



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING April 18, 2017 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Helene Schneider called the meeting to order at 2:00 p.m. (The Ordinance and Finance Committee which ordinarily meet at 12:30 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Schneider.

ROLL CALL

Councilmembers present: Jason Dominguez, Gregg Hart, Frank Hotchkiss, Cathy Murillo, Randy Rowse, Bendy White, Mayor Schneider.

Councilmembers absent: None.

Staff present: City Administrator Paul Casey, City Attorney Ariel Pierre Calonne, City Clerk Services Manager Sarah Gorman.

CEREMONIAL ITEMS

1. **Subject: Proclamation Declaring April 2017 As DMV/Donate Life California Month (120.04)**

Action: Proclamation was presented to a representative of Donate Life California, Scott Burns.

2. **Subject: Certificate Of Appreciation Presented To The Downtown Organization Of Santa Barbara In Honor Of Their 50th Anniversary (120.04)**

Action: Proclamation was presented to representatives of the Downtown Organization of Santa Barbara, Maggie Campbell, Kate Schwab, Cassidy Brewer and Chloe Brooks.

PUBLIC COMMENT

Speakers: Anna Kokotovic; Phil Walker.

CONSENT CALENDAR (Item Nos. 3-8)

The titles of ordinances and resolutions related to Consent Calendar items were read.

Motion:

Councilmembers Rowse/White to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

3. Subject: Adoption of Ordinance Reauthorizing Public, Educational And Governmental Access Fees (510.04)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Reauthorizing a Fee for Public, Educational, and Government Access Purposes (PEG Fee) on State Video Franchise Holders within the City of Santa Barbara.

Action: Approved the recommendation; Ordinance No. 5786.

4. Subject: Adoption Of Ordinance Approving Sale Of Excess City Land Related To The Mason Street Bridge Replacement Project (530.04)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving and Authorizing the City Administrator to Execute the Land Purchase Agreement, Escrow Instructions, and Grant Deed as Approved by the City Attorney for the Sale of Certain City Excess Land, Located at 20 West Mason Street, to James and Kelly Hallman in the amount of \$2,300,098.

Action: Approved the recommendation; Ordinance No. 5787; Contract No. 25,855; Deed No. 61-491.

5. Subject: Adoption Of Ordinance For Agreement To Use Recycled Water For Irrigation At The First Baptist Church Of Santa Barbara At 949 Veronica Springs Road (540.13)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving the Agreement Between the City of Santa Barbara and the First Baptist Church of Santa Barbara for Purchase, Use, and Delivery of the City's Recycled Water.

Action: Approved the recommendation; Ordinance No. 5788; Contract No. 25,856.

6. **Subject: Adoption Of Ordinance For Agreement To Use Recycled Water For Irrigation At Stonecreek Owner's Association On Portions Of Rebecca Lane, Stonecreek Road, And Richelle Lane (540.13)**

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving the Agreement Between the City of Santa Barbara and Stonecreek Owners' Association for Purchase, Use, and Delivery of the City's Recycled Water.

Action: Approved the recommendation; Ordinance No. 5789; Contract No. 25,857.

7. **Subject: Approval Of Rate Agreement With Southern California Edison For Utility-Owned Streetlight Fixture Replacements (530.04)**

Recommendation: That Council authorize the Public Works Director to enter into the Energy Efficiency Light Emitting Diode Fixture Replacement Rate Agreement with Southern California Edison.

Action: Approved the recommendation; Contract No. 25,858. (April 18, 2017, report from the Public Words Director).

NOTICES

8. **Subject:** The City Clerk has on Thursday, April 13, 2017, 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.

This concluded the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

CITY ADMINISTRATOR

9. **Subject: Community Survey Results On Unfunded Infrastructure And Program Needs And Possible Sales Tax Measure (320.01)**

Recommendation: That Council:

- A. Receive a report from Fairbanks, Maslin, Maullin, Metz & Associates on community survey results related to the City's unfunded infrastructure and program needs and a possible sales tax measure; and
- B. Consider directing staff to initiate procedural steps to place a sales tax measure on the November 2017 ballot.

Documents:

- April 17, 2017, report from the City Administrator.
- PowerPoint presentation prepared and made by Fairbank, Maslin, Maullin, Matz & Associates.
- April 17, 2017, email from Joe Armendariz, Santa Barbara County Taxpayers Association.
- April 18, 2017, email from Scott Wenz, Cars Are Basic.

Speakers:

- Staff: Nina Johnson, Senior Assistant to the City Administrator; Ariel Calonne, City Attorney.
Fairbank, Maslin, Maullin, Matz & Associates: John Fairbank, Principal.
- Members of the Public: W. Scott Burns; Steve Epstein; Ken Oplinger, Chamber of Commerce; Paul Cushman; Larry Eberstein; Bonnie Raisin; Jim Armstrong.

Motion:

Councilmembers Hart/Rowse to approve the staff recommendation.

Vote:

Majority voice vote (Noes: Councilmember Hotchkiss).

RECESS

3:21 p.m. – 3:34 p.m.

COMMUNITY DEVELOPMENT DEPARTMENT

10. Subject: Adoption Of Resolution For Infill Design Guidelines For The Architectural Board Of Review And Historic Landmarks Commission (640.03)

Recommendation: That Council adopt by reading of title only, A Resolution of the Council of the City of Santa Barbara to Approve the Addition of Infill Guidelines to the General Design Guidelines and Meeting Procedures for the Historic Landmarks Commission and Architectural Board of Review.

Documents:

- April 17, 2017, report from the Community Development Director.
- Affidavit of Publication.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Tony Boughman, Assistant Planner; Jaime Limon, Senior Planner; Renee Brooke, City Planner; Scott Vincent, Assistant City Attorney.

Motion:

Councilmembers Murillo / White to approve the staff recommendation, with the Historic Landmarks Commission General Design Guidelines and Meeting Procedures amended to: 1) Delete the sentences "Therefore, a reasonable balance must be considered when reviewing multi-story projects. The HLC should consider the objectives of the AUD Program while ensuring quality design, compatibility with adjacent buildings, and well-designed buildings." from section 1.1.3, paragraph 3 "Average Unit Size Density Incentive Program (AUD)"; 2) Modify references in Section 4, header "Projects Eligible for Administrative Staff Approval," from "1.3.1 Administrative Staff Review Standards, General" to 1.4.1 Administrative Staff Review Standards, General;" 3) Modify reference in same header from "standards in 1.3.2 and 1.3.3" to "standards in 1.4.2 and 1.4.3;" 4) Modify reference in 1.4.1 from "applicable project specific standards listed in 1.3.2 and 1.3.3" to "applicable project specific standards listed in 1.4.2 and 1.4.3;" 5) Maintain "shall" and "must" language in paragraph 4; and 6) Making similar modifications to the two attachments to the Resolution.

Friendly Amendment Motion:

Councilmember Dominguez moved to amend the motion to change the word "shall" to "may" in the third paragraph, first sentence under section 1.1.3 "Average Unit Size Density Incentive Program (AUD)" of Historic Landmarks Commission General Design Guidelines and Meeting Procedures.

The maker of the motion declined the friendly amendment.

Vote on Original Motion:

Unanimous voice vote; Resolution No. 17-024.

Vote:

Majority voice vote.

FIRE DEPARTMENT

11. Subject: Authorization To Contract With The California Department Of Forestry And Fire Protection For Inmate Crews To Conduct Vegetation Management Services In The Wildland Assessment District (520.03)

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Authorizing the City Fire Marshal to Contract with The California Department of Forestry and Fire Protection (CAL FIRE) for Inmate Crews to Conduct Vegetation Management Services.

Documents:

- April 17, 2017, report from the Community Development Director.

- Affidavit of Publication.
- PowerPoint presentation prepared and made by Staff.

Discussion:

- Councilmembers Hotchkiss and White stated that they would abstain from voting on the item due to a conflict of interest related to their ownership of property located within the Wildland Fire Suppression Assessment District.
- City Attorney Calonne stated that he would abstain from voting on the item due to a conflict of interest related to his ownership of property located within the Wildland Fire Suppression Assessment District.

Councilmembers Hotchkiss and White, and City Attorney Calonne, were excused from the meeting at 4:04 p.m.

Speakers:

- Staff: Fire Prevention Division Chief Joe Poire.
- California Division of Forestry and Fire Protection: Captain Tim Davis.

Motion:

Councilmembers Dominguez/Hart to approve the staff recommendation; Resolution No. 17-025.

Vote:

Majority voice vote (Abstain: Hotchkiss and White).

Councilmember White and City Attorney Calonne, returned to the meeting at 4:13 p.m.

Councilmember Hotchkiss returned to the meeting at 4:17 p.m.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Councilmember Murillo commented on her attendance at the following events: 1. Sustainability Committee meeting; 2. Metropolitan Transportation District Board meeting regarding rebranding of agency and noted the need for a conversation with Jerry Estrada regarding shuttles; 3. Eggstravaganza in Bohnett Park; 4. United States Conference of Mayors Water Policy Council; 4. Task Force on Youth Safety; 5. Housing Task Force meeting; and 6. Coffee with the Harding School principal and many parents.
- Councilmember Rowse commented on his attendance at the following events: 1. Fighting Back Steering Committee briefing; and 2. Downtown Parking Committee regarding bringing back the PBS recommendation and raising a nonprofit issue.
- Councilmember White commented on his attendance at the following event: 1. Housing Task Force meeting regarding studies for potential for inclusionary fees; 2. Cachuma Operations and Management Board Administrative Committee regarding possible uses of Cachuma barge.

- Councilmember Dominguez commented on his attendance at the following events: 1. Housing Task Force regarding study related to apartment rentals and workforce housing demand and looking at ownership possibilities; and 2. Attended Downtown Santa Barbara celebration event.
- Councilmember Hotchkiss commented on his article in the News-Press and Noozhawk, including a survey, and discussed survey results.
- Mayor Schneider commented on the following events: 1. United States Conference of Mayors water discussion, and thanked Water Division staff for assistance with the event; 2. Attendance at a press conference regarding Community Development Block Grants; and 3. Attended auditions for Spirit and Junior Spirit for Old Spanish days.

RECESS

Mayor Schneider recessed the meeting at 4:22 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 12. She stated that reportable action is anticipated.

CLOSED SESSIONS

12. Subject: Conference With Real Property Negotiators (330.03)

Recommendation: That Council hold a closed session pursuant to Government Code Section 54956.8 to consider the possible lease negotiations regarding a concession agreement with the East Beach Grill and the Cabrillo Arts Pavilion.

Real Property:	1118 E. Cabrillo Boulevard, Santa Barbara, CA 93101
City Negotiators:	Ariel Calonne, City Attorney; Tava Ostrenger, Assistant City Attorney; Jill Zachary, Parks and Recreation Director
Negotiating Parties:	Joe Howell; Francisco Aguilera
Under Negotiation:	Terms and Conditions of lease
Scheduling:	Duration, 30 minutes; anytime
Report:	None anticipated

Documents:

- April 17, 2017, report from the City Attorney.
- April 18, 2017, email from William Rehling.

No report made.

Time:

4:23 p.m. – 4:55 p.m.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 4:55 p.m. in memory of Michael Towbes.

Approved and adopted by the City Council of the City of Santa Barbara on 9-26, 2017.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE



ATTEST:



HELENE SCHNEIDER
MAYOR

SARAH GORMAN
CITY CLERK SERVICES MANAGER