

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Salud Carbajal, Vice-Chair

Second District - Janet Wolf

Third District - Doreen Farr, Chair

Fourth District - Joni Gray

Fifth District - Steve Lavagnino

Chandra L. Wallar, County Executive Officer

Agenda

Tuesday, October 2, 2012

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

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 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.

8:00 A.M. Convene and Recess to Closed Session

9:00 A.M. Reconvene to Regular Session

Roll Call

Pledge of Allegiance

Approval of Minutes of the September 18, 2012 Meeting

Report from Closed Session

COUNTY COUNSEL

[12-00009](#)

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) (12-00001)

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.

Resolution to be Presented at 9:00 A.M.

A-1) SUPERVISOR FARR

[12-00765](#)

Adopt a Resolution of Commendation honoring the Child Support Enforcement Team as the October, 2012 County of Santa Barbara Employees of the Month.

ADDENDUM**Administrative Items A-2), A-3) and A-5) will not be Presented****Honorary Resolutions**

- A-2) SUPERVISOR FARR [12-00766](#)

Adopt a Resolution of Commendation honoring Dr. Chris Lambert as a recipient of the 2012 Santa Barbara Neighborhood Clinic's Healthcare Hero Award.

- A-3) SUPERVISOR FARR [12-00767](#)

Adopt a Resolution of Commendation honoring Sue F. Vincent as a recipient of the 2012 Santa Barbara Neighborhood Clinic's Healthcare Hero Award.

Resolution to be Presented at 9:00 A.M.

- A-4) SUPERVISOR FARR [12-00771](#)

Adopt a Resolution proclaiming October 2012 as National Arts and Humanities Month and October 5, 2012 as California Arts Day.

Honorary Resolutions

- A-5) SUPERVISOR FARR [12-00772](#)

Adopt a Resolution of Commendation honoring Meredith Scott as the Family Care Network, Incorporated's 2012 "Circle of Serving" honoree for improving the lives of those in need.

- A-6) SUPERVISOR CARBAJAL [12-00768](#)

Adopt a Resolution of Commendation honoring Karl Hutterer upon his retirement from the Santa Barbara Museum of Natural History.

Administrative Items

- A-7) AUDITOR-CONTROLLER [12-00763](#)

Approve and authorize the Chair to execute a Contract for Fiscal Year 2012/2013, including two 1-year options to renew, with Brown Armstrong Accountancy Corporation in the amount of \$128,000.00 for the following audit services: the Annual Financial Audit for the County, the Single Audit, the County of Santa Barbara as Successor Agency to the former County of Santa Barbara Redevelopment Agency's Financial Audit, and the First 5 Commission's Annual Financial Audit.

A-8) COMMUNITY SERVICES[12-00706](#)

Consider recommendations regarding two Grants of Easement for riding and hiking trails from Johannes A.P. Persoon, Trustee and Quitclaim of two sections of existing portions of easement for riding and hiking trail to Johannes A.P. Persoon, Trustee, First District, as follows:

- a) Accept two Grants of New Easements for a public riding and hiking trail from Johannes A.P. Persoon, Trustee, Persoon Family Trust, and direct the Clerk of the Board to endorse upon the Board of Supervisors' acceptances;
- b) Quitclaim to Johannes A.P. Persoon, Trustee, Persoon Family Trust two separate portions of two separate existing easements for a riding and hiking trail, and direct the Clerk of the Board to endorse upon the Board's Quitclaims of Easement; and
- c) Find that pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15162, no substantial changes are proposed, and no new information of substantial importance has come to light regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures, and therefore these actions are within the scope of the Franklin Trail project covered by the Mitigated Negative Declaration (12NGD-00000-00003) approved and adopted by the Board for the Franklin Trail project on March 13, 2012, and that therefore no new environmental document is required.

A-9) COUNTY EXECUTIVE OFFICE[12-00773](#)

Approve and authorize the Chair to execute the Proposition 172 Public Safety Sales Tax Maintenance of Effort Certification (MOE) form certifying that Santa Barbara County has funded Fiscal Year 2009/2010, 2010/2011 and 2011/2012 public safety services at a level greater than required by California Government Code Section 30056.

A-10) COUNTY EXECUTIVE OFFICE[12-00781](#)

Consider recommendations regarding the transfer of Risk Management programs, as follows:
(4/5 Vote Required)

- a) Approve a Budget Revision Request No. 0002544 and authorize the budget transfer of the Risk Management programs from the General Services Department to the County Executive Office with a revised effective date of July 1, 2012 (previously August 20, 2012);
- b) Remove Bob Nisbet, General Services Director from the Board of Directors of the California State Association of Counties - Excess Insurance Authority (CSAC-EIA) and appoint Tom Alvarez, Budget Director, as the County of Santa Barbara's representative; and
- c) Replace the General Services Director with the Budget Director or designee, as authorized individual to reject, settle, compromise or approve claims processed by Risk Management.

A-11) GENERAL SERVICES[12-00774](#)

Consider recommendations regarding a First Amendment to Lease Agreement for Veterans Administration Clinic at 4440 Calle Real, Santa Barbara, ORES No. 003527, Second District, as follows:

- a) Approve and authorize the Chair to execute the First Amendment to 2007 Lease Agreement between the County of Santa Barbara and the United States of America, Department of Veterans Affairs (VA), for the VA's continued use of approximately 6,700 square feet of medical office space in the County-owned building located at 4440 Calle Real, on the County's Calle Real campus, for a period of five (5) years, through September 30, 2017, at a monthly rental rate of \$22,291.57; and
- b) Determine that the proposed action is exempt from the California Environmental Quality Act (CEQA) guidelines, pursuant to Section 15301; approve and direct staff to file and post a Notice of Exemption on that basis.

A-12) GENERAL SERVICES[12-00775](#)

Consider recommendations regarding a Santa Ynez Valley Airport Improvement Projects Award Professional Services Agreement, Third District, as follows: (4/5 Vote. Required)

- a) Approve and authorize the Chair to execute the master Professional Services Agreement (PSA) with Tartaglia Engineering (not a local vendor) to provide professional airport planning, engineering, consulting services and construction support for the Santa Ynez Valley Airport, Airport Capital Improvement Program NPIAS 06-0243 over a five-year period, in an amount not to exceed \$1,000,000.00;
- b) Approve and authorize the Director of General Services, or designee, to award individual Project Agreements to Tartaglia Engineering, as needed and under the terms of the master PSA;
- c) Find that no substantial changes are proposed and no new information of substantial importance has come to light regarding environmental effects of the project and, therefore, the project is within the scope of the Notice of Exemption approved pursuant to 14 CCR 15301 on July 10, 2012, and that, therefore, no new environmental document is required; and
- d) Approve Budget Revision Request No. 0002565 for \$930,625.00 for the construction of the Taxiway- Taxilane F Rehabilitation and Pedestrian Access Project, Grant AIP12.

A-13) PLANNING AND DEVELOPMENT[12-00776](#)

Consider recommendations regarding Caltrans Community-Based Transportation Planning and Environmental Justice Grants Contract Execution Authorization, First and Third Districts, as follows:

- a) Adopt a Resolution authorizing the Director of Planning and Development to execute all Contract Agreements with Caltrans for (1) the Mission Park to Mission Canyon Road Multimodal Improvements Project and (2) the Los Alamos Pedestrian Circulation and Parking Plan; and
- b) Determine that the proposed action is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15262, as planning and feasibility studies for projects that are not yet approved, adopted or funded, and approve and direct staff to file and post a Notice of Exemption on that basis.

A-14) PROBATION[12-00777](#)

Approve and authorize the Chair to execute an Amendment to Board Contract No. BC-12-052 to reflect the acquisition of G4S Justice Services, Limited Liability Corporation (LLC) by Sentinel Offender Services LLC by updating the provisions of the Agreement pertaining to Designated Representative and Notices effective May 1, 2012, through June 30, 2014.

A-15) PUBLIC HEALTH[12-00778](#)

Consider recommendations regarding an Expenditure Contract with Pacific Pride Foundation for Ryan White, Part C Program, as follows:

- a) Approve and authorize the Chair to execute an Agreement with the Pacific Pride Foundation for the period of July 1, 2012 through June 30, 2014 in an amount not to exceed \$273,000.00 for the Ryan White Part C Program; and
- b) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15061(b) (3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

A-16) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

[12-00769](#)

Consider recommendations regarding the North Avenue Storm Drain Improvements Project, West Phase, Lompoc, Fourth District, as follows:

- a) Award the Construction Contract for the North Avenue Storm Drain Improvements Project, West Phase in the amount of \$324,460.00 to the lowest responsive and responsible bidder R Baker, Inc. (a tri-county vendor) subject to the provisions of documents and certifications, as set forth in the plans and specifications applicable to the project and as required by law;
- b) Approve and 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) Approve a Contingency in the amount of \$28,723.00 for the above subject Construction Contract;
- d) Approve plans and specifications for the North Avenue Storm Drain Improvements Project, West Phase; and
- e) Find that the proposed North Avenue Storm Drain Project was found to be exempt under Section 15304, Minor Alterations to Land, on November 11, 2011, that no substantial changes are proposed in the project, no substantial changes have occurred with respect to the circumstances under which the project is undertaken, and no new information of substantial importance has been received with respect to the project, and therefore no new CEQA action is required for approval of the recommended actions.

ADDENDUM**Item A-17) on the Administrative Agenda is amended, as follows:****A-17) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY [12-00770](#)**

Consider recommendations regarding Amendment No. 1 with Dudek for Engineering and Administrative Services for the Tank Replacement Project for the Casmalia Community Services District, ~~Fourth District~~ Third District, as follows:

- a) Approve and authorize the Chair to execute Amendment No. 1 to the Agreement with Dudek (a local vendor) for Construction and Administration Services for the Tank Replacement Project for the Casmalia Community Services District increasing the amount by \$4,000.00 for a total not to exceed \$124,400.00 for the period through May 31, 2013;
- b) Find that the proposed Amendment No. 1 to the Agreement with Dudek for Construction and Administration Services for the Tank Replacement Project for the Casmalia Community Services District does not constitute a "Project" within the meaning of the California Environmental Quality Act (CEQA) pursuant to 14 CCR 15378 (b)(4);
- c) Determine, pursuant to 14 CCR 15301 and 15302, that the Tank Replacement Project for the Casmalia Community Services District was found to be exempt from CEQA on December 15, 2008, that no substantial changes are proposed in the project, and therefore no CEQA action is required; and
- d) Determine, pursuant to Categorical Exclusion (CATEX, A2.3.14), that the Tank Replacement Project for the Casmalia Community Services District was found to be exempt from NEPA on March 17, 2009 that no substantial changes are proposed in the project, and therefore no NEPA action is required.

A-18) SHERIFF [12-00761](#)

Consider recommendations regarding the renewal of Contracts with Satellite Tracking of People (STOP) for electronic monitoring services, as follows:

- a) Increase the maximum amount to be spent on Board Contract No. BC-09-049 to \$950,000.00;
- b) Approve the renewal of a Contract between the County and STOP (not a local vendor) for electronic monitoring services for the Sheriff's Office for the period of one (1) year commencing September 1, 2012 with automatic renewal for three (3) one (1) year terms; and
- c) Find that the proposed action(s) do not constitute a "Project" within the meaning of CEQA, pursuant to 14 CCR 15378(b)(2), continuing administrative or maintenance activities, such as purchases for supplies, personnel-related actions, general policy and procedure making.

A-19) SHERIFF [12-00762](#)

Consider recommendations regarding the Abandoned Watercraft Abatement Fund (AWAF) Grant of \$12,000.00, as follows: (4/5 Vote Required)

- a) Accept the Award of \$12,000.00 from the Abandoned Watercraft Abatement Fund (AWAF) for Fiscal Year 2012/2013; and
- b) Approve Budget Revision No. 0002520, recognizing the Grant Award and appropriating the expenditure.

Board of Supervisors**A-20) SUPERVISOR LAVAGNINO [12-00779](#)**

Approve the appointment of Steve Hernandez to the Advisory Board on Alcohol and Drug Problems, term ending October 2, 2015, Fifth District.

A-21) SUPERVISOR LAVAGNINO [12-00780](#)

Approve the appointment of Elizabeth Ann Holly to the Advisory Board on Alcohol and Drug Problems, term ending October 2, 2015, Fifth District.

Hearing Requests**A-22) PLANNING AND DEVELOPMENT, PUBLIC WORKS [12-00764](#)**

Set hearing to receive and file a presentation on a joint Santa Barbara County/City of Santa Barbara Mission Canyon Multimodal Improvement Process, First and Second Districts. (Set hearing for 10/16/12. Time estimate: 20 minutes.)

ADDENDUM**Administrative Agenda**

Item A-23) is added to the Administrative Agenda, as follows:

A-23) GENERAL SERVICES [12-00782](#)

Authorize general improvements to the Lompoc Veterans Memorial Building funded by the Lompoc Veterans Memorial Building Foundation and the Lompoc Home Depot estimated at \$30,000.00.

Approval of Administrative Agenda

Departmental Agenda
Planning Items and Public Hearings

Department requests withdrawal of Departmental Item No. 1) from the Agenda

1) **PUBLIC WORKS** **12-00617**

HEARING - Consider recommendations regarding an appeal of the Hearing Officer decision regarding violations under Chapter 23, Article III, Abandoned Vehicles, Third District, as follows:

a) Affirm the decision rendered by the Hearing Officer which directs the property owner at 925 Ballard Canyon Road (Mr. John Humen) to choose and pursue one of the following actions within 15 days:

i) Remove the three vehicles identified in the violation notice issued on March 1, 2012 (AVA-001-2012; AVA-002-2012; AVA-003-2012); or

ii) Demonstrate the vehicles' operability, in person, to the satisfaction of the designated Code Enforcement Officer; and

b) If property owner does not abide by (i) or (ii) above within 15 days of this public hearing date, authorize staff to contract for a third party to abate and dispose of the vehicles identified in the violation notice issued on March 1, 2012 (AVA-001-2012; AVA-002-2012; AVA-003-2012) and assess appropriate administrative and vehicle removal costs as permitted under County Code sections 23-27 and 23-29 and Government Code section 25845.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: WITHDRAW

2) **AUDITOR-CONTROLLER** **12-00760**

HEARING - Receive and file the County of Santa Barbara's Comprehensive Annual Financial Report (CAFR) and Financial Highlights for the Fiscal Year ended June 30, 2012. (EST. TIME: 10 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

3) SHERIFF[12-00752](#)

HEARING - Consider recommendations regarding the decision to accept an \$80 Million AB 900 Phase II Conditional Award and direction to keep proceeding with Northern Branch Jail Project, Fourth District, as follows: (EST. TIME: 1 HR. 30 MIN.)

- a) Receive and file a presentation from Sheriff Bill Brown on the status of the new Northern Branch Jail, and the status of the County's participation in Assembly Bill (AB) 900 Phase II;
- b) Receive and file an Analysis of Economic Impact of the Northern Branch Jail Project dated September, 2012;
- c) After considering the Final Subsequent Environmental Impact Report (EIR) that the Board of Supervisors certified on March 11, 2008, and the Addendum to that EIR that the Board of Supervisors received and considered on December 6, 2011, determine pursuant to 14 CCR 15162(a) that no subsequent EIR or Negative Declaration is required for this project because of the following:
 - i) No substantial changes are proposed in the project which require major revisions of the 2008 Final Subsequent EIR;
 - ii) No substantial changes have occurred with respect to the circumstances under which the project is undertaken which require major revisions of the 2008 Final Subsequent EIR; and
 - iii) No new information of substantial importance concerning the project's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the Final Subsequent EIR was certified in 2008, has been received;
- d) Decide to accept the conditional award of \$80,000,000.00 pursuant to AB 900 Phase II, and authorize and direct the Sheriff and County Executive Officer to keep proceeding with the steps necessary to move the Northern Branch Jail project forward, and to return to the Board of Supervisors with completed versions of the Project Delivery and Construction Agreement (PDCA) and Board of State and Community Corrections Construction Agreement (BSCCCA) for consideration and approval by the Board of Supervisors as soon as possible;
- e) Adopt the Cash Match Resolution through which the County of Santa Barbara preliminarily identifies the following amounts as available to satisfy the 10% County Cash Match of \$8,889,500 required by the State of California's AB 900 Phase II Local Jail Construction Financing Program (the Resolution also reserves the County's right to substitute debt in the future that does not mortgage, pledge, hypothecate or otherwise encumber the Northern Branch Jail Site or Facility):
 - i) \$3,000,000.00 of funds currently held in the Jail Operations committed fund balance account;

- ii) \$600,000.00 of funds currently held in the Sheriff's Office Proposition 172 restricted fund balance account; and
- iii) \$5,289,500.00 of the approximately \$30,782,000.00 of funds presently held in the Strategic Reserve committed fund balance account in the County's General Fund;
- f) Adopt a Reimbursement Resolution enabling the County to reimburse certain expenditures incurred prior to the issuance of indebtedness; and
- g) Set a hearing for the Departmental Agenda for October 16, 2012, to consider and approve the Project Delivery and Construction Agreement (PDCA) and Board of State and Community Corrections Construction Agreement (BSCCCA).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Adjourn to

October 9, 2012

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, October 2, 2012 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, October 4, 2012, at 5:00 PM and on Saturday, October 6, 2012, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>