570.05)

Recommendation: That Council reject the bid protest of Tomar Construction, Inc., and award a contract with BNC Construction, Inc. in their low bid amount of \$664,500, including three Additive Bid Items, for construction of the Louise Lowry Davis Center Phase I Project, Bid No. 4016; and authorize the Public Works Director to execute the contract and approve expenditures up to \$66,450 to cover any cost increases that may result from contract change orders for extra work and differences between estimated bid quantities and actual quantities measured for payment.

Action: Approved the recommendation; Agreement No. 26,870 (January 26, 2021, report from the Parks and Recreation Director).

7. Subject: Professional Services Agreement For Parking Citation Services (550.01)

Recommendation: That Council approve a Professional Services Agreement with Data Ticket, Inc., for a term of three (3) years, with two (2) one-year optional extensions, for an electronic parking citation services and authorize expenditures up to \$150,000 dollars annually.

Documents:

- January 26, 2021, report from the Chief of Police.
- January 25, 2021, letter from Tony Fischer.

Speakers:

- Staff: Business Manager Lori Pedersen.

Action: Approved the recommendation; Agreement No. 26,871 (January 26, 2021, report from the Chief of Police).

8. Subject: Cabrillo Boulevard And Union Pacific Railroad Bridge Project – Memorandum Of Understanding Amendment (670.08)

Recommendation: That Council authorize the City Administrator to execute an Amendment to the Memorandum of Understanding between the City of Santa Barbara and the Santa Barbara County Association of Governments to extend the end date of the Memorandum of Understanding for the Cabrillo Boulevard and Union Pacific Railroad Bridge Project.

Action: Approved the recommendation; Agreement No. 25,513.4 (January 26, 2021, report from the interim Public Works Director).

9. Subject: Set A New Date For Public Hearing Regarding Paseo Nuevo Owners' Appeal Of The Planning Commission Denial Of The Development Agreement (650.03)

Recommendation: That Council authorize the City Clerk to postpone Paseo Nuevo Owners' appeal of the Planning Commission denial of the Development Agreement scheduled for February 2, 2021 to March 30, 2021.

Action: Approved the recommendation (January 26, 2021, report from the City Attorney).

10. Subject: 2020 New Legislation Report (160.02)

Recommendation: That Council receive a written presentation from staff on important new legislation.

Action: Approved the recommendation (January 26, 2021, report from the City Attorney).

11. Subject: Water Supply Update And Annual Water Supply Management Report (540.01)

Recommendation: That Council:

- A. Receive an update on the Stage 1 Water Supply Condition and 3-year Water Supply Outlook; and
- B. Approve and adopt the City of Santa Barbara's Annual Water Supply Management Report for Water Year 2020, finding that the groundwater resources are in long-term balance in accordance with the conjunctive management element of the City's Long-Term Water Supply Plan.

Action: Approved the recommendations (January 26, 2021, report from the interim Public Works Director).

This concluded the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

POLICE DEPARTMENT

12. Subject: Police Department Update (520.04)

Recommendation: That Council receive an oral presentation from Police Chief Lori Luhnnow and Police Staff regarding the Santa Barbara Police Department.

Documents:

- January 26, 2021, report from the Chief of Police.
- PowerPoint presentation prepared and made by staff.
- January 25, 2021, letter from Kathleen Bielen.

Speakers:

- Staff: Chief of Police Lori Luhnnow.
- Members of the Public: Jeff Shaffer; Sharon Byrne.

Discussion:

- Chief of Police presented to Council an update on the state of policing. Topics included: how COVID-19 has affected the police department; community reporting and department response; community outreach and engagement; department staffing; and the new police station.
- Councilmembers' questions were answered.

RECESS

12:05 p.m. – 2:04 p.m.

CITY ATTORNEY

PUBLIC HEARING

13. Subject: Extension Of Ordinance No. 5984 Prohibiting The Conversion Of Senior Mobilehome Parks And Excessive Vacancy Rent Increases (640.04)

Recommendation: That Council adopt, by reading in full, and by a four-fifths vote, an Interim Urgency Ordinance of the Council of the City of Santa Barbara Extending Ordinance No. 5984 Prohibiting the Conversion of Senior Mobilehome Parks and Excessive Vacancy Rent Increases for 10 Months and 15 Days.

The title of the Ordinance was read.

Documents:

- January 26, 2021, report from the City Attorney.
- Proposed Ordinance.
- January 25, 2021, letter from Nadia Lee Abushanab.

Speakers:

- Staff: City Attorney Ariel Calonne.
- Members of the Public: Christel Barros; Sharyn Nielson.

The Ordinance was read in its entirety.

Motion:

Councilmembers A. Gutierrez/Jordan to approve the staff recommendation; Ordinance No. 5989.

Vote:

Unanimous roll call vote.

PUBLIC WORKS DEPARTMENT

14. Subject: Update On Terms Of Community Workforce Agreement Negotiation With Tri Counties Building And Construction Trades Council (440.03)

Recommendation: That Council:

- A. Receive an update on terms of the City's Community Workforce Agreement currently under negotiation with the Tri Counties Building and Construction Trades Council; and
- B. Provide direction to staff on the outstanding terms related to local participation goals, number of core workers, benefit plans, and the exclusion of inspection and material testing.

Documents:

- January 26, 2021, report from the interim Public Works Director.
- PowerPoint presentation prepared and made by staff.
- January 22, 2021, letter from Eric Christen.
- January 25, 2021, letter from Laura Barnes.
- January 26, 2021, letter from Fred J. Potthast.

Speakers:

- Staff: City Engineer Brian D'Amour; Assistant City Attorney Dan Hentschke.
- Special Counsel: Michael Vlaming.
- Members of the Public: Chuck Huddleston; Mary Anne Rooney; Darryl Scheck; Bill Baker; Alex Perez; Nick Harvey; Brian Gregory; Gail Teton-Landis; Jeremy Goldberg; Russell Johnson; Robert Down; Frank Rodriguez; Richard Niday; Randy Rowse; Manley McNinch; Jonathan Duran; Richard Markuson; Armando Delgado; Daniel Mora; Ji Shin; Mercy Urrea; Danny Zaragosa; Lee Cushman; Scott Zimmerman; Joshua Medrano; Elias Garcia.

Discussion:

- City Engineer Brian D'Amour gave Council a presentation on the current status of the City's Community Workforce Agreement, what topics are currently under negotiations, and the next steps to be taken on for the Agreement.
- Councilmembers' questions were answered.

Motion:

Councilmembers Friedman/Harmon for the core workforce 3 by 3, totaling 6; for benefits to the union trust benefits; inspections and testing included as part of the workforce agreement; and staff will work to negotiate towards independent oversight and inspections; local participation goal to be set at 50 percent.

Vote:

Majority roll call vote (Noes: Councilmember Jordan)

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

- Councilmember Friedman attended the following meetings or events: 1. League of Cities Channel Cities Quarterly Meeting; 2. League of Cities Coastal Cities Group; 3. Sea Level Rise Meeting.
- Councilmember Jordan attended the following meetings or events: 1. SB ACT/RAP Meetings; 2. Doctors Without Walls
- Councilmember Sneddon attended the following meetings or events: 1. Special Water Commission Meeting; 2. COMB; 3. State Street Sub-committee Meeting.
- Mayor Murillo attended the following meetings or events: 1. APCD; 2. SBCAG; 3. South Coast Youth Safety Partnership; 4. Women's March; 5. AIA Charrette.

RECESS

5:32 p.m. – 6:01 p.m.

CITY ADMINISTRATOR

16. Subject: Community Formation Commission Applicant Interviews (140.05)

Recommendation: That Council interview applicants to the City Community Formation Commission.

Documents:

- January 26, 2021, report from the City Administrator.

Speakers:

- Staff: Administrative Analyst Sam Ramirez; City Administrator Paul Casey.
- Members of the Public: Marriah Jones

The following applicants were interviewed:

Oliver Hamilton	Treva Bowman	Laurence Severance
Walter Hamilton	Mary O’Gorman	Leandra Harris
Gina Sunseri	Gabriela Labrana	Luis Esparza
Jeanette Sackett	Kim Johnson	Regina Medina
Hap Freund	Matt Lowe	Serafina Chavez
Deborah Karoff	Charles Hamilton	Steven Nipper
Mike Hackett	Christian Alonso	Steven Sysum
Elizabeth Sorgman	Juan Herrada	

COUNCIL AND STAFF COMMUNICATIONS

PUBLIC COMMENT (IF NECESSARY)


ADJOURNMENT

Mayor Murillo adjourned the meeting at 8:25 p.m.

Approved and adopted by the City Council of the City of Santa Barbara on June 28, 2022.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE



RANDY ROWSE
MAYOR

ATTEST: 

SARAH GORMAN
CITY CLERK SERVICES MANAGER