



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING AUGUST 7, 2018 COUNCIL CHAMBERS, 735 ANACAPA

CALL TO ORDER

Mayor Cathy Murillo called the meeting to order at 2:00 p.m. (The Finance Committee and Ordinance Committee met at 12:30 p.m.)

PLEDGE OF ALLEGIANCE

Mayor Murillo.

ROLL CALL

Councilmembers present: Jason Dominguez, Eric Friedman, Oscar Gutierrez, Gregg Hart, Randy Rowse, Kristen W. Sneddon, Mayor Murillo.

Councilmembers absent: None.

Staff present: City Administrator Paul Casey, City Attorney Ariel Calonne, Deputy City Clerk Angela Rodriguez.

CEREMONIAL ITEMS

1. **Subject: Employee Recognition – Service Award Pins (410.01)**

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 August 31, 2018.

PUBLIC COMMENT

Members of the Public: Michael Cox; Courtney Cline; Caroline; Phil Walker; Peter Marin; Lindsey Baker, League of Woman Voter; Michael Baker, United Boys & Girls Club; Anna Marie Gott.

CONSENT CALENDAR (Item Nos. 2-8.)

The titles of the ordinances and resolutions related to Consent Items were read.

Motion:

Councilmembers Rowse/Friedman to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

2. Subject: Introduction Of Ordinance For Private Submetering, Cross-Connection Control, And Other Title 14 Revisions (540.06)

Recommendation: That Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Title 14 of the Municipal Code by Adding Chapter 14.21 and Section 14.08.190, Amending Chapters 14.04, 14.08, 14.12, 14.20, 14.23, and 14.32, and Repealing Sections 14.20.190, 14.20.200, and 14.20.210 Relating to the City Water System.

Documents:

Amended Council Agenda Report with the revised Recommendation and Ordinance.

Discussion:

Mr. Casey stated into the record that the recommendation was amended to read as follows: that Council introduce and subsequently adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Title 14 of the Municipal Code by Adding Chapter 14.21 and Section 14.08.190, Amending Chapters 14.04, 14.08, 14.12, 14.20, 14.23, and 14.32, and Repealing Sections 14.20.190, 14.20.200, and 14.20.210 Relating to the City Water System, including the additional amendment to Section 14.21.140 (a) to add the words "or an equivalent certificate."

Action: Approved the recommendation; (August 7, 2018, report from the Public Works Director; proposed ordinance).

3. Subject: Resolution For Revision To The Facilities Reserve Policy (530.01)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 12-066, Establishing Policies for Reserves for the City's General Fund, Enterprise Funds, and Internal Service Funds, to Revise the Reserve Policy for the Facilities Management Fund.

Action: Approved the recommendation; Resolution No. 18-056 (August 7, 2018, report from the Public Works Director).

4. Subject: Resolution Of Acceptance Of Grant Of Conservation Easement On 251 South Hope Avenue (330.03)

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Accepting a Conservation Easement on the Property Known as 251 South Hope Avenue.

Action: Approved the recommendation; Resolution No. 18-057 (August 7, 2018, report from the Community Development Director).

5. Subject: Contract For Preliminary Design Of El Estero Wastewater Treatment Plant Electrical Distribution Renewal (540.13)

Recommendation: That Council:

- A. Authorize the Public Works Director to execute a City Professional Services agreement with Brown and Caldwell in the amount of \$1,379,951 for preliminary design services of the El Estero Wastewater Treatment Plant Electrical Distribution Renewal Project, and authorize the Public Works Director to approve expenditures of up to \$137,995 for extra services of Brown and Caldwell that may result from necessary changes in the scope of work;
- B. Approve an increase in appropriations in the Wastewater Operating Fund in the amount of \$1,600,000, funded from Wastewater Operating Fund reserves, and authorize the transfer of such funds to the Wastewater Capital Fund; and
- C. Approve an increase in appropriations and estimated revenues in the Wastewater Capital Fund in the amount of \$1,600,000, funded by a transfer from the Wastewater Operating Fund, to fund preliminary design costs for the El Estero Wastewater Treatment Plant Electrical Distribution Renewal Project.

Action: Approved the recommendations; Agreement No. 26,241 (August 7, 2018, report from the Public Works Director).

6. Subject: Contract For Fire Station Alerting System (520.03)

Recommendation: That Council:

- A. Find it to be in the City's best interest to waive the formal bid process as authorized by Municipal Code Section 4.52.070(L) – Best Interest Waiver, and authorize the purchase of Locution Systems Inc. PrimeAlert System, a standardized fire station alerting system for \$307,765 plus applicable tax; and authorize the Fire Chief to approve additional expenditures up to \$30,777 to cover any cost increases that may result from contract change orders for extra work;

- B. Authorize the Fire Chief to execute a five-year maintenance & support agreement with Locution Systems, Inc. for the PrimeAlert System at an annual cost of \$28,011 (subject to annual budget appropriation); and
- C. Find it to be in the City's best interest to waive the formal bid process as authorized by Municipal Code Section 4.52.070(L) – Best Interest Waiver and authorize the Fire Chief to purchase a Versaterm CAD Interface for the Fire Department's Station Alerting System for a cost of \$44,000.

Action: Approved the recommendations; Agreement No. 26,242 (August 7, 2018, report from the Fire Chief).

7. Subject: Acceptance Of Federal Aviation Administration Supplemental Discretionary Grant Offer For The Northeast Apron Pavement Rehabilitation Project At Santa Barbara Airport (560.01)

Recommendation: That Council accept and authorize the Airport Director to execute, on behalf of the City, a supplemental discretionary Federal Aviation Administration (FAA) Grant Offer in an amount not to exceed \$345,000 for the Northeast Apron Pavement Rehabilitation Project.

Action: Approved the recommendation; Agreement No. 26,243 (August 7, 2018, report from the Community Airport Director).

8. Subject: Set A Date For Public Hearing Regarding Single Family Design Board's Denial For 917 Paseo Ferrelo

Recommendation: That Council:

- A. Set the date of October 2, 2018, at 2:00 p.m. for hearing the appeal filed by Jarrett Gorin, Vanguard Planning Inc., representing Mark and Leigh Brinkman, of the Single Family Design Board's decision to deny the request to permit the installed glass deck railing on the upper level of the south elevation (MST2018-00305). The property is located at 917 Paseo Ferrelo, Assessor Parcel No. 029-261-006, RS-15 (Residential Single Unit) Zone; General Plan Designation: Low Density Residential. The entire project scope involves permitting glass railing on the existing deck, glass garage doors, an air conditioning unit, a retaining wall, and a shoring wall. Other site improvements include demolition of a deck within the rear yard. There is no new square footage proposed to the existing residence as part of this application.
- B. Set the date of October 1, 2018, at 1:30 p.m. for a site visit to the property located at 917 Paseo Ferrelo.

Action: Approved the recommendations; (August 7, 2018, report from the City Administrator's Office).

NOTICES

9. Subject: A City Council site visit originally scheduled for Monday, August 6, 2018, at 1:30 p.m. to the property located at 501 E. Micheltorena Street, has been rescheduled for Monday, August 13, 2018, at 1:30 p.m.
10. Subject: The public hearing originally scheduled for August 7, 2018, at 2:00 p.m. to hear an appeal of the Architectural Board of Review's project approval for 501 E. Micheltorena Street, has been rescheduled for August 14, 2018, at 2:00 p.m.
11. Subject: The City Clerk has on Thursday, August 2, 2018, 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.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Hart reported the consideration by the Finance Committee of a grant request for Transition House for rehabilitation of the 320 South Salinas Street property; the Finance Committee unanimously voted to allocate \$209,000 in Federal Home Investment Partnership Program funds for the rehabilitation work and extended the affordability covenant for an additional 30 years until 2094.

REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Sneddon reported that the committee unanimously approved the recommendation for the ordinance to come back to Council for introduction and subsequent adoption at a future date.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

Councilmember Rowse recused himself from consideration of the following item due to any potential or appearance of a conflict of interest due to his ownership of real property within the coastal zone. He left the room at 2:31 p.m.

12. **Subject: General Plan Map Amendment And Local Coastal Program Amendment (610.04)**

Recommendation: That Council:

- A. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Approving a General Plan Map Amendment (MST2018-00070) to Remove Land Use Designations on the Adopted General Plan

Map in the Coastal Zone and Retitle the Modified Map as "General Plan Map for Inland Areas"; and

- B. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Approving a Local Coastal Program (LCP) Amendment (MST2018-00070) to: 1) Repeal the Existing LCP Land Use Plan in its Entirety and Approve a New LCP Land Use Plan; and 2) Repeal the Existing LCP Land Use Maps in Their Entirety and Approve a New LCP Land Use Map, which Includes Various Land Use Designation Changes.

(Time Certain: 2:30 p.m.)

Documents:

- August 7, 2018, report from Community Development Director.
- PowerPoint presentation prepared and made by staff.

Speakers:

- Staff: Principal Planner Debra Andaloro, Associate Planner Timmy Bolton, Assistant City Attorney Scott Vincent, Project Planner Melissa Hetrick.
- Members of the Public: Lesley Wiscomb, Planning Commission Chair; Lee Moldaver, CRIC CPA; Adam Brown; Trish Allen, SEPPS; Anna Marie Gott.

Motion:

Councilmembers Hart/Friedman to approve the staff recommendations with the modification to strike out income categories in relation to LCP; Resolution Nos. 18-058 and 18-059.

Vote:

Unanimous roll call vote. (Abstain: Councilmember Rowse)

Councilmember Rowse returned to the meeting at 4:03 p.m.

FINANCE DEPARTMENT

13. Subject: Adoption Of Resolutions By The City And The Santa Barbara Financing Authority Related To The Refunding Of The Authority's Revenue Bonds (Airport Project), Series 2009 (210.05)

Recommendation: That the Board and Council:

- A. That the Board adopt a Resolution of the Board of Directors of the Santa Barbara Financing Authority Authorizing the Issuance of Not to Exceed \$40,000,000 of Santa Barbara Financing Authority Lease Revenue Refunding Bonds (Airport Project), Series 2018, Approving the Execution and Delivery of Various Related Documents in Connection with the Offering and Sale of Such Bonds and Other Matters Related Thereto; and
- B. That Council adopt a Resolution of the City Council of the City of Santa Barbara Confirming the Issuance by the Santa Barbara Financing Authority,

of Not to Exceed \$40,000,000 of Santa Barbara Financing Authority Lease Revenue Refunding Bonds (Airport Project), Series 2018, and Authorizing the Execution and Delivery of a Purchase Contract in Connection with the Offering and Sale of Such Bonds and Other Matters Related Thereto

Documents:

- August 7, 2018, report from Finance Director.
- PowerPoint presentation prepared and made by staff.

Speakers:

- Staff: Finance Director Robert Samario.
- Members of the public: No members of the public wished to speak.

Motion:

Councilmembers Dominguez/Rowse to approve the staff recommendations; Resolution Nos. 18-060 and 18-061; Agreement No. 26,244.

Vote:

Unanimous roll call vote.

FIRE DEPARTMENT

14. Subject: Emergency Alerting Update (520.03)

Recommendation: That Council receive an Emergency Alerting update regarding the Holiday Fire and emergency alerting preparation for a City emergency.

Documents:

- August 7, 2018, report from the Fire Chief.
- PowerPoint presentation prepared and made by staff.

Speakers:

- Staff: Fire Operations Division Chief Lee Waldron.
- County of Santa Barbara Staff: Director of Santa Barbara County of Emergency Management, County of Santa Barbara Undersheriff Bernard Melekian.
- Members of the public: No member of the public wished to speak.

Discussion:

Presenters discussed the County emergency alerting process and how it works in the City of Santa Barbara and discussed emergency notification tiers amongst other issues.

CITY ATTORNEY

15. Subject: Proposed Extension Of The Sit Lie Ordinance (SBMC Chapter 9.97) To The 00 To 100 Block Of East Haley Street (660.04)

Recommendation: That Council introduce, and subsequently adopt by reading of title only, An Ordinance of the Council of the City of Santa Barbara Amending Santa Barbara Municipal Code Section 9.97.010 to Prohibit Sitting or Lying Down on the Sidewalk Along the 00 to 100 Block of East Haley Street.

Documents:

- August 7, 2018, report from City Attorney.
- Proposed ordinance.

Speakers:

- Staff: City Attorney Ariel Calonne.
- Members of the public: Bonnie B. Raisin; Jose Arturo Gallegos.

Motion:

Councilmembers Rowse/Dominguez to approve the staff recommendation.

Vote:

Unanimous roll call vote.

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

- Councilmember Dominguez attended the following events or meetings: 1. Boys & Girls Club Car Show; 2. Hispanic Chamber of Fiesta event at Rabobank; 3. Sea Level Rise Committee meeting.
- Councilmember Sneddon attended the following events or meetings: 1. Judged the Library's Harry Potter costume contest; 2. Sea Level Rise Committee meeting; 3. COMB's Oaktree meeting; 4. CCRB closed session meeting for State Water Board Order Timeline; 5. Presented at Citizens Planning Association luncheon on the City's sustainability and resiliency efforts; 6. 24th Annual Sudoku Peace Day presented by Nuclear Age Peace Foundation; 7. Various Fiesta Events.
- Mayor Murillo attended the following events or meetings: 1. Fiesta related events; 2. Boys & Girls Club Car Show; 3. Chumash Community film series about the genocide of California Indians at the hand of the Mission System.

PUBLIC COMMENT (IF NECESSARY)

CLOSED SESSIONS

16. Subject: Conference With City Attorney – Existing Litigation (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 City of Goleta v. COSB, et al., SBSC Case No. 17CV03270.

Scheduling: Duration, 15 minutes; anytime
Report: None anticipated

Documents:

- August 7, 2018, report from the City Attorney.

Time: 5:17 p.m. – 5:30 p.m.

No report made.

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 a. [Government Code Section 54956.9(d)(4)] Name of matter: Protest of Member Agency re: Payment of Quarterly Assessments.

Name of City representative on COMB: Councilmember Sneddon

Name of Alternate City representative on COMB: Councilmember Friedman

Scheduling: Duration: 15 minutes; anytime
Report: None anticipated

Documents:

- August 7, 2018, report from the City Attorney.

Time: 5:30 p.m. – 5:40 p.m.

No report made.

RECESS

Mayor Murillo recessed to closed session at 5:13 p.m.

ADJOURNMENT

Mayor Murillo adjourned the meeting at 5:13 p.m.

Approved and adopted by the City Council of the City of Santa Barbara on September 11, 2018.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE



CATHY MURILLO
MAYOR

ATTEST:



SARAH GORMAN
CITY CLERK SERVICES MANAGER