



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING April 2, 2002 COUNCIL CHAMBER, DE LA GUERRA PLAZA

---

---

### 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 is ordinarily scheduled to meet at 1:00 p.m., did not meet on this date.)

### PLEDGE OF ALLEGIANCE

Mayor Blum.

### ROLL CALL

Councilmembers present: H. P. Fairly, Iya G. Falcone, Babatunde Fodayemi, Gregg A. Hart, Roger L. Horton, Dan B. Secord, Mayor Blum.

Councilmembers absent: None.

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

### CEREMONIAL ITEMS

#### Proclamations

1. PROCLAMATION DECLARING THE WEEK OF APRIL 1 - 7, 2002, AS NATIONAL COMMUNITY DEVELOPMENT WEEK (120.04)

ACTION: Proclamation presented to Rudy Moreno, Community Development and Human Services Committee Vice-Chair, and Craig Harris, representing the Coalition to Provide Shelter and Support to Santa Barbara Homeless.

## Presentations

### 2. SUBJECT: EMPLOYEE RECOGNITION - SERVICE AWARD PINS (410.01)

RECOMMENDATION: That Council authorize James L. Armstrong, City Administrator, to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through April 30, 2002.

#### DOCUMENTS:

April 2, 2002, Assistant City Administrator's report.

#### SPEAKERS:

Staff: Award recipients Bill Taff, Danny Paulin and Gilda Acuna; City Administrator James Armstrong.

By consensus, the Council approved the recommendation. The following employees were recognized:

#### 35-Year Pin

Art Ortiz, Public Works

#### 30-Year Pin

Bill Taff, Fire

#### 25-Year Pin

Gilda Acuna, Finance

Danny Paulin, Fire

#### 20-Year Pin

Manuel Romero, Public Works  
Steven Strassburg, Public Works

#### 15-Year Pin

Olivia Tobar, Police

Kelley Rangel, Police

Stella Balboa, Public Works

#### 10-Year Pin

Edward Soto, Airport

Linda Ferry, Finance

#### 5-Year Pin

Rebecca Fribley, Airport  
David Nesbitt, Public Works  
Jan Martinez, Waterfront

## **PUBLIC COMMENT**

SPEAKERS: Frank Becchio.

## RECESS

2:19 p.m. - 4:03 p.m., during which time the Redevelopment Agency meeting was held. Councilmembers Falcone and Fodayemi were absent when the Council reconvened.

## CONSENT CALENDAR (Item Nos. 3 - 19)

The titles of all resolutions related to Consent Calendar items were read.

### MOTION:

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

### VOTE:

Unanimous voice vote (Absent: Councilmembers Falcone, Fodayemi).

### 3. SUBJECT: MINUTES

RECOMMENDATION: That Council waive the reading and approve the minutes of the regular meeting of March 12, 2002 (cancelled due to lack of a quorum), the special meeting of March 18, 2002, the regular meeting of March 19, 2002, and the special meeting of March 20, 2002.

ACTION: Approved the recommendation.

### 4. SUBJECT: EXTENSION OF CONSULTING SERVICES WITH RAUCH COMMUNICATIONS (530.05)

RECOMMENDATION: That Council:

- A. Authorize the General Services Manager to increase the amount of Purchase Order No. 362367, with Rauch Communications, by \$30,974, from \$24,255 to a total not-to-exceed amount of \$55,230, to provide public outreach and program coordination services through Phase II of the St. Francis Neighborhood Traffic Management Project; and
- B. Authorize the Public Works Director to approve additional expenditures, in an amount not to exceed \$30,974, for the extension of the Rauch Communications Consultants' Purchase Order, to provide public outreach and program coordination services through Phase II of the St. Francis Neighborhood Traffic Management Project.

ACTION: Approved the recommendations (April 2, 2002, Public Works Director's report).

5. SUBJECT: ACCEPTANCE OF TRI-COUNTY REGIONAL TEAM "SMOKE SIGNALS" GRANT FOR A TOBACCO EDUCATION PROGRAM (800.07)

RECOMMENDATION: That Council:

- A. Authorize the Parks and Recreation Director to accept the \$1,040 Tri-County Regional Team "Smoke Signals" grant, sign the agreement with the Public Health Foundation, administer the grant, and implement the program; and
- B. Increase appropriations in Fiscal Year 2001-2002 in the Parks and Recreation Department General Fund in the amount of \$1,040, and estimated revenues in the amount of \$1,040.

ACTION: Approved the recommendations; Agreement No. 20,588 (April 2, 2002, Parks and Recreation Director's report).

6. SUBJECT: AGREEMENT REGARDING THE SCHEDULING AND MONITORING OF ATHLETIC FIELDS AT LA COLINA AND SANTA BARBARA JUNIOR HIGH SCHOOLS (570.06)

RECOMMENDATION: That Council:

- A. Approve and authorize the City Administrator to execute the Agreement Regarding the Scheduling and Monitoring of Athletic Fields at La Colina and Santa Barbara Junior High Schools; and
- B. Increase appropriations in the Fiscal Year 2001-2002 Parks and Recreation Department Miscellaneous Grants fund in the amount of \$37,551, and estimated revenues in the amount of \$37,551.

ACTION: Approved the recommendations; Agreement No. 19,813.2 (April 2, 2002, Parks and Recreation Director's report).

7. SUBJECT: CONTRACT FOR INDEPENDENT AUDIT SERVICES FOR THE CITY'S ANNUAL FINANCIAL STATEMENTS FOR THE FISCAL YEARS ENDING JUNE 30, 2002, 2003 AND 2004 (220.03)

RECOMMENDATION: That Council authorize the Director of Finance to execute a professional services contract with Brown Armstrong Randall Paulden McCown Hill Starbuck & Keeter Accountancy Corporation (Brown Armstrong) for the audit of the City's annual financial statements for the fiscal years ending June 30, 2002, 2003 and 2004, for an amount not to exceed \$212,510.

ACTION: Approved the recommendation; Contract No. 20,589 (April 2, 2002, Finance Director's report).

8. SUBJECT: AGREEMENT RE SUHR V. THE HARBOR OF SANTA BARBARA, INC., ET AL. (160.03)

RECOMMENDATION: That Council authorize City Administrator to execute agreement waiving conflicts and disqualification as requested by Reicker, Pfau, Pyle, McRoy & Herman, LLP.

ACTION: Approved the recommendation; Agreement No. 20,590 (April 2, 2002, City Attorney's report).

9. SUBJECT: AWARD AND EXECUTION OF CONTRACT FOR SAN ANDRES STREET AND MICHELTORENA STREET IMPROVEMENTS (530.04)

RECOMMENDATION: That Council:

- A. Award and authorize the Public Works Director to execute a contract with Lash Construction, Incorporated (Lash), in their low bid amount of \$657,619, for construction of the San Andres Street and Micheltoarena Street Improvements, Bid No. 3330; and to approve expenditures up to \$65,800 to cover any cost increases that may result from contract change orders for extra work, and differences between estimated bid quantities and actual quantities measured for payment;
- B. Authorize the Public Works Director to execute a Professional Services Contract with Penfield & Smith Engineers, Incorporated (P&S), in the amount of \$39,436, for construction support services; and to approve expenditures of up to \$3,950 for extra services of P&S that may result from necessary changes in the scope of work; and
- C. Authorize the General Services Manager to issue a Purchase Order to Fugro West, Incorporated (Fugro), in the amount of \$3,645, for professional materials testing and inspection services; and to approve expenditures of up to \$600 for extra services of Fugro that may result from necessary changes in the scope of work.

SPEAKERS:

Metropolitan Transit District Board: Member Lee Moldaver.

ACTION: Approved the recommendations; Contract Nos. 20,591 and 20,592 (April 2, 2002, Public Works Director's report).

10. SUBJECT: LEASE WITH DIVECON SERVICES L.P. (330.04)

RECOMMENDATION: That Council approve and authorize the City Administrator to execute a month-to-month lease with Divecon Services L.P. for the large vessel mooring area at the end of Marina 4-B Finger, at a rate of \$3,273 per month.

ACTION: Approved the recommendation; Agreement No. 20,593 (April 2, 2002, Waterfront Director's report).

11. SUBJECT: RESOLUTION TO SUBMIT AN APPLICATION FOR HOUSEHOLD HAZARDOUS WASTE GRANT FUNDING (630.12)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Public Works Director to Submit to the California Integrated Waste Management Board on Behalf of the City and County of Santa Barbara an Application for Household Hazardous Waste Grant Funding.

ACTION: Approved the recommendation; Resolution No. 02-040 (April 2, 2002, Public Works Director's report).

12. SUBJECT: APPROPRIATION OF MISCELLANEOUS FUNDS (520.04)

RECOMMENDATION: That Council:

- A. Appropriate the balance of \$24,850 in the Office of Traffic Safety Miscellaneous Grant Income Account to the Grant Overtime Expenditure Account;
- B. Appropriate the balance of \$125 in the K-9 Donation Account to the Special Operations Account;
- C. Appropriate the balance of \$50 in the DARE Donation Reserve Account to the DARE Appropriation Account;
- D. Appropriate the balance of \$13,866.79 in the Live Scan Miscellaneous Grant Reserve Account to the Live Scan Appropriation Account;
- E. Appropriate the balance of \$7,954.55 in the Auto Theft Miscellaneous Grant Reserve Account to the Auto Theft Appropriation Account;
- F. Appropriate the balance of \$1,373.03 in the State COPS/AB3229 Grant Reserve Account and \$955.77 in the State COPS/AB3229 Grant Interest Account to the COPS/AB3229 Grant Appropriation Account;
- G. Appropriate the balance of \$1,483.28 in the K-9 Trust Interest Account to the K-9 Trust Appropriation Account;
- H. Authorize the City Administrator to accept the California Law Enforcement Equipment Program (C.L.E.E.P.) award of \$59,031 and increase grant revenue for the current year by the same amount; and
- I. Appropriate \$59,031 to the fiscal year 2002 miscellaneous grants in the Police Department for the purchase of equipment to be determined.

ACTION: Approved the recommendations (April 2, 2002, Police Chief's report).

13. SUBJECT: INCREASE IN CONSTRUCTION PHASE FUNDING FOR THE EL ESTERO WASTEWATER TREATMENT PLANT EMERGENCY POWER UPGRADES PROJECT, PROJECT NO. 20,237 (540.13)

RECOMMENDATION: That Council:

- A. Transfer \$144,736.84 from the El Estero Landscape and Parking Improvement Project to the El Estero Wastewater Treatment Plant Emergency Power Upgrades Project; and
- B. Authorize an increase in the Public Works Director's authority to approve expenditures for extra work, from \$97,500 to \$242,236.84, for the El Estero Wastewater Treatment Plant Emergency Power Upgrades Project, Contract No. 20,237.

ACTION: Approved the recommendations (April 2, 2002, Public Works Director's report).

14. SUBJECT: TRANSPORTATION DEVELOPMENT ACT (TDA) FUNDS CLAIM (670.05)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing the Filing of a Claim with the Santa Barbara County Association of Governments (SBCAG) for Allocation of Transportation Development Act (TDA) Funds for Fiscal Year 2002-2003.

ACTION: Approved the recommendation; Resolution No. 02-041 (April 2, 2002, Public Works Director's report).

15. SUBJECT: SET A DATE FOR PUBLIC HEARING (640.07)

RECOMMENDATION: That Council:

- A. Set the date of April 23, 2002, at 6:00 p.m. for hearing the appeal filed by Eddie Harris, representing the agent for the Santa Barbara Urban Creeks Council, of the Planning Commission's approval with amended conditions of the application of Edward and Renee Grubb, for property located at 727 Bath Street, APN 037-073-006, R-4 Hotel and Multi-Residential Zone, General Plan Designation: Residential, 12 Dwelling Units Per Acre and Buffer/Stream. The discretionary applications required to construct four two-bedroom condominium units with a two-car garage for each unit are: Tentative Subdivision Map and a Modification for a front yard encroachment; and
- B. Set the date of April 22, 2002, at 1:30 p.m. for a site visit to the property located at 727 Bath Street.

ACTION: Approved the recommendations (March 14, 2002, letter of appeal).

## NOTICES

16. The City Clerk has on Friday, March 29, 2002, at 3:00 p.m. posted this agenda in the Office of the City Clerk and on the City Hall Public Notice Board on the outside balcony of City Hall.
17. Finance Committee meeting, April 2, 2002, at 1:00 p.m. in Room 15 for consideration of Debt Refinancing. (120.03)
18. Redevelopment Agency meeting, 2002, at 2:00 p.m. in the Council Chamber. (620.03)
19. The City Council will hold a work session with Staff regarding Council Goals and Workload Management on Wednesday, April 3, 2002, from 12:45 p.m. - 4:00 p.m. at the Chase Palm Park Recreation Center, 236 E. Cabrillo Blvd. (120.17)

This concluded the Consent Calendar.

Councilmember Folayemi returned to the meeting at 4:08 p.m.; Councilmember Hart left the meeting at 4:08 p.m.

## **REPORT FROM FINANCE COMMITTEE**

20. SUBJECT: REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Dan Secord reported that the Committee had received a Staff report on the status of three City debt refinancings.

## **ADMINISTRATIVE REPORTS**

### CITY ADMINISTRATOR

21. SUBJECT: TASK FORCE ON VEHICLE DWELLING (660.04)

RECOMMENDATION: That Council approve the membership of the Task Force on Vehicle Dwelling as identified in the Council Agenda Report.

#### DOCUMENTS:

April 2, 2002, City Administrator's report.

#### SPEAKERS:

Staff: Special Projects Manager Don Olson.

(Cont'd)

21. (Cont'd)

MOTION:

Councilmembers Horton/Folayemi to approve the recommendation.

VOTE:

Unanimous voice vote (Absent: Councilmembers Falcone, Hart).

Councilmembers Falcone and Hart returned to the meeting at 4:11 p.m.

PUBLIC WORKS DEPARTMENT

22. SUBJECT: ALAMEDA PADRE SERRA AND LOS OLIVOS STREET INTERSECTION IMPROVEMENTS (530.04)

RECOMMENDATION: That Council:

- A. Hear a report from Transportation Operations staff (staff) on the operational and environmental concerns regarding the intersection of Alameda Padre Serra and Los Olivos Street, and the alternatives developed to address these concerns; and
- B. Direct staff to proceed with design of the Council-preferred option for this intersection.

DOCUMENTS:

- April 2, 2002, Public Works Director's report.
- April 1, 2002, memorandum from Grant House.
- April 2, 2002, letter from the Pearl Chase Society.

SPEAKERS:

- Staff: Transportation Operations and Parking Manager George Gerth, City Administrator James Armstrong, Acting City Attorney Stephen Wiley.
- Historic Landmarks Commission: Commissioner Bill La Voie.
- Members of the Public: Sue Adams; Ralph Fertig, Santa Barbara Bicycle Coalition; Mary Louise Days; Lee Moldaver; Brigitte Forssell, Riviera Association; Robert Maxim, Pearl Chase Society.

MOTION:

Councilmembers Horton/Secord to direct Staff to return to Council in 30 days with a proposal for the structure and scope of work of a task force which will discuss the issue of this intersection's improvement.

VOTE:

Unanimous voice vote.

## REQUESTS FROM THE PUBLIC

### 23. SUBJECT: REQUEST TO EXTEND CITY'S SPHERE OF INFLUENCE (680.02)

RECOMMENDATION: That Council hear a request from the Committee for One to extend the City's sphere of influence to cover the remaining unincorporated areas of Goleta, UCSB, and Isla Vista.

#### DOCUMENTS:

- February 22, 2002, letter from the Committee for One.
- April 2, 2002, Community Development Director's report.

#### SPEAKERS:

- Committee for One: Co-Chair Harriett Phillips, Bill Gilbert.
- Member of the Public: Ken Taylor.
- Staff: Acting City Attorney Stephen Wiley, Assistant Community Development Director Paul Casey, City Administrator James Armstrong.

By consensus, the Council took no action on the request.

## ORDINANCES FOR ADOPTION

### 24. SUBJECT: ASSIGNMENT OF LEASE AGREEMENT NO. 16,354 AND LEASE AGREEMENT NO. 16,355/OLD WHARF TRADING COMPANY (330.04)

RECOMMENDATION: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Consent to Assignment of Lease Agreement No. 16,354 for Old Wharf Trading Company, 217-A and 217-B Stearns Wharf, and a Consent to Assignment of Lease Agreement No. 16,355, 217-E and 217-F Stearns Wharf, from The Chandlery on the Breakwater, Inc., to Old Wharf Trading Company, Inc. (Introduced on March 26, 2002)

#### DOCUMENTS:

- Previous documents submitted March 26, 2002.
- Proposed Ordinance.

The title of the ordinance was read.

#### MOTION:

Councilmembers Secord/Horton to approve the recommendation; Ordinance No. 5227; Agreement Nos. 20,594 and 20,595.

#### VOTE:

Unanimous roll call vote.

**COUNCIL/STAFF COMMUNICATIONS**

INFORMATION: City Administrator Armstrong noted that a meeting was scheduled for this evening at St. Francis Hospital to discuss the Neighborhood Transportation Management Program, and also advised that the City's website had received an honorable mention from a national organization.

**ADJOURNMENT**

Mayor Blum adjourned the meeting at 5:24 p.m., to Wednesday, April 3, 2002, at 12:45 p.m. for a work session regarding Council Goals and Workload Management.

SANTA BARBARA CITY COUNCIL

MABI COVARRUBIAS PLISKY, CMC  
CITY CLERK SERVICES MANAGER

ATTEST:

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

\_\_\_\_\_  
SUSAN TSCHECH  
DEPUTY CITY CLERK