



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING MARCH 14, 2023 COUNCIL CHAMBERS, 735 ANACAPA STREET

CALL TO ORDER

Mayor Randy Rowse called the meeting to order at 2:00 p.m. and announced that all Councilmembers were participating remotely. (The Finance Committee met at 12:30 p.m. The Ordinance Committee, which normally meets at 12:30 p.m., did not meet on this day).

PLEDGE OF ALLEGIANCE

Mayor Rowse.

ROLL CALL

Councilmembers present: Eric Friedman, Alejandra Gutierrez, 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

PUBLIC COMMENT

Members of the Public: Jeff Shaffer, Amy Von Protz, Daily Beamon, Wendy Santamaria, Sarah Veeck, Hannah Bangs, Kayla Petersen, Rick Hansen, Chelsea Streeel, Stanley Tzankov, Amanda Zavala, Laura Cozzi, Patricia Guerra, Maria Cincotta, Raymond Appleton.

CONSENT CALENDAR (Items 1 – 12)

The titles of the Resolutions and Ordinances were read.

Motion:

Councilmembers Freidman/Harmon to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

1. Subject: Minutes

Recommendation: That Council waive reading and approve the minutes of the special meetings of January 24, 2023 (10:00 a.m.); January 24, 2023 (11:00 a.m.); January 30, 2023; January 31, 2023; February 6, 2023; February 7, 2023.

Action: Approved the recommendation.

2. Subject: 2022-2025 Fire Management Association Bargaining Unit Memorandum of Understanding and Amendment of Resolution No. 22-064, the Position and Salary Control Resolution for Fiscal Year 2023 [Ordinance Introduction; Resolution] (440.03)

Recommendation: That Council:

- A. Ratify the Memorandum of Understanding between the City of Santa Barbara and the Santa Barbara Fire Management Association Bargaining Unit, by introduction and subsequent adoption of, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Adopting the 2022-2025 Memorandum of Understanding Between the City of Santa Barbara and the Fire Management Association; and
- B. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Amending Resolution No. 22-064, the Position and Salary Control Resolution for Fiscal Year 2023, Affecting the Salaries of Certain Classifications in the Fire Manager's Association effective March 11, 2023.

Action: Approved the recommendations; Proposed Ordinance; Resolution No. 23-025 (March 14, 2023 Council Agenda Report and any attachments).

3. Subject: Increase in Construction Contract Change Order Authority and Amendment to Construction Management Services Contract for Las Positas and Modoc Roads Multiuse Path Project [Resolution; Agreement] (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 Las Positas and Modoc Roads Multiuse Path Project with C.A. Rasmussen, Inc., Contract No. 26,722, in the amount of \$130,300, for a total contract authority of \$13,069,304;

- B. Authorize the Public Works Director to execute the Second Amendment to the City Professional Services Contract No. 26,723 with Filippin Engineering, Inc., in the amount of \$34,590 for construction management services, for a total contract amount of \$1,073,715; and
- C. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Amending Resolution No. 22-059, Adopting the Budget for Fiscal Year 2023, to Allocate Available Appropriations for the Las Positas and Modoc Roads Multiuse Path Project.

Action: Approved the recommendations; Resolution No. 23-026; Agreement No. 26,723.2 (March 14, 2023 Council Agenda Report and any attachments).

4. Subject: Establishing New Sister City of Miraflores, Peru and Dissolving Association with San Juan, Philippines Sister Cities [Resolution] (130.03)

Recommendation: That Council

- A. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Providing for the Establishment of a Sister City Relationship with the City of Miraflores, Peru; and
- B. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara, California, Dissolving the Sister City Affiliation with San Juan Metro Manila, Philippines.

Speakers: City Administrator Rebecca Bjork, Sister Cities Board Member Margaret Saavedra.

Action: Approved the recommendations; Resolution Nos. 23-027; 23-028 (March 14, 2023 Council Agenda Report and any attachments).

5. Subject: Updating City Council Rules of Procedure [Resolution] (120.02)

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Adopting Rules of Procedure Governing the Conduct of City Council Meetings and Rescinding Resolution No. 22-013.

Action: Approved the recommendation; Resolution No. 23-029 (March 14, 2023 Council Agenda Report and any attachments).

6. Subject: Amendment to Increase the On-Call Engineering Services Contract for Pueblo Water Resources, Inc. [Agreement] (540.01)

Recommendation: That Council authorize the Public Works Director to execute a First Amendment to City Professional Services Agreement No. 26,816 with Pueblo

Water Resources, Inc. for on-call engineering services for the Water Resources Division and related projects in the amount of \$750,000, for a total not-to-exceed expenditure authority of \$1,100,000.

Action: Approved the recommendation; Agreement No. 26,816.1 (March 14, 2023 Council Agenda Report and any attachments).

7. Subject: Amendment to Design Contract with The Cearnal Collective for the Santa Barbara Police Station Project to Include Certified Access Specialist Services [Agreement] (700.08)

Recommendation: That Council authorize the Public Works Director to execute a First Amendment to the City Professional Services Contract Number 28,167 with The Cearnal Collective for an increase in design services in the amount of \$12,633 for Certified Access Specialist services related to the Santa Barbara Police Station Project, for a total not-to-exceed dollar amount of \$4,576,744.

Action: Approved the recommendation; Agreement No. 28,167.1 (March 14, 2023 Council Agenda Report and any attachments).

8. Subject: Amendment to the Memorandum of Understanding with the Santa Barbara County Association of Governments for the Milpas Street at U.S. Highway 101 Operational Improvements Project [Agreement] (150.03)

Recommendation: That Council authorize the City Administrator to execute the First Amendment to the Memorandum of Understanding, Agreement 26,901, between the City of Santa Barbara and the Santa Barbara County Association of Governments, to extend the term end date to June 30, 2024 for the completion of the design, environmental, and right-of-way phases of the Milpas Street at U.S. Highway 101 Operational Improvements Project.

Action: Approved the recommendation; Agreement No. 26,901.1 (March 14, 2023 Council Agenda Report and any attachments).

9. Subject: Parking Management Agreement with Republic Parking Systems LLC and Parking Access Revenue Control Systems Replacement with TIBA, LLC [Agreement] (550.08)

Recommendation: That Council find it in the City's best interest to waive the formal bid procedure as authorized by Municipal Code Section 4.52.070(L), and authorize the Airport Director to execute a three-year professional parking management agreement, with two one-year options, with Republic Parking Systems LLC, for \$39,690 annually over the three-year term, with incremental increases if the Airport exercises the additional options, for parking management services, and leasing, installation and maintenance of the parking access revenue control software and equipment (PARCS) at the Airport's short and long-term parking lots.

Action: Approved the recommendation; Agreement No. 28.265 (March 14, 2023 Council Agenda Report and any attachments).

10. Subject: Annual Comprehensive Financial Report for the Fiscal Year Ended June 30, 2022 (210.01)

Recommendation: That Council accept the Annual Comprehensive Financial Report (ACFR) for Fiscal Year (FY) ended June 30, 2022.

Action: Approved the recommendation.

11. Subject: Approval of Purchase Order to John Bean Technologies (JBT) Jetway Systems to Provide Passenger Boarding Bridge Parts and Equipment (560.04)

Recommendation: That Council find it in the City's best interest to waive the formal bid process, as authorized by Municipal Code Section 4.52.060, and authorize the City General Services Manager to issue a Purchase Order to John Bean Technologies (JBT) Jetway Systems for providing parts and equipment for the passenger boarding bridges at Santa Barbara Airport in an amount of \$80,000.

Action: Approved the recommendation.

12. Subject: Authorize the Airport Commission to Prepare a Response to City of Goleta Letter to Santa Barbara City Council Regarding Aircraft Noise Action Plan Request (560.14)

Recommendation: That Council authorize the Airport Commission to prepare response to City of Goleta letter to Santa Barbara City Council regarding aircraft noise action plan request.

Action: Approved the recommendation.

This concluded the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Friedman reported that the Committee approved the recommendation for full Council approval of the annual financial report.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

13. Subject: Five-Year Capital Improvement Program for Fiscal Years 2024-2028 (230.01)

Recommendation: That Council accept the Five-Year Capital Improvement Program for Fiscal Years 2024 through 2028.

Documents:

- March 14, 2023 Council Agenda Report and any attachments.
- PowerPoint presentation prepared and made by staff.

Speakers:

- Staff: Public Works Director Cliff Maurer; Business Manager Michael Pease; Principal Traffic Engineer Derrick Bailey; Acting Energy and Climate Manager Melissa Hetrick; Supervising Transportation Planner Jessica Grant.
- Members of the Public: Raymond Appleton.

Discussion:

- Councilmembers' questions were answered.

Motion:

Councilmembers Friedman/Jordan to approve staff recommendation.

Vote:

Unanimous roll call vote.

QUASI-JUDICIAL HEARING RULES APPLY TO THE FOLLOWING AGENDA ITEM

PUBLIC HEARING

14. Subject: Appeal of Planning Commission's Approval of a Parking Modification at 621 W. Micheltorena Street (640.07)

Recommendation: That Council:

- A. Consider the appeal of Andrew Hazlett, Reicker, Pfau, Pyle & McRoy LLP, on behalf of Auto Fuels, Inc., of the Planning Commission's Approval of a Parking Modification at 621 W. Micheltorena Street; and the determination that the project is exempt from further environmental review under California Environmental Quality Act Guidelines Section 15332 (In-Fill Development Projects); and
- B. Direct staff to return to Council with a Decision and Findings Resolution reflecting the outcome of the appeal hearing.

Public Hearing opened: 3:22 p.m.

Councilmember O. Gutierrez stated that he was recusing himself from consideration because of his work with the Neighborhood Clinic.

Councilmember O. Gutierrez was excused from the meeting at 3:24 p.m.

Mayor Rowse stated that he met with attorney Carney at an event but they did not discuss the substance of the appeal.

Documents:

- March 14, 2023 Council Agenda Report and any attachments.
- PowerPoint presentation prepared and made by staff.
- PowerPoint presentation prepared and made by appellant.

RECESS

4:22 p.m. – 4:38 p.m.

Speakers:

- Staff: Associate Planner Kelly Brodison, Supervising Transportation Planner Jessica Grant; Assistant City Attorney Tava Ostrenger.
- Appellant: Mark Carney; Andrew Hazlitt
- Applicant: Mahdi Ashrafian; Brian Cearnal; Trish Allen; Scott Schell.
- Planning Commission: Sheila Lodge
- Members of the public: Raymond Appleton, Chris Lambert, Helene Schneider, Leonard Grabowski, Charles Fenzi.

Public Hearing closed: 5:20 p.m.

Motion:

Sneddon/Friedman to deny the appeal and direct staff to return to Council with the decision and findings Resolution reflecting the findings, outcome, and Councilmember comments of the appeal as well as including the findings in the Planning Commission Resolution.

Vote:

Unanimous roll call vote (Recused: Councilmember O. Gutierrez)

RECESS

5:20 p.m. – 6:00 p.m.

Councilmember O. Gutierrez joined the meeting at 6:00 p.m.

SUSTAINABILITY AND RESILIENCE

15. Subject: Approval of Negotiated Terms and Set Date for a Public Hearing to Consider Award of a New Solid Waste Franchise Agreement with MarBorg Industries (Est. Time 6:00 p.m.) [Resolution] (630.01)

Recommendation: That Council:

- A. Approve the negotiated terms and conditions for a new Solid Waste Franchise Agreement with MarBorg Industries; and
- B. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Setting the Date for a Public Hearing to Consider Award of an Exclusive Franchise to Marborg Industries for Solid Waste Collection Services.

Documents:

- March 14, 2023 Council Agenda Report and any attachments.
- PowerPoint presentation prepared and made by staff.

Speakers:

- Staff: Environmental Services Manager Lorraine Cruz-Carpenter.
- Consultant: Garth Shultz
- Members of the Public: None.

Discussion:

- Councilmembers' questions were answered.

Motion:

Councilmembers Friedman/Jordan to approve the staff recommendation.
Resolution No. 23-030.

Vote:

Unanimous roll call vote.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Councilmember Friedman reported on their attendance at the following events or made the following comments: 1. Grace Fisher ribbon cutting; 2. CCWA meeting; 3. Library Board meeting.

Councilmember Sneddon reported on their attendance at the following events or made the following comments: 1. Ribbon cutting for Grace Fisher all inclusive clubhouse; 2. Starr-King rummage sale.

PUBLIC COMMENT (IF NECESSARY)

ADJOURNMENT

Mayor Rowse adjourned the meeting at 6:39 p.m.

Approved and adopted by the City Council of the City of Santa Barbara on May 23, 2023.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE



RANDY ROWSE
MAYOR

ATTEST: 

SARAH GORMAN
CITY CLERK SERVICES MANAGER

