

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

Agenda

Tuesday, October 5, 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

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 Betteravia Government Center, Board Hearing Room, 511 East Lakeside Parkway, 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

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 8:00 A.M. and 9:00 A.M. and between 1:00 P.M. and 2:00 P.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.

7:50 A.M. Convene and Recess to Closed Session

9:00 A.M. Reconvene to Regular Session

Roll Call

Pledge of Allegiance

Report from Closed Session

COUNTY COUNSEL

[10-00890](#)

Closed Session Agenda

Approval of Minutes of the September 28, 2010 Meeting

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 WOLF

[10-00872](#)

Adopt a Resolution proclaiming October 15, 2010 as World Spirometry Day in Santa Barbara County.

A-2) SUPERVISOR WOLF

[10-00874](#)

Adopt a Resolution proclaiming the week of October 3, 2010 through October 9, 2010 as National Fire Prevention Week in Santa Barbara County.

A-3) SUPERVISOR FARR

[10-00875](#)

Adopt a Resolution of Commendation honoring PathPoint upon the 30th anniversary of its Mental Health Division.

A-4) SUPERVISOR CENTENO

[10-00868](#)

Adopt a Resolution proclaiming the week of October 3, 2010 through October 9, 2010 as National 4-H Week in Santa Barbara County.

Honorary Resolutions

- A-5) SUPERVISOR CARBAJAL [10-00869](#)
Adopt a Resolution of Commendation honoring the 2010 Santa Barbara Foundation Man of the Year.
- A-6) SUPERVISOR CARBAJAL [10-00871](#)
Adopt a Resolution of Commendation honoring the 2010 Santa Barbara Foundation Woman of the Year.
- A-7) SUPERVISOR CARBAJAL [10-00870](#)
Adopt a Resolution proclaiming the week of October 4, 2010 through October 15, 2010 as Binational Health Week in Santa Barbara County.
- A-8) SUPERVISOR CARBAJAL [10-00880](#)
Adopt a Resolution of Commendation honoring Peoples' Self-Help Housing upon their 40th anniversary of service to the County of Santa Barbara.
- A-9) SUPERVISOR CARBAJAL [10-00881](#)
Adopt a Resolution of Commendation honoring the Santa Barbara Community Housing Corporation upon their 35th anniversary of service to the County of Santa Barbara.

Administrative Items

- A-10) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [10-00886](#)
Approve and authorize the Chair to execute an Employment Contract with Chandra Wallar for services as County Executive Officer for a term beginning November 1, 2010 and ending October 31, 2013.
- A-11) GENERAL SERVICES [10-00883](#)
Consider recommendations regarding Amendment No. 2 to the Construction Contract and Notice of Completion for the Santa Barbara Court Complex Seismic Retrofit, Project No. 8554, 1100 Anacapa Street, Santa Barbara, First District, as follows:
- a) Approve and authorize the Chair to execute Amendment No. 2 to the Construction Contract with Western Group, Inc. (not a local vendor) for the Santa Barbara Court Complex Seismic in the amount of \$21,304.00; and
 - b) Accept the Notice of Completion for the Santa Barbara Court Complex Seismic performed by Western Group, Inc.

A-12) GENERAL SERVICES[10-00882](#)

Accept a non-cash donation of materials and supplies in the form of wrought-iron gates, with a value exceeding \$10,000.00, from the Pierre Claeysens Veterans' Museum and Library, a non-profit organization, for the Santa Barbara Veterans' Memorial Building, located at 112 West Cabrillo Boulevard in Santa Barbara, ORES No. 003261, First District.

A-13) GENERAL SERVICES[10-00884](#)

Consider recommendations regarding Amendment No. 1 to the Construction Contract and Notice of Completion for the Lompoc Veterans Memorial Building, Roof Replacement, Project No.8584, 100 E. Locust Ave., Lompoc, CA, Fourth District, as follows:

- a) Approve and authorize Chair to execute Amendment No. 1 to the Construction Contract with Derrick's Roofing, Inc. (a local vendor) for the Lompoc Veterans Memorial Building Roof Replacement in the amount of \$18,447.00; and
- b) Accept the Notice of Completion for the Lompoc Veterans Memorial Building Roof Replacement performed by Derrick's Roofing.

A-14) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT[10-00879](#)

Acting as the Board of Directors, Flood Control and Water Conservation District:

Authorize the Public Works Director or designee to execute the Cooperative Agreement for Construction of Improvements on San Jose Creek with the City of Goleta for an amount not to exceed \$5,000,000.00, Second District.

Board of SupervisorsA-15) SUPERVISOR WOLF[10-00873](#)

Approve the reappointment of Gail Teton-Landis to the Commission for Women, term ending October 10, 2013, Second District.

Hearing Requests

A-16) COUNTY EXECUTIVE OFFICE, OFFICE OF EMERGENCY SERVICES, [10-00475](#)
PUBLIC HEALTH

Set hearing to receive and file a staff report on homeless warming center activities and protocols for the Santa Barbara County Operational Area 2010/2011 winter season.
 (Set hearing for 10/19/10. Time estimate 20 minutes.)

Legislative History

5/25/10	BOARD OF SUPERVISORS	<p>Set for a hearing, as follows:</p> <p>A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: June 1, 2010 in Santa Barbara (EST. TIME: 15 MIN.). The motion carried by the following vote:</p> <p>Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno</p>
6/1/10	BOARD OF SUPERVISORS	<p>Acted on as follows:</p> <p>A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Acted on as follows:</p> <p>Received and filed staff presentation and conducted public hearing.</p> <p>Directed staff to return with a final report in September, 2010.</p> <p>The motion carried by the following vote: <i>HEARING TIME: 10:12 A.M. - 10:24 A.M. (12 MIN.)</i></p> <p>Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno</p>

A-17) TREASURER-TAX COLLECTOR[10-00878](#)

Set hearing to consider recommendations regarding California Enterprise Development Authority Tax-Exempt Financing on behalf of Laguna Blanca School, Marymount of Santa Barbara, Inc., and Santa Barbara Student Housing, as follows:

(Set hearing for 10/26/10. Time estimate 15 minutes.)

a) Adopt a Resolution approving associate membership by the County of Santa Barbara in the California Enterprise Development Authority and authorizing and directing the execution of an Associate Membership Agreement;

b) Adopt a Resolution approving the issuance of California Enterprise Development Authority of its Revenue Obligations for the benefit of Laguna Blanca School, a California nonprofit public benefit corporation, in an amount not to exceed \$5,000,000.00;

c) Adopt a Resolution approving the issuance of California Enterprise Development Authority of its Revenue Obligations for the benefit of Marymount of Santa Barbara, Inc., a California nonprofit public benefit corporation, in an amount not to exceed \$2,050,000.00; and

d) Adopt a Resolution approving the issuance of California Enterprise Development Authority of its Revenue Obligations for the benefit of Santa Barbara Student Housing, a California nonprofit public benefit corporation, in an amount not to exceed \$3,400,000.00.

Administrative ItemsA-18) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[10-00865](#)

Approve a Budget Revision Request to transfer \$65,000.00 from contingency to the CEO/Human Resources budget for actuarial services requested by the County of Santa Barbara's Retirement Program Alternatives Advisory Commission. (4/5 Vote Required)

Legislative History

9/28/10

BOARD OF SUPERVISORS

Continued, as follows:

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

Staff to return as appropriate with additional information regarding scope of work by actuarial to be performed.

The motion carried by the following vote:

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

Hearing Requests

- A-19) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [10-00887](#)

Set hearing to receive and file a presentation regarding the Fiscal Year 2009/2010 Commission for Women Annual Report.
(Set hearing for 10/12/10. Time estimate 20 minutes.)

ADDENDUM**Item A-20) is added to the Administrative Agenda, as follows:**

- A-20) COUNTY EXECUTIVE OFFICE [10-00900](#)

Set hearing to consider the affirmation of the Legislative Program Committee positions taken on the November 2010 Statewide Ballot Propositions and direct further action as the Board of Supervisors deems necessary.
(Set hearing for 10/12/10. Time estimate 20 minutes.)

Item A-21) is added to the Administrative Agenda, as follows:**Administrative Items**

- A-21) COUNTY EXECUTIVE OFFICE [10-00901](#)

Direct staff to communicate the Board of Supervisors' position on the Fiscal Year 2010/2011 State budget impasse to the Governor and Santa Barbara County's state legislative delegation.

Approval of Administrative Agenda**Board Member Reports****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) (10-00001)

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

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE[10-00853](#)

HEARING - Consider recommendations regarding an amendment of the Isla Vista Redevelopment Plan to extend by one year the Plan's effectiveness and the time limit to repay indebtedness with the proceeds of property taxes, as follows: (EST. TIME: 15 MIN.)

a) Consider the introduction (first reading) an Ordinance amending Ordinance Nos. 3894, 4382, 4651, and 4688 and Approving and Adopting a Fourth Amendment to the Redevelopment Plan for the Isla Vista Redevelopment Project Area to extend by one year the Plan's effectiveness and the time limit to repay indebtedness and collect property taxes;

b) Approve the Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) Section 15378(b)(4) and (5); and

c) Set a hearing for the Administrative Agenda of October 12, 2010 to consider the adoption (second reading) of an Ordinance amending Ordinance Nos. 3894, 4382, 4651, and 4688 and Approving and Adopting a Fourth Amendment to the Redevelopment Plan for the Isla Vista Redevelopment Project Area to extend by one year the Plan's effectiveness and the time limit to repay indebtedness and collect property taxes.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

9/28/10

BOARD OF SUPERVISORS

Set for a hearing, as follows:

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows: October 5, 2010 (EST. TIME: 15 MIN.). The motion carried by the following vote:

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

ADDENDUM**Departmental Item No. 2) is amended as follows:**2) COUNTY EXECUTIVE OFFICE 10-00885

~~HEARING~~— Set hearing to consider recommendations regarding the Public Convenience ~~and~~ or Necessity Finding, Alcohol Beverage Control Type 42 License at 3553 Sagunto Street, Suite A, Santa Ynez, Third District, as follows: ~~(EST. TIME: 10 MIN.)~~
(Set hearing for 10/12/10. Time estimate 30 minutes.)

a) Consider the Public Convenience ~~and~~ or Necessity Finding a Type 42 on-sale beer and wine public premises license at 3553 Sagunto Street, Suite A, Santa Ynez; and

b) Direct staff to communicate the Board of Supervisors' action to the Alcohol Beverage Control Board.

~~COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY~~

3) PLANNING AND DEVELOPMENT 10-00833

HEARING - Consider recommendations regarding the renewal, amendment and extension of the Montecito Growth Management Ordinance, Chapter 35B of the County Code, involving Case No. 09ORD-00000-00014, proposing to amend the existing Montecito Growth Management Ordinance (MGMO) and extend the program to December 31, 2030, and to certify that the MGMO Supplemental EIR has been completed in compliance with the California Environmental Quality Act (CEQA), First District, as follows: (EST. TIME: 1 HR.)

a) Adopt the required findings including project findings, CEQA findings, and a Statement of Overriding Considerations for the project, including finding that the project and its environmental review has been completed in compliance with CEQA;

b) Certify that the Final Supplemental Environmental Impact Report, 10EIR-00000-00003, including the September 1, 2010 Revision Letter, has been completed in compliance with CEQA as revisions to 92-EIR-03;

c) Adopt an Ordinance, Case No. 09ORD-00000-00014, amending the text and extending the life of the Montecito Growth Management Ordinance (MGMO) to December 31, 2030; and

d) Adopt a Resolution forwarding the MGMO renewal, amendments, and extension, Case No. 09ORD-00000-00014, to the California Coastal Commission as an amendment to the Local Coastal Program for the portion of the affected area in the Coastal Zone.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

9/21/10

BOARD OF SUPERVISORS

Set for a hearing, as follows:

A motion was made by Supervisor Farr, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: October 5, 2010 in Santa Barbara (EST. TIME: 1 HR.). The motion carried by the following vote:

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

Adjourn to**October 12, 2010**

Betteravia Government Center
Board Hearing Room
511 East Lakeside Parkway
Santa Maria

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, October 5, 2010 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, October 7, 2010, at 5:00 PM and on Saturday, October 9, 2010, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>