



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING July 18, 2006 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the joint meeting of the Council and the Redevelopment Agency to order at 2:01 p.m. (The Ordinance Committee and Finance Committee, which ordinarily meet at 12:30 p.m. and 1:00 p.m., respectively, did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

Councilmembers present: Iya G. Falcone, Roger L. Horton, Grant House, Helene Schneider, Das Williams, Mayor Blum.

Councilmembers absent: Brian B. Barnwell.

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

PUBLIC COMMENT

Speakers: Lazarus, Jane Brown.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Councilmember Horton commented on his attendance at the following: 1) the Interfaith Clergy Community of Santa Barbara meeting; and 2) a seminar sponsored by Community Environmental Council.

(Cont'd)

Information (Cont'd):

- Councilmember Falcone congratulated Councilmember Barnwell on his wedding and spoke about the following: 1) a retreat held by the Parks and Recreation Community Foundation; 2) a letter of recognition she presented to Ernie Villegas, former Southern California Edison District Representative; and 3) that Aldo's Restaurant will be donating 10% of their proceeds today to the Legal Aid Foundation.
- Councilmember Williams reported on his attendance at the following: 1) the integration meeting of the Cachuma Operation and Maintenance Board and the Cachuma Conservation Release Board; and 2) the seminar sponsored by the Community Environmental Council.
- Councilmember Schneider spoke about the following: 1) the Council Subcommittee meeting on the advisory group process; 2) the Poodle Parade; 3) the Leadership Council of the Ten-Year Plan to End Chronic Homelessness meeting; 4) Metropolitan Transit District Board meeting; and 5) the passing of John Paine.
- Councilmember House reported on the following: 1) the pre-Fiesta Tea at Casa De la Guerra; and 2) that he and Councilmembers Schneider and Williams took a walk around the eastside.
- Mayor Blum spoke about her attendance at the Sister Cities 50th Year celebration in Washington, DC.

CONSENT CALENDAR (Item Nos. 1 – 5, 7 and 8)

The titles of the ordinances related to Item No. 3 were read.

Motion:

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

Vote:

Unanimous roll call vote (Absent: Councilmember Barnwell).

1. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the special and regular meetings of June 27, 2006, and the regular meeting of July 4, 2006 (cancelled due to lack of a quorum).

Action: Approved the recommendation.

2. Subject: Cooperative Fire Protection Agreement (520.03)

Recommendation: That Council authorize the Fire Chief to execute the Cooperative Fire Protection Agreement between the City of Santa Barbara and the U. S. Forest Service.

Action: Approved the recommendation; Agreement No. 22,164 (July 18, 2006, report from the Fire Department).

3. Subject: Adoption Of Ordinances For Lease Agreement With BDC Gateway (330.04)

Recommendation: That Council:

- A. Adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Fifty-Year Ground Lease Dated August 17, 2006, Between the City of Santa Barbara and BDC Gateway Associates, LLC, a California Limited Liability Company, for Construction and Management of 160,000 Square Feet of Commercial/Industrial Space at 6100 Hollister Avenue, at the Santa Barbara Airport;
- B. Adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Fifty-Year Ground Lease Dated August 17, 2006, Between the City of Santa Barbara and BDC Gateway Retail, LLC, a California Limited Liability Company, for Construction and Management of 20,000 Square Feet of Service Retail Space at 6100 Hollister Avenue, at the Santa Barbara Airport; and
- C. Adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Non-Disturbance, Attornment and Amendment Agreement With Wells Fargo Bank Northwest, National Association, a National Banking Association, the City of Santa Barbara, BDC Gateway Associated, LLC., Citrix Systems, Inc., a Delaware Corporation, and BA Leasing BSC, LLC, a Delaware Limited Liability Company, Effective Upon Recordation of the Memorandum of Lease and Providing Mortgagee Protections to BA Leasing for the Financing of the Project Improvements.

Action: Approved the recommendations; Ordinance Nos. 5391 - 5393; Agreement Nos. 22,160 and 22,161 (Recommendations A and B).

4. Subject: Contract For Construction Of The Mason Street Pedestrian Bridge At Sycamore Creek (530.04)

Recommendation: That Council:

- A. Authorize the Public Works Director to execute a contract with Schock Contracting Corporation (Schock) in their low bid amount of \$385,520, for construction of the Mason Street Pedestrian Bridge at Sycamore Creek, Bid No. 4494, and authorize the Public Works Director to approve expenditures up to \$38,552 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; and
- B. Authorize the Public Works Director to execute a contract with Harris and Associates (Harris) in the amount of \$29,040, for construction support services and testing, and authorize the Public Works Director to approve expenditures of up to \$2,900 for extra services of Harris and Associates that may result from necessary changes in the scope of work.

(Cont'd)

4. (Cont'd)

Speakers:

Staff: Assistant Public Works Director/City Engineer Pat Kelly.

Action: Approved the recommendations; Contract Nos. 22,162 and 22,163 (July 18, 2006, report from the Public Works Director).

5. Subject: Set A Date For Public Hearing Regarding Appeal Of Historic Landmarks Commission Denial For Granada Theatre

Recommendation: That Council set the date of September 12, 2006, at 2:00 p.m. for hearing the appeal filed by Stephen Metsch, Architect, representing the Santa Barbara Center for the Performing Arts, of the Historic Landmarks Commission denial of an application for the Granada Theatre property located at 1214 State Street, Assessor's Parcel No. 039-183-019, C-2 Commercial Zone, General Plan Designation: General Commerce. The project involves the partial rehabilitation of, and modifications to, the theatre, and the appeal concerns the Commission's denial of proposed bronze front entrance doors.

Action: Approved the recommendation (July 6, 2006, letter of appeal).

Item No. 6 appears in the Redevelopment Agency minutes.

NOTICES

7. The City Clerk has on Thursday, July 13, 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.
8. A City Council site visit is scheduled for Monday, July 24, 2006, at 1:30 p.m. to the property located at 85 N. La Cumbre Road, which is the subject of a public hearing set for July 25, 2006, at 6:00 p.m.

This concluded the Consent Calendar.

Item Nos. 9 and 10 appear in the Redevelopment Agency minutes.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

11. Subject: Pedestrian Master Plan Approval (650.06)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara (City) Adopting the 2006 Pedestrian Master Plan.

Documents:

- July 18, 2006, report from the Public Works Director.
- April 2006 Pedestrian Master Plan.
- Proposed Resolution.
- July 17, 2006, letter from Santa Barbara Safe Streets.

The title of the resolution was read.

Speakers:

- Staff: Public Works Director Tony Nisich, Supervising Transportation Planner Rob Dayton, Transportation Manager Browning Allen, City Attorney Stephen Wiley.
- Transportation and Circulation Committee: Chair Keith Coffman-Grey.

Motion:

Councilmembers Horton/Falcone to approve the recommendation;
Resolution No. 06-065.

Vote:

Unanimous roll call vote (Absent: Councilmember Barnwell).

MAYOR AND COUNCIL REPORTS

12. Subject: Designation Of Voting Delegate And Alternate For 2006 League Annual Conference To Be Held September 6-9 In San Diego (180.01)

Recommendation: That Council designate a voting delegate and a voting alternate for the League of California Cities 2006 Annual Conference scheduled for Wednesday, September 6, through Saturday, September 9, 2006, in San Diego.

Documents:

June 7, 2006, letter from the League of California Cities.

(Cont'd)

12. (Cont'd)

Motion:

Councilmember Schneider/Mayor Blum to designate Councilmember Falcone as the voting delegate for the League of California Cities 2006 Annual Conference.

Vote:

Unanimous voice vote (Absent: Councilmember Barnwell).

By consensus, the Council designated Councilmember Schneider as the alternate voting delegate.

RECESS

Mayor Blum recessed the meeting at 3:42 p.m. in order for the Council to reconvene in closed session for Item No. 13. City Attorney Wiley stated there would be no reportable action taken during the closed session.

CLOSED SESSIONS

13. Subject: Conference with Legal Counsel - Anticipated Litigation (160.03)

Recommendation: That Council hold a closed session to consider anticipated litigation pursuant to subsection (c) of section 54956.9 of the Government Code and take appropriate action as needed. There is significant exposure to litigation: one potential case.

Scheduling: Duration, 20 minutes; anytime

Report: None anticipated

Documents:

July 18, 2006, report from the City Attorney.

Time:

3:44 p.m. - 4:48 p.m.

No report made.

ADJOURNMENT

Mayor Blum adjourned the meeting at 4:48 p.m. in memory of John Henry Paine to Monday, July 24, 2006, at 1:30 p.m. for a site visit to the property located at 85 N. La Cumbre Road.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER

ATTEST:

MARTY BLUM
MAYOR

BRENDA ALCAZAR, CMC
DEPUTY CITY CLERK