



# CITY OF SANTA BARBARA CITY COUNCIL MINUTES

## REGULAR MEETING April 27, 2004 COUNCIL CHAMBER, 735 ANACAPA STREET

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### CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:02 p.m. (The Finance Committee met at 12:00 p.m. The Ordinance Committee, which is ordinarily scheduled to meet at 1:00 p.m., did not meet on this date.)

### PLEDGE OF ALLEGIANCE

Mayor Blum.

### ROLL CALL

Councilmembers present: Brian B. Barnwell, Iya G. Falcone, Roger L. Horton, Helene Schneider, Dan B. Secord, Das Williams, Mayor Blum.

Councilmembers absent: None.

Staff present: City Administrator/Clerk James L. Armstrong, City Attorney Stephen P. Wiley, Deputy City Clerk Susan Tschech.

### CEREMONIAL ITEMS

1. SUBJECT: LETTER OF RECOGNITION FOR ERIC BURROWS, TEACHER OF THE YEAR (120.08)

ACTION: Letter of Recognition presented to Mr. Burrows.

### PUBLIC COMMENT

SPEAKERS: Robert Woodson and Ken Loch.

### CONSENT CALENDAR (Item Nos. 2 – 12)

The titles of all ordinances related to Consent Calendar items were read.

**MOTION:**

Councilmembers Horton/Barnwell to approve the Consent Calendar as recommended.

**VOTE:**

Unanimous roll call vote.

**2. SUBJECT: MINUTES**

**RECOMMENDATION:** That Council waive the reading and approve the minutes of the adjourned regular meeting of April 12, 2004, and the regular meeting of April 13, 2004.

**ACTION:** Approved the recommendation.

**3. SUBJECT: RECYCLED WATER USER AGREEMENT WITH MARBORG INDUSTRIES, INC. (540.13)**

**RECOMMENDATION:** That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Approving the User Agreement Between the City of Santa Barbara and Marborg Industries for Delivery of the City's Recycled Water to Marborg Industries Irrigation System Located at 119 North Quarantina Street, Santa Barbara County APN 017-030-006 and 017-030-007.

**SPEAKERS:**

Staff: Water Resources Manager Steve Mack.

**ACTION:** Approved the recommendation (April 27, 2004, Public Works Director's report; proposed ordinance).

**4. SUBJECT: CONTRACT FOR TAXIWAY B REALIGNMENT DESIGN (560.04)**

**RECOMMENDATION:** That Council:

- A. Authorize the Public Works Director to execute a contract with Mead & Hunt, Incorporated (Mead), in the amount of \$80,000 for design services associated with the realignment of Taxiway B; and
- B. Authorize the Public Works Director to approve expenditures of up to \$8,000 for extra services of Mead that may result from necessary changes in the scope of work.

**SPEAKERS:**

Staff: City Administrator James Armstrong.

**ACTION:** Approved the recommendations; Contract No. 21,389 (April 27, 2004, Public Works Director's report).

5. SUBJECT: ADOPTION OF ORDINANCE FOR REZONING OF PARCELS RELATED TO BOHNETT PARK (570.05)

RECOMMENDATION: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Chapter 28.12 of the Municipal Code Pertaining to Zoning of Assessor's Parcel Numbers 039-101-005 and -006 and the 600 Block of West Victoria Street, Located at 1302 and 1308 San Andres Street.

ACTION: Approved the recommendation; Ordinance No. 5313.

6. SUBJECT: CONTRACT FOR STEVENS PARK RESTROOMS (570.05)

RECOMMENDATION: That Council:

- A. Authorize the Public Works Director to execute a contract with Penfield & Smith Engineers, Incorporated (P&S), in the amount of \$24,973 for final design services for the Stevens Park Restroom and Septic Tank Replacement Project; and
- B. Authorize the Public Works Director to approve expenditures of up to \$2,497 for extra services of P&S that may result from necessary changes in the scope of work.

ACTION: Approved the recommendations; Contract No. 21,390 (April 27, 2004, Public Works Director's report).

7. SUBJECT: MAP AND AGREEMENT FOR 210 FIGUEROA STREET (640.08)

RECOMMENDATION: That Council:

- A. Approve and authorize the City Administrator to record Parcel Map No. 20,673 by Mark S. Cornwall, Owner, for four new residential condominium units; and
- B. Approve and authorize the City Administrator to execute and record an Agreement Relating to Subdivision Map Conditions Imposed on Real Property.

ACTION: Approved the recommendations; Agreement No. 21,391 (April 27, 2004, Public Works Director's report).

8. SUBJECT: ADOPTION OF ORDINANCE FOR REDEVELOPMENT PLAN AMENDMENTS (620.04)

RECOMMENDATION: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Section 900, Section 602, and Section 601A of the Amended Redevelopment Plan for the Central City Redevelopment Project Area Pertaining to Certain Time Limits Imposed Under the Plan.

(Cont'd)

8. (Cont'd)

ACTION: Approved the recommendation; Ordinance No. 5314.

9. SUBJECT: ADOPTION OF ORDINANCE FOR MUNICIPAL CODE AMENDMENTS PERTAINING TO VISITING VESSELS AND VESSEL AND STORAGE RACK PLACEMENT ON CITY BEACHES (570.03)

RECOMMENDATION: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Sections 17.20.240 and 17.20.250 of the Santa Barbara Municipal Code Relating to Visiting Vessels and Vessel and Storage Rack Placement on Leadbetter and West Beaches.

ACTION: Approved the recommendation; Ordinance No. 5315.

10. SUBJECT: ADOPTION OF ORDINANCE FOR MARBORG INDUSTRIES, INC., FRANCHISE AMENDMENT (510.04)

RECOMMENDATION: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Authorizing the City Administrator to Negotiate and Execute an Amended and Restated Franchise for Solid Waste, Recyclables, and Greenwaste Collection, Processing and Disposal By and Between the City of Santa Barbara and MarBorg Industries, Inc.

ACTION: Approved the recommendation; Ordinance No. 5316; Agreement No. 20,433.2 (proposed Amended and Restated Solid Waste Collection and Disposal Franchise Contract).

11. SUBJECT: CONTINUANCE OF APPEAL OF PLANNING COMMISSION APPROVAL FOR 29 W. CALLE LAURELES

RECOMMENDATION: That Council continue the public hearing to May 11, 2004, at 6:00 p.m.

ACTION: Approved the recommendation.

## NOTICES

12. The City Clerk has on Thursday, April 22, 2004, at 3:00 p.m. 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.

This concluded the Consent Calendar.

## **FINANCE COMMITTEE REPORT**

13. SUBJECT: SPECIAL FINANCE COMMITTEE AGENDA, APRIL 27, 2004, 12:00 P.M. IN ROOM 15 (120.03)

- A. Investment Management Review (See Agenda Item No. 15); and
- B. Fiscal Year 2005 Budgets for Airport and Waterfront Departments.

14. SUBJECT: REPORT FROM FINANCE COMMITTEE

Finance Committee Chair Dan Secord reported that the Committee heard reports from staff of the Airport and Waterfront departments regarding these departments' proposed Fiscal Year 2005 budgets. The Committee also received and forwarded to Council the first quarter 2004 Investment Management Review from PFM Asset Management (Agenda Item No. 15).

15. SUBJECT: INVESTMENT MANAGEMENT REVIEW (260.02)

RECOMMENDATION: That Council receive and accept the first quarter 2004 Investment Management Review from PFM Asset Management, LLC (PFM).

### **DOCUMENTS:**

April 27, 2004, Finance Director's report.

### **SPEAKERS:**

- Staff: Treasury Manager Cynthia Odell.
- PFM Asset Management: Consultant Nsesa Kazadi.

### **MOTION:**

Councilmembers Secord/Horton to receive and accept the report.

### **VOTE:**

Unanimous voice vote.

## **COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS**

### **INFORMATION:**

- Councilmember Barnwell reported on the progress made by the committee working to meet Council direction regarding the operations of the Casa Esperanza Homeless Center.
- Councilmember Schneider commented upon the recent "March for Women's Lives" held in Washington, D.C.
- Councilmember Falcone reported on her attendance at a meeting of the Business, Housing and Transportation Task Force, which is discussing the re-engineering of the California Environmental Quality Act to effectuate the construction of infill housing.

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INFORMATION (CONT'D):

- Councilmember Williams mentioned the speak-out regarding teen alcohol and drug abuse, to be held Thursday, April 29, 2004, from 6 – 9 p.m. at the Cabrillo Arts Pavilion; he also described the Eastside Sycamore Creek Beautification Project.
- Councilmember Secord commented upon projects for graduate students to compost food waste to increase the solid waste diversion rate.

**CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS**

PUBLIC WORKS DEPARTMENT

16. SUBJECT: ANNUAL REPORT OF LOOKING GOOD SANTA BARBARA COMMITTEE (530.01)

RECOMMENDATION: That Council receive a presentation summarizing the activities and accomplishments of the Looking Good Santa Barbara Committee for Calendar Year 2003.

DOCUMENTS:

April 27, 2004, Public Works Director's report.

SPEAKERS:

- Staff: Acting Environmental Programs Supervisor Stephen MacIntosh.
- Looking Good Santa Barbara Committee: Executive Coordinator Lorraine Cruz-Carpenter.

By consensus, the Council received the presentation.

17. SUBJECT: CAPITAL IMPROVEMENT PROGRAM THIRD QUARTER UPDATE (230.01)

RECOMMENDATION: That Council receive, for information only, the Capital Improvement Projects Third Quarter Update for Fiscal Year 2004.

DOCUMENTS:

- April 27, 2004, Public Works Director's report.
- April 27, 2004, e-mail communication from Planning Commissioner Jonathan Maguire.

(Cont'd)

17. (Cont'd)

**SPEAKERS:**

Staff: Assistant Public Works Director/City Engineer Pat Kelly, who showed overhead transparencies of various capital projects in progress or completed during the third quarter; City Administrator James Armstrong.

By consensus, the Council received the report.

**MAYOR AND COUNCIL REPORTS**

18. SUBJECT: COUNCIL LIAISON TO GREATER SANTA BARBARA LODGING ASSOCIATION (140.07)

RECOMMENDATION: That Council appoint a liaison to the Greater Santa Barbara Lodging Association.

**DOCUMENTS:**

April 27, 2004, report from Mayor Blum.

**MOTION:**

Councilmembers Secord/Horton to appoint Councilmember Williams as the liaison to the Lodging Association.

**VOTE:**

Unanimous voice vote.

It was agreed that Councilmember Barnwell will serve as an alternate liaison to the Association.

**PUBLIC HEARINGS**

19. SUBJECT: FISCAL YEAR 2005 RECOMMENDED BUDGET (230.05)

RECOMMENDATION: That Council:

- A. Open the public hearing on the fiscal year 2005 recommended budget;
- B. Hear a report from staff, which will provide an overview of the proposed General Fund budget; and
- C. Continue the public hearing to the Tuesday, May 04, 2004, Council meeting's evening session.

**DOCUMENTS:**

- April 27, 2004, Finance Director's report.
- PowerPoint presentation made by Staff.

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19. (Cont'd)

**PUBLIC HEARING OPENED:**

3:21 p.m.

**SPEAKERS:**

Staff: Assistant Finance Director Robert Samario, Finance Director Robert Peirson.

**MOTION:**

Councilmembers Barnwell/Schneider to approve recommendation C, continuing the public hearing to May 4, 2004.

**VOTE:**

Unanimous voice vote.

**COUNCIL AND STAFF COMMUNICATIONS**

**INFORMATION:** Mayor Blum noted the April 30, 2004, retirement of City Parks and Recreation Director Richard Johns.

**RECESS**

The Mayor recessed the meeting at 3:51 p.m. in order for the Council to reconvene in closed session for Agenda Item No. 20. City Attorney Stephen Wiley stated there would be no reportable action taken during the closed session.

**CLOSED SESSIONS**

20. **SUBJECT: CLOSED SESSION - CONFERENCE WITH LABOR NEGOTIATOR (440.05)**

**RECOMMENDATION:** That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to the City's labor negotiators, Linda Jensen, Liebert Cassidy Whitmore, Joan Kent, Assistant City Administrator, and Kristy Schmidt, Employee Relations Manager, regarding the following negotiations:

- SEIU, Local 620, Temporary Employee Bargaining Unit,
- Supervisors,
- SEIU General,
- Firefighters,
- Police Officers Association, and
- Santa Barbara Police Management Association.

**Scheduling:** Duration, 90 minutes; anytime

**Report:** None anticipated

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20. (Cont'd)

DOCUMENTS:

April 27, 2004, Assistant City Administrator's report.

TIME:

3:55 p.m. – 6:30 p.m.

No settlement approved.

**ADJOURNMENT**

Mayor Blum adjourned the meeting at 6:30 p.m., in memory of Nancy Hancock, community activist for justice and equality.

SANTA BARBARA CITY COUNCIL

MABI COVARRUBIAS PLISKY, CMC  
CITY CLERK SERVICES MANAGER

\_\_\_\_\_  
MARTY BLUM  
MAYOR

ATTEST: \_\_\_\_\_  
SUSAN TSCHECH  
DEPUTY CITY CLERK