



**CITY OF SANTA BARBARA  
CITY COUNCIL MINUTES**

**REGULAR MEETING  
November 24, 2009  
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 2:04 p.m. (The Ordinance Committee met at 12:00 noon, and the Finance Committee met at 1:00 p.m.)

**PLEDGE OF ALLEGIANCE**

Mayor Blum.

**ROLL CALL**

Councilmembers present: Iya G. Falcone (2:12 p.m.), Dale Francisco, Roger L. Horton, Grant House, Helene Schneider, Das Williams, Mayor Blum.

Councilmembers absent: None.

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

**CEREMONIAL ITEMS**

1. Subject: Southern California Edison Recognizes The City's Energy Savings Achievements (120.08)

Action: Southern California Edison representatives John Britton and Staci Sims presented an award recognizing the City's energy savings achievements for 2006 - 2009 to James Dewey, Facilities & Energy Manager for the City.

**PUBLIC COMMENT**

Speakers: Jack Wilson, Lee Moldaver, AIE the person (Kate Smith).

**CONSENT CALENDAR (Item Nos. 2 - 8)**

The titles of the ordinances related to Item Nos. 4 and 6 were read.

**Motion:**

Councilmembers Horton/House to approve the Consent Calendar as recommended.

**Vote:**

Unanimous voice vote.

2. Subject: Airport Terminal Concession Design Contract With Howard, Needles, Tammen & Bergendoff California Architects, P.C. (560.01)

Recommendation: That Council authorize the Airport Director to negotiate and execute a contract, subject to approval of the form of the contract by the City Attorney, with Howard, Needles, Tammen & Bergendoff California Architects, P.C. (HNTB), a California Corporation, to develop a concession design manual for the new Airline Terminal, in an amount of \$53,462, and approve expenditures of up to \$5,000 for extra services of HNTB that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Contract No. 23,242 (November 24, 2009, report from the Airport Director).

3. Subject: October 2009 Investment Report (260.02)

Recommendation: That Council accept the October 2009 Investment Report.

Action: Approved the recommendation (November 24, 2009, report from the Interim Finance Director).

4. Subject: Introduction Of Ordinance For Amendment To Vic Trace Reservoir Communications Site Lease (330.04)

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving Amendment No. 1 to the Lease Agreement No. 17,461 Between the City of Santa Barbara and Santa Barbara Cellular Systems, Ltd., Located on a Portion of the Vic Trace Reservoir Property (Assessor's Parcel No. 035-033-013), to Allow Lessee the Right to Sublease Upon Written Consent from the City of Santa Barbara, and Authorizing the Public Works Director to Execute the Required Lease Amendment; and

(Cont'd)

## 4. (Cont'd)

- B. Increase appropriations and estimated revenues by \$65,000 in the Intra-City Services Fund for the costs associated with the removal of an underground storage tank and placement of an above-the-ground storage tank funded from a one-time fee from Santa Barbara Cellular Systems in consideration of the amendment of the lease agreement.

Action: Approved the recommendations (November 24, 2009, report from the Public Works Director; proposed ordinance).

## 5. Subject: Cancellation Of Certain Council Meetings (120.09)

Recommendation: That Council cancel the regular Council meetings on the following dates: December 22, 2009; January 19, February 16, April 6, June 1, July 6, August 31, September 7, November 30, and December 28, 2010; and January 4, 2011.

Action: Approved the recommendation (November 24, 2009, report from the Assistant City Administrator).

## 6. Subject: Amendment Of The Police Officers Association Labor Agreement (440.02)

Recommendation: That Council ratify an amendment to the Memorandum of Understanding between the City and the Santa Barbara Police Officers Association (Ordinance No. 5409) by introduction and subsequent adoption of, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending the July 1, 2006, Memorandum of Understanding Between the City of Santa Barbara and the Santa Barbara Police Officers Association Extending the Agreement Until June 30, 2010, and Suspending Cash-out Provisions.

Action: Approved the recommendation (November 24, 2009, report from the Assistant City Administrator; proposed ordinance).

NOTICES

7. The City Clerk has on Thursday, November 19, 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.
8. Cancellation of the regular City Council and Redevelopment Agency meetings of December 1, 2009.

This concluded the Consent Calendar.

## REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Das Williams reported that the Committee met to continue its review of proposed revisions to the Medical Cannabis Dispensary Ordinance. The Committee finalized and forwarded the amendments to the Planning Commission for its consideration.

## REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Roger Horton reported that the Committee met to review the October 2009 Investment Report, which was approved by the Council as part of this agenda's Consent Calendar (Item No. 3).

## CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

### ADMINISTRATIVE SERVICES DEPARTMENT

9. Subject: Certification Of The Election Results Of The Official Canvass For The General Municipal Election Of November 3, 2009 (110.03)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Reciting the Fact of the Vote-By-Mail General Municipal Election Held on November 3, 2009, and Declaring the Results and Such Other Matters as Provided by State Law.

Documents:

- November 24, 2009, report from the Administrative Services Director.
- Proposed Resolution.
- PowerPoint presentation prepared and made by Staff.

The title of the resolution was read.

Speakers:

Staff: Administrative Services Director Marcelo López, City Clerk Services Manager Cynthia Rodriguez.

Motion:

Councilmembers Williams/Falcone to approve the recommendation; Resolution No. 09-092.

Vote:

Unanimous roll call vote.

## REDEVELOPMENT AGENCY REPORTS

10. Subject: Plaza De La Guerra Infrastructure Concept Design Review And Professional Services Agreement For Preliminary Design Services (570.05)
- A. That Council review the conceptual design for Plaza de la Guerra Infrastructure Improvements and declare it a project for purposes of environmental review;
  - B. That the Agency Board authorize the Deputy Director to execute a Professional Design Services Agreement, subject to approval by Agency Counsel, with Campbell and Campbell in an amount not to exceed \$89,000, for preliminary design services for Plaza de la Guerra Infrastructure, and authorize the Deputy Director to approve expenditures of up to \$17,800 to cover any cost increases that may result from necessary changes in the scope of work; and
  - C. That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving and Adopting the Findings Required by Health and Safety Code Section 33445 for the Funding of Capital Improvements to Plaza de la Guerra.

### Documents:

- November 24, 2009, report from the Community Development Director/Deputy Agency Director.
- Proposed Resolution.
- PowerPoint presentation prepared and made by Staff.

### Speakers:

- Staff: Housing and Redevelopment Manager Brian Bosse, Redevelopment Supervisor Marck Aguilar, Interim Finance Director/Fiscal Officer Robert Samario, City Administrator/Executive Director James Armstrong.
- Members of the Public: Bonnie Raisin; Dennis Rickard; Bill Collyer and David Damiano, Downtown Organization; Jarrell Jackman, Santa Barbara Trust for Historic Preservation; Frank Hotchkiss; Jim Kahan.

### Motion:

Council/Agency members House/Horton to approve the recommendations; City Council Resolution No. 09-093; Redevelopment Agency Agreement No. 521.

### Vote:

Majority roll call vote (Noes: Council/Agency members Falcone, Francisco).

**RECESS**

3:50 p.m. - 4:00 p.m. Councilmember Williams was absent when the Council reconvened.

**MAYOR AND COUNCIL REPORTS**

## 12. Subject: Interviews For City Advisory Groups (140.05)

Recommendation: That Council hold interviews of applicants to various City Advisory Groups.

(Estimated Time: 4:00 p.m.)

## Documents:

November 24, 2009, report from the Administrative Services Director.

## Speakers:

The following applicants were interviewed:

Airport Commission:

Chris Colbert

Architectural Board of Review:

Chris Gilliland

Keith Nolan

Arts Advisory Committee:

Suzanne Fairly-Green

Phyllis de Picciotto

Community Development and Human Services Committee:

Laura Knight

Creeks Advisory Committee:

Betsy Weber

Fire and Police Commission:

Patrick Lennon

Historic Landmarks Commission:

Justin Van Mullem

Councilmember Williams returned to the meeting at 4:18 p.m.

Historic Landmarks Commission (Cont'd):

Philip Suding

Planning Commission:

Chava Riley

Michael Jordan

Bob Cunningham

Rental Housing Mediation Task Force:

Lynn Goebel

Councilmember Falcone left the meeting at 4:34 p.m. and returned at 4:41 p.m.

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

### **COMMUNITY DEVELOPMENT DEPARTMENT**

11. Subject: Panhandling Education And Alternative Giving Campaign (520.04)
- A. That Council approve the Panhandling Education and Alternative Giving Campaign and that the Redevelopment Agency Board authorize the Agency Deputy Director to negotiate and execute, subject to approval as to form by Agency counsel, agreements to implement the Panhandling Education and Alternative Giving Campaign and to authorize the expenditures of up to \$75,000 for the program from the Redevelopment Agency's Project Contingency Account; and
  - B. That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing December 1, 2009, as the Effective Date of Ordinance No. 5499 to Enact a Revised Ordinance Prohibiting Abusive Panhandling by Amending and Revising Santa Barbara Municipal Code Chapter 9.50.

#### **Documents:**

- November 24, 2009, report from the Community Development Director/Deputy Director.
- Proposed Resolution.
- PowerPoint presentation prepared and made by Staff.

#### **Speakers:**

- Staff: Housing and Redevelopment Manager Brian Bosse, Redevelopment Specialist Jeannette Candau.
- Members of the Public: Kathy Janega-Dykes, Santa Barbara Conference and Visitors Bureau; David Damiano, Downtown Organization.

#### **Motion:**

Council/Agency members Francisco/Schneider to approve the recommendations; City Council Resolution No. 09-094; Redevelopment Agency Agreement No. 522.

#### **Vote:**

Unanimous roll call vote.

**MAYOR AND COUNCIL REPORTS**

13. Subject: Request From Mayor Blum And Councilmembers Francisco And Horton Regarding Guidelines For Proclamations And Letters Of Recognition (120.04)

Recommendation: That Council consider a request from Mayor Blum and Councilmembers Francisco and Horton to establish guidelines and procedures for issuance of proclamations and letters of recognition.

## Documents:

- November 24, 2009, report from the Assistant City Administrator.
- November 24, 2009, e-mail from Della Rosales.

## Speakers:

Staff: City Administrator James Armstrong.

## Motion:

Councilmembers Horton/Schneider to approve the recommendation.

## Vote:

Majority voice vote (Noes: Councilmember House).

**ADJOURNMENT**

Mayor Blum adjourned the meeting at 5:17 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE

  
\_\_\_\_\_  
MARTY BLUM  
MAYOR

ATTEST:   
\_\_\_\_\_  
SUSAN TSCHECH, CMC  
DEPUTY CITY CLERK