
ACTION SUMMARY

August 21, 2007

**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 9:02 A.M.

Roll Call

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

Pledge of Allegiance

Report from Closed Session

County Counsel reported that by a vote of 5-0, the Board authorized a contract extension for Douglas C. Barton as the Alcohol, Drug and Mental Health Services Director. Details may be obtained in the Office of County Counsel.

COUNTY COUNSEL

[File Reference No. 07-00831](#)

Closed Session Agenda

Approval of Minutes of the August 14, 2007 meeting

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

Receive Report on the status of the Zaca Fire.

Received and filed.

Administrative Agenda**Resolutions to be Presented at 11:45 A.M.**A-1) SUPERVISOR WOLF[File Reference No. 07-00814](#)

Adopt a Resolution proclaiming the month of August 2007 as Breastfeeding Month.

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

RESOLUTION NO. 07-255

The motion carried unanimously.

Administrative ItemsA-2) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES[File Reference No. 07-00806](#)

Consider recommendations regarding The Echo Group Maintenance Agreement for Fiscal Year 2007-08, as follows:

a) Approve and authorize the Chair to execute a contract with The Echo Group (not a local vendor) to provide billing software system support and maintenance for the period of August 1, 2007 to June 30, 2008, in the amount of \$153,288; and

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 Gray, seconded by Supervisor Wolf, that this matter be Acted on as follows:

a) Approved; Chair to execute.

b) Authorized.

The motion carried unanimously.

A-3) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 07-00809](#)

Consider recommendations regarding a Contractor on Payroll agreement with John Froelich, MD, as follows:

a) Approve and authorize the Chair to execute a Contractor on Payroll agreement with John Froelich, MD, to provide psychiatric services to mentally ill and emotionally disturbed clients for the period of August 27, 2007 through June 30, 2008 in the amount of \$198,880.

b) Authorize the Director of ADMHS to approve amendments to the proposed contract, provided that any such amendments do not exceed ten percent (10%) of the contract's dollar amount.

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

a) **Approved; Chair to execute.**

b) **Authorized.**

The motion carried unanimously.

A-4) COUNTY EXECUTIVE OFFICE and OFFICE OF EMERGENCY SERVICES [File Reference No. 07-00811](#)

Adopt and authorize the Chair to execute a Resolution designating certain County executive positions, as listed in the resolution, to execute an application and grant documents on behalf of the Santa Barbara Operational Area for the purpose of obtaining financial assistance through the Fiscal Year 2007 Homeland Security Grant Program (HSGP), which includes the State Homeland Security Grant Program (SHSGP) and Law Enforcement Terrorism Prevention Program (LETPP).

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

RESOLUTION NO. 07-256

The motion carried unanimously.

A-5) GENERAL SERVICES [File Reference No. 07-00808](#)

Approve and authorize Chair to execute Amendment No. 2 to the contract with Beachside Associates, for the La Morada Youth Center in the amount of \$17,038.29, for a total contract amount of \$377,320.16.

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

A-6) PUBLIC WORKS [File Reference No. 07-00804](#)

Authorize the County Purchasing Manager, without requiring a Formal Bid Process, to procure four Caterpillar, model 120M, Motor Graders from Quinn Company (a local vendor) for a total amount of \$1,050,463 for the Transportation Division of Public Works.

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

A-7) PUBLIC WORKS [File Reference No. 07-00805](#)

Consider recommendations regarding Hardinge Avenue Storm Damage Repairs (County Project No. 05STRM-1T19), First District, as follows:

- a) Accept the Notice of Completion for the work performed by the Contractor, Souza & Peterson Construction, Inc., (not a local vendor), P.O. Box 2057, Nipomo, CA 93444; and
- b) Review and approve the Statement of Final Quantities for work performed and materials supplied for this project by the Contractor in the amount of \$251,347.87.

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

- a) **Accepted.**
- b) **Approved.**

The motion carried unanimously.

A-8) PUBLIC WORKS [File Reference No. 07-00807](#)

Approve and authorize the Chair to execute the agreement with Valley Garbage and Rubbish, Inc. d/b/a Health Sanitation Services (HSS) (a subsidiary of Waste Management) to process commingled recyclables collected pursuant to their existing franchise agreements between the County of Santa Barbara and HSS for the term September 4, 2007 to June 30, 2008 with a one-year extension subject to a 6-month termination notice.

A motion was made by Supervisor Carbajal, seconded by Supervisor Centeno, that this matter be Continued, as follows: September 4, 2007 in Santa Barbara The motion carried unanimously.

A-9) PUBLIC WORKS [File Reference No. 07-00817](#)

Consider recommendations regarding County Service Area No. 41, Cebada Canyon Road Maintenance Assessments for the Fiscal Year 2007-08, Fourth District, as follows:

- a) Adopt a Resolution establishing road maintenance charges (with no increase in benefit assessment) for the County Service Area No. 41; and
- b) Approve the Public Works Notice of Exemption pursuant to the County's California Environmental Quality Act guidelines.

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

- a) **Adopted.**

RESOLUTION NO. 07-257

- b) **Approved.**

The motion carried unanimously.

A-10) PUBLIC WORKS [File Reference No. 07-00819](#)

Consider recommendations regarding the construction of 2007/2008 Gallegly SAFETEA-LU Surface Treatment Demonstration Project, County Project No. 863034, Fourth District, as follows:

a) Approve plans and specifications for Construction of 2007/2008 Gallegly SAFETEA-LU Surface Treatment Demonstration Project;

b) Award the construction contract in the amount of \$981,140.80 to the lowest responsive bidder, Union Asphalt, Inc. (a local vendor), P.O. Box 1280, Santa Maria, CA 93456-1280, subject to the provisions of documents and certification as set forth in the plans 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, Risk Manager or their authorized representatives; and

d) Approve a contingency fund in the amount of \$61,557.00 for Construction of 2007/2008 Gallegly SAFETEA-LU Surface Treatment Demonstration Project.

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

a) and b) Approved.

c) Authorized; Chair to execute.

d) Approved.

The motion carried unanimously.

A-11) PUBLIC WORKS [File Reference No. 07-00820](#)

Approve and authorize an increase in the amount of the contract with SCS Engineers (not a local vendor) from \$98,380 to \$123,180 for the Foxen Canyon Landfill Final Closure, Project No. 170011, Third District.

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

A-12) SANTA BARBARA COUNTY EMPLOYEE'S RETIREMENT SYSTEM [File Reference No. 07-00815](#)

Authorize the Elections Division of the County Clerk-Recorder-Assessor to administer the election for the Board of Retirement.

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

A-13) SHERIFF [File Reference No. 07-00818](#)

Consider recommendations regarding an Agreement for Services of an Independent Contractor for the Build-Up of a UH-1H Rescue Helicopter for the Santa Barbara County Air Support Unit, as follows:
(4/5 Vote Required)

a) Authorize the Chair to execute a Contract with PacWest Helicopters (not a local vendor) to

conduct specialized and expert work on a UH-1H airframe, which is owned by the County, in order to build up and make operational, a rescue capable helicopter which will be assigned to the Santa Barbara County Air Support Unit; and

b) Approve Budget Revision Request #2006993 releasing \$950,000 from Sheriff's Department designation and appropriating the same amount in line item 8300, Fixed Assets.

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

a) **Authorized; Chair to execute.**

b) **Approved.**

The motion carried unanimously.

Board of Supervisors

A-14) SUPERVISOR CARBAJAL [File Reference No. 07-00829](#)

Approve the reappointment of Priscilla Pearce Whittaker to the Library Advisory Committee, First District.

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

A-15) SUPERVISOR CARBAJAL [File Reference No. 07-00828](#)

Approve the reappointment of Monique Limon to the Commission for Women, First District.

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

A-16) SUPERVISOR CARBAJAL [File Reference No. 07-00827](#)

Approve the reappointment of Luis Moreno to the Arts Commission, First District.

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

A-17) SUPERVISOR CARBAJAL [File Reference No. 07-00826](#)

Approve the reappointment of Jesus Manuel Casas to the Mental Health Commission, First District.

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

A-18) SUPERVISOR CENTENO [File Reference No. 07-00812](#)

Approve the reappointment of Margie Lopez to the Mental Health Commission, Fifth District.

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

A-19) SUPERVISOR GRAY [File Reference No. 07-00824](#)

Approve the appointment of Ruth E. Jensen to the Human Services Commission, Fourth District.

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

Hearing Requests

A-20) PARKS [File Reference No. 07-00810](#)

Set hearing to consider the adoption of resolutions adjusting fees at Cachuma Lake and Jalama Beach County Parks, and for group picnic areas in the day use parks.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: September 4, 2007 in Santa Barbara (EST. TIME: 30 MIN.) The motion carried unanimously.

A-21) PLANNING AND DEVELOPMENT [File Reference No. 07-00821](#)

Set hearing to consider the Conti appeal of the Planning Commission's May 2, 2007 approval of the Manuras/Scheaffer Lot Line Adjustment and Map Modification, Case Nos. 07LLA-00000-00003 & 07RMM-00000-00003, located at 755 and 797 Rincon Hill Road (APN's 001-220-084 & 001-220-085), Carpinteria Area, First District as follows:

- a) Deny the appeal, Case No. 07APL-00000-00019, thereby upholding the Planning Commission's approval;
- b) Adopt the revised findings for approval of Case Nos. 07LLA-00000-00003 and 07RMM-00000-00003, as revised;
- c) Accept the exemption, included in Attachment C of the Planning Commission staff report dated May 2, 2007 and as revised in the action letter dated May 4, 2007, pursuant to CEQA Guidelines Section 15305; and
- d) Grant de novo approval of Case Nos. 07LLA-00000-00003 & 07RMM-00000-00003, subject to the conditions of approval as revised.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: September 11, 2007 in Santa Maria (EST. TIME: 30 MIN.) The motion carried unanimously.

A-22) PLANNING AND DEVELOPMENT[File Reference No. 07-00822](#)

Set hearing to consider Case No. 07APL-00000-00021 for the Olson Appeal of the Planning Commission's approval of the Maxwell Duplex (06DVP-00000-00022), Second District, as follows:

- a) Adopt the required findings for the project specified in Attachment A of the Planning Commission staff report dated April 13, 2007, including CEQA findings;
- b) Accept the exemption pursuant to CEQA Guidelines Section 15303 contained in Attachment C of the Planning Commission staff report dated April 13, 2007;
- c) Deny the appeal, upholding the Planning Commission's approval of the Development Plan for the Maxwell Duplex; and
- d) Grant de novo approval of the project subject to the conditions included as Attachment B of the Planning Commission staff report dated April 13, 2007.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: September 4, 2007 in Santa Barbara (EST. TIME: 90 MIN.) The motion carried unanimously.

A-23) PLANNING AND DEVELOPMENT[File Reference No. 07-00823](#)

Set hearing at the request of Ann Bailey, appellant, to consider the appeal of the County Planning Commission's June 6, 2007 approval of the Desilva second story addition, Case Number 06LUP-00000-00575. The project involves AP No. 067-412-015, located at 5086 Parkwood Place in the Goleta Area, Second District, as follows:

- a) Adopt the required findings for approval of Case No. 06LUP-00000-00575, included as Attachment A to the County Planning Commission Staff Report, dated April 13, 2007;
- b) Accept the exemption pursuant to CEQA section 15301(I), included as Attachment C to the County Planning Commission Staff Report, dated April 13, 2007;
- c) Deny the appeal, Case No. 07APL-00000-00022, thereby upholding the county Planning Commission's approval and granting de novo approval of Land Use Permit Case No. 06LUP-00000-00575, included as Attachment to the County Planning Commission Staff Report, dated April 13, 2007.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: September 4, 2007 in Santa Barbara (EST. TIME: 60 MIN.) The motion carried unanimously.

A-24) PUBLIC HEALTH[File Reference No. 07-00813](#)

Set hearing to consider the Needle Exchange and Education Program (The Right Outfit) Annual Status Report 2007.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: September 18, 2007 in Santa Barbara (EST. TIME: 20 MIN.) The motion carried unanimously.

A-25) SUPERVISOR FIRESTONE[File Reference No. 07-00766](#)

Set a hearing on August 28, 2007 to consider a Graffiti Abatement Ordinance, as follows:

a) Consider the introduction (First Reading) of an ordinance adding Chapter 47, Graffiti Abatement, to the Santa Barbara County Code; and

b) Set a hearing on for September 4, 2007 to consider recommendations, as follows:

i) Consider the adoption (Second Reading) of an ordinance adding Chapter 47, Graffiti Abatement, to the Santa Barbara County Code; and

ii) Adopt a Resolution to Enable the Graffiti Ordinance within Isla Vista.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Continued, as follows: August 28, 2007 in Santa Maria (EST. TIME: 15 MIN.) The motion carried unanimously.

A-26) COUNTY EXECUTIVE OFFICE[File Reference No. 07-00843](#)

Approve Budget Revision Requests (SEE EXHIBIT A WITH POSTED AGENDA). (4/5 Vote Required).

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

A-27) COUNTY COUNSEL[File Reference No. 07-00842](#)

Set hearing to consider recommendations regarding the membership and appointments to the Agricultural Preserve Advisory Committee ("APAC") and recommendation that County's Comprehensive Single Conflict of Interest Code apply to APAC, as follows:

a) Find that recommendations of the Agricultural Preserve Advisory Committee ("APAC") are regularly followed, and that APAC members are therefore decision makers for purposes of the Political Reform Act;

b) Adopt a resolution recommending that APAC adopt the County's Comprehensive Single Conflict of Interest Code for APAC;

c) Adopt a Resolution establishing a 7-member Agricultural Preserve Advisory Committee;

d) Find the necessity for persons engaged in agricultural production to serve on the APAC, per Fair Political Practice Commission regulations, 2 Cal. Code Regs. section 18707.4; and

e) Adopt a Resolution appointing Mr. Bill Giorgi and Mr. Willy Chamberlin to APAC. (Set Hearing for 8/28/07. Time estimate 60 minutes.)

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Withdrawn from the agenda. The motion carried unanimously.

Approval of Administrative Agenda

HEARING TIME 9:06 AM - 10:20 AM (1 HR. 14 MIN.)

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

[File Reference No.](#)

PUBLIC COMMENT

HEARING TIME 10:21 AM - 10:41 AM (20 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) (07-00001)**

RE: Human Services / Funding Issues - Marni Cooney Addressed the Board.

RE: Children's Services / Santa Maria Food Bank - Sister Janet Corcoran Addressed the Board.

RE: Human Services Process / Funding Issues - Bill Batty, Pastor Lopez and Bonnie Pack Addressed the Board.

RE: Children's Health Issues - Robert L. Johns, Ph.D. Addressed the Board.

RE: Drug Legalization Issues - Floyd Meyer Addressed the Board.

RE: Orcutt Key Site 11 Issues - Sarah and Anna Schwab Addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

The Department requests the continuance of Departmental Item No. 1) to August 28, 2007.

- 1) PUBLIC WORKS [File Reference No. 07-00682](#)

HEARING - Approve revisions to the current Neighborhood Traffic Management Policy for use throughout the County. (EST. TIME: 40 MIN.)

HEARING TIME:

A motion was made by Supervisor Carbajal, seconded by Supervisor Centeno, that this matter be Continued, as follows: August 28, 2007 in Santa Maria.

The motion carried unanimously.

- 2) SUPERVISOR CARBAJAL [File Reference No. 07-00427](#)

HEARING - Receive and file an informational report on the Southern California Wetlands Recovery Project. (EST. TIME: 30 MIN.)

HEARING TIME: 10:50 AM - 11:17 AM (27 MIN.)

Received and filed presentation.

- 3) COUNTY EXECUTIVE OFFICE and BOARD OF DIRECTORS, REDEVELOPMENT AGENCY [File Reference No. 07-00793](#)

HEARING - Consider final recommendations regarding the adoption of the Isla Vista Master Plan and related resolutions and implementing ordinances, Third District, as follows: (EST. TIME: 1 HR. 30 MIN.)

a) Certify the Final EIR (03-EIR-08) for the Isla Vista Master Plan including the EIR Revisions Memorandum RV1 (IVMP) dated August 2, 2007 which describes the possible environmental effects of adding the Isla Vista Built-Right Incentive Program into the Plan and includes a Revised Mitigation Monitoring and Reporting Program;

b) Adopt the CEQA Findings of Fact and Statement of Overriding Considerations;

c) Adopt a resolution approving the Isla Vista Master Plan dated April 2007 including a new IVMP Housing Policy (Isla Vista Built-Right Housing Incentive Program);

d) Adopt a resolution approving amendments to the Local Coastal Program 07GPA-00000-00002 including changes to the text and maps of the Coastal Land Use Plan for Isla Vista;

e) Adopt an ordinance 07ORD-00000-00005, 07RZN-00000-00005 that:

i) Amends the text of the Santa Barbara County Land Use and Development Code, Section 35-1 of Chapter 35, Zoning, by adding a new Mixed Residential Design (MRD) Zone and a new Commercial Mixed Use (CM) Zone, and by making other minor revisions; and

- ii) Amends the County Zoning Map to rezone certain properties located within the Isla Vista Area to the MRD and CM zones at the densities specified, to implement the Isla Vista Master Plan;
- f) Adopt a resolution amending the County Circulation Element 07GPA-00000-00005 and the Goleta Community Plan 07GPA-00000-00006;
- g) Adopt a resolution approving the Downtown Isla Vista Design Guidelines;
- h) Consider the introduction (First Reading) of an ordinance establishing an In-Lieu Parking Fee Program;
- i) Set hearing on August 28, 2007 to consider the adoption (Second Reading) of an ordinance establishing an In-Lieu Parking Fee Program;
- j) Adopt a resolution amending the County Comprehensive Plan Parks, Recreation and Trails Map, PRT-3, of the Land Use Element 07GPA-00000-00007; and
- k) Adopt a resolution submitting amendments to Santa Barbara County's Local Coastal Program related to the Isla Vista Master Plan adoption to the California Coastal Commission.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:18 AM - 12:17 PM (59 MIN.)

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

a) Certified.

b) Adopted.

**c) Adopted.
RESOLUTION NO. 07-258**

**d) Adopted as amended per County Executive Office memorandum dated August 20, 2007.
RESOLUTION NO. 07-259**

**e) i, ii) Adopted as amended per County Executive Office memorandum dated August 20, 2007.
ORDINANCE NO. 4649**

**f) Adopted.
RESOLUTION NO. 07-260**

**g) Adopted.
RESOLUTION NO. 07-261**

h) Read title, waived reading of ordinance in it's entirety. Introduction (first reading) approved; second reading (adoption) set for August 28, 2007 in Santa Maria.

i) Set for August 28, 2007 in Santa Maria.

**j) Adopted.
RESOLUTION NO. 07-262**

**k) Adopted.
RESOLUTION NO. 07-263**

The motion carried unanimously.

4) COUNTY EXECUTIVE OFFICE and BOARD OF DIRECTORS, REDEVELOPMENT AGENCY [File Reference No. 07-00796](#)

HEARING - Consider recommendations regarding the Isla Vista Redevelopment Plan, Third District, as follows: (EST. TIME: 15 MIN.)

Acting as the Board of Directors, Redevelopment Agency:

- a) Adopt a resolution making certain CEQA Findings of Fact and Statement of Overriding Considerations for the Isla Vista Master Plan EIR (03-EIR-08), including the EIR Revisions Memorandum RV1, related to the second amendment for the Isla Vista Redevelopment Plan;
- b) Adopt a resolution approving the second amendment to the Isla Vista Project Area Redevelopment Plan to:
 - i) Clarify that the Agency can not use eminent domain to acquire land;
 - ii) Allow the Agency to acquire land from willing sellers for commercial, housing and mixed use projects; and,
 - iii) Permit the Agency to assist in development or redevelopment of private commercial and mixed use projects.

Acting as the Board of Supervisors:

- c) Adopt a resolution acknowledging prior certification of the IVMP EIR as it relates to the second amendment; and
- d) Consider the introduction (First Reading) of an ordinance approving and adopting the second amendment to the Redevelopment Plan for the Isla Vista Redevelopment Project.
- e) Set hearing on August 28, 2007 to consider the adoption (Second Reading) of an ordinance approving and adopting the second amendment to the Redevelopment Plan for the Isla Vista Redevelopment Project.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 12:18 PM - 12:32 PM (14 MIN.)

This matter was Acted on as follows:

Acting as the Board of Directors, Redevelopment Agency:

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

a) Adopted.

RESOLUTION NO. 07-264

b) i, ii, iii) Adopted.

RESOLUTION NO. 07-265

The motion carried unanimously.

Acting as the Board of Supervisors:

A motion was made by Supervisor Gray, Seconded by Supervisor Wolf that this matter be acted on and continued as follows:

c) Adopted.

RESOLUTION NO. 07-266

d) Read title, waived reading of ordinance in it's entirety. Introduction (first reading) approved; second reading (adoption) set for August 28, 2007 in Santa Maria.

e) Set for August 28, 2007 in Santa Maria.

The motion carried unanimously.. The motion carried.

5) COUNTY COUNSEL [File Reference No. 07-00763](#)

HEARING - Receive a report from County Counsel on the requirements of State Housing Element Law and the potential consequences of noncompliance with the law. (EST. TIME: 1 HR.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:30 PM - 3:44 PM (2 HRS. 14 MIN.)

Received and filed staff presentation and conducted public hearing.

6) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00800](#)

HEARING - Consider the response to the Civil Grand Jury report entitled "Effects of Immigration in Santa Barbara County", as follows: (EST. TIME: 15 MIN.)

a) Adopt the responses as the Board of Supervisors' responses to the 2006-07 Grand Jury Report entitled "Effects of Immigration in Santa Barbara County: A Balanced Assessment", and

b) Authorize the Chair to sign the letter forwarding the responses to the Presiding Judge.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

A motion was made by Supervisor Carbajal, seconded by Supervisor Centeno, that this matter be Continued, as follows: August 28, 2007 in Santa Maria.

The motion carried unanimously.

7) DISTRICT ATTORNEY and SHERIFF [File Reference No. 07-00798](#)

(EST. TIME: 15 MIN.)

- a) Consider the introduction (First Reading) of an ordinance to amend Section 36-6 of the Nuisance Party Ordinance;
- b) Consider the introduction (First Reading) of an ordinance to amend Sections 6-70.01 and 6.107 and add sections 6-108 and 6-109 of the Santa Barbara County Code Chapter 6 (Loud Music Ban);
- c) Set a hearing for August 28, 2007 to consider the adoption (Second Reading) of an ordinance amending Section 36-6 of the Nuisance Party Ordinance, to become effective 30 days after its passage and adoption; and
- d) Set a hearing for August 28, 2007 to consider the adoption (Second Reading) of an ordinance to amend Sections 6-70.01 and 6.107 and add sections 6-108 and 6-109 of the Santa Barbara County Code Chapter 6 (Loud Music Ban), to become effective 30 days after its passage and adoption.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 3:56 PM - 4:03 PM (7 MIN.)

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Acted on and continued, as follows: a) Read title, waived reading of ordinance in it's entirety. Introduction (first reading) approved as amended; second reading (adoption) set for August 28, 2007 in Santa Maria.

b) Read title, waived reading of ordinance in it's entirety. Introduction (first reading) approved as amended; second reading (adoption) set for August 28, 2007 in Santa Maria.

c) and d) Set for August 28, 2007 in Santa Maria.

The motion carried unanimously.

8) PLANNING AND DEVELOPMENT[File Reference No. 07-00754](#)

HEARING - Finalize the Board's October 26, 2004 conceptual approval of the proposed Ocean Meadows Residences project (Development Plans, Conditional Use Permits and Tract Map), and accept the modifications and acknowledge the Coastal Commission's certification of the Rezone and Local Coastal Plan Amendment, Third District, as follows: (EST. TIME: 30 MIN.)

- a) Accept the proof of easement or right of access to the project site from Storke Road;
- b) Certify the Environmental Impact Report, including the revised draft EIR traffic and circulation section 4.12 (re-circulated October 2005), and adopt the mitigation monitoring program as set forth in the conditions of approval;
- c) Adopt the required findings for approval of Case Numbers 03DVP-00000-00022, 03DVP-00000-00044, 03TRM-00000-00002, 04CDP-00000-00078, 04CUP-00000-00020, 04CUP-00000-00038, and 04CUP-00000-00046, including the CEQA findings;
- d) Approve Case Numbers 03DVP-00000-00022, 03DVP-00000-00044, 03TRM-00000-00002, 04CDP-00000-00078, 04CUP-00000-00020, 04CUP-00000-00038, and 04CUP-00000-00046, subject to the conditions of approval, and as described in the plans;
- e) Deny the applicant's request, as submitted following the Planning Commission's hearing, that a fee deferral and waiver be granted for proposed affordable housing units pursuant to Section 35-144C.4 of Article II (Coastal Zoning Ordinance), beyond those already granted, and find that the applicant has already been granted a density bonus and the additional incentive of fast track processing;
- f) Receive a notice of the California Coastal Commission's certification of the County's amendment to the County's Local Coastal Program for the Ocean Meadows Residences (County Case Nos. 03GPA-00000-00003 & 03RZN-00000-00002, Coastal Commission Case No. MAJ- 2-04-C) with suggested modifications;
- g) Adopt a Resolution acknowledging receipt of the California Coastal Commission's certification with modifications and approving the Local Coastal Program Amendments with the suggested modifications; and
- h) Authorize the Chair to execute the letter transmitting the adopted Resolution to the Coastal Commission, and authorize the Planning and Development Department to transmit the adopted Resolution and all other necessary documents to the Coastal Commission.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

A motion was made by Supervisor Carbajal, seconded by Supervisor Centeno, that this matter be Withdrawn from the agenda. The motion carried unanimously.

9) PLANNING AND DEVELOPMENT[File Reference No. 07-00789](#)

HEARING - Accept the modifications and acknowledge the Coastal Commission's certification of the Local Coastal Program Amendments for the Ellwood-Devereux Open Space Plan, Third District, as follows: (EST. TIME: 15 MIN.)

- a) Receive notice of the California Coastal Commission's certification of the County's amendments to the County's Local Coastal Program, Goleta Community Plan and Comprehensive Plan PRT Map for the Ellwood-Devereux Open Space and Habitat Management Plan (OSP) (County Case Nos. 04GPA-00000-00008 & 04GPA-00000-00009, Coastal Commission Case No. MAJ- 2-04-D), with suggested modifications;
- b) Adopt a Resolution acknowledging receipt of the California Coastal Commission's certification with modifications and accept the suggested modifications to the previously adopted Amendments; and
- c) Authorize the Chair to execute the attached letter transmitting the adopted Resolution to the Coastal Commission, and authorize the Planning and Development Department to transmit the adopted Resolution and all other necessary documents to the Coastal Commission.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 4:04 PM - 4:11 PM (7 MIN.)

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

a) Received and filed.

b) Adopted.

RESOLUTION NO. 07-267

c) Authorized.

The motion carried unanimously.

10) PUBLIC WORKS[File Reference No. 07-00563](#)

HEARING - Consider recommendations regarding the adoption of an Ordinance entitled "An Ordinance Amending Chapters 29 and 24A of the Santa Barbara County Code" relating to Stormwater Runoff Controls, as follows: (EST. TIME: 20 MIN.)

- a) Consider the introduction (First Reading) of an Ordinance entitled "An Ordinance Amending Chapters 29 and 24A of the Santa Barbara County Code" relating to Stormwater Runoff Controls; and
- b) Set a hearing for September 11, 2007, to consider the adoption (Second Reading) of an Ordinance entitled "An Ordinance Amending Chapters 29 and 24A of the Santa Barbara County Code" relating to Stormwater Runoff Controls.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME 4:12 PM - 4:43 PM (31 MIN.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Gray, that this matter be Continued, as follows: August 28, 2007 in Santa Maria. The motion carried unanimously.

11) COUNTY EXECUTIVE OFFICE[File Reference No. 07-00816](#)

HEARING - Consider recommendations regarding the Santa Maria Wastewater Treatment Plant Reorganization, Detachment from County Fire District (LAFCO 07-08), as follows: (EST. TIME: 30 MIN.)

- a) Discuss the Santa Maria Wastewater Treatment Plant Reorganization, Annexation to the City of Santa Maria and Detachment from the County Fire Protection District; and
- b) Adopt a resolution of negotiated tax exchange agreement.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 4:45 PM - 4:52 PM (7 MIN.)

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

- a) Received and filed staff presentation and conducted public hearing.
- b) Adopted.

RESOLUTION NO. 07-268

The motion carried unanimously.

Adjourned at 4:53 PM

The Board of Supervisors Adjourned in Honor of Joe Honda of Santa Maria and John Quarter of Lompoc

Adjourned to

August 28, 2007

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

Announcements

The meeting of August 21, 2007, will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, August 23, 2007, at 5:00 PM on CSBTV Channel 20.

<http://www.countyofsb.org>