

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

**ACTION SUMMARY**

**February 17, 2004**

**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.

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

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

**9:00 A.M. .... Reconvened to Regular Session**

**Roll Call**

Present: Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: Supervisor Schwartz

**Invocation: Marian Jones, Planning and Development**

**Report from Closed Session**

County Counsel made the following announcement:

By a vote of 4-0 (Supervisor Schwartz - absent), the Board approved stipulation to 32% permanent disability in the Llamas workers compensation case.

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

**Approval of Minutes of the February 10, 2004 meeting**

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

**Administrative Agenda**

**Resolutions to be Presented**

A-1) SUPERVISOR CENTENO and SUPERVISOR SCHWARTZ [File Reference No. 04-00179](#)

Adopt a Resolution proclaiming February 2004 as Black History Month. (11:50 AM TIME CERTAIN. Reception to follow in the Board of Supervisors Conference Room)

**A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Adopted**

**RESOLUTION NO. 04-030**

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Schwartz

**Honorary Resolutions**

A-2) SUPERVISOR CENTENO [File Reference No. 04-00162](#)

Adopt a resolution in celebration of Marian Heart Center's 10th Anniversary Celebration of Comprehensive Cardiac Care.

**A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Adopted**

**RESOLUTION NO. 04-031**

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Schwartz

**Administrative Items**

A-3) COUNTY EXECUTIVE OFFICE [File Reference No. 04-00171](#)

Adopt a resolution authorizing certain County Officials to file applications for state disaster assistance.

**A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Adopted**

**RESOLUTION NO. 04-032**

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Schwartz

A-4) COUNTY EXECUTIVE OFFICE [File Reference No. 04-00181](#)

Approve Budget Revision requests. (SEE EXHIBIT A WITH POSTED AGENDA)

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Schwartz

A-5) GENERAL SERVICES[File Reference No. 04-00180](#)

Consider recommendations regarding the Santa Maria Animal Services Shelter, Fifth District, as follows:

- a) Award a Construction Agreement in the amount of \$3,785,460 to Morrissey Construction Company (not a local vendor) subject to provisions of the documents and certifications as set forth in the plans and specifications applicable to the project and as required by California Law;
- b) Authorize the Chair to execute the Construction Contract upon return of the contractor's executed contract documents, and the review and approval of County Counsel, Auditor-Controller, and Risk Manager or their authorized representatives;
- c) Authorize the Director of General Services to approve change orders in the aggregate amount of 10% of the contract amount.

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

**a) Approved.**

**b) Authorized; Chair to execute.**

**c) Authorized.**

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Schwartz

A-6) HOUSING AND COMMUNITY DEVELOPMENT[File Reference No. 04-00164](#)

Consider appointments of additional members to the Housing Advisory Committee, as follows:

- a) Appoint the Chairperson of each Housing Advisory Committee (HAC) subcommittee to the Housing Advisory Committee Steering Committee;
- b) Appoint new members to the Housing Advisory Committee as set forth under HAC general membership on page two of this Board Letter.

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

**a) and b) Appointed.**

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Schwartz

A-7) HOUSING AND COMMUNITY DEVELOPMENT[File Reference No. 04-00172](#)

Consider recommendations regarding the Affordable Housing Loan Committee, as follows:

- a) Authorize and Direct the Housing and Community Development Director to re-structure membership on the Affordable Housing Loan Committee based upon general categories;

b) Authorize the Housing and Community Development Director instead of the Treasurer - Tax Collector to appoint new members of the Affordable Housing Loan Committee.

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

**a) and b) Authorized.**

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

A-8) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 04-00173](#)

Approve proposed procedures for Housing and Community Development Department's use to determine whether owners of affordable housing units are in compliance with the County's owner occupancy requirements and authorize the Director of Housing and Community Development Department to amend the procedures to ensure compliance with the affordable housing Restrictive Covenants.

**A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Continued, as follows: March 2, 2004. The motion carried by the following vote:**

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

A-9) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 04-00175](#)

Adopt a resolution, effective February 16, 2004, to delete 1 (1.0 FTE) Publications Assistant I/II-Restricted (Classes 007753/007754) Range 4626/4736 (\$2,437-\$2,975/\$2,575-\$3,143 per month).

**A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Adopted**

**RESOLUTION NO. 04-033**

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

A-10) PLANNING AND DEVELOPMENT [File Reference No. 04-00168](#)

Approve and execute a five-year contract with the City of Carpinteria for services performed by the Energy Division of Planning and Development.

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

A-11) PROBATION [File Reference No. 04-00169](#)

Authorize the Probation Department to accept and execute for the award of the Juvenile Accountability and Incentive Block Grant (JAIBG) in the total amount of \$112,966 for the period October 1, 2003 to June 30, 2004 from the California Board of Corrections.

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

A-12) PUBLIC HEALTH [File Reference No. 04-00165](#)

Approve the continued Local Emergency, Resolution Number 00-193, due to the spread and on-going epidemic of blood-borne viral hepatitis (Hepatitis B and C) and human immunodeficiency virus (HIV) infections among injection drug users and authorize Pacific Pride Foundation as the agent of the County to carry out the Syringe Exchange and Education Program.

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

A-13) PUBLIC HEALTH [File Reference No. 04-00166](#)

Authorize the Director of the Environmental Health Services Division of the Public Health Department to execute a Cooperative Agreement with the Department of the Army to reimburse Environmental Health Services for staff time spent during the remediation of a closed landfill located on United States Bureau of Prison property near Lompoc.

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

A-14) PUBLIC HEALTH [File Reference No. 04-00167](#)

Receive and file the Summaries of Evaluation from the County Health Officer regarding compliance with environmental, nutritional and medical/mental health requirements for detention facilities.

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

A-15) PUBLIC WORKS [File Reference No. 04-00170](#)

Accept Notice of Completion for work performed by American Asphalt South, Inc. (Not a Local Vendor), for Construction of 2003-04 County Wide Measure "D" Preventive Maintenance Application of Slurry Seal (Project No. 820498) and authorize Clerk to record, First, Second, Third and Fourth Districts.

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

A-16) SHERIFF [File Reference No. 04-00156](#)

Approve and execute an agreement with Bishop Garcia Diego High School, Carpinteria Unified School District, Goleta Union School District, Santa Maria Joint Union High School District, Santa

Ynez Valley Union High School District, and Saint Joseph High School for supplemental security services, for the period of February 17, 2004 through June 30, 2006 in an amount that reimburses actual, direct costs.

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

A-17) SHERIFF [File Reference No. 04-00157](#)

Approve and execute an agreement with Fred B. Walker M.D. - Forensic Pathology, for specific pathology and professional services to the Coroner's Office for the period of December 15, 2003 though December 15, 2004 with 2 automatic one-year extensions, for a total contract amount not to exceed \$33,000.

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

A-18) SHERIFF [File Reference No. 04-00158](#)

Approve and execute an agreement with J.P. Blanchard M.D. Inc. for specific pathology and professional services to the Coroner's Office for the period of September 1, 2003 though September 1, 2004 with 2 automatic one-year extensions, for a total contract amount not to exceed \$27,000.

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

A-19) SHERIFF [File Reference No. 04-00159](#)

Accept \$50,000 in resource and use allocation of Grant Assistance Program funds from the State of California, Department of Alcohol Beverage Control for specialized enforcement of alcohol laws and regulations in the Isla Vista area, Third District.

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

A-20) SHERIFF [File Reference No. 04-00160](#)

Approve and execute an agreement to provide Law Enforcement services to the City of Carpinteria for the period of July 1, 2002 through June 30, 2007.

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

A-21) SHERIFF [File Reference No. 04-00161](#)

Approve and execute an agreement to provide law enforcement service to the City of San Luis Obispo for a special event known as Mardi Gras, for the period of February 20 through February 23, 2004.

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Schwartz

### Board of Supervisors

A-22) SUPERVISOR MARSHALL

[File Reference No. 04-00177](#)

Authorize additional Public Works projects to be included in UCSB's Long Range Development Plan Mitigation Agreement.

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Schwartz

A-23) SUPERVISOR GRAY

[File Reference No. 04-00155](#)

Approve the reappointment of Kerry Brooks to the Human Relations Commission, Fourth District.

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Schwartz



**Hearing Requests**A-24) AUDITOR-CONTROLLER[File Reference No. 04-00154](#)

Consider recommendations regarding the Property Tax Administration fee, as follows:

- a) Receive and file a report establishing the 2003-04 Property Tax Administration Fees;
- b) Set a hearing to consider adoption of a resolution to impose the fee pursuant to Revenue and Taxation Code Section 95.3.

**A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Acted on as follows: a) Received and filed.**

**b) Set hearing for March 9, 2004 in Santa Maria. (EST. TIME: 5 MIN.) The motion carried by the following vote:**

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Schwartz

A-25) COUNTY EXECUTIVE OFFICE[File Reference No. 04-00178](#)

Consider recommendations regarding Five Year Capital Improvement Program for Fiscal Years 2004-09, as follows:

- a) Receive the Five Year Capital Improvement Program (CIP), for Fiscal Years 2004-09;
- b) Refer the CIP to the Planning Commission and request analysis of projects recommended for planning, initiation, or construction during Fiscal Year 2004-05 for conformity with the County Comprehensive Plan;
- c) Set a hearing to review and approve in concept the projects included in the CIP and proposed capital budget for Fiscal Year 2004-05 and receive the Planning Commission's Comprehensive Plan conformity findings.

**A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Acted on and set for a hearing, as follows:**

**a) Received and filed.**

**b) Approved.**

**c) Set hearing for April 6, 2004 (EST. TIME: 90 MIN.)**

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Schwartz

A-26) COUNTY EXECUTIVE OFFICE[File Reference No. 04-00183](#)

Set a hearing to consider the appointment or reappointment of one public member to the Retirement Board of the Santa Barbara County Employees' Retirement System.

**A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: February 24, 2004. (EST. TIME: 10 MIN.) The motion carried by the following vote:**

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

A-27) PLANNING AND DEVELOPMENT

[File Reference No. 04-00163](#)

Set a hearing to consider authorizing the Chair to execute a letter to the California Coastal Commission commenting on a revised general National Pollutant Discharge Elimination System permit submitted by the U.S. Environmental Protection Agency to the Commission for consideration pursuant to the consistency review provisions of the U.S. Coastal Zone Management Act.

**A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: March 2, 2004 (EST. TIME: 30 MIN.) The motion carried by the following vote:**

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

A-28) PLANNING AND DEVELOPMENT

[File Reference No. 04-00174](#)

Set a hearing to consider an amendment to the Damron Conservation Easement to supercede Exhibit A of the Grant of Conservation Easement approved by the Board of Supervisors on November 20, 1990 located at 1076 The Fairway Road (APN 009-282-032) First District.

**A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: March 16, 2004 The motion carried by the following vote:**

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

A-29) PLANNING AND DEVELOPMENT

[File Reference No. 04-00176](#)

Set hearing to consider the Hagemann appeal of the Planning Commission's March 19, 2003 denial of a Coastal Development Permit (01CDP-00000-00158) to approve a previously constructed, but unpermitted horse corral and associated grading, located at 482 Ortega Ridge Road (APN 005-090-052), Summerland Community Planning Area, First District, as follows:

a) Adopt the required findings for the project, specified in the Planning Commission Action Letter dated March 21, 2003;

b) Deny the appeal, upholding the Planning Commission's denial of Coastal Development Permit application 01CDP-00000-00158.

**A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: April 6, 2004 (EST. TIME: 60 MIN.) The motion carried by the following vote:**

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

A-30) PUBLIC HEALTH

[File Reference No. 04-00064](#)

Set a hearing to receive an update on plans to implement the Medical Marijuana Identification Card Program.

**A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: March 9, 2004 in Santa Maria (EST. TIME: 45 MIN.) The motion carried by the following vote:**

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

**Approval of Administrative Agenda**

[File Reference No. 03-00094](#)

**PUBLIC COMMENT****Accepted Public Comment**

People 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. 92-398) (03-00,094)

RE: Constitutional Rights - Floyd Meyer addressed the Board.

RE: Seminar on Housing / Private Property Rights - Andy Caldwell addressed the Board.

RE: Wishes for a Speedy Recovery to Supervisor Schwartz / Prescription Drugs for Seniors / Waller Park Anniversary - Sister Janet Corcoran addressed the Board.

RE: Veteran Issues - George Kuhl Jr. addressed the Board.

**Departmental Agenda -- Public Hearings**1) **COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES**

[File Reference No. 04-00147](#)

HEARING - Present Certificates to 18 employees who have met the training criteria set by the Employees University. (EST. TIME: 30 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

**Presented Certificates**

2) **PLANNING AND DEVELOPMENT**

[File Reference No. 04-00083](#)

HEARING - Consider recommendations regarding revisions to Land-Use Overlays, Zone District, and Lot Lines at the Battles Gas Plant Site, as follows: (EST. TIME: 5 MIN.)

a) Approve two lot line adjustments under the provisions of Chapter 21 and 35 of the Santa Barbara County Code, to adjust parcel boundaries among three adjacent parcels without altering their combined area of 27.2 acres (02LLA-00000-00020);

b) Consider the adoption (Second Reading) of an ordinance amending the Santa Maria Valley Rural Region Zoning District 35-204.50.5 Map by rezoning parcels 128-093-002, 1278-093-006, and 128-093-007/008, as adjusted in item A above, from 25.2 acres of General Industry (M-2) and 2.0 acres of General Agriculture (10-AG) to 27.2 acres of Agriculture II (AG-II-40) under the provisions of the Santa Barbara County Code, Article III of Chapter 35 (02RZN-00000-00005);

c) Adopt a resolution amending the Santa Maria Valley Rural Region Land Use Map and the Santa Maria Area Urban Areas Comp. 6 Map of the County's Comprehensive Plan, Land Use Element as follows:

- i. Remove the Mineral Resource Industry land-use overlay symbol from parcel 128-093-007/008;
  - ii. Remove the Petroleum Resource Industry land-use overlay symbol from parcels 128-093-006 and 128-093-007/008 so that these parcels, as adjusted in 02LLA-00000-00020, no longer have this overlay;
  - iii. Adjust the Petroleum Resource Industry land-use overlay symbol that applied to parcel 128-093-002 so that it now applies to the parcel as realigned in 02LLA-00000-00020;
  - iv. Apply the Agricultural Industry land-use overlay symbol to parcel 128093-007/008 as adjusted in 02LLA-00000-00020;
- d) Accept Negative Declaration (03-ND-02), (Attachment C to Exhibit D), as adequate Environmental Review for the actions described in items A-C, above, pursuant to Section 15162 of the State Guidelines for Implementation of the California Environmental Quality Act.

**COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY**

**A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Acted on as follows: Conducted public hearing and received and filed staff report.**

a) **Approved.**

b) **Adopted.**

**ORDINANCE NO. 4526**

c) **Adopted.**

**RESOLUTION NO. 04-034**

d) **Accepted.**

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

3) COUNTY EXECUTIVE OFFICE

[File Reference No. 04-00130](#)

HEARING - Consider nominating at least one member of a Board of Supervisors and/or at least one member of a City Council from San Luis Obispo, Santa Barbara and Ventura Counties for appointment as the South Central Coast Region representative on the California Coastal Commission and forward nominations to the Office of the Governor. (EST. TIME: 15 MIN.)

**COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY**

**A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Continued, as follows: February 24, 2004.**

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

4) TREASURER-TAX COLLECTOR

[File Reference No. 04-00138](#)

HEARING - Consider recommendations regarding the refunding of the 1993 Certificates of Participation, Montecito Retirement Association, (dba Casa Dorinda), pursuant to Internal Revenue

Code 147 (f), as follows: (EST. TIME: 15 MIN.)

- a) Adopt a resolution "Providing for and Authorizing the Issuance of Certificates of Participation Evidencing a Proportionate Interest of the Holders Thereof in Installment Payments to be made by the County of Santa Barbara to Montecito Retirement Association Series 2004, and Authorizing the Execution of the Certificate Purchase Contract, Distribution of the Official Statement, Execution and Delivery of Other Legal Documents, and Other Actions in Connection with the Installment Purchase Financing on Behalf of Montecito Retirement Association";
- b) Adopt a conduit upfront application fee of \$1,500 and an annual maintenance fee of one basis point (.01%) of the outstanding principal to be paid by the Montecito Retirement Association to the County.

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

**Conducted public hearing and received and filed staff report.**

**a) Adopted.**

**RESOLUTION NO. 04-035**

**b) Adopted.**

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Schwartz

5) COUNTY EXECUTIVE OFFICE and  
AUDITOR-CONTROLLER

[File Reference No. 04-00148](#)

HEARING - Consider recommendations regarding the Fiscal Year 2003-04 Mid-Year Financial Status Report and Budget Update, as follows: (EST. TIME: 1 HR.)

- a) Receive and file the Fiscal Year 2003-04 Financial Status Report as of December 31, 2003, showing the status of appropriations and financing for all departmental budgets adopted by the Board of Supervisors, per the provisions of Government Code Section 29126.2;
- b) Accept an updated forecast of the General Fund budget's financial condition on 6/30/04;
- c) Accept a status report on Vehicle License Fee (VLF) revenue as of February 10, 2004, and recommend action, if necessary;
- d) Accept a report on mandated, "business necessity" and "discretionary" programs, and their FY 03-04 adopted appropriations, revenues, and County General Fund contribution amounts.

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

**Conducted public hearing. Received and filed Fiscal Year 2003-04 Mid-Year Financial Status Report and Budget Update; Accepted an updated forecast of the General Fund budgets's financial condition on 6/30/04; Accepted a status report on Vehicle License Fee (VLF) revenue as of February 10, 2004; Accepted a report on mandated, "business necessity" and "discretionary" programs, and their FY03-04 adopted appropriations, revenues, and County General Fund contribution amounts.**

### Planning Items and Public Hearings

6) PUBLIC WORKS[File Reference No. 04-00092](#)

HEARING - Consider recommendations regarding a Proposed Underground Utility District along El Colegio Road in Isla Vista, Third District, as follows: (EST. TIME: 15 MIN.)

- a) Receive the Road Commissioner's report, which sets forth the boundary of a utility undergrounding district along El Colegio (inclusive of fronting properties) in Isla Vista, the project schedule; and the estimate of project costs;
- b) Adopt a resolution creating the proposed utility undergrounding district.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

- a) **Received and filed staff report and conducted public hearing.**
- b) **Adopted.**

**RESOLUTION NO. 04-036**

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

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

7) PLANNING AND DEVELOPMENT[File Reference No. 03-01001](#)

HEARING - Consider recommendations regarding the appeal of the Zoning Administrator's Approval of the Chase Single Family Dwellings and Variances (01CDH-00000-0000-00060; 01CDH-00000-00061; 02VAR-00000-00003; 02VAR-00000-00004) located in the 6800 block of Del Playa Drive, Isla Vista, Third District, as follows: (EST. TIME: 1 HR.)

- a) Option One:
  - i. Deny the appeals, upholding the Zoning Administrator's decision;
  - ii. Adopt the required findings for the project (attachment A to the staff report dated November 14, 2003);
  - iii. Certify the Environmental Impact Report (03-EIR-03) pursuant to Section 15120 of the Guidelines for the Implementation of the California Environmental Quality Act;
  - iv. Approve Case Nos. 01CDH-00000-00060, 01CDH-00000-00061, 02VAR-00000-00003 and VAR-00000-00004 subject to the conditions attached to each permit (Attachments B, C, D and E of the Staff Report dated November 14, 2003);

OR

- b) Option Two

- i. Adopt the required findings for the project (Attachment A to the Board Letter dated February 17, 2004);
- ii. Deny the Chase appeal;
- iii. Deny the Maguire appeal;
- iv. Deny the Murdock appeal;
- v. Partially uphold the Stich, et al appeal, reducing the size of the development approved by the Zoning Administrator;
- vi. Certify the Environmental Impact Report (03-EIR-03) pursuant to Section 15120 of the Guidelines for Implementation of the California Environmental Quality Act;
- vii. Approve Case Nos. 01CDH-00000-00060, 01CDH-00000-00061, 02VAR-00000-00003 and 02VAR-00000-00004 subject to the conditions attached to each permit included as Attachments B, C, D and E of this staff report.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Continued, as follows: February 24, 2004. The motion carried by the following vote:

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno  
Absent: 1 - Supervisor Schwartz

**Adjourn to February 24, 2004**

**County Administration Building**  
**Board Hearing Room**  
**105 East Anapamu Street , Fourth Floor**  
**Santa Barbara**

**Adjourn**

**Announcements**

The meeting of Tuesday, February 17, 2004, will be telecast live on Government Access TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, February 19, 2004, at 5:00 PM on GATV Channel 20.

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