



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING AUGUST 20, 2024 COUNCIL CHAMBERS, 735 ANACAPA STREET & 320-A WEST ORTEGA STREET, SANTA BARBARA, CA 93101

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### CALL TO ORDER

Mayor Randy Rowse called the meeting to order at 2:00 p.m. (The Finance Committee met at 12:00 p.m. The Ordinance Committee, which ordinarily meets at 12:00 p.m., did not meet on this day.)

### PLEDGE OF ALLEGIANCE

Mayor Rowse.

### ROLL CALL

Councilmembers present: Eric Friedman, Alejandra Gutierrez, Oscar Gutierrez, Meagan Harmon, Mike Jordan, Kristen W. Sneddon, Mayor Randy Rowse.

Councilmembers absent: None.

Staff present: City Administrator Kelly McAdoo, Assistant City Attorney Tava Ostrenger, Deputy City Clerk Norma Welche.

Councilmember Meagan Harmon participated remotely from the address noted on the agenda.

### CEREMONIAL ITEMS

#### 1. **Subject: Recognition of Gary Fruin (120.04)**

Action: Mayor Rowse presented the proclamation to Gary Fruin.

Speakers:

- Members of the Public: Brian Davis; Catherine Resnak; Tim Tremblay.

## RECESS

2:19 p.m. – 2:24 p.m.

### **2. Subject: Employee Recognition – Service Award Pins (120.04)**

Recommendation: That Council authorize the City Administrator to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through August 31, 2024.

Action: City Administrator Kelly McAdoo expressed her gratitude towards all City employees that were recognized on this day. Mayor Rowse presented proclamations to Senior Maintenance Worker Brad Klein and Senior Assistant to the City Administrator Brandon Beaudette.

## CHANGES TO THE AGENDA

City Administrator Kelly McAdoo announced that the following item will not be heard at today's meeting:

### **7. Subject: Fiscal Year 2024 Fourth-Quarter Budget Adjustments (230.05)**

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Amending Resolution No. 23-076, Adopting the Budget for Fiscal Year (FY) 2024, to Approve Proposed Fourth-Quarter (Q4) Budget Adjustments to FY2024 Revenue and Expenditure Appropriations.

## CONSENT CALENDAR (Item Nos. 3-6, 8, 9, and 12)

The titles of the Ordinances and Resolutions related to the consent calendar were read.

### Motion:

Councilmembers Jordan/A. Gutierrez to approve consent item nos. 3-6, 8, 9, and 12.

### Vote:

Unanimous roll call vote.

### **3. Subject: Minutes (000.00)**

Recommendation: That Council waive reading and approve the minutes for the special meetings of July 23, 2024, July 26, 2024, and July 30, 2024; and the regular meetings of July 23, 2024, and July 30, 2024.

Action: Approved the recommendation.

**4. Subject: Affordability Covenant Amendment for the Village Apartments Property Located At 518–524 West Canon Perdido Street [Ordinance Introduction] (640.08)**

Recommendation: That Council introduce and subsequently adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Approving a Second Amendment to Affordability Control Covenant Imposed on Real Property with The Turner Foundation – Since 1958, for Property Located at 518–524 West Canon Perdido Street, and Authorizing the Community Development Director to Execute Such Amendment.

Action: Approved the recommendation (August 20, 2024, report from the Community Development Director; proposed Ordinance).

**5. Subject: Contract for Construction of the Carrillo Gymnasium Minor Renewal Project [Resolution; Agreement] (570.07)**

Recommendation: That Council:

- A. Award a contract with McGillivray Construction Inc., in the amount of \$2,111,802 for construction of the Carrillo Gymnasium Renewal Project, and authorize the Public Works Director to execute the contract and approve expenditures up to \$211,180 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;
- B. Authorize the Public Works Director to execute the First Contract Amendment with Architectural Resources Group for construction support services for the Carrillo Gymnasium Renewal Project, Contract No. 26,869, in the amount of \$72,433, for a total expenditure authority of \$155,213;
- C. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Babara Amending Resolution No. 24-066, Adopting the Budget for Fiscal Year 2025, to Reallocate Funds for the Construction of Carrillo Gymnasium Renewal Project; and
- D. Determine that the project is exempt under California Environmental Quality Act Guidelines §15301 (d) Existing Facilities and direct the filing of a Notice of Exemption in compliance with California Environmental Quality Act Guidelines § 15062.

Action: Approved the recommendations; Resolution No. 24-089; Agreement Nos. 28,556; 28,869.1 (August 20, 2024, report from the Public Works Director; proposed Resolution).

**6. Subject: Authorization to Amend the Legal Services Agreement with Richards Watson & Gershon [Resolution; Agreement] (530.01)**

Recommendation: That Council:

- A. Authorize the City Attorney to execute a second amendment to the legal services agreement with Richards Watson & Gershon, a professional corporation, relating to litigation to enforce the City's waterline easements by increasing the agreement not to exceed amount by \$170,000 (from \$70,000 to \$240,000), to be paid from funds appropriated to the Public Works Water Resources Division; and
- B. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Amending Resolution No. 24-066, Adopting the Budget for Fiscal Year 2025, to Appropriate Funds for the Small Tunnel Air Binding Project.

Action: Approved the recommendations; Resolution No. 24-090; Agreement No. 28,437.2 (August 20, 2024, report from the City Attorney; proposed Resolution).

**8. Subject: Approval of Quinn Corporation Inc., for the Maintenance, Repair, Upgrade, Rental, and New Installation of Caterpillar Generator Systems (530.01)**

Recommendation: That Council:

- A. Find it to be in the City of Santa Barbara's best interest to approve Quinn Corporation Inc., as the vendor for maintenance, repair, upgrade, rental, and new installation of Caterpillar emergency backup generators and associated systems at the City of Santa Barbara's Water Resources facilities, without bids, as authorized by Municipal Code Section 4.52.070 (k); and
- B. Authorize the Public Works Director to award purchase order contracts to Quinn Corporation Inc., for such services and equipment as needed for the next five-year period, expiring on August 19, 2029.

Action: Approved the recommendations (August 20, 2024, report from the Public Works Director).

**9. Subject: Contract Amendment for Construction Support Services for the Santa Barbara Airport South Terminal Apron Redevelopment Project [Agreement] (560.04)**

Recommendation: That Council authorize the Public Works Director to execute the Second Contract Amendment with Applied Earthworks, Inc., for archaeological and Native American monitoring services for the Santa Barbara Airport South

Terminal Apron Redevelopment Project, Contract No. 28,270, in the amount of \$19,289, for a total expenditure authority of \$139,409.

Action: Approved the recommendation; Agreement No. 28,270.2 (August 20, 2024, report from the Public Works Director).

**12. Subject: Authorization to Amend the Legal Services Agreement with Best, Best & Krieger, LLP [Agreement] (560.01)**

Recommendation: That Council authorize the City Attorney to execute an amended legal services agreement with Best, Best & Krieger, LLP to increase the not-to-exceed amount from \$85,000 to \$135,000 for special counsel services related to investigation of groundwater and communication with the Regional Water Quality Control Board regarding the same.

Action: Approved the recommendation; Agreement No. 28,561 (August 20, 2024, report from the City Attorney).

## **REPORT FROM THE FINANCE COMMITTEE**

Finance Committee Chair A. Gutierrez reported that the Committee met to discuss the priorities for the expenditure of revenue generated from the Santa Barbara essential local services measure, and they approved to forward the list for Council approval and for Council to dictate the order of priorities pending on passage of the measure by the voters.

## **GENERAL PUBLIC COMMENT**

Members of the Public: Kathy Jenega-Dykes; Clint Orr; Cy Madrone.

## **PULLED CONSENT ITEMS**

**10. Subject: Recreation Afterschool Program with Santa Barbara Unified School District [Agreement] (570.06)**

Recommendation: That Council authorize the Parks and Recreation Director to enter into an agreement with the Santa Barbara Unified School District for the Recreation Afterschool Program.

Speaker:

- Staff: Parks and Recreation Director Jill Zachary.

**11. Subject: Contracts with Santa Barbara Unified School District for Park Ranger Patrol Services and Junior High Afterschool Sports [Agreement] (570.06)**

Recommendation: That Council:

- A. Authorize the Parks and Recreation Director to enter into a six-month agreement with Santa Barbara Unified School District (SBUSD) for Park Ranger Patrol Services at SBUSD properties at a cost to SBUSD in the amount of \$17,273; and
- B. Authorize the Parks and Recreation Director to enter into a one-year agreement with Santa Barbara Unified School District (SBUSD) for the Junior High Afterschool Sports Program at SBUSD properties at a cost to the City in the amount of \$32,000.

Speakers:

- Staff: Parks and Recreation Director Jill Zachary; Chief of Police Kelly Gordon.

**13. Subject: Contract Amendment for Extra Design Services for the Via Lucero Wastewater Forcemain Replacement Project [Agreement] (540.13)**

Recommendation: That Council authorize the Public Works Director to execute the First Contract Amendment with Dudek, for extra design services for the Via Lucero Wastewater Forcemain Replacement Project, Contract No. 28,493, in the amount of \$63,648, for a total contract amount of \$319,196, and a total expenditure authority of \$344,751.

Speaker:

- Staff: Principal Engineer Ashleigh Sizoo.

Motion:

Councilmembers Friedman/Jordan to approve the staff recommendations for consent item nos. 10, 11, and 13; Agreement Nos. 28,558; 28,559; 28,560; 28,493.1.

Vote:

Unanimous roll call vote.

**COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

- Councilmember Sneddon attended the following meetings or events: 1. Historic Landmarks Commission; 2. Water Commission; 3. Sustainability Council.
- Mayor Rowse attended the following meetings or events: 1. PAL Awards; 2. Partners in Education; 3. 100<sup>th</sup> Year Anniversary at the Lobero Theater.

## CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

### CITY ADMINISTRATOR

**14. Subject: Response to the Santa Barbara County Grand Jury Report on Homeless Encampments in Santa Barbara County (150.04)**

Recommendation: The Council authorize the Mayor to send a letter of response to the Santa Barbara County Grand Jury report titled "Homeless Encampments in Santa Barbara County: Becoming Part of the Community Again."

Documents:

- August 20, 2024, report from the City Administrator.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Senior Assistant to the City Administrator Barbara Andersen.
- Members of the Public: Elizabeth Adams.

Motion:

Councilmembers Jordan/O. Gutierrez to approve the staff recommendation.

Vote:

Unanimous roll call vote.

### POLICE DEPARTMENT

**15. Subject: Response to the Santa Barbara County Grand Jury Report on Individuals in Crisis (150.04)**

Recommendation: That Council authorize the Mayor to send a letter of response to the Santa Barbara County Grand Jury Report titled "Individuals in Crisis: The Right Care at the Right Time."

Documents:

- August 20, 2024, report from the Chief of Police.

Speakers:

- Staff: Chief of Police Kelly Gordon; Commander Charles Katsapis.
- Members of the Public: None.

Councilmember O. Gutierrez was excused from the meeting at 3:37 p.m.

Motion:

Councilmembers Sneddon/Friedman to approve the staff recommendation.

Vote:

Unanimous roll call vote (Absent: Councilmember O. Gutierrez).

Councilmember O. Gutierrez returned to the meeting at 3:50 p.m.

## **MAYOR AND COUNCIL REPORTS**

**16. Subject: Request from Mayor Pro Tempore Mike Jordan and Councilmember Eric Friedman to Discuss Redevelopment of the La Cumbre Plaza Macy's into Residential Housing (170.01)**

Recommendation: That Council consider the request from Mayor Pro Tempore Jordan and Councilmember Friedman to discuss redevelopment of the La Cumbre Plaza Macy's into residential uses and other improvements and to direct staff to initiate negotiations with the project owners regarding a term sheet as a basis for a possible development agreement.

Documents:

- August 20, 2024, report from the City Administrator.

Speakers:

- Staff: Community Development Director Eli Issacson; City Planner Allison DeBusk.
- Members of the Public: Richard Appelbaum; Lisa Sands; Dianne Black; Elizabeth Adams; Leif Ourston; Pedro Toscano; Nancy Avoce; Steve Johnson; Linda Honikman; Steve Fort.

Motion:

Councilmembers Friedman/Jordan to give staff direction to have discussions with the owners of the Macy's project based on the staff memo and comments heard at this meeting, and then return at a future date with a pre-term sheet for finalization.

Vote:

Unanimous roll call vote.

## **COUNCIL AND STAFF COMMUNICATIONS**

### **COUNCILMEMBER ENGAGEMENTS**

- Councilmember Sneddon attended the following meetings or events: 1. Sadako Peace Day; 2. SB PAL Appreciation Breakfast; 3. Buena Tierra ribbon cutting; 4. Neighborhood Clinic Staff Appreciation Breakfast.

### **PUBLIC COMMENT (IF NECESSARY)**

No one wished to speak.

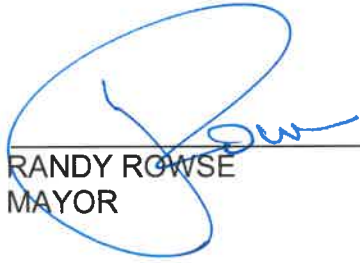
**ADJOURNMENT**

Mayor Rowse adjourned the meeting at 5:04 p.m.

Approved and adopted by the City Council of the City of Santa Barbara on September 10, 2024.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE



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RANDY ROWSE  
MAYOR

ATTEST:



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SARAH GORMAN  
CITY CLERK SERVICES MANAGER

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