



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING February 8, 2005 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:02 p.m. (The Finance Committee met at 12:00 p.m. The Ordinance Committee, which is ordinarily scheduled to meet at 12:30 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

Councilmembers present: Brian B. Barnwell, Iya G. Falcone, Roger L. Horton, Helene Schneider, Dan B. Secord, Das Williams, Mayor Blum.

Councilmembers absent: None.

Staff present: City Administrator/Clerk James L. Armstrong, City Attorney Stephen P. Wiley, Deputy City Clerk Susan Tschech.

PUBLIC COMMENT

SPEAKERS: Richard Robinson.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

INFORMATION:

- Mayor Blum extended the Council's appreciation to outgoing advisory group members for their service to the community.
- Councilmembers Horton and Schneider described the proceedings of the recent community forum on commuter rail and noted that both regional cooperation and creativity in financing are necessary to establish this service in Santa Barbara County.

(Cont'd)

INFORMATION (CONT'D):

- Councilmember Schneider mentioned that the interview process for funding from the Community Development Block Grant/Human Services Program for Fiscal Year 2006 is underway.
- Councilmember Williams reported on his attendance at a conference on global warming and its effects.
- Councilmember Barnwell congratulated the sponsors of the annual International Film Festival for a successful event.

ITEM REMOVED FROM CONSENT CALENDAR

4. SUBJECT: CONTRACT FOR DESIGN OF AIRLINE TERMINAL SECURITY HOLD ROOM EXPANSION (560.04)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute a contract with Phillips Metsch Sweeney Moore Architects (PMSM), in the amount of \$133,650, for design services associated with the Airline Terminal Security Hold Room Expansion; and
- B. Authorize the Public Works Director to approve expenditures up to \$13,365 for extra services of PMSM that may result from necessary changes in the scope of work.

DOCUMENTS:

February 8, 2005, Public Works Director's report.

SPEAKERS:

Staff: Airport Director Karen Ramsdell.

MOTION:

Councilmembers Secord/Williams to continue this item to a future meeting.

VOTE:

Unanimous voice vote.

CONSENT CALENDAR (Item Nos. 1 – 3 and 5 – 13)

The titles of all ordinances and resolutions related to Consent Calendar items were read.

MOTION:

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

VOTE:

Unanimous roll call vote.

1. SUBJECT: MINUTES

RECOMMENDATION: That Council waive the reading and approve the minutes of the special and regular meetings of January 25, 2005.

ACTION: Approved the recommendation.

2. SUBJECT: ADOPTION OF ORDINANCE FOR AMENDMENT OF THE CITY'S LOCAL COASTAL PROGRAM (650.04)

RECOMMENDATION: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Municipal Code Title 28 by Amending Chapters 28.21 and 28.22 to Amend the Provisions of the HRC-1 and HRC-2, Hotel and Related Commerce Zones, and Adding a New Chapter, Chapter 28.71, in Order to Establish the OC, Ocean-Oriented Commercial Zone.

SPEAKERS:

Staff: Community Development Director Paul Casey.

ACTION: Approved the recommendation; Ordinance No. 5343.

3. SUBJECT: CONTRACT FOR FINAL DESIGN OF THE OAK PARK BRIDGE REPLACEMENT PROJECT (570.05)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute a contract with Bengal Engineering, LP (Bengal), in the amount of \$39,756, for final design services for the Oak Park Bridge Replacement Project; and
- B. Authorize the Public Works Director to approve expenditures of up to \$3,975 for extra services of Bengal that may result from necessary changes in the scope of work.

SPEAKERS:

Staff: Principal Civil Engineer John Schoof.

ACTION: Approved the recommendations; Contract No. 21,616 (February 8, 2005, Public Works Director's report).

5. SUBJECT: DESIGN SERVICES AGREEMENT FOR PHASE 2 OF SAN ROQUE PARK WATER WELL CONSTRUCTION PROJECT (540.10)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute a Professional Services Agreement with Padre Associates (Padre) in an amount not to exceed \$135,491, for Phase 2 design services for the San Roque Park Water Well Construction Project; and

(Cont'd)

5. (Cont'd)

- B. Authorize the Public Works Director to approve extra services for Padre that may result from necessary changes in the scope of work at a total amount not to exceed \$13,550.

ACTION: Approved the recommendations; Agreement No. 21,617 (February 8, 2005, Public Works Director's report).

6. SUBJECT: FOOTHILL LANE SUMMARY ABANDONMENT RELATED TO TURNAROUND (530.04)

RECOMMENDATION: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting a Portion of that Certain Public Street Easement Offered and Depicted on Book B at Page 48 of Santa Barbara City Lot Splits, Now Fronting Real Properties Located at 2329 and 2325 Foothill Lane (Assessor's Parcel Numbers 021-101-014 and -015, respectively);
- B. Approve and authorize the Public Works Director to execute an Easement Agreement with Charles Vinick and Susan Venable, Trustees of the Vinick-Venable 2001 Trust, owners of 2323 Foothill Lane, Assessor's Parcel Number 021-101-017, providing for the owners' grant to City of a non-exclusive easement for emergency vehicle access, and the City's summary abandonment of excess, unimproved, and untraveled portions of Foothill Lane adjacent to Assessor's Parcel Number 021-101-017; and
- C. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Accepting an Easement on the Real Property Located at 2323 Foothill Lane (Assessor's Parcel Number 021-101-017) and Adopting an Order Summarily Vacating and Abandoning a Certain Portion of Foothill Lane Within the Limits of Said City, and Providing for the Recordation of this Resolution.

ACTION: Approved the recommendations; Resolution Nos. 05-006 and 05-007; Agreement No. 21,618 (February 8, 2005, Public Works Director's report; proposed resolutions).

7. SUBJECT: PROPOSITION 12 PER CAPITA GRANT FUNDS FOR IMPROVEMENTS TO FRANCESCHI PARK (570.05)

RECOMMENDATION: That Council increase appropriations and estimated revenues by \$450,000 in the Parks and Recreation Department Capital Improvement Fund based on a Proposition 12 Per Capita Grant Program Application accepted by the California Department of Parks and Recreation.

(Cont'd)

7. (Cont'd)

SPEAKERS:

Staff: Acting Parks and Recreation Director Nancy Rapp, Landscape Architect/Project Coordinator Billy Goodnick.

ACTION: Approved the recommendation (February 8, 2005, Acting Parks and Recreation Director's report).

8. **SUBJECT: RECORDS DESTRUCTION FOR ADMINISTRATIVE SERVICES DEPARTMENT (160.06)**

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Relating to the Destruction of Records Held by the Administrative Services Department in the City Clerk's Office.

ACTION: Approved the recommendation; Resolution No. 05-008 (February 8, 2005, Assistant City Administrator's report; proposed resolution).

NOTICES

9. The City Clerk has on Thursday, February 3, 2005, 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.
10. Cancellation of a City Council site visit scheduled on Monday, February 7, 2005, at 1:30 p.m. to the property located at 820 State Street.
11. Cancellation of the regular Redevelopment Agency meeting of February 8, 2005, due to lack of business.
12. The public hearing scheduled for February 8, 2005, at 2:00 p.m. to hear an appeal of the Planning Commission's approval for 218 Santa Cruz Boulevard has been cancelled due to withdrawal of the appeal.
13. Cancellation of a City Council site visit scheduled for Monday, February 14, 2005, at 1:30 p.m. to the property located at 1900 Lasuen Road.

This concluded the Consent Calendar.

FINANCE COMMITTEE AND ORDINANCE COMMITTEE REPORTS

14. SUBJECT: SPECIAL FINANCE COMMITTEE AGENDA, FEBRUARY 8, 2005, 12:00 P.M., IN ROOM 15 (120.03)
- A. Changes to Parking Violation Penalties and Related Fees Resolution (see Agenda Item No. 16);
 - B. Employee Mortgage Loan Assistance Program; and
 - C. Six-Year Capital Improvement Plan (CIP) for Fiscal Years 2006 through 2011.

15. SUBJECT: REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Dan Secord reported that the Committee reviewed and forwarded for Council approval amendments to parking violation penalties and related fees (Agenda Item No. 16). The Committee also considered a Staff recommendation to provide additional funding for the Employee Mortgage Loan Assistance Program; this recommendation will be submitted to the Council at a later date. Finally, the Committee heard a Staff presentation on the Capital Improvements Plan for Fiscal Years 2006 through 2011.

16. SUBJECT: CHANGES TO PARKING VIOLATION PENALTIES AND RELATED FEES (550.01)

RECOMMENDATION: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 04-048, Establishing Certain City Fees for Fiscal Year 2005, Adjusting Parking Violation Penalties and Related Fees Effective March 1, 2005.

DOCUMENTS:

- February 8, 2005, report from the Chief of Police.
- Proposed Resolution.

The title of the resolution was read.

SPEAKERS:

Staff: Finance Director Robert Peirson, City Administrator James Armstrong.

MOTION:

Councilmembers Secord/Horton to approve the recommendation; Resolution No. 05-009.

VOTE:

Unanimous roll call vote.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

AIRPORT DEPARTMENT

17. SUBJECT: AIRPORT NOISE COMPATIBILITY PROGRAM (560.14)

RECOMMENDATION: That Council:

- A. Approve the Airport Noise Compatibility Program as the City's voluntary program to be implemented upon approval of the Federal Aviation Administration;
- B. Authorize the Airport Director to certify that the Airport Noise Compatibility Program (NCP) document was prepared in accordance with the requirements of Title 14, Part 150, of the Code of Federal Regulations; and
- C. Authorize the Airport Director to submit the completed NCP to the Federal Aviation Administration (FAA) for review and approval.

DOCUMENTS:

- February 8, 2005, Airport Director's report.
- Santa Barbara Airport 14 CFR Part 150 Noise Compatibility Study Update and Noise Compatibility Program, dated January 2005.
- Santa Barbara Airport Part 150 Noise Compatibility Study Update, Noise Compatibility Plan: Supporting Information on Project Coordination and Local Consultation, dated January 2005.
- PowerPoint presentation made by David Fitz of Coffman Associates (consultant to the City).
- February 7, 2005, letters from Kelly Hildner; Janet Kayfetz and Peter Gaum.

SPEAKERS:

- Staff: Airport Operations Manager Tracy Lincoln, Airport Director Karen Ramsdell, City Attorney Stephen Wiley.
- Coffman Associates (consultant to the City): Associate David Fitz.
- Members of the Public: Larry Parsons, Storke Ranch Homeowners Association; Margaret Connell.

MOTION:

Councilmembers Horton/Secord to approve the recommendations, directing Staff to add a cover letter to the program document explaining the advisory nature of measures recommended for implementation by other jurisdictions.

This motion was withdrawn.

(Cont'd)

17. (Cont'd)

MOTION:

Councilmembers Horton/Secord to accept the Noise Compatibility Program in principle, directing Staff to reword measures recommended for implementation by other jurisdictions according to Council comments and to resubmit the Program for approval thereafter.

VOTE:

Unanimous voice vote.

RECESS

4:11 p.m. – 4:28 p.m. Councilmembers Horton and Secord were absent when the Council reconvened.

CHANGES TO THE AGENDA

Item Removed from Agenda

City Administrator James Armstrong recommended that the following item be continued to April 12, 2005:

22. SUBJECT: APPEAL OF THE HISTORIC LANDMARKS COMMISSION DENIAL FOR SIGNS AT 820 STATE STREET, 24 HOUR FITNESS CLUB (640.07)

RECOMMENDATION: That Council deny the appeal of Fancher Development Services Inc., agent for 24 Hour Fitness, and refer the application back to the Sign Committee.

MOTION:

Councilmembers Schneider/Barnwell to continue Agenda Item No. 22 to April 12, 2005.

VOTE:

Unanimous voice vote (Absent: Councilmembers Horton, Secord).

Councilmember Secord returned to the meeting at 4:31 p.m.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS (CONT'D)

FINANCE DEPARTMENT

18. SUBJECT: VEHICLE LICENSE FEE GAP LOAN FINANCING PROGRAM
(210.01)

RECOMMENDATION: That Council:

- A. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving, Authorizing and Directing Execution of an Amended and Restated Joint Exercise of Powers Agreement Relating to the California Statewide Communities Development Authority; and
- B. Adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Approving the Form of and Authorizing the Execution and Delivery of a Purchase and Sale Agreement and Related Documents with Respect to the Sale of the Seller's Vehicle License Fee Receivable from the State; and Directing and Authorizing Certain Other Actions in Connection Therewith.

DOCUMENTS:

- February 8, 2005, Finance Director's report.
- Proposed Resolutions.

The titles of the resolutions were read.

SPEAKERS:

Staff: Finance Director Robert Peirson.

MOTION:

Councilmembers Falcone/Barnwell to approve the recommendations; Resolution Nos. 05-010 and 05-011; Agreement Nos. 21,619 and 21,620.

VOTE:

Unanimous roll call vote (Absent: Councilmember Horton).

Councilmember Horton returned to the meeting at 4:33 p.m.

PUBLIC WORKS DEPARTMENT

19. SUBJECT: CAPITAL IMPROVEMENT PROJECTS' SECOND QUARTER
UPDATE FOR FISCAL YEAR 2005 (230.01)

RECOMMENDATION: That Council receive, for information only, the Capital Improvement Projects' Second Quarter Report for Fiscal Year 2005.

(Cont'd)

19. (Cont'd)

DOCUMENTS:

- February 8, 2005, Public Works Director's report.
- PowerPoint presentation made by Staff.

SPEAKERS:

Staff: Assistant Public Works Director/City Engineer Pat Kelly, who showed photographs of various capital projects in progress or completed during the second quarter.

By consensus, the Council received the report.

MAYOR AND COUNCIL REPORTS

20. SUBJECT: REQUEST FROM COUNCILMEMBER WILLIAMS FOR STAFF REPORT ON GREEN BUILDING (640.04)

RECOMMENDATION: That Council consider a request from Councilmember Williams to place an item on a future agenda for staff to research and present current information on the economic benefits of "green building," and include research on possible incentives for green building projects that the City can initiate, such as lower planning fees and/or an expedited review process.

DOCUMENTS:

February 8, 2005, Assistant City Administrator's report.

SPEAKERS:

Staff: City Administrator James Armstrong, Community Development Director Paul Casey.

MOTION:

Councilmembers Horton/Secord to direct Staff to place the item on a future agenda.

VOTE:

Unanimous voice vote.

PUBLIC HEARINGS

21. SUBJECT: REZONE AND GENERAL PLAN MAP AMENDMENT FOR 422-448 SANTA FE LANE (640.09)

RECOMMENDATION: That Council:

- A. Make the environmental findings contained in the Council Agenda Report; and
- B. Introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 28.12 (Zone Map) of Title 28 of the Municipal Code Pertaining to the Rezoning of Property in the Alta Mesa Neighborhood.

DOCUMENTS:

- February 8, 2005, Community Development Director's report.
- Proposed Ordinance.
- Affidavit of Publication.
- February 4, 2005, letters from Gerald DeFina; John Romo, Santa Barbara City College.
- February 8, 2005, letters from Angela Bell; Nancy Martin.

The title of the ordinance was read.

PUBLIC HEARING OPENED:

4:52 p.m.

SPEAKERS:

- Staff: Associate Planner Jessica Grant, Housing Programs Supervisor Steven Faulstich, City Attorney Stephen Wiley.
- Applicant: Mark Lloyd, L & P Consultants.
- Members of the Public: Phyllis Dickson; Angela Bell and Nancy Martin, Shifco; Mariette Risley.

PUBLIC HEARING CLOSED:

5:52 p.m.

MOTION:

Councilmembers Horton/Secord to approve the recommendations.

VOTE:

Unanimous voice vote.

RECESS

The Mayor recessed the meeting at 6:16 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 23. City Attorney Stephen Wiley stated there would be no reportable action taken during the closed session.

CLOSED SESSIONS

23. SUBJECT: PUBLIC EMPLOYEE PERFORMANCE EVALUATION -
GOVERNMENT CODE SECTION 54957 (440.05)

RECOMMENDATION: That Council hold a closed session for a Public
Employee Performance Evaluation per Government Code Section 54957.

Title: City Attorney

Scheduling: Duration, 1 hour; anytime

DOCUMENTS:

February 8, 2005, City Attorney's report.

TIME:

6:20 p.m. – 6:50 p.m.

No report made.

ADJOURNMENT

Mayor Blum adjourned the meeting at 6:50 p.m.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER

MARTY BLUM
MAYOR

ATTEST: _____
SUSAN TSCHECH
DEPUTY CITY CLERK