



# **CITY OF SANTA BARBARA CITY COUNCIL MINUTES**

**REGULAR MEETING  
FEBRUARY 25, 2020  
COUNCIL CHAMBERS, 735 ANACAPA STREET**

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## **CALL TO ORDER**

Mayor Cathy Murillo called the meeting to order at 2:01 p.m. (The Finance Committee met at 12:30 p.m. The Ordinance Committee, which ordinarily meets at 12:30 p.m., did not meet on this day.)

## **PLEDGE OF ALLEGIANCE**

Mayor Murillo.

## **ROLL CALL**

Councilmembers present: Eric Friedman, Alejandra Gutierrez, 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.

## **CHANGES TO THE AGENDA**

## **PUBLIC COMMENT**

Members of the Public: Mark Marshall Wofford; Caroline Abate; Jessyca Carr, Salvation Army; Michael Baker, United Boys & Girls Club; Phil Walker; Elsa Granados, Standing Together to End Sexual Assault; Mikael; Renn Strong.

## **ITEMS REMOVED FROM CONSENT CALENDAR**

- 3. Subject: Introduction Of Ordinance For A License Agreement With Verizon Wireless For Deregulated Wireless Installations On City Street Lights (530.04)**

Recommendation: That Council introduce and subsequently adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Approving a

License Agreement with Verizon Wireless, Doing Business as Airtouch Cellular, for Deregulated Wireless Installations on City Street Lights, Including Authorization for Site Specific Licenses.

Documents:

- February 25, 2020, report from the Public Works Director;
- Proposed Ordinance

Speakers:

- Staff: Assistant City Attorney John Doimas.
- Members of the public: Kimi Vandyk, 5G Free Santa Barbara; Renn Strong.

Motion:

Mayor Murillo/Councilmember Friedman to approve the staff recommendation.

Vote:

Majority roll call vote (Ayes: Councilmembers Friedman, A. Gutierrez, Jordan, and Mayor Murillo; Noes: Councilmembers O. Gutierrez, Harmon, Sneddon.)

**CONSENT CALENDAR (Item Nos. 1 -2, 4 -12)**

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

Motion:

Councilmembers Harmon/Jordan to approve Items 1 -2 and 4 – 12 of the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

**1. Subject: Minutes**

Recommendation: That Council waive reading and approve the minutes of the regular meetings of January 28, February 4, and February 11, 2020.

Action: Approved the recommendation.

**2. Subject: Introduction Of Ordinance Approving The 2019-2021 Firefighters' Association Bargaining 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. Ratify the Memorandum of Understanding between the City and the Santa Barbara Firefighters' Association 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 Santa Barbara City Firefighters' Association; and

- B. Adopt, by reading of 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 Classifications in the Santa Barbara City Firefighters' Association, Effective March 3, 2020.

Action: Approved the recommendations; Resolution No. 20-014; (February 25, 2020, report from the City Administrator; proposed Ordinance; proposed Resolution).

**4. Subject: January 2020 Investment Report (260.02)**

Recommendation: That Council accept the January 2020 Investment Report.

Action: Approved the recommendation (February 25, 2020, report from the Finance Director).

**5. Subject: Amendment To Existing Aircraft Noise Monitoring, Flight Tracking Service, Landing Fee Collection, And Maintenance/Technical Support Agreement (560.14)**

Recommendation: That Council authorize the Airport Director to execute an amendment to existing contract 26,363; this amendment will include an update to communications and Noise Monitoring Terminal (NMT) hardware for Santa Barbara Airport's three (3) monitoring sites.

Action: Approved the recommendation; Agreement No. 26,363.1 (February 25, 2020, report from the Airport Director).

**6. Subject: Contracts For Habitat Restoration Monitoring And Mitigation Services For The Gutierrez, Cota, And Mason Street Bridge Replacement Projects (530.04)**

Recommendation: That Council:

- A. Authorize the Public Works Director to execute a contract with Cardno Inc. in the amount of \$102,708 for Fiscal Years 2020 through 2024 for post-construction habitat restoration monitoring and mitigation services for the Gutierrez Street Bridge Replacement Project, and approve expenditures of up to \$10,271 for extra services of Cardno Inc. that may result from necessary changes in the scope of work, for a total amount of \$112,979; and

- B. Authorize the Public Works Director to execute the First Amendment to Contract No. 25,862 with Cardno Inc. to extend the term for post-construction habitat restoration monitoring and mitigation services for the Cota Street Bridge Replacement Project and the Mason Street Bridge Replacement Project through Fiscal Year 2022 or an additional two years without increasing the existing contract amount.

Speakers:

- Member of the Public: Phil Walker.

Action: Approved the recommendations; Agreement Nos. 26,645; 25,862.1 (February 25, 2020, report from the Public Works Director).

**7. Subject: Increase In Construction Change Order Authority For Westmont Road Storm Drain Rehabilitation 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 on the Westmont Road Storm Drain Rehabilitation Project, with Taylor Jane Construction LP, Contract No. 26,546, in the amount of \$36,223, for a total construction contract expenditure authority of \$119,988; and
- B. Approve the allocation of available appropriations in the Drainage Improvements Project in the Measure C Capital Fund in the amount of \$56,223 for the Westmont Road Storm Drain Rehabilitation Project.

Action: Approved the recommendations (February 25, 2020, report from the Public Works Director).

**8. Subject: Increase In Professional Services Contract With Confidential Inquiries And Specialized Investigations (520.04)**

Recommendation: That Council authorize the increase of the professional services contract with Confidential Inquiries and Specialized Investigations (CISI), by \$25,000 for background investigation services for Police Department employment candidates.

Action: Approved the recommendation; Agreement No. 26,600.1 (February 25, 2020, report from the Police Chief).

**9. Subject: Proposed Changes To Parks And Recreation Department Fiscal Year 2020 Fees And Charges Schedule (570.05)**

Recommendation: That Council approve proposed changes to the Fiscal Year 2020 Parks and Recreation Department Schedule of Fees and Charges for implementation March 1, 2020.

Action: Approved the recommendation (February 25, 2020, report from the Parks and Recreation Director).

## NOTICES

10. Subject: The City Clerk has on Thursday, February 20, 2020, 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.
11. Subject: Received a letter of resignation from Water Commission Member Megan Birney; this vacancy will be included in the next City Advisory Groups recruitment. (140.02)
12. Subject: Received a communication advising of a vacancy created on the Community Development and Human Services Committee with the departure of member Sofia Silva; the vacancy will be included in the next City Advisory Groups recruitment. (140.02)

This concluded the Consent Calendar.

## **REPORT FROM THE FINANCE COMMITTEE**

Councilmember Friedman reported that the Finance Committee reviewed the mid-year financials and adjustments, and approved and forwarded the item to Council for approval next week.

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

### PUBLIC WORKS DEPARTMENT

13. **Subject: Introduction Of Ordinance Authorizing The City Of Santa Barbara To Join The California Choice Energy Authority Joint Powers Authority As An Associate Member (630.06)**

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Authorizing the City of Santa Barbara to Join the California Choice Energy Authority Joint Powers Authority, and the City Administrator to Execute an Associate Member Agreement and an Administrative Services Agreement for On-going Administrative Services Commencing upon the Delivery of Electrical Service by Santa Barbara Clean Energy; and
- B. Accept the proposed logo for Santa Barbara Clean Energy.

The title of the Ordinance was read.

Documents:

- February 25, 2020, report from the Public Works Director.
- PowerPoint presentation prepared and made by Staff.
- Proposed Ordinance.

Speakers:

- Staff: Administrative Analyst Alelia Parenteau, Assistant City Attorney Sarah Knecht.

Motion:

Councilmembers Sneddon/Friedman to approve the staff recommendation.

Vote:

Unanimous roll call vote.

**RECESS**

3:52 p.m. – 4:01 p.m.

COMMUNITY DEVELOPMENT DEPARTMENT

**14. Subject: Quarterly Presentation From Santa Barbara Alliance For Community Transformation (SB ACT) Regarding The Santa Barbara City Homelessness Collaborative (660.04)**

Recommendation: That Council receive an update from Santa Barbara Alliance for Community Transformation (SB ACT) on the Santa Barbara City Homelessness Collaborative.

Documents:

- February 25, 2020, report from the Community Development Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Community Development Director George Buell.
- Santa Barbara Alliance for Community Transformation (SB ACT): Richard Sanders, Barbara Andersen, Jeff Shaffer.
- City Net: Brad Fieldhouse.
- People Assisting the Homeless: Chuck Flacks.
- County of Santa Barbara: Lucille Boss.

Discussion:

- Topics covered included a collaborative overview, the steering committee, SB ACT partners, and regional action plans. Councilmembers' questions were answered.

**MAYOR AND COUNCIL REPORTS**

**15. Subject: Planning Commission Applicant Interviews And Appointment (140.05)**

Recommendation: That Council:

- A. Interview applicants who applied for appointment to the Planning Commission; and
- B. Make an appointment to fill the vacancy in the Planning Commission.

Documents:

- February 25, 2020, report from the City Administrator.

Speakers:

- Members of the public: Josie Donnelly, Dr. Teri Jory for Planning Commission.

The following people were interviewed:

- Barret Reed; James Carberry; Matthew Lowe; Monica Martin; Reyne Staplemann.

Planning Commission

Nominees:

- Barrett Reed, Monica Martin.

Vote:

- For Mr. Reed: Jordan, A. Gutierrez, Sneddon, Friedman, Harmon.
- For Ms. Martin: O. Gutierrez.

Appointment:

Barrett Reed was appointed to the Planning Commission Qualified Elector category, with a term expiring on December 31, 2021.

**COUNCIL AND STAFF COMMUNICATIONS**

**COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

- Councilmember Friedman attended the following events or meetings: 1. Wildfire Community Plan kickoff; 2. SBCAG; 3. Airport Commission; 4. Coastal Cities group conference call; 5. Santa Barbara Beautiful monthly meeting; 6. Visited Vista Del Monte and Valle Verde retirement homes; 7. MTD tour; 8. Tour of Tajiguas Resource Recovery project; 9. Fighting Back Youth Mentor Program gratitude luncheon; 10. League of Women Voters forum.
- Councilmember A. Gutierrez attended the following events or meetings: 1. Johnson Court opening celebration.
- Councilmember O. Gutierrez attended the following events or meetings: 1. SB ACT Homelessness meeting; 2. Science and Engineering Council luncheon; 3. Hispanic Chamber of Commerce ribbon-cutting; 4. Met with members of Eagles

Lodge; 5. Johnson Court opening celebration; 6. Met with Representative Carbajal; 7. Toured water resource facilities with Councilmember Harmon; 8. Visit Santa Barbara monthly meeting; 9. Residents from Arriba Way; 10. Arts Advisory Council meeting.

- Councilmember Jordan attended the following events or meetings: 1. Chamber Business Leaders luncheon; 2. Navy League presentation re construction process of USS Santa Barbara; 3. Management team of Metropolitan Transit District; 4. Meeting with Representative Carbajal; 5. Monthly Our Mesa Neighborhood Association meeting.
- Councilmember Sneddon attended the following events or meetings: 1. Community Wildfire Protection plan workshop with Councilmember Friedman; 2. Grand re-opening of Mosaic locale; 3. Creeks Committee meeting; 4. Water Commission meeting; 5. Teen Star Finalist show; 6. COMB meeting; 7. Met with Representative Carbajal.
- Mayor Murillo attended the following events or meetings: 1. SB CAG subregional meeting; 2. Domestic Violence Solutions luncheon; 3. Opera SB; 4. Johnson Court opening celebration; 5. SB ACT meeting.

## **PUBLIC COMMENT (IF NECESSARY)**

## **RECESS**

Mayor Murillo recessed to closed session at 5:58 p.m. and stated a report may be expected on Item 17.

## **CLOSED SESSIONS**

### **17. Subject: Conference With City Attorney – Existing Litigation – Gov. Code § 54956.9(d)(1) (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 Thomas Felkay as Trustee of the Emprise Trust v. COSB, et al. SBSC Case No. 17CV03351.

Scheduling: Duration, 30 minutes; anytime

Report: Report anticipated

Documents:

- February 25, 2020, report from the City Attorney.

Time: 5:58 p.m. – 6:52 p.m.

Councilmember A. Gutierrez was excused from the meeting at 6:35 p.m.



Report:

- City Attorney Ariel Calonne reported that Council voted on a motion made by Councilmembers Friedman/Sneddon to initiate an appeal in the case of Felkay v. City of Santa Barbara. The vote was a majority vote (Ayes: Councilmembers Sneddon, Friedman, Oscar Gutierrez, and Mayor Murillo; Noes: Councilmembers Harmon, Jordan; Absent: Councilmember Alejandra Gutierrez).

**16. Subject: Conference With Labor Negotiator (440.05)**

Recommendation: That Council hold a closed session pursuant to the authority of Government Code Section 54957.6 to consider instructions to City Negotiator, Pamela Antil, Assistant City Administrator, and Sam Ramirez, HR Analyst II, regarding negotiations with Santa Barbara City Employees' Association (General Bargaining Unit) Local 620 Service Employees' International Union, Service Employees' International Union, Local 620, Treatment and Patrol Bargaining Units, and the Police Management Association.

Scheduling: Duration, 40 Minutes; anytime

Report: None anticipated

Documents:

- February 25, 2020, report from the City Administrator.

Time: 6:55 p.m. – 7:20 p.m.

No report made.

**ADJOURNMENT**

Mayor Murillo adjourned the meeting at 7:20 p.m.

Approved and adopted by the City Council of the City of Santa Barbara on April 7, 2020.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE

  
CATHY MURILLO  
MAYOR

ATTEST:

  
SARAH GORMAN  
CITY CLERK SERVICES MANAGER

