



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING December 12, 2006 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:01 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, Roger L. Horton, Grant House, Helene Schneider, Das Williams, Mayor Blum.

Councilmembers absent: None.

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

CEREMONIAL ITEMS

1. Subject: United States Environmental Protection Agency Presentation Of The State Revolving Fund Project Of The Year Award For Sheffield

Speakers:

- Staff: Water Systems Manager Cathy Taylor.
- Members of the Public: Kurt Souza, Southern California Section Chief of the California Department of Health Services Drinking Water Program; Stephen Woods, Chief of the California Safe Drinking Water State Revolving Fund Program; Corine Li, Manager of the Drinking Water Office for the United States Environmental Protection Agency.

Action: Corine Li, Manager of the Drinking Water Office for the United States Environmental Protection Agency, presented the award to the City.

CHANGES TO THE AGENDA

Item Removed From Agenda

At the request of City Administrator James L. Armstrong, the following item was removed from the agenda.

6. Subject: Terminate Contract For Construction Of The Mission Canyon Road Water Main Project (540.06)

Recommendation: That Council:

- A. Terminate the contract with Schock Contracting Corporation (Schock), in their low bid amount of \$273,318, for construction of the Mission Canyon Road Water Main Project, Bid No. 3476; and
- B. Authorize the Public Works Director to approve expenditures of \$43,231.86 with Schock for work completed before the project was terminated.

PUBLIC COMMENT

Speakers: Lee Moldaver.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Councilmember Horton reported on his attendance at the following events/meetings: 1) the dedication of the 100th Anniversary of the Amtrak Train Station; 2) a meeting with Hap Freund of Channel 17 to discuss election reform issues; 3) the Board of Realtor Awards and 2007 Installation of the new Directors; and 4) the Annual Holiday Dinner sponsored by the Police Activities League.
- Councilmember Schneider spoke about the following events: 1) the Christmas tree trimming at the Faulding Hotel; 2) the Hispanic Chamber of Commerce holiday party; 3) the Santa Barbara County Arts Commission event to honor Susan Rose; and 4) the Parade of Lights at the Harbor.
- Councilmember Falcone reported on her attendance at the National League of Cities annual/semi-annual convention held in Reno, Nevada.
- Councilmember Williams reported on his attendance at various workshops held at the National League of Cities convention and also commented on the Parade of Lights and the Police Activities League event.
- Councilmember House reported on his attendance at the Sign Committee meeting. He also spoke about the Granada Theatre Donor Appreciation Dinner, the Parade of Lights, the Milpas Street Holiday Parade, and the Police Activities League event.

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Information (Cont'd):

- Councilmember Barnwell spoke about the following events/meeting: 1) the Milpas Parade and UCSB Men's Soccer team; 2) the dinner sponsored by the Library for the volunteers that work for the Library; 3) the Employee Art Exhibit Reception; and 4) the Sustainability Subcommittee meeting.
- Mayor Blum spoke about the rally for the UCSB Men's Soccer team.

Councilmember Falcone left the meeting at 2:28 p.m.

CONSENT CALENDAR (Item Nos. 2 - 5 and 7 - 12)

The titles of the resolutions related to Item Nos. 3 and 9 were read.

Motion:

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

Vote:

Unanimous roll call vote (Absent: Councilmember Falcone).

2. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the special meeting of November 20, and the regular meetings of November 21, and November 28, 2006 (cancelled due to lack of a quorum).

Action: Approved the recommendation.

3. Subject: Update Of Conflict Of Interest Code Resolution (110.04)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting the Conflict of Interest Code of the City of Santa Barbara to Incorporate by Reference the Fair Political Practices Commission's Model Code, and Rescinding Resolution No. 04-095.

Action: Approved the recommendation; Resolution No. 06-098 (December 12, 2006, report from the Administrative Services Director; proposed resolution).

4. Subject: 4th Of July 2007 Fireworks Agreement (520.04)

Recommendation: That Council authorize the Parks and Recreation Director to execute an agreement with Boom Boom Productions in the amount of \$40,000 for the 4th of July 2007 community fireworks display.

Action: Approved the recommendation; Agreement No. 22,271 (December 12, 2006, report from the Parks and Recreation Director).

5. Subject: Electrical Transformer Lease At City Parking Structure No. 2 For The Hotel Andalucia, 31 West Carrillo Street (550.05)

Recommendation: That Council approve an Assignment of the Electrical Transformer Lease at City Parking Structure No. 2, between the City of Santa Barbara (City) and Urban Pacific, LLC, to Due West, LLC.

Action: Approved the recommendation (December 12, 2006, report from the Public Works Director).

7. Subject: Renew Enrollment In The Microsoft State And Local Enterprise Agreement For Software Assurance Of Microsoft Software (170.04)

Recommendation: That Council:

- A. Authorize the General Services Manager to issue Purchase Orders for Microsoft licensed software assurance via the terms of the Riverside County Microsoft State and Local Government Agreement to Dell Inc., for a term of three years beginning November 1, 2006, and expiring October 31, 2009, in an amount not to exceed \$145,000 for year one, and \$156,000 in years two and three; and
- B. Authorize the General Services Manager to approve expenditures up to 5% of the total cost of the Agreement to cover any increases that may result from additional purchases of licensed products during the term of this agreement.

Action: Approved the recommendations (December 12, 2006, report from the Administrative Services Director).

8. Subject: Approval Of Map And Execution Of Agreements For 309 Ladera Street (640.08)

Recommendation: That Council:

- A. Approve and authorize the City Administrator to record Parcel Map No. 20,737 by Johnny Chang and Julie Chang, husband and wife, as joint tenants for a subdivision located at 309 Ladera Street, Assessor's Parcel No. 031-221-022, and find the Parcel Map in conformance with the General Plan for the City of Santa Barbara (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. 22,272 (December 12, 2006, report from the Public Works Director).

9. Subject: Certification Of The Election Results Of The Official Canvass For The Special Municipal Election Of November 7, 2006 (110.03)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Certifying the Election Results of the Official Canvass for the Special Municipal Election held in the City on November 7, 2006.

Action: Approved the recommendation; Resolution No. 06-099 (December 12, 2006, report from the Administrative Services Director; proposed resolution).

NOTICES

10. The City Clerk has on Thursday, December 7, 2006, 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.
11. Cancellation of the regular Redevelopment Agency meeting of December 12, 2006, due to lack of business.
12. The public hearing scheduled for December 12, 2006, at 6:00 p.m. to hear the appeal of the Planning Commission approval for 210 Meigs Road, has been postponed indefinitely.

This concluded the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Roger Horton reported that the Committee met to review and discuss the proposed Police Records Management System and recommended that this item be forwarded to the Council for approval.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

13. Subject: Annual Report For Looking Good Santa Barbara Committee (530.01)

Recommendation: That Council receive a presentation summarizing the activities and accomplishments of the Looking Good Santa Barbara Committee for Fiscal Year 2006.

Councilmember Falcone entered the meeting at 2:37 p.m.

(Cont'd)

13. (Cont'd)

Documents:

December 12, 2006, report from the Public Works Director.

Speakers:

- Staff: Public Works Director Anthony Nisich, Environmental Services Supervisor Stephen MacIntosh.
- Looking Good Santa Barbara: Executive Director Lorraine Cruz Carpenter.

By consensus, the Council received the presentation.

14. Subject: Annual Water Supply Management Report (540.08)

Recommendation: That Council:

- A. Receive a staff presentation on the annual Water Supply Management Report and take public comments on the report, if any; and
- B. Approve and adopt the City of Santa Barbara Water Supply Management Report for the 2005-2006 Water Year, finding that groundwater resources are in long-term balance under the City's program for conjunctive management of groundwater.

Documents:

December 12, 2006, report from the Public Works Director.

Speakers:

- Staff: Public Works Director Anthony Nisich, Water Resources Supervisor Bill Ferguson.

Motion:

Councilmembers Horton/Schneider to approve the recommendations.

Vote:

Unanimous voice vote.

RECESS

3:26 p.m. - 3:28 p.m. Mayor Blum recessed the meeting in order for the Council to reconvene in closed session for Item No. 16.

CLOSED SESSIONS

16. Subject: Public Employee Appointment (440.05)

Recommendation: That Council hold a closed session, pursuant to Section 54957 of the Government Code to consider a public employee appointment.

Title: Library Director.

Scheduling: Duration, 20 minutes; anytime

Report: Anticipated

Documents:

December 12, 2006, report from the City Administrator.

Time:

3:18 p.m. - 3:28 p.m.

RECESS

3:28 p.m. - 3:30 p.m. Councilmember Williams was absent when the Council reconvened in the Council chamber.

Announcement:

City Administrator James L. Armstrong reported that the Council met in closed session for Item No. 16 and said that the Council unanimously approved his appointment of Irene Macias as the Library Director effective immediately.

COMMUNITY DEVELOPMENT DEPARTMENT

15. Subject: Annexation Of 900-1100 Las Positas Road/Veronica Meadows Specific Plan (680.04)

Recommendation: That Council:

- A. Consider Alternative 1 and 2 proposed by the Applicant and choose a preferred development alternative;
- B. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Initiating the Annexation of the Veronica Meadows Specific Plan Area to the City of Santa Barbara, Adopting a Specific Plan For the Veronica Meadows Specific Plan Area (The "SP-9 Zone"), and Related Land Use Actions and Findings for Property Located at 900-1100 Las Positas Road, Assessor's Parcel Numbers 047-010-011, 047-010-016, 047-061-026 and a Portion of 047-010-053;

(Cont'd)

15. (Cont'd)

- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Making Environmental Findings and Approving a Lot Line Adjustment, Coastal Development Permit and Tentative Subdivision Map for an Application of Peak Las Positas Partners, 900-1100 Block of Las Positas Road (Veronica Meadows Specific Plan) (MST99-00608) [resolution will include Public Street Waiver if Alternative 2 is approved and a requirement that the Interior lot lines conform to the selected Alternative]; and
- D. Direct staff to prepare an easement authorizing the use of a City-owned parcel (Assessor's Parcel Number 047-010-009) for the construction of the bridge and the construction and future maintenance of the creek restoration element of the project, finding the proposed uses of the City parcel to be accessory to and compatible with the Park and Recreation uses to which the property is devoted.

The title of the ordinance and resolution were read.

Documents:

- December 12, 2006, report from the Community Development Director.
- Proposed Ordinance.
- Proposed Resolution.
- Affidavit of Publication.
- December 8, 2006, letter from South Coast Watershed Alliance.
- December 9, 2006, letter Small Wilderness Area Preserves, Inc.
- December 11, 2006, letters from Citizens Planning Association, Santa Barbara Urban Creeks Council, and Maria Gordon.
- December 12, 2006, "Responses to Public Comments" prepared and submitted by Steven Amerikaner.

Public Comment Opened:

3:32 p.m.

Speakers:

- Staff: Community Development Director Paul Casey; Associate Planner Allison DeBusk, Senior Planner Jan Hubbell, City Attorney Stephen Wiley.
- Applicant: Stephen Amerikaner.
- Members of the Public: Michael Jordan; Gary and Betty Shumaker; Patricia Foley, Braemar Ranch Homeowners Association; Maria Gordon, Small Wilderness Area Preserves, Inc.; Jeff Ruppert; Robin Smith, Braemar Ranch Homeowners Association; Robert Rice; Jo Wagner; Brian Trautwein, Environmental Defense Center; Shiva Polefka.

(Cont'd)

15. (Cont'd)

Speakers (Cont'd):

- Members of the Public (Cont'd): Ridge Baccash, Director, Braemar Ranch Homeowners Association; Walter and Inge Knapp; Keith Zandona, Citizens Planning Association; Ada Babine; Eddie Harris, Urban Creeks Council; Carleton Magonn; Steve Dunn; Gil Barry; Mickey Flacks; Scott Hosmer; David Landecker, President, Citizen's Planning Association; Mike Fealy.

Public Comment Closed:

4:43 p.m.

Motion:

Councilmembers Barnwell/Horton to approve the recommendations and select Alternative No. 2 without the emergency access road, and to remove Section 2D on Page 19 of the Resolution (to be brought back to the Council at a later date with the conditions of approval); Resolution No. 06-100.

Vote:

Majority roll call vote (Noes: Councilmembers Schneider, Williams).

ADJOURNMENT

Mayor Blum adjourned the meeting at 5:34 p.m.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER

ATTEST:

MARTY BLUM
MAYOR

BRENDA ALCAZAR, CMC
DEPUTY CITY CLERK