



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

**REGULAR MEETING  
APRIL 7, 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. and announced that the meeting is being held via teleconference and all members of the City Council are participating electronically from various locations. (The Finance Committee and Ordinance Committee, which ordinarily meet 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.

Mayor Murillo made a statement to the members of the public in regards to the COVID-19 crisis, and the City's effort to maintain essential municipal services.

## **CEREMONIAL ITEMS**

### **1. Subject: National Poetry Month - April 2020 (120.04)**

Action: Mayor Murillo read the Proclamation; Recipient Poet Laureate Laure-Anne Bosselaar read a poem titled "Small Kindnesses".

### **2. Subject: DMV Donate Life Month - April 2020 (120.04)**

Action: Mayor Murillo read the Proclamation; Recipient W. Scott Burns shared his comments.

**3. Subject: Employee Recognition – Service Award Pins (410.01)**

Recommendation: That Council authorize the 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, 2020.

Action: City Administrator Paul Casey listed the names of the service award pin recipients.

**CHANGES TO THE AGENDA**

**PUBLIC COMMENT**

Members of the Public: Barbara Cronin Hershberg; Lauren Trujillo; David Lopez; Kimi Vandyk; Miriam Lindbeck; Anna Marie Gott.

**ITEM REMOVED FROM THE CONSENT CALENDAR**

**10. Subject: Resolution Denying The Appeal of Victoria Valente To Reverse The Architectural Board Of Review's Decision To Grant Project Design Approval For The Project At 601 Alameda Padre Serra (640.07)**

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Denying the Appeal of Victoria Valente to Reverse the December 2, 2019 Decision of the Architectural Board of Review Granting Project Design Approval for the Project at 601 Alameda Padre Serra.

Documents:

- April 7, 2020, report from the Community Development Director.
- Proposed Resolution.

Motion:

Councilmembers Jordan/Friedman to approve the staff recommendation.

Vote:

Majority roll call vote (Ayes: Councilmembers Friedman, Harmon, Jordan, and Mayor Murillo; Noes: Councilmembers Alejandra Gutierrez, Sneddon, Oscar Gutierrez); Resolution No. 20-027.

**CONSENT CALENDAR (Item Nos. 4-9, 11-16)**

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

Motion:

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

Vote:

Unanimous roll call vote.

**4. Subject: Minutes**

Recommendation: That Council waive reading and approve the minutes of the regular meeting of February 25, 2020.

Action: Approved the recommendation.

**5. Subject: Dissolution Of Santa Barbara's Sister City Relationship With Dingle, Ireland (130.03)**

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara, California, Dissolving the Sister City Affiliation with the City of Dingle, Ireland.

Action: Approved the recommendation; Resolution No. 20-022 (April 7, 2020, report from the City Administrator; proposed Resolution).

**6. Subject: Resolution Identifying Fiscal Year 2020-2021 Projects To Be Funded By Senate Bill 1: The Road Repair And Accountability Act (530.01)**

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Adopting a List of Projects for Fiscal Year 2020-2021, Funded by Senate Bill 1: The Road Repair And Accountability Act.

Action: Approved the recommendation; Resolution No. 20-023 (April 7, 2020, report from the Public Works Director; proposed Resolution).

**7. Subject: Annual Authorization For The Allocation Of The City's Share Of Transportation Development Act Funds For Bicycle And Pedestrian Projects (530.04)**

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 for Allocation of \$80,221 in Transportation Development Act Funds for Fiscal Year 2021.

Action: Approved the recommendation; Resolution No. 20-024 (April 7, 2020, report from the Public Works Director; proposed Resolution).

**8. Subject: Acceptance Of Grant From The California State Library To Expand The Stay And Play Pilot Project To Support Early Learning, And Adoption Of A Resolution Amending Resolution No. 19-041 (570.04)**

Recommendation: That Council:

- A. Authorize the Library Director to accept a \$249,792 grant from the California State Library to expand the Stay and Play pilot project to support early learning in the community;
- B. Authorize an increase in appropriations and estimated revenues of \$249,792 in the Library Departments Miscellaneous Grant Fund, which will entirely fund the project, including the new, limited appointment position; and
- C. 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 Library Department Effective March 28, 2020.

Action: Approved the recommendations; Resolution No. 20-025 (April 7, 2020, report from the Library Director; proposed Resolution).

**9. Subject: Resolution Delegating To The City Engineer The Authority To Approve Plans And Specifications For Construction Or Improvement Projects (530.01)**

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Delegating to the City Engineer Discretionary Authority to Approve the Plan or Design for Construction of, or Improvement to, City Property and Requiring the Submittal to the City Engineer of all Plans and Specifications for Construction of, or Improvement to, City Property.

Action: Approved the recommendation; Resolution No. 20-026 (April 7, 2020, report from the Public Works Director; proposed Resolution).

**11. Subject: February 2020 Investment Report (260.02)**

Recommendation: That Council accept the February 2020 Investment Report.

Action: Approved the recommendation (April 7, 2020, report from the Finance Director).

**12. Subject: Project Management And Integration Services In Support Of Advanced Metering Infrastructure Project (540.06)**

Recommendation: That Council authorize the Public Works Director to execute a City Professional Services contract with Utiliworks Consulting LLC, in the amount of \$473,450 to provide project management and integration services for the Advanced Metering Infrastructure Project, and approve additional expenditures of up to \$47,345 to cover any additional costs that may result from necessary changes to the scope of work.

Action: Approved the recommendation; Agreement No. 26,663 (April 7, 2020, report from the Public Works Director).

**13. Subject: Increase In Design Extra Services For Braemar Lift Station Floodplain Evaluation (530.01)**

Recommendation: That Council authorize an increase in the extra services amount with Kasraie Consulting, for additional floodplain modeling and evaluation services for the Braemar Lift Station Floodplain Evaluation, Contract No. 21900234, in the amount of \$3,920, for a total project expenditure authority of \$48,812.

Action: Approved the recommendation (April 7, 2020, report from the Public Works Director).

**14. Subject: Capital Improvement Projects Status Report (530.01)**

Recommendation: That Council receive a presentation from staff regarding Capital Improvement Projects that have been recently completed or are currently in design or construction.

Action: Approved the recommendation (April 7, 2020, report from the Public Works Director).

**15. Subject: Amendment To Bureau Veritas Agreement For Fiscal Year 2020 Plan Check Resources (610.01)**

Recommendation: That Council approve the eleventh Amendment to Bureau Veritas Agreement 25387, raising the contracted amount by \$100,000 to a total amount of \$1,294,000.

Action: Approved the recommendation; Agreement No. 25,387.11 (April 7, 2020, report from the Community Development Director).

NOTICES

16. Subject: The City Clerk has on Thursday, April 2, 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.

This concluded the Consent Calendar.

**CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS**

COMMUNITY DEVELOPMENT DEPARTMENT

## **PUBLIC HEARING**

### **17. Subject: Public Hearing For Five-Year Consolidated Plan For Use Of Federal Community Development Block Grant And HOME Funds (610.05)**

Recommendation: That Council conduct a public hearing to obtain input on the City's Five-Year Consolidated Plan for use of Community Development Block Grant and HOME Investment Partnership funds for program years 2020 through 2025, with the Annual Action Plan for program year 2020–2021.

Public Hearing opened: 2:51 p.m.

#### Documents:

- April 7, 2020, report from the Community Development Director.
- PowerPoint presentation prepared and made by staff.

#### Speakers:

- Staff: Senior Community Development Programs Specialist Elizabeth Stotts.
- Members of the Public: No one wished to speak.

Public Hearing closed: 3:06 p.m.

#### Discussion:

- Staff gave City Council a presentation pertaining to the purpose of both the Community Development Block Grant Program, and the HOME Investment Partnership Program. Staff also shared their analysis findings and their Annual Action Plan priorities. Councilmembers' questions were answered.

### **18. Subject: Community Development And Human Services Committee Recommendations For Fiscal Year 2021 For Human Services And Community Development Block Grant Funds (610.05)**

Recommendation: That Council:

- A. Approve the Fiscal Year 2021 funding recommendations of the Community Development and Human Services Committee (CDHSC) for use of Human Services and Community Development Block Grant (CDBG) funds; and
- B. Authorize the Community Development Director to negotiate and execute grant agreements implementing the funding recommendations, subject to review and approval as to form by the City Attorney.

#### Documents:

- April 7, 2020, report from the Community Development Director.

- PowerPoint presentation prepared and made by staff.
- April 6, 2020, letter from David Selberg.
- April 7, 2020, letter from Jennifer Griffin.
- April 7, 2020, letter from Jennifer Smith.
- April 7, 2020, letter from Rosa Paredes.
- April 7, 2020, letter from Sophia Davis.

**Speakers:**

- Staff: Senior Community Development Programs Specialist Elizabeth Stotts.
- Members of the Public: Amy Fletcher, Women's Economic Ventures; Anna Marie Gott; Chuck Flacks, PATH Santa Barbara; Daniel Herlinger, Rental Housing Mediation Board; Idalia Gomez, Standing Together to End Sexual Assault; Jennifer Smit, Legal Aid Foundation; Kathleen Baushke, Transition House; Ken Ralph, Showers of Blessing; Lee Heller; Nancy Tillie, Santa Barbara Neighborhood Clinics; Charles Fenzi, Santa Barbara Neighborhood Clinics; Patricia Keelean, Community Action Commission; Paul Katan, Family Service Agency; Ron Hammond, Planned Parenthood California Central Coast; Rosa Paredes, Saint Vincent's; Roxana Petty; Dani Anderson, Independent Living Resource Center; Andrea Slaby Carroccio, Organic Soup Kitchen.

**Motion:**

Councilmembers Sneddon/Alejandra Gutierrez to approve the staff recommendation.

**Vote:**

Unanimous roll call vote; Agreement Nos. 26,664 through 26,713.

CITY ADMINISTRATOR

Council Agenda Item Nos. 19 and 20 were heard concurrently.

**19. Subject: Coronavirus Update (150.04)**

Recommendation: That Council receive a Coronavirus update.

**Documents:**

- April 6, 2020, letter from Conrad Metzenberg.
- April 6, 2020, letter from Mark Sheridan.

**20. Subject: COVID-19 Financial Assistance For Downtown Businesses, Hotels, And Employees (290.00)**

Recommendation: That Council:

- A. Suspend billing and waive Parking and Business Improvement Area assessments for the first quarter (January through March) of 2020;
- B. Suspend billing for Monthly and Commuter Parking Permits until Downtown parking lots are staffed and resume hourly fee collection and direct staff to refund all Monthly Parking deposits;
- C. Affirm the decision of the City Administrator to defer payment of the Transient Occupancy Tax and the Tourism Business Improvement District assessment; and
- D. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Ratifying and Extending Actions of the City Administrator to Provide Financial Assistance for Businesses, Hotels, and Employees in Response to the COVID-19 Emergency.

The title of the Resolution was read.

**Documents:**

- April 7, 2020, report from the Public Works Director.
- PowerPoint presentation prepared and made by staff.
- Proposed Resolution.

**Speakers:**

- Staff: City Administrator Paul Casey; Waterfront Director Mike Wiltshire; Housing and Human Services Manager Laura Dubbels; Chief of Police Lori Luhnnow;
- Farmer's Market Association: Sam Edelman.
- Members of the Public: Anna Marie Gott; Roxana Petty.

**Motion:**

Councilmembers Jordan/Sneddon to approve the staff recommendation, with the following changes made to Section 4 of the proposed Resolution: extend the deferral of TOT and TBID payments for 90 days without penalty or interest; adding the month of May to the affected payment months; changing the deadline to July 10, 2020; and removing the second sentence in its entirety.

**Vote:**

Unanimous roll call vote; Resolution No. 20-028.

## **COUNCIL AND STAFF COMMUNICATIONS**

### **COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

- Councilmember Sneddon attended the following meeting or event: 1. Cachuma Conservation Release Board.
- Councilmember Friedman made reference to Pink Floyd's song "I Wish You Were Here".

- Councilmember Oscar Gutierrez gave his respects to Charlie Franco and his family.

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

## **CLOSED SESSIONS**

City Attorney Ariel Calonne announced that the following two items would be heard at a later meeting.

**21. Subject: Conference With City Attorney – Anticipated Litigation – Gov. Code § 54956.9(d)(2) & (e)(2)/(5) (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)(2)/(5) and take appropriate action as needed.

The anticipated litigation is based upon significant exposure to litigation arising out of the January 9, 2019 statement threatening litigation by Janean Acevedo Daniels pertaining to Sheri Markley.

Scheduling: Duration: 15 minutes; anytime  
Report: None anticipated

This item was not heard.

**22. Subject: Conference With City Attorney – Anticipated Litigation – Gov. Code §54956.9(d)(4): Initiation Of Litigation On One Matter (160.03)**

Recommendation: That Council hold a closed session to consider initiating litigation pursuant to subsection (d)(4) of Section 54956.9 of the Government Code and take appropriate action as needed. (one potential case).

Scheduling: Duration, 30 minutes; anytime  
Report: None anticipate

This item was not heard.

## **ADJOURNMENT**

Mayor Murillo adjourned the meeting at 6:48 p.m. in memory of all of the victims of the Coronavirus pandemic.

Approved and adopted by the City Council of the City of Santa Barbara on May 12, 2020.

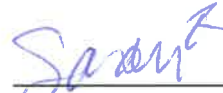
SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE



CATHY MURILLO  
MAYOR

ATTEST:



SARAH GORMAN  
CITY CLERK SERVICES MANAGER