



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING March 14, 2006 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:00 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: Brian B. Barnwell, Roger L. Horton, Grant House, Das Williams, Mayor Blum.

Councilmembers absent: Iya G. Falcone, Helene Schneider.

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

CEREMONIAL ITEMS

1. Subject: Letter Of Recognition Honoring Patrick H. Davis (120.04)

Action: Letter of Recognition presented to Patrick H. Davis, and Poet Laureate Barry Spacks recited a poem.

2. Subject: Proclamation Declaring March 2006 As American Red Cross Month (120.04)

Action: Proclamation presented to Roy Dugger, Director of the American Red Cross, Santa Maria District Office.

3. Subject: Proclamation Declaring March 2006 As Mediation Month (120.04)

Action: Proclamation presented to Rental Housing Mediation Task Force member Rey Ybarra.

PUBLIC COMMENT

Speakers: Michael Self and Dr. Linda Phillips.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Councilmember Horton commented on the 64th Annual Man and Woman of the Year Awards ceremony.
- Councilmember Williams mentioned his participation in the Santa Barbara County Firefighters extraction drill.
- Councilmember House reported on his attendance at the South Coast Homeless Advisory Committee of Santa Barbara County meeting and the Civil Service Commission meeting.
- Mayor Blum spoke about her attendance at a press conference to kick off Santa Barbara's Ten-Year Plan to End Chronic Homelessness.

CONSENT CALENDAR (ITEM NOS. 4 – 15)

The title of the resolution related to Item No. 5 of the Consent Calendar was read.

Motion:

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

Vote:

Unanimous roll call vote (Absent: Councilmembers Falcone, Schneider).

4. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the special meeting of February 27, 2006, and the regular meeting of February 28, 2006.

Action: Approved the recommendation.

5. Subject: Records Destruction For Airport Department (160.06)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Relating to the Destruction of Records Held by the Airport Department in the Property Management and Operations Divisions.

Action: Approved the recommendation; Resolution No. 06-014 (March 14, 2006, report from the Airport Director; proposed resolution).

6. Subject: Contract For Independent Audit Services For The City's Annual Financial Statements For The Fiscal Years Ending June 30, 2006, 2007, And 2008 (250.02)

Recommendation: That Council authorize the Finance Director to execute a professional services contract with Caporicci & Larson, Certified Public Accountants, for the audit of the City's annual financial statements for the Fiscal Years ending June 30, 2006, 2007, and 2008, for an amount not to exceed \$186,250.

Action: Approved the recommendation; Contract No. 21,950 (March 14, 2006, report from the Finance Director).

7. Subject: Lease Agreement With Coastal Treasures (330.04)

Recommendation: That Council approve a five-year lease with Leather Depot, Inc., doing business as Coastal Treasures, at a monthly rent of \$2,200, subject to annual CPI increases, for a 610 square-foot second-floor retail store carrying jewelry, handcrafted merchandise and leather goods at 217-E Stearns Wharf.

Action: Approved the recommendation; Agreement No. 21,951 (March 14, 2006, report from the Waterfront Director).

8. Subject: Community Promotion Contract With Spirit Of '76 (230.02)

Recommendation: That City Council authorize the Finance Director to execute a Community Promotion contract with Spirit of '76 in an amount of \$12,500 to commence on March 15, 2006, and terminate on August 30, 2006, according to the terms of the contract.

Action: Approved the recommendation; Contract No. 21,952 (March 14, 2006, report from the Finance Director).

9. Subject: Notice Of Completion For Ortega Street Pedestrian Bridge Art Elements Project (530.04)

Recommendation: That Council accept the work completed by Lash Construction, Incorporated (Lash), Contract No. 21,802, for the Ortega Street Pedestrian Bridge Art Elements Project, Bid No. 3390a, located at Ortega Street and Highway 101, in the final contract amount of \$137,045.60, including approved changes, and approve filing of a Notice of Completion.

Action: Approved the recommendation (March 14, 2006, report from the Public Works Director).

10. Subject: Contract For Engineering Analysis Of Bridge Maintenance Priorities (530.04)

Recommendation: That Council:

- A. Authorize the Public Works Director to execute a contract with CH2MHill, Inc. (CH2MHill), in the amount of \$56,204 for Engineering Analysis of Bridge Maintenance Priorities; and
- B. Authorize the Public Works Director to approve expenditures of up to \$5,620 for extra services of CH2MHill that may result from necessary changes in the scope of work.

Action: Approved the recommendations; Contract No. 21,953 (March 14, 2006, report from the Public Works Director).

11. Subject: Purchase Order With Clear Channel Communications To Broadcast Clean Creek Messages (540.14)

Recommendation: That Council approve and authorize the General Services Manager to issue a change order in the amount of \$19,548 to Purchase Order No. 371603 with Clear Channel Communications to continue a public awareness campaign on water pollution prevention.

Action: Approved the recommendation (March 14, 2006, report from the Parks and Recreation Director).

12. Subject: Interior Harbor Dredging Purchase Order With AIS Construction Company (570.03)

Recommendation: That Council:

- A. Find it in the City's best interest to waive the formal bidding process as authorized by Municipal Code 4.52.080 (k), and authorize the City's General Services Manager to issue a purchase order to AIS Construction Company in an amount not to exceed \$138,900 to dredge approximately 30,000 cubic meters of sand from Santa Barbara Harbor; and
- B. Authorize the City's General Services Manager to issue change orders to AIS Construction Company as required, not to exceed budgeted funds, to cover the cost of additional dredging, on a per cubic meter basis, that may be needed to maintain navigability throughout the harbor.

Action: Approved the recommendations (March 14, 2006, report from the Waterfront Director).

13. Subject: Set Date For Public Hearing Regarding Appeal Of Architectural Board Of Review Approval For 1025 Las Alturas Road (640.07)

Recommendation: That Council set the date of April 18, 2006, at 2:00 p.m. for hearing the appeal filed by Susan M. Basham, Price, Postel & Parma LLP, agent for Richard Ward Edmonds, Trustee, Adeline M. Edmonds Trust, of the Architectural Board of review approval of an application for property owned by Steven Adrian and Gina Giannetto and located at 1025 Las Alturas Road, Assessor's Parcel No. 019-113-052, A-1 One-Family Residence Zone, General Plan Designation: 3 Units Per Acre. The project proposes construction of a 4 to 6 foot high, 114 linear foot sandstone block and plaster retaining wall and associated landscaping on a vacant lot located in the Hillside Design District. A future new single family residence is also proposed at this site but is not the subject of this appeal.

Action: Approved the recommendation (March 3, 2006, letter of appeal).

NOTICES

14. The City Clerk has on Thursday, March 9, 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.
15. A City Council site visit is scheduled on Monday, March 20, 2006, at 1:30 p.m. to the property located at 812 Largura Place, which is the subject of an appeal hearing set for March 21, 2006, at 2:00 p.m.

This concluded the Consent Calendar.

CITY COUNCIL AND ADMINISTRATIVE AND ATTORNEY REPORTS

FIRE DEPARTMENT

16. Subject: Presentation Of Findings Of Opinion Research For Wildland Fire Services (520.03)

Recommendation: That Council:

- A. Hear a presentation on the results of the wildland fire area resident survey;
- B. Approve the updated program strategy based on survey findings; and
- C. Direct staff to return to Council with a Resolution of Initiation for creation of the Wildland Fire Benefit Assessment District.

Documents:

- March 14, 2006, report from the Fire Chief.
- PowerPoint presentation prepared and made by staff.

(Cont'd)

16. (Cont'd)

Speakers:

- Staff: Fire Chief Ron Prince, City Administrator James L. Armstrong, Deputy Fire Chief Mitch Vaughn.
- SCI Consulting Group: John Bliss.

Motion:

Councilmembers Barnwell/Williams to approve Recommendations B and C.

Vote:

Unanimous voice vote (Absent: Councilmembers Falcone, Schneider).

PUBLIC WORKS DEPARTMENT

17. Subject: Purchase Order For Design Services Of The Plaza Vera Cruz Park Improvement Project (570.05)

Recommendation: That Council:

- A. Authorize the General Services Manager to issue a purchase order with Flowers and Associates, Incorporated (Flowers), in the amount of \$39,513 for civil design services for the Plaza Vera Cruz Park Improvement Project; and
- B. Authorize the General Services Manager to issue a purchase order with Arcadia Studio, Incorporated (Arcadia), in the amount of \$8,900 for landscape design services for the Plaza Vera Cruz Park Improvement Project.

Documents:

March 14, 2006, report from the Public Works Director.

Speakers:

Staff: Principal Engineer John Schoof.

Motion:

Councilmembers House/Barnwell to approve the recommendations.

Vote:

Unanimous voice vote (Absent: Councilmembers Falcone, Schneider).

PUBLIC HEARINGS

18. Subject: Appeal Of Planning Commission Approval Of 523-531 Chapala Street (640.07)

Recommendation: That Council uphold the appeal of George W. Girvin and impose revised Conditions of Approval on the Development Plan and Tentative Subdivision Map for the mixed-use development with seven residential condominiums and 2,552 square feet of commercial space.

Documents:

- March 14, 2006, report from the Community Development Director.
- PowerPoint presentation prepared and made by staff.
- Affidavit of Publication.
- March 3, 2006, letter from George W. Girvin.
- March 14, 2006, letter from Caroline and Tony Vassallo.

Public Comment Opened:

3:10 p.m.

Speakers:

- Staff: Assistant Planner Kathleen Kennedy, Arborist David Gress, Senior Planner Janice Hubbell.
- Appellant: George W. Girvin.
- Applicant: Leon Olson.
- Members of the Public: George Ogle, Derrik Eichelberg, Robert Livernois, Tony Vassallo, Paul Primeau, Barbara Primeau.

Public Comment Closed:

3:51 p.m.

Motion:

Councilmembers House/Barnwell to deny the appeal, making the findings in the Council Agenda Report, and approve the project subject to revised conditions as follows: 1) North elevation: On the second floor, the setback shall be one, six and ten feet, and on the third floor, the setback shall be six and ten feet as shown on the revised plans; and 2) Occupants of the building shall not be allowed to apply for or participate in the Residential Parking Permit Program.

Vote:

Unanimous voice vote (Absent: Councilmembers Falcone, Schneider).

RECESS

3:57 p.m. – 4:15 p.m.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

POLICE DEPARTMENT

19. Subject: Overview Of The City's Emergency Services Organization (520.02)

Recommendation: That Council receive an overview from the Santa Barbara Police Department regarding the City's response to emergencies and the Standardized Emergency Management System (SEMS).

Documents:

March 14, 2006, report from the Police Chief.

Speakers:

Staff: Police Sergeant Mitchell Jan, City Administrator James L. Armstrong.

By consensus, the Council received the presentation.

RECESS

The Mayor recessed the meeting at 5:00 p.m. in order for the Council to reconvene in closed session for Agenda Item Nos. 20 and 21, and said there would be no reportable action taken during the closed sessions.

CLOSED SESSIONS

20. Subject: Threat To Public Services Or Facilities (520.04)

Recommendation: That Council hold a closed session to consult with the Santa Barbara Police Department regarding threat to public services or facilities pursuant to Section 54957 of the California Government Code.

Scheduling: Duration, 1 hour; afternoon preferred

Report: None anticipated

Documents:

March 14, 2006, report from the Police Chief.

Time:

5:02 p.m. – 5:59 p.m.

No report made.

21. Subject: Conference With Legal Counsel - Pending Litigation (160.03)

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (a) of Section 54956.9 of the Government Code and take appropriate action as needed. Pending litigation considered is: Susan Groves v. City of Santa Barbara, WCAB, case numbers GOL 096144; GOL 096145; and GOL 096146.

Scheduling: Duration, 10 minutes; anytime

Report: None anticipated

Documents:

March 14, 2006, report from the Finance Director.

Time:

6:00 p.m. – 6:10 p.m.

No settlement approved.

ADJOURNMENT

Mayor Blum adjourned the meeting at 6:10 p.m. to Monday, March 20, 2006, at 1:30 p.m. to the property located at 812 Largura Place.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER

ATTEST:

MARTY BLUM
MAYOR

BRENDA ALCAZAR, CMC
DEPUTY CITY CLERK