



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING June 17, 2003 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:01 p.m. (The Ordinance Committee met at 1:00 p.m., and the Finance Committee met at 1:30 p.m.)

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 Susan Tschech.

PUBLIC COMMENT

SPEAKERS: No one wished to speak.

CONSENT CALENDAR (Item Nos. 1 – 5)

The title of the resolution related to Item No. 2 was read.

MOTION:

Councilmembers Secord/Fairly 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 June 3, 2003.

ACTION: Approved the recommendation.

2. SUBJECT: ACCEPTANCE OF STREET EASEMENT DEED FOR 2 NORTH CALLE CESAR CHAVEZ (330.03)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting Interest in Real Property Located at 2 North Calle Cesar Chavez, APN 017-030-014.

ACTION: Approved the recommendation; Resolution No. 03-037 (June 17, 2003, Public Works Director's report).

NOTICES

3. The City Clerk has on Thursday, June 12, 2003, at 3:00 p.m. 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.
4. Cancellation of the regular Redevelopment Agency meeting of June 17, 2003, at 2:00 p.m. due to lack of business. (620.01)
5. The City Council will conduct a site visit on Monday, June 23, 2003, at 1:30 p.m. to the property located at 1535 West Mountain Drive, which is the subject of an appeal hearing set for June 24, 2003, at 2:00 p.m.

This concluded the Consent Calendar.

FINANCE COMMITTEE AND ORDINANCE COMMITTEE REPORTS

ORDINANCE COMMITTEE

6. SUBJECT: ORDINANCE COMMITTEE AGENDA, JUNE 17, 2003, 1:00 P.M., IN COUNCIL CHAMBER FOR CONSIDERATION OF PROPOSED ORDINANCE AMENDING CHAPTER 15.20, TREE PLANTING AND MAINTENANCE, AND CHAPTER 15.24, PRESERVATION OF TREES (120.03)

7. SUBJECT: REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Iya Falcone reported that the Committee had reviewed and approved proposed ordinance amendments regarding tree planting, maintenance and preservation. The amendments will be forwarded to Council for introduction and subsequent adoption.

FINANCE COMMITTEE

8. SUBJECT: FINANCE COMMITTEE AGENDA, JUNE 17, 2003, 1:30 P.M., IN ROOM 15 FOR REVIEW OF CHANGES TO THE STATEMENT OF INVESTMENT POLICY FOR FISCAL YEAR 2004 (120.03)

9. SUBJECT: REPORT FROM THE FINANCE COMMITTEE

Finance Committee member Dan Secord reported that the Committee had considered proposed changes to the City's Statement of Investment Policy. The Committee recommends approval of the changes, which will be submitted to Council next week.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

INFORMATION: Councilmember Horton reported on his attendance at a meeting of the No Place for Hate Committee.

ADMINISTRATIVE AND ATTORNEY REPORTS

PARKS AND RECREATION DEPARTMENT

10. SUBJECT: BEACH BASKETBALL COURTS (570.07)

RECOMMENDATION: That Council hear a report regarding alternative sites for a proposed basketball court in the beach area and provide direction to staff.

DOCUMENTS:

- June 17, 2003, Parks and Recreation Director's report.
- PowerPoint presentation made by Staff.
- Letter and petition from Skylar Slayman and Robby Nielsen, received by the Parks and Recreation Department on May 27, 2003.
- June 15, 2003, letter from Sally Sphar.
- June 17, 2003, letter from Citizens Planning Association of Santa Barbara County.

(Cont'd)

10. (Cont'd)

SPEAKERS:

- Staff: Landscape Architect/Project Coordinator Billy Goodnick, Parks and Recreation Director Richard Johns.
- Members of the Public: Peter Lackner, Santa Barbara Drum Circle; Geoffrey Aggeler; Naomi Kovacs, Citizens Planning Association; Anna Dato; Robert Chumbrek; Kellem de Forest; Barry Berkus.

MOTION:

Councilmembers Hart/Falcone to direct Staff to pursue, with the community group that brought forward the proposal to construct a new basketball facility, the design of a court at Chase Palm Park, south of Cabrillo Boulevard and adjacent to the existing practice soccer field.

VOTE:

Majority voice vote (Noes: Mayor Blum; Absent: Councilmember Folayemi).

11. **SUBJECT: RESOLUTION ADOPTING CITY-WIDE INTEGRATED PEST MANAGEMENT STRATEGY (330.01)**

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing An Integrated Pest Management Policy For All City Departments.

DOCUMENTS:

- June 17, 2003, Parks and Recreation Director's report.
- Proposed Resolution.
- PowerPoint presentation made by Staff.
- June 11, 2003, letter from the Environmental Defense Center.
- June 12, 2003, letter from the Community Environmental Council.

The title of the resolution was read.

SPEAKERS:

- Staff: Assistant Parks and Recreation Director Jeff Cope.
- Members of the Public: Eric Cárdenas, Environmental Defense Center; Joshua Chittick; Greg Chittick and Julie Schloss, Pesticide Awareness and Alternatives Coalition (PAAC); Carol Van; Corey Linberg; Ada Babine, Sierra Club; Hillary Hauser and Anissa Moritz, Heal the Ocean; Donna Pearson-Beal, American Lung Association; Ariana Katovich, Sierra Club; Sean Hutchinson; Stephen Sherrill; James Smallwood, PAAC; Leigh Ann Grabowsky, Santa Barbara Channelkeeper; Das Williams; David Fortson, Santa Barbara County Action Network.

Councilmember Secord left the meeting at 3:58 p.m.

(Cont'd)

11. (Cont'd)

MOTION:

Councilmembers Falcone/Horton to approve the recommendation; Resolution No. 03-038, as revised; direct Staff to include specific items mentioned by Councilmembers in the strategy to be developed and submitted to Council in December 2003; and direct Staff to present the first annual report of pesticide use to Council in addition to the Park and Recreation Commission.

VOTE:

Unanimous roll call vote (Absent: Councilmembers Fodayemi, Secord).

RECESS

4:10 p.m. - 4:25 p.m.

ADMINISTRATIVE AND ATTORNEY REPORTS (Cont'd)

PUBLIC WORKS DEPARTMENT

12. SUBJECT: RESIDENTIAL CLEAN SWEEP PROGRAM (530.04)

RECOMMENDATION: That Council:

- A. Find it in the City's best interest to waive the formal bid procedure as authorized by Municipal Code Section 5.42.080(k) and authorize the General Services Manager to issue a change order to purchase order No. 362,700 to Continental Janitorial Services in the amount of \$145,592.20, which includes \$12,000 for unanticipated expenses; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Restricting Parking Upon Certain Streets for the Purpose of Street Sweeping.

DOCUMENTS:

- June 17, 2003, Public Works Director's report.
- Proposed Resolution.

The title of the resolution was read.

SPEAKERS:

Staff: Transportation Planning and Operations Manager Browning Allen,
City Administrator James Armstrong.

(Cont'd)

12. (Cont'd)

MOTION:

Councilmembers Falcone/Secord to approve the recommendations;
Resolution No. 03-039.

VOTE:

Unanimous roll call vote (Absent: Councilmember Fodayemi).

13. **SUBJECT: REJECTION OF BIDS FOR SAN ROQUE PARK WATER WELL CONSTRUCTION PROJECT (540.10)**

RECOMMENDATION: That Council:

- A. Reject all bids for the San Roque Park Water Well Construction Project (2003) – Phase 1, Bid No. 3368; and
- B. Direct staff to reexamine the project specifications for cost reduction opportunities and prepare a revised bid package.

DOCUMENTS:

June 17, 2003, Public Works Director's report.

SPEAKERS:

Staff: Water Supply Planner Bill Ferguson.

MOTION:

Councilmembers Secord/Fairly to approve the recommendations.

VOTE:

Unanimous voice vote (Absent: Councilmember Fodayemi).

WATERFRONT DEPARTMENT

14. **SUBJECT: RESPONSE TO 2002-2003 GRAND JURY REPORT ON HARBOR PATROL AND EAST BEACH MOORING AREA (150.04)**

RECOMMENDATION: That Council:

- A. Review portions of County 2002-2003 Grand Jury Report pertaining to Harbor Patrol and the East Beach Mooring Area; and
- B. Authorize the mayor to send a letter to the Presiding Judge of the Superior Court forwarding Council's response to findings and recommendations related to Harbor Patrol and the East Beach Mooring Area.

DOCUMENTS:

June 17, 2003, Waterfront Director's report.

SPEAKERS:

Staff: Waterfront Director John Bridley.

(Cont'd)

14. (Cont'd)

MOTION:

Councilmembers Horton/Fairly to approve the recommendations.

VOTE:

Unanimous voice vote (Absent: Councilmember Fodayemi).

RECESS

4:46 p.m. - 4:48 p.m.

CLOSED SESSIONS

15. 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 negotiators Linda Jensen, Liebert Cassidy Whitmore, and Kristy Schmidt, Employee Relations Manager, regarding negotiations with the Santa Barbara Police Officers Association.

Scheduling: Duration, 40 minutes; anytime

DOCUMENTS:

June 17, 2003, Assistant City Administrator's report.

TIME:

4:48 p.m. - 6:00 p.m.

16. 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 *James Robert Begg v. City of Santa Barbara, et al.*, SBSC Case No. 1112953.

Scheduling: Duration, 45 minutes; anytime

DOCUMENTS:

June 17, 2003, City Attorney's report.

TIME:

6:01 p.m. - 7:12 p.m.

RECESS: 7:12 p.m. - 7:13 p.m. The City Council reconvened in the Council Chamber; Councilmembers Falcone and Secord were absent.

ANNOUNCEMENT:

City Administrator James Armstrong reported that the Council met in closed session for Agenda Item Nos. 15 and 16; no reportable action was taken during the closed sessions.

ADJOURNMENT

Mayor Blum adjourned the meeting at 7:14 p.m. to Monday, June 23, 2003, at 1:30 p.m. for a site visit to 1535 West Mountain Drive.

SANTA BARBARA CITY COUNCIL

MABI COVARRUBIAS PLISKY, CMC
CITY CLERK SERVICES MANAGER

ATTEST:

MARTY BLUM
MAYOR

SUSAN TSCHECH
DEPUTY CITY CLERK