



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING July 20, 2004 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:00 p.m. (The Finance and Ordinance Committees, which are ordinarily scheduled to meet at 1:00 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

Councilmembers present: Brian B. Barnwell, Roger L. Horton, Helene Schneider, Dan B. Secord, Das Williams, Mayor Blum.

Councilmembers absent: Iya G. Falcone.

Staff present: City Administrator/Clerk James L. Armstrong, City Attorney Stephen P. Wiley, Deputy City Clerk Susan Tschech.

CHANGES TO THE AGENDA

Item Removed from Agenda

City Administrator James Armstrong advised that the following item was being removed from the Agenda due to withdrawal of the related appeal:

15. SUBJECT: APPEAL OF PLANNING COMMISSION APPROVAL FOR 29 STATE STREET (640.07)

RECOMMENDATION: That Council deny the appeal of Urban Creeks Council, Inc., and uphold the Planning Commission's decision to approve the application of Richard Six, agent for Beach Motel Partners, for the Harbor View Inn Annex project, subject to the findings and conditions in the Planning Commission Resolution.

PUBLIC COMMENT

Clay Dickens spoke.

CONSENT CALENDAR (Item Nos. 1 – 3 and 5 – 11)

MOTION:

Councilmembers Secord/Barnwell to approve the Consent Calendar, with the exception of Item No. 4, as recommended.

VOTE:

Unanimous voice vote (Absent: Councilmember Falcone).

1. SUBJECT: MINUTES

RECOMMENDATION: That Council waive the reading and approve the minutes of the regular meeting of July 6, 2004 (cancelled due to lack of a quorum).

ACTION: Approved the recommendation.

2. SUBJECT: CONTRACT FOR AREA F PAVEMENT PREPARATION (530.04)

RECOMMENDATION: That Council:

- A. Award and authorize the Public Works Director to execute a contract with Granite Construction Company (Granite) in their low base bid amount of \$424,015, for construction of the Area F Pavement Preparation Project Fiscal Year 2005, Bid No. 3379; and
- B. Authorize the Public Works Director to approve expenditures up to \$42,400 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.

ACTION: Approved the recommendations; Contract No. 21,464 (July 20, 2004, Public Works Director's report).

3. SUBJECT: CONTRACT FOR AREA F SLURRY SEAL (530.04)

RECOMMENDATION: That Council:

- A. Award and authorize the Public Works Director to execute a contract with Roy Allan Slurry Seal, Incorporated (Roy Allan), in their low bid amount of \$911,701, and bid alternate item numbers 5 and 6, in the amount of \$96,570, for a total of \$1,008,271, for construction of the Area F Slurry Seal Project Fiscal Year 2005, Bid No. 3384;

(Cont'd)

3. (Cont'd)

- B. Authorize the Public Works Director to approve expenditures up to \$100,830, 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; and
- C. Authorize the Public Works Director to execute a purchase order with Flowers and Associates, Incorporated (Flowers), for the management, testing, and inspection of the Area F Slurry Seal, in an amount not to exceed \$180,512; and authorize the Public Works Director to approve expenditures of up to \$18,050 for extra services of Flowers that may result from necessary changes in the scope of work.

ACTION: Approved the recommendations; Contract No. 21,465 (July 20, 2004, Public Works Director's report).

5. SUBJECT: MAP AND AGREEMENTS FOR 1014 GARDEN STREET (640.08)

RECOMMENDATION: That Council:

- A. Approve and authorize the City Administrator to record Parcel Map No. 20,681 by Las Villas De Los Jardines, LLC, for a 1-lot, 2-unit residential subdivision for condominium purposes located at 1014 Garden Street, Assessor's Parcel No. 029-221-026, finding the map in conformance with the General Plan and applicable specific plans of the City; and
- B. Approve and authorize the City Administrator to execute and record an Agreement Relating to Subdivision Map Conditions Imposed on Real Property.

ACTION: Approved the recommendations; Agreement No. 21,467 (July 20, 2004, Public Works Director's report).

6. SUBJECT: GRAND JURY RESPONSE FROM COMMUNITY DEVELOPMENT DEPARTMENT (150.04)

RECOMMENDATION: That Council authorize the Mayor to send a letter to the Presiding Judge of the Superior Court in response to findings and recommendations included in the Grand Jury Report.

SPEAKERS:

Staff: Community Development Director Paul Casey.

ACTION: Approved the recommendation (July 20, 2004, Community Development Director's report).

NOTICES

7. The City Clerk has on Thursday, July 15, 2004, at 3:00 p.m. 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.
8. A City Council site visit is scheduled on Monday, July 19, 2004, at 1:30 p.m. to the property located at 29 State Street, which is the subject of an appeal hearing set for July 20, 2004, at 2:00 p.m.
9. Cancellation of the regular Redevelopment Agency meeting of July 20, 2004, due to lack of business.
10. A City Council site visit is scheduled on Monday, July 26, 2004, at 1:30 p.m. to the property located at 221 San Clemente Drive, which is the subject of an appeal hearing set for July 27, 2004, at 2:00 p.m.
11. Received a letter of resignation from Downtown Parking Committee Member Scott R. Glenn; the unscheduled vacancy will be part of the next City Advisory Group recruitment. (550.03)

This concluded the Consent Calendar.

ITEM REMOVED FROM CONSENT CALENDAR

Councilmember Barnwell stated he would abstain from voting on the following item due to a conflict of interest relating to ownership of real property located near the subject of the agenda item.

4. SUBJECT: MAP AND AGREEMENTS FOR 319 WEST PEDREGOSA STREET (640.08)

RECOMMENDATION: That Council:

- A. Approve and authorize the City Administrator to record Final Map No. 20,682 by Pedregosa Cottages, LLC, for a 1-lot, 6-unit residential subdivision located at 319 West Pedregosa Street, Assessor's Parcel No. 027-012-003, finding the map in conformance with the General Plan and applicable specific plans of the City; and
- B. Approve and authorize the City Administrator to execute and record an Agreement Relating to Subdivision Map Conditions Imposed on Real Property.

(Cont'd)

4. (Cont'd)

DOCUMENTS:

July 20, 2004, Public Works Director's report.

MOTION:

Councilmembers Secord/Schneider to approve the recommendations;
Agreement No. 21,466.

VOTE:

Unanimous voice vote (Abstentions: Councilmember Barnwell; Absent:
Councilmember Falcone).

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

INFORMATION:

- Councilmember Schneider commented upon her recent visit to the sister city of Weihai, China.
- Councilmember Williams reported on his attendance at a meeting of the Creeks Advisory Committee regarding a pollution testing regimen.
- Councilmember Horton mentioned the following recent events: 1) presentation of a tourism award to Amtrak; 2) a meeting of the Santa Barbara School Board regarding after-school programs; and 3) a sports demonstration sponsored by La Cumbre Middle School.
- Mayor Blum reported on her attendance at a sustainability conference in Burlington, Vermont, during which several projects being undertaken in Santa Barbara were discussed.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PARKS AND RECREATION DEPARTMENT

12. SUBJECT: INTEGRATED PEST MANAGEMENT ADVISORY COMMITTEE
(330.01)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing an Integrated Pest Management Advisory Committee.

DOCUMENTS:

- July 20, 2004, Acting Parks and Recreation Director's report.
- Proposed Resolution.

The title of the resolution was read.

(Cont'd)

12. (Cont'd)

SPEAKERS:

- Staff: Assistant Parks and Recreation Director Jeff Cope, City Attorney Stephen Wiley.
- Member of the Public: Eric Cardenas, Environmental Defense Center.

MOTION:

Councilmembers Secord/Barnwell to approve the recommendation; Resolution No. 04-059, revised to allow appeal to the City Council of decisions made by the Park and Recreation Commission or Airport Commission.

VOTE:

Unanimous roll call vote (Absent: Councilmember Falcone).

13. SUBJECT: DOUGLAS FAMILY PRESERVE ADVISORY COMMITTEE (570.05)

RECOMMENDATION: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Dissolving the Douglas Family Preserve Advisory Committee Established by Resolution No. 97-036; and
- B. Direct the Park and Recreation Commission to appoint a Douglas Family Preserve Technical Advisory Committee to advise on the implementation of the Douglas Family Preserve Management Plan.

DOCUMENTS:

- July 20, 2004, Acting Parks and Recreation Director's report.
- Proposed Resolution.

The title of the resolution was read.

SPEAKERS:

Staff: Assistant Parks and Recreation Director Jeff Cope.

MOTION:

Councilmembers Secord/Horton to approve the recommendations; Resolution No. 04-060.

VOTE:

Unanimous roll call vote (Absent: Councilmember Falcone).

MAYOR AND COUNCIL REPORTS

14. SUBJECT: RESOLUTION OPPOSING FEDERAL MARRIAGE AMENDMENT TO UNITED STATES CONSTITUTION TO BAN SAME-SEX MARRIAGE (160.02)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Opposing A Federal Marriage Amendment to the United States Constitution to Ban Same-Sex Marriage and Requesting the Mayor to Communicate the City Council's Opposition to Such an Amendment to the City's Federal Elected Officials.

DOCUMENTS:

- July 20, 2004, City Attorney's report.
- Proposed Resolution.

The title of the resolution was read.

SPEAKERS:

Staff: City Attorney Stephen Wiley.

MOTION:

Councilmembers Horton/Schneider to approve the recommendation; Resolution No. 04-061, revised to request the Mayor to communicate the Council's position to the City's State elected officials as well as to Federal representatives.

VOTE:

Majority roll call vote (Noes: Councilmember Barnwell; Abstentions: Councilmember Secord; Absent: Councilmember Falcone).

The title of the resolution was revised as follows: "A Resolution of the Council. . . Communicate the City Council's Opposition to Such an Amendment to the City's State and Federal Elected Officials."

ADJOURNMENT

Mayor Blum adjourned the meeting at 2:56 p.m. to Monday, July 26, 2004, at 1:30 p.m. for a site visit to 221 San Clemente Drive.

SANTA BARBARA CITY COUNCIL

MABI COVARRUBIAS PLISKY, CMC
CITY CLERK SERVICES MANAGER

ATTEST:

MARTY BLUM
MAYOR

SUSAN TSCHECH
DEPUTY CITY CLERK