



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING OCTOBER 31, 2023 COUNCIL CHAMBERS, 735 ANACAPA STREET

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### CALL TO ORDER

Mayor Randy Rowse called the meeting to order at 2:00 p.m. (The Ordinance Committee met at 12:00 p.m. The Finance Committee, which ordinarily meets at 12:00 p.m., did not meet this day.)

### PLEDGE OF ALLEGIANCE

Mayor Rowse.

### ROLL CALL

Councilmembers present: Eric Friedman, Alejandra Gutierrez (2:02 p.m.), Oscar Gutierrez, Meagan Harmon, Mike Jordan, Kristen W. Sneddon, Mayor Randy Rowse.

Councilmembers absent: None.

Staff present: City Administrator Rebecca Bjork, City Attorney Sarah Knecht, City Clerk Services Manager Sarah Gorman.

### CHANGES TO THE AGENDA

There were no changes to the agenda.

### CONSENT CALENDAR (Item Nos. 1 – 14)

The titles of the Ordinances and Resolutions were read.

#### Motion:

Councilmembers Harmon/A. Gutierrez to approve the Consent Calendar as recommended.

#### Vote:

Unanimous roll call vote.

**1. Subject: Restructure of Santa Barbara Community Housing Corporation’s Loan on Property Located at 821 Bath Street [Ordinance Introduction] (640.08)**

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 Restated Loan Agreement with Santa Barbara Community Housing Corporation, a California Nonprofit Public Benefit Corporation, Secured by a Restated Deed of Trust, and New Ninety-Year Affordability Control Covenant Imposed on Real Property Located at 821 Bath Street; and Authorizing the Community Development Director to Execute Such Agreements, Subject to Approval as to Form by the City Attorney, as Necessary.

Action: Approved the recommendation (October 31, 2023 Council Agenda Report and any attachments; proposed Ordinance).

**2. Subject: Debt Management Policy Revision, Reimburse Expenditures from Proceeds of Indebtedness for the Policy Facility, and Establish a Joint Powers Authority to Issue Future Debt [Ordinance Introduction; Resolution] (210.01)**

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 Execution and Delivery of a Joint Exercise of Powers Agreement by and Between the City and the California Statewide Communities Development Authority and Other Matters Related Thereto;
- B. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Amending a Debt Management Policy and Repealing Resolution 17-094; and
- C. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Setting Forth the Official Intent of the City of Santa Barbara to Reimburse Certain Expenditures from Proceeds of Indebtedness for the Upcoming Police Facility.

Action: Approved the recommendations; Resolution Nos. 23-131 and 23-132 (October 31, 2023 Council Agenda Report and any attachments; proposed Ordinance; proposed Resolutions).

**3. Subject: Amendment to Position Salary Control Resolution 23-081 with Updates to Classification and Compensation for Certain Positions [Resolution] (410.06)**

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Amending Resolution 23-081, the Position Salary Control Resolution for Fiscal Year 2024, to Amend the Established Salary for Positions as Listed and to Establish Classifications Listed.

Action: Approved the recommendation; Resolution No. 23-133 (October 31, 2023 Council Agenda Report and any attachments; proposed Resolution).

**4. Subject: Records Destruction for Finance Department [Resolution] (210.01)**

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Relating to the Destruction of Records Held by the Finance Department in the Accounting, Administration, General Services, Risk Management, and Treasury Divisions.

Action: Approved the recommendation; Resolution No. 23-134 (October 31, 2023 Council Agenda Report and any attachments; proposed Resolution).

**5. Subject: Approval of the Fiscal Year 2023-2024 Agreement for Operation of a Countywide Library System and Appropriation of County Per Capita Funds [Resolution; Agreement] (570.04)**

Recommendation: That Council:

- A. Approve and authorize the City Administrator to execute the Fiscal Year 2023-2024 Agreement for Operation of a Countywide Library System between the County of Santa Barbara and the City of Santa Barbara for the operation of Libraries belonging to the Countywide Library System; and
- B. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Amending Resolution No. 23-076, Adopting the Budget for Fiscal Year 2024, to Decrease Revenue Appropriations by \$71,187 in the Fiscal Year 2024 Library General Fund and Increase Revenue Appropriations by \$270,017 in the Fiscal Year 2024 Library County Fund Budget for County Per Capita Funds from the County of Santa Barbara for the Operation of Library Services.

Action: Approved the recommendations; Resolution No. 23-135; Agreement No. 28,433 (October 31, 2023 Council Agenda Report and any attachments; proposed Resolution).

**6. Subject: Award Contracts for Construction and Authorize a Memorandum of Understanding with the Santa Barbara County Association of Governments for the Cabrillo Boulevard at Los Patos Way Roundabout Project [Resolution; Agreement] (150.03)**

Recommendation: That Council:

- A. Award a contract with Granite Construction Company in their low bid amount of \$7,197,448 for construction of the Cabrillo Boulevard at Los Patos Way Roundabout Project, Bid No. 4049; and authorize the Public Works Director to execute the contract and approve expenditures up to \$719,744 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 contract with Filippin Engineering, Inc., in the amount of \$658,000 for construction management, monitoring, and inspection services of the Cabrillo Boulevard at Los Patos Way Roundabout Project, and authorize the Public Works Director to approve expenditures up to \$65,800 for potential extra services, for a total expenditure authority of \$723,800;
- C. Authorize the Public Works Director to execute Amendment No. 4 to the City Professional Services Agreement No. 26,031 with T.Y. Lin International in the amount of \$140,637 for design support during construction of the Cabrillo Boulevard Roundabout at Los Patos Way Project, and authorize the Public Works Director to approve expenditures up to \$14,163 for potential extra services, for a total expenditure authority of \$154,800;
- D. Authorize the City Administrator to execute the Memorandum of Understanding between the Santa Barbara County Association of Governments and the City of Santa Barbara for the construction of the Cabrillo Boulevard at Los Patos Way Roundabout Project; and
- E. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Amending Resolution No. 23-076, Adopting the Budget for Fiscal Year 2024, to Appropriate Funds for the Construction of the Cabrillo Boulevard at Los Patos Way Roundabout Project.

Action: Approved the recommendations; Resolution No. 23-136; Agreement Nos. 28,434, 28,435, 26,031.4, and 28,436 (October 31, 2023 Council Agenda Report and any attachments; proposed Resolution).

**7. Subject: Acceptance of Grant Funds for Electric Vehicle Charging Station Infrastructure [Resolution; Agreement] (630.02)**

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Accepting Grant Funds, Authorizing the Sustainability and Resilience Director to Enter into Grant Agreements, and Amending Resolution No. 23-076, Adopting the Budget for Fiscal Year 24 to Increase Revenue and Expenditure Appropriations by \$800,000 in the

Sustainability and Resilience Department Fiscal Year 2024 Miscellaneous Grants Fund for Electric Vehicle Charging Infrastructure.

Action: Approved the recommendation; Resolution No. 23 -137 (October 31, 2023 Council Agenda Report and any attachments; proposed Resolution).

**8. Subject: September 30, 2023, Investment Report and September 30, 2023, Fiscal Agent Report (260.02)**

Recommendation: That Council:

- A. Accept the September 30, 2023, Investment Report; and
- B. Accept the September 30, 2023, Fiscal Agent Report.

Action: Approved the recommendations (October 31, 2023 Council Agenda Report and any attachments).

**9. Subject: Approval of Banking Services and Custodial Agreements [Agreement] (210.03)**

Recommendation: That Council Approve a Sixth Amendment to Agreement No. 25,036 with US Bank for banking and trust custodial services, executing a 12-month extension at a net cost estimated at \$1,900 per month for the banking services and \$3,000 for the trust custodial services.

Action: Approved the recommendation; Agreement No. 25,036.6 (October 31, 2023 Council Agenda Report and any attachments).

**10. Subject: Authorization to Amend Legal Services Agreement with Richards Watson & Gershon [Agreement] (540.06)**

Recommendation: That Council authorize the City Attorney to execute an amendment to the legal services agreement with Richards Watson & Gershon, a professional corporation, for legal services relating to litigation to enforce the City's waterline easements, to increase the contract not to exceed amount by \$35,000 (from \$35,000 to \$70,000), to be paid from funds appropriated to the Public Works Water Resources Division.

Action: Approved the recommendation; Agreement No. 28,437 (October 31, 2023 Council Agenda Report and any attachments).

**11. Subject: Amendment to Professional Services Agreement for the Evaluation of Proposed Development at Paseo Nuevo [Agreement] (610.04)**

Recommendation: That Council authorize the Community Development Director to execute the first amendment to increase the amount of Santa Barbara City Agreement No. 22300248 with Strategic Economics, Inc., by \$58,531, for a total contract amount of \$93,531, to provide consulting services for the evaluation of proposed development at Paseo Nuevo, including assessing the economics of the development proposal as described in scope of services detailed in Exhibit A of the original contract.

Action: Approved the recommendation; Agreement No. 28,438 (October 31, 2023 Council Agenda Report and any attachments).

**12. Subject: Contract Amendment for Construction Support Services for the Santa Barbara Airport South Terminal Apron Redevelopment Project [Agreement] (560.04)**

Recommendation: That Council authorize the Public Works Director to execute the First Contract Amendment with Applied Earthworks, Inc., for archaeological and Native American monitoring services for the Santa Barbara Airport South Terminal Apron Redevelopment Project, Contract No. 28,270, in the amount of \$57,339, for a total expenditure authority of \$126,399.

Action: Approved the recommendation; Agreement No. 28,270.1 (October 31, 2023 Council Agenda Report and any attachments).

**13. Subject: Authorization to Amend Legal Services Agreement with ADR Services, Inc. [Agreement]**

Recommendation: That Council authorize the City Attorney to execute an amended legal services agreement with ADR Services, Inc., for independent hearing officer services by Justice James Lambden (Ret.) in an amount not to exceed \$35,000, (from \$35,000 to \$70,000).

Action: Approved the recommendation; Agreement No. 28,439 (October 31, 2023 Council Agenda Report and any attachments).

**14. Subject: Authorization to Directly Negotiate with Vendors for Fleet-Related Purchases in Fiscal Years 2024 and 2025**

Recommendation: That Council:

- A. Authorize the General Services Manager to waive the formal bid process for fleet purchases for Fiscal Years 2024 and 2025 on the condition that either a cooperative agreement is used based on low price or best value, or a vehicle is bought off the lot at or below the manufacturers' suggested retail price; and

- B. Approve of standardizing on Scelzi truck bodies based on a best interest finding per Section 4.52.070 (L) of the Municipal Code.

Action: Approved the recommendations (October 31, 2023 Council Agenda Report and any attachments).

This concluded the consent calendar.

## **REPORT FROM THE ORDINANCE COMMITTEE**

Ordinance Committee Chair O. Gutierrez reported that the Committee heard a presentation regarding Amendment to Average Unit-Size Density Incentive Program and voted to move the item to Council consideration.

## **PUBLIC COMMENT**

Members of the public: Marcy Winograd; Elena Pasquarella; Mikhail Reheem; Bryan Rosen.

## **PULLED CONSENT ITEMS**

## **COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

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

## **PUBLIC WORKS DEPARTMENT**

### **15. Subject: Monthly Update on State Street Interim Operations**

Recommendation: That Council:

- A. Receive and consider an update on State Street Interim Operations and provide direction as appropriate; and
- B. Authorize the expenditure of \$55,000 from the Streets Fund for the installation of temporary bicycle lanes on the 500 through 1200 blocks of State Street.

Documents:

- October 31, 2023 Council Agenda Report and any attachments.
- PowerPoint presentation prepared and made by staff.

Speakers:

- Staff: Public Works Manager Brian Bosse; Principal Traffic Engineer Derrick Bailey.
- Historic Landmarks Commission: Charles McClure; Cass Ensberg.

- Access Advisory Committee: Dr. James Marston.
- Members of the Public: George Lilly; Barry Remis; Robin Elander; Jim Marston; Hank Ford; Anne Flanke; Ja'Mondre Black; Sullivan Israel; Tristen Miller; Ron Robertson Jr. DDS.

Discussion:

- Councilmembers' questions were answered.

Motion:

Councilmembers Sneddon/Harmon to authorize expenditure of \$55,000 from General Fund for installation of temporary bicycle lanes on the 500 through 1200 blocks of State Street.

Vote:

Majority roll call vote. (Noes: Councilmember Friedman, Mayor Rowse).

**RECESS**

4:07 p.m. – 4:16 p.m.

**MAYOR AND COUNCIL REPORTS**

**16. Subject: Interviews for City Advisory Groups (140.05)**

Recommendation: That Council:

- A. Hold interviews of applicants to various City Advisory Groups (Est. time 4:00 p.m.); and
- B. Continue interviews of applicants to November 7, 2023 (Est. time 6:00 p.m.).

Documents:

- October 31, 2023 Council Agenda Report and any attachments.

Speakers:

- Staff: Deputy City Clerk Niko Lopez.
- Members of the Public: None.

Applicant Speakers:

Jim Marston  
 Dennis Whelan  
 Donna Lewis  
 Antoinette Chartier  
 Richard Smalldon  
 Amber Noelle  
 Michael Nelson  
 Fred Sweeney

Committee:

Access Advisory Committee  
 Architectural Board of Review  
 Civil Service Commission  
 Community Events and Festivals Committee  
 Harbor Commission  
 Harbor Commission  
 Harbor Commission  
 Planning Commission

Applicant Speakers:

Teresa Patino  
Marilyn Loperfido  
Kavya Suresh  
Jeffrey Young  
Arturo Keller

Committee:

Rental Housing Mediation Board  
Rental Housing Mediation Board  
Santa Barbara Youth Council  
Water Commission  
Water Commission

## **COUNCIL AND STAFF COMMUNICATIONS**

### **COUNCILMEMBER ENGAGEMENTS**

Councilmember Friedman reported on their attendance at the following events or made the following comments: 1. Long Range Development Committee; 2. CCWA meeting; 3. Sea Level Rise Committee; 4. San Marcos Academy Day of Caring volunteering; 5. Noted Halloween occurrence on Council meeting day.

Councilmember O. Gutierrez reported on their attendance at the following events or made the following comments: 1. 50<sup>th</sup> Anniversary of City College study abroad program; 2. MLK Committee; 3. Mayor's Awards; 4. Assistance League event; 5. City College trunk or treat event; 5. Event honoring Manuel Unzueta; 6. Westmont meeting; 7. Braille Institute open house; 8. PAL trunk or treat; 9. Chinatown event in Los Angeles with Sister Cities group; 10. Sri Lankan Film Festival opening gala; 11. Spoke with UCSB political science majors; 12 PATH Dia de los Muertos ceremony

Councilmember Sneddon reported on their attendance at the following events or made the following comments: 1. City College event honoring Manuel Unzueta; 2. Lead beach geology walk for Riviera Association; 3. Congratulated Gracie Fischer and Airport sunflower program; 4. Supported Sojourner Kincaid in hospice.

Mayor Pro Tem A. Gutierrez reported on their attendance at the following events or made the following comments: 1. Ceylon film festival closing ceremony; 2. Event honoring Manuel Unzueta; 3. PAL trunk or treat event.

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


**ADJOURNMENT**

Mayor Rowse adjourned the meeting at 5:08 p.m.

Approved and adopted by the City Council of the City of Santa Barbara on December 12, 2023.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE

  
\_\_\_\_\_  
RANDY ROWSE  
MAYOR

ATTEST:   
\_\_\_\_\_  
SARAH GORMAN  
CITY CLERK SERVICES MANAGER