



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

**REGULAR MEETING
JUNE 30, 2020
COUNCIL CHAMBERS, 735 ANACAPA STREET**

CALL TO ORDER

Mayor Cathy Murillo called the meeting to order at 2:00 p.m. and announced that the meeting is being held via teleconference and all members of the City Council are participating electronically from various locations. (The Ordinance Committee met at 11:30 a.m. The Finance Committee, which ordinarily meets at 12:30 p.m., did not meet on this day.)

PLEDGE OF ALLEGIANCE

Mayor Murillo.

ROLL CALL

Councilmembers present: Eric Friedman, Alejandra Gutierrez, Oscar Gutierrez, Mike Jordan, Kristen W. Sneddon, Mayor Murillo.

Councilmembers absent: Meagan Harmon.

Staff present: City Administrator Paul Casey, City Attorney Ariel Calonne, City Clerk Services Manager Sarah Gorman.

CEREMONIAL ITEMS

1. Subject: LGBTQ Pride Month June 2020 (120.04)

Action: Mayor Murillo presented a proclamation to Patricklyra Lanier and Jackie VanLingen from the Pacific Pride Foundation.

CHANGES TO THE AGENDA

City Administrator Paul Casey announced that Consent Calendar Item No. 13 will not be heard at this meeting due to administrative issues.

13. Subject: Professional Services Agreement For Parking Citation System (550.01)

Recommendation: That Council approve a Professional Services Agreement with IPS Group Inc., for a term of three (3) years, with a three (3) year optional extension, for an electronic parking citation system and authorize expenditures up to \$210,000 annually with an additional \$30,000 in Fiscal Year 2021 for extra services, including specialized reports and the installation of a point of sale system.

Documents:

- June 29, 2020, email from Tony Fischer

ADDING OF AN EX-AGENDA ITEM

Councilmember Sneddon announced that she would like to add an item to the Regular Meeting Agenda:

Motion:

Councilmembers Sneddon/A. Gutierrez to add an item to the agenda regarding beach closures for the upcoming July 4th holiday weekend on the basis of finding that there is a need to take immediate action and that the need for action came to the attention of the City subsequent to the agenda being posted.

Vote:

Unanimous roll call vote (Absent: Councilmember Harmon).

This item was the last item heard at this meeting.

RECESS

3:53 p.m. – 4:10 p.m.

PUBLIC COMMENT

Members of the Public: Kent Epperson; Rick Closson; Anna Marie Gott; Rick Garrett; Denise Spangler Adams; Ronald Buckley; Rosanne Crawford; Sean Kirkpatrick; Jennifer Cervanyes.

Documents:

- June 29, 2020, email from Ron Buckley
- June 30, 2020, email from Alice Freire
- June 30, 2020, email from Holly Gil
- June 30, 2020, email from Madeline Ignon
- June 30, 2020, email from Ron Buckley

CONSENT CALENDAR (Items No. 2-12, and 14)

The titles of the Ordinances and Resolutions related to the Consent Calendar were read.

Motion:

Councilmembers Jordan/A. Gutierrez to approve the remainder of the Consent Calendar as recommended.

Vote:

Unanimous roll call vote (Absent: Councilmember Harmon).

- 2. Subject: Adoption Of An Ordinance Of The Council Of The City Of Santa Barbara Approving A Loan Agreement, Deed Of Trust, And Ninety-Year Affordability Control Covenant Imposed On Real Property Located At 110-116 East Cota Street (610.01)**

Recommendation: That Council adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Approving a Loan Agreement, Deed of Trust, and Ninety-Year Affordability Control Covenant Imposed on Real Property Located at 110-116 East Cota Street and Authorizing the Community Development Director to Execute Such Agreements as Necessary.

Action: Approved the recommendation; Ordinance No. 5952; Agreement Nos. 26,739; 26,740; 26,741; 26,742; Deed No. 61-551.

- 3. Subject: Adoption Of The Operating And Capital Budget for Fiscal Year 2021 By Amending Resolution No. 20-045 (230.05)**

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Amending Resolution No. 20-045 and Adopting the Budget for the Fiscal Year 2021 by Appropriating Moneys for the Use and Support of Said City from the Funds and to the Purposes Herein Specified.

Action: Approved the recommendation; Resolution No. 20-051 (June 30, 2020, report from the interim Finance Director; proposed Resolution).

- 4. Subject: Fiscal Year 2020 Interim Financial Statements For The Eleven Months Ended May 31, 2020 (250.02)**

Recommendation: That Council accept the Fiscal Year 2020 Interim Financial Statements for the eleven months ended May 31, 2020.

Action: Approved the recommendation (June 30, 2020, report from the interim Finance Director).

5. Subject: May 2020 Investment Report (260.02)

Recommendation: That Council accept the May 2020 Investment Report.

Action: Approved the recommendation (June 30, 2020, report from the interim Finance Director).

6. Subject: Increase In Construction Change Order Authority For Sidewalk Infill Projects On La Cumbre Road And Old Coast Highway Funded By Measure A Sales Tax Revenue (530.04)

Recommendation: That Council:

- A. Authorize an increase in the Public Works Director's Change Order Authority to approve expenditures for extra work for the construction of new sidewalk on La Cumbre Road and Old Coast Highway as defined in the Measure A Cycle 3 Sidewalk Infill Project, with S&H Civilworks, Contract No. 26,353, in the amount of \$30,437, for a total Project expenditure authority of \$1,057,937; and
- B. Approve the allocation of available appropriations in the Pavement Maintenance Program in the Measure A Capital Fund in the amount of \$28,084, authorize the transfer of such funds to the Streets Grant Capital Fund, and approve an increase in appropriations and estimated revenues in the Streets Grant Capital Fund, funded by the transfer, to cover the extra sidewalk construction costs.

Action: Approved the recommendations (June 30, 2020, report from the Public Works Director).

7. Subject: Haley Street Youth Center Lease Renewal With Channel Islands YMCA (570.08)

Recommendation: That Council authorize the Parks and Recreation Director to execute a three-year lease agreement with the Channel Islands YMCA for the Haley Street Youth Center commencing on July 1, 2020, and ending on June 30, 2023.

Action: Approved the recommendation; Agreement No. 26,743 (June 30, 2020, report from the Parks and Recreation Director).

8. Subject: Agreement With Downtown Santa Barbara For Marketing And Promotions (530.01)

Recommendation: That Council authorize the Public Works Director to execute a one-year agreement in the amount of \$310,000 with Downtown Organization of

Santa Barbara, Inc., for Marketing and Promotions from July 1, 2020, through June 30, 2021.

Action: Approved the recommendation; Agreement No. 26,744 (June 30, 2020, report from the Public Works Director).

9. Subject: License Agreement With The Santa Barbara Swim Club (570.07)

Recommendation: That Council authorize the Parks and Recreation Director to execute the renewal of a two- year license agreement with the Santa Barbara Swim Club for the use of Los Baños del Mar Swimming Pool.

Action: Approved the recommendation; Agreement No. 26,745 (June 30, 2020, report from the Parks and Recreation Director).

10. Subject: License Agreement With Santa Barbara Masters Swimming (570.08)

Recommendation: That Council authorize the Parks and Recreation Director to execute the renewal of a two-year license agreement with Santa Barbara Masters Swimming for the use of Los Baños del Mar Swimming Pool.

Action: Approved the recommendation; Agreement No. 26,746 (June 30, 2020, report from the Parks and Recreation Director).

11. Subject: Contract For The Design Of Additional Commercial Airline Parking Apron And Associated Rental Ready Return Lot Reconfiguration (550.08)

Recommendation: That Council authorize the Public Works Director to execute a City Professional Services contract with Kimley-Horn in the amount of \$208,691 for design services for the South Field Redevelopment Project, and authorize the Public Works Director to approve expenditures of up to \$20,869 for extra services of Kimley-Horn that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Agreement No. 26,747 (June 30, 2020, report from the Public Works Director).

12. Subject: City And Santa Barbara Unified School District Joint Use Park Ranger Patrol Services Agreement (570.08)

Recommendation: That Council authorize the City Administrator to enter into a one-year agreement with the Santa Barbara Unified School District (SBUSD) for Park Ranger Patrol Services at SBUSD properties at a cost to SBUSD in the amount of \$34,546.

Speaker:

- Member of the Public: Denice Spangler Adams.

Action: Approved the recommendation; Agreement No. 26,748 (June 30, 2020, report from the Parks and Recreation Director).

SUCCESSOR AGENCY

14. Subject: Transfer Of Improvements To Capital Assets And Loans Receivable From The Successor Agency To The Former Redevelopment Agency Fund, To The City Of Santa Barbara (230.01)

Recommendation:

That The Successor Agency:

Adopt, by reading of title only, a Resolution of the Successor Agency to the Redevelopment Agency of the City of Santa Barbara to Convey Improvements to Capital Assets Made to City Owned Fixed Assets Completed in the Period Following the Dissolution of the Redevelopment Agency from the Successor Agency to the City of Santa Barbara and to Convey \$3,500,000 in Loans Receivable Owned by the Mental Health Association Garden Street Apartments, LP from the Successor Agency to the City of Santa Barbara as the Successor Housing Entity; and

That Council:

- A. Receive a conveyance of capital assets made to City owned fixed assets completed in the period following the dissolution of the Redevelopment Agency from the Successor Agency;
- B. Receive a conveyance of \$3,500,000 in loans receivable from the Successor Agency; and
- C. Increase Appropriations in the Fleet Replacement Fund by \$49,031 to make payment to the County of Santa Barbara Property Tax Division.

Action: Approved the recommendations; Resolution No. 20-052 (June 30, 2020, report from the interim Finance Director).

This concluded the Consent Calendar.

REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair O. Gutierrez reported that the Committee voted to move the proposed amendments to Council.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

15. Subject: Authorization To Execute A Water Supply Agreement With The Montecito Water District (540.08)

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Approving a Water Supply Agreement for the Long Term Wholesale Supply to the Montecito Water District of Water Made Available from the Operation of the Charles E. Meyer Desalination Facility;
- B. Authorize an increase in appropriations and estimated revenue in the Water Capital Fund in the amount of \$18,860,047 million, funded by a settlement of claims against Southern California Edison for losses sustained by the water utility from the 2018 Thomas Fire and debris flow events;
- C. Approve the Conveyance Pipeline Project as described in the Water Supply Agreement and Authorize the Public Works Director to procure and award contracts for construction of the Conveyance Pipeline Project and ancillary improvements and facilities necessary to implement the Water Supply Agreement; and
- D. Consider the environmental review documents discussed in the Council Agenda Report, determine that no further environmental review is required for the reasons stated therein, and direct the Public Works Director to cause a Notice of Determination to be filed pursuant to the California Environmental Quality Act.

Documents:

- June 30, 2020, report from the Public Works Director.
- Proposed Ordinance.
- PowerPoint presentation prepared and made by staff.

Speakers:

- Staff: Water Resources Manager Joshua Haggmark.
- Montecito Water District: General Manager Nick Turner.
- Montecito Water District Board: President Floyd Wicks.
- Members of the Public: Denise Spangler Adams; Kira Redmond.

Motion:

Councilmembers Sneddon/Friedman to approve the staff recommendations.

Vote:

Unanimous roll call vote (Absent: Councilmember Harmon).

CITY ADMINISTRATOR

16. Subject: Request From Councilmembers Friedman And A. Gutierrez To Discuss An Amendment To The Approved Project Located At 711 N. Milpas Street (650.01)

Recommendation: That Council consider the request from Councilmembers Friedman and A. Gutierrez regarding an Amendment to the approved project located at 711 N. Milpas Street.

Documents:

- June 30, 2020, report from the City Administrator.
- June 10, 2020, memorandum from Councilmembers A. Gutierrez and Friedman.
- PowerPoint presentation prepared and made by Jarrett Gorin, Vanguard Planning.
- June 29, 2020, email from Christine Neuhauser.
- June 29, 2020, email from Leslie Colasse.
- June 29, 2020, email from Richard Garrett.
- June 29, 2020, email from Vijaya Jammalamadaka.
- June 30, 2020, email from John Campanella.

Speakers:

- Staff: Councilmember A. Gutierrez; Councilmember Friedman; City Attorney Ariel Calonne; City Planner Renee Brooke.
- Vanguard Planning: Jarrett Gorin.

RECESS

6:54 p.m. – 7:05 p.m.

Speakers (cont'd):

- Members of the Public: Fred Sweeney; Lauren Bell; Mark Alvarado; Bradley Kleven; Richard Closson; Natasha Torodovic; Natalia Govoni; Anna Marie Gott; Cole Cervantes; Lyn Proctor; Roseanne Crawford; John Campanella; Rick Garrett; Carlos Jimenez; Cassandra Ensberg; Jose Gallegos; William Boyd.

Motion:

Councilmembers Jordan/Friedman to direct the City Attorney and City Administrator to take the lead on negotiating the Development Agreement with a quick turnaround on a Term Sheet as a first step, and to include the Councilmembers' comments made in their deliberative comments.

Vote:

Unanimous roll call vote (Absent: Councilmember Harmon).

EX-AGENDA ITEM

Subject: Beach Closures During Upcoming Fourth Of July Weekend

Discussion:

- Mayor Murillo explained that this was a discussion continued from the Special Meeting heard earlier on this day in order to allow more public comment to be heard.
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Documents:

June 30, 2020, email from Laura Calderon.

Speakers:

- Members of the Public: Hillary Hauser; Syd Abad; Elizabeth Cutright; Daniel Fishbein; Damian Gallagher; Natasha Torodovic; Richard Closson; Anna Marie Gott; Ted Mills; Roseanne Crawford; Jane Maassen.

Motion:

Councilmembers Sneddon/A. Gutierrez to close the City beaches for the upcoming Fourth of July weekend.

Vote:

Failed to carry by roll call vote (Ayes: Councilmembers O. Gutierrez, A. Gutierrez, Sneddon; Noes: Councilmembers Jordan, Friedman, Mayor Murillo; Absent: Councilmember Harmon).

Motion:

Councilmember O. Gutierrez to have the City parks close for the upcoming Fourth of July weekend.

Motion failed for lack of a second.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

- Councilmember Friedman attended the following meetings or events: 1. Central Coast Water Authority; 2. Made reference to Motley Crue's song "Don't Go Away Mad (Just Go Away)".
- Councilmember Sneddon attended the following meetings or events: 1. Historic Landmarks Committee; 2. Parks and Recreation Commission; 3. Regional Legislative call.
- Mayor Murillo attended the following meetings or events: 1. REACH Business Focus Conversation; 2. Youth Responder's Group.

PUBLIC COMMENT (IF NECESSARY)

CLOSED SESSIONS

The following agenda items were rescheduled to be heard at a future meeting:

17. Subject: Conference Involving Joint Power Agency – Cachuma Operations And Maintenance Board (COMB) (160.03)

Recommendation: That Council hold a closed session pursuant to Government Code Section 54956.96 to discuss and take action, if necessary, on matters involving the Cachuma Operations and Maintenance Board.

Discussion will concern:

CONFERENCE WITH LEGAL COUNSEL: EXISTING AND POTENTIAL LITIGATION [Government Code Section 54956.9(d)(1)] Name of matter: Cachuma Operation & Maintenance Board v. Santa Ynez River Water Conservation District, Improvement District Number 1, Case No. 19CV01873 – Breach of Contract and Declaratory Relief

Name of City representative on COMB: Councilmember Sneddon

Name of Alternate City representative on COMB: Councilmember Friedman

Scheduling: Duration, 10 Minutes; anytime

Report: None anticipated

No report made.

This item was not heard.

18. Subject: Conference With City Attorney – Existing Litigation – Gov. Code § 54956.9(d)(1) (160.03)

Recommendation: That Council hold a closed session to consider pending litigation pursuant to subsection (d)(1) of section 54956.9 of the Government Code and take appropriate action as needed.

The pending litigation is Todd Johnson v. City of Santa Barbara WCAB Case #: ADJ11635895, ADJ12393032, ADJ11635894.

Scheduling: Duration, 20 minutes; anytime

Report: None anticipated

No report made.

This item was not heard.

ADJOURNMENT

Mayor Murillo adjourned the meeting at 9:07 p.m.

Approved and adopted by the City Council of the City of Santa Barbara on March 1, 2022.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE



RANDY ROWSE
MAYOR

ATTEST: 

SARAH GORMAN
CITY CLERK SERVICES MANAGER

