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CITY OF SANTA BARBARA
CITY COUNCIL MINUTES

REGULAR MEETING
March 7, 2000
COUNCIL CHAMBER, DE LA GUERRA PLAZA

CALL TO ORDER:

Mayor Harriet Miller called the meeting to order at 2:00 p.m. The Ordinance Committee met at 1:00 p.m. The Finance Committee, which is 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 2:11 p.m.), Tom Roberts, Dan B. Secord, Mayor Miller.
Councilmembers absent: None.
Staff present: City Administrator/Clerk Sandra Tripp-Jones, City Attorney Daniel J. Wallace, Deputy City Clerk Susan Tschech.

CEREMONIAL ITEMS:

To Honor and Give Thanks

Mayor Miller acknowledged the Travel Channel's recognition of Santa Barbara's East Beach as one of America's top ten beaches.

120.04

Proclamations

1. Issuance by the Mayor of a proclamation declaring March 7, 2000 as Arbor Day.

Proclamation presented to Santa Barbara Beautiful
President Norm King.

120.04

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2. Issuance by the Mayor of a proclamation declaring the week of March 19 25, 2000 as Mediation Week.

Proclamation presented to Rental Housing Mediation Task
Force Chair Howard Hawkes.

120.04

Presentations

3. 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 March 31, 2000.

DOCUMENTS:

March 3, 2000 City Administrator's report.

SPEAKERS:

Staff: City Administrator Sandra Tripp-Jones, Award
Recipients Jessie Ramey and Wayne Simmons.

By consensus, the Council concurred with the recommendation to recognize the following employees:

30-Year Pin
Kenneth Goodenough, Public Works
25-Year Pin
Jessie Ramey, Police

Wayne Simmons, Police
20-Year Pin
Andrew DiMizio, Fire
Mark Alvarado, Parks and Recreation
Daniel Condon, Parks and Recreation
Paul McCaffrey, Police
Mark Suarez, Police
Gary Wolfe, Police
David Coseo, Public Works
Ruben Mislant, Public Works
15-Year Pin
David Aguailar, Fire
Susan Bell, Fire
Scott Johnson, Fire
Thomas Eccles, Police
Primitivo Gonzalez, Public Works
10-Year Pin
Kim Peirson, City Attorney

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Anita Meléndez, Community Development
Robert Hazel, Fire
Donald Chase, Police
James Pfleging, Police
Maryann Reece, Police
Samuel Slay, Police
Antonio Raya, Public Works
5-Year Pin
Michael De Ponce, Fire
John Franklin, Fire
Michael Hoose, Fire
Michael Myers, Fire
Rose Marie Bell, Library

410.01

CHANGES TO THE AGENDA:

Item Removed from Agenda

Per the written request of the Beachside Business Association dated March 6, 2000, the following item was removed from the agenda:

23. Request from the Beachside Business Association for permission to hold the 6th annual Santa Barbara Whale Festival on March 25 and 26, 2000 on lower State Street.

Staff recommendation that Council:

- A. Authorize the Beachside Business Association to hold the 6th annual Whale Festival" on lower State Street between the railroad tracks and Cabrillo Boulevard on March 25th and 26th, 2000 subject to certain conditions;
- B. Receive the request from the Beachside Business Association for an in-kind City contribution comprised of a waiver of standard City charges for Police and Public Works support services estimated by City Staff to total \$2,196; and
- C. Deny the request for an in-kind contribution of City services.

520.04
Special Events

PUBLIC COMMENT:

4. Any member of the public may address the City Council for up to one 1) minute on any subject matter within the

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jurisdiction of the City Council that is not scheduled before them that same day. The total time for public comment is fifteen 15) minutes. If you wish to address the City Council under this item, please complete and deliver to the City Administrator/City Clerk before the afternoon session is convened, a Request to Speak" form including a description of the subject you wish to address.

Ken Loch spoke.

180.03

CONSENT CALENDAR Item Nos. 5 20):

MOTION:

M/S Secord/Garcia to approve the Consent Calendar, as follows:

VOTE:

Unanimous voice vote All present).

- 5. Minutes of the regular meeting of February 22, 2000. Dispense with reading and approve.

Approved.

- 6. Resignation of Marcus E. Crahan, Jr. from the Building and Fire Code Board of Appeals for acceptance.

Accepted; Notice of Vacancy to be posted February 14, 2000 letter of resignation).

640.03

Bldg. & Fire Code Bd. of Appeals

- 7. Resignation of Joseph John Garnica from the Housing Authority Commission Tenant representative) for acceptance.

Accepted; Notice of Vacancy to be posted February 9, 2000 letter of resignation).

660.03

Housing Authority Member

- 8. Recommendation that Council approve and authorize the City Administrator to execute a month-to-month Lease Agreement with Oxnard Building Materials, Inc., a California Corporation, for 5,000 square feet of unpaved land, 819-B Francis Botello Road, at the Santa Barbara Municipal

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Airport, effective February 1, 2000 for a monthly rental of \$500.

Authorized City Administrator to execute Lease Agreement No. 19,851 March 3, 2000 City Administrator's report).

330.04
Airport

9. Recommendation that Council approve and authorize the City Administrator to execute a month-to-month Lease Agreement with Pamela Benham, an Individual, for 560 square feet of Building 247, 444-G David Love Place, at the Santa Barbara Municipal Airport, effective February 1, 2000 for a monthly rental of \$308 including utilities.

Authorized City Administrator to execute Lease Agreement No. 19,852 March 3, 2000 City Administrator's report).

330.04
Airport

10. Recommendation that Council approve and authorize the City Administrator to execute a one-year Lease Agreement with Hot Line Construction, Inc., a California Corporation, for 264 square feet of Building 258, 629-D Norman Firestone Road, at the Santa Barbara Municipal Airport, effective February 1, 2000 for a monthly rental of \$238, exclusive of utilities.

Authorized City Administrator to execute Lease Agreement No. 19,853 March 3, 2000 City Administrator's report).

330.04
Airport

11. Recommendation that Council approve and authorize the City Administrator to execute a month-to-month Lease Agreement with Hot Line Construction, Inc., a California Corporation, for 4,760 square feet of unpaved land, 800 Robert Kiester Road, and 12,000 square feet of unpaved land, 301 Frederic Lopez Road, at the Santa Barbara Municipal Airport, effective February 1, 2000 for a combined monthly rental of \$1,676.

Authorized City Administrator to execute Lease Agreement No. 19,854 March 3, 2000 City

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Administrator's report).

330.04
Airport

12. Recommendation that Council approve and authorize the City Administrator to execute a month-to-month Lease Agreement with M/E, Inc., a California Corporation, for 360 square feet of Building 120, 114 William Moffett Place, at the Santa Barbara Municipal Airport, effective March 1, 2000 for a monthly rental of \$270.

Authorized City Administrator to execute Lease Agreement No. 19,855 March 3, 2000 City Administrator's report).

330.04
Airport

13. Recommendation that Council approve and authorize the City Administrator to execute a two-year license agreement with Aliotti Fish Company to unload squid at the City Pier, at a monthly base fee of \$1,000.00 between November and March, or \$5.00 per ton of squid unloaded, whichever is greater.

Authorized City Administrator to execute License Agreement No. 19,856 March 3, 2000 City Administrator's report).

330.04

Harbor: Mooring Agreements & Misc.

14. Recommendation that Council take the following action regarding legislative matters:
- A. OPPOSE H.R. 2372 (Canady) which would permit a developer to bypass local land use authority and state courts and file a takings lawsuit directly in federal court if the developer submits one project application which is disapproved and the city does not act on the appeal within a reasonable time; and
 - B. 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 recommendations March 3, 2000 City
Administrator's report).

160.02
Federal

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15. Recommendation that Council authorize the City to participate as friend of the court" amicus curiae) with respect to Senson v. County of Los Angeles.

Concurred with recommendation March 3, 2000 City
Attorney's report).

160.05

The following notices were presented and ordered filed:

16. that the City Clerk has on Friday, March 3, 2000 at 3:00 p.m., duly 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.
17. that the regular City Council meeting of February 29, 2000 was adjourned to Monday, March 6, 2000 at 1:30 p.m. for a site visit to the property located at 618 Castillo Street, which is the subject of an appeal hearing scheduled for 2:00 p.m. on March 7, 2000.

640.07
ABR

18. of Ordinance Committee meeting, March 7, 2000 at 1:00 p.m. in the Council Chamber for consideration of:
 - A. Noise Ordinance; and
 - B. Harbor Live-Aboard Wait List Application Process.

120.03
Ordinance Comm.

19. of Redevelopment Agency meeting, March 7, 2000 at 2:00 p.m.

in the Council Chamber.

620.03
Agendas

20. of cancellation of the regular City Council meeting of March 14, 2000 due to lack of a quorum.

120.09

This completed the Consent Calendar.

REPORT FROM ORDINANCE COMMITTEE:

21. Report from the Ordinance Committee.

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Ordinance Committee Chair Gilbert Garcia reported that the Committee had reviewed proposed amendments to: a) the City's Noise Ordinance; and b) the Harbor live-aboard wait list application process and administrative procedures. The Committee acted to forward these amendments to Council for introduction and subsequent adoption.

ADMINISTRATIVE REPORTS:

Public Works Department

22. Recommendation that Council:
- A. Reject protests from Malibu Pacific Tennis Courts, Inc. and Superior Gunitite Company;
 - B. Authorize the City Administrator to execute a contract with Lash Construction in their low bid amount of \$727,000 for construction of the Santa Barbara Skate Park, Bid No. 3269;
 - C. Authorize the Public Works Director to approve expenditures up to \$36,350 to cover any cost increases that may result from contract change orders for extra work and differences between estimated bid quantities

- and actual measured quantities for payment;
- D. Authorize the General Services Manager to execute a purchase order with Purkiss Rose RSI for construction support, at a total fee not to exceed \$14,150;
 - E. Authorize the General Services Manager to execute a purchase order with Pacific Materials Laboratory for materials testing services, at a total fee not to exceed \$8,000;
 - F. Authorize the General Services Manager to execute a purchase order with Compass Rose Archaeological Consultants for archaeological monitoring services, at a total fee not to exceed 3,600;
 - G. Accept donations and increase 1999-2000 estimated General Fund Revenues by \$161,288 and appropriate the funds to the fiscal year 2000 General Fund Capital Projects Fund for the Skateboard Park project; and
 - H. Appropriate \$142,833 from the General Fund Reserve for Future Year Budgets to the Fiscal Year 2000 General Fund Capital Projects Fund for the Skateboard Park project.

DOCUMENTS:

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SPEAKERS:

Staff: City Engineer Pat Kelly, Parks and Recreation Director Richard Johns, City Administrator Sandra Tripp-Jones.

MOTION:

M/S Secord/Blum to concur with the recommendations and authorize the City Administrator to execute Contract No. 19,857.

VOTE:

Unanimous voice vote All present).

Skateboard Facilities

PUBLIC HEARINGS:

24. Appeal of Architectural Board of Review denial of the application of Gal Groman for conversion into a Bed and Breakfast) of property located at 618 Castillo Street, APN 37-113-28, R-4 Hotel-Motel Multiple Residence Zone, General Plan Designation: Residential 12 Dwelling Units per Acre.

Staff recommendation that Council:

- A. Hold a public hearing on the appeal of Gal Groman on the proposed Bed & Breakfast addition; and
- B. Deny the appeal and uphold the Architectural Board of Review decision to deny the project.

Affidavit of Publication Noticed for
2:00 p.m. Session

DOCUMENTS:

March 3, 2000 City Administrator's report.
Letters of appeal received by the City Clerk's Office on January 15, 1998 and January 31, 2000.
Affidavit of Publication.

PUBLIC HEARING OPENED:

2:51 p.m.

SPEAKERS:

Staff: Senior Planner Jaime Limón, City Administrator
Sandra Tripp-Jones, Assistant City Attorney Stephen Wiley.
Architectural Board of Review: Chair Jeffrey Gorrell.
Appellant/Applicant: Gal Groman, Charles Pace.
Member of the Public: John Quinton.

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PUBLIC HEARING CLOSED:

3:17 p.m.

At the suggestion of Staff, the Appellant agreed to withdraw her appeal.

640.07
ABR

ADJOURNMENT:

3:19 p.m., on order of Mayor Miller.

SANTA BARBARA CITY COUNCIL

MABI COVARRUBIAS PLISKY, CMC
CHIEF DEPUTY CITY CLERK

HARRIET MILLER
MAYOR

ATTEST:
SUSAN TSCHECH
DEPUTY CITY CLERK