

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



*First District - Salud Carbajal, Chair*  
*Second District - Janet Wolf*  
*Third District - Doreen Farr*  
*Fourth District - Peter Adam*  
*Fifth District - Steve Lavagnino, Vice Chair*

*Chandra L. Wallar, County Executive Officer*

**Agenda**

**Tuesday, February 5, 2013**

**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)

Persons may address the Board of Supervisors in person or by using the remote video testimony system located at the County Administration Building, Board Hearing Room, Fourth Floor, 105 East Anapamu Street, in Santa Barbara or at the Orcutt Room, Social Services Building, 2125 Centerpointe Parkway, Betteravia Government Center, Santa Maria. Persons may address the Board on any matter listed on the agenda by completing and delivering to the Clerk a speaker slip before the item is considered. Matters not listed on the agenda may be addressed during the public comment period at the conclusion of the administrative agenda. Further information on agenda items can be obtained in the Clerk of the Board Office, Room 407, in the County Administration Building in Santa Barbara.

### **Board Meeting Procedures**

*The Board of Supervisors is the legislative body for the County of Santa Barbara. Persons are encouraged to attend and testify before the Board on any matter appearing on the agenda. Correspondence to the Board regarding items appearing on the agenda should be directed to the Clerk of the Board, 105 East Anapamu Street, Room 407, Santa Barbara CA 93101. For information regarding the meetings of the Board of Supervisors including specific meeting times contact the Clerk of the Board at (805) 568-2240. Procedures for the conduct of the meetings of the Board of Supervisors can be found in Board Resolutions 09-368 (General) and 91-333 (Land Use).*

*The schedule of the Board of Supervisors, meeting agendas, supplemental hearing materials and minutes of the Board meetings are available on the Internet at: [www.countyofsb.org](http://www.countyofsb.org)*

*Board Meetings are televised live on County of Santa Barbara TV channel 20. For information about obtaining a videotape of a public hearing or a schedule of CSBTV broadcasts please call (805) 568-3427.*

### **Late Distribution**

*Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the Clerk of the Board to all or a majority of the members of the Board of Supervisors less than 72 hours prior to that meeting are available for inspection in the Clerk of the Board Office, 105 East Anapamu Street, Room 407, Santa Barbara, CA, at the Office of the Board of Supervisors, Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria, CA and on the Internet at: <http://santabarbara.legistar.com/Calendar.aspx#current>.*

### **Disability Access**

*The Board of Supervisors Hearing Room in Santa Barbara is located on the Fourth Floor of the County Administration Building, 105 East Anapamu Street. The Hearing Room is wheelchair accessible. Accessible public parking is available behind the County Administration Building and in City Parking Lot #6 located at the corner of Anacapa Street and Anapamu Street.*

*The Board of Supervisors Hearing Room in Santa Maria is located at the Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria. The Hearing Room is wheelchair accessible. Accessible public parking is available at the Betteravia Government Center.*

*American Sign Language interpreters, Spanish language interpretation and sound enhancement equipment may be arranged by contacting the Clerk of the Board of Supervisors by 4:00 p.m. on Friday before the Board meeting. For information about these services please contact the Clerk of the Board at (805) 568-2240.*

### **Closed Session**

*The Board of Supervisors conducts a Closed Session every Tuesday between 12:00 P.M. and 1:00 P.M. and at 7:50 A.M. as necessary. Closed Sessions are not open to the public. Matters discussed during Closed Session include existing and pending litigation, personnel matters and real property negotiations. Actions taken by the Board during Closed Session will be announced during open session (Gov. Code Sections 54957.1(a) & (b), Ralph M. Brown Act). The Closed Session agenda is posted as an addendum to the Board's agenda each Friday in the Office of the Clerk of the Board. For information related to Closed Session announcements please contact County Counsel at (805) 568-2950.*

**9:00 A.M. .... Convene to Regular Session****Roll Call****Pledge of Allegiance****Approval of Minutes of the January 15, 2013 Meeting****Recess to Closed Session at the conclusion of the Departmental Agenda****Report from Closed Session**COUNTY COUNSEL13-00009

Closed Session Agenda

**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) (13-00001)*

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

**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 CARBAJAL13-00080

Adopt a Resolution of Commendation honoring Stephen Williams of the Auditor Controller's Office as the February 2013 Santa Barbara County Employee of the Month.

A-2) SUPERVISOR WOLF [13-00094](#)

Adopt a Resolution of Commendation honoring Captain Charlie Johnson upon his retirement from the Fire Department after 32 years of distinguished service to the citizens of Santa Barbara County.

A-3) SUPERVISOR ADAM [13-00088](#)

Adopt a Resolution of Commendation honoring Sheriff's Commander Dominick Palera upon his retirement from the Sheriff's office after over 30 years of faithful and distinguished service to the citizens of Santa Barbara County.

**Reception to Follow in Board of Supervisor's Conference Room**A-4) SUPERVISOR CARBAJAL [13-00082](#)

Adopt a Resolution proclaiming the month of February 2013 as Black History Month in Santa Barbara County.

**Honorary Resolutions**A-5) SUPERVISOR CARBAJAL [13-00097](#)

Adopt a Resolution of Commendation honoring Lou Panizzon as the 2012 Carpinterian of the Year.

A-6) SUPERVISOR CARBAJAL [13-00098](#)

Adopt a Resolution of Commendation honoring Andrea Delgado as the 2012 Junior Carpinterian of the Year.

**Administrative Items**A-7) AGRICULTURAL COMMISSIONER [13-00085](#)

Approve and authorize the Chair to execute an Amendment to the Cooperative Agreement to increase the original Agreement with the California Department of Food and Agriculture by \$45,967.95 to support the Glassy-winged Sharpshooter/Pierce's Disease Program for the period of July 1, 2012 through June 30, 2014 in the new amount of \$270,195.95.

A-8) COUNTY EXECUTIVE OFFICE [13-00072](#)

Adopt the Fiscal Year 2013-2014 employer contribution rates for retirement plans in place before the Public Employees' Pension Reform Act (PEPRA) became effective on January 1, 2013, pursuant to Government Code Section 31454 as recommended by the Santa Barbara County Employees Retirement System (SBCERS) actuary and approved by the Board of Retirement on October 24, 2012, with an effective date of July 1, 2013 or for the payroll cycle in which that date occurs.

**A-9) COUNTY EXECUTIVE OFFICE [13-00083](#)**

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

**A-10) COUNTY EXECUTIVE OFFICE [13-00095](#)**

Consider recommendations regarding the initiation of the annexation of the Clark Avenue Commercial Shopping Center/Key Site 4, APN 103-750-38, Fourth District, as follows:

- a) Adopt a Resolution initiating proceedings to annex territory, Clark Avenue Commercial Shopping Center/Key Site 4, APN 103-750-38, to the North County Lighting District and County Service Area 5; and
- b) Find that the proposed action(s) do not constitute a "Project" within the meaning of CEQA, pursuant to 14 CCR 15378 (b)(4) (creation of government funding mechanisms).

**A-11) COUNTY EXECUTIVE OFFICE [13-00087](#)**

Consider recommendations regarding the appointments of the following individuals to the Oversight Boards for the City of Santa Maria and City of Guadalupe Redevelopment Agency Successor Agencies within the County of Santa Barbara pursuant to the Health & Safety Code Section 34179(a)(6), position for a member of the public, as follows:

- a) Approve the appointment of Dr. Dan Secord to the Oversight Board of the Successor Agency to the former City of Santa Maria Redevelopment Agency; and
- b) Approve the appointment of Dan Eidelson to the Oversight Board of the Successor Agency to the former City of Guadalupe Redevelopment Agency.

**A-12) COUNTY EXECUTIVE OFFICE [13-00092](#)**

Receive and file the Annual Report for 2011 for operations at the Santa Barbara Bowl.

**A-13) COUNTY EXECUTIVE OFFICE [13-00100](#)**

Consider recommendations regarding an amendment to the 2013 Board of Supervisors' Meeting Schedule and rescheduling of the Vincent Winery Development Plan Appeal, Case No. 12APL-00000-00019, as follows:

- a) Consider amending the 2013 Board of Supervisors' Schedule of Meeting Dates and Locations by cancelling the regularly scheduled meeting of February 12, 2013 in Santa Barbara; and
- b) Reschedule the Vincent Winery Development Plan Appeal (Case No. 12APL-00000-00019), previously set for hearing on February 12, 2013, to the meeting of February 19, 2013 in Santa Barbara.

A-14) COUNTY EXECUTIVE OFFICE, FIRST 5, CHILDREN AND FAMILIES COMMISSION [13-00078](#)

Approve the appointment of Ted Myers as Interim Commissioner on the First 5 Children and Families Commission of Santa Barbara County.

A-15) SANTA BARBARA COUNTY EMPLOYEE'S RETIREMENT SYSTEM [13-00099](#)

Consider recommendations regarding the cancellation of the Board of Retirement special election, as follows:

a) Order that no special election be held for the second and third member seats of the Board of Retirement elected by general members; and

b) Direct the Clerk to cast a unanimous ballot in favor of the sole nominated members for each respective seat.

A-16) SHERIFF [13-00086](#)

Approve and authorize the Chair to execute an application for the disposal of Office of Professional Standards files at least five (5) years old.

A-17) SOCIAL SERVICES [13-00084](#)

Approve the appointment of Ted Myers as a new community member to serve on the Santa Barbara County Workforce Investment Board (WIB), term ending February 28, 2015.

**Board of Supervisors**

A-18) SUPERVISOR WOLF [13-00081](#)

Approve the appointment of Jane Gray as an alternate to the Agricultural Advisory Committee, term ending December 31, 2014, Second District.

A-19) SUPERVISOR LAVAGNINO [13-00079](#)

Approve the reappointment of Sylvia Barnard to the Santa Barbara County Community Health Center Board, term ending December 31, 2014, Fifth District.

A-20) SUPERVISOR LAVAGNINO [13-00091](#)

Approve the appointment of Alexandra Christine Allen to the Human Services Commission, term ending June 30, 2016, Fifth District.

**Hearing Requests****A-21) COUNTY EXECUTIVE OFFICE****[13-00096](#)**

Consider recommendations regarding initiation of annexation of Clark Avenue Commercial Shopping Center/Key Site 4, APN 103-750-38, to the Orcutt Community Facilities District, Fourth District, as follows:

- a) Adopt a Resolution initiating annexation of territory to Orcutt Community Facilities District, No. 2002-1, and authorizing the levy of special taxes therein for Clark Avenue Commercial Shopping Center/Key Site 4, APN 103-750-38;
- b) Adopt a Resolution calling for a mailed ballot Special Election for Annexation of Clark Avenue Commercial Shopping Center/Key Site 4, APN 103-750-38, into the Orcutt Community Facilities District, No. 2002-1;
- c) Set a hearing to consider recommendations regarding the annexation of territory known as Clark Avenue Commercial Shopping Center/Key Site 4, APN 103-750-38, into the Orcutt Community Facilities District, No. 2002-1, and levy special taxes on the proposed parcel to be annexed, as follows:  
(Set hearing for 3/5/13. Time estimate 5 minutes.)
- i) Receive testimony regarding written protests that have been filed, if any;
- ii) Certify the results of a special election and adopt a Resolution declaring results of special election and directing recording of notice of special tax lien; and
- iii) Consider the introduction, first reading, of an Ordinance entitled "An Ordinance of the Board of Supervisors of the County of Santa Barbara Approving Annexation of Territory to Orcutt Community Facilities District, No. 2002-1, and Authorizing the Levy of Special Taxes Therein";
- d) Set a hearing on the Administrative Agenda of March 19, 2013, to consider the adoption (second reading) of an Ordinance approving annexation of territory to Orcutt Community Facilities District (No. 2002-1) and authorizing the levy of special taxes therein; and
- e) Find that the proposed actions do not constitute a "Project" within the meaning of CEQA, pursuant to 14 CCR 15378 (b)(4) (creation of government funding mechanisms).

A-22) COMMUNITY SERVICES[13-00093](#)

Set hearing to consider recommendations regarding adjustments to County parks' fees for special use of day use park facilities and camping fees, and establishing new fees for use of aquatic facilities and aquatic programs and services, as follows:

(Set hearing for 3/5/13. Time estimate: 30 min.)

a) Adopt a Resolution adjusting County parks' fees for special use of day use park facilities and camping fees, and establishing new fees for use of aquatic facilities and aquatic programs and services; and

b) Determine that the adoption of the Resolution is statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to Section 21080(b)(8) of the California Public Resources Code and CEQA Guidelines Section 15273(a)(1), (2), (3) and (4) since CEQA does not apply to the establishment, modification, structuring, restructuring, or approval of rates, tolls, fares, or other charges by public agencies which the public agency finds are for the purpose of: (1) Meeting operating expenses, including employee wage rates and fringe benefits, (2) Purchasing or leasing supplies, equipment, or materials, (3) Meeting financial reserve needs and requirements, (4) Obtaining funds for capital projects necessary to maintain service within existing service areas and direct staff to file the attached Notice of Exemption on that basis.

**Approval of Administrative Agenda**



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

**Department requests continuance of Departmental Item No. 1) to May 14, 2013**

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

HEARING - Consider recommendation regarding Orcutt Community Plan 2012 Amendments, 11GPA-00000-00001 and 11GPA-00000-00002, Fourth District, as follows:  
(EST. TIME: 30 MIN.)

a) Continue consideration of the Key Site 22 Wetlands Delineation Removal to the May 14, 2013 Board of Supervisors hearing.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: CONTINUE TO 5/14/13

**Department requests continuance of Departmental Item No. 2) to March 12, 2013**

2) PLANNING AND DEVELOPMENT [13-00055](#)

HEARING - Consider recommendations regarding the Naples Coalition Appeal, Case No. 12APL-00000-00018, of the Planning Commission's Approval of the Schulte/Dos Pueblos Lot Line Adjustment Project, Case No. 10LLA-00000-00003, Third District, as follows:  
(EST. TIME: 1 HR.)

a) Deny the appeal, Case No. 12APL-00000-00018, thereby affirming the County Planning Commission's approval of the project;

b) Make the required findings for approval of the project, Case No. 10LLA-00000-00003, including the California Environmental Quality Act (CEQA) findings;

c) Consider the environmental review documents, addendum dated October 17, 2012, together with the previously certified Environmental Impact Report 04EIR-00000-00014, and determine that, as reflected in the CEQA findings, no subsequent Environmental Impact Report or Negative Declaration shall be prepared for this project; and

d) Grant de novo approval of Case No. 10LLA-00000-00003, subject to the conditions specified in Attachment B of the Planning Commission action letter dated November 15, 2012.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: CONTINUE TO 3/12/13

3) COUNTY EXECUTIVE OFFICE[13-00089](#)

HEARING - Receive and file a Report from staff regarding the progress to date on the homeless support system restructuring effort known as the Central Coast Collaborative on Homelessness (C3H). (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

4) PUBLIC HEALTH[13-00051](#)

HEARING - Consider recommendations regarding an Amendment to the Medical Marijuana Identification Cards fee schedule, as follows: (EST. TIME: 10 MIN.)

a) Adopt a Resolution amending fees for Medical Marijuana Identification Cards pursuant to California Health & Safety Code Sections 11362.7 - 11362.83 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: APPROVE

5) COUNTY EXECUTIVE OFFICE, OFFICE OF EMERGENCY SERVICES[13-00090](#)

HEARING - Receive and file a presentation regarding emergency public information preparedness training, functions and processes enacted during an emergency. (EST. TIME: 1 HR.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

**Adjourn to****February 19, 2013****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, February 5, 2013 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, February 7, 2013, at 5:00 PM and on Saturday, February 9, 2013, at 10:00 AM on CSBTV Channel 20.*

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