



**CITY OF SANTA BARBARA
CITY COUNCIL MINUTES**

**REGULAR MEETING
August 9, 2011
COUNCIL CHAMBER, 735 ANACAPA STREET**

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Mayor Schneider.

ROLL CALL

Councilmembers present: Dale Francisco, Frank Hotchkiss, Grant House, Randy Rowse, Michael Self, Mayor Schneider.

Councilmembers absent: Bendy White.

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

CEREMONIAL ITEMS

1. Subject: Proclamation Declaring August 2011 As Spinal Muscular Atrophy Awareness Month (120.04)

Action: Proclamation presented to Victoria Strong, representing the Gwendolyn Strong Foundation.

PUBLIC COMMENT

Speakers: Alex Sheldon, representing the Santa Barbara/Weihai Sister City Association, and visiting Chinese students; Wayne Scoles; Andrea; Kathi King, Choose to Reuse; Kate Longstory; Michael Warnken.

ITEM REMOVED FROM CONSENT CALENDAR

Councilmember Self stated she would abstain from voting on the following item due to a conflict of interest related to her ownership of property located near the properties referred to in the item.

3. Subject: Adoption Of Ordinance To Approve The Disposition Of Excess Portions Of City Land At Vic Trace Reservoir (330.03)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving the Disposition of a Certain 0.264- Acre Excess Portion of the Vic Trace Reservoir Property Known as Assessor's Parcel Number 035-033-013 to the Owners of the Adjacent Parcels of the Real Property Commonly Known as 1557, 1547 and 1537 La Crest Circle in the City of Santa Barbara.

The title of the ordinance was read.

Motion:

Councilmembers Rowse/Francisco to approve the recommendation; Ordinance No. 5562; Deed Nos. 61-364, 61-365 and 61-366.

Vote:

Unanimous roll call vote (Abstentions: Councilmember Self; Absent: Councilmember White).

CONSENT CALENDAR (Item Nos. 2 and 4 - 7)

The title of the ordinance related to Item No. 4 was read.

Motion:

Councilmembers House/Rowse to approve the Consent Calendar as recommended.

Vote:

Unanimous voice vote (Absent: Councilmember White).

2. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the regular meeting of July 12, 2011.

Action: Approved the recommendation.

4. Subject: Introduction Of Ordinance Establishing Prima Facie Speed Limits On Cota 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 Chapter 10.60 of the Municipal Code by Revising Section 10.60.015, Establishing Prima Facie Speed Limits on Cota Street Between Santa Barbara Street and Alameda Padre Serra at 25 Miles Per Hour.

Action: Approved the recommendation (August 9, 2011, report from the Public Works Director; proposed ordinance).

5. Subject: Contract For Industrial Waste Pretreatment Program Services (540.13)

Recommendation: That Council authorize the Public Works Director to execute a City Professional Services contract with Larry Walker Associates (LWA), in a form approved by the City Attorney, in the amount of \$33,086 to provide required revisions to the City's Industrial Waste Pretreatment Program (Pretreatment Program) and authorize the Public Works Director to approve expenditures of up to \$3,309 for extra services of LWA that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Contract No. 23,853 (August 9, 2011, report from the Public Works Director).

NOTICES

6. The City Clerk has on Thursday, August 4, 2011, 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.
7. Cancellation of the regular Redevelopment Agency meeting of August 9, 2011, due to lack of business.

This concluded the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

8. Subject: City Arts Advisory Committee And Community Events And Festivals Committee Funding Recommendations And Contract With The Santa Barbara County Arts Commission For Fiscal Year 2012 (610.04)

Recommendation: That Council:

- A. Review and approve the City of Santa Barbara Arts Advisory Committee and Community Events and Festivals Committee Funding Recommendations for Fiscal Year 2012; and

(Cont'd)

8. (Cont'd)

- B. Authorize the Assistant City Administrator/Community Development Director to execute an agreement with the Santa Barbara County Arts Commission for \$427,260 as approved in the Fiscal Year 2012 budget.

Documents:

August 9, 2011, report from the Assistant City Administrator/Community Development Director.

Speakers:

- Staff: Administrative Services Manager Sue Gray.
- Santa Barbara County Arts Commission: Executive Director Ginny Brush.

Motion:

Councilmembers Hotchkiss/Francisco to approve the recommendations; Agreement No. 23,854.

Vote:

Unanimous voice vote (Absent: Councilmember White).

PUBLIC WORKS DEPARTMENT

9. Subject: Intersection Improvements For De La Vina Street At Figueroa Street And De La Vina Street At Canon Perdido Street (530.04)

Recommendation: That Council:

- A. Hear a report on the options for intersection improvements on De La Vina Street at Figueroa Street and De La Vina Street at Canon Perdido Street;
- B. Accept a Highway Safety Improvement Program (HSIP) grant of \$326,300 for pedestrian safety improvements at the intersection of De la Vina Street and Figueroa Street, which would include curb extensions and additional lighting, and appropriate the grant funds in the Streets Capital Fund; and
- C. Discontinue further capital improvements to the intersection improvements on De La Vina Street at Canon Perdido Street.

Documents:

- August 9, 2011, report from the Public Works Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Transportation Manager Browning Allen, City Attorney Stephen Wiley, Public Works Director Christine Andersen.
- MNS Engineers (Consultant to City): Greg Knudsen.
- Transportation and Circulation Committee: Member Keith Coffman-Grey.

(Cont'd)

9. (Cont'd)

Speakers (Cont'd):

- Members of the Public: Brittany Heaton; Jim Heaton; Kellam de Forest; Sherrie Fisher, Metropolitan Transit District; Lee Moldaver; Jerry Matteo; Michael Warnken.

Motion:

Councilmembers House/Rowse to continue the issue of improving the intersection of De La Vina and Figueroa Streets, directing Staff to return in 60 days with information related to and the funding sources for the following options: 1) striping, lighting, signage, and an extended red curb on De La Vina Street; 2) construction of curb extensions on fewer than the four corners of the intersection; and 3) the proposal before the Council today, which includes curb extensions on all four corners.

Vote:

Majority voice vote (Noes: Councilmembers Hotchkiss, Self; Absent: Councilmember White).

Motion:

Councilmembers Self/Hotchkiss to discontinue further capital improvements to the intersection of De La Vina and Canon Perdido Streets and direct Staff to: 1) implement operational improvements, except for tree removal, at this intersection; and 2) return to Council with a report on the results of those improvements and for further direction related to possible tree removal.

Vote:

Unanimous voice vote (Absent: Councilmember White).

RECESS

4:32 p.m. - 4:45 p.m.

MAYOR AND COUNCIL REPORTS

10. Subject: Request From Councilmembers Randy Rowse And Michael Self Regarding A Letter To The California Public Utilities Commission About The Southern California Edison "Smart Meter Connect" Program (380.01)

Recommendation: That Council consider a recommendation from Councilmembers Rowse and Self to contact the California Public Utilities Commission regarding the Southern California Edison "Smart Meter Connect" Program.

(Cont'd)

10. (Cont'd)

Documents:

- August 9, 2011, report from the City Administrator.
- August 8, 2011, e-mail communication from Dave Davis, Community Environmental Council.
- Written remarks made by Susie Thompson.

Speakers:

- Staff: City Attorney Stephen Wiley.
- Members of the Public: Alice Edwards; Stephen Thomas, Consumers Power Alliance; Jack Reed, Community Planet Foundation; Britta Bartels; Pat Johnson; Susie Thompson; Eileen Anthony; Irene Kopel; Diane Thorn; Jim Richardson; Isaac Garrett; Eric Eisenhammer; Diana Hull; Don Close; Jerry Matteo; Joyse Hobson.

Motion:

Councilmembers House/Hotchkiss to approve the sending of a letter to the California Public Utilities Commission, to be signed by Mayor Schneider and copied to Southern California Edison, describing today's testimony from and acknowledging the concerns of the community about smart meters; expressing the Council's dismay regarding the late dissemination of information to the public about smart meters; and stating that City residents are pressing for a smart meter opt-out provision at no cost.

Vote:

Majority voice vote (Noes: Councilmembers Francisco, Self; Absent: Councilmember White).

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

Mayor Schneider expressed the Council's appreciation to Old Spanish Days, the volunteers, law enforcement personnel, and City street crews for a successful 2011 Fiesta celebration.

RECESS

The Mayor recessed the meeting at 6:03 p.m. in order for the Council to reconvene in closed session for Agenda Item 11; she stated there would be no reportable action taken during the closed session.

CLOSED SESSIONS

11. 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 Donald Sipple and New Cingular Wireless PSC LLC, et al., v. The City of Alameda, California, et al., LASC Case No. BC432270.

Scheduling: Duration, 15 minutes; anytime

Report: None anticipated

Documents:

August 9, 2011, report from the City Attorney.

Time:

6:10 p.m. - 6:20 p.m. Councilmember House entered at 6:15 p.m.; Councilmembers Self and White were absent.

No report made.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 6:20 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE

HELENE SCHNEIDER
MAYOR

ATTEST:

SUSAN TSCHECH, CMC
DEPUTY CITY CLERK