



## CITY OF SANTA BARBARA CITY COUNCIL MINUTES

**REGULAR MEETING**  
**January 12, 2010**  
**COUNCIL CHAMBER, 735 ANACAPA STREET**

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### **CALL TO ORDER**

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

### **PLEDGE OF ALLEGIANCE**

Mayor Blum.

### **ROLL CALL**

Councilmembers present: Iya G. Falcone, Dale Francisco, Roger L. Horton, Grant House, Helene Schneider, Das Williams, Mayor Blum.

Councilmembers absent: None.

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

### **CEREMONIAL ITEMS**

1. Subject: Comments By Outgoing Mayor Blum And Councilmembers Falcone And Horton

Councilmember Falcone thanked Staff and supporters for giving her the opportunity to serve the community. Councilmember Horton thanked everyone who has helped him and expressed his appreciation to former Mayor Harriet Miller who had asked him to consider running for Council. He also commented on how rewarding this experience has been. Mayor Blum spoke about the various issues that the Council has worked on and thanked Staff for their hard work and support. She also thanked the residents of the City for the honor of serving as Mayor.

2. Subject: Recognition Of Outgoing Mayor Blum And Councilmembers Falcone And Horton

Action: Mayor-Elect Schneider thanked Councilmembers Falcone, Horton and Mayor Blum for their service and presented them with letters of recognition on behalf of the citizens of the City of Santa Barbara.

3. Subject: Comments By The Public

Speakers: Tony Romasanto; Ruth Wilson; Bob Hansen; Kathy Janega-Dykes, Santa Barbara Conference and Visitors Bureau; Hal Conklin; Kate Smith.

4. Subject: Affirmation Of Allegiance By Mayor-Elect Helene Schneider, Councilmember Grant House, And Councilmembers-Elect Frank Hotchkiss, Michael Self, And Harwood A. "Bendy" White

Action: Affirmations administered.

5. Subject: Presentation Of Certificates Of Election

Action: Presented.

6. Subject: Seating Of Newly-Installed Mayor And Councilmembers

Action: Mayor and Councilmembers were seated.

7. Subject: Comments By Mayor Schneider And Councilmembers Hotchkiss, House, Self, And White

Mayor Schneider spoke about what an honor it is to be seated as Mayor, remembered and honored former Mayor Harriet Miller, and acknowledged former Mayors Hal Conklin and Marty Blum. She also acknowledged Councilmembers Falcone and Horton and wished them well, and congratulated Councilmembers House, Frank Hotchkiss, Michael Self and Bendy White. She recognized and thanked other elected officials who were present for this event and everyone who assisted with her campaign. She also remarked upon the many challenges facing the Council this year.

Councilmember House commented about the opportunities that everyone has to participate in community service and expressed his gratitude to the voters who participated in this election. He thanked Councilmembers Falcone, Horton and Mayor Blum and said that it was an honor to serve with them. He also thanked the new Councilmembers and Mayor Schneider.

(Cont'd)

## 7. (Cont'd)

Councilmember White thanked Councilmembers Falcone, Horton and Mayor Blum for their many years of service. He also thanked all of his supporters and family members and spoke about the numerous issues the Council will face.

Councilmember Hotchkiss thanked his supporters and his family.

Councilmember Self thanked Staff for the orientation they provided. She also thanked her family and residents of the City for their support.

## 8. Subject: Presentation Of Poem By City Of Santa Barbara Poet Laureate

Action: Poet Laureate David Starkey read a poem entitled "Swearing In."

## 9. Subject: Comments By The Public

Speakers: David Pritchett, Monica Jones, AIE the person (Kate Smith) and Ruth Wilson.

**RECESS**

3:04 p.m. – 3:26 p.m.

**ROLL CALL OF NEW COUNCIL**

Councilmembers present: Dale Francisco, Frank Hotchkiss, Grant House, Michael Self, Bendy White, Das Williams, Mayor Helene Schneider.

Councilmembers absent: None.

Staff present: City Administrator Armstrong, City Attorney Wiley, Deputy City Clerk Alcazar.

**CEREMONIAL ITEMS (CONT'D)**

## 10. 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 January 31, 2010.

Speakers:

Staff: James L. Armstrong and award recipient James Bryden.

Action: By consensus, the Council recognized the following employees:

(Cont'd)

## 10. (Cont'd)

5-Year Pin

Cynthia Rodriguez, City Clerk Services Manager, Administrative Services  
 Lauren Nocis, Senior Building Inspector, Community Development  
 David Miles, Senior Plans Examiner, Community Development  
 Cory Cloud, Fire Engineer, Fire  
 Richard Griguoli, Firefighter, Fire  
 Dean Millan, Firefighter, Fire  
 Brandon Paige, Firefighter, Fire  
 Spencer Simonds, Firefighter, Fire  
 Chelsey Swanson, Associate Transportation Planner, Public Works  
 Salvador Cornejo, Grounds Maintenance Worker, Parks and Recreation  
 Gabriel Caratachea Vil, Grounds Maintenance Worker II, Parks and Recreation  
 Juan Olmedo, Grounds Maintenance Worker II, Parks and Recreation  
 Donald Meehan, Airport Operations Assistant, Airport  
 William Petrini, Harbor Patrol Officer, Waterfront  
 Jeremy Denton, Firefighter, Fire

10-Year Pin

Matthew Gritt, Firefighter, Fire  
 John Thompson, Police Officer, Police

15-Year Pin

Penelope Tinker, Records Technician, Community Development  
 Dana Orr, Senior Waterfront Maintenance Worker, Waterfront

20-Year Pin

Jacquelyn Hill, Library Assistant I, Library  
 Glenn Oman, Custodian, Airport

30-Year Pin

James Bryden, Fire Battalion Chief, Fire  
 Marc Hawkins, Senior Grounds Maintenance Worker, Parks and Recreation

**PUBLIC COMMENT**

Speakers: Angela Bell and Billi Jo Starr.

**ITEM REMOVED FROM CONSENT CALENDAR**

## 11. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the adjourned regular meeting of November 16, 2009, the regular meetings of November 17, November 24, and December 1, 2009 (cancelled), the special meetings of December 1 and December 7, 2009, and the regular meeting of December 8, 2009.

## Speakers:

Staff: City Attorney Stephen Wiley, who stated that per Robert's Rules of Order it would be appropriate for the new Councilmembers to abstain from voting on this item.

## Motion:

Councilmembers Williams/Francisco to approve the recommendation.

## Vote:

Unanimous voice vote (Abstentions: Councilmembers Hotchkiss, Self, White).

**CONSENT CALENDAR (Item Nos. 12 - 28)**

The titles of the resolution and ordinances related to the Consent Calendar were read.

## Motion:

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

## Vote:

Unanimous roll call vote.

## 12. Subject: Records Destruction For Finance 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 Finance Department in the Administration, Accounting, Risk Management, and Treasury Divisions.

Action: Approved the recommendation; Resolution No. 10-001 (January 12, 2010, report from the Interim Finance Director; proposed resolution; January 12, 2010, letter from Norbert H. Dall).

13. Subject: Introduction Of Ordinance Granting Drainage Easement To Caltrans On A Portion Of Parma Park Adjacent To State Route 192 (150.02)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Accepting a Contract Offer in the Amount of \$1,200 for a Grant of Highway Easement to the State of California, Acting by and Through the Department of Transportation, for a Drainage Easement Adjacent to State Route 192, to be Located on a Portion of City-Owned Property Known as Parma Park (APN 021-120-005).

Action: Approved the recommendation (January 12, 2010, report from the Public Works Director; proposed ordinance).

14. Subject: Adoption Of Ordinance For Amendment Of The Police Officers Association Labor Agreement (440.02)

Recommendation: That Council ratify an amendment to the Memorandum of Understanding between the City and the Santa Barbara Police Officers Association (Ordinance No. 5409) by adoption of, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending the July 1, 2006, Memorandum of Understanding Between the City of Santa Barbara and the Santa Barbara Police Officers Association Extending the Agreement Until June 30, 2010, and Suspending Cash-Out Provisions.

Action: Approved the recommendation; Ordinance No. 5507; Agreement No. 22,300.1.

15. Subject: Wetland Mitigation Monitoring Biological Services Annual Contract (560.04)

Recommendation: That Council approve and authorize the Airport Director to execute an annual contract with URS Corporation for post-construction biological monitoring associated with the Airfield Safety Projects and other small projects at the Santa Barbara Airport in an amount not to exceed \$110,371.08, and authorize the Airport Director to approve expenditures up to \$11,037 for extra services that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Contract No. 23,258 (January 12, 2010, report from the Airport Director).

16. Subject: Agreement With The Council On Alcoholism And Drug Abuse For The Criminal Justice Early Identification Specialist (520.04)

Recommendation: That Council appropriate \$47,000 in the Police Asset Forfeiture Fund from accumulated reserves to fund the Council on Alcoholism and Drug Abuse Criminal Justice Early Identification Specialist position as part of a three-year funding agreement.

Action: Approved the recommendation (January 12, 2010, report from the Police Chief).

17. Subject: Parking Lot Use Agreement With Santa Barbara Montessori School (550.05)

Recommendation: That Council approve a nine-month Use Agreement with Santa Barbara Montessori School regarding a school bus stop in the Palm Park parking lot.

Action: Approved the recommendation; Agreement No. 23,259 (January 12, 2010, report from the Waterfront Director).

18. Subject: Five-Year Lease Agreement With Jacques Bertrand, Doing Business As Harbor Mail Center (330.04)

Recommendation: That Council approve a five-year lease agreement with Jacques Bertrand for a 140 square-foot mail center office located at 125 Harbor Way #6, at a monthly rent of \$425, subject to annual adjustments based on the Consumer Price Index.

Action: Approved the recommendation; Agreement No. 23,260 (January 12, 2010, report from the Waterfront Director).

19. Subject: Five-Year Lease Agreement With Robert Meyer (330.04)

Recommendation: That Council approve a five-year lease agreement with Robert Meyer for a 218 square-foot office located on the second floor at 125 Harbor Way, #12, at a rate of \$492 per month, subject to annual adjustment based on the Consumer Price Index.

Action: Approved the recommendation; Agreement No. 23,261 (January 12, 2010, report from the Waterfront Director).

20. Subject: Introduction Of Ordinance For Five-Year Lease With One Five-Year Option With Boat Launch Mini Mart, L.L.C. (330.04)

Recommendation: That Council approve a lease with Boat Launch Mini Mart, L.L.C., and introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving a Five-Year Lease with One Five-Year Option with Boat Launch Mini Mart, L.L.C., Effective February 11, 2010, for a 536 Square-Foot Convenience Store at 305 West Cabrillo Boulevard.

Action: Approved the recommendation (January 12, 2010, report from the Waterfront Director; proposed ordinance).

21. Subject: Animal Control Donation (520.05)

Recommendation: That Council:

- A. Authorize the acceptance of a \$7,641 donation from the Deborah K. Oldham Trust of 2001 to the Santa Barbara Police Department's Animal Control Program for maintenance of an Animal Control vehicle for one year; and
- B. Increase estimated Fiscal Year 2010 General Fund revenues by \$7,641 and appropriate the funds to the Police Department's Animal Control Program budget.

Action: Approved the recommendations (January 12, 2010, report from the Police Chief).

22. Subject: Appropriation Of K-9 And Vending Machine Revenues (520.04)

Recommendation: That Council:

- A. Increase appropriations by \$17,000 in the Police K-9 Trust Fund from revenues received for the "On Patrol with Santa Barbara PD" television program to be used in the Santa Barbara Police Department K-9 program; and
- B. Increase appropriations by \$7,049 in the General Fund Police Department budget from vending machine revenues received by the Police Department to be used to pay for a Police Department employee recognition event.

Action: Approved the recommendations (January 12, 2010, report from the Police Chief).

23. Subject: Set A Date For Public Hearing Regarding Appeal Of Parks And Recreation Commission Decision For 922 State Street (570.08)

Recommendation: That Council set the date of February 9, 2009, at 2:00 p.m. for hearing the appeal filed by Mary Rose, Agent for Ron Hays, of the Parks and Recreation Commission's Conditions of Approval for the removal of a tree situated in front of property located at 922 State Street.

Action: Approved the recommendation (November 30, 2009, letter from the appellant).

### NOTICES

24. The City Clerk has on Thursday, January 7, 2010, 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.
25. Cancellation of the regular Redevelopment Agency meeting of January 12, 2010, due to lack of business.
26. The City Council Public Hearing scheduled for Tuesday, January 12, 2010, at 2:00 p.m. to consider the introduction of an ordinance that would extend the Medical Marijuana Dispensary Suspension Ordinance Extension has been continued to Tuesday, January 26, 2010, at 2:00 p.m.
27. Resignation of Creeks Advisory Committee member Michael Jordan; the vacancy will be included in the next advisory group recruitment.
28. Cancellation of the regular City Council and Redevelopment Agency meetings of January 19, 2010.

This concluded the Consent Calendar.

### **CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS**

#### PUBLIC WORKS DEPARTMENT

29. Subject: Annual Water Supply Management Report (540.08)

Recommendation: That Council approve and adopt the City of Santa Barbara Water Supply Management Report for the 2009 water year, finding that groundwater resources are in long-term balance, in accordance with the conjunctive management element of the City's Long-Term Water Supply Program.

(Cont'd)

29. (Cont'd)

**Documents:**

- January 12, 2010, report from the Public Works Director.
- PowerPoint presentation prepared and made by Staff.

**Speakers:**

- Staff: Water Resources Manager Rebecca Bjork, Water Resources Specialist Alison Jordan.
- Members of the Public: David Pritchett, Robert Burke.

**Motion:**

Councilmembers House/Francisco to approve the recommendation.

**Vote:**

Unanimous voice vote.

**MAYOR AND COUNCIL REPORTS**

30. Subject: Appointment Of Mayor Pro Tempore, Ordinance Committee, Finance Committee, And Santa Barbara County Association Of Governments (130.01)

Recommendation: That Council consider the appointment of a Mayor Pro Tempore, Chairs and Members of the Ordinance and Finance Committees, and Santa Barbara County Association of Governments (SBCAG).

**Motion:**

Councilmembers Williams/Francisco to appoint Councilmember House as Mayor Pro Tempore.

**Vote:**

Unanimous voice vote.

**Motion:**

Councilmembers House/Francisco to appoint Councilmembers House and Hotchkiss to the Ordinance Committee, and Councilmember White as the Ordinance Committee Chair.

**Vote:**

Unanimous voice vote.

**Motion:**

Councilmembers House/Hotchkiss to appoint Councilmembers Francisco and Self to the Finance Committee and Councilmember Williams as the Finance Committee Chair.

**Vote:**

Unanimous voice vote.

(Cont'd)

30. (Cont'd)

Motion:

Councilmembers Williams/Francisco to appoint Mayor Schneider to the Santa Barbara County Association of Governments.

Vote:

Unanimous voice vote.

Motion:

Councilmembers Francisco/House to appoint Councilmember Williams as the alternate representative to the Santa Barbara County Association of Governments.

Vote:

Unanimous voice vote.

**ADJOURNMENT**

Mayor Schneider adjourned the meeting at 4:55 p.m. in honor and in memory of former Mayor Harriet Miller.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE

  
MARTY BLUM  
MAYOR

ATTEST:   
BRENDA ALCAZAR, CMC  
DEPUTY CITY CLERK

  
HELENE SCHNEIDER  
MAYOR