



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING July 12, 2016 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Helene Schneider called the meeting to order at 2:00 p.m.

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 Susan Tschech.

CEREMONIAL ITEMS

1. Subject: Proclamation Declaring July 15, 2016, As Sister Cities International Day

Action: Proclamation presented to Pat Fallin, representing Sister Cities International, and Jim Brock, representing the Puerto Vallarta, Mexico, Sister City Committee.

2. 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, 2016.

Documents:

July 12, 2016, report from the Administrative Services Director.

(Cont'd)

2. (Cont'd)

Speakers:

Staff: City Administrator Paul Casey.

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

5-Year Pin

Stephanie Burgard, Animal Control Officer, Police Department
April DeBlauw, Police Officer, Police Department
Scott Durfor, Assistant Parking Coordinator, Public Works Department
Andrew Freytag, Police Officer, Police Department
Brock Maudlin, Police Officer, Police Department
Allan Tuazon, Police Officer, Police Department

10-Year Pin

Kathleen "Kathy" Frye, Associate Planner, Parks and Recreation Department
Theresa Lawler, Engineering Technician II, Waterfront Department
Stephanie Routhier, Engineering Technician II, Public Works Department

15-Year Pin

Lisa Arroyo, Wastewater Systems Manager, Public Works Department
Lyn Burich, Senior Engineering Technician, Airport Department
Timothy "Tim" Lawton, Community Education Liaison, Airport Department
Robin Neubert, Administrative Specialist, Fire Department
Cary Stevens, Legal Secretary II, City Attorney's Office
Jeffrey "Jeff" Zampese, Fire Engineer, Fire Department

20-Year Pin

Kent McBride, Police Officer, Police Department
Scott Nelson, Webmaster, Administrative Services Department

30-Year Pin

Christopher "Chris" Woodcock, Fire Captain, Fire Department

PUBLIC COMMENT

Speakers: Alex Sheldon, representing the Weihai, China, Sister Cities Committee; Toni Wellen, Coalition Against Gun Violence; Lizzie Rodriguez; Jarrod Schwartz, Just Communities; Judy Stevens; Jan Ross; Stephanie Jamgochian; Liz Zok; David Diaz; Jean Alexander; Katie Alexander; Jennifer Bergquist; Kathy Swift; Johnathan; Andrea Roselinsky; Marta Cruz; Michael Baker, United Boys & Girls Clubs; Raquel Vela; Ady Barkan.

Interim Police Chief John Crombach commented on recent training given to the police force related to sensitivity and racial profiling. City Administrator Casey mentioned that he has spoken to the City's new Police Chief, Lori Luhnnow, regarding this issue.

ITEMS REMOVED FROM CONSENT CALENDAR

4. **Subject: Introduction Of Ordinance For City Administrator Merit Salary Increase (170.01)**

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Ordinance No. 5706, the Salary Plan for the City Administrator for Fiscal Year 2016 and Fiscal Year 2017, to Provide a 5% Merit Increase Effective February 6, 2016.

Documents:

- July 12, 2016, report from Mayor Schneider.
- Proposed ordinance.

The title of the ordinance was read.

Motion:

Councilmembers Murillo/White to approve the recommendation.

Vote:

Majority voice vote (Noes: Councilmember Hart; Absentions: Councilmember Dominguez).

15. **Subject: A Resolution Denying The Appeal And Upholding The Decision Of The Planning Commission Granting Approval Of A 90-Unit Affordable Housing Development At 251 S. Hope Avenue (640.07)**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Denying the Appeal and Upholding the Decision of the Planning Commission Granting Approval of a 90-Unit Affordable Housing Development at 251 S. Hope Avenue, Pursuant to Council's Direction of May 3, 2016.

Documents:

- July 12, 2016, report from the City Attorney.
- Proposed resolution.

The title of the resolution was read.

Motion:

Councilmembers Rowse/Hotchkiss to approve the recommendation; Resolution No. 16-050.

Vote:

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

CONSENT CALENDAR (Item Nos. 3, 5 – 14, and 16 – 18)

The title of the ordinance related to Item No. 5 was read.

Motion:

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

Vote:

Unanimous voice vote.

3. Subject: Minutes

Recommendation: That Council waive further reading and approve the minutes of the regular meeting of May 17, 2016, the special meeting of May 26, 2016, and the regular meeting (cancelled) of May 31, 2016.

Action: Approved the recommendation.

5. Subject: Introduction Of Ordinance To Approve Two Encroachment Permit Agreements Related To Peabody Stadium Project At Santa Barbara High School (330.10)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving An Encroachment Permit Agreement to Allow Santa Barbara High School Peabody Stadium Facilities to Encroach Within Portions of City Lands Underlying a Vacated Portion of Figueroa Street, an Untraveled Portion of Figueroa Street, and a Vacated Portion of Salsipuedes Street, and Also Approving An Encroachment Permit Agreement to Allow Other Portions of Peabody Stadium Facilities to Encroach Within an Untraveled Portion of Rinconada Road, Both Agreements with the Santa Barbara Unified School District, the Owner of Santa Barbara High School at 700 East Anapamu Street, Santa Barbara County Assessor's Parcel Numbers 029-180-009, 029-240-003 and 029-240-008, and Authorizing the Public Works Director to Execute Same.

Action: Approved the recommendation (July 12, 2016, report from the Public Works and Administrative Services Directors; proposed ordinance).

6. Subject: Lease Agreements With Nonprofit Organizations At The Westside Neighborhood Center (330.04)

Recommendation: That Council authorize the Parks and Recreation Director to execute annual lease agreements for office space at the Westside Neighborhood Center (Westside Center) with the Independent Living Resource Center, UCP/Work Inc., United Cerebral Palsy Association of Los Angeles, Ventura, and Santa Barbara Counties, and the Santa Barbara Unified School District-Quetzal Program.

(Cont'd)

6. **(Cont'd)**

Action: Approved the recommendation; Agreement Nos. 25,616 – 25,619 (July 12, 2016, report from the Parks and Recreation Director).

7. **Subject: Twelve35 Teen Center Lease with Santa Barbara Police Activities League (330.04)**

Recommendation: That Council authorize the Parks and Recreation Director to renew a three-year lease agreement with the Santa Barbara Police Activities League (PAL) for the Twelve35 Teen Center, with an annual rent of one dollar per year.

Action: Approved the recommendation; Agreement No. 25,620 (July 12, 2016, report from the Parks and Recreation Director).

8. **Subject: Community Promotion Contract With Old Spanish Days (180.02)**

Recommendation: That Council authorize the City Administrator to execute a community promotion contract with Old Spanish Days in an amount of \$104,100, covering the period from July 1, 2016, to June 30, 2017.

Action: Approved the recommendation; Contract No. 25,621 (July 12, 2016, report from the City Administrator).

9. **Subject: Community Promotion Contract With Visit Santa Barbara (180.02)**

Recommendation: That Council authorize the City Administrator to execute an annual community promotion contract with Visit Santa Barbara to provide marketing services that promote Santa Barbara as a tourism destination, in an amount of \$1,380,000.

Action: Approved the recommendation; Contract No. 25,622 (July 12, 2016, report from the City Administrator).

10. **Subject: Contract For Downtown Parking Structures Assessment (550.05)**

Recommendation: That Council:

- A. Authorize the Public Works Director to execute a Professional Services contract with Watry Design, Inc., in the amount of \$265,770 for the Downtown Parking Structure Conditional Assessment Project, and authorize the Public Works Director to approve expenditures of up to \$26,577 for extra services of Watry Design, Inc., that may result from necessary changes in the scope of work; and

(Cont'd)

10. (Cont'd)

- B. Increase appropriations by \$222,347 in the Downtown Parking Capital Fund from available reserves in the Downtown Parking Operating Fund.

Action: Approved the recommendations; Contract No. 25,623 (July 12, 2016, report from the Public Works Director).

11. Subject: Contract For Design Of Stairway To Replace Structurally Deficient Stairway At Parking Lot 2 (Chapala and De La Guerra) (550.05)

Recommendation: That Council:

- A. Authorize the Public Works Director to execute a City Professional Services contract with Van Sande Structural Consultants, Inc., in the amount of \$90,875 for design services of the Lot 2 Stairway Replacement Project; and
- B. Authorize the Public Works Director to approve expenditures of up to \$9,088 for extra services of Van Sande Structural Consultants, Inc., that may result from necessary changes in the scope of work either in design or construction.

Action: Approved the recommendations; Contract No. 25,624 (July 12, 2016, report from the Public Works Director).

12. Subject: Agreements For Afterschool Recreation Programs (570.06)

Recommendation: That Council:

- A. Authorize the Parks and Recreation Director to enter into three agreements with the Santa Barbara Unified School District (SBUSD) for the Recreation Afterschool Program (RAP), Afterschool Opportunities for Kids (A-OK!), and Junior High Afterschool Sports Program (Junior High); and
- B. Reduce revenues and appropriations in the Fiscal Year 2017 Parks and Recreation Miscellaneous Grants Fund for the A-OK! program in the amount of \$13,805.

Action: Approved the recommendations; Agreement Nos. 25,625 – 25,627 (July 12, 2016, report from the Parks and Recreation Director).

13. Subject: Federal Aviation Administration Airport Improvement Grant Offer For Santa Barbara Airport (560.04)

Recommendation: That Council accept and authorize the Airport Director to execute, on behalf of the City, a Federal Aviation Administration Grant Offer, No. 3-06-0235-50, in an amount not to exceed \$360,000 in Airport Improvement (AIP) funds, for design, permitting, and bidding the Runway 7-25 Rehabilitation Project.

(Cont'd)

13. (Cont'd)

Action: Approved the recommendation; Agreement No. 25,628 (July 12, 2016, report from the Airport Director).

14. Subject: Purchase Order For Modifications To The Gibraltar Reservoir Water Conveyance System (540.09)

Recommendation: That Council authorize the General Services Manager to issue a purchase order in the amount of \$62,553 to Tierra Contracting, Inc., for repairs to the Gibraltar Reservoir water conveyance system, and approve expenditures up to \$9,383 for extra services that may result from necessary changes in the scope of work.

Action: Approved the recommendation (July 12, 2016, report from the Public Works Director).

NOTICES

16. The City Clerk has on Thursday, July 7, 2016, 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.
17. The City Council site visit originally scheduled for Monday, July 11, 2016, at 1:30 p.m. to the property located at 1417 San Miguel Avenue, has been rescheduled for Monday, July 25, 2016, at 1:30 p.m.
18. The public hearing originally scheduled for July 12, 2016, at 2:00 p.m. to hear an appeal of the Planning Commission's denial of a project at 1417 San Miguel Avenue, has been rescheduled for July 26, 2016, at 2:00 p.m.

This concluded the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PARKS AND RECREATION DEPARTMENT

19. Subject: Contract For Construction Of Arroyo Burro Creek Restoration Project At Barger Canyon (540.14)

Recommendation: That Council:

- A. Accept the bid protest of Shaw Contracting, Inc., and reject the apparent low bid from Peter Lapidus Construction of \$598,434.50 for the Arroyo Burro Creek Restoration Project at Barger Canyon - Civil Contract, Bid No. 3828, as non-responsive due to their listing of an unregistered subcontractor;

(Cont'd)

19. (Cont'd)

- B. Award a contract with Shaw Contracting, Inc., in their low bid amount of \$627,675.50 for the Arroyo Burro Creek Restoration Project at Barger Canyon - Civil Contract, Bid No. 3828; and authorize the Public Works Director to execute the contract and approve expenditures up to \$62,768.00 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;
- C. Reject the apparent low bid from Acacia Environmental of \$236,504.00 for the Arroyo Burro Creek Restoration Project at Barger Canyon - Landscaping Contract, Bid No. 3829, as non-responsive due to their failure to submit a complete bid;
- D. Award a contract with Recon Environmental in their low bid amount of \$274,849.25 for the Arroyo Burro Creek Restoration Project at Barger Canyon - Landscaping Contract, Bid No. 3829; and authorize the Public Works Director to execute the contract and approve expenditures up to \$27,485.00 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;
- E. Authorize the Public Works Director to execute a contract with Questa Engineering Corporation in the amount of \$47,800.00 for construction support services, and approve expenditures of up to \$4,780.00 for extra services of Questa Engineering Corporation that may result from necessary changes in the scope of work; and
- F. Transfer \$305,428 from available Creeks Operating Fund reserves to the Creeks Capital Fund and appropriate for the Upper Arroyo Creek Restoration Project to cover additional costs of construction.

Documents:

- July 12, 2016, report from the Public Works and Parks and Recreation Directors.
- PowerPoint presentation prepared and made by Staff.

Speakers:

Staff: Creeks Restoration/Clean Water Manager Cameron Benson,
Associate Planner Erin Markey.

Motion:

Councilmembers Murillo/Hart to approve the recommendations; Contract Nos. 25,629 – 25,631.

Vote:

Unanimous voice vote.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Councilmember Hotchkiss commented on his attendance at two Old Spanish Days Fiesta events, a pre-Fiesta Tea, and a media kickoff.
- Councilmember Murillo reported on her attendance at: 1) the pre-Fiesta Tea; 2) a United Way Fun in the Sun Lunch Bunch event at Harding School; 3) a meeting of the Westside Community Group's parking committee; and 4) a joint meeting of the Community Action Commission and Head Start.
- Councilmember White spoke about a downstream release taking place on the Santa Ynez River and the consequent efforts to maintain a small steelhead population living in a creek nearby.

RECESS

The Mayor recessed the meeting at 3:39 p.m. in order for the Council to reconvene in closed session for Item Nos. 20 and 21. She stated that no reportable action is anticipated.

CLOSED SESSIONS

20. Subject: Conference With Labor Negotiator (440.05)

Recommendation: That Council hold a closed session pursuant to the authority of Government Code Section 54957.6 to consider instructions to City negotiator Kristine Schmidt, Administrative Services Director, regarding negotiations with the Santa Barbara City Supervisory Employees' Bargaining Unit and the Santa Barbara City Employees' Association, Local 620 Service Employees' International Union.

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

Documents:

July 12, 2016, report from the Administrative Services Director.

Time:

3:40 p.m. – 4:10 p.m.

No report made.

21. Subject: Conference With City Attorney--Anticipated Litigation-- Government Code §54956.9(d)(2) & (e)(1): Significant exposure to litigation on one matter.

Time:

4:10 p.m. – 4:30 p.m.

(Cont'd)

21. Cont'd)

No report made.

ADJOURNMENT

Mayor Schneider adjourned the meeting at 4:30 p.m. in memory of Rogger Vivar, a long-term City employee who worked in the City TV Division.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE



ATTEST:



HELENE SCHNEIDER
MAYOR

SARAH GORMAN
CITY CLERK SERVICES MANAGER

Cathy Murillo for Helene Schneider