



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING  
JANUARY 8, 2019  
COUNCIL CHAMBERS, 735 ANACAPA

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## CALL TO ORDER

Mayor Cathy Murillo called the meeting to order at 2:00 p.m. (The Finance Committee and Ordinance Committee, which ordinarily meet at 12:30 p.m., did not meet on this day.)

## PLEDGE OF ALLEGIANCE

Mayor Murillo.

## ROLL CALL

Councilmembers present: Jason Dominguez, Eric Friedman, Oscar Gutierrez, Randy Rowse, Mayor Murillo.

Councilmembers absent: Kristen W. Sneddon.

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

## CEREMONIAL ITEMS

### 1. 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 January 31, 2019.

Action: Service awards presented to Downtown Plaza and Parking Manager Victor Garza; Public Works Director Rebecca Bjork; Public Safety Dispatcher Margaret Smith.

## CHANGES TO THE AGENDA

## PUBLIC COMMENT

Members of the Public: Caroline Abate; Phil Walker; Rick Closson; Denice S. Adams; Anna Marie Gott; Sean Bolis; Mark Marshall Wofford, YMCA Surf Rider Foundation.

**CONSENT CALENDAR (Item Nos. 2- 10)**

The titles of the Ordinances and Resolutions related to Consent Items were read.

Motion:

Councilmembers Rowse/Dominguez to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

**2. Subject: Minutes**

Recommendation: That Council waive reading and approve the minutes of the regular meeting of November 20, 2018, and the minutes of the special meetings of November 20, and December 3, 2018.

Action: Approved the recommendation.

**3. Subject: A Resolution Granting The Appeal To Reverse The Architectural Board Of Review's Decision Approving Development At 501 E. Micheltorena Street (640.07)**

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Granting the Appeal of the Upper East Side Neighbors of 501 East Micheltorena Street to Reverse the Decision of the Architectural Board of Review's Decision Approving a Four Unit Residential Development at 501 East Micheltorena Street and Making the Findings Supporting the Action.

Action: Approved the recommendation; Resolution No. 19-001 (January 8, 2019, report from the City Attorney; proposed Resolution).

**4. Subject: Fiscal Year 2019 Interim Financial Statements For The Five Months Ended November 30, 2018 (210.01)**

Recommendation: That Council accept the Fiscal Year 2019 Interim Financial Statements for the five months ended November 30, 2018.

Action: Approved the recommendation (January 8, 2019, report from the Finance Director).

**5. Subject: Contract For Construction Of Gibraltar Reservoir Water Diversion Meter Project (540.09)**

Recommendation: That Council:

- A. Determine that the project is exempt from further CEQA review under a Statutory Exemption (Public Resources Code 21080, Ministerial Permit) and Categorical Exemption (California Code of Regulations, CEQA Guidelines 15303, New Construction or Conversion of Small Structures); and
- B. That Council award a contract with Kinyon Construction, in its low bid amount of \$246,811, for construction of the Gibraltar Reservoir Water Diversion Meter Project, Bid No. 3925; and authorize the Public Works Director to execute the contract and approve expenditures up to \$24,681 to cover any cost increases that may result from contract change orders for extra work, changes in site conditions, and differences between estimated bid quantities and actual quantities measured for payment.

Action: Approved the recommendations; Agreement No. 26,339 (January 8, 2019, report from the Public Works Director).

**6. Subject: Agreements For Hilda McIntyre Ray Park, Franceschi Park, And Skofield Park Resident Caretakers (570.05)**

Recommendation: That Council:

- A. Authorize the Parks and Recreation Director to execute a Caretaker Rental Agreement for Hilda McIntyre Ray Park with Spencer Frasher, commencing February 1, 2019, through January 31, 2020;
- B. Authorize the Parks and Recreation Director to execute a Caretaker Rental Agreement for Franceschi Park with Luis Quesada, commencing February 1, 2019, through January 31, 2020; and
- C. Authorize the Parks and Recreation Director to execute a Caretaker Rental Agreement for Skofield Park with Christopher Clark, commencing February 1, 2019, through January 31, 2020.

Action: Approved the recommendation; Agreement Nos. 26,340; 26,341; 26,342 (January 8, 2019, report from the Parks and Recreation Director).

**7. Subject: Professional Services Agreement With LeighFisher Inc. (560.01)**

Recommendation: That Council approve and authorize the Airport Director to execute a three-year professional service agreement with LeighFisher Inc., for consultant planning and analysis for Santa Barbara Airport's Fixed Base Operator Redevelopment Project, in an amount not to exceed \$242,000.

Action: Approved the recommendation; Agreement No. 26,343 (January 8, 2019, report from the Airport Director).

**8. Subject: Set A Date For Appeals Of Architectural Board Of Review's Denial Of Final Approval For 711 N. Milpas Street Project**

Recommendation: That Council:

- A. Set the date of March 26, 2019, at 2:00 p.m. for hearing the appeal filed by RRM Design Group, and the appeal filed by Anna Marie Gott and Herman Pfauter, of the Architectural Board of Review's denial of Final Approval for a mixed-used project with 2,732 square feet of commercial space and 76 residential units developed under the Average Unit-Size Density Incentive Program located at 711 N. Milpas Street; Assessor's Parcel Nos. 031-121-011, -014, -016, -017, -019, -021, -022, and -024; C-G (Commercial General) Zone; General Plan Designation: Commercial/ High Residential/ Priority Housing Overlay (37-63 du/ac) (MST2015-00561); and
- B. Set the date of March 25, 2019, at 1:30 p.m. for a site visit to the property located at 711 N. Milpas Street.

Speakers:

- Appellants: Anna Marie Gott; Steve Amerikaner, representing applicant 711 N. Milpas LLC.

Action: Approved the recommendations.

**9. Subject: Set A Date For Public Hearing Regarding Historic Landmarks Commission's Denial For 500 BLK Of State Street**

Recommendation: That Council:

- A. Set the date of March 12, 2019, at 2:00 p.m. for hearing the appeal filed by Tamara Erickson, representing Hotel Santa Barbara, of the Historic Landmarks Commission's denial of a Review After Final request by the City of Santa Barbara Downtown Parking to remove two existing sidewalk fountains on the 500 BLK of State Street, 1879 SEG ID, Assessor Parcel No. ROW-001-879 (MST2017-00323). The project involves the removal of two non-operational sidewalk fountains adjacent to the Hotel Santa Barbara to be replaced with star shaped sandstone; and
- B. Set the date of March 11, 2019, at 1:30 p.m. for a site visit to the property located at the 500 BLK of State Street.

Action: Approved the recommendations.

**NOTICES**

- 10. Subject: The City Clerk has on Thursday, January 3, 2019, posted the 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.

## **CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS**

### CITY ADMINISTRATOR

**11. Subject: Appointment Of Mayor Pro Tempore, Ordinance Committee, And Finance Committee (120.02)**

Recommendation: That Council consider the appointment of a Mayor Pro Tempore, Chairs and Members of the Ordinance and Finance Committees.

Documents:

- January 8, 2019, report from the City Administrator.

Motion:

Councilmembers Rowse/Friedman to appoint Eric Friedman as Mayor Pro Tem, Jason Dominguez as Finance Committee Chair, and Kristen W. Sneddon as Ordinance Committee Chair.

Vote:

Unanimous roll call vote.

Motion:

Councilmembers Rowse/Dominguez to confirm the current composition of the members of the Finance Committee and Ordinance Committees, with Mayor Murillo to step in to the vacant position on the Finance Committee as needed.

Vote:

Unanimous roll call vote.

### ADMINISTRATIVE SERVICES DEPARTMENT

**12. Subject: Calling Of November 5, 2019 Special Election, And Establishing The Council Vacancy Appointment Process (110.03)**

Recommendation: That Council:

- Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Calling a Special Municipal Election to be Held in the City on Tuesday, November 5, 2019; and
- Direct staff to go forth with the Council Vacancy Appointment Process that was previously approved at the Regular Meeting on December 11, 2018, and begin accepting applications for appointment consideration to fill the District 6 vacancy.

The title of the Resolution was read.

Documents:

- January 8, 2019, report from the Administrative Services Director.
- PowerPoint presentation prepared and made by Staff.
- Proposed Resolution.

Speakers:

- Staff: City Clerk Services Manager Sarah Gorman.

Motion:

Councilmembers Friedman/Rowse to approve the staff recommendations, with the swearing in to be the last item at its Council meeting; Resolution No. 19-002.

Vote:

Unanimous roll call vote.

PARKS AND RECREATION DEPARTMENT

**13. Subject: Introduction Of Ordinance For Lease Agreement With Beachcomber Santa Barbara, LLC, At The Cabrillo Pavilion (570.05)**

Recommendation: That Council introduce and subsequently adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Approving and Authorizing the Parks and Recreation Director to Execute a Concession Lease Agreement, with Beachcomber Santa Barbara, LLC, for 2,262 Square Feet of Interior Space, and 1,330 Square Feet of Exterior Patio Space at the Cabrillo Pavilion, 1118 East Cabrillo Boulevard, Santa Barbara.

Documents:

- January 8, 2019, report from the Parks and Recreation Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Assistant Parks and Recreation Director Rich Hanna; Parks and Recreation Director Jill Zachary; Accounting Manager Mark Sewell.
- Proposed Lessor: Doug Cavanaugh, The Beachcomber Café; Mitchell Sjerven, Anacapa Restaurant Inc.

Motion:

Councilmembers Friedman/Dominguez to approve the staff recommendation.

Vote:

Unanimous roll call vote.

**14. Subject: Ortega Park Master Plan (570.05)**

Recommendation: That Council:

- A. Receive a presentation on the proposed Ortega Park Master Plan and direct staff to return to Council with a Professional Services Agreement with RRM Design Group for preliminary design of new park improvements;
- B. Approve a change to the Fiscal Year 2019 Community Development Block Grant to use grant funds for design of public improvements surrounding Ortega Park; and
- C. Authorize the Parks and Recreation Director to execute a professional services agreement with RRM Design Group in the amount of \$133,600 to complete design of public improvements surrounding Ortega Park, and approve expenditures of up to \$13,360 to cover any additional cost that may result from necessary changes in the scope of work.

**Documents:**

- January 8, 2019, report from the Parks and Recreation Director.
- PowerPoint presentation prepared and made by Staff.

**Speakers:**

- Staff: Assistant Parks and Recreation Director Rich Hanna; Parks and Recreation Director Jill Zachary; Parks Capital Projects Supervisor George Thomson.
- Members of the Public: Jeff Shelton; Naren Porter Kasbati; George Nagai; Victor Reyes; Sebastian Aldana, Jr.

**Motion:**

Councilmembers Dominguez/Friedman to approve the staff recommendations.

**Vote:**

Unanimous roll call vote; Agreement No. 26,344.

## **COUNCIL AND STAFF COMMUNICATIONS**

### **COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

- Councilmember Dominguez attended the following events or meetings: 1. Last Planning meeting for New Year's Eve day group in Funk Zone; 2. Attended New Year's Eve events in the Funk Zone.
- Councilmember Friedman attended the following events or meetings: 1. Sea Level Rise Subcommittee with Councilmember Dominguez.
- Councilmember Gutierrez attended the following events or meetings: 1. Neighborhood Advisory Council; 2. Walk through Downtown Westside with Sharon Byrne; 3. Ride-along on New Year's Eve with Police Department.
- Mayor Murillo attended the following events or meetings: 1. Downtown Santa Barbara Board of Directors meeting; 2. Longest Night event; 3. Air Pollution Control District Meeting; 4. Cabrillo Pavilion construction; 5. Women's Summit self-defense training; 6. Coast Rail Coordinating Council; 7. Neighborhood Advisory

Council; 8. Sister Cities Luncheon; 9. Women's Economic Ventures Small Business Fair.

**PUBLIC COMMENT (IF NECESSARY)**

**RECESS**

The Mayor recessed to closed session at 4:42 p.m. and stated that no reportable action is anticipated.

**CLOSED SESSIONS**

**15. Subject: Conference With City Attorney – Existing Litigation (160.03)**

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (d)(1) of section 54956.9 of the Government Code and take appropriate action as needed.

The pending litigation is Elizabeth Chapman and Cheryl M. Uyeda, v. City of Santa Barbara, et al., SBSC Case No. 17CV02496.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

Documents:

- January 8, 2019, report from the City Attorney.

Time: 4:45 p.m. – 5:00 p.m.

No report made.

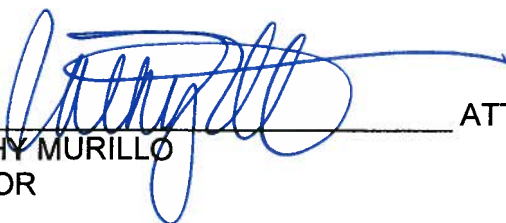
**ADJOURNMENT**

Mayor Murillo adjourned the meeting at 5:00 p.m. in the memories of those who lost their lives in the Thomas Fire and Montecito Debris Flow.

Approved and adopted by the City Council of the City of Santa Barbara on January 29, 2019.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE

  
\_\_\_\_\_  
CATHY MURILLO  
MAYOR

ATTEST:

  
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SARAH GORMAN  
CITY CLERK SERVICES MANAGER