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CITY OF SANTA BARBARA
CITY COUNCIL MINUTES

REGULAR MEETING
April 3, 2001
COUNCIL CHAMBER, DE LA GUERRA PLAZA

CALL TO ORDER:

Mayor Harriet Miller called the meeting to order at 2:01 p.m.
The Finance and Ordinance Committees, which are ordinarily
scheduled to meet at 1:00 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE:

Mayor Harriet Miller.

ROLL CALL:

Councilmembers present: Marty Blum, H. P. Fairly, Gilbert
Garcia, Gregg A. Hart, Dan B. Secord, Mayor Miller.

Councilmembers absent: Tom Roberts.

Staff present: Deputy City Administrator Peter K. Wilson, Acting
City Attorney Stephen P. Wiley, Deputy City Clerk Susan Tschech.

CEREMONIAL ITEMS:

Presentations

1. Re: EMPLOYEE RECOGNITION SERVICE AWARDS Recommendation
that Council authorize Sandra Tripp-Jones, City
Administrator, to express the City's appreciation to
employees who are eligible to receive service award pins for
their years of service through April 30, 2001.

DOCUMENTS:

March 30, 2001, City Administrator's report.

SPEAKERS:

Staff: Deputy City Administrator Peter Wilson, Award Recipient Karen Ramsdell.

By consensus, the Council concurred with the recommendation. The following employees were recognized:

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25-Year Pin
Karen Ramsdell, Airport
Wallace Yee, Airport
20-Year Pin
Marko Mendoza, Police
10-Year Pin
Kenneth Brown, Parks and Recreation
Alfred Anderson, Public Works
Hector Balboa, Public Works
Lorenzo Diaz, Public Works
Vidal Gonzalez, Public Works
Louis Gutierrez, Public Works
Jose Medina, Public Works
5-Year Pin
Carol Lupo, Fire
Cindy Acosta, Parks and Recreation
Richard Uribe, Public Works
410.01

PUBLIC COMMENT:

2. Kathryn Masson, David D. Diaz and Bruce Rittenhouse spoke.
180.03

CONSENT CALENDAR Item Nos. 3 13):

MOTION:

Councilmembers Garcia/Secord to approve the Consent Calendar as recommended.

VOTE:

Unanimous voice vote Absent: Councilmember Roberts).

3. Re: MINUTES Recommendation that Council waive the reading and approve the minutes of the regular meeting of March 20, 2001.

Concurred with the recommendation.

4. Re: AMENDMENT TO THE POSITION AND SALARY CONTROL RESOLUTION
Recommendation that Council adopt, by reading of title
only, A Resolution of the Council of the City of Santa
Barbara Amending Resolution No. 00-054, the Position and
Salary Control Resolution for Fiscal Year 2000-2001,

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Affecting the Finance Department Effective October 21, 2000.

Concurred with the recommendation; Resolution
No. 01-023 March 30, 2001, City Administrator's
report).

410.06
X
210.01

5. Re: POLICE DEPARTMENT RECORDS BUREAU Recommendation that Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 00-054, the Position and Salary Control Resolution for Fiscal Year 2000-2001, Affecting the Police Department Effective April 3, 2001.

Concurred with the recommendation; Resolution
No. 01-024 March 30, 2001, City Administrator's
report).

410.06
X
520.04
Admin., Pol. & Proc.

6. Re: CITY'S SCHEDULE OF PARKING VIOLATION PENALTIES AND RELATED FEES Recommendation that Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Establishing a Schedule of Parking Violation Penalties and Related Fees, and Rescinding Resolution 93-043.

SPEAKERS:

Member of the Public: Bruce Rittenhouse.
Staff: Deputy City Administrator Peter Wilson.

Concurred with the recommendation; Resolution

No. 01-025 March 30, 2001, City Administrator's report).

550.01

7. Re: TRANSPORTATION DEVELOPMENT ACT TDA) FUNDS CLAIM
Recommendation that Council adopt, by reading of title only,
A Resolution of the Council of the City of Santa Barbara

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Authorizing the Filing of a Claim with the Santa Barbara County Association of Governments (SBCAG) for Allocation of Transportation Development Act (TDA) Funds for Fiscal Year 2001-2002.

Concurred with the recommendation; Resolution No. 01-026 March 30, 2001, City Administrator's report).

670.05
X
150.03
SBCAG

8. Re: RENTAL CAR CONCESSION AGREEMENTS AT THE AIRPORT

Recommendation that Council approve and authorize the City Administrator to execute four four-year Rental Car Concession Agreements with:

- A. Avis Rent A Car System, Inc., a Delaware Corporation, for the management and operation of a rental car business at the Airline Terminal at the Santa Barbara Municipal Airport, effective February 1, 2001, for an annual minimum guarantee of \$230,477 or 10% of gross receipts, whichever is greater;
- B. Budget Rent-A-Car Systems, Inc., a Delaware Corporation, for the management and operation of a rental car business at the Airline Terminal at the Santa Barbara Municipal Airport, effective February 1, 2001, for an annual minimum guarantee of \$175,600 or 10% of gross receipts, whichever is greater;
- C. The Hertz Corporation, a Delaware Corporation, for the management and operation of a rental car business at the Airline Terminal at the Santa Barbara Municipal Airport, effective February 1, 2001, for an annual minimum guarantee of \$329,000 or 10% of gross receipts, whichever is greater; and
- D. National Car Rental System, Inc., a Delaware Corporation, for the management and operation of a rental car business at the Airline Terminal at the

Santa Barbara Municipal Airport, effective February 1, 2001, for an annual minimum guarantee of \$211,178 or 10% of gross receipts, whichever is greater.

Concurred with the recommendations; Agreement Nos. 20,214 20,217 March 30, 2001, City Administrator's report).

330.04

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Airport

9. Re: LETTER TO THE U.S. SECRETARY OF TRANSPORTATION IN SUPPORT OF CONTINENTAL AIRLINES, INC. Recommendation that Council authorize the Mayor to sign a letter to the U.S. Secretary of Transportation in support of Continental Airlines, Inc., application for beyond-perimeter slots at Ronald Reagan Washington National Airport DCA).

Concurred with the recommendation March 30, 2001, City Administrator's report).

560.01

10. Re: LEGISLATIVE ANALYSIS AND RECOMMENDATIONS

Recommendation that Council take the following action regarding legislative matters:

- A. SUPPORT AB 81 Migden) which would clarify that the processing of business orders electronically, by fax, telephone, the Internet, and other electronic ordering processes, does not relieve a retailer of responsibility for collection of the tax from the purchaser if the retailer is engaged in business in this state;
- B. OPPOSE SB 424 Burton) which would expand the definition of presumptive injuries under the workers' compensation law to include lower back impairment in police officers;
- C. OPPOSE AB 1565 Mountjoy) which would establish criteria for new or existing water fluoridation programs, ending the fluoridation of drinking water because no fluorine chemical is available on the market that meets the criteria specified in the bill; and
- D. Authorize the Mayor to send letters to and, as needed, contact the appropriate legislators, the League of California Cities and other appropriate parties to

convey the City's position.

Concurred with the recommendations March 30, 2001,
City Administrator's report).

160.02
State

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Set a date for public hearing:

11. Recommendation that Council:

- A. Set the date of April 24, 2001, at 6:00 p.m., for hearing the appeal filed by Walt and Jean Stein, Michael and Linda Cahill, and other neighbors, of the Architectural Board of Review preliminary approval of an application by Karl Eberhard, Architect for Robert Koehler, for property located at 1402 Grand Avenue, APN 029-110-036, E-1 & A-1 Single Family Residence Zones, General Plan Designation: 3 Units Per Acre. The discretionary application required for this project for demolition of an existing 2,100 square foot residence and construction of a new 4,870 square foot, three-story residence with an attached 816 square foot garage and workshop on a five-acre lot is compliance with the Neighborhood Preservation Ordinance (NPO) for residential development located in the Hillside Design District; and
- B. Set the date of April 23, 2001, at 1:30 p.m., for a site visit to the property located at 1402 Grand Avenue.

Concurred with the recommendations March 21, 2001, letter of appeal).

640.07
ABR 1402 Grand Avenue

Notices to be filed:

12. that the City Clerk has on Friday, March 30, 2001, at 3:00 p.m. posted this agenda in the Office of the City Clerk and on the City Hall Public Notice Board on the outside balcony of City Hall.
13. of cancellation of Redevelopment Agency meeting, April 3, 2001, at 2:00 p.m.

620.03
Agendas

This completed the Consent Calendar.

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Administrative Services Department

14. Re: COUNTY CLERK-RECORDER-ASSESSOR'S OFFICE ELECTION
PROCESS PRESENTATION Recommendation that Council receive
the County Clerk-Recorder-Assessor's Office election process
presentation.

DOCUMENTS:

March 30, 2001, City Administrator's report.
Copy of PowerPoint presentation made by the Assistant
County Clerk-Recorder-Assessor.

SPEAKERS:

County of Santa Barbara: County Clerk-Recorder-
Assessor Kenneth A. Pettit, Assistant County Clerk-
Recorder-Assessor Larry Herrera.

DISCUSSION:

The county representatives discussed such things as
elections principles, different jurisdictions'
responsibilities for elections, problems experienced by
the state of Florida in the 2000 presidential election,
and the county's efforts to ensure elections success.

110.03
City Council

MAYOR AND COUNCIL MATTERS:

15. Re: CONSULTANT TO CONDUCT RECRUITMENT AND SELECTION PROCESS
FOR A NEW CITY ADMINISTRATOR Recommendation that Council:
- A. Authorize the Assistant City Administrator to negotiate
and execute an agreement with Shannon Associates to
conduct the recruitment and selection process for a new
City Administrator for a cost not to exceed \$30,000;
 - B. Appropriate \$30,000 from the Appropriated Reserve of
the General Fund to the City Administrator's Office

Budget for Shannon Associates to recruit a new City Administrator; and

- C. Consider recommendations from the Council Subcommittee on the recruitment and selection process for a new City Administrator.

DOCUMENTS:

March 30, 2001, report from the Council Subcommittee on

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the Recruitment and Selection of a New City
Administrator.

MOTION:

Councilmembers Secord/Garcia to concur with the
recommendations; Agreement No. 20,218.

VOTE:

Unanimous voice vote Absent: Councilmember Roberts).

170.01

Administration

X

450.01

ORDINANCES FOR ADOPTION:

16. Re: SUPPLEMENTAL LEASE AGREEMENT WITH THE U.S. DEPARTMENT
OF COMMERCE, NATIONAL OCEANIC AND ATMOSPHERIC
ADMINISTRATION, AT THE AIRPORT Recommendation that Council
adopt, by reading of title only, An Ordinance of the Council
of the City of Santa Barbara Approving a Supplemental Lease
Agreement, Extending the Term of Lease Agreement No. 19,461,
Between the City of Santa Barbara and the U.S. Department of
Commerce, National Oceanic and Atmospheric Administration,
for a Meteorological Monitoring Site, at the Santa Barbara
Municipal Airport. Introduced on March 27, 2001, as Bill
No. 5204)

DOCUMENTS:

Previous documents submitted March 27, 2001.

Proposed Ordinance.

MOTION:

Councilmembers Secord/Garcia to concur with the
recommendation; Ordinance No. 5184.

VOTE:

Unanimous roll call vote Absent: Councilmember
Roberts).

330.04

Airport

RECESS:

2:58 p.m. 3:00 p.m.

CLOSED SESSIONS:

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17. Re: CONFERENCE WITH LABOR NEGOTIATOR Recommendation from the City Administrator that Council hold a closed session, per Government Code Section 54957.6, to consider instructions to City negotiator Joan Kent regarding negotiations with the Santa Barbara Police Officers Association.

Scheduling: Duration, 30 minutes; anytime

DOCUMENTS:

March 30, 2001, City Administrator's report.

TIME:

Closed session held 3:00 p.m. 3:37 p.m.;

Councilmember Roberts was absent.

440.05

ANNOUNCEMENT:

At the beginning of the evening session, Acting City Attorney Stephen Wiley announced that no reportable action was taken during the closed session.

RECESS:

3:37 p.m. 6:01 p.m.

Mayor Miller presiding.

Councilmembers present: Blum, Fairly, Garcia, Mayor Miller.

Councilmembers absent: Hart, Roberts, Secord.

Staff present: City Administrator/Clerk Sandra Tripp-Jones,
Acting City Attorney Wiley, Deputy City Clerk Tschech.

The City Council reconvened in the Council Chamber. Acting City Attorney Stephen Wiley reported on the Closed Session, Item No. 17.

PUBLIC COMMENT:

18. No one wished to speak.

180.03

Councilmember Secord entered the meeting at 6:05 p.m.

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Community Development Department

19. Re: ENVIRONMENTAL REVIEW AND PROCESSING FOR THE DRAFT
DOUGLAS FAMILY PRESERVE MANAGEMENT PLAN AND THE OFF-LEASH
DOG LOCATION STUDY Recommendation that Council:

- A. Postpone environmental review of the potential off-leash dog location sites at Shoreline Beach and Hale Park; and
- B. Direct staff to continue the environmental review process for the Draft Douglas Family Preserve Management Plan as described in the Council Agenda Report.

DOCUMENTS:

March 30, 2001, City Administrator's report.
April 2, 2001, letter from Small Wilderness Area Preserves, Inc.
April 3, 2001, letters from Wendy Hawksworth, Douglas Family Preserve Advisory Committee; Mary Anne Morrison; Lisa Plowman, Douglas Family Preserve Advisory Committee.

SPEAKERS:

Staff: Community Development Director David Davis, City Administrator Sandra Tripp-Jones.
Members of the Public: Lisa Ann Kelly; Lee E. Heller, Dog PAC; Maria Gordon, Small Wilderness Area Preserves, Inc.; Miriam Metzger; Andrew Flanagan, Dog PAC; Lisa Plowman, Douglas Family Preserve Advisory Committee; Sue Higman; Vicki Godlewski.

MOTION:

Councilmembers Secord/Blum to take no action on recommendations A and B, and refer the matter to the Douglas Family Preserve Advisory Committee and the Park and Recreation Commission for consideration and recommendation to Council.

VOTE:

Unanimous voice vote Absent: Councilmembers Hart,
Roberts).

570.05
Parks, A-D
Douglas Family Preserve

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ADJOURNMENT:

Mayor Miller adjourned the meeting at 6:55 p.m.

SANTA BARBARA CITY COUNCIL MABI COVARRUBIAS PLISKY, CMC
CITY CLERK SERVICES MANAGER

ATTEST:

HARRIET MILLER
MAYOR

SUSAN TSCHECH
DEPUTY CITY CLERK