



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING September 17, 2002 COUNCIL CHAMBER, DE LA GUERRA PLAZA

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### CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:00 p.m. (The Finance Committee met at 12:00 p.m. The Ordinance Committee met at 1:00 p.m.)

### PLEDGE OF ALLEGIANCE

Mayor Blum.

### ROLL CALL

Councilmembers present: H. P. Fairly, Iya G. Falcone, Babatunde Folayemi, Gregg A. Hart, Roger L. Horton, Dan B. Secord, Mayor Blum.

Councilmembers absent: None.

Staff present: City Administrator/Clerk James L. Armstrong, City Attorney Daniel J. Wallace, Deputy City Clerk Brenda Alcazar.

### CEREMONIAL ITEMS

#### Proclamations

1. SUBJECT: PROCLAMATION DECLARING THE WEEK OF SEPTEMBER 16 - 22, 2002, AS MEDICAL REHABILITATION WEEK (120.04)

ACTION: Proclamation presented to Frank Newton, Director of Public Relations, Rehabilitation Institute at Santa Barbara.

### PUBLIC COMMENT

SPEAKERS: Ken Loch and Tom Becker.

## **CONSENT CALENDAR (Item Nos. 2 – 16)**

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

### **MOTION:**

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

### **VOTE:**

Unanimous voice vote.

## **2. SUBJECT: MINUTES**

**RECOMMENDATION:** That Council waive the reading and approve the minutes of the adjourned regular meeting of August 26, 2002, the special and regular meetings of August 27, 2002, and the regular meeting of September 3, 2002 (cancelled due to lack of a quorum).

**ACTION:** Approved the recommendation.

## **3. SUBJECT: LEASE AGREEMENT WITH U.S. DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION, AT THE AIRPORT (330.04)**

**RECOMMENDATION:** That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Lease Agreement Between the City of Santa Barbara and the U.S. Department of Transportation, Federal Aviation Administration, for 1.11 Acres of Land for a Remote Transmitter/Receiver (RTR) at the Santa Barbara Municipal Airport. (Introduced on September 10, 2002)

**ACTION:** Approved the recommendation; Ordinance No. 5248; Agreement No. 20,780.

## **4. SUBJECT: CALIFORNIA SEAT BELT COMPLIANCE CAMPAIGN (520.04)**

**RECOMMENDATION:** That Council:

- A. Accept the State of California Office of Traffic Safety grant of \$19,213.21 for the California Seat Belt Compliance Campaign and authorize the Chief of Police to execute the grant agreement; and
- B. Appropriate the grant allocation of \$19,213.21 to the Miscellaneous Grant Fund.

**ACTION:** Approved the recommendations; Agreement No. 20,781 (September 17, 2002, Police Chief's report).

5. SUBJECT: TRAFFIC SAFETY GRANT FOR DUI ALCOHOL ENFORCEMENT AND EDUCATION (520.04)
- A. Accept the State of California Office of Traffic Safety Grant of \$224,000 for a Driving Under the Influence Alcohol Enforcement and Education Program and authorize the Chief of Police to execute the grant agreement; and
  - B. Appropriate the grant allocation of \$224,000 to the Miscellaneous Grant Fund.

ACTION: Approved the recommendations; Agreement No. 20,782 (Police Chief's report).

6. SUBJECT: CONTRACT FOR STRATMAN APRON AND TAXI LANE REHABILITATION PROJECT (560.04)

RECOMMENDATION: That Council:

- A. Award and authorize the Public Works Director to execute a contract with Lash Construction, Inc., in their low bid amount of \$569,276 for construction of the Stratman Apron and Taxi Lane Rehabilitation Project, Bid No. 3346, and authorize the Public Works Director to approve expenditures up to \$39,849 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 an Agreement with Shutt Moen Associates (Shutt Moen) in the amount of \$96,500 for construction support services, including materials testing, and authorize the Public Works Director to approve expenditures of up to \$9,650 for extra services of Shutt Moen that may result from necessary changes in the scope of work; and
- C. Authorize the General Services Manager to issue a Purchase Order to Applied Earthworks in the amount of \$3,149 for archaeological survey services, and authorize the General Services Manager to approve expenditures of up to \$350 for extra services of Applied Earthworks that may result from necessary changes in the scope of work.

ACTION: Approved the recommendations; Contract Nos. 20,783 and 20,784 (September 17, 2002, Public Works Director's report).

7. SUBJECT: FINAL COMMUNITY PRIORITY DESIGNATION – SANTA BARBARA CHRISTIAN SCHOOL (640.09)

RECOMMENDATION: That Council find that the proposed project by Santa Barbara Christian School (SBCS) at 3721 Modoc Road, meets a present need directly related to public health, safety or general welfare and grant the project a Final Community Priority Designation for 8,120 square feet of floor area.

ACTION: Approved the recommendation (September 17, 2002, Community Development Director's report).

8. SUBJECT: CONSULTANT SERVICES FOR EMPLOYEE MENTORING, TEAM BUILDING AND LEADERSHIP TRAINING (520.04)

RECOMMENDATION: That Council:

- A. Authorize the Chief of Police to hire Susan Berk as a consultant to assist the department in reviewing employee work environment for an amount not to exceed \$12,500; and
- B. Appropriate \$12,500 from Asset Forfeiture Funds to the Police Special Operations Account.

ACTION: Approved the recommendations (September 17, 2002, Police Chief's report).

9. SUBJECT: COASTAL CONSERVANCY GRANT FOR SHORELINE STEPS PROJECT (570.05)

RECOMMENDATION: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Authorizing Execution and Adoption of all Terms and Conditions of the California Coastal Conservancy Grant Received for the Shoreline Park Beach Access Stairway Replacement Project in the Amount of \$100,000;
- B. Authorize the Parks and Recreation Director to enter into an agreement with the California Coastal Conservancy;
- C. Increase appropriations and estimated revenues by \$100,000 in the Capital Outlay Fund for the Shoreline Steps Project funded in part by a grant from the California Coastal Conservancy; and
- D. Reprogram existing appropriations of \$100,000 in the Capital Outlay Fund for the Shoreline Steps Project to the Regulatory Signs Project for \$35,000 and the Irrigation Upgrades Project for \$65,000.

ACTION: Approved the recommendations; Resolution No. 02-109; Agreement No. 20,785 (September 17, 2002, Parks and Recreation Director's report).

10. SUBJECT: STUDY TO EVALUATE BIOSOLIDS/GREENWASTE MANAGEMENT ALTERNATIVES (630.01)

RECOMMENDATION: That Council authorize City participation in a study, jointly funded by the City, County, and other local governments and Sanitary Districts, to evaluate alternatives for regional biosolids and greenwaste management within Santa Barbara County, at a total amount not to exceed \$15,000.

SPEAKERS:

Staff: Water Resources Manager Bob Roebuck.

ACTION: Approved the recommendation (September 17, 2002, Public Works Directors' report).

11. SUBJECT: PURCHASE ORDER FOR WATER RESOURCES FIRE HYDRANT MAINTENANCE AND REPAIR PROGRAM (340.08)

RECOMMENDATION: That Council find it to be in the City's best interest to waive the formal bid process as authorized by Municipal Code Section 4.52.080 (k), and authorize the General Services Manager to issue a purchase order to Orange County Hydrant & Valve Service Company, as the single and most favorable source for providing the City with fire hydrant maintenance and repair services and materials, for a period of four (4) consecutive years. Total annual expenditures shall not exceed the Council-approved line item budget limits.

ACTION: Approved the recommendation (September 17, 2002, Public Works Director's report).

12. SUBJECT: 121 WEST MOUNTAIN DRIVE - APPROVAL OF PARCEL MAP AND EXECUTION OF AGREEMENTS (640.08)

RECOMMENDATION: That Council:

- A. Approve and authorize the City Administrator to record Parcel Map No. 20,652 by Robert and Jennifer Conrow, husband and wife, as joint tenants, for property located at 121 West Mountain Drive, APN 021-061-019, finding the map in conformance with the General Plan and applicable specific plans of the City;
- B. Approve and authorize the City Administrator to execute and record an Agreement Relating to Subdivision Map Conditions Imposed on Real Property;
- C. Approve and authorize the City Administrator to execute and record an Agreement Assigning Water Extraction Rights; and
- D. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving and Authorizing the City Administrator to Execute and Record an Agreement with Robert Conrow and Jennifer Conrow, Husband and Wife, as Joint Tenants, Assigning Water Extraction Rights to the City and Accepting Interest in Real Property Located at 121 West Mountain Drive, APN 021-061-019.

ACTION: Approved the recommendations; Resolution No. 02-110; Agreement Nos. 20,786 and 20,787 (September 17, 2002, Public Works Director's report).

13. SUBJECT: SET A DATE FOR PUBLIC HEARING

RECOMMENDATION: That Council set the date of October 1, 2002, at 2:00 p.m. for a public hearing on the Historic Landmarks Commission's recommendation that the following resources be designated as City Landmarks: the Franceschi Flame Tree, 11-15 W. Gutierrez Street, APN 037-250-011; the Francisca de la Guerra Dibblee Residence and Garden, 333 Junipero Plaza, APN 025-261-003; and the Vaughan Residence and Garden, 316 E. Los Olivos, APN 025-261-002.

ACTION: Approved the recommendation.

14. SUBJECT: SET A DATE FOR PUBLIC HEARING

RECOMMENDATION: That Council:

- A. Set the date of October 8, 2002, at 2:00 p.m. for hearing the appeal filed by Rick and Lorie Sanchez of the Architectural Board of Review Final Approval of an application for property owned by Morgan and Nancy DeLucia, and located at 398 W. Mountain Drive, APN 019-012-017, A-1 One-Family Residence Zone, General Plan Designation: Residential, One Unit per Acre. The project involves the construction of additions to an existing residence on a 1.1-acre lot located in the Hillside Design District; and
- B. Set the date of October 7, 2002, at 1:30 p.m. for a site visit to the property located at 398 W. Mountain Drive.

ACTION: Approved the recommendations (August 28, 2002, letter of appeal).

NOTICES

- 15. The City Clerk has on Thursday, September 12, 2002, at 3:00 p.m. 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. Cancellation of the regular Redevelopment Agency meeting of September 17, 2002, at 2:00 p.m. due to lack of business. (620.01)

This concluded the Consent Calendar.

**FINANCE COMMITTEE AND ORDINANCE COMMITTEE REPORTS**

FINANCE COMMITTEE

- 17. SUBJECT: SPECIAL FINANCE COMMITTEE AGENDA, SEPTEMBER 17, 2002, 12:00 P.M., IN ROOM 15 (120.03)
  - A. Interim Financial Statements for the Year Ended June 30, 2002/Impacts of State Budget on Local Government (see Council Agenda Item No. 19);
  - B. Supplemental Appropriation Requests for Fiscal Year 2003; and
  - C. Requests from Outside Organizations.
- 18. SUBJECT: REPORT FROM THE FINANCE COMMITTEE

ACTION: Finance Committee Chair Dan Secord reported that the Committee met to review the Interim Financial Statements for the Year Ended June 30, 2002, discussed the impacts of the State Budget and supplemental appropriation requests for Fiscal Year 2003, and listened to requests from Outside Organizations. Assistant Finance Director Robert Samario reported that the supplemental requests will be brought to the Council next week and the requests from outside organizations will be brought to the Council on October 1.

19. SUBJECT: INTERIM FINANCIAL STATEMENTS FOR THE YEAR ENDED JUNE 30, 2002 (250.02)

RECOMMENDATION: That Council:

- A. Accept the fiscal year 2002 Interim Financial Statements for the year ended June 30, 2002; and
- B. Hear a report from staff on the impacts of the recently adopted State budget on local government and the City of Santa Barbara.

DOCUMENTS:

September 17, 2002, Finance Director's report.

SPEAKERS:

Staff: Assistant Finance Director Robert Samario, Finance Director Robert Peirson.

MOTION:

Councilmembers Secord/Horton to approve the recommendations.

VOTE:

Unanimous voice vote.

#### ORDINANCE COMMITTEE

20. SUBJECT: ORDINANCE COMMITTEE AGENDA, SEPTEMBER 17, 2002, 1:00 P.M., IN COUNCIL CHAMBER (120.03)
- A. Adoption of the Uniform Fire Code with Local Amendments; and
  - B. Adoption of the 2001 California Code of Regulations and 1997 Uniform Building Code Ordinance.

21. SUBJECT: REPORT FROM THE ORDINANCE COMMITTEE

ACTION: Ordinance Committee Chair Gregg Hart reported that the Committee met to discuss the proposed revisions to the Uniform Fire Code and the Uniform Building Code Ordinances and voted to forward them with a positive recommendation to the Council.

#### **ORDINANCES FOR INTRODUCTION**

22. SUBJECT: REPEAL OF CHAPTER 9.38, HOTEL REGISTERS (800.01)

RECOMMENDATION: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara to Repeal Chapter 9.38 of the Municipal Code Regarding Hotel Registers.

(Cont'd)

22. (Cont'd)

DOCUMENTS:

- September 17, 2002, City Attorney's report.
- Proposed Ordinance.

SPEAKERS:

Staff: Deputy City Attorney Michelle Montez.

MOTION:

Councilmembers Secord/Fairly to approve the recommendation.

VOTE:

Unanimous voice vote.

23. SUBJECT: REVISIONS TO THE MUNICIPAL CODE TO PROVIDE FOR THE NEW SOLID WASTE COLLECTION AND DISPOSAL AGREEMENTS (630.01)

RECOMMENDATION: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Sections 7.16.010, 7.16.021, 7.16.180, 7.16.250, 7.16.270, 7.16.280, and 7.16.310 of the Santa Barbara Municipal Code Relating to the Collection of Refuse by Contractors.

DOCUMENTS:

- September 17, 2002, City Attorney's report.
- Proposed Ordinance.

SPEAKERS:

Staff: Assistant City Attorney I William Carroll.

MOTION:

Councilmembers Secord/Falcone to approve the recommendation.

VOTE:

Unanimous voice vote.

24. SUBJECT: AMENDMENT TO MUNICIPAL CODE SECTION 10.60.015 – REDUCE PRIMA FACIE SPEED LIMIT ON ONTARE ROAD, SUNSET DRIVE TO STATE STREET (530.05)

RECOMMENDATION: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Section 10.60.015 of the Municipal Code Reducing the Prima Facie Speed Limit on Ontare Road From Sunset Drive to State Street From 30 to 25 Miles Per Hour.

(Cont'd)

24. (Cont'd)

**DOCUMENTS:**

- September 17, 2002, Public Works Director's report.
- Proposed Ordinance.

**SPEAKERS:**

Staff: Transportation Operations Parking Manager George Gerth.

**MOTION:**

Councilmembers Secord/Horton to approve the recommendation.

**VOTE:**

Unanimous voice vote.

**ADMINISTRATIVE AND ATTORNEY REPORTS**

PUBLIC WORKS DEPARTMENT

25. SUBJECT: ADOPTION OF PROPOSED POLICIES, PRINCIPLES, GOALS AND STRATEGIES FOR THE CITY SOLID WASTE PROGRAM (630.01)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara to Adopt Policies, Principles, Goals and Strategies for the City of Santa Barbara Solid Waste Program.

**DOCUMENTS:**

- September 17, 2002, Public Works Director's report.
- September 17, 2002, PowerPoint presentation made by staff.
- Proposed Resolution.

**SPEAKERS:**

- Staff: Principal Civil Engineer Homer Smith, Solid Waste Specialist Steve MacIntosh.
- Members of the Public: Phil Demery, Public Works Director, County of Santa Barbara; Darrell Reno, BFI; Brian Trautwein, Environmental Defense Center.

**MOTION:**

Councilmembers Hart/Secord to approve the recommendation with a revision to the resolution and policy statement adding the sentence "Whereas the City of Santa Barbara is working to be the recycling leader of the State of California"; Resolution No. 02-111.

**VOTE:**

Unanimous roll call vote.

**MAYOR AND COUNCIL MATTERS**

26. SUBJECT: NATIONAL LEAGUE OF CITIES MEETING (180.01)

RECOMMENDATION: That Council, at the request of the National League of Cities, designate Voting and Alternate Voting Delegates for the League's Annual Business Meeting, to be held December 7, 2002, at the Congress of Cities in Salt Lake City, Utah.

DOCUMENTS:

August 14, 2002, letter from the National League of Cities.

ACTION:

Councilmember Falcone was designated as the Voting Delegate;  
Councilmember Fodayemi was designated as the Alternate Voting Delegate.

**ADJOURNMENT**

Mayor Blum adjourned the meeting at 3:19 p.m.

SANTA BARBARA CITY COUNCIL

MABI COVARRUBIAS PLISKY, CMC  
CITY CLERK SERVICES MANAGER

ATTEST:

\_\_\_\_\_  
MARTY BLUM  
MAYOR

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BRENDA ALCAZAR  
DEPUTY CITY CLERK