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CITY OF SANTA BARBARA
CITY COUNCIL MINUTES

REGULAR MEETING
January 9, 2001
COUNCIL CHAMBER, DE LA GUERRA PLAZA

CALL TO ORDER:

Mayor Harriet Miller called the meeting to order at 2:02 p.m.
The Finance 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, Tom Roberts, Dan B. Secord, Mayor Miller.
Councilmembers absent: Councilmember Gregg A. Hart.
Staff present: City Administrator/Clerk Sandra Tripp-Jones, City
Attorney Daniel J. Wallace, Deputy City Clerk Brenda Alcazar.

CEREMONIAL ITEMS:

Presentations

1. Re: EMPLOYEE RECOGNITION SERVICE AWARDS Recommendation
that Council authorize Sandra Tripp-Jones, City
Administrator, to express the City's appreciation to
employees who are eligible to receive service award pins for
their years of service through January 31, 2001.

DOCUMENTS:

January 5, 2001 City Administrator's report.

SPEAKERS:

Staff: City Administrator Sandra Tripp-Jones, Fire Engineer Christopher Benton, Recreation Supervisor Eric Arneson, Police Lieutenant Nick Katzenstein.

By consensus, the Council concurred with the recommendation; Mayor Miller presented service award pins to Fire Engineer

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Christopher Benton, Recreation Supervisor Eric Arneson and Police Lieutenant Nick Katzenstein; the following employees were recognized:

30-Year Pin
Christopher Benton, Fire
Eric Arneson, Parks and Recreation
Nick Katzenstein, Police
20-Year Pin
Judith Savage, Library
Jose Ruiz, Public Works
Bernard Washington, Public Works
Michael Hatton, Waterfront
15-Year Pin
Janet Sackett, Parks and Recreation
Jaycee Hunter, Police
Kevin Nevel, Police
10-Year Pin
Patrick Allen, Public Works
Mary Maguire, Public Works
Greg Quimby, Public Works
5-Year Pin
Judith Berger, Police
Matthew Ingram, Police
Carl Kamin, Police
Debbie Hughey, Public Works

410.01

PUBLIC COMMENT:

2. Steve Cushman, Andy Caldwell, Keith Hudson and Mike Driscoll spoke.

180.03

CONSENT CALENDAR Item Nos. 3 18):

MOTION:

Councilmembers Secord/Roberts to approve the Consent Calendar as recommended.

VOTE:

Unanimous voice vote Absent: Councilmember Hart).

3. Re: APPROVAL OF THE MINUTES Recommendation that Council waive the reading and approve the minutes of the regular meeting of December 12, 2000, the adjourned regular meeting

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of December 18, 2000, the regular meeting of December 19, 2000, and the regular meetings of December 26, 2000 and January 2, 2001 adjourned for lack of a quorum).

Concurred with the recommendation.

4. Re: RESIGNATION FROM THE CIVIL SERVICE COMMISSION Recommendation that Council accept the resignation of Stanley C. Los, Jr. from the Civil Service Commission.

Concurred with the recommendation December 13, 2000 letter of resignation).

420.03
Membership

5. Re: DESTRUCTION OF RECORDS Recommendation that Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Relating to the Destruction of

Records Held by the Human Resources Division of the
Administrative Services Department.

Concurred with the recommendation; Resolution
No. 01-001 January 5, 2001 City Administrator's
report).

410.01

6. Re: LEASE AGREEMENT WITH SCIENCE APPLICATIONS INTERNATIONAL CORPORATION, A DELAWARE CORPORATION, AT THE AIRPORT
Recommendation that Council approve and authorize the City Administrator to execute a month-to-month Lease Agreement with Science Applications International Corporation, a Delaware Corporation, for 6,240 square feet of Building 303, 11,030 square feet of unpaved land and 4,876 square feet of parking, 51 Gerald Cass Place at the Santa Barbara Municipal Airport, effective October 1, 2000 for a monthly rental of \$6,407, exclusive of utilities.

Concurred with the recommendation; Agreement No. 20,118
January 5, 2001 City Administrator's report).

330.04
Airport

7. Re: LEASE AGREEMENT WITH SCIENCE APPLICATIONS INTERNATIONAL CORPORATION, A DELAWARE CORPORATION, AT THE AIRPORT
Recommendation that Council approve and authorize the City

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Administrator to execute a month-to-month Lease Agreement with Science Applications International Corporation, a Delaware Corporation, for 16,030 square feet of Building 333, 11,310 square feet of paved and unpaved land, and 6,797 square feet of parking, at 1522 Cecil Cook Place, at the Santa Barbara Municipal Airport, effective October 1, 2000 for a monthly rental of \$18,482, exclusive of utilities.

Concurred with the recommendation; Agreement No. 20,119
January 5, 2001 City Administrator's report).

330.04
Airport

8. Re: LEASE AGREEMENT WITH SCIENCE APPLICATIONS INTERNATIONAL CORPORATION, A DELAWARE CORPORATION, AT THE AIRPORT
Recommendation that Council approve and authorize the City Administrator to execute a month-to-month Lease Agreement with Science Applications International Corporation, a Delaware Corporation, for 11,408 square feet of Building 344, 46,316 square feet of paved land, and 6,463 square feet of parking, 1440 Cecil Cook Place at the Santa Barbara Municipal Airport, effective October 1, 2000 for a monthly rental of \$15,887, exclusive of utilities.

Concurred with the recommendation; Agreement No. 20,120
January 5, 2001 City Administrator's report).

330.04

9. Re: STATE OF CALIFORNIA STATE LANDS COMMISSION DREDGING LEASE, PUBLIC RESOURCES CODE PRC) #6620 Recommendation that Council authorize the City Administrator to execute the State of California State Lands Commission Dredging Lease PRC 6620 for sediment management activities between Leadbetter Point and Sycamore Creek in the Santa Barbara Waterfront area, expiring November 30, 2005.

Concurred with the recommendation; Agreement No. 20,121
January 5, 2001 City Administrator's report).

570.03
Const., Maint. & Repair

10. Re: PROFESSIONAL SERVICES CONTRACT WITH MNS ENGINEERS, INC. FOR ENGINEERING DESIGN Recommendation that Council:
A. Authorize the City Administrator to execute a contract with MNS Engineers, Inc., for professional services for

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design of the Storm Water Pollution Control for the Chapala/Haley Streets Storm Drain System Project, at a total fee not to exceed \$29,080; and

- B. Authorize the Public Works Director to approve extra services of the Contractor that may result from necessary changes in the scope of work at a total amount not to exceed \$2,908.

Concurred with the recommendations; Contract No. 20,122 January 5, 2001 City Administrator's report).

530.04

Street Drainage/Storm Drains

- 11. Re: PROFESSIONAL SERVICES CONTRACT WITH FLOWERS AND ASSOCIATES FOR DESIGN OF STREET PAVEMENT PREPARATION AND SLURRY SEAL, 2000 2001 Recommendation that Council:

- A. Authorize the City Administrator to execute a contract with Flowers and Associates for professional services for the design of the Pavement Preparation and Slurry Seal, 2000 2001, at a total fee not to exceed \$54,836; and
- B. Authorize the Public Works Director to approve extra services of Flowers and Associates that may result from necessary changes in the scope of work at a total amount not to exceed \$5,500.

Concurred with the recommendations; Contract No. 20,123 January 5, 2001 City Administrator's report).

530.04

Street Const., Maint. and Repair

- 12. Re: EL ESTERO WASTEWATER TREATMENT PLANT AWARD Recommendation that Council accept Plant of the Year Award" for the El Estero Wastewater Treatment Plant from the California Water Environment Association, Tri-Counties Section.

SPEAKERS:

Staff: Water Resources Manager Robert L. Roebuck.
California Water Environment Association: Brett Offerman.

Concurred with the recommendation January 5, 2001 City Administrator's report).

540.13

El Estero Wastewater Treatment Plant

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13. Re: STEARNS WHARF FIRE DAMAGE INSURANCE CLAIM CLOSURE
Recommendation that the City Council authorize the City Administrator to sign a proof of loss totaling \$2,201,543 as the final payment from Lexington Insurance Company for the fire damage sustained at Stearns Wharf on November 18, 1998.

Concurred with the recommendation January 5, 2001 City Administrator's report).

570.03
Const., Maint. and Repair

Set a date for public hearing:

14. Re: SETTING DATE OF PUBLIC HEARING TO CONSIDER DESIGNATION OF A CITY LANDMARK Recommendation that Council set January 30, 2001 at 2:00 p.m. as the date and time for a public hearing on the Historic Landmarks Commission's recommendation that the following resource be designated as a City Landmark: the Moody Sisters Cottage located at 1086 Coast Village Road, Assessor's Parcel Number 009-212-013.

Concurred with the recommendation January 5, 2001 City Administrator's report).

640.03
HLC Actions

Notices to be filed:

15. that the City Clerk has on Friday, January 5, 2001 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.
16. of Special Ordinance Committee meeting, January 9, 2001 at 12:30 p.m. in the Council Chamber for consideration of:
- A. An amendment to the Municipal Code regarding the selection process for police positions; and
 - B. A request to allow artist live/work space in the M-1 Zone with a Conditional Use Permit.

120.03

17. of Redevelopment Agency meeting, January 9, 2001 at 2:00 p.m. in the Council Chamber.

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620.03
Agendas & Minutes

18. of Application No. 00-11-038 before the California Public Utilities Commission filed by Southern California Edison Company, requesting authority to institute a Rate Stabilization Plan and to increase rates.

150.02
PUC

This completed the Consent Calendar.

RECESS:

2:34 p.m. 2:42 p.m., during which time the Redevelopment Agency meeting was held.

REPORT FROM ORDINANCE COMMITTEE:

19. Report from the Ordinance Committee.

Ordinance Committee Chair Gilbert Garcia reported that the Committee reviewed and discussed an amendment of Municipal Code Section 3.16.2000 Pertaining to the Certification of Eligibles and will be forwarding it to Council for introduction and subsequent adoption. The Committee also discussed a request to allow artist live/work space in the M-1 Zone with a Conditional Use Permit and directed Staff to work with the Planning Commission regarding possible zoning amendments.

ADMINISTRATIVE REPORTS:

Community Development Department

20. Re: REQUEST FOR PRELIMINARY DESIGNATION OF COMMUNITY PRIORITY Recommendation that Council make a preliminary finding that the Marymount Academy of Santa Barbara's proposed Facilities Master Plan at 2130 Mission Ridge Road meets a present need directly related to public health, safety or general welfare and grant the project a Preliminary Community Priority Designation for 9,973 square feet of floor area.

DOCUMENTS:

January 5, 2001 City Administrator's report.
January 7, 2001 e-mail communications from Frank R. Hotchkiss and Joe Campanelli.

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January 8, 2001 e-mail communications from William T. Bielby and Barry Shulman.
January 9, 2001 e-mail communication from Loyd Applegate.
January 9, 2001 letters from Joe Campanelli and Brigitte Forssell.

SPEAKERS:

Staff: Project Planner Irma Unzueta, City Planner Bettie Hennon, City Attorney Daniel J. Wallace, City Administrator, Sandra Tripp-Jones.
Applicant: Suzanne Elledge, agent for the applicant; Robert Emmons, President of the Board of Trustees of the Marymount School.
Members of the Public: Joe Campanelli, Barry Shulman, William Bielby, Brigitte Forssell, Loyd Applegate, Frank Hotchkiss, Sandra Hotchkiss.

MOTION:

Councilmembers Blum/Roberts to grant the project a Preliminary Community Priority Designation for 4,000 square feet of floor area.

VOTE:

Majority voice vote Noes: Councilmember Fairly;
Absent: Councilmember Hart).

640.09

Non-Res. Bldg. Approval
Econ. Dev. & Comm. Priority Designations)

REQUESTS FROM THE PUBLIC:

22. Re: REQUEST FOR USE OF LIBRARY QUAD Request from the Santa Barbara Museum of Art for long-term use of the rectangular space located between the Santa Barbara Library and the Museum as an outdoor sculpture garden, including the installation of David Alfaro Siqueiros' Mexico Today" mural.

Staff recommendation that Council:

- A. Hear a presentation from Santa Barbara Museum of Art Executive Director Robert Frankel on the proposal from the Museum to lease City property adjacent to both the Central Library and the Santa Barbara Museum of Art for the purpose of installing a mural structure and sculpture pieces for public display;
- B. Consider whether to provide a long-term lease of

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property to the Santa Barbara Museum of Art for this purpose; and

- C. If proposed use is acceptable to City Council, provide direction to staff regarding elements of lease to be drafted between the City of Santa Barbara and the Santa Barbara Museum of Art.

DOCUMENTS:

November 21, 2001 letter from Executive Director Robert

H. Frankel, Santa Barbara Museum of Art.

January 5, 2001 City Administrator's report.

January 9, 2001 copies of various photographs and

proposed project plan.
January 9, 2001 written comments from Commissioner
Louise Boucher, Historic Landmarks Commission.
Undated letters from Library Board members Dorothy
Brilliant and Rita Shaw.

SPEAKERS:

Staff: Library Director Carol Keator, City
Administrator Sandra Tripp-Jones.
Arts Advisory Committee: Patrick Davis.
Library Board: Dorothy Brilliant.
Santa Barbara Museum of Art: Executive Director Robert
Frankel; Robert Adams, Landscape Architect; Henry
Lenny, Architect.
Members of the Public: Rosalina M. Palacios.

MOTION:

Councilmembers Secord/Roberts to thank the Santa
Barbara Museum of Art for offering the mural structure
to the community, and to direct the City Administrator
to provide a lease for the space required for the
structure and walkway for a term of 15 years with a
10 year renewal option upon mutual consent, and to
return to Council with the lease provisions.

VOTE:

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

MOTION:

Councilmembers Roberts/Secord to thank the Santa
Barbara Museum of Art for offering the mural structure
to the community, and to direct the City Administrator
to provide a lease for the space required for the

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structure and walkway for a term of 25 years, and to
return to Council with the lease provisions.

VOTE:

Unanimous voice vote Absent: Councilmember Hart).

330.04

General

ADMINISTRATIVE REPORTS:

Public Works Department

21. Re: NEW SOLID WASTE COLLECTION AND DISPOSAL CONTRACT
OPTIONS Recommendation that Council:
- A. Direct staff to develop a new Solid Waste Collection and Disposal Contract SWCDC);
 - B. Direct staff to either:
 - 1. Negotiate solely with Allied Waste Industries, Inc. BFI); or
 - 2. Negotiate solely with MarBorg Industries; or
 - 3. To conduct a selection process wherein BFI and MarBorg are invited to participate; or
 - 4. To conduct a selection process wherein BFI, MarBorg and a Council-defined number of additional haulers are invited to participate;
 - C. Direct staff, if recommendation B3 or B4 is selected, to develop a Request for Proposals RFP) that would solicit proposals from these haulers for either:
 - 1. The entire limits of the City only; or
 - 2. The entire limits of the City and two service zones;
 - D. Authorize the Mayor to appoint a three member ad-hoc committee of Councilmembers to participate in the development of the elements of a new SWCDC and, if appropriate, the development of an RFP;
 - E. Authorize the City Administrator to negotiate and execute a professional services contract in the amount not to exceed \$50,000 with Integrated Recycling, Incorporated IRI) to assist staff in the development of the elements of a new SWCDC and, if appropriate, an RFP; and
 - F. Authorize the Public Works Director to approve extra services of the Contractor that may result from necessary changes in the scope of work at a total amount not to exceed \$5,000.

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January 5, 2001 City Administrator's report.
January 5, 2001 letter from Morris Berniard.
January 6, 2001 e-mail communication from Ralph
Karleskint.
January 8, 2001 letter from James Harrison, Vice
President, E. J. Harrison & Sons, Inc.
January 9, 2001 letter from Mario A. Borgatello,
President, MarBorg Industries.
January 9, 2001 written comments from David Peri.

SPEAKERS:

Staff: Principal Civil Engineer Diane M. Gabriel, City
Administrator Sandra Tripp-Jones, City Attorney Daniel
J. Wallace.

Members of the Public: Thomas Chiarodit, E. J.
Harrison & Sons, Inc.; Kelly Astor and Mario
Borgatello, MarBorg Industries; Pat Higgins, H. S. S.
Waste Management; Arturo Gonzalez, Progressive Waste
Management; Patrick DeRueda, General Manager, Thor
Schmidt and Douglas Large, BFI Waste Systems.

MOTION:

Councilmembers Garcia/Secord to concur with
Recommendation A and B3.

VOTE:

Majority voice vote Noes: Councilmember Roberts;
Absent: Councilmember Hart).

MOTION:

Councilmembers Garcia/Blum to select and modify
Recommendation C2 to read Two service zones."

VOTE:

Majority voice vote Noes: Councilmember Roberts,
Mayor Miller; Absent: Councilmember Hart).

MOTION:

Councilmembers Garcia/Secord to concur with
Recommendation D, E and F; Contract No. 20,124.

VOTE:

Majority voice vote Noes: Councilmember Roberts;
Absent: Councilmember Hart).

630.01
Admin.

ORDINANCES FOR ADOPTION:

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26. Re: AMENDMENT OF MUNICIPAL CODE 3.16.200 PERTAINING TO THE CERTIFICATION OF ELIGIBLES Recommendation that Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Municipal Code 3.16.200 Pertaining to the Certification of Eligibles. Introduced on December 19, 2000 as Bill No. 5194)

DOCUMENTS:

Previous documents submitted December 19, 2000.
Proposed Ordinance.

MOTION:

Councilmembers Secord/Garcia to concur with the recommendation; Ordinance No. 5174.

VOTE:

Unanimous roll call vote Absent: Councilmember Hart).
450.01

The following Agenda Items were continued to January 16, 2001:

23. Re: APPOINTMENT OF NEW MAYOR PRO TEMPORE, ORDINANCE COMMITTEE, FINANCE COMMITTEE AND ADVISORY GROUP LIAISONS Recommendation that Council consider the appointment of a Mayor Pro Tempore, Chairs and members of the Ordinance and Finance Committees, and Liaisons to Advisory Boards and Commissions.
140.07
24. Re: CANCELLATION OF 2001 COUNCIL MEETINGS Recommendation that Council cancel the following City Council meetings in calendar year 2001: March 13, May 29, July 3, October 30, December 25, 2001, and January 1, 2002.
120.09
25. Re: COX LICENSE AGREEMENT FOR CABLE TELEVISION AT STEARNS

