



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

**REGULAR MEETING  
FEBRUARY 1, 2022  
COUNCIL CHAMBERS, 735 ANACAPA STREET**

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## **CALL TO ORDER**

Mayor Randy Rowse called the meeting to order at 2:04 p.m. and announced that the meeting is being held via teleconference. Mayor Pro Tem Meagan Harmon is participating electronically and the remainder of Mayor and Council are participating from Council Chambers. (The Finance Committee and Ordinance Committee which ordinarily meet at 12:30 p.m., did not meet on this day).

## **PLEDGE OF ALLEGIANCE**

Mayor Rowse.

## **ROLL CALL**

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

Councilmembers absent: None.

Staff present: Interim City Administrator Rebecca Bjork, City Attorney Ariel Calonne, City Clerk Services Manager Sarah Gorman.

## **CEREMONIAL ITEMS**

### **1. Subject: Employee Recognition – Service Award Pins**

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 February 28, 2022.

## CHANGES TO THE AGENDA

Interim City Administrator Rebecca Bjork noted that Item 13 would be removed from consideration.

## ITEM REMOVED FROM CONSIDERATION

**13. Subject: Execute Agreement With OpenGov, Inc., For On-line Digital Budget Book And Appropriate General Fund Reserves In Fiscal Year 2022 (210.01)**

Recommendation: That Council:

A. Authorize the Finance Director to execute a five year agreement with OpenGov, Inc., for a total of \$647,481 to transition from a printed budget document to an on-line, interactive digital format for the City's budget; and

B. Appropriate available General Fund Reserves in Fiscal Year (FY) 2022 in the amount of \$91,511 in the Finance Department.

## PUBLIC COMMENT

Members of the public: Fred Nadis; Aron Ashland; Betsy Cramer.

## CONSENT CALENDAR (Item Nos. 2-10)

The titles of the Ordinances and Resolutions were read.

Motion:

Councilmembers Friedman/Sneddon to approve the recommended actions.

Vote:

Unanimous roll call vote.

**2. Subject: Adoption Of An Ordinance For A Proposed Ten Year Mooring Lease With The State Of California For The East Beach Mooring Program**

Recommendation: That Council adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Authorizing the Waterfront Director to Execute Lease Agreement No. 8688 Between the State of California and the City of Santa Barbara, for the East Beach Mooring Permit Program, Commencing Upon the Effective Date of the Enabling Ordinance.

Action: Approved the recommendation(s); Ordinance No. 6054 (February 01, 2022 Council Agenda Report).

**3. Subject: Adoption Of An Uncodified Ordinance Providing An Economic Recovery Extension And Transition Period By Amending, Restating, And Extending Provisions Previously Included In The Emergency Economic Recovery Ordinances**

Recommendation: That Council adopt, by reading of title only, an Uncodified Ordinance of the Council of the City of Santa Barbara Providing an Economic Recovery Extension and Transition Period by Amending, Restating, and Extending Provisions Previously Included in the Emergency Economic Recovery Ordinances.

Action: Approved the recommendation; Ordinance No. 6055 (February 01, 2022 Council Agenda Report).

**4. Subject: Introduction Of An Ordinance Approving The 2021-2022 Management Salary Plans**

Recommendation: That Council introduce and subsequently adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Adopting the 2021-2022 Salary Plan Applicable to Unrepresented Managers and Professional Attorneys (except the City Administrator and the City Attorney), and the 2021-2022 Salary Plan Applicable to Certain Unrepresented Safety Managers.

Action: Approved the recommendation; Proposed Ordinance (February 01, 2022 Council Agenda Report).

**5. Subject: Employee COVID-19 Testing And Appropriate General Fund Reserves (210.01)**

Recommendation: That Council:

A. Receive a report regarding the declaration of an emergency purchase for general services with South Coast Analytics to conduct COVID-19 testing for City employees;

B. Authorize the Finance Director to execute an agreement with South Coast Analytics to conduct ongoing COVID-19 testing for City employees in an amount not to exceed \$300,000; and

C. Appropriate \$400,000 of available General Fund reserves in Fiscal Year (FY) 2022 in the Human Resources department budget.

Action: Approved the recommendation(s); (February 01, 2022 Council Agenda Report).

**6. Subject: Authorization To Execute Amended Legal Services Agreement With Best, Best & Krieger, LLP And Related Budget Actions**

Recommendation: That Council:

A. Authorize the City Attorney to execute an amended legal services agreement with Best, Best & Krieger, LLP to increase the not-to-exceed amount from \$35,000 to \$85,000 for special counsel services related to investigation of groundwater and communication with the Regional Water Quality Control Board regarding the same; and

B. Increase appropriations in the Fiscal Year 2022 Airport Operations budget in the amount of \$50,000 funded from the Airport Operating Fund reserves.

Action: Approved the recommendation(s); Agreement No. 28,022 (February 01, 2022 Council Agenda Report).

**7. Subject: Contract For Professional Services To Administer The Community Workforce Agreement Associated With The Central Library Renovation Project**

Recommendation: That Council authorize the Public Works Director to execute a City Professional Services Agreement with TSG Enterprises, Inc., in the amount of \$48,552 to administer the requirements set forth in the Community Workforce Agreement for the Central Library Renovation Project, and authorize expenditures of up to \$4,855 for extra services that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Agreement No. 28,023 (February 01, 2022 Council Agenda Report).

**8. Subject: Contract Amendments For Construction Support Services Associated With The Central Library Renovation Project**

Recommendation: That Council:

A. Authorize the Public Works Director to execute a contract amendment with Arcadia Studio, a California Corporation, to amend the scope of services to include construction support services associated with the Central Library Renovation Project in the amount of \$25,000;

B. Authorize the Public Works Director to execute a contract amendment with LMA Architects, a California Corporation, to amend the scope of services associated with the new Americans with Disabilities Act elevator design included in the Central Library Renovation Project in the amount of \$10,359; and

C. Authorize the Public Works Director to execute a contract amendment with LMA Architects, a California Corporation, in the amount of \$55,215 to amend the scope of services to include construction support services associated with the Central Library Renovation Project and authorize the Public Works Director to approve expenditures of up to \$5,522 for extra services as necessary.

Action: Approved the recommendation(s); Agreement Nos. 26,298.3; 26,177.2; and 26,177.3 (February 01, 2022 Council Agenda Report).

**9. Subject: Sole Source Agreement With Hadronex Inc. For The Purchase And Installation Of SmartCover Level Sensor Units**

Recommendation: That Council:

A. Find and determine that SmartCover Level Sensor Units are a sole source product and service and authorize the purchase of SmartCover Level Sensor Units from Hadronex Inc. as the sole source provider pursuant to the Santa Barbara Municipal Code Section 4.52.070(K); and

B. Authorize the Public Works Director to execute a sole source services contract with Hadronex Inc. doing business as SmartCover, in the amount of \$295,688 for the purchase, installation, and maintenance of 45 SmartCover Level Sensor Units.

Action: Approved the recommendation(s); Agreement No. 28,024 (February 01, 2022 Council Agenda Report).

**10. Subject: Response To The Santa Barbara County Grand Jury Report On Housing The Homeless In Santa Barbara County During The Pandemic**

Recommendation: That Council authorize the Mayor to send a letter of response to the Santa Barbara County Grand Jury report titled "Keys to Housing the Homeless."

Action: Approved the recommendation; (February 01, 2022 Council Agenda Report).

This concluded the Consent Calendar.

**CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS**

## **PUBLIC WORKS DEPARTMENT**

### **11. Subject: Adoption Of Resolution Setting The Date For A Public Hearing Regarding Declaration Of A Public Nuisance From Traffic Impacts Of The Chick-Fil-A Restaurant**

Recommendation: That Council adopt, by reading of title only, A Resolution Of The City Council Of The City Of Santa Barbara Setting March 1, 2022 As The Time And Date Of A Public Hearing To Consider The Declaration Of A Public Nuisance Arising From The Operation Of A Drive-Through At The Restaurant Located At 3707 State Street (APN 051-590-024).

#### Documents:

- February 1, 2022 Council Agenda Report and any attachment(s)
- PowerPoint presentation prepared and made by staff.

#### Speakers:

- Staff: Principal Traffic Engineer Derrick Bailey; Assistant City Attorney Dan Hentschke.
- Members of the Public: Joseph Billings; Ronda Hobbs; Roseanne Crawford, Spencer Kallick, Mikael Lynch

#### Discussion:

- Councilmembers' questions were answered.

#### Motion:

- Councilmembers Friedman/O. Gutierrez to approve recommended action. (Resolution No. 22-008)

#### Vote:

- Unanimous roll call vote.

### **12. Subject: Establish An Ad Hoc Committee For Conceptual Design Of Pedestrian And Bicycle Paths Across Mission Canyon Bridge**

Recommendation: That Council establish an ad hoc committee, with administrative and technical support from the Public Works Department, in order to interact with and represent community stakeholders to determine a project concept that will address pedestrian and bicycle path of travel safety concerns across the Mission Canyon Bridge. Council should establish a date-certain requirement for the ad hoc committee to report back within nine months with a concept that has compelling stakeholder support.

#### Documents:

- February 1, 2022 Council Agenda Report and any attachment(s)
- PowerPoint presentation prepared and made by staff.

#### Speakers:

- Staff: Staff Operations Infrastructure Manager Jim Dewey

- Members of the Public: Tom Jacobs; Shelley Bookspan; Fred Sweeney; Roseanne Crawford

Discussion:

- Councilmembers' questions were answered.

Motion:

- Councilmembers Sneddon/Friedman to establish a two member ad hoc committee made up of Councilmembers Sneddon and Friedman, and then determine what the ad hoc committee would constitute over the next six months after meetings with stakeholders.

Vote:

Unanimous roll call vote.

## **CITY ATTORNEY**

### **14. Subject: Report On Rent Control Issues And Request For Rent Control Consultant Funding**

Recommendation: That Council:

- A. Receive the attached report discussing rent control issues and models;
- B. Authorize the City Administrator to negotiate and enter into a consulting contract, in a form acceptable to the City Attorney, in an amount not to exceed \$200,000 for rent control economic analysis services; and
- C. Increase expenditure appropriations in the Fiscal Year 2022 City Administrator's Office budget in the amount of \$200,000 funded from the General Fund reserves.

## **RECESS**

3:47 p.m. – 3:59 p.m.

Documents:

- February 1, 2022 Council Agenda Report and any attachment(s)
- PowerPoint presentation prepared and made by staff.

Speakers:

- Staff: City Attorney Ariel Calonne;
- Members of the Public: Brian Johnson; Lucia Trujillo; Geneva Lovett; Wendy Santamaria; Stanley Tsankov; Karen Rice; Linda Honikman; Juanita Colmenares; Jim Knell; Nadia Abushanab; Estela Monano; Michal Lynch; Rob Fredericks; Hillary Blackerby; Anabel Rocha; John

Beardsmore; Zachary Cooseboom; Ector Flores-Garcia; Enzo Cabrera; Matt Lowe.

Discussion:

- Councilmembers' questions were answered.

Motion:

- Mayor Pro Tempore Harmon / Councilmember O. Gutierrez move forward with staff recommendation to hire consultant to conduct Rent Stabilization Economic Study and staff return with scope of work defining study. Funding to be taken from reserves, with intention funds taken from ARPA allocations, if qualified.

Vote:

Motion fails; (Noes: Councilmembers Jordan, A. Gutierrez, Friedman, Rowse).

Motion:

Councilmember Sneddon/A. Gutierrez to direct staff to go forward with Rent Stabilization study as described, including approval of the appropriation request and have staff return to Council with a proposed scope of work.

Vote:

Majority roll call vote (Noes: Councilmembers Jordan; Friedman; Rowse).

## **COUNCIL AND STAFF COMMUNICATIONS**

### **COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

- Councilmember O. Gutierrez reported on their attendance at the following events or made the following comments: 1. Congratulations to Ray from Ray's Liquor for his retirement; 2. Condolences to the family of Big Rob Crew.
- Councilmember Friedman reported on their attendance at the following events or made the following comments: 1. Coastal Commission SLR working group; 2. CCE Subcommittee; 3. CCWA.
- Councilmember Sneddon reported on their attendance at the following events or made the following comments: 1. Upper State St Regional Action Planning meeting; 2. Community Choice Energy launch; 3. Climate Action webinar; 4. Council retreat.

### **PUBLIC COMMENT (IF NECESSARY)**

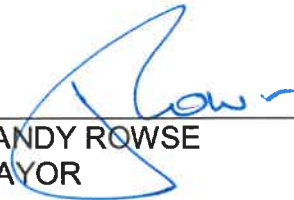
**ADJOURNMENT**

Mayor Rowse adjourned the meeting at 6:29 p.m. in the memory of Mike Warren; Rob Crew; Gary Hart.

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

