

County of Santa Barbara
BOARD OF SUPERVISORS
ACTION SUMMARY
September 16, 2008

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

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

9:00 A.M. Reconvened to Regular Session

CONVENED AT 9:14 A.M.

Roll Call

Present: Supervisor Carbajal, Supervisor Wolf, Supervisor Firestone, Supervisor Gray and Supervisor Centeno

Pledge of Allegiance

Report from Closed Session

1) COUNTY COUNSEL

[File Reference No. 08-00838](#)

Closed Session Agenda

No reportable action taken.

Approval of Minutes of the September 9, 2008 meeting

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

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Gray and Supervisor Centeno

Abstentions: 1 - Supervisor Firestone

Administrative Agenda

Resolutions to be Presented at 9:15 A.M.A-1) SUPERVISOR CARBAJAL[File Reference No. 08-00839](#)

Adopt a Resolution proclaiming September 15, 2008 to October 15, 2008 as National Hispanic Heritage Month in Santa Barbara County

A motion was made by Supervisor Wolf, seconded by Supervisor Centeno, that this matter be Adopted

RESOLUTION NO. 08-315

The motion carried unanimously.

A-2) SUPERVISOR FIRESTONE[File Reference No. 08-00828](#)

Adopt a Resolution of Commendation honoring Joseph "Joe" Walters upon his retirement after 23 years of dedicated service to the citizens of Santa Barbara County.

A motion was made by Supervisor Wolf, seconded by Supervisor Centeno, that this matter be Adopted

RESOLUTION NO. 08-316

The motion carried unanimously.

A-3) SUPERVISOR FIRESTONE [File Reference No. 08-00829](#)

Adopt a Resolution of Commendation honoring Raphael Serrano upon his retirement after 33 years of dedicated service to the citizens of Santa Barbara County.

A motion was made by Supervisor Wolf, seconded by Supervisor Centeno, that this matter be Adopted

RESOLUTION NO. 08-317

The motion carried unanimously.

Administrative Items

A-4) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 08-00824](#)

Approve plans and specifications for the Via Rueda Storm Drain Interceptor Project Phase II, Second District.

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

A-5) COUNTY EXECUTIVE OFFICE and OFFICE OF EMERGENCY SERVICES [File Reference No. 08-00823](#)

Reaffirm the ongoing existence of local emergency due to environmental impacts, response and recovery costs from the Gap Fire.

A motion was made by Supervisor Wolf, seconded by Supervisor Centeno, that this matter be Adopted

RESOLUTION NO. 08-318

The motion carried unanimously.

A-6) COUNTY EXECUTIVE OFFICE and OFFICE OF EMERGENCY SERVICES [File Reference No. 08-00831](#)

Consider recommendations regarding the acceptance of a gift from the Orfalea Foundation, as follows:

a) Accept approximately \$257,000 in satellite phone equipment, portable AM/FM hand-crank portable radios and educational material from the Orfalea Foundation; and

b) Authorize the Emergency Operations Chief to execute agreements to place some of the satellite equipment with radio stations strategically located within the Operational Area to assist in disseminating emergency information to the public during catastrophic emergencies when other telephones systems have failed.

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

a) Accepted.

b) Authorized.

The motion carried unanimously.

A-7) PARKS [File Reference No. 08-00832](#)

Consider recommendations regarding the Notice of Completion and Statement of Final Quantities for the construction of equipment bay shelters and paving improvements at Waller Park Maintenance Yard and Babe Ruth Fields Parking Area, Project No. D62047, Fourth District, as follows:

a) Review and approve the Statement of Final Quantities for this project by the contractor, Rockwood General Contractors Inc., 781 Calle Bendita, Arroyo Grande, CA 93420 in the amount of \$646,023.16; and

b) Accept the Notice of Completion for this project.

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

a) **Approved.**

b) **Accepted.**

The motion carried unanimously.

A-8) PROBATION

[File Reference No. 08-00826](#)

Consider recommendations regarding the FY 2008-09 donation to Los Prietos Boys Camp to provide a vocational training program, as follows: (4/5 Vote Required)

a) Accept a \$51,000 donation from the E.F. Foundation earmarked to provide vocational training to wards at the Los Prietos Boys Camp Programs; and

b) Adopt the budget revision recognizing the donation revenue.

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

a) **Accepted.**

b) **Adopted.**

The motion carried unanimously.

A-9) PUBLIC HEALTH[File Reference No. 08-00833](#)

Consider recommendations regarding the Statewide Immunization Information System (SIIS) revenue, as follows:

- a) Approve and authorize the Director of Public Health to execute Agreement 08-85370 with the California Department of Public Health for the Statewide Immunization Information System for the period July 1, 2008 through June 30, 2009 in the amount of \$150,800; and
- b) Authorize the Director of Public Health to approve any amendments to Agreement 08-85370 provided that any such amendments do not exceed ten percent (10%) of the contract's dollar amount.

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

- a) **Approved.**
- b) **Authorized.**

The motion carried unanimously.

A-10) PUBLIC HEALTH and SOCIAL SERVICES[File Reference No. 08-00834](#)

Consider recommendations regarding State Mandates for Child Abuse Prevention Funds, as follows:

- a) Approve and authorize the Chair to execute a Notice of Intent as required by the California Department of Social Services which specifies that the County will contract with public or private nonprofit agencies to provide primary child abuse prevention services, and designates the Department of Social Services and the Public Health Department as the public agencies to administer state and federal funds; and
- b) Adopt a Resolution to approve the extension of the Three-Year Plan for Child Abuse Prevention for 2005-2008 (as amended) through September 29, 2009.

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

- a) **Approved; Chair to execute.**
- b) **Adopted.**

RESOLUTION NO. 08-319

The motion carried unanimously.

A-11) PUBLIC HEALTH[File Reference No. 08-00835](#)

Consider recommendations for the Professional Services Agreement with the Legal Aid Foundation of Santa Barbara County, as follows:

a) Approve and authorize the Director of the Public Health Department to execute the First Amendment to the Professional Services Agreement with the Legal Aid Foundation of Santa Barbara County (a local vendor) in the amount of \$7,352 to provide legal representation to low-income persons and seniors for a total in the amount of \$322,802 for the period July 1, 2007 through June 30, 2010; and

b) Authorize the Public Health Director to approve and execute any future agreements or amendments with Legal Aid Foundation of Santa Barbara County in amounts authorized by the Board of Supervisors for allocations of Human Services Funds.

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

a) Approved.

b) Authorized.

The motion carried unanimously.

A-12) PUBLIC WORKS[File Reference No. 08-00827](#)

Approve and authorize the Chair to execute an Agreement for the Processing and Sharing of Revenues and Costs Associated with Commingled Recyclables Delivered to County Facilities Between the City and County of Santa Barbara.

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

Board of SupervisorsA-13) SUPERVISOR WOLF[File Reference No. 08-00830](#)

Approve the appointment of Laurie A. Yttri to the CenCal Health Board of Directors, term ending December 31, 2009, Second District.

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

Roll Call: Present: Supervisor Carbajal, Supervisor Wolf, Supervisor Firestone, Supervisor Gray and Supervisor Centeno

Hearing RequestsA-14) AUDITOR-CONTROLLER[File Reference No. 08-00825](#)

Set hearing to consider recommendations regarding Development Impact Fees, Annual Reports and Automatic Fee Adjustments, as follows:

a) Receive the 2007-08 annual reports for the Countywide, Orcutt and Goleta development impact fee programs; and

b) Receive the automatic fee adjustment of 2.8%, which is based on the increase in the Engineering Construction Cost Index.

A motion was made by Supervisor Wolf, seconded by Supervisor Centeno, that this matter be Set for a hearing, as follows: October 7, 2008 in Santa Barbara (EST. TIME: 15 MIN.) The motion carried unanimously.

A-15) SUPERVISOR WOLF and SUPERVISOR GRAY[File Reference No. 08-00836](#)

Set hearing to receive a presentation and report from representatives of the newly-formed Ag Futures Alliance of Santa Barbara County.

A motion was made by Supervisor Wolf, seconded by Supervisor Centeno, that this matter be Set for a hearing, as follows: September 23, 2008 in Santa Maria (EST. TIME: 20 MIN.) The motion carried unanimously.

Approval of Administrative Agenda

HEARING TIME: 9:15 AM - 9:17 AM (2 MIN.)

A motion was made by Supervisor Wolf, seconded by Supervisor Centeno, to Approve the Administrative Agenda. The motion carried unanimously.

File Reference No. 08-00001

Public Comment

HEARING TIME: 9:27 AM - 9:40 AM (13 MIN.)

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. 03-282) (08-00001)

RE: Oil Policies - Tom Becker and Third District Supervisor Brooks Firestone addressed the Board.

RE: Presentation of Plaque and Expression of Appreciation to Mark Werner for 15 Years of Service to the Santa Barbara County Board of Supervisors - First District Supervisor Salud Carbajal addressed the Board.

RE: Appreciation to all of those stakeholders who participated in the Gap Fire Forum - Second District Supervisor Janet Wolf addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

1) PLANNING AND DEVELOPMENT[File Reference No. 08-00840](#)

HEARING - Consider setting an alternate hearing date for the following appeals that are scheduled for a Special Hearing on Friday October 17, 2008 in Santa Maria:

- a) Bruce W. Bell Appeal (Case No. 08APL-00000-000021) of County Planning Commission Approval of PXP Tranquillon Ridge Oil and Gas Development Project (Case No. 06RVP-00000-00001), Third and Fourth Districts, as follows: (EST. TIME: 1 HR.) (COB File Reference No. 08-00639);
- b) Vaquero Energy, Inc. Appeal (Case No. 08APL-00000-000020) of County Planning Commission Approval of PXP Tranquillon Ridge Oil and Gas Development Project (Case No. 06RVP-00000-00001), Third and Fourth Districts, as follows: (EST. TIME: 1 HR.) (COB File Reference No. 08-00640); and
- c) ExxonMobil/Sunset Appeal (Case No. 08APL-00000-00019) of County Planning Commission Approval of PXP Tranquillon Ridge Oil and Gas Development Project (Case No. 06RVP-00000-00001), Third and Fourth Districts, as follows: (EST. TIME: 2 HRS.) (COB File Reference No. 08-00650).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 9:42 AM - 9:43 AM (1 MIN.)

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

- a) **Set for hearing on October 7, 2008 in Santa Barbara.**
- b) **Accepted withdrawal of the appeal.**
- c) **Set for hearing on October 7, 2008 in Santa Barbara.**

The motion carried unanimously.

2) PLANNING AND DEVELOPMENT[File Reference No. 08-00683](#)

HEARING - Consider recommendations regarding the adoption of California Model Codes Relating to Building Construction as the Santa Barbara County Building Code (Chapter 10), and fee ordinance for Planning and Development, Building and Safety Division, as follows: (EST. TIME: 5 MIN.)

a) Consider the adoption (second reading) of an ordinance amending Chapter 10 of the Santa Barbara County Building Code relating to Building Regulations; and

b) Consider the adoption (second reading) of an ordinance adjusting fees for Planning and Development Building and Safety Division.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 9:44 AM - 9:55 AM (11 MIN.)

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

a) Adopted

ORDINANCE NO. 4683

b) Adopted.

ORDINANCE NO. 4684

Directed staff to return in one year with a status report. Further directed that the fees reflected in the Ordinance take effect as of January 1, 2009.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Gray and Supervisor Centeno

Abstentions: 1 - Supervisor Firestone

3) GENERAL SERVICES[File Reference No. 08-00763](#)

HEARING - Receive a report on the Local Vendor Outreach Program. (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 9:56 AM - 10:37 AM (41 MIN.)

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

Received and filed staff presentation and conducted public hearing.

The motion carried unanimously.

4) PUBLIC WORKS [File Reference No. 08-00765](#)

HEARING - Consider the recommendation regarding a Permit Parking Program Ordinance, as follows: (EST. TIME: 5 MIN.)

- a) Consider the adoption (second reading) of an Ordinance amending Chapter 23B of the Santa Barbara County Code, pertaining to the Permit Parking Program.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:58 A.M. - 10:59 A.M. (1 MIN.)

A motion was made by Supervisor Wolf, seconded by Supervisor Centeno, that this matter be Adopted

ORDINANCE NO. 4685

The motion carried unanimously.

5) PUBLIC HEALTH [File Reference No. 08-00732](#)

HEARING - Consider recommendations regarding laboratory test fees for the Public Health Laboratory as follows: (EST. TIME: 10 MIN.)

- a) Adopt a Resolution amending fees for the Public Health Laboratory pursuant to the California Health & Safety Code § SS 101150, 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 resolution.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:00 A.M. -11:10 A.M. (10 MIN.)

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

Received and filed staff presentation and conducted public hearing.

- a) Adopted.**

RESOLUTION NO. 08-320

- b) Approved.**

The motion carried unanimously.

6) COUNTY EXECUTIVE OFFICE and BOARD OF DIRECTORS, REDEVELOPMENT AGENCY [File Reference No. 08-00816](#)

HEARING - Consider recommendations regarding amending the Isla Vista Redevelopment Plan to extend the Plan's effectiveness by one year and to delete the time limit to incur debt, as follows: (EST. TIME: 15 MIN.)

a) Consider the introduction (First Reading) of an Ordinance "Amending Ordinance Numbers 3894 and 4382 and Approving and Adopting a Third Amendment to the Redevelopment Plan for the Isla Vista Redevelopment Project Area to Delete the Existing Debt Incurrence Time Limit and Amend Certain Other Time Limits";

b) Set hearing on September 23, 2008 to consider the following:

i) Consider the adoption (Second Reading) of an Ordinance "Amending Ordinance Numbers 3894 and 4382 and Approving and Adopting a Third Amendment to the Redevelopment Plan for the Isla Vista Redevelopment Project Area to Delete the Existing Debt Incurrence Time Limit and Amend Certain Other Time Limits"; and

ii) Approve the Notice of Exemption for the Ordinance.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

READING TIME: 11:11 A.M. - 11:12 A.M. (1 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Read by title; waived reading of the ordinance in its entirety, introduction (first reading) approved. Second Reading (adoption) set for September 23, 2008 in Santa Maria.

b) Set for adoption (second reading) on September 23, 2008 in Santa Maria.

The motion carried unanimously.

7) OFFICE OF EMERGENCY SERVICES [File Reference No. 08-00837](#)

HEARING - Consider recommendations regarding the Gap Fire After Action Update and Emergency Public Information, as follows: (EST. TIME: 30 MIN.)

- a) Receive an update on Gap Fire After Action Report progress, and emergency public information efforts during the Gap Fire; and
- b) Receive information about establishing a dedicated radio station to provide emergency information to county citizens.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:13 A.M. - 12:14 A.M. (1 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) and b) Received.

The motion carried unanimously.

8) PUBLIC WORKS [File Reference No. 08-00512](#)

HEARING - Consider recommendations regarding an Ordinance amending County Code Chapter 17 and a Resolution amending Rules and Regulations to implement a Countywide construction and demolition waste recycling program, as follows: (EST. TIME: 15 MIN.)

- a) Consider the introduction (first reading) of an Ordinance amending Chapter 17 of the County Code, Solid Waste Services;
- b) Set hearing for September 23, 2008 to consider the adoption (second reading) of the Ordinance amending Chapter 17 of the County Code, Solid Waste Services;
- c) Adopt the Resolution modifying specific provisions of the County's Rules and Regulations for unscheduled solid waste handling services in the unincorporated areas of the County; and
- d) Accept the Notice of Exemption pursuant to the State Guidelines for Implementation of CEQA.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 1:38 P.M. - 2:37 P.M. (59 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Read by title; waived reading of the ordinance in its entirety, introduction (first reading) approved. Second Reading (adoption) set for September 23, 2008 in Santa Maria.

b) through d) Set for hearing on September 23, 2008 in Santa Maria.

The motion carried by the following vote:

Ayes: 3 - Supervisor Firestone, Supervisor Gray and Supervisor Centeno

Noes: 2 - Supervisor Carbajal and Supervisor Wolf

9) PUBLIC WORKS[File Reference No. 08-00616](#)

HEARING - Approve a revision to the County of Santa Barbara Environmental Thresholds and Guidelines Manual, as recommended by the County Planning Commission, that addresses construction and demolition waste generation impacts; as follows: (EST. TIME: 10 MIN.)

a) Adopt a Resolution to amend the County of Santa Barbara Environmental Thresholds and Guidelines Manual to add a new threshold for construction and demolition waste to the existing solid waste thresholds; and

b) Approve the Notice of Exemption pursuant to Section 15273 of the CEQA Guidelines for the proposed amendments.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 2:38 P.M. - 2:50 P.M. (12 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Adopted

RESOLUTION NO. 08-321

b) Approved.

The motion carried by the following vote:

Ayes: 4 - Supervisor Wolf, Supervisor Firestone, Supervisor Gray and Supervisor Centeno

Noes: 1 - Supervisor Carbajal

10) PLANNING AND DEVELOPMENT[File Reference No. 08-00784](#)

HEARING - Consider recommendations regarding the proposed enabling ordinance for transferring development rights at Santa Barbara Ranch and take the following actions: (EST. TIME: 2 HRS.)

a) Consider the adoption (Second Reading) of a TDR ordinance entitled "Ordinance amending section 35-1, the Santa Barbara County land use and development code, of chapter 35, zoning, of the county code, by amending article 35.6 (resource management), to add a new chapter 35.64 (transfer of development rights) to implement a transfer of development rights program in Santa Barbara County" for unincorporated areas of the South Coast as recommended by the County Planning Commission along with findings in support thereof;

b) Consider the adoption (Second Reading) of a TDR ordinance entitled "Ordinance amending section 35-2, the Santa Barbara County land use and development code, of chapter 35, zoning, of the county code, by amending division 35.5 (resource management), to add a new chapter 35.454 (transfer of development rights) to implement a transfer of development rights program in Santa Barbara County" for the Montecito planning area along with findings in support thereof; and

c) Endorse designation of a non-governmental organization ("NGO") to serve as the TDR administrative authority and direct staff to commence recruitment of such an entity.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 3:05 P.M. - 4:26 P.M. (81 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Adopted.

ORDINANCE NO. 4686

b) Adopted.

ORDINANCE NO. 4687

c) Approved. The motion carried by the following vote:

Ayes: 3 - Supervisor Carbajal, Supervisor Firestone and Supervisor Centeno

Noes: 1 - Supervisor Wolf

Absent: 1 - Supervisor Gray

11) PLANNING AND DEVELOPMENT[File Reference No. 08-00673](#)

HEARING - Consider appeal filed by Save the Cuyama Valley (08APL-00000-00024) of the County Planning Commission's May 14, 2008 approval of the Diamond Rock Sand and Gravel Mine and Processing Facility (Case Nos. 03CUP-00000-00037; 03RPP-00000-00002; and 05EIR-0000-00001) located on the west side of Highway 33, approximately 5.9 miles south of its junction with Highway 166 (APNs 149-220-02; 149-220-11; & 149-220-65) in the Cuyama/Ventucopa area, Fifth District, as follows: (EST. TIME: 2 HRS.)

- a) Adopt the required findings for the project specified in the Planning Commission action letter dated May 19, 2008, including the Statement of Overriding Considerations;
- b) Certify 05EIR-00000-00001, in its entirety, as complete and adequate pursuant to the requirements of the California Environmental Quality Act (CEQA), and adopt the mitigation monitoring program contained in the conditions of approval;
- c) Deny the appeal, thereby upholding the Planning Commission's approval of 03CUP-00000-00037 and 03RPP-00000-00002; and
- d) Grant de novo approval of Case Nos. 03CUP-00000-00037 and 03RPP-00000-00002 subject to the conditions of approval specified in the Planning Commission action letter dated May 19, 2008.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 9:41 AM - 9:42 AM (1 MIN.)

A motion was made by Supervisor Centeno, seconded by Supervisor Wolf, that this matter be Continued, as follows: September 23, 2008 in Santa Maria.

The motion carried unanimously.

12) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[File Reference No. 08-00841](#)

HEARING - Consider recommendations regarding the retiree health benefits from a 401(h) Account, as follows: (EST. TIME: 20 MIN.)

- a) Adopt 401(h) regulations governing the payment of retiree health benefits from a 401(h) Account to be administered by the Santa Barbara Employee's Retirement System;
- b) Authorize the Chair of the Board of Supervisors to execute an Agreement with the Santa Barbara Employee's Retirement System setting forth the terms regarding the implementation of the 401(h), the accounting for all existing assets as funding for the core pension benefit, the phase-in of the four dollar per-month-per-year-of-service subsidy, and required notices between the parties before taking any actions that would potentially alter the status quo; and
- c) Adopt the Resolution providing for the funding of a 401(h) Account under Internal Revenue Code 401(h).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 4:27 P.M. - 4:37 P.M. (10 MIN.)

Acted on as follows:

Received and filed staff presentation and conducted public hearing.

County Counsel explained the "Rule of Necessity" procedure.

A motion was made by Supervisor Centeno, seconded by Supervisor Firestone as follows:

- a) **Adopted.**
- b) **Authorized; Chair to execute.**
- c) **Adopted.**

RESOLUTION NO. 08-322

The motion carried as follows:

Ayes: 3 - Supervisor Carbajal, Supervisor Firestone and Supervisor Centeno

Recused: 1 - Supervisor Wolf

Absent: 1 - Supervisor Gray

Adjourned at 4:40 PM

**The Board of Supervisors adjourned the meeting of September 16, 2008
in honor of Manuel Macias of Santa Barbara and John Rasmussen of
Santa Ynez.**

Adjourned to

September 23, 2008

Betteravia Government Center

Board Hearing Room

511 East Lakeside Parkway

Santa Maria

Announcements

The meeting of Tuesday, September 16, 2008 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, September 18, 2008, at 5:00 PM and on Saturday, September 20, 2008 at 10:00 AM on CSBTV Channel 20.

The Legislative Program Committee meeting is scheduled from 1:30 P.M. to 2:30 P.M. on September 15, 2008, in the Board of Supervisors conference room, 105 E. Anapamu Street, Santa Barbara, CA. The committee meets to review legislative issues and make recommendations on them to the Board of Supervisors. An agenda packet is available at both the County Executive Officer's office and the Clerk of the Board's office, located at the County Administration Building, 105 E. Anapamu Street, Santa Barbara, CA.

<http://www.countyofsb.org>