

BOARD OF SUPERVISORS

County of Santa Barbara



First District - Salud Carbajal, Chair
Second District - Janet Wolf
Third District - Brooks Firestone
Fourth District - Joni Gray
Fifth District - Joseph Centeno, Vice Chair

AGENDA

Tuesday, April 22, 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

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 03-282 (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.

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**

- 1) COUNTY COUNSEL
Closed Session Agenda

[File Reference No. 08-00372](#)

Approval of Minutes of the April 15, 2008 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 at 9:15 A.M.

- A-1) SUPERVISOR GRAY

[File Reference No. 08-00364](#)

Adopt a Resolution honoring Laurie Tamura from Urban Planning Concepts after 20 years of dedicated service to the County of Santa Barbara.

- A-2) SUPERVISOR GRAY

[File Reference No. 08-00350](#)

Adopt a resolution proclaiming May 4 through May 10, 2008 as Elks National Youth Week in Santa Barbara County.

- A-3) SUPERVISOR CENTENO

[File Reference No. 08-00355](#)

Adopt a Resolution of proclaiming May 1, 2008 as "Paint our Town Purple Day" in Santa Barbara County and the following days as Santa Barbara's American Cancer Society's "Relay for Life"; May 3rd - 4th in Santa Barbara, May 17th – 18th in Lompoc, June 21st – 22nd in Carpinteria and July 12th – 13th in Santa Maria.

- A-4) SUPERVISOR CARBAJAL

[File Reference No. 08-00370](#)

Adopt a Resolution proclaiming April 28th – May 4th as National Park Week in Santa Barbara County.

Honorary Resolutions

- A-5) SUPERVISOR WOLF

[File Reference No. 08-00367](#)

Adopt a Resolution honoring the League of Woman Voters Santa Barbara Education Fund.

- A-6) SUPERVISOR CARBAJAL and SUPERVISOR WOLF [File Reference No. 08-00365](#)
Adopt a Resolution honoring John Romo, Superintendent/President of Santa Barbara City College, upon his retirement.

Administrative Items

- A-7) COUNTY CLERK-RECORDER-ASSESSOR [File Reference No. 08-00368](#)
Authorize the County Purchasing Agent to procure the OPEX MPE 7.5 mail extracting equipment for use by Elections in processing absentee ballots without being required to conduct a formal bid

- A-8) COUNTY EXECUTIVE OFFICE and SHERIFF [File Reference No. 08-00356](#)
Approve Budget Revision 2007240, releasing \$2,000,000 from the Capital Designation, \$335,000 from Strategic Reserve, and \$935,000 from the Sheriff designation and appropriating \$3,270,000 in the Capital Outlay to be used for a deposit with the Courts in order to acquire land for the New County Jail. (4/5 Vote Required)

- A-9) PROBATION [File Reference No. 08-00361](#)
Consider recommendations regarding the Application to Pursue Eighth Year Allocation Funding Under the Juvenile Justice Crime Prevention Act, as follows:

a) Authorize the Chief Probation Officer, as your lead agent, to submit the Application for Approval to the Corrections Standards Authority in order to utilize eighth year funding in the amount of \$1,204,138 allocated to Santa Barbara County under the Juvenile Justice Crime Prevention Act (JJCPA), from July 1, 2008 through June 30, 2009;

b) Adopt a resolution authorizing the Chief Probation Officer to sign the grant application for funding, including and upon Board approval, application, amendments or extensions with the State of California and authorizing the Board of Supervisors to enter into the grant contract; and

c) Assure that the County, if awarded funding, will adhere to the California Corrections Standards Authority's contract terms and statutory requirements, participate in the collection of the required data, and use grant funding to supplement and not supplant existing programs.

- A-10) PUBLIC WORKS [File Reference No. 08-00357](#)
Approve the release of a monument deposit collected in the amount of \$15,400.00 that was posted to insure the setting of the interior monumentation for Tract No. 14,429, Orcutt area, Fourth District.

- A-11) PUBLIC WORKS [File Reference No. 08-00359](#)
Adopt various Resolutions establishing parking restrictions on Banner Avenue, Exeter Place, Puente Drive, Calle Lindero, Knollwood Drive, Sandalwood Drive, and accessible parking on Union Avenue, First, Second, and Fourth Districts.

- A-12) TREASURER-TAX COLLECTOR [File Reference No. 08-00358](#)
Approve and authorize the Chair to execute a resolution enabling the County to reimburse the Sheriff's Jail Project expenditures that occur prior to the issuance of proceeds, contingent upon County Board of Supervisors approval of the issuance.

A-13) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 08-00360](#)

Consider recommendations regarding the Westside Storm Drain Project Phase III Completion, First and Second Districts, as follows:

- a) Accept a Notice of Completion for the Westside Storm Drain Project Phase III and authorize the Clerk to record; and
- b) Adopt a Resolution establishing the final quantities for work performed and materials supplied for the Westside Storm Drain Project Phase III by the contractor MGE Underground, Inc. (not a local vendor) in the amount of \$1,957,401.26.

Board of Supervisors

A-14) SUPERVISOR CENTENO [File Reference No. 08-00353](#)

Approve the appointment of Yvonne Biely to the Human Services Commission for a term ending June 30, 2010, Fifth District.

A-15) SUPERVISOR FIRESTONE [File Reference No. 08-00354](#)

Approve the reappointment of Dwayne Cripe to the Los Alamos Cemetery District for a term ending December 31, 2009, Third District.

A-16) SUPERVISOR FIRESTONE and SUPERVISOR GRAY [File Reference No. 08-00369](#)

Approve and authorize the Chair to execute a Memorandum of Agreement between the Vandenberg Air Force Base and the County of Santa Barbara to reestablish the existing coastal access to County-owned properties adjacent to Point Sal State Beach via Point Sal Road.

A-17) SUPERVISOR CENTENO [File Reference No. 08-00352](#)

Approve the appointment of Edward H. Taylor to the Human Services Commission for a term ending June 30, 2009, Fifth District.

Hearing Requests

A-18) PUBLIC WORKS [File Reference No. 08-00363](#)

Set hearing to consider recommendations regarding the speed limits on various roads near schools, Second, Third, Fourth & Fifth Districts, as follows:

- a) Consider the introduction (First Reading) of an ordinance amending Chapter 23, Section 23-15 of the Santa Barbara County Code, pertaining to speed limits and the changing of speed limits on Randolph Road and San Simeon Drive in the Goleta area, Pine Street in the Santa Ynez area, Aldebaran Avenue in the Vandenberg Village area, Via Lato, Calle Seis and Via Semi in the Mission Hills area, Shaw Street in the Los Alamos area, Point Sal Road in the Casmalia area, Sandalwood Drive in the Tangelwood area, Oak Knoll Road in the Orcutt area and Cebrian Avenue in the New Cuyama area.
- b) Set hearing on May 20, 2008 to consider the adoption (Second Reading) of an ordinance amending Chapter 23, Section 23-15 of the Santa Barbara County Code, pertaining to speed limits and the

changing of speed limits on Randolph Road and San Simeon Drive in the Goleta area, Pine Street in the Santa Ynez area, Aldebaran Avenue in the Vandenberg Village area, Via Lato, Calle Seis and Via Semi in the Mission Hills area, Shaw Street in the Los Alamos area, Point Sal Road in the Casmalia area, Sandalwood Drive in the Tangelwood area, Oak Knoll Road in the Orcutt area and Cebrian Avenue in the New Cuyama area

(Set Hearing for 5/13/2008. Time estimate 20 minutes.)

A-19) SUPERVISOR CARBAJAL and SUPERVISOR GRAY [File Reference No. 08-00366](#)

Set hearing to consider recommendations regarding a Local Spay/ Neuter Ordinance report, as follows:

- a) Receive a report on the status of a local spay/neuter ordinance for Santa Barbara County and provide policy direction to staff on further development of such an ordinance, and if warranted;
- b) Authorize the Public Health Department - Animal Services to initiate outreach efforts to receive public input on the draft ordinance, and
- c) Direct the Public Health Department - Animal Services to return to the Board for further consideration of a local spay/neuter ordinance based on public input including an operational plan for implementation.

(Set Hearing for 5/6/2008. Time estimate 90 minutes.)

A-20) COUNTY EXECUTIVE OFFICE [File Reference No. 08-00351](#)

Set hearing to consider the response to the Civil Grand Jury report entitled "North County Jail: A Step at a Time", as follows:

- a) Adopt the responses as the Board of Supervisors' response to the 2006-07 Grand Jury Report entitled "North County Jail: A Step at a Time"; and
- b) Authorize the Chair to sign the letter forwarding the responses to the Presiding Judge.

(Set Hearing for 5/6/2008. Time estimate 15 minutes.)

Board of Directors, Redevelopment Agency

A-21) COUNTY EXECUTIVE OFFICE [File Reference No. 08-00362](#)

Set Hearing to consider recommendations regarding the Real Property Acquisition of 976 Embarcadero Del Mar, Isla Vista, Third District, as follows:

Acting as the Board of Supervisors:

- a) Find that the acquisition of the property located at 976 Embarcadero Del Mar, in Isla Vista, (Property) by the County of Santa Barbara Redevelopment Agency (Agency) was evaluated in the Isla Vista Master Plan EIR and pursuant to CEQA Guidelines Sections 15180 and 15162, no additional environmental review is required;
- b) Adopt a resolution making findings required by California Health & Safety Code Sections 33445 and 33679 to use Redevelopment Agency funds to purchase the Property;
- c) Conduct a hearing as required by Health & Safety Code Section 33679 for purchase of the

Property;

d) Adopt a resolution approving the summary of costs and findings of the California Health and Safety Code Section 33433 Report for the lease of approximately 3,600 square feet back to the seller, Saint Athanasius Orthodox Church (Church);

Acting as the Board of Directors of the Redevelopment Agency: set a hearing for May 6, 2008, to:

e) Find that the acquisition of the Property by the Agency was evaluated in the Isla Vista Master Plan EIR, and pursuant to CEQA Guidelines Sections 15180 and 15162, no additional environmental review is required;

f) Adopt a resolution making findings required by Health & Safety Code Sections 33445 and 33679 for the acquisition of the Property;

g) Adopt a resolution of Intent to Purchase the Property from the Church;

h) Authorize the Chair to execute the Real Property Sale Contract and Escrow Instructions between the Agency and the Church to acquire the Property in the amount of \$1,875,000, and authorize the Executive Officer, or designee, to initial various provisions therein on behalf of the Agency;

i) Authorize the Executive Director to extend escrow up to 60 additional days, if necessary to facilitate funding of the acquisition; and

j) Authorize the Executive Director to execute a 4-year Lease Agreement, with the County as Lessor, and the Church as Lessee, upon the successful close of escrow.
(Set Hearing for 5/6/2008. Time estimate 5 minutes.)

Hearing Request

A-22) SUPERVISOR CARBAJAL

[File Reference No. 08-00371](#)

Set hearing to consider accepting the donation of a Type 3 Brush Truck for the County Fire Department from the Santa Barbara Volunteer Bucket Brigade and Direct Relief International.
(Set Hearing for 5/6/2008. Time estimate 20 minutes.)

Approval of Administrative 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. 03-282) (08-00001)

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 CLERK-RECORDER-ASSESSOR [File Reference No. 08-00302](#)

Hearing - Consider Adoption of a \$1 Recording Fee to Finance the Recorder's Social Security Truncation Program, as follows: (EST. TIME: 5 MIN)

- a) Authorize establishment of a new County program, the Social Security Number Truncation Program to implement the provisions of California Government Code 27361 (d)(1);
- b) Adopt the enclosed resolution implementing section 27361 (d)(1) of the California Government Code in Santa Barbara County. The adoption will result in an increase of \$1 in the fee effective as of May 1, 2008, paid at the time of a document official recording, for the purpose of funding the implementation of the social security number truncation program;
- c) Adopt a Budget Revision that establishes the sources and appropriations in the amount of \$170,000 to fund the program in the current fiscal year; and
- d) Adopt the Clerk-Recorder Notice of Exemption pursuant to the California Environmental Quality Act (CEQA Guidelines).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

4/1/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
April 22, 2008 in Santa Barbara (EST. TIME: 5 MIN.)

2) SHERIFF [File Reference No. 08-00201](#)

HEARING - Consider the adoption (Second Reading) of an ordinance to amend Sections 24-28, 24-29 and 24-30 to extend the prohibition on use of motor vehicles on unimproved private property to unimproved public property, excluding those areas where the use of motor vehicles is permitted by designation, conditional use permit, express permission, or otherwise, and adding additional penalties, to become effective 30 days after its passage and adoption. (EST. TIME: 5 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

3/4/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
April 1, 2008 in Santa Barbara (EST. TIME: 15 MIN.)

4/1/08 BOARD OF SUPERVISORS Acted on and continued, as follows:

Received and filed staff presentation and conducted public hearing.

Directed staff to return to the Board on April 15, 2008 for the introduction of the ordinance amended to reflect the concerns raised by the Board of Supervisors as follows:

To the greatest extent possible, the Ordinance should reflect a progressive citation approach, beginning at the infraction level and moving to the misdemeanor level given certain defined circumstances. Additionally, staff is to develop language providing exemptions for legitimate agricultural operations.

4/15/08 BOARD OF SUPERVISORS

Acted on as follows:

A motion was made by Supervisor Wolf, Seconded by Supervisor Carbajal as follows:

Amend the first reading of the Ordinance as follows:

Amend Section 24-30 (Violations and Penalties) by stating that a violation would constitute a misdemeanor offense.

The motion failed by the following vote:

Ayes: 2 - Supervisor Carbajal, Supervisor Wolf

Noes: 3 - Supervisor Firestone, Supervisor Gray, Supervisor Centeno

A motion was made by Supervisor Centeno, Seconded by Supervisor Gray as follows:

a) Read title, waived reading of the Ordinance in it's entirety. Introduction approved as presented by staff; adoption (second reading) set for April 22, 2008 in Santa Maria.

b) Set for April 22, 2008 in Santa Maria.

The motion carried unanimously.

3) SOCIAL SERVICES [File Reference No. 08-00343](#)

HEARING - Receive and accept the Child Abuse Prevention Council's progress report and presentation. (EST. TIME: 20 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

4/15/08 BOARD OF SUPERVISORS

Set for a hearing, as follows:

April 22, 2008 in Santa Maria (EST. TIME: 20 MIN.)

4) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 08-00028](#)

HEARING - Consider recommendations regarding core Adult Mental Health services of the Alcohol, Drug and Mental Health Services Department (ADMHS), as follows: (EST. TIME: 2 HRS.)

a) Receive a status report regarding ADMHS' implementation of a Restructuring Plan which brings expenditures in core Adult Mental Health services into balance with available revenue for FY 2008-09; and

b) Approve any necessary Budget Revision Requests to transfer funds for mental health services for FY 2007-2008 in the amount of \$2.3 million. (4/5 vote required)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

- 1/8/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
February 5, 2008 in Santa Barbara (EST. TIME: 60 MIN.)
- 2/5/08 BOARD OF SUPERVISORS Acted on as follows:
a) Received and filed staff presentation and conducted public hearing.
b) Directed as follows:
i) Approved the first \$2.3 million transfer of a potential \$6.97 million from the General Fund Strategic Reserve to provide bridge funding for the Alcohol, Drug and Mental Health Services (ADMHS) Adult Division; and
ii) Directed that \$1.18 million of the first \$2.3 million be allocated to the Casa Del Mural Facility and the North County Cares Residential Center as previously approved by the Board; and
iii) Directed the Alcohol, Drug and Mental Health Services Department to develop a restructuring plan, including a reduction schedule and implementation plan, which bring the expenditures of the ADMHS Adult Division into balance with the available revenue for FY 2008-09; and
iv) This plan is to include both in-house and contract services; and
v) Return to the Board on March 11, 2008 with a draft restructuring plan; and
vi) Further budget transfers within the potential \$6.97 million will be contingent upon Board approval of the restructuring plan.
c) Authorized.
- 3/11/08 BOARD OF SUPERVISORS Acted on as follows:
Received and filed staff presentation and conducted public hearing.
a) Received.
b) Approved.
Directed staff return April 15, 2008 with a final report.
- 4/15/08 BOARD OF SUPERVISORS Continued, as follows:
April 22, 2008 in Santa Maria.

Adjourn to**May 6, 2008****County Administration Building****Board Hearing Room****105 East Anapamu Street , Fourth Floor****Santa Barbara**

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 April 24, 2008, will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, April 24, 2008, at 5:00 PM on CSBTV Channel 20.

THE BOARD OF SUPERVISORS WILL NOT MEET ON TUESDAY, APRIL 29, 2008; THIS IS A FIFTH TUESDAY (ORDINANCE NO. 3352). THE NEXT REGULAR MEETING WILL BE TUESDAY, MAY 6, 2008, IN SANTA BARBARA.

<http://www.countyofsb.org>