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Subject
Reference

CITY OF SANTA BARBARA
CITY COUNCIL MINUTES

REGULAR MEETING
February 29, 2000
COUNCIL CHAMBER, DE LA GUERRA PLAZA

CALL TO ORDER:

Mayor Harriet Miller called the meeting to order at 2:03 p.m. The Finance Committee met at 1:45 p.m. The Ordinance Committee, which is ordinarily scheduled to meet at 1:00 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE:

Mayor Harriet Miller.

ROLL CALL:

Councilmembers present: Marty Blum, H. P. Fairly, Gilbert Garcia, Gregg A. Hart, Tom Roberts, Dan B. Secord, Mayor Miller.

Councilmembers absent: None.

Staff present: City Administrator/Clerk Sandra Tripp-Jones, City Attorney Daniel J. Wallace, Deputy City Clerk Susan Tschech.

PUBLIC COMMENT:

1. Any member of the public may address the City Council for up to one 1) minute on any subject matter within the jurisdiction of the City Council that is not scheduled before them that same day. The total time for public comment is fifteen 15) minutes. If you wish to address the

City Council under this item, please complete and deliver to the City Administrator/City Clerk before the afternoon session is convened, a Request to Speak" form including a description of the subject you wish to address.

Ken Loch spoke.

180.03

CONSENT CALENDAR Item Nos. 2 15):

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MOTION:

M/S Garcia/Secord to approve the Consent Calendar, as follows:

VOTE:

Unanimous voice vote All present).

2. Minutes of the special meeting of February 14, 2000 and the regular meeting of February 15, 2000. Dispense with reading and approve.

Approved.

3. Recommendation that Council accept the Fiscal Year 2000 Interim Financial Statements for the seven months ended January 31, 2000.

Accepted February 25, 2000 City Administrator's report).

250.02

4. Recommendation that Council appropriate \$951,000 from the Street Capital Fund Reserves to the 1999-2000 Street Capital Fund Budget for the Rehabilitation of the Cabrillo Boulevard Bridge at Mission Creek Project and the overlay of a portion

of Cabrillo Boulevard.

SPEAKERS:

Staff: City Engineer Pat Kelly.

Concurred with recommendation February 25, 2000 City Administrator's report).

530.04
Street Construction,
Maint. and Repair

5. Recommendation that Council:
 - A. Find it in the best interest of the City to specify 3M's Opticom Traffic Signal Interruption System as the City standard" to upgrade City traffic signal systems; and
 - B. Authorize the General Services Manager to acquire needed traffic signal interruption systems through the competitive bid process permitting no equivalent, alternative or substitution equipment in the selection process.

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Concurred with recommendations February 25, 2000 City Administrator's report).

530.05
Signalization

6. Recommendation that Council accept the work completed by Techno Coatings, Inc., Contract No. 19,602, for the El Estero Reclaimed Water Storage Tank and Sludge Handling Building Corrosion Control Project, Bid No. 3234, in the final contract amount of \$80,237, including approved changes, and approve filing of a Notice of Completion.

Accepted; Notice of Completion ordered filed
February 25, 2000 City Administrator's report).

540.13

El Estero Wastewatr Trtmt Plant

7. Recommendation that Council accept the work completed by Acacia Landscaping and Erosion Control, Incorporated, Contract No. 19,685, for the El Estero Wastewater Treatment Plant Landscaping, Phase I, Bid No. 3236, in the final contract amount of \$176,952.00, including approved changes, and approve filing of a Notice of Completion.

Accepted; Notice of Completion ordered filed
February 25, 2000 City Administrator's report).

540.13

El Estero Wastewatr Trtmt Plant

8. Recommendation that Council take the following action regarding legislative matters:
- A. OPPOSE AB 1784 Lempert) which would make permanent the current ban on the imposition of specified taxes and fees on the Internet; and
 - B. Authorize the Mayor to send letters to and, as needed, contact the appropriate legislators, the League of California Cities and other appropriate parties to convey the City's position.

Concurred with recommendations February 25, 2000 City
Administrator's report).

160.02

Legislation, State

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9. Recommendation that Council authorize the City Administrator to execute the two 2) Letters of Agreement between the Santa Barbara Tower and the City of Santa Barbara regarding Airport movement areas and the procedures for alerting the Santa Barbara Airport Emergency Equipment.

Authorized City Administrator to execute Letters of Agreement, filed as Agreement No. 19,848 February 25, 2000 City Administrator's report).

560.01

10. Recommendation that Council approve and authorize one Airport Commissioner to attend the American Association of Airport Executives (AAAE) and the Airport Council International North America (ACI-NA) 2000 Spring Washington Conference on March 20 and 21, 2000.

Concurred with recommendation February 25, 2000 City Administrator's report).

560.03

Airport Commission Actions

Set a date for public hearing:

11. Recommendation that Council:
- A. Set the date of March 21, 2000 at 6:00 p.m. for hearing the appeal filed by Jana Zimmer, Agent for Raymond and Anita Sargent, of the Planning Commission approval of an application for property located at 406 Tallant Road, APN 051-303-024, E-3 Single Family and SD-2 Overlay District Zones, General Plan Designation: Residential, 5 Units per Acre. The discretionary application required for the project is a Conditional Use Permit to allow an additional dwelling unit on a property with an existing single residential unit; and
 - B. Set the date of March 20, 2000 at 1:30 p.m. for a site visit to the property located at 406 Tallant Road.

Public hearing set for March 21, 2000 at 6:00 p.m.; site visit set for March 20, 2000 at 1:30 p.m. February 15, 2000 letter of appeal).

640.07

Planning Commission

The following notices were presented and ordered filed:

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12. that the City Clerk has on Friday, February 25, 2000 at 3:00 p.m., duly posted this agenda in the Office of the City Clerk and on the City Hall Public Notice Board on the outside balcony of City Hall.
13. of Finance Committee meeting, February 29, 2000 at 1:45 p.m. in Room 15 for consideration of the January 31, 2000 Investment Report and December 31, 1999 Fiscal Agent Report.
120.03
Finance Committee
14. of cancellation of the regular City Council meeting of March 14, 2000 due to lack of a quorum.
120.09
15. that the City Council will conduct a site visit on Monday, March 6, 2000 at 1:30 p.m. to the property located at 618 Castillo Street, which is the subject of an appeal hearing set for March 7, 2000 at 2:00 p.m.
640.07
ABR

This completed the Consent Calendar.

REPORT FROM FINANCE COMMITTEE:

16. Report from the Finance Committee.

Finance Committee Chair Dan Secord reported that the Committee had reviewed the January 31, 2000 Investment Report and the December 31, 1999 Fiscal Agent Report. He suggested that Council take action on these matters at this time Agenda Item No. 17).

ADMINISTRATIVE REPORTS:

Finance Department

17. Recommendation that Council:
 - A. Accept the January 31, 2000 Investment Report; and
 - B. Accept the December 31, 1999 Fiscal Agent Report.

DOCUMENTS:

February 25, 2000 City Administrator's report,
including the following documents:
January 31, 2000 Investment Report.

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December 31, 1999 Fiscal Agent Report.

SPEAKERS:

Staff: Revenue/Investment Manager Cynthia Odell.

MOTION:

M/S Secord/Hart to accept the Reports.

VOTE:

Unanimous voice vote All present).

260.02

REQUESTS FROM THE PUBLIC:

18. Request from the Vote No! on Proposition 21 Community Coalition" that Council take a position on Proposition 21, the Juvenile Crime Initiative Statute, from the March 7, 2000 election ballot.

Staff recommendation that Council, at the request of the Vote No! on Proposition 21 Community Coalition," review and discuss Proposition 21, which proposes various changes to laws specifically related to the treatment of juvenile offenders.

DOCUMENTS:

February 24, 2000 letter from the Vote No! on Proposition 21 Community Coalition.
February 25, 2000 City Administrator's report.

SPEAKERS:

Vote No! on Proposition 21 Community Coalition:
Cruzito Cruz.

Members of the Public: Luis A. Pinedo; Carlos Ornelas,
Latinos for Better Government; Sergio Morales and Yumi
Matsui, UCSB Associated Students; Nancy Davis.
Staff: City Administrator Sandra Tripp-Jones.

MOTION:

M/S Garcia/Blum to take a strong position against
Proposition 21.

VOTE:

Approved by voice vote Noes: Secord; All present).

160.02

Legislation, State

ORDINANCES FOR INTRODUCTION: Public comment will be taken at

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the time ordinance is considered
for adoption)

19. Recommendation that Council:

- A. Set the date of March 21, 2000 at 2:00 p.m. for the public hearing on the annexation of Assessor Parcel Number 57-181-18 located at 588 North Hope Avenue and for other actions pertaining to the annexation;
- B. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 28.12 of the Municipal Code Pertaining to Zoning Upon Annexation of Assessor Parcel Number 57-181-18 Located at 588 North Hope Avenue; and
- C. Authorize the City Administrator to negotiate and execute the Annexation Fee Agreement for the Investec Reorganization.

DOCUMENTS:

February 25, 2000 City Administrator's report.
Proposed Ordinance.
January 13, 2000 Planning Commission Staff Report and
meeting minutes.
Planning Commission Resolution No. 003-00.

SPEAKERS:

Staff: Senior Planner Elizabeth Limón.

READING WAIVED:

Following reading of the agenda item, including the
title of the ordinance, further reading was waived by
unanimous consent of Council.

MOTION:

M/S Secord/Roberts to set the public hearing for
March 21, 2000 at 2:00 p.m., introduce the ordinance as
Bill No. 5164 and authorize the City Administrator to
execute Annexation Fee Agreement No. 19,849.

VOTE:

Unanimous voice vote All present).

680.04
588 N. Hope Avenue

RECESS: 2:46 p.m. 2:50 p.m.

CLOSED SESSIONS:

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20. CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION
recommendation from the City Attorney that Council hold a
closed session to consider anticipated litigation pursuant
to subsection c) of section 54956.9 of the Government Code
and take appropriate action as needed. There is significant
exposure to litigation: one potential case.

Scheduling: Duration, 15 minutes; anytime

DOCUMENTS:

February 25, 2000 City Attorney's report.

Closed session held 2:50 p.m. 3:00 p.m.; all members present. At the beginning of the evening session, City Attorney Daniel Wallace announced that no reportable action was taken during the closed session.

160.03
Closed Sessions

RECESS: 3:00 p.m. 6:02 p.m.

Mayor Miller presiding.

Councilmembers present: Blum, Fairly, Garcia, Hart, Roberts, Secord, Mayor Miller.

Councilmembers absent: None.

Staff present: City Administrator/Clerk Tripp-Jones, City Attorney Wallace, Deputy City Clerk Tschech.

The City Council reconvened in the Council Chamber. City Attorney Daniel Wallace made a report regarding the Closed Session, Item No. 20 see report under that item).

PUBLIC COMMENT:

- 21. Any member of the public who did not address the City Council during the 2:00 p.m. session may address the City Council for up to one 1) minute on any subject matter within the jurisdiction of the City Council that is not scheduled before them that same day. The total time for public comment is fifteen 15) minutes. If you wish to address the City Council under this item, please complete and deliver to the City Administrator/City Clerk before the evening session is convened, a Request to Speak" form including a description of the subject you wish to address.

Frank Becchio spoke.

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180.03

REQUESTS FROM THE PUBLIC:

22. Request from residents, employees, business owners and area visitors that the City abandon the proposed roundabout project for the intersection of Butterfly Lane and Coast Village Road.

Staff recommendation that Council:

- A. Hear a request from petitioners to reject the roundabout concept for the intersection of Butterfly Lane and Coast Village Road;
- B. Receive a report on the advice of the Transportation and Circulation Committee, based on information presented by staff on the status of the roundabout concept for the intersection of Butterfly Lane and Coast Village Road, and the associated State Transportation Improvement Program (STIP) funds; and
- C. Concur with the staff recommendation to discontinue the Coast Village Road/Butterfly Lane Roundabout Project in lieu of a project alternative.

DOCUMENTS:

Undated letter from Louise Evans, representing residents, employees, business owners and area visitors, and attaching a petition.
February 25, 2000 City Administrator's report.
February 23, 2000 letter from County Supervisor Naomi Schwartz.
February 23 and 28, 2000 letters from the Montecito Association.
February 27, 2000 letter from Planning Commissioner Grant House.
February 29, 2000 letter from Lisa M C. Gooden, attorney representing Fred Sands Realtors.
February 29, 2000 e-mail communication from Art Ludwig.
Undated letter with attachments from James E. Marino.

SPEAKERS:

Members of the Public: Louise Evans; Sam Hurst; County Supervisor Naomi Schwartz; Art McCulloch and Maureen Drapeau, Fred Sands Realtors; Arthur Gaspar; Barry Siegel; Richard Mann; Bonnie Raisin; Scott Wenz, Cars Are Basic; John C. Santrizos; Martha Santrizos; Vijaya

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Jammalamadaka, Santa Barbara County Air Pollution Control District; Suzanne Neal Perkins; Michael Long and Cindy Clark, Coast Village Business Association. Staff: Supervising Transportation Engineer Derek Rapp, Public Works Director David Johnson, City Administrator Sandra Tripp-Jones. Transportation and Circulation Committee: Members Bill Sargent, Lee Moldaver, June Pujo. Planning Commission: Commissioner Grant House.

MOTION:

M/S Roberts/Secord to concur with the Staff recommendations.

SUBSTITUTE MOTION:

M/S Hart/Garcia to direct Staff to engage in dialogue with the County of Santa Barbara to develop a set of alternatives for the improvement of the subject intersection.

VOTE ON SUBSTITUTE MOTION:

Failed to carry by voice vote: Ayes: Fairly, Garcia, Hart; Noes: Blum, Roberts, Secord, Mayor Miller).

VOTE ON ORIGINAL MOTION:

Approved by voice vote Ayes: Blum, Roberts, Secord, Mayor Miller; Noes: Fairly, Garcia, Hart).

670.08

Transportation Planning Project,
Miscellaneous

ADJOURNMENT:

8:10 p.m., on order of Mayor Miller, to Monday, March 6,
2000 at 1:30 p.m. for a site visit to 618 Castillo Street.

CHIEF DEPUTY CITY CLERK

ATTEST:

HARRIET MILLER
MAYOR

SUSAN TSCHECH
DEPUTY CITY CLERK