



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING October 9, 2012 COUNCIL CHAMBER, 735 ANACAPA STREET

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### CALL TO ORDER

Mayor Helene Schneider called the meeting to order at 2:00 p.m. (The Ordinance Committee met at 12:30 p.m. The Finance Committee, which ordinarily meets 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, Cathy Murillo, Randy Rowse, Bendy White, Mayor Schneider.

Councilmembers absent: None.

Staff present: Assistant City Administrator/Community Development Director Paul Casey, City Attorney Stephen P. Wiley, City Clerk Services Manager Gwen Peirce.

### CEREMONIAL ITEMS

1. Subject: Solar Design Recognition Awards 2012 (630.06)

#### Documents:

- October 9, 2012, report from the Assistant City Administrator/Community Development Director.
- October 9, 2012, Solar Energy System Design Guidelines & Solar Recognition Program documents.
- PowerPoint presentation prepared and made by Staff.

#### Speaker:

Staff: Project Planner Heather Baker.

Action: The City Council received a report on the 2012 Solar Design Recognition Awards recipients and ceremony.

**PUBLIC COMMENT**

Speakers: Wayne Scoles, Kenneth Loch, Phil Walker, Steve Price, Courtney Caswell-Peyton, Ruth Wilson, Richard Robinson, Karl Wagner, Lee Moldaver, K8 Longstory.

**CONSENT CALENDAR (Item Nos. 2 – 9)**

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

**Motion:**

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

**Vote:**

Unanimous roll call vote.

2. **Subject: Minutes**

**Recommendation:** That Council waive the reading and approve the minutes of the regular meeting of September 25, 2012.

**Action:** Approved the recommendation.

3. **Subject: Subpoenas Of Records For Telecommunications Utility Users Tax (UUT) Audits (350.05)**

**Recommendation:** That Council approve the issuance of Subpoenas to Sprint Telephony LLP, Level 3 Communications, and TW Telecom of California LP for records in connection with Telecommunications Utility Users Tax Audits.

**Action:** Approved the recommendation (October 9, 2012 report from the Finance Director).

4. **Subject: Increase In Change Order Authority For Headworks Screening Replacement Project At El Estero Wastewater Treatment Plant (540.13)**

**Recommendation:** That Council authorize an increase in the Public Works Director's Change Order Authority to approve expenditures for extra work for the Headworks Screening Replacement Project at the El Estero Wastewater Treatment Plant, Contract No. 23,881, in the amount of \$222,411 for a total contract expenditure authority of \$4,746,851.

**Action:** Approved the recommendation (October 9, 2012 report from the Public Works Director).

5. **Subject: Introduction Of Ordinance For A Lease Agreement With Brophy & Sons, Inc. (330.04)**

(Cont'd)

## 5. (Cont'd)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a 23-Year Lease Dated as of November 16, 2012, with Brophy & Sons, Inc., Doing Business As Brophy Brothers Restaurant and Clam Bar and On The Alley, at an Average Base Rent of \$35,800 Per Month or 10% of Gross Sales, Whichever is Greater.

Action: Approved the recommendation (October 9, 2012 report from the Waterfront Director; proposed ordinance).

## 6. Subject: Santa Barbara Police Foundation Donation (520.04)

Recommendation: That Council:

- A. Accept a donation in the amount of \$3,000 from the Santa Barbara Police Foundation, and
- B. Increase estimated revenues and appropriations by \$3,000 in the Police Asset Forfeiture and Miscellaneous Grants Fund for the installation of motorcycle patrol rifles funded from the Santa Barbara Police Foundation donation.

Action: Approved the recommendations (October 9, 2012 report from the Police Chief).

NOTICES

- 7. The City Clerk has on Thursday, October 4, 2012, 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.
- 8. Received a Notice from the Housing Authority of the City of Santa Barbara that it will be updating its Conflict of Interest Code pursuant to Government Code Section 87306.
- 9. That pursuant to Government Code Section 87306, the City of Santa Barbara will be updating its Conflict of Interest Code no later than December 18, 2012.

This concluded the Consent Calendar.

**REPORT FROM THE ORDINANCE COMMITTEE**

Ordinance Committee Chair Grant House reported that the Committee met to review a draft ordinance amending Municipal Code Title 17 related to Harbor Operations, specifically regarding the impact of wakes on vessels and clarification of language regarding mooring of vessels.

## CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

### POLICE DEPARTMENT

#### 10. Subject: Police Department Update (520.04)

Recommendation: That Council receive an oral presentation from the Police Chief regarding the Santa Barbara Police Department.

#### Documents:

- October 9, 2012, report from the Police Chief.
- PowerPoint presentation prepared and made by Staff.

#### Speaker:

- Staff: Police Chief Camerino Sanchez, Sergeant Riley Harwood, City Attorney Stephen Wiley, Captain David Whitham.
- Members of the Public: K8 Longstory, Steve Price.

#### Discussion:

Police Chief Sanchez discussed crime statistics from August through September 2012, including residential, vehicle and commercial burglaries and arrests; statistics and response times for calls for service; the status of gang activity; efforts made by the School Resources Officer and Tactical Patrol Force, including the cleanup of 5 illegal encampments; statistics on Restorative Policing, Community Liaisons and Restorative Outreach; information on issues revolving around roving vendors; and an update on the in-car video project. Councilmembers' questions were answered.

## COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

#### Information:

- Councilmember Murillo spoke regarding the Milpas Action Task Force and requested any input from other Councilmembers on the process moving forward; and she spoke regarding an event she attended at the Eastside Library in celebration of Hispanic Heritage Month.
- Councilmember White reported on the recent Planning Commission meeting regarding Casa Esperanza and the problems between the facility and the surrounding neighborhoods and efforts being made to facilitate solutions to those problems; and he spoke regarding a recent Water Commission meeting and a 10-year Capital Improvement Program and Rate Study that had been presented at the meeting.
- Councilmember House provided an update regarding efforts being made by the member cities of the Beacon Board on a regional environmental impact report for a single-use plastic bag ban ordinance; and he reported on the Conference and Visitors Bureau Board's Marketing Plan that is currently being compiled.

(Cont'd)

## Information (Cont'd)

- Mayor Schneider spoke regarding a panel that she had participated in sponsored by the County Arts Commission and reported on the results of a study of the cultural economy in Santa Barbara, specifically revenue and jobs; and she spoke regarding the recent Funk Zone event.

**RECESS**

Mayor Schneider recessed the meeting at 4:13 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 11, and said that no reportable action is anticipated.

**CLOSED SESSIONS**

## 11. Subject: Conference With Labor Negotiator (440.05)

Recommendation: That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to City negotiator Kristy Schmidt, Employee Relations Manager, regarding negotiations with the Police Management Association and the new Fire Management Association, and regarding discussions with certain unrepresented managers about salaries and fringe benefits.

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

## Document:

October 9, 2012 report from the Assistant City Administrator/  
Administrative Services Director.

## Time:

4:15 p.m. – 4:50 p.m.

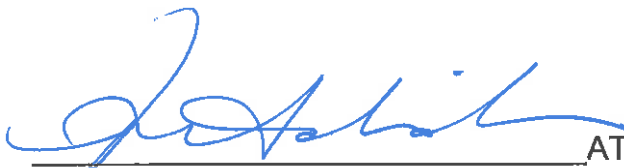
No report made.

**ADJOURNMENT**

Mayor Schneider adjourned the meeting at 4:50 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE



HELENE SCHNEIDER  
MAYOR

ATTEST:



GWEN PEIRCE, CMC  
CITY CLERK SERVICES MANAGER