



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING October 23, 2007 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the joint meeting of the Council and the Redevelopment Agency to order at 2:00 p.m. (The Finance Committee met at 1:00 p.m. The Ordinance Committee, which ordinarily meets at 12:30 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

Councilmembers present: Brian B. Barnwell, Iya G. Falcone, Grant House, Helene Schneider, Das Williams, Mayor Blum.

Councilmembers absent: Roger L. Horton.

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

CEREMONIAL ITEMS

1. Subject: Proclamation Declaring October 2007 As Domestic Violence Awareness Month (120.04)

Action: Proclamation presented to Rebecca Robertson, Executive Director of Domestic Violence Solutions.

2. Subject: Presentation Of Poem By Poet Laureate Perie Longo To Commemorate Santa Barbara's Origins (640.06)

Action: Barbara Lindemann, President of the Santa Barbara Trust for Historic Preservation, and Edgar Sands, President of the Santa Barbara Historical Museum, introduced Santa Barbara Poet Laureate Perie Longo, who read her poem commemorating the establishment of the Presidio 225 years ago and the founding of the Historical Museum 75 years ago.

PUBLIC COMMENT

Speakers: Wayne Scoles, Kenneth Loch, Cass Ensberg, and Frank Velasquez.

COUNCIL AND STAFF COMMUNICATIONS

Information: Fire Chief Ron Prince gave a brief status report regarding the efforts of the Santa Barbara City Fire Department to aid other California cities to fight fires currently burning out of control.

CONSENT CALENDAR (Item Nos. 3 – 12)

Motion:

Councilmembers Williams/Barnwell to approve the Consent Calendar as recommended.

Vote:

Unanimous voice vote (Absent: Councilmember Horton).

3. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the regular meeting of October 9, 2007.

Action: Approved the recommendation.

4. Subject: 2007-2008 Airline Rates And Charges (560.01)

Recommendation: That Council approve the 2007-2008 airline rates and charges, including airline landing fees of \$1.98 per thousand pounds of gross landed weight and the Airline Terminal annual building square footage rental rate of \$66.81, for all commercial air carrier operations at Santa Barbara Airport, effective October 1, 2007, through September 30, 2008.

Action: Approved the recommendation (October 23, 2007, report from the Airport Director).

5. Subject: Approval Of Schedule For Development Of The Sewer System Management Plan (540.13)

Recommendation: That Council approve the schedule for development of the City's Sewer System Management Plan (SSMP).

Action: Approved the recommendation (October 23, 2007, report from the Public Works Director).

6. Subject: Tobacco Prevention Program (800.07)

Recommendation: That Council:

- A. Accept a grant from the Santa Barbara County Health Department in the amount of \$2,500; and
- B. Increase estimated revenue in the amount of \$2,500 and appropriate the funds to the Fiscal Year 2008 Miscellaneous Grant Fund.

Action: Approved the recommendation (October 23, 2007, report from the Chief of Police).

7. Subject: Professional Services Contract To Produce A Technical Guidance Manual For Post-Construction Storm Water Management (540.01)

Recommendation: That Council authorize the Parks and Recreation Director to execute a professional services agreement with Geosyntec Consultants in the amount of \$75,798 to prepare a Technical Guidance Manual for Post-Construction Storm Water Management.

Action: Approved the recommendation; Agreement No. 22,599 (October 23, 2007, report from the Parks and Recreation Director).

8. Subject: Contract For Construction Of Carrillo Hill Sidewalk Improvement Project (530.04)

Recommendation: That Council:

- A. Award and authorize the Public Works Director to execute a contract with Nye and Nelson, Inc., in their low bid amount of \$630,489.20 for construction of the Carrillo Hill Sidewalk Improvement Project, Bid No. 3506;
- B. Authorize the Public Works Director to approve expenditures up to \$63,000 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 contract with Flowers and Associates in an amount not to exceed \$19,925 for design support services during construction of the Carrillo Hill Sidewalk Improvement Project.

Action: Approved the recommendations; Contract Nos. 22,600 and 22,601 (October 23, 2007, report from the Public Works Director).

9. Subject: Agreement For Outsourcing Printing, Stuffing, And Mailing Of Parking Notice Letters (550.01)

Recommendation: That Council:

- A. Find it in the City's best interest to waive the formal bid procedure pursuant to Section 4.52.080(k) of the Municipal Code; and
- B. Authorize the Police Information Technology Manager to execute a three-year service agreement with DataProse for the printing, stuffing, and mailing of parking notice letters at a cost not to exceed \$30,000 annually (including postage).

Action: Approved the recommendations; Agreement No. 22,602 (October 23, 2007, report from the Police Captain).

10. Subject: Airport Security System Maintenance Contract (560.04)

Recommendation: That Council find it in the City's best interest to waive the formal bid process as provided by Municipal Code Section 4.52.080(k) and authorize the General Services Manager to award a sole source contract to Johnson Controls, Inc., as the sole source and most favorable source for providing the City with maintenance services for the Airport's access control system in the amount of \$76,770.

Action: Approved the recommendation; Contract No. 22,603 (October 23, 2007, report from the Airport Director).

NOTICES

11. The City Clerk has on Thursday, October 18, 2007, 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.
12. Received letters of resignation from Franklin Center Advisory Committee Member Consuelo Delgado and Westside Center Advisory Committee Members Elisa Panizzon and Eriberto Torres; the vacancies will be part of the current City Advisory Group recruitment.

This concluded the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee member Das Williams reported that the Committee met to review Staff recommendations for a proposed design services contract for the Police Department Locker Room Upgrade and Emergency Power and Electrical Assessment. The Committee forwarded the recommendations to the Council for its consideration next week.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

13. Subject: Human Services And Community Development Block Grant Funding Application Release (230.06)

Recommendation: That Council:

- A. Review and provide input and direction on the current Community Development and Human Services Committee (CDHSC) program funding criteria and priorities for Fiscal Year 2009 Human Services and Community Development Block Grant funding decisions; and
- B. Authorize staff to release the Fiscal Year 2009 funding application along with the committee review process and schedule for review of those applications.

Documents:

October 23, 2007, report from the Community Development Director.

Speakers:

Staff: Community Development Programs Supervisor Sue Gray.

Motion:

Councilmembers Barnwell/Schneider to approve the recommendations.

Vote:

Unanimous voice vote (Absent: Councilmember Horton).

14. Subject: Introduction Of Architecture 2030 Energy Ordinance (630.06)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the City Council of the City of Santa Barbara Repealing Chapter 22.82 of Title 22 of the Santa Barbara Municipal Code and Enacting a New Chapter 22.82 Establishing Local Energy Efficiency Standards for Certain Buildings and Improvements Covered by the 2005 California Building Energy Efficiency Standards.

Documents:

- October 23, 2007, report from the Community Development Director.
- Proposed Ordinance.
- Application for City of Santa Barbara Locally Adopted Energy Standards, prepared by Gabel Associates.
- October 18, 2007, letter from Edward Mazria, Architecture 2030 Executive Director.
- October 23, 2007, letters from the Community Environmental Council and the League of Women Voters of Santa Barbara, Inc.

(Cont'd)

14. (Cont'd)

The title of the ordinance was read.

Speakers:

- Staff: Community Development Director Paul Casey, Chief Building Official George Estrella.
- Consultant to the City: Michael Gabel.
- Members of the Public: David Davis, Architecture 2030 Coalition; Megan Birney, Community Environmental Council; Jean Holmes, League of Women Voters; Karen Feeney, The Sustainability Project; Joe Andrulaitis and Michael Holliday, representing the American Institute of Architects, Santa Barbara Chapter; Dan George, Santa Barbara Contractors' Association; Dennis Thompson.

Motion:

Councilmembers House/Barnwell to approve the recommendation.

Vote:

Unanimous voice vote (Absent: Councilmember Horton).

FINANCE DEPARTMENT

15. Subject: Introduction Of The Unscheduled Collection Permit Ordinance (630.01)

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Adding Chapter 7.18 (Unscheduled Collection) to Title Seven of the Santa Barbara Municipal Code Pertaining to Permit Requirements for Certain Unscheduled Solid Waste Collection Businesses;
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 07-052 Establishing Certain City Fees Including Water and Wastewater Rates, by Adding an Annual Solid Waste Unscheduled Collection Permit Fee; and
- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving and Adopting Chapter 7.18 Regulations Entitled "Unscheduled Collection" Effective October 23, 2007.

Documents:

- October 23, 2007, report from the Assistant Finance Director.
- Proposed Ordinance and Resolutions.

The titles of the ordinance and resolutions were read.

(Cont'd)

15. (Cont'd)

Speakers:

Staff: Assistant Finance Director Robert Samario, Environmental Services Supervisor Stephen MacIntosh, Environmental Services Specialist Karen Guntow.

Motion:

Councilmembers Schneider/Falcone to approve the recommendations; Resolution Nos. 07-083 and 07-084.

Vote:

Unanimous roll call vote (Absent: Councilmember Horton).

RECESS

3:55 p.m. - 4:08 p.m.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

PUBLIC WORKS DEPARTMENT

16. Subject: Lower Mission Creek Flood Control Project Update (530.03)

Recommendation: That Council receive a status update on the Lower Mission Creek Flood Control Project.

Documents:

October 23, 2007, report from the Public Works Director.

Speakers:

- Staff: Assistant Public Works Director/City Engineer Pat Kelly, City Administrator James Armstrong, Acting Public Works Director Paul Casey.
- County of Santa Barbara: Deputy Public Works Director Tom Fayram, County Supervisor Salud Carbajal.

By consensus, the Council received the report.

MAYOR AND COUNCIL REPORTS

17. Subject: Congress Of Cities Voting Delegates (180.01)

Recommendation: That Council designate a Voting Delegate and Alternate for the National League of Cities Annual Business Meeting on Saturday, November 17, 2007, in New Orleans, Louisiana.

(Cont'd)

17. (Cont'd)

Motion:

Councilmembers Williams/Schneider to designate Councilmember Falcone as the voting delegate.

Vote:

Unanimous voice vote (Absent: Councilmember Horton).

Motion:

Councilmembers Falcone/Schneider to designate Councilmember Williams as the alternate voting delegate.

Vote:

Unanimous voice vote (Absent: Councilmember Horton).

RECESS

Mayor Blum recessed the meeting at 5:15 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 18, and she stated there would be no reportable action taken during the closed session.

CLOSED SESSIONS

18. Subject: Conference With Legal Counsel - Pending Litigation (160.03)

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (a) of section 54956.9 of the Government Code and take appropriate action as needed. The pending litigation is Brenda Leticia Lopez v. Juan Jesus Castro, et al., SBSC Case Number 1242237.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

Documents:

October 23, 2007, report from the City Attorney.

Time:

5:20 p.m. - 5:30 p.m.; Councilmembers Horton and Williams were absent.

No settlement approved.

Agenda Item No. 19 appears in the Redevelopment Agency minutes.

ADJOURNMENT

Mayor Blum adjourned the meeting at 5:50 p.m.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER

ATTEST:

MARTY BLUM
MAYOR

SUSAN TSCHECH, CMC
DEPUTY CITY CLERK