

**County of Santa Barbara**  
**BOARD OF SUPERVISORS**



*First District - Salud Carbajal, Vice-Chair*

*Second District - Janet Wolf*

*Third District - Doreen Farr, Chair*

*Fourth District - Joni Gray*

*Fifth District - Steve Lavagnino*

*Chandra L. Wallar, County Executive Officer*

**Action Summary**

**Tuesday, December 4, 2012**

**9:00 AM**

**COUNTY ADMINISTRATION BUILDING  
BOARD HEARING ROOM, FOURTH FLOOR  
105 EAST ANAPAMU STREET, SANTA BARBARA**

The Board of Supervisors meets concurrently as the Board of Directors of the Flood Control & Water Conservation District, Water Agency, the Santa Barbara Fund for Public and Educational Access and other Special Districts.

Live Web Streaming of the Board of Supervisors Meetings, Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at: [www.countyofsb.org](http://www.countyofsb.org).

**9:00 A.M. .... Convened to Regular Session****Roll Call**

**Present:** 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, and Supervisor Lavagnino

**Pledge of Allegiance****Approval of Minutes of the November 13, 2012 Meeting**

A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, to Approve the Minutes. The motion carried by the following vote.

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**Recessed to Closed Session at Conclusion of Departmental Agenda****Report from Closed Session**

COUNTY COUNSEL

**12-00009**

Closed Session Agenda

County Counsel reported that, by a vote of 5:0, the Board of Supervisors authorized a settlement in the amount of \$152,530.05 in the matter of work done in Los Olivos by Mr. Jenkins.

Details of this announcement may be obtained in the Office of County Counsel.

**Public Comment Period**

*Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 09-368) (12-00001)*

*WHEN TESTIFYING BEFORE THE BOARD OF SUPERVISORS, PERSONAL ATTACKS AND OTHER DISRUPTIVE BEHAVIOR ARE NOT APPROPRIATE.*

**Re: Announcement of the birth of the third son of Public Health Director Dr. Takashi Wada and his wife Cecelia - Third District Supervisor Doreen Farr addressed the Board.**

**Administrative Agenda**

*All matters listed hereunder constitute a consent agenda, and will be acted upon by a single roll call vote of the Board. Matters listed on the Administrative Agenda will be read only on the request of a member of the Board or the public, in which event the matter shall be removed from the administrative agenda and considered as a separate item.*

**Resolutions to be Presented at 9:00 A.M.****A-1) SUPERVISOR CARBAJAL****[12-00912](#)**

Adopt a Resolution of Commendation honoring Rod Lathim as the recipient of the Santa Barbara Arts Commission 2012 Leadership in the Arts Award.

**A motion was made by Supervisor Wolf, seconded by Supervisor Carbajal, that this matter be Adopted.**

**RESOLUTION NO. 12-267**

**The motion carried by the following vote.**

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-2) SUPERVISOR WOLF, SUPERVISOR FARR****[12-00896](#)**

Adopt a Resolution of Commendation honoring Shandeep Ahdi as the 2011 Goleta Teen of the Year.

**A motion was made by Supervisor Wolf, seconded by Supervisor Carbajal, that this matter be Adopted.**

**RESOLUTION NO. 12-268**

**The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-3) SUPERVISOR FARR****[12-00890](#)**

Adopt a Resolution of Commendation honoring Buffy Harrington-Guy of the Probation Department as the December 2012 Santa Barbara County Employee of the Month.

**A motion was made by Supervisor Wolf, seconded by Supervisor Carbajal, that this matter be Adopted.**

**RESOLUTION NO. 12-269**

**The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-4) SUPERVISOR GRAY****[12-00889](#)**

Adopt a Resolution of Commendation honoring Jerry Bunin upon his retirement from the Home Builders Association of the Central Coast.

**A motion was made by Supervisor Wolf, seconded by Supervisor Carbajal, that this matter be Adopted.**

**RESOLUTION NO. 12-270**

**The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**Honorary Resolutions****A-5) SUPERVISOR CARBAJAL****[12-00913](#)**

Adopt a Resolution of Commendation honoring Jim Caldwell for his service as President of the Santa Barbara Association of Realtors.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Adopted.**

**RESOLUTION NO. 12-271**

**The motion carried by the following vote.**

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-6) SUPERVISOR CARBAJAL, SUPERVISOR WOLF****[12-00894](#)**

Adopt a Resolution of Commendation honoring Luis Villegas for nineteen years of service to the Santa Barbara City College Board of Trustees.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Adopted.**

**RESOLUTION NO. 12-272**

**The motion carried by the following vote.**

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-7) SUPERVISOR CARBAJAL, SUPERVISOR WOLF****[12-00895](#)**

Adopt a Resolution of Commendation honoring Morris Jurkowitz for nine years of service to the Santa Barbara City College Board of Trustees.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Adopted.**

**RESOLUTION NO. 12-273**

**The motion carried by the following vote.**

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-8)      SUPERVISOR CARBAJAL, SUPERVISOR FARR****[12-00914](#)**

Adopt a Resolution of Commendation honoring Sergeant Bradley D. Prows upon his retirement from the California Highway Patrol after 32 years of service.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Adopted.**

**RESOLUTION NO. 12-274**

**The motion carried by the following vote.**

**Ayes:**        5 -    Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and  
                         Supervisor Lavagnino

**A-9)      SUPERVISOR CARBAJAL, SUPERVISOR FARR****[12-00915](#)**

Adopt a Resolution of Commendation honoring Officer Kenneth Ratcliff upon his retirement from the California Highway Patrol after 30 years of service.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Adopted.**

**RESOLUTION NO. 12-275**

**The motion carried by the following vote.**

**Ayes:**        5 -    Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and  
                         Supervisor Lavagnino

**A-10)    SUPERVISOR CARBAJAL, SUPERVISOR FARR****[12-00916](#)**

Adopt a Resolution of Commendation honoring Officer Mark Daniels upon his retirement from the California Highway Patrol after 36 years of service.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Adopted.**

**RESOLUTION NO. 12-276**

**The motion carried by the following vote.**

**Ayes:**        5 -    Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and  
                         Supervisor Lavagnino

**A-11) SUPERVISOR FARR****[12-00891](#)**

Adopt a Resolution proclaiming the week of December 3, 2012 through December 7, 2012 as Flood Awareness Week in Santa Barbara County.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Adopted.**

**RESOLUTION NO. 12-277**

**The motion carried by the following vote.**

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**Administrative Items****A-12) COMMUNITY SERVICES****[12-00917](#)**

Consider recommendations regarding the Assumption Agreement for Bridgehouse Shelter, as follows:

- a) Approve and authorize the Chair to execute the Assumption of the Regulatory Agreement, Promissory Note and Deed of Trust, Assignment of Rents, Security Agreement and Fixture Filing (Permanent Financing) (“Assumption Agreement”) for the Bridgehouse Shelter; and
- b) Determine that the approval and execution of the Assumption Agreement is exempt from the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15061 (b)(3), because of the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and there is no possibility that the approval and execution of the Assumption Agreement may have a significant effect on the environment; and direct staff to file the Notice of Exemption .

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Acted on as follows:**

**a) Approved; Chair to execute; and**

**b) Approved.**

**The motion carried by the following vote.**

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-13) COUNTY EXECUTIVE OFFICE****[12-00922](#)**

Consider the appointment in lieu of election, of qualified individuals to Special District Boards of Directors.

**A motion was made by Supervisor Carbajal, seconded by Supervisor Gray, that this matter be Acted on as follows:**

**Appointed the following individuals to Special District Boards of Directors:**

**Cuyama Valley Recreation District:**

**3 4yr terms**

**Appointed Kenneth Wilson**

**Appointed Sonya Herrera**

**Appointed Karen Stockton**

**1 2yr term**

**Appointed Sally Bornand**

**Casmalia Community Services District:**

**2 4yr terms**

**Appointed William Ostini**

**Appointed Virgil Veglia**

**Summerland Sanitary District:**

**1 4yr term**

**2 Applicants:**

**David Novis**

**Frederick Bradley**

**Appointed David Novis**

**Santa Maria Valley Water Conservation District (Division 1):**

**1 4yr term**

**Appointed Greg Flores**

**Cuyama Community Services District:**

**2 4yr terms**

**2 Applicants:**

**Appointed Susan Welker Maciel**

**Appointed Linda Proeber**

**1 2yr term**

**No Applicants**

**The motion carried by the following vote:**

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino



A-14) DISTRICT ATTORNEY[12-00893](#)

Adopt a Resolution authorizing the District Attorney to renew the Agreement with the State Department of Insurance for the Life and Annuity Consumer Protection Program Grant in the Fiscal Year 2012/2013 budget.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Adopted.**

**RESOLUTION NO. 12-278**

**The motion carried by the following vote.**

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-15) GENERAL SERVICES****12-00858**

Consider recommendations regarding Ellwood Pipeline Inc.'s Consent to Assignment, Assumption of Performance, and First Amendment to Lease Agreement, First District, as follows:

- a) Approve and authorize the Chair to execute the Consent to Assignment, Assumption of Performance, and First Amendment to Lease Agreement between the County of Santa Barbara and Ellwood Pipeline Inc., for Ellwood's continued use of two existing submerged gas and oil pipelines in the offshore county boundaries of Carpinteria, for an annual rent of \$12,615.44 with an annual rent adjustment of two percent (2%); and
- b) Determine that the proposed action is therefore exempt from the California Environmental Quality Act (CEQA) guidelines, pursuant to Section 15301; approve and direct staff to file and post a Notice of Exemption on that basis.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Acted on as follows:**

**a) Approved; Chair to execute; and**

**b) Approved.**

**The motion carried by the following vote.**

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-16) GENERAL SERVICES, PUBLIC WORKS****12-00888**

Accept the title to the real property conveyed from State of California, Department of Transportation for two contiguous vacant parcels of land located on the southeast side of the Harris Grade Road/Burton Mesa Boulevard intersection, in an unincorporated area of the County near Lompoc, and known as County APNs 097-250-045 and 097-250-046, by authorizing the Clerk of the Board to execute the Certificate of Acceptance attached to the Director's Deed, Third District.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Accepted. The motion carried by the following vote.**

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-17) GENERAL SERVICES****12-00908**

Consider recommendations regarding the Alexander Land Donation, Vandenberg Village, Third District, as follows:

- a) Accept the Planning Commission's Report determination that the land donation of the Alexander property, APN 097-371-038, is consistent with the Comprehensive Plan of the County of Santa Barbara pursuant to Government Code 65402(a);
- b) Approve and authorize the Chair to execute the Real Property Donation Agreement between Reid K. Alexander Family Trust, dated November 7, 1996, as Seller, and the County of Santa Barbara, as Buyer;
- c) Accept the Grant Deed to real property conveyed from the Alexander family, as owner of land known as APN 097-371-038, to the County of Santa Barbara, by authorizing the Clerk of the Board to sign the Certificate of Acceptance attached to the copy of the Grant Deed;
- d) Direct the County Surveyor to issue two unconditional Certificate of Compliance for the parcels remaining in private ownership following donation of the land to the County of Santa Barbara;
- e) Approve the Notice of Exemption and direct staff to file this Notice of Exemption on the basis that the land donation is for the purpose of preservation of open space for park purposes pursuant to CEQA Guidelines Section 15316, Transfer of Ownership in Order to Create Parks (a); and
- f) Authorize the Director of General Services Department, or designee, to execute the necessary supplemental documents which may be required to complete the closing of this real property land donation.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Continued, as follows:**

**December 11, 2012 in Santa Barbara on Administrative Agenda.**

**The motion carried by the following vote:**

**Ayes:**            5 -    Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-18) GENERAL SERVICES****[12-00923](#)**

Consider recommendations regarding the Santa Maria Court Clerk Building, Project No. 8526, Contract Amendment No. 2, Fifth District, as follows:

- a) Approve and authorize the Chair to execute Amendment No. 2 to the Contract with Vernon Edwards Constructors, Inc. for the Santa Maria Court Clerk Building project in the amount of \$55,287.00 for a total amended contract amount of \$3,773,146.00; and
- b) Find that no substantial changes are proposed and no new information of substantial importance has come to light regarding environmental effects of the project and, therefore, the project is within the scope of the Notice of Exemption approved by your Board pursuant to Title 14 CCR 15332 on March 12, 2002, and that, therefore, no new environmental document is required.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Acted on as follows:**

- a) Approved; Chair to execute; and'**
- b) Approved.**

**The motion carried by the following vote.**

**Ayes:**        5 -    Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and  
                         Supervisor Lavagnino

**A-19) PLANNING AND DEVELOPMENT****12-00909**

Consider recommendations regarding Makela New Agricultural Preserve Contract, Gaviota area, Third District, as follows:

- a) Approve and authorize the Chair to execute one new Land Conservation Contract 11AGP-00000-00022, creating a new agricultural preserve on a single 100.09-acre parcel, APN 081-230-028, located approximately  $\frac{2}{3}$  mile north of Highway 101, known as 12477 Calle Real, Gaviota area;
- b) Adopt a Resolution, creating Agricultural Preserve, 11AGP-00000-00022;
- c) Authorize recordation by the Clerk of the Board; and
- d) Determine the project is exempt from the provisions of CEQA pursuant to Section 15317.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Acted on as follows:**

**a) Approved; Chair to execute;**

**b) Adopted;**

**RESOLUTION NO. 12-279**

**c) Authorized; and**

**d) Approved.**

**The motion carried by the following vote.**

**Ayes:**        5 -    Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-20) PLANNING AND DEVELOPMENT****12-00918**

Adopt a Resolution extending the Mission Canyon Planning Advisory Committee (MCPAC) term of office for one year or until the Mission Canyon Community Plan is adopted, whichever occurs first.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Adopted. The motion carried by the following vote.**

**RESOLUTION NO. 12-280**

**Ayes:**        5 -    Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

A-21) PUBLIC HEALTH[12-00802](#)

Consider recommendations regarding an Agreement for Emergency Air Medical Transport Services with California Shock Trauma Air Rescue (CALSTAR), as follows:

- a) Approve and authorize the Chair to execute an Agreement with CALSTAR to provide non-exclusive emergency air ambulance transport services within the County of Santa Barbara for a three (3) year period, with an option for two, 1-year extensions; and
- b) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15061(b)(3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Acted on as follows:**

- a) Approved; Chair to execute; and**
- b) Approved.**

**The motion carried by the following vote.**

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

A-22) PUBLIC HEALTH[12-00920](#)

Consider recommendations regarding Children's Medical Services Plan for Fiscal Year 2012/2013, as follows:

a) Approve and authorize the Chair to execute a Plan with the State Department of Health Services for the Children's Medical Services program for the period of July 1, 2012 through June 30, 2013, in the amount of \$3,219,389.00; and

b) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15061(b)(3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Acted on as follows:**

**a) Approved; Chair to execute; and**

**b) Approved.**

**The motion carried by the following vote.**

**Ayes:**        5 -    Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and  
                         Supervisor Lavagnino

**A-23) PUBLIC HEALTH****[12-00921](#)**

Consider recommendations regarding the Acceptance of Orfalea Foundation Grant, as follows:

a) Approve and authorize the Public Health Department Director to accept a Grant in the amount of \$75,000.00 from the Orfalea Foundation for the Parents at Work: Promoting Healthy Eating And Physical Activity Through Worksites project for the period of January 1, 2013 through December 31, 2013; and

b) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15061(b) (3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Acted on as follows:**

**a) Authorized; and**

**b) Approved.**

**The motion carried by the following vote.**

**Ayes:**        5 -    Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-24) PUBLIC WORKS****[12-00808](#)**

Consider recommendations regarding Speed Limits on Various Roads, First, Third and Fourth Districts, as follows:

a) Consider the adoption (second reading) of an Ordinance, amending Santa Barbara County Code, Chapter 23 Sections 23-15.2, 23-15.5, 23-15.6, 23-15.7, and 23-15.8, pertaining to speed limits on the subject roads described herein, First, Third and Fourth Districts;

b) Find that the proposed action is for the operation and maintenance of existing public facilities, involving negligible, or no expansion of use beyond that which presently exists, that the proposed action is therefore exempt from the California Environmental Quality Act (CEQA) pursuant to 14 CCR 15301; and

c) Approve the filing of a Notice of Exemption on that basis.



**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Acted on as follows:**

**a) Adopted**

**ORDINANCE NO. 4846**

**b) and c) Approved.**

**The motion carried by the following vote.**

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-25)     PUBLIC WORKS**

**12-00911**

Consider recommendations regarding Parking Restrictions on Various Roads in the First, Second and Third District, as follows:

a) Adopt a Resolution establishing new “no parking” zones on Venice Lane in the First District, Calle Caridad in the Second District, Trigo Road in the Third District, and Refugio Road in the Third District; and establishing “time-limit parking” zones on Padaro Lane in the First District, and on Trigo Road in the Third District; and

b) Find that the proposed action is for the operation and maintenance of existing public facilities, involving negligible, or no expansion of use beyond that which presently exists, that the proposed action is therefore exempt from CEQA pursuant to 14 CCR 15301, and approve the filing of a Notice of Exemption on that basis.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Acted on as follows:**

**a) Adopted.**

**RESOLUTION NO. 12-281**

**b) Approved.**

**The motion carried by the following vote.**

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

A-26) PUBLIC WORKS, BOARD OF DIRECTORS, LAGUNA COUNTY  
SANITATION DISTRICT

[12-00910](#)

Acting as the Board of Directors, Laguna County Sanitation District:

Consider recommendations regarding a Photovoltaic (PV) System at the Laguna County Sanitation District, Wastewater Reclamation Plant, Third District, as follows:

- a) Approve and authorize the Chair to execute the Statement of Final Quantities for the Photovoltaic (PV) System at the Laguna County Sanitation District wastewater reclamation plant (SOLAR) for work performed and materials supplied by Premier Power Renewable Energy, Inc. (not a local vendor) in the amount of \$3,920,564.00.
- b) Approve and authorize the Chair to execute the Property Damage Release regarding the above subject project; and
- c) Find that the proposed actions do not constitute a "Project" within the meaning of the California Quality Act (CEQA), pursuant to 14 CCR 15378 (b)(5), in that they are government administrative activities that will not result in direct or indirect changes in the environment.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Acted on as follows:**

**a) and b) Approved; Chair to execute; and**

**c) Approved.**

**The motion carried by the following vote.**

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

A-27) Santa Barbara County Employee's Retirement System

[12-00919](#)

Authorize the Elections division of the County Clerk-Recorder-Assessor to administer the special elections of the Board of Retirement.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Authorized. The motion carried by the following vote.**

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

A-28) SHERIFF[12-00886](#)

Authorize the Purchasing Agent to procure duty ammunition for the Sheriff Office as a sole source procurement without being required to conduct a formal bid process for the period ending June 30, 2015.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Authorized. The motion carried by the following vote.**

**Ayes:**        5 -    Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and  
                         Supervisor Lavagnino

A-29) SHERIFF[12-00887](#)

Accept a \$186,494.00 Grant, for the Fiscal Year 2012/2013, from the Board of State and Community Corrections (BSCC) to fund the third year of the Marijuana Suppression Program (MSP).

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Adopted.**

**RESOLUTION NO. 12-282**

**The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**Board of Supervisors**A-30) SUPERVISOR CARBAJAL[12-00899](#)

Approve the reappointment of J' Amy Brown to the Historic Landmarks Advisory Committee, term ending January 1, 2017, First District.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Approved. The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

A-31) SUPERVISOR CARBAJAL[12-00900](#)

Approve the reappointment of Bradley Miles to the Agricultural Advisory Committee, term ending December 31, 2016, First District.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Approved. The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-32) SUPERVISOR CARBAJAL****[12-00901](#)**

Approve the reappointment of Jeffrey Yardy to the South Coast Board of Architectural Review, Landscape Architect member, term ending December 31, 2016, First District.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Approved. The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-33) SUPERVISOR CARBAJAL****[12-00902](#)**

Approve the reappointment of Miriam Flacks to the Housing Authority Board of Commissioners, term ending December 31, 2016, First District.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Approved. The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-34) SUPERVISOR CARBAJAL****[12-00924](#)**

Approve the reappointment of Edwin Lenvik to the Historic Landmarks Advisory Committee, term ending January 1, 2017, First District.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Approved. The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-35) SUPERVISOR CARBAJAL****[12-00925](#)**

Approve the appointment of Arthur Najera to the Riding and Hiking Trails Committee, open term, First District.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Approved. The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-36) SUPERVISOR WOLF****[12-00892](#)**

Approve the reappointment of Cecilia M. Brown to the Planning Commission, term ending December 31, 2014, Second District.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Approved. The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-37) SUPERVISOR FARR****[12-00904](#)**

Approve the reappointment of Fran Clow to the Housing Authority Board of Commissioners, term ending December 31, 2016, Third District.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Approved. The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-38) SUPERVISOR FARR****[12-00905](#)**

Approve the reappointment of John Velasquez to the Guadalupe Cemetery District Board of Trustees, term ending December 31, 2016, Third District.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Approved. The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

**A-39) SUPERVISOR FARR****[12-00906](#)**

Approve the appointment of Sal Reynoso to the Guadalupe Cemetery District Board of Trustees, term ending December 31, 2016, Third District.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Approved. The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

## Hearing Requests

### A-40) PUBLIC WORKS

[12-00897](#)

Set a hearing to consider recommendations regarding Jonata Park Road Bridge (No. 51C-226) Replacement (New No. 51C-356) Project, Federal Project No. BROS-0083(017), County Project No. 863002, Third District, as follows:  
(Set Hearing for 12/11/12. Time estimate: 20 minutes)

- a) Approve the Project and Final Mitigated Negative Declaration (MND) 12NGD-00000-00008, for the Jonata Park Road Bridge 51C-226 replacement project and certify the MND has been completed in compliance with the California Environmental Quality Act (CEQA);
- b) Certify that the Board has reviewed and considered the information contained in the MND 12NGD-00000-00008, as well as written comments received during the public comment period, prior to the approval of the project, and adopt the CEQA Findings;
- c) Authorize the Director of Public Works to advertise for construction bids for the Construction of the Jonata Park Road Bridge (No. 51C-226) Replacement (New No. 51C-356) Project, Third District, Federal Project No. BROS-0083(017), County Project No. 863002; and
- d) Pursuant to CEQA Section 15074, adopt the Mitigation Monitoring Plan for this project.

**A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Set for a hearing, as follows: December 11, 2012 in Santa Barbara (EST. TIME: 20 MIN.). The motion carried by the following vote.**

**Ayes:**            5 -    Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

## Approval of Administrative Agenda

**Departmental Agenda**  
**Planning Items and Public Hearings**

1) **PUBLIC HEALTH**

**12-00804**

HEARING - Consider recommendations regarding an Environmental Health Services Body Art Fee Resolution for fees relating to tattooing, body piercing and permanent cosmetics, as follows: (EST. TIME: 20 MIN.)

a) Adopt an Environmental Health Services Fee Resolution relating to Body Art practices pursuant to California Health and Safety Code §119300 et seq; and

b) Pursuant to California Environmental Quality Act (CEQA) guidelines, approve the Notice of Exemption from the California Environmental Quality Act of 1970 (CEQA) for the fee resolutions.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: CONTINUE TO 12/11/12

*9:31 AM - 9:32 AM (1 MIN.)*

**A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Continued, as follows:**

**December 11, 2012 in Santa Barbara on Departmental Agenda.**

**The motion carried by the following vote:**

**Ayes:**           5 -   Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and  
                              Supervisor Lavagnino

2) **PUBLIC HEALTH**

**12-00867**

HEARING - Consider recommendations regarding the Tobacco Retail Licensing Ordinance Amendment and Fee Schedule Resolution relating to Santa Barbara County Code Chapter 37A - Licensure of Tobacco Retailers for Santa Barbara County, as follows: (EST TIME: 15 MIN.)

a) Consider the introduction (first reading) of an Ordinance amending County Code Chapter 37A - Licensure of Tobacco Retailers, Section 37A-7(a) to remove fee references from the Code;

b) Adopt a Resolution to adopt a Fee Schedule which references all fees related to Chapter 37A - Licensure of Tobacco Retailers, including a reduction of the annual Tobacco Retailer Licensing fee in the unincorporated areas of the County and the establishment of fees for the administration and enforcement of a Tobacco Retailer Licensing program for the incorporated areas (cities) of the County of Santa Barbara;



c) Receive and file a presentation on the effectiveness of the Tobacco Retailer Licensing program subsequent to the amended Ordinance of October 2010, and an introduction to the potential administrative and enforcement services to be offered to incorporated areas (cities) in the County; and

d) Set a hearing on the Administrative Agenda of December 11, 2012, to consider recommendations as follows:

i) Consider the adoption (second reading) of an Ordinance amending County Code Chapter 37A, Section 37A-7(a) and adoption of the related Licensure of Tobacco Retailers Fee Schedule Resolution; and

ii) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15061(b) (3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*9:32 AM - 9:43 AM (11 MIN.)*

**Received and filed staff presentation and conducted public hearing.**

**A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Acted on as follows:**

**a) Read title, waived further reading of the ordinance in its entirety. Introduction approved; adoption (second reading) set for December 11, 2012 on Administrative Agenda.**

**b) Adoption of Resolution set for December 11, 2012 on Administrative Agenda.**

**c) Received and filed.**

**d) i) and ii) Set for December 11, 2012 on Administrative Agenda.**

**The motion carried by the following vote:**

**Ayes:**            5 -    Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

3) PUBLIC WORKS[12-00907](#)

HEARING - Approve and authorize the Chair to execute the Tajiguas Resource Recovery Project Term Sheet on behalf of the Santa Barbara County with Mustang Renewable Power Ventures, First, Second and Third Districts. (EST. TIME: 20 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*9:44 AM - 10:03 AM (19 MIN.)*

**Received and filed staff presentation and conducted public hearing.**

**A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Approved; Chair to Execute. The motion carried by the following vote:**

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

4) PLANNING AND DEVELOPMENT[12-00872](#)

HEARING - Consider recommendations regarding Orcutt Community Plan 2012 Amendments, 11GPA-00000-00001 and 11GPA-00000-00002, Fourth District, as follows: (EST. TIME: 45 MIN.)

- a) Make the required findings, including CEQA findings for adoption of the Orcutt Community Plan 2012 Amendments;
- b) Determine that the material in Attachment 2, Exhibit 2A is not significant new information requiring recirculation of the Final Supplemental EIR, accept staff's recommended revisions to the Final Supplemental EIR in Attachment 2, Exhibit 2A and certify the Final Supplemental EIR (09EIR-00000-00004) in compliance with CEQA Guidelines Section 15090;
- c) Adopt a Resolution approving specific text and map amendments to the Land Use Element of the Santa Barbara County Comprehensive Plan by adoption of the Orcutt Community Plan 2012 Amendments;
- d) Adopt a Resolution approving specific text amendments to the Circulation Element of the Santa Barbara County Comprehensive Plan by adoption of the Orcutt Community Plan 2012 Amendments; and
- e) In compliance with a court order issued in Adam Bros. Farming Inc. v. County of Santa Barbara (Super. Ct. Santa Barbara County, 2004, No. 1007452), strike that portion of the appendices to the OCP EIR (95-EIR-1) titled Vernal Wetlands and Orcutt Creek Wetland Delineation prepared by Katherine Rindlaub Biological Consulting and bearing the date of September 1, 1995 and any conclusions based in whole or in part on said delineation.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

*10:27 AM - 11:25 AM (58 MIN.)*

**Received and filed staff presentation and conducted public hearing.**

**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Acted on as follows:**

**Continued to December 11, 2012 on Departmental Agenda. Directed staff to return with options including but not limited to the following:**

**i) Original recommendations as reflected in the Board Letter dated December 4, 2012 and presented at hearing of December 4, 2012;**

**ii) Additional option(s) which bifurcate the issue by separating out for action as appropriate, recommendation(s) not related to Adam Bros. Farming Inc. v. County of Santa Barbara and associated Key Site 22 wetland delineation, specifically those recommendations related to retention basins and traffic circulation;**

**iii) Continue matter to a future date for action on Orcutt Community Plan Amendments.**

**The motion carried by the following vote:**

**Ayes:**        5 -    Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and Supervisor Lavagnino

5) COUNTY EXECUTIVE OFFICE[12-00903](#)

HEARING - Receive and file the Fiscal Year 2013-2015 General Fund Allocation Policy.  
(EST TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*11:27 AM - 11:39 AM (12 MIN.)*

**Received and filed staff presentation and conducted public hearing.**

**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Received and filed. The motion carried by the following vote:**

**Ayes:**        5 -    Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and  
                         Supervisor Lavagnino

6) COUNTY EXECUTIVE OFFICE, HUMAN RESOURCES[12-00864](#)

HEARING - Approve the Memorandum of Understanding with the Service Employees International Union, Local 721, regarding terms and conditions of employment, effective from November 13, 2012 through June 22, 2014. (EST. TIME: 5 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*11:40 AM - 11:45 AM (5 MIN.)*

**Received and filed staff presentation and conducted public hearing.**

**A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Approved. The motion carried by the following vote:**

**Ayes:**        5 -    Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Gray, and  
                         Supervisor Lavagnino

**Adjourned at 2:20 PM**

**The Santa Barbara County Board of Supervisors Adjourned the Meeting of December 4, 2012 In Honor of Tia Marie Brambila of Lompoc, Barry Berkus of Santa Barbara, United States Coast Guard Chief Petty Officer Terrell Horne III of Redondo Beach, Herb C. McElwee of Montecito and Chad Bird of Santa Maria**

**Adjourn to**

**December 11, 2012**

**County Administration Building**

**Board Hearing Room**

**105 East Anapamu Street , Fourth Floor**

**Santa Barbara**

**Challenges**

*IF YOU CHALLENGE A DETERMINATION MADE ON A MATTER ON THIS AGENDA IN COURT, YOU MAY BE LIMITED TO RAISING ONLY THOSE ISSUES YOU OR SOMEONE ELSE RAISED AT THE PUBLIC HEARING DESCRIBED IN THIS NOTICE, OR IN WRITTEN CORRESPONDENCE TO THE BOARD OF SUPERVISORS AT, OR PRIOR TO, THE PUBLIC HEARING.*

**Announcements**

*The meeting of Tuesday, December 4, 2012 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, December 6, 2012, at 5:00 PM and on Saturday, December 8, 2012, at 10:00 AM on CSBTV Channel 20.*

**<http://www.countyofsb.org>**