



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING JUNE 19, 2018 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 Ordinance Committee met at 12:30 p.m. The Finance Committee, which ordinarily meets at 12:30 p.m., did not meet on this day.)

### PLEDGE OF ALLEGIANCE

Mayor Murillo.

### ROLL CALL

Councilmembers present: Jason Dominguez, Eric Friedman, Gregg Hart, Randy Rowse, 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 reported that Item #25 on the Closed Session Agenda will be heard at a later meeting due to new information received about the item.

#### **25. Subject: Conference With City Attorney – Anticipated Litigation (160.03)**

Recommendation: That Council hold a closed session to consider significant exposure to litigation (one potential case) pursuant to Government Code section 54956.9(d)(2) & (e)(3) and take appropriate action as needed.

The anticipated litigation is based upon significant exposure to litigation arising out of the claim of Travelers Insurance regarding 237 Calle Mazanita.

Scheduling: Duration: 20 minutes; anytime

Report: None anticipated

## **PUBLIC COMMENT**

Speakers: Caroline; Anthony Del Bello; Mark Sheridan; Scott Wenz, Cars Are Basic; Phil Walker; Jose Arturo Gallegos.

## **ITEMS REMOVED FROM THE CONSENT CALENDAR**

### **9. Subject: City Of Santa Barbara Access And Parking Design Standards Update (550.01)**

Recommendation: That Council adopt the updated City of Santa Barbara Access and Parking Design Standards.

Documents:

- June 19, 2018, report from the Public Works Director.

Speakers:

- Members of the Public: Anna Marie Gott; Melissa Kakuk, Citylift Parking.
- Staff: Supervising Transportation Planner Daniel Gullett; Transportation Planning and Parking Manager Rob Dayton.

Motion:

Councilmembers Hart/Friedman to approve the recommendation.

Vote:

Unanimous roll call vote.

### **18. Subject: Parking And Business Improvement Area Annual Assessment Report For Fiscal Year 2019 – Public Hearing (550.1)**

Recommendation: That Council:

- A. Consider any appropriate protests to the Parking and Business Improvement Area Annual Assessment Report For Fiscal Year 2019, as required under the California Parking and Business Improvement Area Law of 1989; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara, Fixing and Assessing the Parking and Business Improvement Area Assessment Rates for Fiscal Year 2019, and Confirming Approval of the Parking and Business Improvement Area Annual Assessment Report for Fiscal Year 2019.

The public hearing was opened at 2:56 p.m.

The Clerk reported that no additional protests were received that had not previously been provided to staff.

Councilmember Rowse stated that he was recusing himself from consideration and voting on this matter due to his ownership of property within the PBIA.

The public hearing was closed at 3:12 p.m.

Documents:

- June 19, 2018, report from the Public Works Director.
- Proposed resolution.

Speakers:

- Staff: Transportation Planning and Parking Manager Rob Dayton.
- Members of the Public: Anna Marie Gott.

Motion:

Councilmembers Friedman/Hart to approve the recommendations; Resolution No. 18-037.

Vote:

Unanimous roll call vote (Abstain: Councilmember Rowse).

**CONSENT CALENDAR (Item Nos. 1 – 8; 10 – 17, 19 - 20)**

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.

**1. Subject: Introduction Of Ordinance To Designate A Speed Limit of Five Nautical Miles Per Hour in the Stearns Wharf Wye**

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending the Municipal Code by Adding Section 17.12.160 to the Santa Barbara Municipal Code to establish a speed limit of five nautical miles per hour in the Stearns Wharf Wye.

Action: Approved the recommendation; (June 19, 2018, report from the Waterfront Director; proposed ordinance).

**2. Subject: Ordinance Consenting To The Assignment And Assumption Of City Loan Agreement, Deed Of Trust, And Affordability Control Covenant From Phoenix Of Santa Barbara To PathPoint**

Recommendation: That Council adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara consenting to the assignment and assumption of a City of Santa Barbara Loan Agreement, Deed of Trust, and Affordability Control Covenant from Phoenix of Santa Barbara, a California nonprofit public benefit corporation, to PathPoint, a California nonprofit public benefit corporation, and authorizing the Community Development Director to execute such documents as necessary.

Action: Approved the recommendation; Ordinance No. 5837; Agreement No. 26,173 (June 19, 2018, report from the Community Development Director).

**3. Subject: Ordinance To Finalize City Funding To 813 East Carrillo Street, LP, In Support Of A New Affordable Housing Project Located At 813 East Carrillo Street (Johnson Court)**

Recommendation: That Council adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara approving a loan agreement, deed of trust, and affordability covenant with 813 East Carrillo Street, LP, and authorizing the Community Development Director to execute such agreement as necessary.

Action: Approved the recommendation; Ordinance No. 5838, Agreement No. 26,174 (June 19, 2018, report from the Community Development Director).

**4. Subject: Adoption Of Police Management Association Memorandum Of Understanding (440.02)**

Recommendation: That Council ratify the Memorandum of Understanding between the City of Santa Barbara and the Santa Barbara Police Management Association for the period of January 1, 2018, through December 31, 2019, by adopting, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Adopting the 2018 Memorandum of Understanding Between the City of Santa Barbara and the Santa Barbara Police Management Association.

Action: Approved the recommendation; Ordinance No. 5839; Agreement No. 26,175 (June 19, 2018, report from the Administrative Services Director).

**5. Subject: Adoption Of Policies For Unclaimed Money (210.01)**

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Adopting an Escheatment Policy for Unclaimed Money.

Action: Approved the recommendation; Resolution No. 18-035 (June 19, 2018, report from the Finance Director; proposed resolution).

**6. Subject: Resolution Authorizing Execution Of A Grant Agreement In The Amount Of \$550,000 With The California State Coastal Conservancy For The Arroyo Burro Open Space Restoration Project (570.05)**

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Authorizing the Parks and Recreation Director, to Negotiate and Execute a Grant Agreement, and any Amendments thereto, Subject to Approval as to Form by the City Attorney, with the California State Coastal Conservancy for the Arroyo Burro Open Space Restoration Project.

Action: Approved the recommendation; Resolution No. 18-036; Agreement No. 26,176 (June 19, 2018, report from the Parks and Recreation Director; proposed resolution).

**7. Subject: Fiscal Year 2018 Interim Financial Statements For The Ten Months Ended April 30, 2018 (250.02)**

Recommendation: That Council accept the Fiscal Year 2018 interim financial statements for the ten months ended April 30, 2018.

Action: Approved the recommendation; (June 19, 2018, report from the Finance Director).

**8. Subject: Contract For Design Of The Santa Barbara Central Library Elevator (570.04)**

Recommendation: That Council award a contract with LMA Architects, a California Corporation, in the amount of \$106,000 for the design of a new compliant elevator at the Santa Barbara Central Library; and authorize the Public Works Director to execute the contract and approve expenditures up to \$10,600 to cover any cost increases that may result from contract change orders for extra services.

Action: Approved the recommendation; Agreement No. 26,177 (June 19, 2018, report from the Public Works Director).

**10. Subject: Increase Of Purchase Order For Laguna Channel Vegetation Removal (530.01)**

Recommendation: That Council authorize an increase to the purchase order contract with the California Conservation Corps for vegetation removal within the

Laguna Channel in the amount of \$25,498, for a total project expenditure authority of \$56,318.

Action: Approved the recommendation (June 19, 2018, report from the Public Works Director).

**11. Subject: Railroad Depot Survey And Parcel Consolidation (550.01)**

Recommendation: That Council:

- A. Award a contract with Waters Cardenas Land Surveying, LLP, in the amount of \$62,000, for survey services for the Depot Lot Mapping Project; and authorize the Public Works Director to execute the contract and approve expenditures of up to \$20,000, to cover any cost increases that may result from contract change orders for extra work to address any adverse field conditions or necessary changes in the scope of work;
- B. Approve an increase in appropriations in the Downtown Parking Operating Fund in the amount of \$115,680, funded from the Downtown Parking Operating Fund Reserves, and authorize the transfer of such funds to the Downtown Parking Capital Fund; and
- C. Approve an increase in appropriations and estimated revenues in the Downtown Capital Fund by \$115,680 for the Railroad Depot Lot Mapping Project.

Action: Approved the recommendations; Agreement Nos. 26,178 (June 19, 2018, report from the Public Works Director).

**12. Subject: Adoption Of 2018–2019 Annual Action Plan For CDBG And HOME Funds (610.05)**

Recommendation: That Council:

- A. Adopt the 2018–19 Annual Action Plan for submittal to the U.S. Department of Housing and Urban Development (HUD);
- B. Authorize the City Administrator to sign all necessary documents to submit the City's 2018–2019 Annual Action Plan to HUD;
- C. Approve the request from the Parks and Recreation Department to change its Community Development Block Grant–funded project from Ortega Park playground relocation and replacement to Ortega Park access ramps and sidewalk infill;
- D. Increase appropriations and revenues in the Fiscal Year 2019 Community Development Block Grant Fund budget by \$52,533 to account for the City's actual allocation from HUD; and
- E. Increase appropriations and revenues in Fiscal Year 2019 HOME Investment Partnerships Program Fund budget by \$168,457 to account for the City's actual allocation from HUD.

Action: Approved the recommendations; (June 19, 2018, report from the Community Development Director).

**13. Subject: Contract For Construction To Install Air Conditioning At The Carrillo Recreation Center Ballroom (570.07)**

Recommendation: That Council:

- A. Award a contract to Dahl Air Conditioning in their low bid amount of \$196,832 for construction to install air conditioning at the Carrillo Recreation Center Ballroom, Bid No. 3917; and authorize the Public Works Director to execute the contract and approve expenditures up to \$19,683 to cover any cost increases that may result from contract change orders for extra work; and
- B. Authorize the transfer of appropriations in the amount of \$55,000 from the Park Infrastructure Safety Program project to the Carrillo Ballroom Air Conditioning project.

Action: Approved the recommendations; Agreement No. 26,179 (June 19, 2018, report from the Public Works Director).

**14. Subject: Award Of Professional Services Agreement With Infosend, Inc. For Printing And Mailing of Utility Invoices And Miscellaneous Notices (210.01)**

Recommendation: That Council approve and authorize the Finance Director to execute a professional services agreement with InfoSend, Inc. for printing and mailing of utility invoices and miscellaneous notices for a term of three years with two optional one-year extensions, estimated at \$620,000 in total for the first three years, subject to annual budget authorization.

Action: Approved the recommendation; Agreement No. 26,180 (June 19, 2018, report from the Finance Director).

**15. Subject: Professional Services Agreement With Explore Ecology For Youth Watershed Education Program (570.06)**

Recommendation: That Council:

- A. Authorize the Parks and Recreation Director to execute a 12-month professional services agreement with Explore Ecology in the amount of \$64,995 in Measure B funds for the provision of Creeks Division youth and community watershed education programs in Fiscal Year 2019; and
- B. Authorize the Parks and Recreation Director to execute annual professional services agreements, in a form acceptable to the City Attorney, with Explore Ecology for Fiscal Years 2020 and 2021, in an amount not to exceed \$70,000 per year.

Action: Approved the recommendations; Agreement Nos. 26,181 (June 19, 2018, report from the Parks and Recreation Director).

**16. Subject: Driving Range Renovation at Santa Barbara Golf Club**

Recommendation: That Council authorize the General Services Manager to issue a purchase order with Santa Barbara Golf LLC, in the low bid amount of \$99,089.84 for the renovation of the Driving Range at Santa Barbara Golf Club, Bid Number 3920A; and authorize the Parks and Recreation Director to approve additional expenses of up to \$9,908.98 to cover any cost increases that may result from any change orders for extra work as required.

Action: Approved the recommendation (June 19, 2018, report from the Parks and Recreation Director).

CONSENT PUBLIC HEARING

**17. Subject: Set A Date For Public Hearing Regarding The Appeal Of Architectural Board Of Review's May 21, 2018 Project Design Approval at 501 East Micheltorena Street (640.07)**

Recommendation: That Council:

- A. Set the date of August 7, 2018, at 2:00 p.m. for hearing the appeal filed by Patricia Saley on behalf of the Upper Eastside Neighbors of 501 E. Micheltorena Street of the Architectural Board of Review's Project Design Approval of application MST2017-00795 for property owned by Roscoe Villa at 501 E. Micheltorena Street, Assessor's Parcel No. 027-260-024; R-M, Residential Multi-Unit Zone; General Plan Designation: Medium High Density Residential (15-27 du/acre). The project involves the demolition of an existing 1,743 square foot, single-story duplex and detached two-car garage, and the construction of a new four-unit, two-story apartment building using the City's Average Unit-Size Density (AUD) Program. Unit mix will include one 3-bedroom unit, one 2-bedroom unit, one 1-bedroom unit, and one studio unit ranging in size from 575 to 1,335 square feet with an average unit size of 965 square feet. Proposed density on this 7,500 square foot lot is 24 dwelling units per acre. Also proposed are four parking spaces, site alterations and landscaping, and alterations to the on-site sandstone retaining wall bordering the sidewalk. Grading will include 10 cubic yards of cut and 35 cubic yards of fill.
- B. Set the date of August 6, 2018, at 1:30 p.m. for a site visit to the property located at 501 E. Micheltorena.

Action: Approved the recommendations; (June 19, 2018, report from the Community Development Director).

## SUCCESSOR AGENCY

### **19. Subject: Assignment And Assumption Agreement For The Paseo Nuevo Properties (570.03)**

Recommendation: That the Successor Agency and Council:

- A. That the Successor Agency adopt, by reading of title only, A Resolution of the Successor Agency to the Redevelopment Agency of the City of Santa Barbara Approving an Agreement to Assign all Leases, Agreements and Documents, and Amendments thereto, Encumbering the Multiple Parcels of Real Property, Which are Together Most Commonly Known as "Paseo Nuevo Properties," from the Successor Agency to the Redevelopment Agency of the City of Santa Barbara to the City of Santa Barbara, and Authorizing the Executive Director to Execute the Agreement Necessary to Effectuate the Assignment; and
- B. 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 to Assume all Leases, Agreements and Documents, and Amendments Thereto, Encumbering the Multiple Parcels of Real Property, Which are Together Most Commonly Known as "Paseo Nuevo Properties," from the Successor Agency to the Former Redevelopment Agency of the City of Santa Barbara to the City of Santa Barbara, and Authorizing the City Administrator to Execute the Agreement Necessary to Effectuate the Assignment.

Action: Approved the recommendations; Resolution No. 18-038; Agreement No. 26,182 (June 19, 2018, report from the Waterfront Director; proposed resolution and ordinance).

## NOTICES

20. Subject: The City Clerk has on Thursday, June 14, 2018, 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.

## **REPORT FROM THE ORDINANCE COMMITTEE**

Ordinance Committee Chair Sneddon reported that the Ordinance Committee moved forward with a ban on expanded polystyrene products, to limit the distribution of plastic cutlery, to ban plastic straws, and to provide plastic stirrers and other cutlery on request for dine in and take out.

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

## FINANCE DEPARTMENT

### **21. Subject: Adoption Of The Operating And Capital Budget For Fiscal Year 2019 (230.05)**

Recommendation: That Council adopt:

- A. A Resolution of the Council of the City of Santa Barbara Adopting the Budget for the Fiscal Year 2019 by Appropriating Moneys for the Use and Support of Said City from the Funds and to the Purposes Herein Specified;
- B. A Resolution of the Council of the City of Santa Barbara Establishing the City's Appropriation Limitation for Fiscal Year 2019;
- C. A Resolution of the Council of the City of Santa Barbara Amending the City of Santa Barbara Schedule of Penalties, Fees, and Service Charges;
- D. A Resolution of the Council of the City of Santa Barbara Establishing Waterfront Harbor Slip, Mooring and User Fees and Amending the City of Santa Barbara Waterfront Harbor Slip, Mooring and User Fees;
- E. A Resolution of the Council of the City of Santa Barbara Authorizing Classified and Unclassified Positions in the City's Service Effective June 19, 2018, and Providing a Schedule of Classifications and Salaries for the Same in Accordance with the Operating Budget for the 2019 Fiscal Year;
- F. A Resolution of the Council of the City of Santa Barbara Authorizing the Continuation of Capital and Special Project Appropriations to Fiscal Year 2019; and
- G. A Resolution Of The Council Of The City Of Santa Barbara Authorizing The Public Works Director To Execute Water Purchase Agreements, In A Form Approved By The City Attorney, And In Accordance With The Appropriation In The Approved Budget As May Be Amended From Time To Time.

Documents:

- June 19, 2018, report from the Finance Director.
- PowerPoint presentation prepared and made by Staff.
- Proposed resolutions.

Speakers:

- Staff: Finance Director Robert Samario.
- Members of the Public: Bonnie Donovan.

Mayor Pro Tem Rowse stated that he was recused from participating for Recommendation D because he owns a slip at the harbor.

Councilmember Sneddon stated that she was recused from participating for Recommendation D because she owns a slip at West Beach.

Mayor Pro Tem Rowse and Councilmember Sneddon were excused from the meeting at 3:22 p.m.

Motion:

Councilmembers Hart/Dominguez to approve Recommendation D; Resolution No. 18-042.

Vote:

Unanimous roll call vote (Abstain: Councilmembers Rowse, Sneddon).

Mayor Pro Tem Rowse and Councilmember Sneddon returned to the meeting at 3:23 p.m.

Motion:

Councilmembers Dominguez/Rowse to approve Recommendations A – C, E – G; Resolution Nos. 18-039, 18-040, 18-041, 18-043, 18-044, 18-045.

Vote:

Unanimous roll call vote.

## PUBLIC WORKS DEPARTMENT

### **22. Subject: Approval Of Increase In Water Main Replacement Program Goals**

Recommendation: That Council increase the one percent replacement goal for the City's Annual Water Main Replacement Program to a replacement goal of two percent, or approximately six miles, of the City's water mains on an average annual basis.

Documents:

- June 19, 2018, report from the Public Works Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Water System Manager Catherine Taylor; Water Distribution Superintendent Matthew Ward.
- Members of the public: Mark Sheridan; Bonnie Raisin.

Motion:

Councilmembers Hart/Sneddon to approve the recommended action.

Vote:

Unanimous roll call vote.

## CITY ATTORNEY

### **23. Subject: Draft Charter Amendments To Implement District Elections Under The California Voting Rights Act And Even-Numbered Year Elections Under The California Voter Participation Rights Act (110.03)**

Recommendation: That Council:

- A. Determine whether to propose an amendment to Charter section 503 pertaining to Council and Mayoral Vacancies in the form requested by the Ordinance Committee or the District Elections Committee; and
- B. Approve a Charter Amendment Proposal to submit two proposals to the voters by adopting a Resolution of the Council of the City of Santa Barbara Approving and Calling for the Submission to the Voters of two City Council Charter Amendment Proposals Pertaining to District Elections and Even-Numbered Year Elections at a Special Municipal Election to be Held in the City on Tuesday, November 6, 2018; or, in the alternative
- C. Approve a Charter Amendment proposal to submit one combined proposal to the voters by adopting A Resolution of the Council of the City of Santa Barbara Approving and Calling for the Submission to the Voters of a City Council Charter Amendment Proposal Pertaining to District Elections and Even-Numbered Year Elections at a Special Municipal Election to be Held in the City on Tuesday, November 6, 2018.

Documents:

- June 19, 2018, report from the City Attorney.
- PowerPoint presentation prepared and made by Staff.
- Proposed resolutions.

Speakers:

- Staff: City Attorney Calonne; City Clerk Services Manager Gorman.
- Members of the Public: Hon. Frank Ochoa, District Elections Committee; Lanny Ebenstein.

Motion:

Councilmembers Rowse/Friedman to use Attachment 3 to the staff report, with the heading District Elections Committee Charter Amendment Proposal, with the following sentence added to the end of the first paragraph: "If a vacancy on the City Council in the office of Mayor or Councilmember occurs within one year of the end of the term of office for the vacancy, the Council may make an interim appointment with no special election required."

Vote:

Majority roll call vote (Noes: Councilmembers Dominguez, Sneddon).

Motion:

Councilmembers Rowse/Friedman to choose a dual measure format.

Vote:

Majority roll call vote (Abstain: Councilmember Dominguez; No: Councilmember Hart).

Motion:

Councilmembers Friedman/Rowse for the Mayor to draft the argument with four co-signers.

Vote:

Unanimous roll call vote.

Motion:

Councilmembers Friedman/Rowse to waive further reading and adopt a Resolution of the Council of the City of Santa Barbara Approving and Calling for the Submission to the Voters of Two City Council Charter Amendment Proposals Pertaining to District Elections and Even-Numbered Year Elections at a Special Municipal Election to be Held in the City on Tuesday, November 6, 2018.

Motion:

Councilmembers Sneddon/Hart for a friendly amendment to amend the language of City of Santa Barbara Charter Amendment A to have the ballot label state: "Shall the City Charter be amended to require City general elections to be held in even-numbered years instead of odd-numbered years, as required by the California Attorney General's interpretation of the California Voter Participation Rights Act."

Maker of the motion Councilmember Friedman supported the friendly amendment. Second of the motion Mayor Pro Tem Rowse did not support the friendly amendment.

Councilmember Sneddon withdrew the motion.

Motion:

Councilmember Hart for a friendly amendment to amend the language of City of Santa Barbara Charter Amendment A to have the ballot label state: "Shall the City Charter be amended to require City general elections to be held in even-numbered years instead of odd-numbered years, as required by the California Attorney General's interpretation of the California Voter Participation Rights Act."

The motion failed for the lack of a second.

Vote on the original motion:

Majority roll call vote (Abstain: Councilmember Dominguez; No: Councilmember Sneddon); Resolution No. 18-046.

## **PUBLIC WORKS DEPARTMENT**

- 24. Subject: Introduction Of Emergency Ordinance Establishing A Pilot Powered Scooter Share Programs Permit And Adoption Of A Resolution Establishing Permit And Impound Fees For Powered Share Scooter Operators**

Recommendation: That Council:

- A. Introduce and adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Adding Chapter 10.53 to the Santa Barbara Municipal Code in its Entirety Regarding the Operation of Shared Mobility Services;
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting Permit and Impound Fees;
- C. Direct staff to develop a one-year pilot program for permitting and regulating powered scooter share programs in the City of Santa Barbara; and
- D. Direct staff to issue a request for proposals (permit applications) from firms to operate fleets of powered scooters in the City, with no more than 300 commercial scooters in use in the City during the pilot program.

Documents:

- June 19, 2018, report from the Public Works Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Public Works Director Rebecca Bjork; Risk Manager Mark Howard; Assistant City Attorney John Doimas; Police Traffic Collision Investigator Ethan Ragsdale.
- Members of the Public: Frank Peters; Stephen Meade, Wheel Fun Rentals; Sam Dreiman; Kevin Valenzano; Kyle Rowe, Spin; Phil Walker; Bob Burnham, Access Advisory Committee; Joanna Kaufman, COAST; Barry Remis, COAST; Ken Oplinger, Chamber of Commerce; Ed France, SBBike; Eve Sanford.

The ordinance was read into the record in its entirety.

Item also serves as introduction.

Motion:

Councilmembers Rowse/Dominguez to approve the recommended actions; Ordinance No. 5840; Resolution No. 18-047.

Vote:

Unanimous roll call vote.

## **COUNCIL AND STAFF COMMUNICATIONS**

### **COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

- Councilmember Dominguez attended the following events or meetings: 1. Attended Sister Cities meeting with delegation from Puerto Vallarta, Mexico.

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- Councilmember Sneddon attended the following events or meetings: 1. Free summer meals concert series kickoff; 2. Two CCRB special meetings; 3. Poetry book release party at Museum of Natural History including poems by poet laureates; 4. Meeting with Coast Village Association; 5. MTD meeting; 6. Senior lunch provided by Community Action Coalition.
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- Mayor Murillo attended the following events or meetings: 1. Cut ribbon at Paseo Nuevo store opening; 2. Memorial services of La Cumbre Junior High Principal Jo Anne Caines; 3. Announced a vigil on June 21, 2018 protesting the Homeland Security practice of separating children from parents of undocumented families at the border; 4. Announced that the Solstice parade starts at noon on Saturday.

**PUBLIC COMMENT (IF NECESSARY)**

**RECESS**

The Mayor recessed to closed session at 7:30 p.m. and stated that no reportable action is anticipated.

**CLOSED SESSIONS**

**26. Subject: Conference With City Attorney – Anticipated Litigation (160.03)**

Recommendation: That Council hold a closed session to consider significant exposure to litigation (one potential case) pursuant to Government Code section 54956.9(d)(2) & (e)(3) and take appropriate action as needed.

The anticipated litigation is based upon significant exposure to litigation arising out of the claim of Ernie & Jennifer Schroeder regarding 643 Costa Del Mar.

Scheduling: Duration: 20 minutes; anytime  
Report: None anticipated

Time: 7:30 p.m. – 7:35 p.m.

No report made.

**27. 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 Darla Rowe v. City of Santa Barbara, WCAB Case #: ADJ9208765.

Scheduling: Duration, 20 minutes; anytime  
Report: None anticipated

Time: 7:35 p.m. – 7:40 p.m.

No report made.

### ADJOURNMENT

Mayor Murillo adjourned the meeting at 7:40 p.m.

Approved and adopted by the City Council of the City of Santa Barbara on September 11, 2018.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE

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

ATTEST:

  
\_\_\_\_\_  
SARAH GORMAN  
CITY CLERK SERVICES MANAGER