



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING
JULY 10, 2018
COUNCIL CHAMBERS, 735 ANACAPA

CALL TO ORDER

Mayor Cathy Murillo called the meeting to order at 2:00 p.m.

PLEDGE OF ALLEGIANCE

Mayor Murillo.

ROLL CALL

Councilmembers present: Jason Dominguez, Eric Friedman, Gregg Hart, Randy Rowse, Kristen W. Sneddon, Mayor Murillo.

Councilmembers absent: None.

Staff present: City Administrator Paul Casey, City Attorney Ariel Calonne, City Clerk Services Manager Sarah Gorman.

CONSENT CALENDAR (Item No. 1)

The titles of the ordinances and resolutions related to Consent Items were read.

Motion:

Councilmembers Hart/Rowse to approve Item 1 of the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

1. **Subject: Certification Of The Election Results For The Special Municipal Election Of June 5, 2018**

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Certifying the Election Results of the

Official Canvass for the Special Municipal Election held in the City on June 5, 2018.

Action: Approved the recommendation; Resolution No. 18-051 (July 10, 2018, report from the Administrative Services Director).

CEREMONIAL ITEMS

2. Subject: Affirmation Of Allegiance By Councilmember-Elect Oscar Gutierrez

Action: Affirmation administered.

3. Subject: Presentation Of Certificate Of Election

Action: Presented.

4. Subject: Seating Of Newly-Installed Councilmember

Action: Councilmember was seated.

ROLL CALL OF NEW COUNCIL

Councilmembers present: Jason Dominguez, Eric Friedman, Gregg Hart, Randy Rowse, Kristen W. Sneddon, Oscar Gutierrez, Mayor Murillo.

Councilmembers absent: None.

Staff present: City Administrator Paul Casey, City Attorney Ariel Calonne, City Clerk Sarah Gorman.

PUBLIC COMMENT

Members of the Public: Monica C. Ramirez, Homeless Community; Vince Kotowski; Peter Marin; Phil Walker; Jaqueline Inda; Jose Arturo Gallegos.

Motion:

Councilmembers Friedman/Dominguez to direct City Administrator Casey to work with County staff to understand emergency communications and discuss a possible joint meeting.

Vote:

Unanimous roll call vote.

CEREMONIAL ITEMS (CONT'D.)

5. Subject: National Pollinator Week June 18-24, 2018 (120.04)

Action: Presented.

6. 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, 2018.

CHANGES TO THE AGENDA

ITEM REMOVED FROM CALENDAR

Councilmember Gutierrez stated that he would abstain from voting on the following item due to a conflict of interest related to his "remote interest" under California Government Code section 1091 due to his employment with the Media Access Center.

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

Recommendation: That Council authorize the Finance Director to execute a grant agreement 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 2019, estimated to be \$132,000.

Documents:

- July 10, 2018, report from the Finance Director.

Motion:

Councilmembers Freidman/Dominguez to approve the recommendation; Agreement No. 26,207.

Vote:

Unanimous roll call vote (Abstentions: Councilmember Gutierrez).

CONSENT CALENDAR (CONT'D.) (Item Nos. 7, 9 – 18.)

The titles of the ordinances and resolutions related to Consent Items were read.

Motion:

Councilmembers Dominguez/Rowse to approve Items 7, and 9-18 of the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

7. Subject: 2018-2019 Fire Association Memorandum Of Understanding (440.02)

Recommendation: That Council ratify the Memorandum of Understanding between the City and the Santa Barbara City Firefighters' Association for the period of January 1, 2018 through June 30, 2019 through introduction and subsequent adoption of, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Adopting the 2018-2019 Memorandum of Understanding Between the City of Santa Barbara and the Santa Barbara City Firefighters' Association.

Action: Approved the recommendation (July 10, 2018, report from the City Administrator's Office).

9. Subject: Approval Of Dooley Enterprises As Sole Source Vendor To Provide Duty And Practice Ammunition For The Police Department (520.04)

Recommendation: That Council waive the formal bid process as authorized by Municipal Code Section 4.52.070(k), best interest waiver, and authorize the City General Services Manager to issue a purchase order to Dooley Enterprises as the most favorable source for providing the City with its authorized ammunition needs in an amount equal to or less than currently appropriated in the Police Department's adopted Fiscal Year 2019 budget.

Action: Approved the recommendation; (July 10, 2018, report from the Police Chief.)

10. Subject: City And Santa Barbara Unified School District Joint Use Park Ranger Patrol Services Agreement

Recommendation: That Council authorize the City Administrator to enter into a one-year agreement with the Santa Barbara Unified School District (SBUSD) for Park Ranger Patrol Services at SBUSD properties at a cost to SBUSD in the amount of \$32,048.

Action: Approved the recommendation; Agreement No. 26,208 (July 10, 2018, report from the Parks and Recreation Director.)

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

Recommendation: That Council authorize the Parks and Recreation Director to enter into agreements with the Santa Barbara Unified School District for the Recreation Afterschool Program, Afterschool Opportunities for Kids, and Junior High Afterschool Sports Program.

Action: Approved the recommendation; Agreement Nos. 26,209; 26,210; and 26,211 (July 10, 2018, report from the Parks and Recreation Director.)

12. Subject: Lease Agreement With Santa Barbara Unified School District-Quetzal Program At The Westside Neighborhood Center (580.04)

Recommendation: That Council authorize the Parks and Recreation Director to execute an annual lease agreement for classroom space at the Westside Neighborhood Center for the Santa Barbara Unified School District-Quetzal Program.

Action: Approved the recommendation; Agreement No. 26,212 (July 10, 2018, report from the Parks and Recreation Director.)

13. Subject: Contract For Construction Of Light Industrial Buildings 4 And 5 At 6100 Hollister Avenue (560.04)

Recommendation: That Council:

- A. Award a contract to Tomar Construction in its low bid amount of \$3,663,000 for construction of Light Industrial Buildings 4 and 5 at 6100 Hollister Avenue, Bid No. 3924, and authorize the Public Works Director to execute the contract and approve expenditures up to \$256,410 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; and
- B. Authorize the Public Works Director to execute a contract amendment with Kupiec Architects PC to increase the contract amount by \$122,100 for additional construction support services, for a total contract amount not to exceed \$474,100.

Action: Approved the recommendations; Agreement Nos. 26,213 and 26,068.1 (July 10, 2018, report from the Public Works Director.)

14. Subject: Contract For Gibraltar Dam Inundation Mapping (540.09)

Recommendation: That Council authorize the Public Works Director to execute a City Professional Services contract with GEI Consultants, Inc. in the amount of \$46,401 for the Gibraltar Dam Inundation Mapping Project, and authorize the Public Works Director to approve expenditures of up to \$4,640 for extra services

of GEI Consultants, Inc. that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Agreement No. 26,214 (July 10, 2018, report from the Public Works Director.)

15. Subject: Transfer And Appropriation Of Funds For Construction Of Light Industrial Buildings At 6100 Hollister Avenue (560.04)

Recommendation: That Council:

- A. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Approving the Appropriation, Transfer, and Repayment of Funds Between the General Fund and the Airport Development Fund for the Purpose of Constructing Phase 1 of the Airport Light Industrial Development at 6100 Hollister Avenue;
- B. Increase appropriations by \$3,000,000 in the General Fund, to be funded by General Fund reserves;
- C. Increase appropriations by \$800,000 in the Airport Operating Fund, to be funded by Airport Operating Fund reserves;
- D. Increase appropriations and estimated revenues in the Airport Development Fund by \$3,800,000, to be funded by a transfer of \$3,000,000 from the General Fund and \$800,000 from the Airport Operating Fund; and
- E. Increase appropriations in the Airport Development Fund by \$180,000, to be funded from \$180,000 in available reserves.

Action: Approved the recommendations; Resolution No. 18-052 (July 10, 2018, report from the Airport Director.)

16. Subject: Grant Agreement With The Chamber Of The Santa Barbara Region To Support Visitor Information Center Operations (180.01)

Recommendation: That Council authorize the City Administrator to execute an annual community promotion grant agreement with The Chamber of the Santa Barbara Region in an amount of \$69,500 to support year-round expenses of the Visitor Information Center covering the period from July 1, 2018 to June 30, 2019.

Action: Approved the recommendation; Agreement No. 26,215 (July 10, 2018, report from the City Administrator.)

17. Subject: Grant Agreement With Visit Santa Barbara For Tourism Marketing Services (170.01)

Recommendation: That Council authorize the City Administrator to execute an annual community promotion agreement with Visit Santa Barbara to provide marketing services that promote Santa Barbara as a tourism destination, in an

amount of \$1,480,000, including an enhanced marketing effort to recover from the Thomas Fire.

Action: Approved the recommendation; Agreement No. 26,216 (July 10, 2018, report from the City Administrator.)

18. Subject: Grant Agreement With Santa Barbara International Film Festival (170.01)

Recommendation: That Council authorize the City Administrator to execute an annual community promotion grant agreement with Santa Barbara International Film Festival in the amount of \$80,700 to support film festival programming and year-round administrative expenses.

Action: Approved the recommendation; Agreement No. 26,217 (July 10, 2018, report from the City Administrator.)

NOTICES

19. Subject: The City Clerk has on Thursday, July 5, 2018, 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.

This concluded the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

FINANCE DEPARTMENT

20. Subject: Introduction Of Ordinance For Approving Santa Barbara Financing Authority 2018 Airport Revenue Refunding Bonds (560.01)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the City Council of the City of Santa Barbara Approving the Issuance by the Santa Barbara Financing Authority, in one or more Series, of not to Exceed \$40,000,000 of Santa Barbara Financing Authority Lease Revenue Refunding Bonds (Airport Project), Series 2018, Approving the Execution and Delivery of Various Related Documents in Connection with the Offering and Sale of Such Bonds and Other Matters Related thereto.

Documents:

- July 10, 2018, report from the Airport and Finance Directors.
- Proposed ordinance.

Speakers:

- Finance Director Robert Samario.

Motion:

Councilmembers Dominguez/Rowse to approve the staff recommendation.

Vote:

Unanimous roll call vote.

PUBLIC WORKS DEPARTMENT

21. Subject: Approval Of Agreement With MarBorg Industries For The Delivery Of Fats, Oils, And Grease (540.13)

Recommendation: That Council approve an agreement between MarBorg Industries, Inc. and the City, in a form acceptable to the City Attorney, for the delivery of fats, oils, and grease to the El Estero Wastewater Treatment Plant from April 9, 2018 to April 8, 2019.

Documents:

- July 10, 2018, report from the Public Works Director.

Speakers:

- Staff: Wastewater Systems Manager Lisa Arroyo; Public Works Director Rebecca Bjork.
- Members of the Public: Mark Craig, Coastal Byproducts.

Motion:

Councilmembers Hart/Dominguez to approve the staff recommendation; Agreement No. 26,218.

Vote:

Unanimous roll call vote.

City Attorney Calonne was excused from the meeting at 3:38 p.m.

QUASI-JUDICIAL HEARING RULES APPLY TO THE FOLLOWING AGENDA ITEM

PUBLIC HEARINGS

22. Subject: Appeal Of The Architectural Board Of Review's Project Design And Final Approval Of A Short-Term Rental/Hotel At 402 Anacapa Street (640.07)

Recommendation: That Council:

- Consider the appeal of Anna Marie Gott of the Architectural Board of Review's approval of an application to convert an existing residential unit to a three-guestroom short-term rental/hotel at 402 Anacapa Street; and
- Direct staff to return to Council with a decision and findings resolution reflecting the outcome of the appeal.

Staff presentation at 3:44 p.m.

Documents:

- July 10, 2018, report from the Community Development Director.

Speakers:

- Staff: Senior Planner Irma Unzueta; City Planner Renee Brooke; Assistant City Attorney Scott Vincent, Deputy City Attorney Tava Ostrenger.
- Architectural Board of Review: Member Kevin Moore.
- Appellant: Anna Marie Gott.
- Applicant: Trish Allen, Suzanne Elledge Planning and Permitting Services, Inc.; Inga Frick, Owner; Shirley Frick, Owner.
- Members of the Public: Dean Vanecek; Mary Ellen Tiffany; Howard Cantor; Robin Donaldson; Natalia Govoni; Bonnie Donovan;

Ex parte communications:

- Councilmember Friedman stated that he was emailed by the appellant, but responded that he would not take the meeting.
- Councilmember Sneddon stated that she met with the appellant on July 6 but discussed other issues, not the instant appeal.

Discussion:

Council heard a presentation from staff and testimony from the applicant, appellant, and members of the public.

Motion:

Dominguez to continue with a closed session in between continuation of the hearing. The motion failed for the lack of second.

Motion:

Councilmembers Dominguez/Hart to deny the appeal on the condition that the applicants use the three parking spots as discussed by Applicant representative Ms. Allen.

Motion:

Councilmembers Dominguez/Hart to amend the motion to state: to deny the appeal and uphold the decision of the Architectural Board of Review (ABR) approving the development plan approval conditioned upon the use of the alternative parking design with three parking spaces subject to the design returning to the Architectural Board of Review for final approval and a waiver of the parking landscape design standards.

Vote:

Unanimous roll call vote.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

- Councilmember Sneddon attended the following events or meetings: 1. CCWA meeting; 2. Desalination subcommittee; 3. World Business Academy event; 4. Ribbon cutting for Trattoria Mollie; 5. Fourth of July parade; 6. Opening of Breadmakers; 7. Retirement event for Santos Escobar; 8. Ribbon cutting for Creamistry Ice Cream.

- Councilmember Friedman attended the following events or meetings: 1. Monthly board meeting of SB Beautiful.

- Councilmember Dominguez attended the following events or meetings: 1. World Business Academy event; 2. Trattoria Mollie’s ribbon cutting; 3. 4. CEC breakfast.

- Councilmember Hart attended the following events or meetings: 1. CEC breakfast; 2. Desalination ad hoc committee; 3. Montecito Trails Association work event; 4. Santa Barbara Maritime Museum event.

- Councilmember Gutierrez attended the following events or meetings: 1. World Business Academy event; 2. Trattoria Mollie’s ribbon cutting; 3. Fourth of July parade; 4. PAL event.

- Mayor Murillo attended the following events or meetings: 1. Pre-Fiesta Tea; 2. Office hours at Impact Hub; 3. Independence Day parade; 4. Ribbon cutting events.

PUBLIC COMMENT (IF NECESSARY)

ADJOURNMENT

Mayor Murillo adjourned the meeting at 7:15 p.m.

Approved and adopted by the City Council of the City of Santa Barbara on October 9, 2018.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE



CATHY MURILLO
MAYOR

ATTEST:



SARAH GORMAN
CITY CLERK SERVICES MANAGER