



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING MAY 19, 2020 COUNCIL CHAMBERS, 735 ANACAPA STREET

CALL TO ORDER

Mayor Cathy Murillo called the meeting to order at 2:00 p.m. This meeting was held via teleconference, and members of the City Council participated electronically from various locations. (The Finance Committee met at 12:30 p.m. The Ordinance Committee met at 11:00 a.m.)

PLEDGE OF ALLEGIANCE

Mayor Murillo.

ROLL CALL

Councilmembers present: Eric Friedman, Alejandra Gutierrez (2:04 p.m.), Oscar Gutierrez, Meagan Harmon, Mike Jordan, Kristen W. Sneddon, Mayor Murillo.

Councilmembers absent: None.

Staff present: City Administrator Paul Casey, City Attorney Ariel Calonne, City Clerk Services Manager Sarah Gorman.

CEREMONIAL ITEMS

1. Subject: Public Works Week: May 17-23, 2020 (120.04)

Action: Mayor Murillo presented the proclamation to Public Works Director Rebecca Bjork.

CHANGES TO THE AGENDA

PUBLIC COMMENT

Members of the Public: Anna Marie Gott; Will Borgers.

ITEMS REMOVED FROM THE CONSENT CALENDAR

2. **Subject: Introduction Of Ordinance Approving The 2019-2021 TAP Memorandum Of Understanding, And Adoption Of Resolution Amending Resolution No. 19-041, The Position And Salary Control Resolution For Fiscal Year 2020 (440.02)**

Recommendation: That Council:

- A. Ratify the Memorandum of Understanding between the City and the Service Employees' International Union, Local 620, Airport and Harbor Patrol Officers' and Treatment Plants' Bargaining Units, for the period of October 1, 2019 through September 30, 2021, by introduction and subsequent adoption of, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Adopting the 2019-2021 Memorandum of Understanding Between the City of Santa Barbara and the Patrol Officers' and Treatment Plants' Bargaining Units (TAP Units); and
- B. Adopt, by reading and title only, a Resolution of the Council of the City of Santa Barbara Amending Resolution No. 19-041, the Position and Salary Control Resolution for Fiscal Year 2020, Affecting the Salaries of the Treatment and Patrol Bargaining Unit Effective May 13, 2020.

Documents:

- May 19, 2020, report from the City Administrator.
- Proposed Ordinance.
- Proposed Resolution.

Speakers:

- Members of the Public: Dana Hoffenberg; Darryl Scheck, SEIU Local 620; Jim Knell; Zac Smith; Laura Robinson, SEIU Local 620; Sue Sadler.

Motion:

Councilmembers A. Gutierrez/Sneddon to approve the staff recommendations, with the final Resolution showing the correct effective date of May 19, 2020.

Vote:

Majority roll call vote; Resolution No. 20-032 (Ayes: Councilmembers A. Gutierrez, Sneddon, Harmon, O. Gutierrez, Mayor Murillo; Noes: Councilmembers Jordan, Friedman).

3. **Subject: Introduction Of Ordinance Approving The 2020-2022 General Unit Memorandum Of Understanding, And Adoption Of Resolution Amending Resolution No. 19-041, The Position And Salary Control Resolution For Fiscal Year 2020 (440.02)**

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Adopting the 2020-2022 Memorandum of Understanding Between the City of Santa Barbara and the Santa Barbara City Employees' Association (General Unit) and Providing for Compensation Changes for Confidential Employees; and
- B. Adopt, by reading and title only, a Resolution of the Council of the City of Santa Barbara Amending Resolution No. 19-041, the Position and Salary Control Resolution for Fiscal Year 2020, Affecting the Salaries of the General Bargaining Unit, and Unrepresented Confidential Employee Classifications, Effective May 13, 2020.

Documents:

- May 19, 2020, report from the City Administrator.
- Proposed Ordinance.
- Proposed Resolution.

Speakers:

- Members of the Public: Dana Hoffenberg; Darryl Scheck, SEIU Local 620; Jim Knell; Zac Smith; Laura Robinson, SEIU Local 620; Sue Sadler.

Motion:

Councilmembers Harmon/Sneddon to approve the staff recommendations, with the final Resolution showing the correct effective date of May 19, 2020.

Vote:

Majority roll call vote; Resolution No. 20-033 (Ayes: Councilmembers Sneddon, Harmon, O. Gutierrez, A. Gutierrez, Mayor Murillo; Noes: Councilmembers Friedman, Jordan).

CONSENT CALENDAR (Item Nos. 4-10)

The titles of the Ordinances and Resolutions related to the Consent Calendar were read.

Motion:

Councilmembers Jordan/Friedman to approve the remainder of the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

4. Subject: Bequest From The Peter And Christel Hann Trust To The City Of Santa Barbara For Exclusive Use And Benefit Of The Library And Parks And Recreation Departments (570.04)

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Accepting a Bequest from the Peter and Christel Hann Trust in the Amount of \$33,750 to the City of Santa Barbara for Exclusive Use and Benefit of the Library, and Parks and Recreation Departments.

Action: Approved the recommendation; Resolution No. 20-034 (May 19, 2020, report from the Library Director; proposed Resolution).

5. Subject: Fiscal Year 2020 Third Quarter Review (250.02)

Recommendation: That Council:

- A. Hear a report from staff on the status of revenues and expenditures in relation to budget for the nine months ended March 31, 2020;
- B. Accept the Fiscal Year 2020 Interim Financial Statements for the Nine Months Ended March 31, 2020; and
- C. Approve the proposed third quarter adjustments to Fiscal Year 2020 appropriations and estimated revenues as detailed in the attached schedule of Proposed Third Quarter Adjustments.

Action: Approved the recommendations (May 19, 2020, report from the interim Finance Director).

6. Subject: Purchase Orders For Airport Terminal Lighting Upgrade (560.04)

Recommendation: That Council:

- A. Find it in the City's best interest to waive the formal bid process as authorized by Municipal Code Section 4.52.070(L) – Best Interest Waiver, and authorize the General Services Manager to issue a purchase order to Enlighting, Inc., for materials to upgrade to light-emitting diode (LED) lighting at the Santa Barbara Airport terminal in the amount of \$28,808; and
- B. Find it in the City's best interest to waive the formal bid process as authorized by Municipal Code Section 4.52.070(L) – Best Interest Waiver, and authorize the General Services Manager to issue a purchase order to Energy Freedom, for the installation of light-emitting diode (LED) lighting and ballast removal at the Santa Barbara Airport terminal in the amount of \$38,000.

Action: Approved the recommendations (May 19, 2020, report from the Public Works Director).

7. Subject: First Amendment To Technical Study Contract In Support Of California Environmental Quality Act Compliance For The Santa Barbara Police Station Project (630.02)

Recommendation: That Council authorize the Public Works Director to execute a first contract Amendment to the City Professional Services Agreement No. 26,634 with Dudek to add a scope of work for an additional and necessary technical study, as requested by City staff in order to complete the site selection preliminary environmental review for the Santa Barbara Police Station Project in the amount of \$25,793.

Speakers:

- Staff: City Administrator Paul Casey; Public Works Director Rebecca Bjork.

Action: Approved the recommendation; Agreement No. 26,634.1 (May 19, 2020, report from the Public Works Director).

8. Subject: Purchase Order For Ammunition To Prevent Potential Shortage (520.02)

Recommendation: That Council receive a report regarding the purchase of ammunition for the Police Department totaling \$52,000.

Speakers:

- Staff: Chief of Police Lori Luhnnow.

Action: Approved the recommendation (May 19, 2020, report from Chief of Police).

9. Subject: Increase In Construction Change Order Authority For Quinientos Street Bridge Replacement Project (530.04)

Recommendation: That Council:

- A. Authorize an increase in the Public Works Director's Change Order Authority to approve expenditures for extra work for the Quinientos Street Bridge Replacement Project, with Lash Construction, Inc., Contract No. 26,379, in the amount of \$42,092, for a total Project expenditure authority of \$4,132,964;
- B. Authorize the Public Works Director to execute the First Amendment to the City Professional Services Contract No. 26,846 with Rincon Consultants, Inc., in the amount of \$3,465 for environmental monitoring, and restoration specialist services during construction, for a total contract amount of \$94,050;
- C. Authorize an increase in appropriations and estimated revenues in the Streets Grant Capital Fund in the amount of \$3,465, funded by a Federal Highway Administration Bridge Program grant, for the additional costs of the Quinientos Street Bridge Replacement Project; and
- D. Approve the allocation of available appropriations in the Water Main Replacement Project in the Water Capital Fund in the amount of \$42,092, authorize the transfer of such funds to the Streets Grant Fund, and approve an increase in appropriations and estimated revenue in the Streets Grant Capital Fund in the amount of \$42,092, funded by the transfer, for the cost of a water main replacement in the Quinientos Street Bridge Project area.

Action: Approved the recommendations; Agreement No. 26,381.1 (May 19, 2020, report from the Public Works Director). **CONSENT PUBLIC HEARING**

10. Subject: Introduction Of Ordinance Amendment To Title 30 To Declare Existing Law On Short-Term Rentals In Residential Zones (160.01)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara to Declare Existing Law By Amending Santa Barbara Municipal Code Section 30.295.040.P Pertaining to the Definition of Hotels and Similar Uses.

Documents:

- May 19, 2020, report from the City Attorney.
- Proposed Ordinance.

Speakers:

- Staff: City Attorney Ariel Calonne; Assistant City Attorney Tava Ostrenger.
- Members of the Public: No one wished to speak.

Action:

- Approved the recommendation.

This concluded the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Friedman reported that the Committee approved forwarding recommendations to City Council for final budget adoption.

REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair O. Gutierrez reported that the Committee made some amendments and approved the Sit/Lie Ordinance to be forwarded to City Council at a future meeting.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PARKS AND RECREATION DEPARTMENT

PUBLIC HEARING

11. Subject: Fiscal Year 2021 Recommended Operating And Capital Budget (230.05)

Recommendation: That Council hear a presentation from the Parks and Recreation Department regarding their Fiscal Year 2021 Recommended Budget.

Documents:

- May 19, 2020, report from the Finance Director.
- PowerPoint presentation prepared and made by staff.

Speakers:

- Staff: Parks and Recreation Director Jill Zachary; Parks and Recreation Budget Manager Nicole Parmelee.
- Members of the Public: Beebe Longstreet; Anna Marie Gott.

Discussion:

- Parks and Recreation Director Jill Zachary presented to Council an overview of both the department and Creeks Division. The department's General Fund budget and the Creeks Fund were also presented, which included information regarding budget and revenue impacts caused by the COVID-19 crisis.
- Parks and Recreation Budget Manager Nicole Parmelee gave Council a presentation regarding the Golf Fund, which included revenue information, fee changes, and budgetary impacts.
- Councilmembers' questions were answered.

RECESS

4:21 p.m. – 4:35 p.m.

CITY ATTORNEY

12. Subject: Temporary Eviction Moratorium Ordinance: Amendments To The Expiration Date And Repayment Terms Of Ordinance No. 5941 (160.01)

Recommendation: That Council introduce and adopt, by at least five affirmative votes, after reading in full, an Uncodified Emergency Ordinance of the Council of the City of Santa Barbara Amending Ordinance No. 5941 to Modify the Expiration Date and Repayment Terms of the Temporary Moratorium on Evictions for Nonpayment of Rent by Residential and Commercial Tenants Who Have Been Harmed Financially as a Result Of COVID-19.

Documents:

- May 19, 2020, report from the City Attorney.
- PowerPoint presentation prepared and made by staff.
- Proposed Ordinance.

Speakers:

- Staff: City Attorney Ariel Calonne.
- Members of the Public: Jim Knell.

The ordinance was read in its entirety.

Motion:

Councilmembers Harmon/Jordan to approve the staff recommendation.

Vote:

Unanimous roll call vote; Ordinance No. 5943.

CITY ADMINISTRATOR

13. Subject: COVID-19 Business Advisory Task Force Recommendation To Assist Businesses (180.02)

Recommendation: That Council approve a preliminary recommendation of the COVID-19 Business Advisory Task Force for the City to temporarily close streets and on-street parking as well as temporarily suspend the regulations on private property to allow temporary outdoor dining to enable the reopening of the City's foodservice businesses. Council will have the opportunity to review, modify and approve the specific regulations governing street closure and outdoor operations in a proposed Economic Recovery Ordinance.

Documents:

- May 19, 2020, report from the City Administrator.
- PowerPoint presentation prepared and made by staff.

Speakers:

- Staff: Economic Development Manager Jason Harris; Transportation Planning and Parking Manager Rob Dayton; City Administrator Paul Casey; City Attorney Ariel Calonne.
- Members of the Public: Aron Ashland; Barry Remis; Dave Landecker; Anna Marie Gott; Bob Stout; Nicole Lowry; Patricia Owens; Patrick McElroy; Robin Elander; Roseanne Crawford; Sherry Villanueva.

Motion:

Councilmembers Sneddon/Friedman to approve the staff recommendations with the next steps to include drafting an emergency ordinance; finalizing design standards and regulations; seek non-city regulatory agency support and soliciting requests; allow outdoor dining on sidewalks, on-street parking spaces, on private property, and on portions of some streets; consider, at least, the 500 and 1200 blocks of State Street as a priority when the restaurants can re-open, with flexibility about which blocks to open; and all items to be carried out under Mr. Casey's emergency order and brought back to Council at the June 2, 2020 Council meeting, with legal evaluation of use of City lots.

Vote:

Unanimous roll call vote.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

- Councilmember Friedman attended the following meetings or event: 1. BEACON; 2. Made reference to song by Dire Straits "So Far Away".
- Councilmember O. Gutierrez attended the following meetings or event: 1. Met with Westside business owners; 2. Sister Cities Board.
- Councilmember Sneddon attended the following meetings or event: 1. COMB; 2. Parks and Recreation Commission; 3. Peabody School Talent Show.

PUBLIC COMMENT (IF NECESSARY)

ADJOURNMENT

Mayor Murillo adjourned the meeting at 7:07 p.m.

Approved and adopted by the City Council of the City of Santa Barbara on August 18, 2020.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE



CATHY MURILLO
MAYOR

ATTEST:



SARAH GORMAN
CITY CLERK SERVICES MANAGER