



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING September 20, 2005 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:00 p.m. (The Finance Committee met at 1:00 p.m. The Ordinance Committee, which ordinarily meets at 12:30 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Marty 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 Brenda Alcazar.

CEREMONIAL ITEMS

1. Subject: Proclamation Declaring September 24 - 30, 2005 Sea Otter Awareness Week (120.04)

Action: Proclamation presented to Councilmember Williams on behalf of the Defenders of Wildlife.

2. Subject: Proclamation Declaring September 2005 Save A Life Month (120.04)

Action: Proclamation presented to John Ahlman, Fire Battalion Chief, City of Santa Barbara Fire Department.

PUBLIC COMMENT

Speakers: Estelle Foster, Santos Escobar, Shiva Polefka, Paul Till and Philip Marteney.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Councilmember Horton reported on his attendance at the following: 1) the first meeting of the LOSSAN Board; and 2) The Fund for Santa Barbara Bread and Roses event.
- Councilmember Schneider spoke about the following: 1) her participation on a panel for the fourth annual Ventura County Housing Conference where they spoke about workforce housing; 2) her attendance at the first Lower Mission Creek Design meeting; 3) her attendance at the first of three quilt exhibits at the Santa Barbara Historical Museum; and 4) the Santa Barbara Human Resources Association luncheon, to be held tomorrow, regarding emergency preparedness.
- Councilmember Williams reported on the following: 1) his attendance at the Youth Council meeting and the need for two students, grade levels 8 – 12, to fill two vacancies; 2) the Youth Leadership Conference to be held tomorrow; and 3) his attendance at the Organic Festival.
- Councilmember Secord spoke about his attendance at the following: 1) a meeting of the California Coastal Commission; and 2) a meeting at the Faulkner Gallery, at which Councilmember Williams was a participant, regarding ceasing the ability to form new restaurants in the City of Santa Barbara.
- Councilmember Barnwell mentioned that he, along with Mayor Blum and Councilmember Horton, met with the Santa Barbara School District to discuss the truancy program, and that he also met with District Attorney Tom Sneddon to discuss the same topic.
- Councilmember Horton said that the Building Bridges Community Coalition will also be working on the truancy issue.
- Councilmember Williams mentioned that the meeting at the Faulkner Gallery, which Councilmember Secord spoke about, was held by the Reigning in Corporate Power group and they are proposing an ordinance to restrict the number of chain restaurants in the City of Santa Barbara.

CONSENT CALENDAR (Item Nos. 3 – 10)

Motion:

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

Vote:

Unanimous voice vote.

3. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the regular meeting of September 6, 2005 (cancelled due to lack of a quorum).

Action: Approved the recommendation.

4. Subject: Approval Of Map And Execution Of Agreement For 1827 De La Vina Street (640.08)

Recommendation: That Council:

- A. Approve and authorize the City Administrator to record Parcel Map No. 20,714 by Sun Partners, LLC, for a one-lot subdivision located at 1827 De La Vina Street, APN 027-021-010, and find the Parcel Map in conformance with the General Plan and applicable specific plans for 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. 21,809 (September 20, 2005, Public Works Director's report).

5. Subject: Lease Agreement With H. Oliver Dixon, Inc. (330.04)

Recommendation: That Council approve and authorize the Airport Director to execute a fifteen-year Lease Agreement with two five-year options, with H. Oliver Dixon, Inc., dba the Super 8 Motel, a California Corporation, for 22,009 square feet of paved land, adjacent to 6021 Hollister Avenue, at the Santa Barbara Airport, commencing November 1, 2005, and ending October 31, 2030, for a monthly rent of \$2,155, exclusive of utilities.

Action: Approved the recommendation; Agreement No. 21,810 (September 20, 2005, Airport Director's report).

6. Subject: Notice Of Completion For Chandlery Building Remodel And Waterfront Offices (570.03)

Recommendation: That Council accept the work completed by J.W. Bailey Construction Company (Bailey), Contract No. 21,250, for the Chandlery Building Remodel and Waterfront Offices Project, Bid No. 3367, located at 132 Harbor Way, in the final contract amount of \$2,692,347, including approved changes, and approve filing of a Notice of Completion.

Action: Approved the recommendation (September 20, 2005, report from the Waterfront Director and Public Works Director).

NOTICES

7. The City Clerk has on Thursday, September 15, 2005, 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. Received a letter of resignation from Lower Westside Center Advisory Committee member Humberto Ortiz; the vacancy will be part of the next City Advisory Group recruitment. (580.03)
9. The Public Hearing scheduled for Tuesday, September 20, 2005, at 2:00 p.m., to hear the appeal of the Historic Landmarks Commission decision for 17 West Canon Perdido Street, has been rescheduled to Tuesday, October 4, 2005, at 2:00 p.m.; the site visit, scheduled for Monday, September 20, 2005, at 1:30 p.m., has been rescheduled to Monday, October 3, 2005, at 1:30 p.m.
10. Cancellation of the regular Redevelopment Agency meeting of September 20, 2005, due to lack of business.

This concluded the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Dan B. Secord reported that the Committee met to review the Interim Financial Statements for the Fiscal Year Ended June 30, 2005, which would be presented to the Council as Agenda Item No. 11.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

FINANCE DEPARTMENT

11. **Subject: Interim Financial Statements For The Fiscal Year Ended June 30, 2005 (250.02)**

Recommendation: That Council:

- A. Receive a report from staff on the Interim Financial Statements for the Fiscal Year Ended June 30, 2005; and
- B. Accept the Interim Financial Statements for the Fiscal Year Ended June 30, 2005.

Documents:

September 20, 2005, report from the Finance Director.

(Cont'd)

11. (Cont'd)

Speakers:

Staff: Assistant Finance Director Robert Samario, Accounting Manager Rudolf Livingston, City Administrator James L. Armstrong.

Motion:

Councilmembers Secord/Falcone to approve the recommendations.

Vote:

Unanimous voice vote.

FIRE DEPARTMENT

12. Subject: Wildland Fire Plan Implementation (520.03)

Recommendation: That Council:

- A. Hear a presentation on the background, status and recommended funding options for implementation of the Wildland Fire Plan; and
- B. Direct staff to start the process to secure the required engineering services.

Documents:

- September 20, 2005, report from the Acting Fire Chief.
- "Living With Wildfire" guide submitted by staff.

Speakers:

- Staff: Acting Fire Chief Mitch Vaughn, Fire Inspector Anne Marx, Fire Battalion Chief Janaki Wilkinson.
- Members of the Public: Ted Adams, Santa Barbara County Fire Safe Council; Joe Campanelli; Timothy Steele, Mission Canyon Association; Brigitte Forssell; Marianne Gordin; Curtis Vincent; Jenny Cushnie, Santa Barbara County Fire Safe Council; Dianne Channing; Bob Handy.

Motion:

Councilmembers Secord/Horton to approve the recommendations.

Vote:

Unanimous voice vote.

RECESS

4:39 p.m. – 4:52 p.m. Councilmember Secord was absent when the Council reconvened.

CHANGES TO THE AGENDA

Item Removed From Agenda

At the recommendation of City Administrator James L. Armstrong, the following item was deferred to September 27, 2005.

13. Subject: Outdoor Dining Rent Discussion (530.04)

Recommendation: That Council review a status report of the Outdoor Dining Program and if changes to the Program are desired by Council, direct staff to work with the Finance Committee to make Council directed recommendations.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

PUBLIC WORKS DEPARTMENT

14. Subject: Contract For Design Of Mission Street Bikeway And Caltrans Contribution Agreement (530.04)

Recommendation: That Council:

- A. Increase the estimated Fiscal Year 2006 Streets Capital Fund revenues by \$113,000 based on grants approved for Fiscal Year 2006, and appropriate \$113,000 to the Fiscal Year 2006 Streets Capital Program;
- B. Authorize the Public Works Director to execute a contract with MNS Engineers (MNS) in an amount not to exceed \$222,965 for design of the Mission Street Bikeway Project, and approve the expenditure for extra services up to a maximum of \$22,035; and
- C. Approve the proposed contribution agreement with California Department of Transportation (Caltrans) for construction of Americans with Disabilities Act (ADA) ramps in the amount of \$165,000, authorize the Public Works Director to sign said agreement to increase Fiscal Year 2006 Capital Fund revenues by \$165,000, and appropriate same to the Fiscal Year 2006 Streets Capital Program.

Documents:

September 20, 2005, report from the Public Works Director.

Speakers:

Staff: Assistant Public Works Director/City Engineer Pat Kelly, Supervising Transportation Planner Rob Dayton, Supervising Transportation Engineer Tully Clifford.

Motion:

Councilmembers Barnwell/Schneider to approve the recommendations; Contract No. 21,811; Agreement No. 21,812.

Vote:

Unanimous voice vote.

RECESS

Mayor Blum recessed the meeting at 5:20 p.m. in order for the Council to reconvene in closed session for Agenda Item Nos. 15 – 17. City Attorney Stephen P. Wiley stated that no report is anticipated for all three closed sessions.

CLOSED SESSIONS

15. Subject: Conference With Real Property Negotiator (330.03)

Recommendation: That Council hold a closed session to consider instructions to City staff regarding real property negotiations with Summer Solstice Celebration regarding the potential leasehold disposition of a portion of City parcel APN 031-152-028. Negotiations will be conducted by David Gustafson, Housing and Redevelopment Manager, Paul Casey, Community Development Director, and the City Attorney on behalf of the City and are held pursuant to the authority of Government Code Section 54956.8, with Claudia Bratton, Executive Director, as representative of the Summer Solstice Celebration. Under negotiation: possible disposition.

Scheduling: Duration, 20 minutes; anytime

Report: None anticipated

Documents:

September 20, 2005, report from the Community Development Director.

Time:

5:25 p.m. – 5:45 p.m.

No report made.

16. Subject: Conference With Real Property Negotiator (330.03)

Recommendation: That Council hold a closed session to consider instructions to City staff regarding real property negotiations with the Mental Health Association in Santa Barbara County regarding property acquisition of the office condominium included in the proposed development at 615 Garden Street (a portion of APN 031-152-030) and property disposition of the City-owned employee parking lot on 627 Garden Street (a portion of APN 031-152-028). Negotiations will be conducted by David Gustafson, Housing and Redevelopment Manager, Paul Casey, Community Development Director, and the City Attorney on behalf of the City and are held pursuant to the authority of Government Code Section 54956.8, with Annmarie Cameron, Executive Director, as representative of the Mental Health Association in Santa Barbara County. Under negotiation: possible acquisition and disposition.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

(Cont'd)

16. (Cont'd)

Documents:

September 20, 2005, report from the Community Development Director.

Time:

5:45 p.m. – 6:00 p.m.

No report made.

RECESS

6:00 p.m. – 7:00 p.m.

CLOSED SESSIONS (CONT'D)

17. 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 negotiator, Kristy Schmidt, Employee Relations Manager, regarding negotiations with the Hourly Employees' Bargaining Unit.

Scheduling: Duration, 60 minutes; anytime

Report: None anticipated

Documents:

September 20, 2005, report from the Assistant City Administrator.

Time:

7:00 p.m. – 8:00 p.m.

No report made.

ADJOURNMENT

Mayor Blum adjourned the meeting at 8:00 p.m.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER

MARTY BLUM
MAYOR

ATTEST: _____
BRENDA ALCAZAR, CMC
DEPUTY CITY CLERK