RESOLUTION NO. 04-052

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA CALLING AND GIVING NOTICE OF THE HOLDING OF A SPECIAL MUNICIPAL ELECTION TO BE HELD IN THE CITY ON TUESDAY, NOVEMBER 2, 2004, FOR THE SUBMISSION OF TWO PROPOSED CHARTER AMENDMENTS

WHERAS, pursuant to authority provided by Article XI of the Constitution, Title 4, Division 2, Chapter 3 of the Government Code and Division 9, Chapter 3, Article 3 (commencing at Section 9255) of the Elections Code of the State of California, the City Council desires to submit to the voters two proposed charter amendments relating to Charter Sections 502 and 814; and

WHEREAS, the City Council is authorized and directed by statute to submit the proposed charter amendments to the voters.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to Article XI of the Constitution, Title 4, Division 2, Chapter 3 of the Government Code and Division 9, Chapter 3, Article 3 (commencing at Section 9255) of the Elections Code of the State of California, there is called and ordered to be held in the City of Santa Barbara on Tuesday, November 2, 2004, a Special Municipal Election for the purpose of submitting the following proposed charter amendments:

CITY OF SANTA BARBARA
CHARTER AMENDMENT NO. 1

MEASURE
A 2004

YES	
NO	

Shall the annual salary of members of the City Council be set at eighty percent (80%) of the annual Area Median Income (based on a one-person household) for Santa Barbara County (currently $36,240) and the annual salary of the Mayor be set at one hundred percent (100%) of the annual Area Median Income (based on a one-person household) for Santa Barbara County (currently $45,300)?

CITY OF SANTA BARBARA
CHARTER AMENDMENT NO. 2

MEASURE
B 2004

Shall the eligibility requirements for the nine member City Architectural Board of Review be changed in order to allow up to four (4) members of the Architectural Board of Review to be non-residents of the City of Santa Barbara?

YES	
NO	

SECTION 2. That the text of the charter amendments submitted to the voters is attached as Exhibits A and B.

SECTION 3. That the ballots to be used at the election shall be in form and content as required by law.

SECTION 4. That the City Clerk is authorized, instructed, and directed to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment, and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 5. That the polls for the election shall be open at seven o'clock a.m. of the day of the election and shall remain open continuously from that time until 8 o'clock p.m. of the same day when the polls shall be closed, except as provided in Section 14401 of the Elections Code of the State of California.

SECTION 6. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 7. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election in time, form and manner as required by law.

EXHIBIT A

FULL TEXT OF MEASURE A
CITY OF SANTA BARBARA
Charter Amendment No. 1

NEW LANGUAGE UNDERLINED
DELETIONS IN ~~STRIKEOUT~~ TEXT

SHOWING CHANGES FROM EXISTING CHARTER LANGUAGE

"Section 502. Compensation.

Beginning July 1, 2005, t~~T~~he members of the City Council, except the Mayor, shall receive an annual salary in the sum equal to eighty percent (80%) of the annual Area Median Income ~~of eight hundred dollars ($800) per month.~~ and ~~T~~the Mayor shall receive an annual salary equal to one hundred percent (100%) of the Area Median Income. ~~of one thousand four hundred dollars ($1,400) per month.~~ In addition, the Mayor and each member of the City Council shall receive reimbursement on order of the City Council for Council authorized traveling and other expenses when on official duty upon submission of an itemized expense account therefor, or may receive an advance for such purposes subject to such accounting. In addition, members shall receive such uniform, reasonable and adequate amount as may be established by ordinance, which amount shall be deemed to be reimbursement to them of other routine and ordinary expenses and costs imposed upon them by virtue of their serving as City Councilmen, including the Mayor.

The term "Area Median Income" shall refer to the annual Area Median Income for a one-person household within Santa Barbara County as determined and set by the United States Department of Housing and Urban Development or, if the Housing and Urban Development Area Median Income determination is not available for any reason, by a comparable index published by the state of California. The Mayor and City Council member salaries shall also be adjusted each year as of the first day of April based on changes in the Area Median Income."

EXHIBIT B

FULL TEXT OF MEASURE B
CITY OF SANTA BARBARA
Charter Amendment No. 2

NEW LANGUAGE UNDERLINED
DELETIONS IN ~~STRIKEOUT~~ TEXT

SHOWING CHANGES FROM EXISTING CHARTER LANGUAGE

Section 814. Architectural Board of Review. Powers and Duties.

There shall be an Architectural Board of Review composed of nine (9) members, four of whom need not be electors or residents of the City, notwithstanding Section 802 of this Charter. At least two (2) members of such Board shall be licensed architects, and at least three (3) other members shall possess professional experience in related fields, including but not limited to, landscape architecture, building design, structural engineering or industrial design. Four (4) members shall constitute a quorum, one (1) of which shall be an architect. The Board shall have the power and duty to:

~~(a)~~ Review and approve, conditionally approve or disapprove all applications for a building permit for the erection or exterior alteration of any type, nature or kind of building, structure or sign that may be specified by ordinance as requiring such action within any area, district or zone of the City, except for those applications subject to review by the Historic Landmarks Commission. Any application for a building permit, except for those applications subject to review by the Historic Landmarks Commission, for the erection or exterior alteration of any such type, nature or kind of building, structure or sign within any such area, district or zone shall be referred to said Board before issuance, together with plans, elevations and site plans therefor. Any applicant may appeal in writing to the City Council from any action or decision of the Architectural Board of Review, whereupon the City Council may approve, conditionally approve or disapprove such application and the decision of the City Council shall be final. No such building permit shall be issued except in accordance with the approval of the Architectural Board of Review, or on appeal of the City Council. The City Council shall, by ordinance consistent with this Charter, implement the provisions of this section.

RESOLUTION NO. 04-052

STATE OF CALIFORNIA)
)
COUNTY OF SANTA BARBARA) ss.
)
CITY OF SANTA BARBARA)

I HEREBY CERTIFY that the foregoing resolution was adopted by the Council of the City of Santa Barbara at a meeting held on June 29, 2004, by the following roll call vote:

AYES: Councilmembers Brian B. Barnwell, Iya G. Falcone, Roger L. Horton, Helen Schneider, Dan B. Secord, Das Williams; Mayor Marty Blum

NOES: None

ABSENT: None

ABSTENTIONS: None

IN WITNESS WHEREOF, I have hereto set my hand and affixed the official seal of the City of Santa Barbara on June 30, 2004.

Roxanne Froulo

for Mabi Covarrubias Plisky, CMC
City Clerk Services Manager

I HEREBY APPROVE the foregoing resolution on June 29, 2004.

Marty Blum

Marty Blum
Mayor