



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING November 16, 2004 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the joint meeting of the Council and the Redevelopment Agency to order at 2:01 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: Brian B. Barnwell, Iya G. Falcone, Roger L. Horton, Helene Schneider, Dan B. Secord, Das Williams, Mayor Blum.

Councilmembers absent: None.

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

PUBLIC COMMENT

SPEAKERS: David Daniel Diaz and Ken Loch.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

INFORMATION:

- Councilmember Horton noted that a tourism award had recently been given to the Santa Barbara Downtown Organization.
- Councilmember Schneider reported on her attendance at the following meetings or events: 1) the orientation meeting for potential applicants for Fiscal Year 2005 Community Development Block Grant and Human Services funds; 2) interviews for vacancies on community center advisory groups; and 3) the Housing Authority's family self-sufficiency graduation ceremony.

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COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

INFORMATION (CONT'D):

- Councilmember Barnwell mentioned his attendance at: 1) a meeting of the Harbor Merchants Association regarding a request for sidewalk repair funding; 2) a meeting to discuss the rehabilitation of the Faulding Hotel; and 3) a meeting of the Marjorie Luke Theater's Board of Directors.
- Councilmember Williams remarked upon: 1) a meeting of the Creeks Advisory Committee at which a project to connect land uses and pollutant loads will be considered; and 2) a recent ceremony for graduates of Rescue Mission recovery programs.
- Councilmember Secord reported on his attendance at meetings of: 1) the Santa Barbara County Association of Governments, along with other public agencies, to discuss regional transportation issues, forecasts, and project cooperation; and 2) the Solid Waste Task Group to consider the future handling of solid waste.

COUNCIL AND STAFF COMMUNICATIONS

INFORMATION:

- Councilmember Falcone publicly thanked former Assembly member Hannah-Beth Jackson for her service to the community as a state government representative.
- Mayor Blum noted the new Amtrak train service to Santa Barbara beginning tomorrow.

CONSENT CALENDAR (Item Nos. 1 – 12)

The title of the ordinance related to Item No. 8 was read.

MOTION:

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

VOTE:

Unanimous voice vote.

1. SUBJECT: MINUTES

RECOMMENDATION: That Council waive the reading and approve the minutes of the regular meeting of November 2, 2004.

ACTION: Approved the recommendation.

2. SUBJECT: LEASE AGREEMENT WITH BROPHY & SONS, INC. (330.04)

RECOMMENDATION: That Council approve and authorize the City Administrator to execute a five-year lease agreement with Brophy & Sons, Inc., for a 321 square-foot office located on the second floor at 125 Harbor Way, Suites 14 and 15, at a rate of \$681.75 per month.

ACTION: Approved the recommendation; Agreement No. 21,550 (November 16, 2004, Waterfront Director's report).

3. SUBJECT: PARCEL MAP AND AGREEMENT FOR 114 WEST PUEBLO STREET (640.08)

RECOMMENDATION: That Council:

- A. Approve and authorize the City Administrator to record Parcel Map No. 20,691 by Mark John Mansfield and Monique J. Hartley for a one-lot subdivision for residential condominium conversion purposes, finding the map in conformance with the General Plan and applicable specific plans of the City of Santa Barbara (City); and
- B. Approve and authorize the City Administrator to execute and record an Agreement Relating to Subdivision Map Conditions Imposed on Real Property.

ACTION: Approved the recommendations; Agreement No. 21,551 (November 16, 2004, Public Works Director's report).

4. SUBJECT: CONTRACT FOR VERHELLE ROAD BRIDGE PROJECT (530.04)

RECOMMENDATION: That Council authorize the Public Works Director to execute a contract with URS Corporation (URS) in an amount not to exceed \$262,678 for construction management services associated with the Edward Verhelle Road Bridge Project, and authorize the Public Works Director to approve expenditures up to \$18,387 for extra services of URS that may result from necessary changes in the scope of work.

ACTION: Approved the recommendation; Contract No. 21,552 (November 16, 2004, Public Works Director's report).

5. SUBJECT: EXTRA ARCHAEOLOGICAL SERVICES FOR LAS VEGAS CREEK BRIDGE AND CHANNEL IMPROVEMENTS PROJECT (530.04)

RECOMMENDATION: That Council authorize the Public Works Director to approve additional expenditures for extra services by Applied Earthworks (AE) in the amount of \$35,919 for the Las Vegas Creek Bridge and Channel Improvements Project, bringing the total contract amount to \$156,751 for Contract No. 20,992.

(Cont'd)

5. (Cont'd)

ACTION: Approved the recommendation (November 16, 2004, Public Works Director's report).

6. SUBJECT: NOTICE OF COMPLETION FOR LAS VEGAS CREEK BRIDGE AND CHANNEL IMPROVEMENTS PROJECT (530.04)

RECOMMENDATION: That Council accept the work completed by Granite Construction (Granite), Contract No. 21,304, Bid No. 3365, for the Santa Barbara Airport Las Vegas Creek Bridge and Channel Improvements Project, in the final contract amount of \$269,349.39, including approved changes, and approve the filing of a Notice of Completion.

ACTION: Approved the recommendation (November 16, 2004, Public Works Director's report).

7. SUBJECT: TRAFFIC SAFETY GRANT FOR ALCOHOL ENFORCEMENT AND EDUCATION (520.04)

RECOMMENDATION: That Council:

- A. Accept the State of California Office of Traffic Safety Grant of \$239,151 for a Driving Under the Influence Alcohol Enforcement and Education Program, and authorize the Chief of Police to execute the grant agreement; and
- B. Appropriate the grant allocation of \$239,151 to the Miscellaneous Grant Fund.

SPEAKERS:

Staff: Police Captain Frank Mannix.

ACTION: Approved the recommendations; Agreement No. 21,553 (November 16, 2004, report from the Chief of Police).

8. SUBJECT: INTRODUCTION OF ORDINANCE FOR LEASE AMENDMENT WITH MARBORG INDUSTRIES, INC. (330.04)

RECOMMENDATION: That Council:

- A. Approve and authorize the Airport Director to execute a Lease Amendment Agreement with Marborg Industries, Inc., a California corporation, amending the "Premises," "Term," "Rental," "Rental Adjustment," and "Notices" provisions of Agreement No. 20,443, for 75,233 square feet of land at 20 David Love Place and 20 and 21 Jack Peres Place, at the Santa Barbara Airport, for a total monthly rental of \$13,330, exclusive of utilities, effective upon adoption of the ordinance; and

(Cont'd)

8. (Cont'd)

- B. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Lease Amendment Agreement Between the City of Santa Barbara and Marborg Industries, Inc., for Operation of a Recycling Center at the Santa Barbara Airport.

SPEAKERS:

Marborg Industries: Mario Borgatello.

ACTION: Approved the recommendations (November 16, 2004, Airport Director's report; proposed ordinance).

9. SUBJECT: GOLETA SLOUGH TIDAL RESTORATION DEMONSTRATION PROJECT (560.04)

RECOMMENDATION: That Council approve and authorize the Airport Director to execute a contract in an amount not to exceed \$348,330 with URS Corporation to provide pre-construction environmental compliance and pre- and post-construction monitoring services for the Goleta Slough Tidal Restoration Demonstration Project.

SPEAKERS:

Staff: Airport Director Karen Ramsdell, Assistant Planner Sara Iza.

ACTION: Approved the recommendation; Contract No. 21,554 (November 16, 2004, Airport Director's report).

10. SUBJECT: TREE MAINTENANCE SERVICE AGREEMENT (570.05)

RECOMMENDATION: That Council:

- A. Find it in the City's best interest to waive the formal bid process as authorized by Municipal Code 4.52.080 (k), and authorize the City's General Services Manager to issue a Purchase Order to West Coast Arborists, Inc., in an amount not to exceed \$65,000 for urban forest maintenance services for Fiscal Year 2005;
- B. Authorize the General Services Manager to issue a Purchase Order for four subsequent consecutive years in amounts approved by City Council in the annual budget process for urban forest maintenance services; and
- C. Authorize the General Services Manager to issue Change Orders for each year a Purchase Order is issued in amounts not to exceed 10% of the original Purchase Order amount and as approved by City Council in the annual budget process.

(Cont'd)

10. (Cont'd)

ACTION: Approved the recommendations (November 16, 2004, Acting Parks and Recreation Director's report).

11. SUBJECT: ACCEPTANCE OF CONTRIBUTIONS FROM THE PARKS AND RECREATION COMMUNITY FOUNDATION (570.05)

RECOMMENDATION: That Council:

- A. Accept a contribution from the Parks and Recreation Community (PARC) Foundation in the amount of \$36,000 for the Parks and Recreation Department programs; and
- B. Increase estimated expenditures and revenues in the Fiscal Year 2005 Parks and Recreation Department Miscellaneous Grants Fund in the amount of \$36,000.

ACTION: Approved the recommendations (November 16, 2004, Acting Parks and Recreation Director's report).

NOTICES

12. The City Clerk has on Thursday, November 11, 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.

This concluded the Consent Calendar.

FINANCE COMMITTEE AND ORDINANCE COMMITTEE REPORTS

FINANCE COMMITTEE

13. SUBJECT: SPECIAL FINANCE COMMITTEE AGENDA, NOVEMBER 16, 2004, 12:00 P.M., IN ROOM 15 (120.03)

- A. Redevelopment Agency Fiscal Report; and
- B. Redevelopment Agency Fiscal Year 2005 Interim Financial Statements for the Three Months Ending September 30, 2004 (see Item No. 17).

14. SUBJECT: REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Dan Secord reported that the Committee reviewed, commented on, and forwarded to the Redevelopment Agency Board the Agency's Fiscal Report, the purpose of which is to assist the Agency Board in the allocation of Agency fiscal resources. A second item on the Finance Committee's agenda, Redevelopment Agency Interim Financial Statements, was continued to November 23, 2004.

ORDINANCE COMMITTEE

15. SUBJECT: ORDINANCE COMMITTEE AGENDA, NOVEMBER 16, 2004, 12:30 P.M., IN COUNCIL CHAMBER TO CONSIDER AMENDMENTS TO MUNICIPAL CODE TITLES 14 AND 16 PERTAINING TO WASTEWATER COLLECTION AND TREATMENT (120.03)
16. SUBJECT: REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Helene Schneider reported that the Committee reviewed proposed Municipal Code amendments pertaining to wastewater collection and treatment. The Committee forwarded the amendments to the Council for introduction and subsequent adoption.

Agenda Item No. 17 appears in the Redevelopment Agency minutes.

REDEVELOPMENT AGENCY REPORTS

18. SUBJECT: DOWNTOWN RESTROOM DESIGN CONTRACT (530.01)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute a contract with Poirier and David Architects in the amount of \$66,575, for design services for the 914 State Street restroom project and construction cost analysis of the Parking Structure #10 restroom remodel and expansion project; and
- B. Authorize the Public Works Director to approve expenditures of up to \$6,657 for extra services of Poirier and David Architects that may result from necessary changes in the scope of work.

DOCUMENTS:

- November 16, 2004, report from the Public Works and Community Development Directors.
- PowerPoint presentation made by Staff.

SPEAKERS:

- Staff: Principal Engineer John Schoof, Redevelopment Supervisor Brian Bosse.
- Santa Barbara Downtown Organization: Executive Director Marshall Rose.

MOTION:

Council/Agency members Secord/Horton to approve the recommendations; Contract No. 21,555.

VOTE:

Majority voice vote (Noes: Council/Agency member Falcone).

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

ADMINISTRATIVE SERVICES DEPARTMENT

19. SUBJECT: WEBSITE UPGRADE AND REDESIGN (170.04)

RECOMMENDATION: That Council receive a presentation on the features and capabilities of the City's new Internet Web Page.

DOCUMENTS:

November 16, 2004, Assistant City Administrator's report.

SPEAKERS:

Staff: Information Systems Manager Terry Moore, Programmer Analyst Scott Nelson.

DISCUSSION:

Staff reviewed the goals of this project to redesign and upgrade the City's website, and demonstrated new website features such as the customer-centered information hierarchy, electronic information subscription service, and an online community calendar.

PUBLIC WORKS DEPARTMENT

20. SUBJECT: CONTRACT FOR EL ESTERO WASTEWATER TREATMENT PLANT EQUIPMENT UPGRADES PROJECT (540.13)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute a contract with Lash Construction Inc. (Lash), in their low bid amount of \$5,411,300 for construction of the El Estero Wastewater Treatment Plant (Plant) Equipment Upgrades Project, Bid No. 3347A, and authorize the Public Works Director to approve expenditures up to \$540,000 for Lash to cover any cost increases that may result from change orders for extra work;
- B. Authorize the Public Works Director to execute a contract with Carollo Engineers (Carollo) for \$158,615 to provide engineering support during construction, and authorize the Public Works Director to approve expenditures to Carollo up to \$16,000 to cover cost increases that may result from change orders for extra work; and
- C. Authorize the General Services Manager to issue a Purchase Order to Castleberg Associates (Castleberg) for \$15,500 to provide landscape support services during construction, and authorize the Public Works Director to approve expenditures to Castleberg up to \$1,500 to cover cost increases that may result from change orders for extra work.

(Cont'd)

20. (Cont'd)

DOCUMENTS:

November 16, 2004, Public Works Director's report.

SPEAKERS:

Staff: Principal Engineer Homer Smith.

MOTION:

Councilmembers Secord/Williams to approve the recommendations;
Contract Nos. 21,556 and 21,557.

VOTE:

Unanimous voice vote.

RECESS

3:42 p.m. – 3:59 p.m.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

PUBLIC WORKS DEPARTMENT (CONT'D)

21. SUBJECT: CONTRACT FOR DESIGN OF AIRFIELD SAFETY PROJECTS
CREEK REALIGNMENT AND RESTORATION (560.04)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute a contract with URS Corporation (URS) in the amount of \$679,445, for design services for Airfield Safety Projects Creek Realignment and Restoration; and
- B. Authorize the Public Works Director to approve expenditures of up to \$48,000 for extra services of URS that may result from necessary changes in the scope of work.

DOCUMENTS:

November 16, 2004, Public Works Director's report.

SPEAKERS:

Staff: Supervising Engineer Owen Thomas.

MOTION:

Councilmembers Falcone/Horton to approve the recommendations;
Contract No. 21,558.

VOTE:

Unanimous voice vote.

22. SUBJECT: CONTRACT FOR AIRLINE TERMINAL CONCEPT DEVELOPMENT AND TEMPORARY TERMINAL FACILITIES (560.04)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute a contract with URS Corporation (URS), in the amount of \$1,827,414, for design services associated with the Airline Terminal (Terminal) Concept Development and Temporary Terminal (Temporary Terminal) Facilities Project; and
- B. Authorize the Public Works Director to approve expenditures of up to \$130,000 for extra services of URS that may result from necessary changes in the scope of work.

DOCUMENTS:

- November 16, 2004, Public Works Director's report.
- PowerPoint presentation made by Staff.

SPEAKERS:

Staff: Airport Director Karen Ramsdell, City Administrator James Armstrong.

MOTION:

Councilmembers Secord/Falcone to approve the recommendations; Contract No. 21,559.

VOTE:

Unanimous voice vote.

RECESS

4:35 p.m. – 4:40 p.m.

CLOSED SESSIONS

23. 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, David Cassidy, Liebert Cassidy Whitmore, and Kristy Schmidt, Employee Relations Manager, regarding negotiations with the Firefighters' Association, Police Management Association, Police Officers' Association, General Employees' Bargaining Unit, Treatment and Patrol Bargaining Units, and Supervisory Employees' Bargaining Unit.

Scheduling: Duration, 1 hour; anytime

Report: None anticipated

(Cont'd)

23. (Cont'd)

DOCUMENTS:

November 16, 2004, Assistant City Administrator's report.

TIME:

4:40 p.m. – 5:40 p.m.

RECESS

5:40 p.m. – 6:02 p.m.

Mayor Blum presiding.

Councilmembers present: Barnwell, Falcone, Horton, Schneider, Secord (6:14 p.m.), Williams, Mayor Blum.

Councilmembers absent: None.

Staff present: City Administrator/Clerk Armstrong, City Attorney Wiley, Deputy City Clerk Tschech.

PUBLIC COMMENT

No one wished to speak.

MAYOR AND COUNCIL REPORTS

24. SUBJECT: CITY ADVISORY GROUP INTERVIEWS (140.05)

RECOMMENDATION: That Council hold interviews of applicants to various City Advisory Groups at 6:00 p.m.

DOCUMENTS:

November 16, 2004, Assistant City Administrator's report.

SPEAKERS:

- Staff: Senior Deputy City Clerk Roxanne Fiorillo.

- The following applicants were interviewed:

Airport Commission:

Ronald D. Rutherford

Architectural Board of Review:

Natalie Cope

Stephanie K. Christoff

Mark Wienke

Randy Mudge

Community Development and Human Services Committee:

Josephine Tapia

(Cont'd)

24. (Cont'd)

SPEAKERS (Cont'd):

Community Events and Festivals Committee:

Barbara H. Burger

Creeks Advisory Committee:

Myfawny DeVoe

Ronald D. Rutherford

Michael Jordan

Daniel Wilson

David A. Pritchett

Jeff K. Phillips

Downtown Parking Committee:

Randy Rowse

Historic Landmarks Commission:

Steve Hausz

Lower Westside Center Advisory Committee:

Josephine Tapia

Metropolitan Transit District Board:

Barbara Bartolomé

Park Commission and Recreation Commission:

W. Scott Burns

Planning Commission:

George C. Myers

Rental Housing Mediation Task Force:

Benjamin Douglas Bush

G. Russell Boggie

Sign Committee:

Natalie Cope

Sister Cities Board:

Janet M. Baker

Suzanne Fairly-Green

Transportation & Circulation Committee:

William C. Boyd

Water Commission:

Ronald D. Rutherford

Appointments to fill the advisory group vacancies are scheduled for December 7, 2004.

CLOSED SESSIONS

23. SUBJECT: CONFERENCE WITH LABOR NEGOTIATOR (440.05)

ANNOUNCEMENT:

City Attorney Stephen Wiley reported that the Council met in closed session for Item No. 23; no reportable action was taken during the closed session.

ADJOURNMENT

Mayor Blum adjourned the meeting at 7:53 p.m.

SANTA BARBARA CITY COUNCIL

JAMES L. ARMSTRONG
CITY CLERK

MARTY BLUM
MAYOR

ATTEST: _____
SUSAN TSCHECH, CMC
DEPUTY CITY CLERK