

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Salud Carbajal
Second District - Janet Wolf, Chair
Third District - Doreen Farr
Fourth District - Joni Gray, Vice Chair
Fifth District - Joseph Centeno

Michael F. Brown, County Executive Officer

Action Summary

Tuesday, May 4, 2010

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, Redevelopment 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.

7:50 A.M. Convened and Recessed to Closed Session

9:00 A.M. Reconvened to Regular Session

CONVENED 9:10 A.M.

Roll Call

Present: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray,
and Supervisor Centeno

Pledge of Allegiance

Report from Closed Session

COUNTY COUNSEL

[10-00009](#)

Closed Session Agenda

No reportable action taken.

Approval of Minutes of the April 20, 2010 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, Supervisor
Gray, and Supervisor Centeno

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**A-1) SUPERVISOR CARBAJAL, SUPERVISOR FARR [10-00386](#)**

Adopt a Resolution proclaiming the month of May 2010 as Older Americans Month in Santa Barbara County.

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Adopted.

RESOLUTION NO. 10-111

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-2) SUPERVISOR CARBAJAL [10-00400](#)

Adopt a Resolution proclaiming May 6, 2010 as National Nurses Day, and the week of May 6, 2010 through May 12, 2010 as National Nurses Week in Santa Barbara County.

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Adopted.

RESOLUTION NO. 10-112

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-3) SUPERVISOR WOLF**[10-00369](#)**

Adopt a Resolution of Commendation honoring Thomas Eby, Ph.D., of the Alcohol, Drug, and Mental Health Department as the May 2010 Santa Barbara County Employee of the Month.

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Adopted.

RESOLUTION NO. 10-113

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-4) SUPERVISOR GRAY**[10-00376](#)**

Adopt a Resolution proclaiming the week of May 2, 2010 through May 8, 2010 as Elks National Youth Week in Santa Barbara County.

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Adopted.

RESOLUTION NO. 10-114

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-5) SUPERVISOR CENTENO**[10-00395](#)**

Adopt a Resolution proclaiming the week of May 2, 2010 through May 8, 2010 as Compost Awareness Week in Santa Barbara County.

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Adopted.

RESOLUTION NO. 10-115

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

Honorary Resolutions**A-6) SUPERVISOR CARBAJAL****[10-00373](#)**

Adopt a Resolution of Commendation honoring Julia Springer as the 2009 Planned Parenthood of Santa Barbara, Ventura, and San Luis Obispo Volunteer of the Year.

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Adopted.

RESOLUTION NO. 10-116

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-7) SUPERVISOR WOLF**[10-00374](#)**

Adopt a Resolution of Commendation honoring Evie Treen as the recipient of a Santa Barbara/Puerto Vallarta Sister City Committee Life Achievement Award.

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Adopted.

RESOLUTION NO. 10-117

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

Administrative Items**A-8) AGRICULTURAL COMMISSIONER****10-00390**

Consider recommendations regarding grant funds to conduct California Environmental Quality Act (CEQA) analysis of the Santa Ynez River Tamarisk and Arundo Project, First, Third, and Fourth Districts, as follows:

- a) Adopt a Resolution requesting authorization of receipt of grant funds to conduct CEQA analysis of the Santa Ynez River Tamarisk and Arundo Project and approving the receipt of grant funds in the amount of \$11,743.00 to conduct the CEQA analysis of the Santa Ynez River Tamarisk and Arundo Project;
- b) Approve the terms and conditions of the California Department of Fish and Game Grant Agreement;
- c) Approve and authorize the Chair, in the absence of the Agricultural Commissioner, to execute the Agreement with the California Department of Fish and Game, and;
- d) Authorize the designation of the Agricultural Program Specialist as the Project Manager.

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

a) Adopted;

RESOLUTION NO. 10-118

b) Approved;

c) Approved; Chair to execute; and

d) Authorized.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-9) AGRICULTURAL COMMISSIONER[10-00391](#)

Consider recommendations regarding grant funds to conduct an Arundo removal project on Rincon Creek, First District, as follows:

- a) Adopt a Resolution requesting authorization of receipt of grant funds to conduct the Rincon Creek Arundo Project and approving the receipt of grant funds in the amount of \$53,516.00 to conduct the Rincon Creek Arundo Removal Project;
- b) Approve the terms and conditions of the California Department of Fish and Game Grant Agreement;
- c) Approve and authorize the Chair, in the absence of the Agricultural Commissioner, to execute the Agreement with California Department of Fish and Game; and
- d) Authorize the designation of the Agricultural Program Specialist as the Project Manager.

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

a) Adopted;

RESOLUTION NO. 10-119

b) Approved;

c) Approved; Chair to execute; and

d) Authorized.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-10) AGRICULTURAL COMMISSIONER**10-00392**

Consider recommendations regarding grant funds to conduct an outreach campaign in support of the Santa Ynez River Tamarisk and Arundo Project, First, Third, and Fourth Districts, as follows:

- a) Adopt a Resolution requesting authorization of receipt of grant funds to conduct an outreach program in support of the Santa Ynez River Tamarisk and Arundo Project and approving the receipt of grant funds in the amount of \$8,483.00 to conduct the outreach program in support of the Santa Ynez River Tamarisk and Arundo Project;
- b) Approve the terms and conditions of the California Department of Fish and Game Grant Agreement;
- c) Approve and authorize the Chair, in the absence of the Agricultural Commissioner, to execute the Agreement with the California Department of Fish and Game; and
- d) Authorize the designation of the Agricultural Program Specialist as the Project Manager

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

a) Adopted;

RESOLUTION NO. 10-120

b) Approved;

c) Approved; Chair to execute; and

d) Authorized.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-11) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES**[10-00371](#)**

Approve and authorize the Chair to execute a Fiscal Year 2009-2010 Drug Medi-Cal Alcohol and Drug Program Amendment to the contract with Aegis Medical Systems, Inc. (not a local vendor) for Narcotic Treatment Program services increasing the amount by \$575,000.00 for a total contract not to exceed \$1,675,000.00 for the period of July 1, 2009 through June 30, 2010.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-12) ARTS COMMISSION, PARKS**[10-00389](#)**

Approve and authorize the Chair to execute a License Agreement with the City of Santa Barbara for a Public Art project implementation for a temporary sculpture exhibit at 21 East Anapamu Street, commonly known as Jardin de las Granadas, First District.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-13) COMMUNICATIONS FOR REFERRAL**10-00403**

City of Carpinteria - Approve the requests of the City of Carpinteria, as follows:

a) Call and give notice of the holding of a General Municipal Election to be held on Tuesday, November 2, 2010, for the election of certain officers as required by the provisions of the laws of the State of California relating to general law cities; and

b) Consolidate a General Municipal Election to be held on November 2, 2010, with the Statewide General Election to be held on said date pursuant to Section 10403 of the Elections Code.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

a) and b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-14) COUNTY EXECUTIVE OFFICE**10-00378**

Approve Budget Revision Requests (SEE EXHIBIT A WITH POSTED AGENDA). (4/5 Vote Required).

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-15) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES**10-00375**

Adopt revisions to Civil Service Rule 1318, amending the time within which the Civil Service Commission must grant or deny petitions for re-hearings.

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Adopted. The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-16) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES**[10-00193](#)**

Approve the appointment of the following members to the limited term (six months) Advisory Commission on Retirement Program Alternatives:

- a) Walt Hamilton, First District;
- b) John R. Nelson, Esq., Second District;
- c) Fletcher Phillips, Third District;
- d) Gary Feramisco, Fourth District; and
- e) Frank Troise, Fifth District.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-17) COUNTY EXECUTIVE OFFICE, OFFICE OF EMERGENCY SERVICES**[10-00372](#)**

Approve the certification of approval for the destruction of records after the legal retention period has been met for those records not expressly required by law to be filed or preserved permanently or for a specified period of time. (4/5 Vote Required)

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-18) FIRST 5, CHILDREN AND FAMILIES COMMISSION**[10-00379](#)**

Approve the appointment of Dr. Takashi Wada to serve as Commissioner on the First 5 Children and Families Commission of Santa Barbara County. His term as Commissioner will expire on an annual basis, and can be reappointed at the same time the other 'County Members' are appointed by the Board of Supervisors.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-19) GENERAL SERVICES**10-00380**

Consider recommendations regarding the Emergency Operations Center (EOC) Building, Project No. 8666, Second District, as follows:

- a) Approve and authorize the Chair to execute Amendment No. 2 to the Contract with Melchiori Construction (a local vendor) for the Emergency Operations Center (EOC) project in the amount of \$528,170.90, upon return of the Contractor's executed contract documents and the review and approval of the County Counsel, Auditor-Controller and Risk Manager or their authorized representatives for a total amended contract amount of \$4,120,097.90. This action does not change the total project budget established by the Board of Supervisors in the amount of \$7,434,945.00;
- b) Approve and authorize the Chair to execute Amendment No. 2 to the Professional Services Agreement with the Austin Company (not a local vendor) in the amount of \$19,200.00 to cover additional services associated with the elements added to the scope; and
- c) Approve and authorize the Chair to execute an "Out of Service" Agreement with the Goleta Sanitary District.

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

a) through c) Approved; Chair to execute.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-20) GENERAL SERVICES**10-00381**

Approve the Santa Barbara Bowl Foundation's request for an additional twelve (12) mid-week variance requests for the 2010 concert season at the Santa Barbara Bowl, First District.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-21) GENERAL SERVICES**10-00382**

Consider recommendations regarding the realignment of a sewer pipeline at Ocean View County Park by the Summerland Sanitary District, ORES Folio No. 003488, First District, as follows: (4/5 Vote Required)

- a) Approve a Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines; and
- b) Approve and authorize the Chair to execute a Notice and Resolution of Conveyance of an Interest in Real Property related to the County conveying an easement to the Summerland Sanitary District on a portion of Ocean View County Park (APN 005-690-024) in Summerland, California, for the minor realignment of an existing sewer pipeline to improve access for emergency and general maintenance, and set the date of May 11, 2010, to grant and convey said easement.

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

a) Approved; and

b) Adopted.

RESOLUTION NO. 10-121

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-22) GENERAL SERVICES**10-00385**

Consider recommendations regarding the Grant of Easements and Agreement among Brooks Trust (APN 029-110-027) and County of Santa Barbara (APN 029-110-023) for public utilities, access, and slope on each respective property, ORES Folio No. 001076, First District, as follows: (4/5 Vote Required)

- a) Approve a Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines; and
- b) Approve and authorize the Chair to execute the Grant of Easements and Agreement relating to the County conveying an easement to the Brooks Trust for the purpose of utilities, and Brooks Trust conveying an easement to the County for the purpose of access, slope maintenance, utilities, and temporary construction easement over each party's respective property, County (APN 127-110-023) and Brooks Trust (APN 127-110-027), in the City of Santa Barbara, California, for the minor realignment of existing utilities and to improve access and slope maintenance.

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

a) Approved; and

b) Approved; Chair to execute.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-23) PLANNING AND DEVELOPMENT

10-00377

Receive and file a report on Emergency Permit 10EMP-00000-00001, which authorized the demolition of approximately 50 square feet of a concrete patio overhanging the Isla Vista bluff on an approximately 7,500-square foot parcel, APN 075-202-020 (Juergensmeyer), located at 6637 Del Playa Drive in Isla Vista, Third District.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-24) PUBLIC DEFENDER

10-00404

Consider recommendations regarding a contract with outside counsel, Thor Emblem, Esq., as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute an Agreement for Professional Legal Services between the County of Santa Barbara and the Law Offices of Thor Emblem, specifying an amount for services of \$252,526.00 relating to a construction fraud case scheduled to start jury trial in September 2010 and expected to last five months; and

b) Approve a Budget Revision Request for \$252,526.00 from the Contingency Fund.

A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Continued, as follows: May 11, 2010 on the Departmental Agenda in Santa Maria (EST. TIME: 30 MIN.). The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-25) PUBLIC HEALTH[10-00398](#)

Approve and authorize the Chair to execute a Professional Services Agreement for janitorial services with ServiceMaster of Goleta (a local vendor) in the amount of \$186,000.00 for the 14 month period of May 1, 2010 through June 30, 2011.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-26) PUBLIC HEALTH[10-00401](#)

Approve and authorize the Chair to execute a Professional Services Agreement with Matrix Medical Corporation (George Johnson, M.D.) (a local vendor) to provide medical services in the Public Health clinics, for the period of April 1, 2010 through June 30, 2011, in an amount not to exceed \$264,000.00, with \$54,000.00 for the period of April 1, 2010 through June 30, 2010, and \$210,000.00 for Fiscal Year 2010-2011.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-27) PUBLIC WORKS[10-00393](#)

Approve and authorize the Chair to execute the Statement of Final Quantities in the amount of \$69,733.66 for work performed and materials supplied by the Contractor, NOCIS General Engineering (a local vendor), located at 1745 Viborg Road in Santa Ynez, California, for the Construction of culvert repairs and gabion on Stagecoach Road, County Project No. 862263, Third District.

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Withdrawn from the agenda. The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-28) PUBLIC WORKS**10-00397**

Consider recommendations regarding the vacation and sale of a portion of the La Cumbre Road Right-of-Way, located in Santa Barbara, Second District, as follows:

a) Approve the Notice of Exemption pursuant to California Environmental Quality Act (CEQA) guidelines in regards to the vacation, quitclaim and sale of an unused portion of the La Cumbre Road right-of-way which is located adjacent to APN 057-030-033 in the unincorporated area of the County of Santa Barbara;

b) Adopt the related Resolution (Summary Order to Vacate); and

c) Approve and authorize the Chair to execute the Quitclaim Deed Agreement.

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

a) Approved;

b) Adopted;

RESOLUTION NO. 10-122

c) Approved; Chair to execute.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-29) PUBLIC WORKS**10-00396**

Approve and authorize the Chair to execute a Lease Agreement between the County of Santa Barbara and the Hearts Therapeutic Equestrian Center, also known as Hearts Adaptive Riding Program (a local non-profit organization), for an initial term of ten (10) years commencing on June 1, 2010, Second District.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-30) TREASURER-TAX COLLECTOR**[10-00384](#)**

Approve the reappointment of Ellery Price as the South County Regular Member to the Veterans' Service Advisory Committee, term ending July 1, 2012.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

Hearing Requests**A-31) COUNTY EXECUTIVE OFFICE****[10-00388](#)**

Set hearing to receive and file a report on the status of the onshore oil facilities inspection program, including the status of the five recommendations concerning new ordinances and staff practices adopted by the Board of Supervisors on January 15, 2008.
(Set hearing for 5/11/10. Time estimate 15 minutes.)

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows: May 11, 2010 in Santa Maria (EST. TIME: 15 MIN.). The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-32) FIRST 5, CHILDREN AND FAMILIES COMMISSION**[10-00367](#)**

Set hearing to receive and file the First 5 Children and Families Commission of Santa Barbara County 2008-2009 Annual Report and the 2010-2015 Strategic Plan.
(Set hearing for 5/11/10. Time estimate 40 minutes.)

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows: May 11, 2010 in Santa Maria (EST. TIME: 40 MIN.). The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-33) HOUSING AND COMMUNITY DEVELOPMENT**[10-00402](#)**

Set hearing to consider recommendations regarding the Santa Barbara County HOME Consortium and CDBG Urban County Partnership Draft 2010-2015 Consolidated Plan, as follows:

(Set hearing for 5/11/10. Time estimate 30 minutes.)

a) Receive and file a staff report and update regarding the development and submittal of the Santa Barbara County HOME Consortium and Urban County Partnership draft 2010-2015 Consolidated Plan, a federal United States Department of Housing and Urban Development (HUD) required five-year strategic planning document describing the priorities, goals and objectives for allocation and expenditure of federal community development entitlement funding over the next five years; and

b) Direct staff to return to the Board on May 25, 2010 on the Administrative Agenda for final consideration of the Santa Barbara County HOME Consortium and Urban County Partnership 2010-2015 Consolidated Plan and related documentation.

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows: May 11, 2010 in Santa Maria (EST. TIME: 45 MIN.). The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-34) HOUSING AND COMMUNITY DEVELOPMENT**10-00399**

Set hearing to consider recommendations regarding the Santa Barbara County HOME Consortium and CDBG Urban County Partnership Draft 2010 Annual Action Plan, as follows:

(Set hearing for 5/11/10. Time estimate 45 minutes.)

a) Receive and file a presentation and staff report on the Santa Barbara County HOME Consortium and CDBG Urban County Partnership draft 2010 Annual Action Plan and the annual Notice of Funding Availability (NOFA) process, including recommendations for allocation and award of Community Development Block Grant (CDBG), Home Investment Partnerships Act (HOME) and Emergency Shelter Grant (ESG) entitlement funding provided through the United States Department of Housing and Urban Development (HUD); and

b) Direct staff to finalize the 2010 Annual Action Plan, including the final funding awards under the CDBG, HOME and ESG programs, and return to the Board of Supervisors on May 25, 2010 on the Administrative Agenda for consideration of approval for final submittal to HUD.

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows: May 11, 2010 in Santa Maria (EST. TIME: 30 MIN.). The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-35) PLANNING AND DEVELOPMENT**10-00370**

Set hearing to consider recommendations regarding amendments to the County of Santa Barbara Guidelines for the Implementation of the California Environmental Quality Act (CEQA) regarding selection of the environmental coordinator and hearing officer for public projects, as follows:

(Set hearing for 5/18/10. Time estimate 25 minutes.)

a) Adopt a Resolution amending the County of Santa Barbara Guidelines for the Implementation of the California Environmental Quality Act regarding the environmental coordinator and hearing officer requirements for public projects; and

b) Find that these amendments are exempt from the California Environmental Quality Act pursuant to Section 15378(b) (5) of the Guidelines for Implementation of CEQA.

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows: May 18, 2010 in Santa Barbara (EST. TIME: 25 MIN.). The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-36) TREASURER-TAX COLLECTOR**[10-00383](#)**

Set hearing to receive and file information regarding tax-exempt and taxable financing options for the 2010 Certificates of Participation.
(Set hearing for 5/11/10. Time estimate 30 minutes.)

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows: May 11, 2010 in Santa Maria (EST. TIME: 30 MIN.) . The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

Approval of Administrative Agenda

HEARING TIME: 9:10 A.M. - 10:10 A.M. (60 MIN.)

A motion was made by Supervisor Gray, seconded by Supervisor Farr, to Approve the Administrative Agenda as Amended. The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

Board Member Reports

HEARING TIME: 10:11 A.M. - 10: 13 A.M. (2 MIN.)

Re: Congratulations to Fifth District Supervisor Joe Centeno who was recognized as COLAB's "Citizen of the Year" - Fourth District Supervisor Joni Gray and First District Supervisor Salud Carbajal Addressed the Board.

Re: Attended the "Changing of Command Ceremony" at Vandenburg Air Force Base - Second District Supervisor Janet Wolf Addressed the Board.

Public Comment Period

HEARING TIME: 10:14 A.M. - 10:20 A.M. (6 MIN.)

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) (10-00001)

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

RE: Legal issues against the County of Santa Barbara/Second Supervisorial election - Amaya Katea Akimbo aka Kate Smith Addressed the Board.

RE: June elections/Racism - Dr. Robert L. Johns Addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

1) TREASURER-TAX COLLECTOR

10-00190

HEARING - Consider recommendations regarding the Contract with Manatron Inc. to Replace the Property Tax and Cashiering System, as follows: (EST. TIME: 15 MIN.) (4/5 Vote Required)

a) Approve and authorize the Chair to execute Contract with Manatron, Inc. (not a local vendor) for an amount not to exceed \$3,225,670.00 for the development and implementation of property tax/treasury software and five years of maintenance;

b) Consider one of the following recommendations:

i) Approve Budget Revision Request No. 858 transferring \$2,000,000.00 from the 2009-2010 capital designation and \$434,000.00 from the strategic reserve for a total of \$2,434,000.00; or

ii) Approve payment for the system with 7 year financing provided by Certificates of Participation (COP) in the principal amount of \$2,434,000.00, interest of \$426,200.00 and estimated issuance costs of \$68,400.00 for a total estimated cost of \$2,928,600.00; and

c) Determine that approval of the contract with Manatron is not subject to the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(3) and 15378(b)(5) of the CEQA Guidelines, because it will not result in a direct or reasonably foreseeable indirect physical change in the environment, and approve the Notice of Exemption.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: CONTINUE TO 5/11/10

HEARING TIME: 10:21 A.M. - 10:22 A.M. (1 MIN.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this matter be Withdrawn from the agenda. The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

2) COUNTY EXECUTIVE OFFICE, AUDITOR-CONTROLLER[10-00353](#)

HEARING - Receive and file, per the provisions of Government Code Section 29126.2, the Fiscal Year 2009-2010 Financial Status Report as of March 31, 2010, showing the status of appropriations and financing for all departmental budgets adopted by the Board of Supervisors. (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:23 A.M. - 11:15 A.M. (52 MIN.)

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

Received and filed staff presentation and conducted public hearing.

Directed staff to provide information to the Board related to the following:

- 1) Costs associated with Special Elections in 2010 and 2011;**
- 2) Impact on services provided by ADMHS due to efforts to balance budget in FY 09-10; and**
- 3) Spreadsheet reflecting potential financial/budgetary liabilities at ADMHS.**

Further directed staff to send a letter to Governor Schwarzenegger and the Santa Barbara Legislative Delegation expressing concern over the scheduled special elections.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

3) HOUSING AND COMMUNITY DEVELOPMENT[10-00368](#)

HEARING - Consider recommendations regarding a Santa Ynez Valley Tourism Business Improvement District, Third District, as follows: (EST. TIME: 30 MIN.)

- a) Receive and file a report on the potential formation of the Santa Ynez Valley Tourism Business Improvement District;
- b) Consider the adoption of a Resolution of Consent of the County of Santa Barbara supporting the City of Solvang's establishment of the Santa Ynez Valley Tourism Business Improvement District that would include part of the unincorporated area of the County; and
- c) If the Board adopts the Resolution of Consent, approve a Notice of Exemption pursuant to County's California Environmental Quality Act Guidelines, citing CEQA Guidelines Sections 15060(c)(3) and 15378(b)(4).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 11:20 A.M. - 12:00 P.M. (40 MIN.)

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Acted on and continued, as follows:

- a) Received and filed staff presentation and conducted public hearing.**
- b) and c) Continued to May 18, 2010 in Santa Barbara (EST. TIME: 30 MIN.)**

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

4) PLANNING AND DEVELOPMENT[10-00349](#)

HEARING - Consider recommendations regarding an appeal filed by the Friends of Mission Canyon (09APL-00000-00031) of the Planning Commission's October 26, 2009 approval of the Santa Barbara Botanic Garden's Vital Mission Plan project, located at 1212 Mission Canyon Road in the Mission Canyon area, First District, as follows: (EST. TIME: 2 HRS.)

- a) Deny the appeal, Case No. 09APL-00000-00031, thereby upholding the County Planning Commission's approval of 72-CP-116 RV01 and 99-DP-043 (the Vital Mission Plan) as revised herein;
- b) Make the required findings for approval of Case Nos. 72-CP-116 RV01 and 99-DP-043 (the Vital Mission Plan), including California Environmental Quality Act (CEQA) findings;
- c) Certify the Final Environmental Impact Report, 07EIR-00000-00001, including the FEIR Revision Letter (RV1), and adopt the mitigation monitoring program contained in the conditions of approval; and
- d) Grant de novo approval of Case Nos. 72-CP-116 RV01 and 99-DP-043 (the Vital Mission Plan), as revised from the Planning Commission approval, subject to the revised conditions of approval.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:00 P.M. - 6:00 P.M. (5 HRS.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this matter be Acted on and continued, as follows:

Received and filed staff presentation and conducted public hearing.

a) through d) Continued to May 18, 2010 in Santa Barbara (EST. TIME: 60 MIN.)

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

5) PLANNING AND DEVELOPMENT[10-00351](#)

HEARING - Consider recommendations regarding an appeal filed by the Mission Canyon Association (09APL-00000-00030) of the Planning Commission's October 26, 2009 approval of the Santa Barbara Botanic Garden's Vital Mission Plan project, located at 1212 Mission Canyon Road in the Mission Canyon area, First District, as follows: (EST. TIME: 1 HR.)

- a) Deny the appeal, Case No. 09APL-00000-00030, thereby upholding the County Planning Commission's approval of 72-CP-116 RV01 and 99-DP-043 (the Vital Mission Plan) as revised herein;
- b) Make the required findings for approval of Case Nos. 72-CP-116 RV01 and 99-DP-043 (the Vital Mission Plan), including California Environmental Quality Act (CEQA) findings;
- c) Certify the Final Environmental Impact Report, 07EIR-00000-00001, including the FEIR Revision Letter (RV1), and adopt the mitigation monitoring program contained in the conditions of approval; and
- d) Grant de novo approval of Case Nos. 72-CP-116 RV01 and 99-DP-043 (the Vital Mission Plan), as revised from the Planning Commission approval, subject to the revised conditions of approval.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:00 P.M. - 6:00 P.M. (5 HRS.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this matter be Acted on and continued, as follows:

Received and filed staff presentation and conducted public hearing.

a) through d) Continued to May 18, 2010 in Santa Barbara (EST. TIME: 60 MIN.)

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

6) PLANNING AND DEVELOPMENT[10-00352](#)

HEARING - Consider recommendations regarding an appeal filed by Frank Arredondo and Friends of Xana'yan (09APL-00000-00029) of the Planning Commission's October 26, 2009 approval of the Santa Barbara Botanic Garden's Vital Mission Plan project, located at 1212 Mission Canyon Road in the Mission Canyon area, First District, as follows: (EST. TIME: 1 HR.)

- a) Deny the appeal, Case No. 09APL-00000-00029, thereby upholding the County Planning Commission's approval of 72-CP-116 RV01 and 99-DP-043 (the Vital Mission Plan) as revised herein;
- b) Make the required findings for approval of Case Nos. 72-CP-116 RV01 and 99-DP-043 (the Vital Mission Plan);
- c) Certify the Final Environmental Impact Report, 07EIR-00000-00001, including the FEIR Revision Letter (RV1), and adopt the mitigation monitoring program contained in the conditions of approval; and
- d) Grant de novo approval of Case Nos. 72-CP-116 RV01 and 99-DP-043 (the Vital Mission Plan), as revised from the Planning Commission approval, subject to the revised conditions of approval.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:00 P.M. - 6:00 P.M. (5 HRS.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this matter be Acted on and continued, as follows:

Received and filed staff presentation and conducted public hearing.

a) through d) Continued to May 18, 2010 in Santa Barbara (EST. TIME: 60 MIN.)

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

7) PLANNING AND DEVELOPMENT[10-00350](#)

HEARING - Confirm, modify, or set aside the Historic Landmarks Advisory Commission's actions on November 9, 2009 regarding an appeal filed by the Santa Barbara Botanic Garden (09APL-00000-00041) of the Historic Landmarks Advisory Commission's November 9, 2009 decision regarding the Botanic Garden's Vital Mission Plan project, located at 1212 Mission Canyon Road in the Mission Canyon area, First District. (EST. TIME: 1 HR.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:00 P.M. - 6:00 P.M. (5 HRS.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this matter be Acted on and continued, as follows:

Received and filed staff presentation and conducted public hearing.

Continued to May 18, 2010 in Santa Barbara (EST. TIME: 2 HRS.)

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

Adjourned at 6:01 PM

Adjourned to

May 11, 2010

Betteravia Government Center

Board Hearing Room

511 East Lakeside Parkway

Santa Maria

Announcements

The meeting of Tuesday, May 4, 2010 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, May 6, 2010, at 5:00 PM and on Saturday, May 8, 2010, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>