

County of Santa Barbara
BOARD OF SUPERVISORS

ACTION SUMMARY

September 21, 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

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

9:00 A.M. Reconvened to Regular Session

Roll Call

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

Invocation: Darryl Perlin, District Attorney's Office

Report from Closed Session

County Counsel made the following announcements:

By a vote of 5-0, the Board of Supervisors approved settlement agreement in *Venoco v. County of Santa Barbara*, relating to responsibility for cleanup of the site of the former Carpinteria burn dump, and attached side letter.

By a vote of 5-0, the Board of Supervisors and the Santa Barbara County Flood Control District Board, approved disclaimers of interest in the Flood Control easement in *Los Alamos Community Services District v. Egenolf*.

Details of these announcements may be obtained in the Office of County Counsel.

Approval of Minutes of the September 7, 2004 meeting

A motion was made by Supervisor Schwartz, seconded by Supervisor Gray, to Approve the Minutes. The motion carried unanimously.

Administrative Agenda

Resolution to be Presented at 9:00 AM

A-1) SUPERVISOR CENTENO [File Reference No. 04-00907](#)

Adopt a Resolution of Commendation for Deputy Chief Probation Officer Michael R. Thompson upon his retirement after over 35 years of service to the County of Santa Barbara.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Adopted

RESOLUTION NO. 04-252

The motion carried unanimously.

Resolutions to be Presented at 2:00 PM

A-2) SUPERVISOR CENTENO [File Reference No. 04-00894](#)

Adopt a Resolution of Commendation for Linda Ratley, Office of the Treasurer-Tax Collector, as Santa Barbara County Employee of the Month for September 2004.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Adopted

RESOLUTION NO. 04-253

The motion carried unanimously.

A-3) SUPERVISOR SCHWARTZ [File Reference No. 04-00886](#)

Adopt a resolution proclaiming September 2004 as National Alcohol and Drug Addiction Recovery Month.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Adopted

RESOLUTION NO. 04-254

The motion carried unanimously.

Honorary Resolutions

A-4) SUPERVISOR GRAY [File Reference No. 04-00903](#)

Adopt a resolution honoring Dr. Ronald J. Cottman as the Scottish Rite of Freemasonry's 2004 Patriot of the Year.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Adopted

RESOLUTION NO. 04-255

The motion carried unanimously.

A-5) SUPERVISOR MARSHALL [File Reference No. 04-00904](#)

Adopt a resolution recognizing the Bi-Centennial of the Old Mission Santa Inez.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Adopted

RESOLUTION NO. 04-256

The motion carried unanimously.

Administrative Items

A-6) AGRICULTURAL COMMISSIONER

[File Reference No. 04-00908](#)

Approve appointments to the Agricultural Advisory Committee, as follows:

Dave Thompson, Central Coast Wine Growers Association representative;
Lon Fletcher, Central Coast Wine Growers Association alternate.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.

A-7) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES

[File Reference No. 04-00900](#)

Consider recommendations regarding a County of San Luis Obispo Psychiatric Health Facility contract, as follows:

- a) Approve and execute a contract with the County of San Luis Obispo (not a local vendor) to provide acute hospitalization services to acutely mentally ill adults for four (4) years beginning July 1, 2004, through June 30, 2008, in the amount of \$1,000,000;
- b) Authorize the Director of ADMHS to approve amendments to the proposed contracts, provided that any such amendments do not exceed ten percent (10%) of the contract's dollar amount.

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

- a) Approved; Chair to execute.
- b) Authorized.

The motion carried unanimously.

A-8) COUNTY EXECUTIVE OFFICE

[File Reference No. 04-00921](#)

Adopt a resolution regarding the Santa Barbara County Replacement Benefits Plan ("Plan"), as follows;

- i. Adopts the Santa Barbara County Replacement Benefits Plan (Plan);
- ii. Delegates the administration of the Plan to the County Auditor-Controller; Approve a Memorandum of Understanding between the County and the Santa Barbara County Employees' Retirement System (Retirement System MOU) and directs the County Administrator to execute the Retirement System MOU;
- iii. Approves an Administrative Services Agreement between the County and the Santa Barbara County Employees' Retirement System and directs the County Administrator to execute the Administrative Services Agreement;
- iv. Authorizes the County Administrator to execute a Memorandum of Understanding (District MOU) with any District that participates in the Retirement System and elects to participate in the Plan.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Adopted

RESOLUTION NO. 04-257

The motion carried unanimously.

A-9) COUNTY EXECUTIVE OFFICE

[File Reference No. 04-00902](#)

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

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.

A-10) GENERAL SERVICES

[File Reference No. 04-00912](#)

Consider recommendations regarding submission of a Grant Application for the Santa Barbara County Courthouse Hall of Records Rehabilitation Project (Site # F02001; Project # 8644) First District, as follows:

- a) Adopt a Resolution authorizing the County Architect to submit a grant application to the California Cultural and Historic Endowment in the amount of \$1,000,000 on behalf of the Clerk-Recorder-Assessor to fund a portion of the Santa Barbara Courthouse Hall of Records Historic Rehabilitation;
- b) Authorize the County Architect execute a Grant Agreement upon the award of such California Cultural and Historic Endowment;
- c) Direct that such grant proceeds shall be used in accordance with such executed Grant Agreement and deposited in the Capital Fund, 1930 in the project account 8644.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Continued, as follows: September 28, 2004 on Administrative Agenda. The motion carried unanimously.

A-11) GENERAL SERVICES

[File Reference No. 04-00914](#)

Approve a Notice of Completion for the ADMHS Children's Services Building: Phase I - Demolition (Site # F61316; Project # 8612) Second District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.

A-12) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES

[File Reference No. 04-00899](#)

Adopt one resolution, effective September 13, 2004, as follows:

RETITLE JOB CLASSIFICATIONS

From Building Maintenance Worker II (Class 001331), Range 4846 (\$2,720-\$3,320 per month) to Building Maintenance Worker;
From Medical Records Technician I (Class 005095), Range 4616 (\$2,425-\$2,961 per month) to Medical Records Technician.

DELETE JOB CLASSIFICATIONS

Administrative Assistant II-Restricted (Class 000212), Range 5426 (\$3,632-\$4,434 per month);
Building Maintenance Worker Trainee (Class 001319), Range 4006 (\$1,789-\$2,184 per month);
Building Maintenance Worker I (Class 001320), Range 4456 (\$2,239-\$2,734 per month);
Medical Records Technician II (Class 005096), Range 4916 (\$2,817- \$3,438 per month).

ADMHS (#5250)

Change 1.0 FTE Building Maintenance Worker I/II to 1.0 FTE Building Maintenance Worker.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Adopted

RESOLUTION NO. 04-258

The motion carried unanimously.

A-13) PLANNING AND DEVELOPMENT [File Reference No. 04-00809](#)

Approve the Murdock Agricultural Preserve Replacement contract 03AGP-00000-00030 replacing a portion of the original Agricultural Preserve 69-AP-075B, located approximately 1 ½ miles, northwest of the intersection of Highway 101 and Santa Rosa Road, known as 8700 Santa Rosa Road (APN 083-180-007), in the Buellton area, and direct execution and recordation by the Clerk of the Board, Third District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.

A-14) PLANNING AND DEVELOPMENT [File Reference No. 04-00875](#)

Approve the Brown Agricultural Preserve Replacement contract 98-AP-025, replacing a portion of the original Agricultural Preserve 93-AP-010, located approximately 5 ½ miles south west of the intersection of Alisos Canyon and Foxen Canyon Roads (133-110-059), in the Los Olivos area, and direct execution and recordation by the Clerk of the Board, Third District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.

A-15) PLANNING AND DEVELOPMENT [File Reference No. 04-00876](#)

Approve the Brown Agricultural Preserve Replacement contract 98-AP-024, replacing a portion of the original Agricultural Preserve 93-AP-009, located approximately 5 ½ miles south west of the intersection of Alisos Canyon and Foxen Canyon Roads (133-110-057, -060), in the Los Olivos area, and direct execution and recordation by the Clerk of the Board, Third District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.

A-16) PLANNING AND DEVELOPMENT [File Reference No. 04-00905](#)

Approve amendments to Coastal Resource Enhancement Fund (CREF) Guidelines for the purpose of reducing the Gaviota Oil Terminal's 2005-2007 CREF fees and making minor updates.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.

A-17) PLANNING AND DEVELOPMENT [File Reference No. 04-00913](#)

Approve and execute a Coastal Resource Enhancement Fund (CREF) contract (BC-05-075) with the Santa Barbara Wildlife Care Network to purchase various equipment for the purpose of capturing and rehabilitating injured or oiled seabirds, for the period of September 21, 2004 to November 1, 2004, in the amount of \$1,037.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved; Chair to Execute. The motion carried unanimously.

A-18)

[File Reference No. 04-00920](#)

Consider recommendations regarding legal representation of parents, guardians and de facto parents and/or minors in juvenile dependency proceedings in the Superior Court of Santa Barbara County, as follows:

- a) Approve the submittal by the Public Defender of Santa Barbara County of a bid proposal to the Administrative Office of the Courts to provide legal representation for Parents, Guardians and de facto Parents and/or Minors in juvenile dependency proceedings in the Superior Court of Santa Barbara County for the period of October 1, 2004 through June 30, 2005.
- b) If the Administrative Office of the Courts selects the bid proposal submitted by the Public Defender's Office, direct the Public Defender in conjunction with the County Administrator's Office, to negotiate a contract consistent with the Budget Principles of Santa Barbara County, including full cost recovery.

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

a) and b) Approved.

The motion carried unanimously.

A-19)

PUBLIC HEALTH[File Reference No. 04-00915](#)

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 Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.

A-20)

PUBLIC WORKS[File Reference No. 04-00891](#)

Consider recommendations regarding construction of 2004-05 Measure 'D' Miscellaneous Concrete Repair, Tree Root Pruning and Shielding (County Project No. 820600) Second and Third Districts, as follows:

- a) Approve plans and specifications for the project;
- b) Award the construction contract in the amount of \$238,850 to the lowest responsible bidder, Lash Construction, Inc. (a local vendor) subject to the provision of documents and certifications, as set forth in the plans and specifications applicable to the project and as required by law;
- c) Approve and authorize Chair to execute the construction contract 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;
- d) Approve a contingency fund in the amount of \$23,885.

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

- a) Approved.
- b) Awarded.
- c) Approved; Chair to execute.
- d) Approved.

The motion carried unanimously.

A-21) PUBLIC WORKS [File Reference No. 04-00896](#)

Consider recommendations regarding County Service Area No. 41, Cebada Canyon, Fourth District, as follows:

- a) Adopt a resolution maintaining existing road maintenance charges for County Service Area No. 41;
- b) Approve Public Works Notice of Exemption pursuant to County's California Environmental Quality Act (CEQA) Guidelines.

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

- a) Adopted.

RESOLUTION NO. 04-259

- b) Approved.

The motion carried unanimously.

A-22) PUBLIC WORKS [File Reference No. 04-00898](#)

Adopt a resolution to authorize the submittal of an application to the California Integrated Waste Management Board to become an approved collector of electronic waste under Senate Bill 20 (the Electronic Waste Recycling Act of 2003).

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Adopted

RESOLUTION NO. 04-260

The motion carried unanimously.

A-23) PUBLIC WORKS [File Reference No. 04-00909](#)

Consider recommendations regarding the Disadvantaged Business Enterprise (DBE) Program for Federal Fiscal Year 2004/05, all Districts, as follows:

- a) Approve and execute the Federal Fiscal Year (FFY) 2004/05 DBE Program with an "established" Overall Annual DBE Goal;
- b) Authorize the Public Works director to act on the County's behalf as the DBE Liaison Officer for the Disadvantaged Business Enterprise Program, to negotiate and execute all documents pertaining to DBE program to the extent permitted by law.

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

a) Approved; Chair to execute.

b) Authorized.

The motion carried unanimously.

A-24) PUBLIC WORKS

[File Reference No. 04-00910](#)

Review and approve the Statement of Final Quantities for work performed and materials supplied for Construction of 2002-03 Measure "D" in Place Recycle of Vereda Cordillera near the City of Goleta and Roadway Rehabilitation of a portion of Clark Avenue in Orcutt (Project No. 820490), by A.J. Diani Construction, Inc. (A Local Vendor), in the amount of \$258,911.41, Third and Fourth Districts.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.

A-25) PUBLIC WORKS

[File Reference No. 04-00911](#)

Review and approve the Statement of Final Quantities for work performed and materials supplied for Construction of Concrete Sidewalk and Curb Ramps at Various Locations in Isla Vista (Project No. 310300) by Lash Construction (A Local Vendor), in the amount of \$93,447.62, Third District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.

A-26) PUBLIC WORKS

[File Reference No. 04-00916](#)

Consider recommendations regarding construction of 2004-05 Measure 'D' Preventive Maintenance Application of Slurry Seal (Project No. 820516) First, Second, Third and Fourth Districts, as follows:

- a) Approve plans and specifications for the project;
- b) Award the construction contract in the amount of \$663,351.20 to the lowest responsible bidder, All American Asphalt, a California corporation (Not A Local Vendor), subject to the provisions of documents and certification, as set forth in the plans and specifications applicable to the project and as required by law;
- c) Authorize the chair to execute the construction contract 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;
- d) Approve a contingency fund in the amount of \$45,667.56 for the project.

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

- a) Approved.
- b) Awarded.
- c) Authorized; Chair to execute.
- d) Approved.

The motion carried unanimously.

A-27) SOCIAL SERVICES [File Reference No. 04-00906](#)

Approve the appointments and reappointments of individuals to serve on the Workforce Investment Board.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.

Board of Supervisors

A-28) SUPERVISOR GRAY [File Reference No. 04-00892](#)

Approve the reappointment of Camillo Wilde to Assessment Appeals Board No. 2, Fourth District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.

A-29) SUPERVISOR MARSHALL and SUPERVISOR GRAY [File Reference No. 04-00890](#)

Authorize the chair to execute a letter to the Public Library Construction and Renovation Board in support of the Lompoc Public Library's grant request for \$1,188,182 for the construction of Charlotte's Web Library Learning Center, Fourth District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.

A-30) SUPERVISOR ROSE [File Reference No. 04-00893](#)

Approve the appointment of Marshall Abrams to the Human Services Commission, Second District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.

Hearing Requests

A-31) FIRE [File Reference No. 04-00919](#)

Set a hearing to consider the adoption of a fee resolution increasing permit fees by 7.6% effective October 1, 2004.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Set for a hearing, as follows: September 28, 2004 (EST. TIME: 20 MIN.) The motion carried unanimously.

A-32) PLANNING AND DEVELOPMENT [File Reference No. 04-00895](#)

Set a hearing to consider recommendations regarding the development impact mitigation fee program,

as follows:

a) Accept the 2003-2004 annual report for the Countywide, Orcutt and Goleta development impact mitigation fee programs;

b) Receive a report on the annual fee adjustment based on the Engineering Construction Cost Index.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Set for a hearing, as follows: October 5, 2004 (EST. TIME: 30 MIN.) The motion carried unanimously.

A-33) PLANNING AND DEVELOPMENT

[File Reference No. 04-00922](#)

Set a hearing to receive and adopt the Annual Report of the County's Comprehensive Plan (General Plan).

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Set on the Administrative Agenda, as follows: September 28, 2004. The motion carried unanimously.

A-34) PLANNING AND DEVELOPMENT

[File Reference No. 04-00897](#)

Set a hearing to consider the appeal of Mr. Kenneth H. Plam, of the Zoning Administrator's August 16, 2004 decision to approve a minor conditional use permit for the Sullivan farm employee dwelling (04-CUP-00000-00042, APN 139-250-041) located approximately 650 feet southeast of the intersection of State Highway 246 and Alamo Pintado Road, known as 2020 E. Hwy 246, Solvang area, Third District, as follows:

a) Adopt the required findings as specified in the Zoning Administrator's Action Letter dated August 16, 2004;

b) Deny the above referenced appeal, thereby upholding the Zoning Administrator's approval of 04CUP-00000-00042;

c) Grant de novo approval of 04CUP-00000-00042.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Set for a hearing, as follows: October 12, 2004 in Santa Maria (EST. TIME: 60 MIN.) The motion carried unanimously.

A-35) PLANNING AND DEVELOPMENT

[File Reference No. 04-00918](#)

Set a hearing to consider the Rose appeal of the Zoning Administrator's 2004 approval of a minor conditional use permit for two farm employee trailers (03CUP-00000-00057) located approximately 2,250 feet east of the intersection of Acampo Road (private) and Figueroa Mountain Road, at 3110 Acampo Road (APN 135-330-020) in the Los Olivos area, Third District, as follows:

a) Adopt the required findings as specified in the Zoning Administrator's Action Letter dated June 21, 2004;

b) Deny the above referenced appeal, thereby upholding the Zoning Administrator's approval of 03CUP-00000-00057;

c) Grant de novo approval of 03CUP-00000-00057.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Set for a hearing, as follows: October 19, 2004 (EST. TIME: 60 MIN.) The motion carried unanimously.

A-36) PUBLIC WORKS[File Reference No. 04-00917](#)

Set a hearing to consider recommendations regarding the Roads General Fund Designations for FY 2004-05, as follows:

- a) Receive a report on the use of Roads General Fund Designations for Fiscal Year 2004/2005;
- b) Direct staff to utilize the existing Roads General Fund Designations for Fiscal Year 2004-05 to supplement the Road Maintenance Annual Plan (RdMap) approved surface treatment program (contracts/county forces);
- c) Approve the use of County Forces to complete the project in accordance with Section 20395 (c) of the California Public Contract Code.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Set for a hearing, as follows: October 5, 2004 (EST. TIME: 30 MIN.) The motion carried unanimously.

A-37) SUPERVISOR ROSE[File Reference No. 04-00923](#)

Approve the reappointment of Margaret Ann Lydon to the Mental Health Commission, Second District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.

Approval of Administrative Agenda

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, to Approve the Administrative Agenda as Amended. The motion carried unanimously.

[File Reference No. 04-00316](#)**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) (04-00,316)

RE: Introducing Brian Gonzalez as the Fourth District Supervisor for the Day - Fourth District Supervisor Joni Gray Addressed the Board.

RE: Toro Canyon Property Issues - John Thorndike IV Addressed the Board.

RE: National Security Issues/Karma and Politicians - Floyd Meyer Address the Board.

RE: International Day of Peace Observed September 21, 2004 - Sister Janet Corcoran Addressed the Board.

RE: Water Supply Issues in the Santa Maria Valley/Orcutt Plaza Project - Daniel Reicker Addressed the Board.

RE: Santa Maria High School District Home # 4 School Site - County Not Contacted or Provided Notice Regarding Potential School Location - Fourth District Supervisor Joni Gray Addressed the Board.

Departmental Agenda -- Public Hearings1) PUBLIC WORKS [File Reference No. 04-00863](#)

HEARING - Consider introduction (First Reading) of an ordinance amending Chapter 23, Sections 23-15.5, of the Code of Santa Barbara County, pertaining to speed limits on Patterson Avenue, Second District. (EST. TIME: 15 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

A motion was made by Supervisor Rose, seconded by Supervisor Gray, that this matter be Read by title; waived reading of the ordinance in its entirety. Introduction approved; adoption (second reading) set, as follows: September 28, 2004.

The motion carried unanimously.

2) GENERAL SERVICES [File Reference No. 04-00884](#)

HEARING - Receive report regarding the Santa Barbara County Local Vendor Outreach Program. (EST. TIME: 20 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Acted on as follows: Received and filed staff presentation and conducted public hearing.

Approved establishment of the Local Vendor Advisory Committee and directed staff to return to the Board with an update and recommendations as appropriate.

The motion carried unanimously.

3) PUBLIC WORKS [File Reference No. 04-00833](#)

HEARING - Consider recommendations regarding revised Congestion Mitigation Air Quality Grant for enhanced transit in Isla Vista and the Santa Ynez Valley, Third District, as follows: (EST. TIME: 30 MIN.)

a) Support the Santa Barbara County Association of Governments Board of Director's approval of proposed amendments to the 1999 Congestion Mitigation Air Quality Grant (CMAQ), as follows:

i. Fund capital costs and the first 3 years of operations and maintenance costs associated with Isla Vista Electric Shuttle Service;

ii. Fund operation and maintenance costs associated with the first 3 years of the Santa Ynez Commuter bus service (a.k.a. Valley Express).

b) Authorize the Director of Public Works to execute the Memorandum of Agreement between the County of Santa Barbara and the Santa Barbara Metropolitan Transit District (MTD) for the Isla Vista Electric Shuttle Service.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

a) i Approved.

a) ii Continued to October 5, 2004.

b) Authorized.

The motion carried unanimously.

4) PLANNING AND DEVELOPMENT

[File Reference No. 04-00865](#)

HEARING - Consider recommendations regarding Orcutt Community Plan and Article III, Chapter 35 Zoning Ordinance amendments addressing revitalization efforts in Old Town Orcutt (Case Nos. 04GPA-00000-00011, 04ORD-00000-00011, and 04RZN-00000-00009), as follows: (EST. TIME: 1 HR.)

- a) Adopt the CEQA findings and findings for approval of the proposed amendments (Attachment A);
- b) Approve the Final Addendum #3, dated August 30, 2004, to the Certified Final Program EIR for the Orcutt Community Plan (95-EIR-01) (Attachment B);
- c) Adopt Resolution regarding revitalization efforts of Old Town Orcutt, and approving 04GPA-00000-00011 amendments to the Orcutt Community Plan (Attachments C);
- d) Adopt Resolution regarding the bikeways map change for the proposed Clark Avenue travel lane and parking improvements, and approving 04GPA-00000-00011 amendments to the Orcutt Community Plan (Attachments D);
- e) Adopt 04ORD-00000-00011, an amendment to Chapter 35, Article III of the County Code (Attachment E) amending Division 1, General;
- f) Adopt 04RZN-00000-00009, an amendment to Chapter 35, Article III of the County Code (Attachment F) amending Section 35-204

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

a) Adopted.

b) Approved.

c) Adopted.

RESOLUTION NO. 04-261

d) Adopted.

RESOLUTION NO. 04-262

e) Adopted.

ORDINANCE NO. 4548

f) Adopted.

ORDINANCE NO. 4549

The motion carried unanimously.

2:00 P.M. Presentation of Resolutions and Awards**Planning Items and Public Hearings**5) PLANNING AND DEVELOPMENT[File Reference No. 04-00759](#)

HEARING - Receive and file report regarding inspections of offshore platforms in the Santa Barbara Channel and Santa Maria Offshore Basin, as well as onshore and near-shore facilities that process, store and transport product. (EST. TIME: 20 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

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

Absent: 1 - Supervisor Schwartz

6) PLANNING AND DEVELOPMENT[File Reference No. 04-00804](#)

HEARING - Consider recommendations regarding Abandonment Policies and Regulations for certain oil and gas facilities, as follows: (EST. TIME: 1 HR. 30 MIN.)

a) Adopt a resolution (Attachment A) approving revisions to the County's Coastal Plan, adding a new policy (6-30) and preamble to Chapter 3.6, INDUSTRIAL AND ENERGY DEVELOPMENT to promote timely and proper removal of certain oil and gas facilities upon their abandonment.

b) Conceptually adopt a resolution (Attachment B) containing revisions to the County's Land Use Element, adding a new policy (13) to "Land Use Development Policies," and continue this item to October 19, 2004, for final adoption of the resolution;

c) Adopt an ordinance (Attachment C) approving revisions to Article II (Coastal Zoning Ordinance) of Chapter 35 of the Santa Barbara County Code, adding new permit procedures (Sec. 35-170) to Division 11 (Permit Procedures), revising permit requirements in Sec. 35-158 (Onshore Exploration and/or Production of Offshore Oil and Gas Reserves) of Division 9 (Oil and Gas Facilities) to be consistent with new Sec. 35-170, revising appeal procedures in Sec. 35-182, and adding new definitions to Division 2;

d) Adopt an ordinance (Attachment D) revisions to the Article III (Inland Zoning Ordinance) of Chapter 35 of the Santa Barbara County Code, adding new permit procedures to Division 11 (Permit Procedures), revising appeals procedures in Sec. 35-327;

e) Adopt the CEQA finding (Attachment E) determining the foregoing amendments to be categorically exempt from environmental evaluation pursuant to the Public Resource Code Sec. 21084(a) and CEQA Guidelines Sec. 15308;

f) Direct staff to return on October 19, 2004, to approve submittal of that portion revising the Local Coastal Program to the California Coastal Commission for certification.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

a) Adopted.

RESOLUTION NO. 04-263

b) Continued to October 19, 2004 for Adoption.

c) Adopted as amended at the September 21, 2004 hearing as follows:

Regarding Article II of Chapter 35, Title "Coastal Zoning Ordinance" Case No: 04-ORD-0000-00008, page 3, sec. 35-170.6, add the following: " 4) The Director shall refer an application to defer abandonment to the Fire Department."

Regarding Page 4, Sec. 35-170.7, 2.) Delete the following: "...or the Fire Department has issued an order requiring abandonment." and Regarding Sec.35-170.8, Delete the following: "Deferrals and extensions shall not be granted if another County agency such as the Fire Department, has properly denied the deferral or extension."

ORDINANCE NO. 4550

d) Adopted as amended at the September 21, 2004 hearing as follows:

Regarding Article III of Chapter 35, Title "Inland Zoning Ordinance" Case No: 04-ORD-0000-00009, page 3, sec. 35-323.6, add the following: " 4)The Director shall refer an application to defer abandonment to the Fire Department."

Regarding Page 4,Sec. 35-323.7, 2.) Delete the following: "...or the Fire Department has issued an order requiring abandonment." and regarding Sec.35-323.8, Delete the following: "Deferrals and extensions shall not be granted if another County agency such as the Fire Department, has properly denied the deferral or extension."

ORDINANCE NO. 4551

e) Adopted.

f) Directed. The motion carried by the following vote:

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

Absent: 1 - Supervisor Schwartz

Adjourn to September 28, 2004

County Administration Building

Board Hearing Room

105 East Anapamu Street , Fourth Floor

Santa Barbara

Adjourn

Announcements

THE MEETING OF SEPTEMBER 21, 2004 WILL BE TELECAST LIVE ON GOVERNMENT ACCESS TV CHANNEL 20 AT 9:00 A. M., AND WILL BE REBROADCAST ON THE FOLLOWING THURSDAY,SEPTEMBER 23, 2004 AT 5:00 P.M. ON GATV CHANNEL 20.

<http://www.countyofsb.org>