



**CITY OF SANTA BARBARA
CITY COUNCIL MINUTES**

**REGULAR MEETING
October 7, 2008
COUNCIL CHAMBER, 735 ANACAPA STREET**

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:00 p.m. (The Finance Committee met at 12:30 p.m. The Ordinance Committee, which ordinarily meets at 12:30 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

Councilmembers present: Dale Francisco, Roger L. Horton, Helene Schneider, Das Williams, Mayor Blum.

Councilmembers absent: Iya G. Falcone, Grant House.

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

CEREMONIAL ITEMS

1. 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 October 31, 2008.

Documents:

October 7, 2008, report from the Administrative Services Director.

Speakers:

Staff: City Administrator James L. Armstrong, Service Award Recipients Louis Chiourn and William Ferguson.

(Cont'd)

1. (Cont'd)

By consensus, the Council recognized the following employees:

5-Year Pin

Loree Cole, Supervising Engineer, Public Works

10-Year Pin

Salvador Marquez, Vehicle Services Assistant, Public Works
Judith McCaffrey, Recreation Programs Manager, Parks and Recreation

15-Year Pin

Jesus Gaitan, Senior Tree Trimmer, Parks and Recreation

20-Year Pin

Alison Baird, Permit Technician, Community Development
David Lewis, Wastewater Treatment Plant Chief, Public Works

25-Year Pin

William Ferguson, Water Resources Supervisor, Public Works

2. Subject: Proclamation Declaring October 6-12, 2008, As Harbor and Seafood Week (120.04)

Action: Proclamation presented to Bob Yost, Director of the Page Youth Center.

3. Subject: Proclamation Declaring October 15, 2008, As White Cane Safety Day (120.04)

Action: Proclamation presented to Adelaida Ortega.

Councilmember House entered the meeting at 2:13 p.m.

COUNCIL AND STAFF COMMUNICATIONS

Mayor Blum expressed the Council's best wishes to Councilmember Falcone, whose husband just passed away, and stated that the meeting will be adjourned in his honor.

PUBLIC COMMENT

Speakers: Kenneth Loch, Floyd Meyer, Jeremy Kistner and his mother, and Kate Smith.

ITEM REMOVED FROM CONSENT CALENDAR

5. Subject: Adoption Of Ordinance Amending The City's Inclusionary Housing Ordinance (640.09)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Title 28 of the Municipal Code to Revise Chapter 28.43 With Respect to Expanded Inclusionary Housing Requirements for Smaller Residential Projects Approved for Construction Within the City.

Documents:

- October 7, 2008, letter submitted by Sheila Lodge.
- October 7, 2008, PowerPoint presentation submitted by Tony Fischer.

The title of the ordinance was read.

Speakers:

- Members of the Public: Sheila Lodge, Tony Fischer.
- Staff: City Attorney Stephen Wiley, Community Development Director Paul Casey.

Motion:

Councilmembers Horton/House to continue this item to next week.

Vote:

Unanimous voice vote (Absent: Councilmember Falcone).

CONSENT CALENDAR (Item Nos. 4 and 6 - 11)**Motion:**

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

Vote:

Unanimous voice vote (Absent: Councilmember Falcone).

4. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the regular meeting of September 23, 2008

Action: Approved the recommendation.

6. Subject: Final Economic Development Project Designation For 500 James Fowler Road - Airline Terminal Improvement Project (640.09)

Recommendation: That Council:

- A. Find that the Airline Terminal Improvement Project qualifies for designation as a Economic Development Project that would continue to provide services that enhance the standard of living for City and South Coast residents and strengthen the local and regional economy; and
- B. Grant the project a Final Economic Development allocation of 44,648 square feet (sq. ft.) of floor area.

Action: Approved the recommendations (October 7, 2008, report from the Airport Director).

7. Subject: Approval Of An Increase In Right Of Way And Relocation Services For The Haley Street Bridge Replacement Project (530.04)

Recommendation: That Council authorize the Public Works Director to increase Agreement No. 22,544 with Hamner, Jewell & Associates for extra services in the amount of \$10,000, for a revised contract total of \$105,700 for the Haley Street Bridge Replacement Project.

Action: Approved the recommendation (October 7, 2008, report from the Public Works Director.)

8. Subject: Contract For Design Services For Zone 3 Pavement Maintenance (530.04)

Recommendation: That Council authorize the Public Works Director to execute a contract with Flowers and Associates, Inc. (Flowers), in the amount of \$59,937 for design services for the Zone 3 Pavement Maintenance Project (Project), and authorize the General Services Manager to approve expenditures of up to \$5,994 for extra services of Flowers that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Contract No. 22,927 (October 7, 2008, report from the Public Works Director).

NOTICES

9. Received a memorandum advising of a vacancy created on the Lower Westside Center Advisory Committee with the departure of Member Carlos Hernandez; the vacancy will be part of the current City Advisory Group recruitment.

10. The City Clerk has on Thursday, October 2, 2008, 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.
11. Cancellation of the regular Redevelopment Agency meeting of October 7, 2008, due to lack of business.

This concluded the Consent Calendar.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Roger L. Horton reported that the Committee met to discuss the following items: 1) a request from the Housing Authority of the City of Santa Barbara for a loan forgiveness related to 227 W. De la Guerra Street; and 2) appropriation of funds to complete Phase 3 of the Harbor Breakwater Cap Repair Project. The Committee forwarded both of these items to the Council for its consideration on a future date.

PUBLIC HEARINGS

12. Subject: Appeal Of The Fire And Police Commission's Denial Of Julio Maganda's Taxicab Driver Permit (520.01)

Recommendation: That Council deny the appeal of Julio Maganda, thereby upholding the Board of Fire and Police Commissioners' appeal decision supporting the Police Department's denial of Mr. Maganda's taxicab driver permit.

Documents:

- October 7, 2008, report from the Chief of Police.
- July 9, 2008, Notice of Default submitted by Stephen Penner, Attorney.

Public Comment Opened:

3:09 p.m.

Speakers:

- Staff: Police Lieutenant Armando Martel, City Administrator James Armstrong.
- Appellant/Applicant: Stephen E. Penner, Attorney representing Julio Maganda.
- Fire and Police Commission: Commissioner John Lauritsen.

Public Comment Closed:

3:30 p.m.

(Cont'd)

12. (Cont'd)

Motion:

Councilmembers Horton/Schneider to deny the appeal.

Vote:

Unanimous voice vote (Absent: Councilmember Falcone).

RECESS

3:34 p.m. - 3:46 p.m. Councilmembers House and Williams were absent when the Council reconvened.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTSCITY ADMINISTRATOR

13. Subject: Update On Performance Management Program And Fiscal Year 2008 Department Performance Highlights (170.01)

Recommendation: That Council receive a status report on the City's Performance Management Program and a summary of department performance highlights from Fiscal Year 2008.

Documents:

October 7, 2008, report from the City Administrator.

Councilmember House returned to the meeting at 3:47 p.m. Councilmember Williams returned to the meeting at 3:50 p.m.

Speakers:

Staff: City Administrator James Armstrong, Administrative Analyst Lori Pedersen.

Discussion:

Staff presented an overview of the Performance Management Program. City Administrator James Armstrong presented the Fiscal Year 2008 performance highlights and next steps related to the Performance Management Program. Councilmembers provided feedback regarding the program.

COMMUNITY DEVELOPMENT DEPARTMENT

14. Subject: Rental Housing Mediation Task Force Program Status Update (580.03)

Recommendation: That Council receive a report on the status of the Rental Housing Mediation Task Force Program (RHMTF).

Documents:

October 7, 2008, report from the Community Development Director.

Speakers:

- Staff: Community Development Programs Supervisor Susan Gray, Community Development Director Paul Casey, Senior Rental Housing Mediation Specialist Andrea Bifano.
- Member of the Public: Alex Lambrous, Attorney, Legal Aid Foundation.

Discussion:

Staff made a presentation on the Rental Housing Mediation Task Force Program, including prior and current staffing levels. Staff also reported on the current and future funding of this program. Staff responded to questions from the Councilmembers. The Councilmembers provided feedback regarding staffing levels and options for future funding of this program.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information: Mayor Blum thanked Councilmember Williams for doing her radio talk show and Councilmember House for acting as Mayor Pro Tempore during her absence. She also spoke about her attendance at the United States Conference of Mayors.

RECESS

Mayor Blum recessed the meeting at 5:10 p.m. in order for the Council to reconvene in closed session for Item No. 15. No report is anticipated.

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 negotiator, Kristy Schmidt, Employee Relations Manager, regarding negotiations with the General, Treatment and Patrol, Hourly, Police Management, and Supervisory bargaining units and regarding salaries and fringe benefits for unrepresented management and confidential employees.

Scheduling: Duration, 60 minutes; anytime
 Report: None anticipated

Documents:

October 7, 2008, report from the Assistant City Administrator.

Time:

5:13 p.m. - 5:58 p.m. Councilmember Falcone was absent.

Councilmember Williams left the meeting at 5:48 p.m.

No report made.

ADJOURNMENT

Mayor Blum adjourned the meeting at 5:58 p.m. in honor of Vince Falcone.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
 CITY CLERK'S OFFICE

Marty Blum
 MARTY BLUM
 MAYOR

ATTEST: *Brenda Alcazar*
 BRENDA ALCAZAR, CMC
 DEPUTY CITY CLERK