



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING December 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 and Ordinance Committee, which are ordinarily scheduled to meet at 1:00 p.m., did not meet on this date.)

### PLEDGE OF ALLEGIANCE

Mayor Blum.

### ROLL CALL

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

Councilmembers absent: Babatunde Folayemi.

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

### CHANGES TO THE AGENDA

City Administrator James L. Armstrong stated that a Supplemental Agenda for Item No. 17.1 was distributed on Friday, December 13, 2002.

### PUBLIC COMMENT

SPEAKERS: Kathiann Brown and Brad Van Schoyck.

### CONSENT CALENDAR (Item Nos. 1 – 13)

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

#### MOTION:

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

#### VOTE:

Unanimous voice vote (Absent: Councilmember Folayemi).

1. SUBJECT: MINUTES

RECOMMENDATION: That Council waive the reading and approve the minutes of the regular meeting of December 3, 2002 (cancelled due to lack of a quorum).

ACTION: Approved the recommendation.

2. SUBJECT: RECLASSIFICATION OF FACILITIES MAINTENANCE DIVISION - SUPERVISORY POSITIONS IN THE WATERFRONT DEPARTMENT (410.06)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 02-076, the Position and Salary Control Resolution for Fiscal Year 2002-2003, Affecting the Facilities Maintenance Division of the Waterfront Department Effective December 28, 2002.

ACTION: Approved the recommendation; Resolution No. 02-143 (December 17, 2002, Waterfront Director's report).

3. SUBJECT: LEASE AMENDMENT AGREEMENT WITH ROBERT J. BLACK, DBA RJ BLACK ENTERPRISES, AT THE AIRPORT (330.04)

RECOMMENDATION: That Council approve and authorize the Airport Director to execute a Lease Amendment Agreement with Robert J. Black, a Sole Proprietor, dba R.J. Black Enterprises, amending the Rental provision of Lease Agreement No. 20,790, to clarify the basis for the agreed rental.

ACTION: Approved the recommendation; Agreement No. 20,790.1 (December 17, 2002, Airport Director's report).

4. SUBJECT: AGREEMENT BETWEEN THE CITY AND THE SANTA BARBARA SCHOOL DISTRICTS FOR JOINT USE, PROGRAMMING, MAINTENANCE, AND DEVELOPMENT (150.05)

RECOMMENDATION: That Council approve and authorize the Parks and Recreation Director to execute an agreement between the City and the Santa Barbara School Districts for Joint Use, Programming, Maintenance, and Development.

SPEAKERS:

Staff: Parks and Recreation Business Manager Nancy Woods, Parks and Recreation Director Richard Johns.

ACTION: Approved the recommendation; Agreement No. 20,843 (December 17, 2002, Parks and Recreation Director's report).

5. SUBJECT: INCREASE OF PURCHASE ORDER FOR ADDITIONAL PUBLIC INFORMATION WORK RELATED TO THE GRANADA GARAGE PROJECT (550.05)

RECOMMENDATION: That Council authorize the General Services Manager to increase Purchase Order 363565, with TynanGroup, Inc. (Tynan), in the amount of \$26,450 for additional public information work related to the Granada Garage project.

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

6. SUBJECT: CONTRACT FOR DESIGN OF STREET PAVEMENT PREPARATION, SLURRY SEAL, AND FOG SEAL, PAVEMENT MAINTENANCE AREA E, FY 2003-04 (530.04)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute a contract with Flowers and Associates, Inc. (Flowers), for professional services for the design of the Pavement Preparation, Slurry Seal, and Fog Seal, FY 2003-04, in an amount not to exceed \$38,655; and
- B. Authorize the Public Works Director to approve any extra services from Flowers that may result from changes in the original scope of work for the above project in an amount not to exceed \$3,900.

ACTION: Approved the recommendations; Contract No. 20,844 (December 17, 2002, Public Works Director's report).

7. SUBJECT: CONTRACT FOR DESIGN OF STREET PAVEMENT OVERLAY, PAVEMENT MAINTENANCE AREA E, FY 2003-04 (530.04)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute a contract with Penfield and Smith Engineers, Inc. (P&S), for professional services for the design of the Pavement Preparation, Grinding, and Overlay, FY 2003-04, in an amount not to exceed \$62,525; and
- B. Authorize the Public Works Director to approve any extra services from P&S that may result from changes in the original scope of work for the above project in an amount not to exceed \$6,300.

ACTION: Approved the recommendations; Contract No. 20,845 (December 17, 2002, Public Works Director's report).

8. SUBJECT: CONTRACT FOR DESIGN OF THE PEDREGOSA AREA STORM DRAIN (530.04)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute a professional services contract with MNS Engineers, Inc. (MNS), in the amount of \$83,210 for engineering design services for storm drain design; and
- B. Authorize the Public Works Director to approve expenditures of up to \$8,320 for extra services of MNS that may result from necessary changes in the scope of work.

ACTION: Approved the recommendations; Contract No. 20,846 (December 17, 2002, Public Works Director's report).

9. SUBJECT: RESOLUTION ALLOWING JOINT DEVELOPMENT AND USE OF UNDERGROUND COMMUNICATIONS CONDUIT FACILITIES (150.04)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Allowing the County and City of Santa Barbara to Jointly Develop and Use Underground Communications Conduit Facilities.

ACTION: Approved the recommendation; Resolution No. 02-144 (December 17, 2002, Public Works Director's report).

10. SUBJECT: CACHUMA CONSERVATION RELEASE BOARD - 2003 BUDGET AUGMENTATION (540.03)

RECOMMENDATION: That Council ratify a Cachuma Conservation Release Board 2003 Budget Augmentation in the amount of \$27,500 for documentation of water quality modeling, and approve payment of the City's share in the amount of approximately \$8,852.

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

## NOTICES

- 11. The City Clerk has on Thursday, December 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.
- 12. The Mayor and Councilmembers will attend an official dedication ceremony for Casa de Las Fuentes on Tuesday, December 17, 2002, at 11:00 a.m., at 922 Castillo Street.

13. Cancellation of the regular City Council meetings of December 24, and December 31, 2002, at 2:00 p.m. due to lack of a quorum.

This concluded the Consent Calendar.

## **COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

### **INFORMATION:**

- Councilmember Horton reported that he attended meetings of the Historic Landmarks Commission and the PARC Foundation and thanked both groups for their efforts.
- Councilmember Hart reported that he attended the California Coastal Commission meeting where the City's airport project received a unanimous vote and thanked Principal Planner John Ledbetter and Assistant City Attorney Steve Wiley for their assistance.

## **ORDINANCE FOR INTRODUCTION**

20. SUBJECT: ORDINANCE CHANGE ALLOWING THE LANDING OF PARAGLIDERS AND HANG GLIDERS AT EAST BEACH (570.05)

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 15.16.220 and Chapter 18.18 of the Municipal Code Pertaining to the Use of Gliders, Hang Gliders and Paragliders Within the City of Santa Barbara.

### **DOCUMENTS:**

- December 17, 2002, Parks and Recreation Director's report.
- Proposed Ordinance.

The title of the Ordinance was read.

### **SPEAKERS:**

- Staff: Assistant Parks and Recreation Director Jeff Cope.
- Santa Barbara Soaring Association: Dr. Glenn Miller.

### **MOTION:**

Councilmembers Secord/Hart to approve the recommendation.

### **VOTE:**

Unanimous voice vote (Absent: Councilmember Folayemi).

## **RECESS**

2:20 p.m. – 2:22 p.m.

## **CLOSED SESSION**

14. SUBJECT: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (160.03)

RECOMMENDATION: That Council hold a closed session to consider anticipated litigation pursuant to subsection (b)(1) of section 54956.9 of the Government Code and take appropriate action as needed. There is significant exposure to litigation: two potential cases.

Scheduling: Duration, 45 minutes; anytime

### **DOCUMENTS:**

December 17, 2002, City Attorney's report.

### **TIME:**

2:22 p.m. – 2:45 p.m. Councilmember Fodayemi was absent.

## **RECESS**

2:45 p.m. – 2:47 p.m. The Council reconvened in the Council Chamber.

### **ANNOUNCEMENT:**

City Attorney Daniel Wallace reported that the Council met in closed session for Agenda Item No. 14; no reportable action was taken during the closed session.

## **PUBLIC HEARING**

15. SUBJECT: REMOVAL OF A PARKING CONDITION AT 318 WEST ORTEGA STREET (640.09)

RECOMMENDATION: That Council approve the removal of the parking condition imposed on 318 W. Ortega Street, making the findings in the Council Agenda Report.

Affidavit of Publication – Noticed for 2:00 p.m. Session

### **DOCUMENTS:**

- December 17, 2002, Community Development Director's report.
- December 7, 2002, letter from Lisa Ann Kelly & Family.
- December 10, 2002, letter from the Santa Barbara Urban Creeks Council Vice President Eddie Harris.
- December 16, 2002, letters from Karen Spechler and Peter Lewis.
- December 17, 2002, letter from Inge Rose.

(Cont'd)

15. (Cont'd)

DOCUMENTS (Cont'd):

- December 17, 2002, written comments from Kyle Brace and Brian Cearnal.
- Copy of Public Notice for 318 & 322 West Ortega Street and other documents submitted by John Clinton on December 17, 2002.
- 102 Mission Greenbelt Alliance petitions submitted by Teddy Gasser on December 17, 2002.
- Affidavit of Publication.

PUBLIC HEARING OPENED:

2:48 p.m.

SPEAKERS:

- Staff: City Planner Bettie Hennon, Building Inspector Jim Buster.
- Planning Commission: Commissioners Jonathan Maguire, Harwood White, Peter Ehlen, Brian Barnwell.

**RECESS**

3:29 p.m. – 3:39 p.m.

SPEAKERS (Cont'd):

- Applicant: Susan Van Atta, Attorney Charles "Kim" Kimbell, Ken Radtkey, Ruell Perez.
- Staff: Community Development Director Paul Casey, City Planner Bettie Hennon, Assistant City Attorney Stephen Wiley; Building Inspector Jim Buster.
- Members of the Public: Wendell Van Atta; Mona Van Atta; Christine Fancher; Karen Fitts; Dana Fritzler; Alia Porinsh; Helen Kramer; Lester Schneider; Professor Nathaniel Lande; John Clinton; Richard Schroeder; Dana Larsen; Elaine LeVasseur; Mission Creek Greenbelt Alliance: Teddy Gasser; Santa Barbara Urban Creeks Council: Vice President Eddie Harris; Katia Benthale; Charter Hughes; Citizens Planning Association: Kathy Gebhardt; Leon Benon; Marian C. Viramontes; Bob Pester; Santa Barbara Channel Keeper: Executive Director Drew Bohan.

PUBLIC HEARING CLOSED:

4:57 p.m.

MOTION:

Councilmembers Hart/Fairly to remove the parking condition.

VOTE:

Failed to carry by a voice vote (Ayes: Councilmembers Fairly, Hart; Noes: Councilmembers Falcone, Horton, Secord, Mayor Blum; Absent: Councilmember Fodayemi).

(Cont'd)

15. (Cont'd)

**MOTION:**

Councilmembers Secord/Falcone to affirm the parking condition imposed in 1957.

**VOTE:**

Majority voice vote (Ayes: Councilmembers Falcone, Horton, Secord, Mayor Blum; Noes: Councilmembers Fairly, Hart; Absent: Councilmember Folayemi).

**RECESS**

5:24 p.m. – 5:25 p.m., during which time the first portion of the Redevelopment Agency meeting was completed.

**JOINT REDEVELOPMENT AGENCY/CITY COUNCIL SESSION**

The City Council and the Redevelopment Agency convened in joint session at 5:25 p.m.

16. SUBJECT: LOAN TO THE HOUSING AUTHORITY FOR NEW AFFORDABLE HOUSING AT 309-327 SOUTH VOLUNTARIO STREET (660.04)

**RECOMMENDATION:**

- A. That the Redevelopment Agency Board award a \$980,000 loan to the Housing Authority of the City of Santa Barbara for the construction of 20 new units of affordable housing at 309-327 South Voluntario Street and authorize the Executive Director to execute a loan agreement, amended affordability covenants, and related documents in a form acceptable to Agency Counsel, which loan agreement shall make the Agency's disbursement of funds contingent upon fund availability after State budget adjustments; and
- B. That Council adopt, by reading of title only, A Resolution of the City Council of the City of Santa Barbara Finding that the Use of Redevelopment Agency Housing Setaside Funds as a Loan to the Housing Authority of the City of Santa Barbara for the Development of a Rental Housing Project Outside the Central City Redevelopment Project (CCRP) Area at 309-327 South Voluntario Street will be of Benefit to the CCRP.

**DOCUMENTS:**

- December 17, 2002, Community Development Director's report.
- Proposed Resolution.

(Cont'd)

16. (Cont'd)

**SPEAKERS:**

- Staff: Housing and Redevelopment Manager David Gustafson, Housing Programs Supervisor Steven Faulstich.
- Housing Authority of the City of Santa Barbara: Executive Director Robert Pearson.

**MOTION:**

Council/Agency members Horton/Secord to approve the recommendations; Redevelopment Agency Agreement No. 405; City Council Resolution No. 02-145.

**VOTE:**

Unanimous roll call vote (Absent: Council/Agency member Fodayemi).

Agenda Item Nos. 17 and 17.1 were taken together.

17. SUBJECT: PREDEVELOPMENT LOANS TO MERCY HOUSING CALIFORNIA FOR THE ST. VINCENT'S AFFORDABLE HOUSING PROJECT AT 4020 CALLE REAL (660.04)

**RECOMMENDATION:**

- A. That the Redevelopment Agency Board approve two predevelopment loans to Mercy Housing California totaling \$3,600,000 for the development of 170 units of affordable housing at 4020 Calle Real and authorize the Executive Director to execute the two loan agreements and related documents in a form approved by Agency Counsel, which loan agreements shall make the Agency's disbursement of funds contingent upon fund availability after State budget adjustments;
- B. That the Redevelopment Agency Board adopt, by reading of title only, A Resolution of the Redevelopment Agency of the City of Santa Barbara Issued in Connection with the St. Vincent's Affordable Housing Project; and
- C. That Council adopt, by reading of title only, A Resolution of the City Council of the City of Santa Barbara Finding that the Use of Redevelopment Agency Housing Setaside Funds as Predevelopment Loans to Mercy Housing California for the Development of a Rental Housing Project Outside the Central City Redevelopment Project (CCRP) Area at 4020 Calle Real will be of Benefit to the CCRP.

(To be considered with Item No. 17.1)

(Cont'd)

17.1. SUBJECT: DEVELOPMENT LOANS TO MERCY HOUSING CALIFORNIA FOR THE ST. VINCENT'S AFFORDABLE HOUSING PROJECT AT 4200 CALLE REAL

RECOMMENDATION: That the Redevelopment Agency Board approve two development loans to Mercy Housing California totaling \$7,000,000 for the development of 170 units of affordable housing at 4200 Calle Real and authorize the Executive Director to negotiate and execute the two loan agreements and related documents in a form approved by Agency Counsel, which loan agreements shall make the Agency's disbursement of funds contingent upon fund availability.

(To be considered with Agenda Item No. 17)

DOCUMENTS:

- December 17, 2002, Community Development Director's report for Item No. 17.
- December 17, 2002, Community Development Director's report for Item No. 17.1.
- Proposed Redevelopment Agency Resolution for Item No. 17.
- Proposed City Council Resolution for Item No. 17.

SPEAKERS:

Staff: Housing and Redevelopment Manager David Gustafson.

MOTION:

Council/Agency members Secord/Horton to approve Item Nos. 17 and 17.1, as recommended; Item No. 17, Redevelopment Agency Agreement Nos. 406 and 407; Item No. 17, Redevelopment Agency Resolution No. 971; Item No. 17, City Council Resolution No. 02-146; Item No. 17.1, Redevelopment Agency Agreement Nos. 408 and 409.

VOTE:

Unanimous roll call vote (Absent: Council/Agency member Fodayemi).

Council/Agency member Fairly left the meeting at 5:38 p.m.

18. SUBJECT: REDEVELOPMENT AGENCY ANNUAL REPORT (620.01)

RECOMMENDATION: That Council and the Redevelopment Agency Board:

- A. Receive, accept, and approve the Comprehensive Annual Financial Report for the Fiscal Year ended June 30, 2002, consisting of:
  - 1. Auditor's Opinion and Financial Statements; and
  - 2. Auditor's Compliance Report; and
- B. Review and approve the Annual Report for the Fiscal Year ended June 30, 2002, and direct staff to submit copies of the Annual Report to the California State Controller's Office.

(Cont'd)

18. (Cont'd)

**DOCUMENTS:**

- December 17, 2002, Community Development Director's report.
- Comprehensive Annual Financial Report for Fiscal Year Ended June 30, 2002.
- December 17, 2002, PowerPoint presentation prepared by staff.

**SPEAKERS:**

Staff: Housing and Redevelopment Manager David Gustafson, Finance Director Robert Peirson.

**MOTION:**

Council/Agency members Falcone/Secord to approve the recommendations.

**VOTE:**

Unanimous voice vote (Absent: Council/Agency members Fairly, Folayemi).

The Redevelopment Agency meeting was recessed at 5:44 p.m. The Council meeting remained in session.

**MAYOR AND COUNCIL MATTERS**

21. SUBJECT: CITY ADVISORY GROUP APPOINTMENTS (140.05)

**RECOMMENDATION:** That Council make appointments to the City Advisory Groups.

**DOCUMENTS:**

- December 17, 2002, Assistant City Administrator's report.
- November 17, 2002, letters from David Dietrich, Joseph Scher, and Adrian Spence.
- November 18, 2002, letter from David L. Peri.
- November 21, 2002, letter from Louise Boucher.
- November 25, 2002, letter from Donald G. Sharpe.
- December 16, 2002, letter from Richard S. Six.

**SPEAKERS:**

Staff: Senior Deputy City Clerk Roxanne Fiorillo.

**AIRPORT COMMISSION:**

**NOMINEES:**

Patricia Baehr Griffin; Krishan Singh; Addison S. Thompson; Cathey A. Wilkins.

(Cont'd)

21. (Cont'd)

VOTE:

- For Griffin: Councilmembers Falcone, Hart, Secord, Mayor Blum.
- For Singh: Councilmembers Falcone, Hart, Horton, Mayor Blum.
- For Thompson: Councilmembers Hart, Horton, Secord, Mayor Blum.
- For Wilkins: Councilmembers Falcone, Horton, Secord.

ACTION:

By majority roll call vote, the Council appointed Patricia Baehr Griffin, Krishan Singh, and Cathey A. Wilkins.

APPOINTMENTS:

Patricia Baehr Griffin was appointed to the resident of the County category for a term expiring December 31, 2006; Krishan Singh and Addison S. Thompson were appointed for terms expiring December 31, 2006.

ARCHITECTURAL BOARD OF REVIEW:

NOMINEES:

Stella Larson; James Le Cron; Christopher Manson-Hing.

VOTE:

- For Larson: Councilmembers Falcone, Hart, Horton, Secord, Mayor Blum.
- For Le Cron: Councilmembers Falcone, Hart, Horton.
- For Manson-Hing: Councilmember Secord, Mayor Blum.

ACTION:

By majority roll call vote, the Council re-appointed Stella Larson and appointed James Le Cron.

APPOINTMENTS:

Stella Larson was re-appointed to the Professional Qualifications category for a term expiring December 31, 2006; James Le Cron was appointed to the Professional Qualifications category for a term expiring December 31, 2006.

(Cont'd)

21. (Cont'd)

**CIVIL SERVICE COMMISSION:**

**MOTION:**

Councilmembers Secord/Horton to re-appoint Mary Scopatz.

**VOTE:**

Unanimous voice vote (Absent: Councilmembers Fairly, Fodayemi).

**APPOINTMENT:**

Mary Scopatz was re-appointed for a term expiring December 31, 2006.

**COMMUNITY DEVELOPMENT & HUMAN SERVICES COMMITTEE:**

**MOTION:**

Councilmembers Secord/Horton to appoint Thomas Regalado, and re-appoint Lucinda Young.

**VOTE:**

Unanimous voice vote (Absent: Councilmembers Fairly, Fodayemi).

**APPOINTMENTS:**

Thomas Regalado was appointed as the Latino Community representative for a term expiring December 31, 2006; Lucinda "Cindy" Young was re-appointed as the Westside Neighborhood representative for a term expiring December 31, 2006.

**COMMUNITY EVENTS & FESTIVALS COMMITTEE:**

**MOTION:**

Councilmembers Horton/Falcone to re-appoint Luis Moreno.

**VOTE:**

Unanimous voice vote (Absent: Councilmembers Fairly, Fodayemi).

**APPOINTMENTS:**

Luis Moreno was re-appointed as the Minority Community representative for a term expiring December 31, 2004.

**CREEKS RESTORATION & WATER QUALITY IMPROVEMENT PROGRAM CITIZEN ADVISORY COMMITTEE:**

**NOMINEES:**

Wayne R. Ferren; Steven M. Fort; David A. Pritchett; Robert Almy.

(Cont'd)

21. (Cont'd)

**ACTION:**

By unanimous voice vote (Absent: Councilmembers Fairly, Folayemi), the Council re-appointed Robert Almy, Wayne R. Ferren, and David A. Pritchett, and appointed Steven M. Fort.

**APPOINTMENTS:**

Robert Almy was re-appointed as the County Clean Water Program Liaison for a term expiring December 31, 2003; Wayne R. Ferren, Jr., and David A. Pritchett were re-appointed to the Environmental/Land Use Expertise category for terms expiring December 31, 2004; Steven M. Fort was appointed to the Environmental/Land Use Expertise category for a term expiring December 31, 2004.

**DOUGLAS FAMILY PRESERVE ADVISORY COMMITTEE:**

**MOTION:**

Councilmembers Falcone/Horton to re-appoint Wendy Hawksworth, Sue Higman, Kenneth E. Marshall, Lisa Plowman, and Keith Schofield.

**VOTE:**

Unanimous voice vote (Absent: Councilmembers Fairly, Folayemi).

**APPOINTMENTS:**

Wendy Hawksworth was re-appointed as the La Mesa Neighborhood Association representative for a term expiring December 31, 2003; Sue Higman was re-appointed as the Braemar Ranch Homeowners Association representative for a term expiring December 31, 2003; Kenneth E. Marshall was re-appointed as The Land Trust for Santa Barbara County representative for a term expiring December 31, 2004; Lisa Plowman was re-appointed as the Small Wilderness Area Preserve, Inc., representative for a term expiring December 31, 2004; Keith Schofield was re-appointed as the Elings Park Foundation representative for a term expiring December 31, 2003.

**NOMINEES:**

Jeffrey L. Boyle; Miriam Metzger; Kevin Young.

(Cont'd)

21. (Cont'd)

VOTE:

- For Boyle: Councilmembers Falcone, Hart, Secord, Mayor Blum.
- For Metzger: Councilmember Horton.
- For Young: Councilmembers Falcone, Hart, Horton, Secord, Mayor Blum.

APPOINTMENTS:

Jeffrey L. Boyle was appointed to the Public at large category for a term expiring December 31, 2004; Kevin Young was re-appointed to the Public at large category for a term expiring December 31, 2004.

ACTION:

By consensus, the Council re-appointed Cameron Benson and Rachel Couch.

APPOINTMENTS:

Cameron Benson, representing the California State Assembly, 35<sup>th</sup> District, and Rachel Couch, representing the Santa Barbara County Board of Supervisors, District 2, were re-appointed for terms expiring December 31, 2003.

FIRE & POLICE COMMISSION:

NOMINEES:

Joe Rodriguez.

ACTION:

By unanimous voice vote (Absent: Councilmembers Fairly, Folayemi), the Council re-appointed Joe Rodriguez.

APPOINTMENT:

Joe Rodriguez was re-appointed for a term expiring December 31, 2006.

(Cont'd)

21. (Cont'd)

FIRE & POLICE PENSION COMMISSION:

NOMINEES:

Monte C. Fligsten.

ACTION:

By consensus, the Council re-appointed Monte C. Fligsten.

APPOINTMENT:

Monte C. Fligsten was re-appointed for a term expiring December 31, 2006.

HARBOR COMMISSION:

NOMINEES:

Katherine H. Ford; Frank Kelly; Paul Kuhn; Charles Watson.

VOTE:

- For Ford: Councilmember Secord.
- For Kelly: Councilmembers Falcone, Hart, Horton, Mayor Blum.
- For Kuhn: Councilmembers Falcone, Hart, Horton, Secord, Mayor Blum.
- For Watson: Councilmember Falcone, Hart, Horton, Secord, Mayor Blum.

APPOINTMENTS:

Frank Kelly was appointed for a term expiring December 31, 2003; Paul Kuhn was re-appointed for a term expiring December 31, 2006; Charles Watson was appointed for a term expiring December 31, 2004.

(Cont'd)

21. (Cont'd)

HISTORIC LANDMARKS COMMISSION:

NOMINEES:

Jordan Christoff; Alexander Pujo; Caren K. Rager; Philip Suding.

VOTE:

- For Christoff: Mayor Blum.
- For Pujo: Councilmembers Falcone, Hart, Horton, Secord.
- For Rager: Councilmembers Falcone, Hart, Horton, Secord, Mayor Blum.
- For Suding: Councilmembers Falcone, Hart, Horton, Secord, Mayor Blum.

APPOINTMENTS:

Alexander Pujo and Caren Rager were appointed to the Public at large categories for terms expiring December 31, 2006; Philip Suding was re-appointed to the Landscape Architect category for a term expiring December 31, 2006.

LOWER WESTSIDE CENTER ADVISORY COMMITTEE

MOTION:

Councilmembers Falcone/Secord to appoint Jorge Rodriguez and Elizabeth Sandoval.

VOTE:

Unanimous voice vote (Absent: Councilmembers Fairly, Folayemi).

APPOINTMENTS:

Jorge Rodriguez was appointed to the Public at large category for a term expiring December 31, 2005; Elizabeth Sandoval was appointed to the Census Tract category for a term expiring December 31, 2006.

(Cont'd)

21. (Cont'd)

PARK COMMISSION AND RECREATION COMMISSION:

MOTION:

Councilmembers Secord/Horton to continue the appointments for the Park Commission and Recreation Commission to January, and to direct staff to prepare a Council Agenda Report related to the membership provision of Resolution No. 79-113.

VOTE:

Unanimous voice vote (Absent: Councilmembers Fairly, Fodayemi).

PLANNING COMMISSION:

MOTION:

Councilmembers Secord/Horton to re-appoint William T. Mahan.

VOTE:

Unanimous voice vote (Absent: Councilmembers Fairly, Fodayemi).

APPOINTMENT:

William T. Mahan was re-appointed for a term expiring December 31, 2006.

RENTAL HOUSING MEDIATION TASK FORCE:

MOTION:

Councilmembers Secord/Horton to appoint Lynn Goebel and to re-appoint Michael Smith, Tiffany VillacortaBuer, and Rey Ybarra.

VOTE:

Unanimous voice vote (Absent: Councilmembers Fairly, Fodayemi).

APPOINTMENTS:

Lynn Goebel was appointed to the Tenant category for a term expiring December 31, 2006; Michael L. Smith (Landlord category), Tiffany VillacortaBuer (Homeowner category), and Rey Ybarra (Tenant Category) were re-appointed for terms expiring December 31, 2006.

(Cont'd)

21. (Cont'd)

SIGN COMMITTEE:

MOTION:

Councilmembers Falcone/Secord to re-appoint Loretta Redd and appoint Dawn Sophia Ziemer.

VOTE:

Unanimous voice vote (Absent: Councilmembers Fairly, Folayemi).

APPOINTMENTS:

Loretta Redd was re-appointed for a term expiring December 31, 2004; Dawn Sophia Ziemer was appointed for a term expiring December 31, 2004.

SISTER CITIES BOARD:

NOMINEES:

Takako Wakita.

ACTION:

By unanimous voice vote (Absent: Councilmembers Fairly, Folayemi), the Council re-appointed Takako Wakita.

APPOINTMENT:

Takako Wakita was re-appointed for a term expiring December 31, 2006.

TRANSPORTATION AND CIRCULATION COMMITTEE:

NOMINEES:

Jeff Chaffin; Keith Coffman-Grey; Michael R. Cooper; Isabelle Greene; Dorothy Mc Intosh; Barry Siegel.

VOTE:

- For Chaffin: Councilmember Secord.
- For Coffman-Grey: Councilmembers Falcone, Hart, Horton, Mayor Blum.
- For Cooper: Councilmembers Falcone, Horton, Secord, Mayor Blum.
- For Greene: Councilmembers Falcone, Hart, Mayor Blum.
- For Maas: Councilmembers Hart, Horton.
- For Siegel: Councilmembers Falcone, Hart, Horton, Secord, Mayor Blum.

(Cont'd)

21. (Cont'd)

**APPOINTMENTS:**

Keith Coffman-Grey, Michael Cooper, and Isabelle Greene were appointed for terms expiring December 31, 2006; Barry Siegel was re-appointed for a term expiring December 31, 2006.

**WATER COMMISSION:**

**NOMINEES:**

James A. Smith.

**ACTION:**

By unanimous voice vote (Absent: Councilmembers Fairly, Fodayemi), the Council re-appointed James A. Smith.

**APPOINTMENT:**

James A. Smith was re-appointed for a term expiring December 31, 2006.

**WESTSIDE CENTER ADVISORY COMMITTEE:**

**NOMINEES:**

Paul Berenson; Judy Hawkins.

**ACTION:**

By unanimous voice vote (Absent: Councilmembers Fairly, Fodayemi), the Council re-appointed Paul Berenson and appointed Judy Hawkins.

**APPOINTMENTS:**

Paul Berenson was re-appointed to the Census Tract category for a term expiring December 31, 2006; Judy Hawkins was appointed to the Census Tract category for a term expiring December 31, 2003.

**RECESS**

6:00 p.m. – 6:05 p.m.

The City Council reconvened in Closed Session for the following items:

## CLOSED SESSIONS

### 22. SUBJECT: CONFERENCE WITH REAL PROPERTY NEGOTIATOR (330.03)

RECOMMENDATION: That Council hold a closed session pursuant to California Government Code §54956.8 to consider instructions to negotiators and take appropriate action as needed regarding real property located at 1298 Las Positas Road, Santa Barbara, California, APN 047-010-034. The City's negotiator(s) is/are Richard C. Johns and N. Scott Vincent. Negotiations will be with Joan Russell Price, Executive Director, and board members of the Elings Park Foundation. Under negotiation are the terms of a lease of real property.

Scheduling: Duration, 20 minutes; anytime

#### DOCUMENTS:

December 17, 2002, Parks and Recreation Director's report.

#### TIME:

6:05 p.m. – 6:25 p.m. Councilmembers Fairly, Falcone, and Fodayemi were absent.

## RECESS

6:25 p.m. – 6:27 p.m.

### 23. 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. The pending litigation is *Robert Drasnin v. City of Santa Barbara, et al.*, SBSC Case No. 1064729.

Scheduling: Duration, 10 minutes; anytime

#### DOCUMENTS:

December 17, 2002, City Attorney's report.

#### TIME:

6:27 p.m. – 6:37 p.m. Councilmembers Fairly, Falcone, and Fodayemi were absent.

## **RECESS**

6:37 p.m. – 6:40 p.m.

### **24. SUBJECT: CONFERENCE WITH REAL PROPERTY NEGOTIATOR (330.03)**

**RECOMMENDATION:** That Council hold a closed session pursuant to California Government Code §54956.8 to consider instructions to negotiators and take appropriate action as needed regarding real property located at:

226 E. Anapamu Street, Santa Barbara, California, APN 029-162-006

228 E. Anapamu Street, Santa Barbara, California, APN 029-162-007

230 E. Anapamu Street, Santa Barbara, California, APN 029-162-008

232 E. Anapamu Street, Santa Barbara, California, APN 029-162-009

1121 Garden Street, Santa Barbara, California, APN 029-162-010

1117 Garden Street, Santa Barbara, California, APN 029-162-012.

The City's negotiators are the Chief of Police and Don Ireland, the City Senior Real Property Agent, and the City Attorney's Office. Negotiations will be with Tomas Castelo and Barranca Enterprises, Inc., as the owners of the real property. Under negotiation are the terms for the acquisition of the real property.

Scheduling: Duration, 20 minutes; anytime

### **DOCUMENTS:**

December 17, 2002, Deputy City Administrator's report.

### **TIME:**

6:40 p.m. – 7:00 p.m. Councilmembers Fairly, Falcone, and Folleyemi were absent.

## **RECESS**

7:00 p.m. – 7:02 p.m. The City Council reconvened in the Council Chamber. Councilmembers Fairly, Falcone and Folleyemi were absent.

### **ANNOUNCEMENT:**

City Attorney Daniel Wallace reported that the Council met in Closed Session for Item Nos. 22, 23, and 24; no reportable action was taken during the closed sessions.

The Redevelopment Agency reconvened at 7:02 p.m.

## **JOINT REDEVELOPMENT AGENCY/CITY COUNCIL SESSION (Cont'd)**

The City Council and the Redevelopment Agency convened in joint session at 7:02 p.m.

### **19. SUBJECT: SCHEDULING OF MEETINGS IN 2003 (120.09)**

#### **RECOMMENDATION:**

- A. That Council find that there will not be a quorum of Council on the following dates: January 21, February 18, May 27, July 8, ~~August 5~~, August 12, August 19, September 2, December 2, December 23, and December 30, 2003; and
- B. That the Redevelopment Agency Board find that there will not be a quorum of the Agency Board on the following dates: January 21, February 18, July 8, ~~August 5~~, August 12, August 19, September 2, and December 2, 2003.

#### **DOCUMENTS:**

December 17, 2002, City Administrator's report.

#### **SPEAKERS:**

Staff: City Administrator James L. Armstrong.

#### **MOTION:**

Council/Agency members Secord/Hart to approve the recommendations as revised.

#### **VOTE:**

Unanimous voice vote (Absent: Council/Agency members Fairly, Falcone, Fodayemi).

The City Council and Redevelopment Agency joint session concluded at 7:03 p.m. The Redevelopment Agency meeting was adjourned at 7:03 p.m. The Council meeting remained in session.

Mayor Blum presiding.

Councilmembers present: Hart, Horton, Secord, Mayor Blum.

Councilmembers absent: Fairly, Falcone, Fodayemi.

Staff present: City Administrator/Clerk Armstrong, City Attorney Wallace, Deputy City Clerk Alcazar.

## **PUBLIC COMMENT**

SPEAKERS: No one wished to speak.

## **PUBLIC HEARING**

25. SUBJECT: REQUEST TO RENAME MAGNOLIA LANE TO DIXON STREET (530.04)

RECOMMENDATION: That Council:

- A. Hold a public hearing to consider the recommendation of the Planning Commission to approve the request of Kathleen MacQuiddy-Galbraith to rename Magnolia Lane to Dixon Street, thereby restoring the name "Dixon" to the street which was designated Dixon from its construction until changed to Magnolia Lane by Council action on August 21, 2001; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Rescinding Resolution 01-099 and Renaming Magnolia Lane to Dixon Street.

Affidavit of Publication – Noticed for 6:00 p.m. Session

### **DOCUMENTS:**

- December 17, 2002, Public Works Director's report.
- Proposed Resolution.
- December 10, 2002, Interoffice Memorandum from George Gerth.
- October 30, 2002, binder with letter and other documents from James O. Kahan.
- November 16, 2002, letter from Si Jenkins.
- December 14, 2002, letter from Harry H. Scales.
- December 16, 2002, e-mail communication from M. Miskin.
- December 16, 2002, letters from Michael Miskin, Mark Whitehurst, and Warren Elliott.
- December 17, 2002, CD-R Disc of PowerPoint presentation submitted by James O. Kahan.
- December 17, 2002, letters from V. L. Comer and James O. Kahan.
- December 17, 2002, request to rename Magnolia Lane to Dixon Street.
- December 17, 2002, written comments from Susan Danielson and Jarrell Jackman.
- Undated letter from Christine Palmer.
- Affidavit of Publication.

PUBLIC HEARING OPENED:

7:05 p.m.

(Cont'd)

25. (Cont'd)

**SPEAKERS:**

- Staff: Transportation Operations Parking Manager George Gerth.
- Applicant: Kathleen MacQuiddy-Galbraith.
- Planning Commission: Commissioner Grant House.
- Members of the Public: Joel Fithian; Lesley Torgeson; Visanti Fithian; James Kahan; Kellam de Forest; Patti Ottoboni; Santa Barbara Beautiful: Dan Condon; Jarrell Jackman; Anthony Aria; Judith Kahan; Harry Scales; Maureen Masson; Christine Palmer; Jim Lichtman; Victoria Harbison; Jeff Harbison; James Stevenson; Earl Danielson; Santa Barbara Beautiful: Des O'Neil.

**PUBLIC HEARING CLOSED:**

8:20 p.m.

**MOTION:**

Councilmembers Secord/Horton to approve the recommendations and to apologize to the neighborhood; Resolution No. 02-147.

**VOTE:**

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

**ADJOURNMENT**

Mayor Blum adjourned the meeting at 8:27 p.m.

SANTA BARBARA CITY COUNCIL

MABI COVARRUBIAS PLISKY, CMC  
CITY CLERK SERVICES MANAGER

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

ATTEST: \_\_\_\_\_  
BRENDA ALCAZAR  
DEPUTY CITY CLERK