



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING June 10, 2003 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:02 p.m. (The Ordinance Committee met at 1:00 p.m. The Finance 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, Gregg A. Hart, Roger L. Horton, Dan B. Secord, Mayor Blum.

Councilmembers absent: Babatunde Fodayemi.

Staff present: City Administrator/Clerk James L. Armstrong, City Attorney Daniel J. Wallace, Deputy City Clerk Brenda Alcazar.

PUBLIC COMMENT

SPEAKERS: Scott Wenz, Das Williams, Nancy Davis, Kate Smith, Michael Magne, Claudia Bratton, and Steve Musick.

CONSENT CALENDAR (Item Nos. 1 – 8)

MOTION:

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

VOTE:

Unanimous voice vote (Absent: Councilmember Fodayemi).

1. SUBJECT: MINUTES

RECOMMENDATION: That Council waive the reading and approve the minutes of the special meeting of May 27, 2003.

ACTION: Approved the recommendation.

2. SUBJECT: AGREEMENT FOR SHARED MAINTENANCE COSTS OF LA CUMBRE JR. HIGH AND FRANKLIN ELEMENTARY SCHOOL PLAYING FIELDS (150.05)

RECOMMENDATION: That Council authorize the Parks and Recreation Director to enter into an agreement with the Santa Barbara School Districts for shared maintenance costs of the playing fields at La Cumbre Jr. High and Franklin Elementary School for the period of January 1, 2003, to June 30, 2003.

ACTION: Approved the recommendation; Agreement No. 21,031 (June 10, 2003, Parks and Recreation Director's report).

3. SUBJECT: ASSOCIATION OF WATER AGENCIES OF SANTA BARBARA COUNTY FISCAL YEAR 2003-2004 BUDGET (540.01)

RECOMMENDATION: That Council ratify and authorize the Public Works Director to execute the 2004 Budget for the Association of Water Agencies of Santa Barbara County (AWASBC), with a City share of \$1,200.15.

ACTION: Approved the recommendation (June 10, 2003, Public Works Director's report).

4. SUBJECT: PURCHASE ORDER FOR BIOSOLIDS COMPOSTING (630.01)

RECOMMENDATION: That Council find it in the City's best interest to waive the formal bid process as authorized by Municipal Code 4.52.080 (k), and authorize the City's General Services Manager to issue a Purchase Order to Engle & Gray, Inc., Santa Maria, California, in an amount not to exceed \$45,000 for transportation and composting of biosolids, and for the purchase of a limited volume of compost containing biosolids.

ACTION: Approved the recommendation (June 10, 2003, Public Works Director's report).

5. SUBJECT: COMMUNITY PROMOTION CONTRACT WITH OLD SPANISH DAYS (180.02)

RECOMMENDATION: That Council approve and authorize the Finance Director to execute the Fiscal Year 2004 Community Promotion contract with Old Spanish Days in the amount of \$42,000 for June 1, 2003, to May 31, 2004.

SPEAKERS:

Old Spanish Days: President Christy Gallaher, Spirit of Fiesta Pamela Laurent.

ACTION: Approved the recommendation; Contract No. 21,032 (June 10, 2003, Finance Director's report).

6. SUBJECT: COMMUNITY PROMOTION CONTRACT WITH THE SANTA BARBARA SYMPHONY, INC. (230.02)

RECOMMENDATION: That Council approve and authorize the Finance Director to execute the Community Promotion contract with the Santa Barbara Symphony, Inc., in the amount of \$10,000 for sponsorship of the 4th of July 2003 concert for June 15, 2003, through August 31, 2003.

ACTION: Approved the recommendation; Contract No. 21,033 (June 10, 2003, Finance Director's report).

7. SUBJECT: SET A DATE FOR PUBLIC HEARING REGARDING ARCHITECTURAL BOARD OF REVIEW DECISION FOR 594 NORTH HOPE AVENUE

RECOMMENDATION: That Council:

- A. Set the date of July 15, 2003, at 2:00 p.m. for hearing the appeal filed by Donald Logan of the Architectural Board of Review approval of a Review After Final change to an application for property owned by Jim and Deanne Turner, and located at 594 N. Hope Avenue, APN 057-151-018, E-3 One-Family Residence/SD-2 Special District Zones, General Plan Designation: Residential, 5 Units per Acre. The change to the project involves the installation of a post and rail fence with wire mesh in the backyard of a new two-story residence with attached two-car garage; and
- B. Set the date of July 14, 2003, at 1:30 p.m. for a site visit to the property located at 594 N. Hope Avenue.

ACTION: Approved the recommendations.

NOTICES

8. The City Clerk has on Thursday, June 5, 2003, at 3:00 p.m. 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.

ORDINANCE COMMITTEE REPORT

9. SUBJECT: ORDINANCE COMMITTEE AGENDA, JUNE 10, 2003, 1:00 P.M., IN COUNCIL CHAMBER FOR CONSIDERATION OF DEMOLITION REVIEW ORDINANCE (120.03)
(Continued from May 20, 2003, Item No. 21)

10. SUBJECT: REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Iya Falcone reported that the Committee met to continue reviewing the proposed demolition review ordinance and that the Committee voted unanimously to forward it to the Council.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

INFORMATION:

- Councilmember Horton reported that he attended the Downtown Organization board meeting held earlier that day. Street maintenance, street vendors, and other concerns were discussed.
- Councilmember Falcone reported that she and Councilmember Fairly attended the first meeting of the City/County Joint Parks and Recreation Task Group. The Group's goal is to examine recreation on the south coast and possibly beyond to address recreation needs in the community.

RECESS

2:23 p.m. – 2:36 p.m., during which time the Redevelopment Agency meeting (Item Nos. 11 – 13) was held.

ADMINISTRATIVE AND ATTORNEY REPORTS

FINANCE DEPARTMENT

14. SUBJECT: COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR FISCAL YEAR 2002 (250.02)

RECOMMENDATION: That Council accept the Comprehensive Annual Financial Report (CAFR) for the fiscal year ended June 30, 2002.

DOCUMENTS:

- June 10, 2003, Finance Director's Report.
- Comprehensive Financial Report for Fiscal Year Ended June 30, 2002.

SPEAKERS:

Staff: Assistant Finance Director Robert Samario.

MOTION:

Councilmembers Secord/Horton to approve the recommendation.

VOTE:

Unanimous voice vote (Absent: Councilmember Fodayemi).

PUBLIC WORKS DEPARTMENT

15. SUBJECT: COOPERATIVE AGREEMENT WITH EASY LIFT TRANSPORTATION, INC., FOR USE OF CITY FUELING FACILITIES (510.04)

RECOMMENDATION: That Council authorize the City Administrator to execute a cooperative agreement with Easy Lift Transportation making City fueling facilities available during specified times.

DOCUMENTS:

June 10, 2003, Public Works Director's report.

SPEAKERS:

Staff: Facilities Supervisor Mike Grimes.

MOTION:

Councilmembers Secord/Fairly to approve the recommendation; Agreement No. 21,034.

VOTE:

Unanimous voice vote (Absent: Councilmember Fodayemi).

16. SUBJECT: RENEWAL OF THE AGREEMENT WITH EASY LIFT TRANSPORTATION, INC., FOR PARATRANSIT SERVICES (510.04)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute an agreement with Easy Lift Transportation, Inc. (Easy Lift), subject to the approval of the City Attorney, for enhanced paratransit services for elderly and mobility impaired persons, in an amount not to exceed \$183,557, for Fiscal Year 2003-2004; and
- B. Approve a one-time adjustment for the current fiscal year in the amount of \$13,854.

DOCUMENTS:

June 10, 2003, Public Works Director's report.

SPEAKERS:

- Staff: Transportation Planning Manager Browning Allen.
- Easy Lift Transportation, Inc.: Executive Director Bob Westwick.

MOTION:

Councilmembers Secord/Fairly to approve the recommendations; Agreement No. 21,035.

VOTE:

Unanimous voice vote (Absent: Councilmember Folayemi).

17. SUBJECT: CACHUMA CONSERVATION RELEASE BOARD FISCAL YEAR 2003-2004 BUDGET (540.03)

RECOMMENDATION: That Council:

- A. Ratify the 2003-2004 Cachuma Conservation and Release Board (CCRB) budget of \$1,794,066;
- B. Approve payment in the amount of up to \$448,278, as the City's share of needed funds, including a 20% City share of funding for a Steelhead/Rainbow Trout Upper Basin Analysis, in addition to the City's respective share of CCRB funding;
- C. Find that the participation of the CCRB with the City of Santa Barbara and the Montecito Water District in carrying out a Steelhead/Rainbow Trout Upper Basin Analysis is consistent with the CCRB Joint Powers Agreement concerning CCRB actions above Bradbury Dam, that the approved CCRB participation and cost sharing allocation is applicable to the Upper Basin Analysis only and sets no precedent for approval of future CCRB work above Lake Cachuma, and that the work is appropriately carried out by CCRB staff with consultant support from Entrix, Inc.; and
- D. Authorize the Public Works Director to execute a letter to CCRB communicating the findings of the City Council.

(Cont'd)

17. (Cont'd)

DOCUMENTS:

June 10, 2003, Public Works Director's report.

SPEAKERS:

Staff: Water Supply Manager Steve Mack, City Attorney Daniel Wallace.

MOTION:

Councilmembers Fairly/Secord to approve the recommendations.

VOTE:

Unanimous voice vote (Absent: Councilmember Fodayemi).

PUBLIC HEARINGS

18. SUBJECT: FISCAL YEAR 2004 RECOMMENDED BUDGET (230.05)

RECOMMENDATION: That Council:

- A. Continue the public hearing from Tuesday, June 3, 2003, on the Fiscal Year 2004 Recommended Operating and Capital Budget;
- B. Hear a report from staff covering the City Administrator, City Attorney, Finance, Administrative Services and Mayor & Council budgets in connection with Council's review of the Fiscal Year 2004 Recommended Operating and Capital Budget; and
- C. Continue the public hearing to the evening session of today's Council meeting.

DOCUMENTS:

- June 10, 2003, Finance Director's report.
- June 10, 2003, PowerPoint presentation prepared by the Finance Department.
- June 10, 2003, PowerPoint presentation prepared by the City Attorney's Office.
- June 10, 2003, PowerPoint presentation prepared by the City Administrator's Office.
- June 10, 2003, PowerPoint presentation prepared by the Administrative Services Department.

PUBLIC HEARING OPENED:

3:00 p.m.

Councilmember Dan Secord left the meeting at 3:22 p.m.

(Cont'd)

18. (Cont'd)

SPEAKERS:

Staff: Finance Director Robert Peirson, Assistant City Administrator Joan Kent, Information Systems Manager Terry Moore, City Administrator James L. Armstrong, City Attorney Daniel Wallace.

ACTION:

By consensus, the Council approved the recommendations and continued the public hearing to this evening (Item No. 22).

RECESS

4:00 p.m. – 4:14 p.m. Councilmember Secord was absent when the Council reconvened.

MAYOR AND COUNCIL REPORTS

19. SUBJECT: CITY ADVISORY GROUP INTERVIEWS (140.05)

RECOMMENDATION: That Council:

- A. Hold interviews of applicants to various City Advisory Groups at an estimated time of 4:00 p.m.; and
- B. Continue interviews of applicants to 6:00 p.m.
(4:00 p.m. - Estimated Time)

DOCUMENTS:

- June 10, 2003, Assistant City Administrator's report.
- June 9, 2003, e-mail communication from Judy Nilsen.

Councilmember Secord entered the meeting at 4:16 p.m.

SPEAKERS:

The following applicants were interviewed:

Creeks Advisory Committee:

Daniel Wilson

Franklin Center Advisory Committee:

Reinaldo Gonzales

Mario Cervantes

Lower Westside Center Advisory Committee:

Mario Cervantes

Westside Center Advisory Committee:

Mario Cervantes

ACTION:

By consensus, the interviews were continued to 6:00 p.m. (Item No. 21).

RECESS

4:22 p.m. – 4:25 p.m.

CLOSED SESSIONS

20. SUBJECT: CONFERENCE WITH LABOR NEGOTIATOR (440.05)

RECOMMENDATION: That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to City negotiators Kristy Schmidt, Employee Relations Manager, and Linda Jensen, Liebert Cassidy Whitmore, regarding negotiations with the Santa Barbara Police Officers Association.
Scheduling: Duration, 40 min.; anytime

DOCUMENTS:

June 10, 2003, Assistant City Administrator's report.

ANNOUNCEMENT:

City Attorney Daniel J. Wallace stated that the City's negotiators were Kristy Schmidt, Employee Relations Manager, and Linda Jensen, Liebert Cassidy Whitmore.

TIME:

4:25 p.m. – 5:05 p.m.

RECESS

5:05 p.m. – 6:00 p.m. The City Council reconvened in the Council Chamber.

Mayor Blum presiding.

Councilmembers present: Fairly, Hart, Horton, Secord, Mayor Blum.

Councilmembers absent: Falcone, Fodayemi.

Staff present: City Administrator/Clerk Armstrong, City Attorney Wallace, Deputy City Clerk Alcazar.

ANNOUNCEMENT:

City Attorney Daniel J. Wallace reported that the Council met in closed session for Item No. 20 and there was nothing to report at this time.

PUBLIC COMMENT

SPEAKERS: No one wished to speak.

MAYOR AND COUNCIL REPORTS

21. SUBJECT: CITY ADVISORY GROUP INTERVIEWS (140.05)
(See Item No. 19)

Councilmember Falcone entered the meeting at 6:07 p.m.

SPEAKERS:

The following applicants were interviewed:

Creeks Advisory Committee:

Linda Hughes

Housing Authority:

Dennis Elledge

Adlean Fuller Harris

William Livingstone

Sign Committee:

Justin Van Mullem

ACTION:

By consensus, the interviews were held. Appointments are scheduled to take place on June 24, 2003.

PUBLIC HEARINGS

22. SUBJECT: FISCAL YEAR 2004 RECOMMENDED BUDGET (230.05)

RECOMMENDATION: That Council:

- A. Continue the public hearing from today's afternoon session of the Council meeting on the Fiscal Year 2004 Recommended Operating and Capital Budget;
- B. Receive and consider a funding request from the Santa Barbara Chapter Stand for Children;
- C. Receive and consider the Finance Committee's recommendations based on their review of the recommended budget;
- D. Approve staff-recommended adjustments to the Fiscal Year 2004 Recommended Budget as contained in the Summary of Staff-Recommended Adjustments;
- E. Close the public hearing; and
- F. Provide staff with final directions and any changes to the recommended budget.

(Cont'd)

22. (Cont'd)

DOCUMENTS:

- June 10, 2003, Finance Director's report.
- June 6, 2003, letter from George Green.
- June 7, 2003, letter from Lumina P. Murat Karaorman.
- June 10, 2003, letter from Office of Early Care & Education, Star Project.
- June 10, 2003, pages from Industrial Welfare Commission Order 4-2001, submitted by Das Williams.

PUBLIC HEARING OPENED:

6:25 p.m.

SPEAKERS:

- Staff: Assistant Finance Director Robert Samario, City Attorney Daniel J. Wallace, City Administrator James L. Armstrong.
- Members of the Public: Santa Barbara Chapter Stand for Children: Cindy Olson, Anna Akot, Vicki Mora, Elizabeth Baron.

MOTION:

Councilmembers Falcone/Horton to refer the funding request from Santa Barbara Chapter Stand for Children to the Finance Committee.

VOTE:

Unanimous voice vote (Absent: Councilmember Fodayemi).

SPEAKERS (Cont'd)

- Staff: Assistant Finance Director Robert Samario, City Attorney Daniel J. Wallace, Assistant City Attorney Scott Vincent, Parks and Recreation Director Richard Johns, Assistant Parks and Recreation Director Nancy Rapp, City Administrator James L. Armstrong; Public Works Director Anthony J. Nisich.
- Members of the Public: George Green, SEIU Local 620; Christopher Boyle, Oak Park Committee; Richard Corwin, Caribbean Festival.

PUBLIC HEARING CLOSED:

7:46 p.m.

DISCUSSION:

By consensus, the Council approved the recommendations and directed staff to investigate allowing ballroom dancing on the 5th Saturday of the month; approved the fee schedule for ballroom dancing; approved the 25% increase for park festival event fees; and directed staff to reduce the swim card fee increase from 55% to 25%.

ADJOURNMENT

Mayor Blum adjourned the meeting at 8:08 p.m.

SANTA BARBARA CITY COUNCIL

MABI COVARRUBIAS PLISKY, CMC
CITY CLERK SERVICES MANAGER

ATTEST:

MARTY BLUM
MAYOR

BRENDA ALCAZAR
DEPUTY CITY CLERK