



## **CITY OF SANTA BARBARA CITY COUNCIL MINUTES**

**REGULAR MEETING  
JULY 11, 2017  
COUNCIL CHAMBER, 735 ANACAPA STREET**

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### **CALL TO ORDER**

Mayor Helene Schneider called the meeting to order at 2:00 p.m. (The Finance Committee and Ordinance Committee which ordinarily meet at 12:30 p.m., did not meet.)

### **PLEDGE OF ALLEGIANCE**

Mayor Schneider.

### **ROLL CALL**

Councilmembers present: Jason Dominguez, Gregg Hart, Frank Hotchkiss, Cathy Murillo, Randy Rowse, Bendy White, Mayor Schneider.

Councilmembers absent: None.

Staff present: City Administrator Paul Casey, City Attorney Ariel Pierre Calonne, Deputy City Clerk Monday Fitz-Gerald.

### **CALL TO ORDER**

### **PLEDGE OF ALLEGIANCE**

### **ROLL CALL**

### **CEREMONIAL ITEMS**

**1. Subject: Employee Recognition – Service Award Pins (410.01)**

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 July 31, 2017.

Documents:

July 11, 2017, report from the Administrative Services Director.

Speakers:

Staff: City Administrator Paul Casey.

By consensus, the Council approved the recommendation and the following employees were recognized:

5-YEARS

Nels Anderson, Maintenance Supervisor II, Waterfront Department

Amanda Henderson, Administrative Analyst II, Parks and Recreation Department

Jessica Martinez, Administrative Specialist, Parks and Recreation Department

10-YEARS

Robert "Cameron" Benson, Creeks Restoration/Clean Water Manager,  
Parks and Recreation Department

Brian D'Amour, City Engineer, Public Works Department

James "Jim" Dewey, Streets Operations & Infrastructure Manager, Public Works  
Department

Yesenia Gomez, Human Resources Assistant, Administrative Services Department

Daniel Gullett, Supervising Transportation Planner, Public Works Department

Jose Zarate, Streets Maintenance Worker II, Public Works Department

20-YEARS

Stephen Corral, Water/Wastewater Maintenance Planner/Scheduler,  
Public Works Department

Robert "Bob" Kendall, Fire Captain, Fire Department

Robert "Rob" Oshiro, Fire Engineer, Fire Department

Joseph "Joe" Tieso, Fire Captain, Fire Department

30-YEARS

Jose Yanez, Accounting Assistant, Finance Department

## **PUBLIC COMMENT**

Speakers: Clint Orr; Scott Raskamp, Equity for Santa Barbara; Lee Muldaver, Citizens Planning Association.

## **CONSENT CALENDAR (Item Nos. 2-14)**

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

**Motion:**

Councilmembers Murillo / Hotchkiss to approve the Consent Calendar as recommended.

**Vote:**

Unanimous roll call vote.

**2. Subject: Adoption Of An Ordinance To Sell Exclusive Right To Repurchase 420 East De La Guerra Street (Presidio Park Apartments) (330.01)**

Recommendation: That Council adopt, by reading of title only, An Ordinance Of The Council Of The City Of Santa Barbara Approving the Sale of the Exclusive Right to Repurchase Property Located at 420 East De La Guerra Street to Presidio Park, LP, for the Amount of \$12,029,200; Approving A Loan to Presidio Park, LP in the Amount of \$11,197,900 Secured by a First Deed of Trust Recorded on the Property; Approving an Affordability Control Covenant Imposed on Real Property; and Authorizing the Community Development Director to execute such Agreements and Related Documents as Necessary.

Action: Approved the recommendation; Ordinance No. 5794; Agreement No. 25,934.

**3. Subject: Introduction Of Ordinance Establishing Speed Limits (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 Chapter 10.60 of the Santa Barbara Municipal Code by Revising Section 10.60.015 and Establishing Prima Facie Speed Limits on Certain Portions of Carrillo Street, Fairview Avenue, Gutierrez Street, Samarkand Drive, San Pascual Street, and Santa Barbara Street.

Action: Approved the recommendation (July 11, 2017, report from the Public Works Director, proposed ordinance).

**4. Subject: Introduction Of Ordinance For A Second Amendment To First Class Concessions Food And Beverage Agreement At The Airport (560.01)**

Recommendation: That Council introduce and subsequently adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Approving and Authorizing the Airport Director to execute a second amendment to Concession Agreement 23,445 with First Class Concessions, a California Corporation, amending the "Term" and "Mid-Term Refurbishment" provisions to extend the expiration by five (5) years to August 31, 2026, and add a requirement for rebranding of the Airline Terminal full-service restaurant at Santa Barbara Airport, as well as update language required by the Federal Aviation Administration regarding persons with disabilities.

Action: Approved the recommendation (July 11, 2017, report from the Airport Director, proposed ordinance).

**5. Subject: Resolution For Acceptance Of Easements At 311 West De La Guerra Street For The De La Guerra Street Bridge Replacement Project (330.03)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara to Acquire and Accept Permanent and Temporary Construction Easements, Located at 311 West De La Guerra Street, and Authorizing the City Administrator to Execute the Purchase Agreement and Related Documents as Necessary, in a Form Approved by the City Attorney.

Action: Approved the recommendation; Resolution No. 17-066; Agreement No. 25,919; Deed Nos. 61-503, 61-504 (July 11, 2017, report from the Public Works Director, proposed resolution).

**6. Subject: Designation Of Voting Delegate For League Of California Cities Annual Conference (170.01)**

Recommendation: That Council designate a voting delegate and up to 2 alternates to represent the City of Santa Barbara at the League of California Cities Annual Meeting September 13 – 15, 2017.

Action: Approved the recommendation (July 11, 2017, report from the City Administrator).

**7. Subject: Grant Agreement With South Coast Community Media Access Center (510.04)**

Recommendation: That Council authorize the Finance Director to execute a grant agreement, in a form acceptable to the City Attorney, with the South Coast Community Media Access Center for management of the public and educational access television channels in an amount of \$313,100 plus an amount for public, educational and government access (PEG) capital expenditures equal to 50% of the actual PEG fees received by the City in Fiscal Year 2018.

Action: Approved the recommendation; Agreement No. 25,920 (July 11, 2017, report from the Finance Director).

**8. Subject: Amendment Of Agreement – Kasraie Consulting For Floodplain Management Services (610.01)**

Recommendation: That Council approve the Amendment to Agreement 21600074 and the associated contract with Kasraie Consulting by \$15,000 for a total amount of \$50,000.

Action: Approved the recommendation; Agreement No. 25,921 (July 11, 2017, report from the Community Development Director).

**9. Subject: Amendment Of Agreement – Increase Of Contract With Bureau Veritas For Plan Review Services (610.01)**

Recommendation: That Council approve the Amendment to Agreement 25,387 and the associated contract with Bureau Veritas by \$55,000 for a total amount of \$319,000.

Action: Approved the recommendation; Agreement No. 25,387.4 (July 11, 2017, report from the Community Development Director).

**10. Subject: Amendment Of Agreement – Increase Of Contract With California Code Check For Plan Review Services (610.01)**

Recommendation: That Council approve the Amendment to Agreement 21500032 and the associated contract with California Code Check by \$15,000 for a total amount of \$255,000.

Action: Approved the recommendation; Agreement No. 25,922 (July 11, 2017, report from the Community Development Director).

**11. Subject: Contract For Construction Of The Downtown Parking Attendant Kiosk In The Victoria Parking Lot, And Right Of Way Improvements At 1220 Chapala Street (550.05)**

Recommendation: That Council award a contract with Lash Construction, Inc., in their low bid amount of \$182,948.00 for construction of a new Downtown Parking Attendant Kiosk at the City's Victoria Parking Lot, and Right of Way Improvements at 1220 Chapala Street, Bid No. 3689; and authorize the Public Works Director to execute the contract and approve expenditures up to \$27,442.20 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.

Action: Approved the recommendation; Agreement No. 25,923 (July 11, 2017, report from the Public Works Director).

**12. Subject: Traffic Signal And Lighting Standard Equipment List (530.05)**

Recommendation: That Council find it to be in the City's best interest to approve equipment standardization for Traffic Signal and Street Light Equipment for the next five-year period, in accordance with Section 4.52.070 (k) and (l) of the Municipal Code.

Action: Approved the recommendation (July 11, 2017, report from the Public Works Director).

**13. Subject: Rejection Of The Montecito-Yanonali Street Bridge Replacement And Sidewalk Infill Project Bids (530.04)**

Recommendation: That Council reject all bids for construction of the Montecito-Yanonali Street Bridge Replacement and Sidewalk Infill Project, and direct staff to re-bid the project.

Action: Approved the recommendation (July 11, 2017, report from the Public Works Director).

**14. Subject: Agreement With Santa Barbara County Sheriff's Department To Provide For Additional Law Enforcement Services At Special Events (520.04)**

Recommendation: That Council authorize the Chief of Police or her designee to execute a one year agreement with the Santa Barbara County Sheriff's Department to provide law enforcement services at special events which attract such large numbers of persons and vehicles that additional assistance from outside law enforcement agencies is required to provide for community safety, at a cost equal to the salary of the actual employee hired at an overtime rate plus an overhead rate of 12.8%, and \$1.36 per hour for associated administrative

costs, as detailed in Exhibit E of the agreement; the expiration date of this contract is June 30, 2018.

Speaker: Member of the Public: Phil Walker

Action: Approved the recommendation; Agreement No. 25,924 (July 11, 2017, report from the Chief of Police).

## NOTICES

15. Subject: The City Clerk has on Thursday, July 6, 2017, 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. (000.00)

This concluded the Consent Calendar.

## **CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS**

### CITY ATTORNEY

16. **Subject: Final Pre-Enforcement Status Report, Proposed Amendments to Oversized Vehicle Parking Ordinance and Related Fee Resolution (550.01)**

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Section 10.44.220 of the Santa Barbara Municipal Code with Respect to Restriction of Oversized Vehicle Parking; and
- B. That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 17-058 To Adopt New and Revised Downtown Parking Fees, Including Fees for Oversized Vehicle Parking Permits.

#### Documents:

- July 11, 2017, report from the City Attorney.
- Proposed ordinances.
- PowerPoint presentation prepared and presented by staff.
- Email from Jim Suttle dated July 7, 2017.
- Email from Mark Danielson dated July 7, 2017.
- Email from Mitch Cokeley dated July 8, 2017.
- Email from Dan Kronstadt dated July 8, 2017 at 10:05 a.m.
- Email from Dan Kronstadt at dated July 8, 2017 12:44 p.m.
- Email from Ken Bachmeier dated July 11, 2017 at 6:59 a.m.
- Email from Ken Bachmeier dated July 11, 2017 at 7:10 a.m.
- Email from Jamie Rosenthal dated July 11, 2017.
- Email from Steve Close dated July 11, 2017.

The titles of the ordinances were read.

**Speakers:**

- Staff: City Attorney Ariel Calonne, Parking Superintendent Victor Garza, Police Captain William Marazita; Principal Traffic Engineer Derrick Bailey
- Members of the Public: Ken Oplinger, Chamber of Commerce; Jason Tapia, Business Owner; Peter Merin; Elaine Levasseur, Santa Barbara Contractors Association; Deborah Lynch; Martin Lynch; Kirsten McLaughlin, Cox Communications; Christopher Voss, Commercial Fisherman; Fred Sweeney, Upper East; Natasha Todorovic; Elizabeth Wilson; Theo Kracke; Jason Copus; Samuel Guzman, Stables; Robert Becerra.

**Motion:**

Councilmembers Rowse/Hotchkiss to approve as recommended, changing the fee for business licenses to \$100 per parking permit for the first oversized vehicle and \$50 for each additional oversized vehicle per business license; Resolution No. 17-067.

**Vote:**

Majority roll call vote (Noes: Councilmembers Hart, Murillo).

City Attorney Ariel Calonne was excused from the meeting at 4:09 p.m.

**RECESS**

4:09 p.m. – 4:21 p.m.

Acting City Attorney Scott Vincent was present at the Council meeting at 4:21 p.m.

**COMMUNITY DEVELOPMENT DEPARTMENT**

**17. Subject: New Zoning Ordinance (610.01)**

**Recommendation: That Council:**

- A. Make the environmental findings contained in this Council Agenda Report;
- B. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending the Municipal Code by Amending Title 1 (General Provisions), Title 4 (Revenue, Finance and Purchasing), Title 5 (Business Taxes and Permits), Title 6 (Animal Control), Title 7 (Sanitation), Title 8 (Fire and Protection), Title 9 (Public Peace and Safety), Title 10 (Transportation and Parking), Title 15 (Recreation, Beaches and Parks), Title 22 (Environmental Policy and Construction), Title 26 (Housing Regulations), Title 27 (Subdivisions), Title 28 (Coastal Zoning Ordinance), Title 29 (Airport Zoning), and Adding Title 30 (Inland Zoning Ordinance), in order to Implement the New Zoning Ordinance;

- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving a General Plan Map Amendment for the Properties at 1250 Las Positas Road;
- D. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting an Amendment to Specific Plan No. 1 (Park Plaza) to Incorporate Changes Resulting from the New Zoning Ordinance, and Rescinding Resolution Nos. 81-092 and 94-030;
- E. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Adopting an Amendment to Specific Plan No. 2 (Cabrillo Plaza) to Incorporate Changes Resulting from the New Zoning Ordinance, and Rescinding Resolution No. 83-155;
- F. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Adopting an Amendment to Specific Plan No. 4 (Rancho Arroyo) to Incorporate Changes Resulting from the New Zoning Ordinance, and Rescinding Resolution Nos. 84-177, 86-160, 95-084, and 16-025;
- G. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Adopting an Amendment to Specific Plan No. 6 (Airport Industrial Area) to Incorporate Changes Resulting from the New Zoning Ordinance, and Rescinding Resolution Nos. 97-132 and 98-114;
- H. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Adopting an Amendment to the Administrative Procedures for the Implementation of the General Plan Growth Management Program and the City Traffic Management Strategy to Ensure Consistency with the New Zoning Ordinance, and Rescinding Resolution No. 13-010;
- I. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Establishing Categories of Parks and Recreation Facilities and Assigning Existing Parks and Recreation Facilities to those Categories, and Rescinding Resolution No. 97-140;
- J. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Adopting an Amendment to Rules and Regulations Pertaining to the Protection and Enhancement of Solar Access in the City of Santa Barbara, and Rescinding Resolution No. 16-166;
- K. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Adopting an Amendment to Fence and Hedge Guidelines, and Rescinding Resolution No. 14-052;
- L. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Adopting an Amendment to the Standards and Procedures to Implement Numerical Limits on the Conversion of Apartments to Condominiums, Community Apartments, and Stock Cooperatives to Ensure Consistency with the New Zoning Ordinance, and Rescinding Resolution No. 91-137; and
- M. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Authorizing the City Administrator to Make Minor Text and Reference Changes to Design Guidelines to Ensure Consistency with the New Zoning Ordinance.

**Documents:**

- July 11, 2017, report from the Community Development Director.
- Proposed ordinance.
- Proposed resolutions.
- PowerPoint presentation prepared and presented by staff.
- Feedback Form from Janette Johnson dated July 5, 2017, 9:38 pm.
- Feedback Form from Janette Johnson dated July 5, 2017, 9:54 pm.
- Letter from Huffman dated July 6, 2017.
- Letter dated July 1, 2017 signed by, Patricia Hahn; second signature, illegible; third signature, illegible; Gail Lieger; Bill Hannahan.

The titles of the ordinance and resolutions were read.

**Speakers:**

- Staff: City Planner Renee Brooke; Senior Planner Danny Kato;
- Planning Commission: Commissioner Jay Higgins.
- Consultant: Principal Planner Martha Miller, RPM Design Group.
- Members of the Public: Jarrett Gurin, Vanguard Plumbing; Fred Sweeney, Upper East; Bonnie Raisin; Samuel Guzman, Stables & California Mobile Vending Association; Ken Oplinger, Chamber of Commerce; Dudley Michael; Kurt Huffman.

**Motion:**

Councilmembers Hotchkiss/Rowse to approve as recommended with the addition of restricting small markets in residential areas; Resolution Nos. 17-068 – 17-078.

**Vote:**

Unanimous roll call vote.

**COUNCIL AND STAFF COMMUNICATIONS**

**COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

**Information:**

- Councilmember Murillo attended: 1. Festivals and Events Committee Grant Proposal interviews; 2. Pre-Fiesta tea along with Mayor Schneider by Native Daughters of the Golden West; 3. Community Action Commission hearing last week.
- Councilmember Hotchkiss attended the 4<sup>th</sup> of July Parade.
- Councilmember Dominguez spoke with Michael Baker from Camp Whittier and Boys and Girls Club regarding the fire and the importance of fire abatement.
- Mayor Schneider: 1. thanked the fire crews fighting the Whittier fire; 2. attended the Fourth of July fireworks on the beach; 3. Took a tour of the new Direct Relief construction site.

**RECESS**

Mayor Schneider recessed the meeting at 6:16 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 18. She stated that no reportable action is anticipated.

**CLOSED SESSIONS**

**18. Subject: Public Employee Performance Evaluation – Government Code Section 54957 (170.01)**

Recommendation: That Council hold a closed session for a Public Employee Performance Evaluation per Government Code Section 54957.

Title: City Administrator  
Scheduling: Duration, 40 minutes; anytime  
Report: None anticipated

Documents:  
July 11, 2017, report from Mayor Schneider.

Time:  
6:20 p.m. – 6:55 p.m.

No report made.

**ADJOURNMENT**

Mayor Schneider adjourned the meeting at 6:55 p.m.

Approved and adopted by the City Council of the City of Santa Barbara on September 12, 2017.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE



ATTEST: 

HELENE SCHNEIDER  
MAYOR

SARAH GORMAN  
CITY CLERK SERVICES MANAGER