

County of Santa Barbara
BOARD OF SUPERVISORS

ACTION SUMMARY

June 22, 2004

**COUNTY ADMINISTRATION BUILDING
BOARD HEARING ROOM, FOURTH FLOOR
105 EAST ANAPAMU STREET, SANTA BARBARA**

The Board of Supervisors meets concurrently as the Board of Directors of the Flood Control & Water Conservation District, Water Agency, Redevelopment Agency, the Santa Barbara Fund for Public and Educational Access and other Special Districts.

Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at:
www.countyofsb.org

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

9:00 A.M. Reconvened to Regular Session

Roll Call

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

Invocation: Steve Kliest, Fire Department

Report from Closed Session

County Counsel made the following announcement:

By a vote of 5-0, The Board of Supervisors authorized payment of up to \$14,500 in relocation expenses to assistant Medical Director Dr. Earl Lynch.

Details of this announcement may be obtained in the Office of County Counsel.

Approval of Minutes of the June 15, 2004 meeting

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

Approval of Minutes of Budget Hearings June 7, June 9 and June 11, 2004

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

Administrative Agenda

Resolutions to be Presented at 2:00 PM

- A-1) SUPERVISOR SCHWARTZ [File Reference No. 04-00633](#)
Adopt a resolution recognizing July as Parks and Recreation Month in Santa Barbara County.
A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Adopted
RESOLUTION NO. 04-182
The motion carried unanimously.
- A-2) SUPERVISOR SCHWARTZ [File Reference No. 04-00641](#)
Adopt a resolution commending Benjamin Eidelson upon being named one of the top 20 community college students in the United States.
A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Adopted
RESOLUTION NO. 04-183
The motion carried unanimously.
- A-3) SUPERVISOR ROSE [File Reference No. 04-00556](#)
Adopt a Resolution Honoring Artist Ray Strong on the occasion of his upcoming 100th birthday.
A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Adopted
RESOLUTION NO. 04-184
The motion carried unanimously.
- A-4) SUPERVISOR SCHWARTZ [File Reference No. 04-00620](#)
Adopt a Resolution of Commendation for Supervising Juvenile Institutions Officer Norm Holbrook upon his retirement after 29 years of service to the County of Santa Barbara.
A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Adopted
RESOLUTION NO. 04-185
The motion carried unanimously.
- A-5) SUPERVISOR MARSHALL [File Reference No. 04-00634](#)
Adopt a resolution commending volunteers at the Santa Barbara County Animal Shelters.
A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Adopted
RESOLUTION NO. 04-186
The motion carried unanimously.

Administrative Items

A-6) COUNTY EXECUTIVE OFFICE [File Reference No. 04-00639](#)

Consider recommendations regarding certification of FY 2003-04 Proposition 172 (Public Safety Sales Tax) Maintenance-of-Effort, as follows:

- a) Certify that Santa Barbara County has funded fiscal year 2003-04 public safety services, as defined, at a level greater than required by California Government Code Section 30056;
- b) Authorize the Chair to execute the Maintenance-of-Effort Certification form.

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

- a) **Certified.**
- b) **Authorized; Chair to execute.**

The motion carried unanimously.

A-7) COUNTY EXECUTIVE OFFICE [File Reference No. 04-00640](#)

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

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

A-8) GENERAL SERVICES [File Reference No. 04-00622](#)

Authorize the General Services Department to destroy all original liability claim files received prior to June 30, 1999 and all original Incident and Vehicle Accident Reports received prior to June 30, 1999 pursuant to Government Code Section 26202.

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

A-9) GENERAL SERVICES [File Reference No. 04-00628](#)

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

- a) Award a contract in the amount of \$240,000 to Starbuck Minikin (a local vendor) for the fabrication of wood furniture for the Santa Barbara County Courthouse Hall of Records Rehabilitation Project #8644, subject to provisions of the documents and certifications as set forth in the plans and specifications applicable to the project and as required by California Law;
- b) Authorize the Chair to execute the Contract upon return of the executed documents from the contractor, and the review and approval of County Counsel, Auditor-Controller, and Risk Manager or their authorized representatives;
- c) Authorize the Director of General Services to approve change orders in the aggregate amount of 10% of the contract amount.

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

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

The motion carried unanimously.

A-10) PARKS [File Reference No. 04-00629](#)

Consider a Grant of Easement for Equestrian and Hiking Trail purposes (APN 005-210-051) Summerland /Toro Canyon Area, First District, as follows:

- a) Accept the Grant of Easement for Equestrian and Hiking Trail purposes from the Gary C. Gallup Trust, and instruct the Clerk of the Board to endorse thereon the Board's acceptance;
- b) Quitclaim to the Gary C. Gallup Trust that portion of a trail easement previously granted to the County and instruct the Clerk of the Board to endorse thereon the Board's quitclaim of easement.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Continued, as follows: July 6, 2004 on Administrative Agenda.

The motion carried unanimously.

A-11) PARKS [File Reference No. 04-00631](#)

Approve and authorize the Chair to execute the Fourth Amendment to the Cachuma Lake Store Concession Agreement, granting the Cachuma Corporation the right to transfer ownership of the shares of stock previously held by Glenn Todd, deceased, to the remaining shareholders, Thomas and Carole Lemp, as husband and wife; adjusting the method of calculating the monthly rent; and revising various provisions of the Concession Agreement.

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

A-12) PLANNING AND DEVELOPMENT [File Reference No. 04-00636](#)

Approve and execute an Employment Agreement with Nancy L. Minick to provide advanced journey level planning services for the period of June 1, 2004 and terminating on June 30, 2005, in an amount not to exceed \$45,000.

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

A-13) PLANNING AND DEVELOPMENT [File Reference No. 04-00637](#)

Approve and execute the request of Sandy Stahl to consider two Agricultural Preserve Replacement Contracts (Case No. 98-AP-016), located at 4036 Foothill Road (APN 155-170-041 and -019) Carpinteria area, First District.

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

A-14) PUBLIC HEALTH [File Reference No. 04-00642](#)

Consider recommendations regarding the Multipurpose Senior Services Program (MSSP) Contract

MS-0405-15, as follows:

- a) Approve and execute an Agreement between the California Department of Aging and the County of Santa Barbara, Public Health Department (PHD) for the Multipurpose Senior Services Program (MSSP) Fiscal Year 2004-05 Contract MS-0405-15 in the amount of \$683,634;
- b) Approve and execute Certification to legally bind the PHD to the clauses: Statement of Compliance; Drug-Free Workplace Requirements; National Labor Relations Board Certification; Union Organizing; Conflict of Interest; and Corporate Qualifications to do Business in California.

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

a) and b) Approved; Chair to execute.

The motion carried unanimously.

A-15) PUBLIC HEALTH [File Reference No. 04-00623](#)

Approve and authorize Chair to execute an agreement with AssistMed, Inc. (not a local vendor) to provide professional medical transcription services for the County Health Clinics for the period of July 1, 2003 through June 30, 2005, in an amount not to exceed \$220,000.

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

A-16) PUBLIC WORKS [File Reference No. 04-00621](#)

Accept Notice of Completion for work performed by Alcorn Fence Company (not a local vendor) for repair of metal beam guard railing (Project No. 830505), and authorize the Clerk to record, Third, Fourth and Fifth Districts.

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

A-17) PUBLIC WORKS [File Reference No. 04-00625](#)

Consider recommendations regarding final map for Tract No. 14,601 (Providence Landing), Third District, as follows:

- a) Approve the Final Map of Tract No. 14,601;
- b) Accept Lot 2 (Mercury Avenue), Lot 3 (Venus Avenue), Lot 4 (Jupiter Avenue) and Lot 5 (Lunar Circle, Andromeda Drive and Uranus Avenue) as public road easements and utilities.

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

a) Approved.

b) Accepted.

The motion carried unanimously.

A-18) PUBLIC WORKS [File Reference No. 04-00627](#)

Consider recommendations regarding construction of Tajiguas Landfill West Side 48-inch Storm Drain Replacement 2004 (County Project No. 828718), Third District, as follows:

- a) Approve plans and specifications for the project;
- b) Award and authorize Chair to execute the construction contract in the amount of \$265,009 to the lowest responsible bidder, John Madonna Construction (not a local vendor), subject to the provisions of documents and certification, as set forth in the plans and specifications applicable to the project, as required under California Law;
- c) Authorize the Chair to execute the construction contract upon return of the Contractor's executed contract documents and the review and approval of the County Counsel, Auditor-Controller and Risk Manager or their authorized representatives;
- d) Approve contingency fund in the amount of \$26,500.90 for the project.

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

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

The motion carried unanimously.

A-19) PUBLIC WORKS and PARKS

[File Reference No. 04-00630](#)

Consider recommendations regarding Final Tract Map No. 14,487 Phase 1 & 2 (Providence Landing Residential Project) and Agreements to Create a Public Park and Maintain a Public Park, Vandenberg Village Area, Third District, as follows:

- a) Approve the Final Map of Tract No. 14,487 Phase 1 & 2;
- b) Accept Lot 280 (Jupiter Avenue), Lot 281 (Venus Avenue), Lot 282 (Mercury Avenue), Lot 283 (Jupiter Avenue, Palomar Court, and Celestial Way) and Lot 289 (Lunar Drive, Lunar Circle, Andromeda Drive and Uranus Avenue) as public road easements and utilities;
- c) Accept easements for public trail purposes across Lot 276 (Open Space), Lot 277 (Open Space) and Lot 290 (Open Space);
- d) Accept an easement for public park purposes;
- e) Accept an easement for the right to grade and remove soils sufficient to construct the park, in accordance with the approved grading plan, over Remainder Parcel A;
- f) Accept the Waiver of Abutter's Access Rights to Highway 1 (Lompoc-Casmalia Road);
- g) Approve and execute the Agreement to Create a Public Park between the County of Santa Barbara and CPH Lompoc, LLC to develop a public park as part of the development of TM 14, 487 known as Providence Landing;
- h) Approve and execute an Agreement to Maintain a Public Park between the County of Santa Barbara, CPH Lompoc, LLC, and the Channel Islands YMCA to provide for maintenance of the public park developed on TM 14,487 known as Providence Landing.

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

- a) Approved.
- b) through f) Accepted.
- g) and h) Approved; Chair to execute.

The motion carried unanimously.

A-20) SHERIFF [File Reference No. 04-00619](#)

Consider recommendations regarding the purchase of fingerprint equipment, as follows:

- a) Authorize sole source procurement of five (5) TP-3800XCH Touch Print with integrated full hand scanning for the purpose of upgrading/replacing existing livescan fingerprint systems operated by the Santa Barbara Sheriff's Department from IDENTIX (not a local vendor) in an amount not to exceed \$262,123.75;
- b) Approve the acquisition of the five (5) TP-3800XCH Touch Print systems as a fixed asset.

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

- a) Authorized.
- b) Approved.

The motion carried unanimously.

A-21) SOCIAL SERVICES [File Reference No. 04-00624](#)

Approve and authorize the Chair to execute Amendment No. 1 to an Agreement for Professional Services with Peggy Rueda as the Workforce Investment Board Executive Director extending the period to July 1, 2004 through June 30, 2006 in the amount of \$161,990 plus \$32,398 in estimated payroll benefits and \$12,000 for a total contract amount of 206,388.

A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Approved; Chair to Execute Directed staff to return to the Board with a report on Workforce Investment Board mandates and staffing pursuant to the Workforce Investment Act.

The motion carried unanimously.

A-22) SOCIAL SERVICES [File Reference No. 04-00626](#)

Consider recommendations regarding youth employment and training activities pursuant to the Workforce Investment Act for the period June 25, 2004 through July 5, 2006, as follows:

- a) Approve and authorize Chair to execute Amendment No. 1 to an agreement with the Community Action Commission (Out-of-School, a local vendor) increasing the amount by \$150,000 for a total contract amount not to exceed \$300,000;
- b) Approve and authorize Chair to execute Amendment No. 1 to an agreement with the Santa Ynez People Helping People (In-School, a local vendor) increasing the amount by \$75,000 for a total contract amount not to exceed \$150,000;
- c) Approve and authorize Chair to execute Amendment No. 1 to an agreement with the Santa Barbara County Education Office (In-School, a local vendor) increasing the amount by \$162,000 for a total

contract amount not to exceed \$324,000;

d) Approve and authorize Chair to execute Amendment No. 1 to an agreement with the City of Santa Maria (In-School, a local vendor) increasing the amount by \$140,000 for a total contract amount not to exceed \$280,000;

e) Approve and authorize Chair to execute Amendment No. 1 to an agreement with the City of Santa Maria (Out-of-School, a local vendor) increasing the amount by \$200,000 for a total contract amount not to exceed \$400,000.

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

a) through e) Approved; Chair to execute. The motion carried unanimously.

Board of Supervisors

A-23) SUPERVISOR MARSHALL [File Reference No. 04-00635](#)

Approve the appointment of Audrie C. Krause to the Affirmative Action Commission, Third District.

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

A-24) SUPERVISOR ROSE [File Reference No. 04-00617](#)

Approve the appointment of Bradley Norman Proffitt to the Veterans' Services Advisory Committee, South County at Large Position.

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

A-25) SUPERVISOR SCHWARTZ [File Reference No. 04-00644](#)

Approve and authorize Chair to execute a letter to the California State Lands Commission regarding the Chevron 4H Platform Shell Mounds Disposition Project.

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

Hearing Requests

A-26) COUNTY EXECUTIVE OFFICE [File Reference No. 04-00638](#)

Set a hearing to receive a report on the current County workforce gender, race and ethnicity data compared to the 1990 Census figures and 2003 County workforce numbers.

A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: July 6, 2004 (EST. TIME: 30 MIN.) The motion carried unanimously.

A-27) GENERAL SERVICES [File Reference No. 04-00618](#)

Approve an Agreement with the Veterans' Coordinating Council to provide management and maintainance of the Veterans' Building located at 112 West Cabrillo Boulevard.

A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: July 6, 2004 (EST. TIME: 10 MIN.) The motion carried unanimously.

- A-28) PLANNING AND DEVELOPMENT [File Reference No. 04-00632](#)
- Set a hearing to receive a quarterly report on energy platform/facility inspections, audits and emergency response drills.
- A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: July 6, 2004 (EST. TIME: 30 MIN.) The motion carried unanimously.**
- A-29) PLANNING AND DEVELOPMENT [File Reference No. 04-00643](#)
- Set a hearing to consider the Legacy Estates Tract Map appeal of the Planning Commission's April 14, 2004 split decision (2-2) resulting in a de facto denial of the map request, located mostly west of Den St. and south of Coiner St. in the southwest corner of the township of Los Alamos (APNs 101-201-001, 101-202-001, 101-231-001, 101-232-001, 101-233-001, 101-234-001, & 101-242-001) Third District.
- A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: August 10, 2004 in Santa Maria (EST. TIME:180 MIN.) The motion carried unanimously.**
- A-30) SUPERVISOR SCHWARTZ [File Reference No. 04-00645](#)
- Set a public hearing to consider adoption of a resolution placing an ordinance re-allocating increases in future public safety funding from Proposition 172 on the ballot for the November 2004 countywide election for submission to the voters.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: July 13, 2004 in Santa Maria (EST. TIME: 60 MIN.) The motion carried by the following vote:**
- Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Centeno
Noes: 1 - Supervisor Gray
- A-31) SUPERVISOR MARSHALL [File Reference No. 04-00648](#)
- Approve the reappointment of Dr. R. Jack Ruttan to the Santa Barbara Coastal Vector Control District.
- A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Approved. The motion carried unanimously.**
- A-32) PLANNING AND DEVELOPMENT [File Reference No. 04-00649](#)
- Set a hearing to consider zoning ordinance text amendments to Article III of Chapter 35 of the County Code to establish specific permit regulations and development standards for winery facilities in the unincorporated portions of the County outside of the Coastal Zone and the Montecito Planning area, as follows:
- a) Adopt CEQA findings and findings for approval of the proposed amendment;
 - b) Approve the Final Negative Declaration 04-NGD-00000-00010;
 - c) Consider the adoption of an ordinance (03ORD-00000-00009) amending Article 9.
- A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: July 6, 2004 (EST. TIME: 90 MIN.) The motion carried unanimously.**

Approval of Administrative Agenda

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

[File Reference No. 04-00316](#)

PUBLIC COMMENT

Accepted Public Comment

People desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. **THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 92-398) (03-00,094)**

RE: Introducing Emily Einolander, a Senior at Cabrillo High School as Fourth District "Supervisor of the Day" - Fourth District Joni Gray addressed the Board.

RE: Air Pollution Control District / Various needs in Santa Barbara County - Sister Janet Corcoran addressed the Board.

RE: Ground Water Litigation - Steve Orosz addressed the Board.

RE: Toro Canyon Property Issues / Various Items needed at the Santa Barbara Rescue Mission - John Thorndike IV addressed the Board.

RE: Education Issues in Santa Barbara - Kate Smith addressed the Board.

Departmental Agenda -- Public Hearings

Department requests continuance of Departmental Item No. 1 to July 6, 2004.

- 1) PUBLIC WORKS [File Reference No. 04-00546](#)

HEARING - Receive a presentation regarding the Benchmark Survey of the Public Works Transportation Division Customer Satisfaction.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Continued, as follows: July 6, 2004.

The motion carried unanimously.

- 2) COUNTY EXECUTIVE OFFICE [File Reference No. 04-00611](#)

HEARING - Approve and authorize the Chair to execute a comment letter on the Environmental Assessment for proposed trust acquisition of land (6.9 Acres) and associated developments by Santa Ynez Band of Chumash Indians, Third District. (EST. TIME: 30 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

A motion was made by Supervisor Marshall, seconded by Supervisor Gray, that this matter be Approved; Chair to Execute

Received and filed staff report and conducted public hearing. Directed staff to request that officials of the Bureau of Indian Affairs (BIA) come to Santa Barbara County to provide residents with a report regarding fee to trust applications and the environmental review requirements related to that process and to invite U.S. Representatives Elton Gallagly and Lois Capps to attend.

The motion carried unanimously.

- 3) SUPERVISOR MARSHALL [File Reference No. 04-00646](#)

HEARING - Consider taking a position on SB 1160 (Cedillo) an urgency bill that would allow undocumented immigrants who reside in the United States to be eligible to apply for a driver's license or identification card. (EST. TIME: 15 MIN.)

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

Received and filed staff report and conducted public hearing. Approved support position on SB 1160. Directed staff to prepare letter for execution and submission to the State Legislative Delegation.

The motion carried by the following vote:

Ayes: 3 - Supervisor Schwartz, Supervisor Rose and Supervisor Marshall
Noes: 2 - Supervisor Gray and Supervisor Centeno

- 4) COUNTY EXECUTIVE OFFICE [File Reference No. 04-00647](#)

HEARING - Consider a recommendation from the Legislative Program Committee meeting of June 15, 2004 to Oppose AB 2702 (Steinberg) Housing: Second Units AB 2702 which provides that local agency ordinances, regulations, or policies may not preclude or effectively preclude 2nd units unless the local agency makes a finding based on substantial evidence. (EST. TIME: 15 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

Received and filed staff report and conducted public hearing. Approved opposition position on AB 2702 Housing: Second Units.

The motion carried by the following vote:

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

Noes: 1 - Supervisor Centeno

5) PUBLIC WORKS [File Reference No. 04-00607](#)

HEARING - Consider recommendations regarding the Santa Barbara County Historic Landmarks Advisory Commission Resolution No. 2004-01, recognizing the historical significance of the Nojoqui Creek and Jonata Bridges, and recommending their preservation and rehabilitation, imposing conditions, and recommending landmark designation, as follows: (EST. TIME: 1 HR.)

- a) Grant the appeal of the Public Works Director of the actions of the Santa Barbara County Historic Landmarks Advisory Commission (HLAC) in Resolution 2004-01 recognizing the historical significance of the Nojoqui Bridge No. 51C-0346 (formerly No. 113) and recommending preservation and rehabilitation, imposing conditions, and recommending landmark designation;
- b) Defer any further action of Jonata Bridge No. 51C-225 and Jonata Bridge No. 51C-226 until such time as the HLAC returns to the Board with recommendations based on their resolution;
- c) Reaffirm direction to staff to construct Alternative 1a: Approved Project (approved by the Board on December 4, 2001).

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

Received and filed staff report and conducted public hearing.

- a) **Granted appeal.**
- b) **Deferred.**
- c) **Directed staff to proceed with Alternative 1a, Approved Project. Allowed the historic landmark community, including but not limited to the Historic Landmarks Commission and the Trust for Historic Preservation, to proceed with fundraising activities with the goal of raising \$290,000 by September 1, 2004. Should these funds become available by September 1, 2004, staff is directed to include those "Betterments" reflected in Alternative 1b in the project.**

The motion carried unanimously.

6) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 04-00325](#)

HEARING - Consider recommendations regarding the Annual Maintenance Plan, All Districts, as follows: (EST. TIME: 15 MIN.)

- a) Approve the individual CEQA exempt projects and direct the Clerk of the Board to file the attached CEQA Notice of Exemption for each of the projects described in Section 1 of the Fiscal Year 2004-05 Annual Maintenance Plan;

- b) Certify that the addenda to Program EIR (01-EIR-01) contained within Section 2 of the Fiscal Year 2004/05 Annual Maintenance Plan have been completed in compliance with the California Environmental Quality Act (CEQA);
- c) Certify that the Board has reviewed and considered the information contained in the Final Program EIR and individual addenda contained within the Fiscal Year 2004/05 Annual Maintenance Plan as well as information presented during the public hearing prior to the approval of the individual projects presented in Section 2 of the Fiscal Year 2004/05 Annual Plan;
- d) Adopt CEQA Findings and Statement of Overriding Considerations included in Section 4 of the Fiscal Year 2004/05 Annual Maintenance Plan;
- e) Adopt the Mitigation and Monitoring Programs attached to the addenda for individual projects described in Section 2 of the Fiscal Year 2004/05 Annual Maintenance Plan;
- f) Approve individual projects described in Section 2 of the Fiscal Year 2004/05 Annual Plan.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

- a) Approved.**
- b) and c) Certified.**
- d) and e) Adopted.**
- f) Approved.**

The motion carried unanimously.

7) PLANNING AND DEVELOPMENT

[File Reference No. 04-00606](#)

HEARING - Consider recommendations regarding Interim Ordinance No. 4505 which amended Article II Chapter 35 Section 35-142A.6 of the Santa Barbara County Code, Coastal Zoning Ordinance, regulations for Residential Second Units, as follows: (EST. TIME: 5 MIN.)

- a) Find that the ordinance extending and amending Ordinance No. 4505 is statutorily exempt from the California Environmental Quality Act pursuant to Section 15282(i) of the Guidelines for Implementation of CEQA;
- b) Consider adoption of the ordinance and associated findings extending and amending Interim Ordinance No. 4505 regarding Residential Second Units to June 27, 2005.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

a) Adopted findings.

b) Adopted.

ORDINANCE NO. 4538

The motion carried unanimously.

8) PLANNING AND DEVELOPMENT

[File Reference No. 04-00585](#)

HEARING - Consider the adoption of an Ordinance amending Article III of Chapter 35 Division 7 Section 35-291B.8 of the Santa Barbara County Code (04ORD-00000-00004) to extend the expiration of the Residential Agricultural Unit (RAU) Ordinance by two years, through July 6, 2006. (EST. TIME: 15 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

Adopted. Directed staff to return with annual updates.

ORDINANCE NO. 4539

The motion carried unanimously.

9) BOARD OF DIRECTORS, REDEVELOPMENT AGENCY

[File Reference No. 04-00529](#)

HEARING - Receive a presentation regarding the Mid-Term Review of the Five-Year Implementation Plan for the Isla Vista Redevelopment Project Area. (EST. TIME: 5 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

The motion carried by the following vote:

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

Noes: 1 - Supervisor Gray

10) SHERIFF

[File Reference No. 04-00520](#)

HEARING - Consider adoption of a Fee Resolution establishing the booking fees for Fiscal Year 2004-05. (EST. TIME: 10 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

RESOLUTION NO. 04-187

The motion carried unanimously.

2:00 P.M. Presentation of Resolutions and Awards**Planning Items and Public Hearings**

- 11) BOARD OF DIRECTORS, LAGUNA COUNTY [File Reference No. 04-00541](#)
SANITATION DISTRICT

HEARING - Consider recommendations regarding the collection of service charges, connection fees and trunk line fees on the Tax Rolls for the Laguna County Sanitation District, Fourth and Fifth Districts, as follows: (EST. TIME: 30 MIN.)

a) Consider the introduction (First Reading) of an ordinance amending Ordinance No. 3130 which establishes service charges, connection fees and other rules and regulations for the Laguna County Sanitation District;

b) Approve the Notice of Exemption pursuant to Section 15273 of the California Environmental Quality Act (CEQA) Guidelines.

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

a) Read title; waived reading of ordinance in its entirety. Introduction approved. adoption (second reading) of Ordinance set for July 13, 2004 in Santa Maria.

b) Approved.

The motion carried unanimously.

- 12) PLANNING AND DEVELOPMENT [File Reference No. 04-00451](#)

HEARING - Consider recommendations regarding the Battaglia/ San Ramon Chapel Agricultural Preserve cancellation of a 0.2 acre of an existing agricultural preserve contract located approximately 1 mile east of the intersection of Tepusquet and Foxen Canyon Roads, known as 6601 Foxen Canyon Road (Agricultural Preserve Contract 70-AP-076B; Case No. 02AGP-00000-00029, APN 101-050-006), Santa Maria area, Fifth District, as follows: (EST. TIME: 30 MIN.)

a) Adopt the required findings for the project specified in Attachment A of this staff report, including CEQA findings;

b) Accept the exemption, included as Attachment B pursuant to CEQA Section 15061 (b)(3);

c) Grant final approval of the cancellation of a .2 acre portion of an existing agricultural preserve contract (70-AP-076B) based on 1) payment of the cancellation fees, and b) acceptance of the additional findings that cancellation is in the public interest;

d) Accept Planning and Development's verification that cancellation fees have been paid;

e) Direct the Auditor/Controller to transmit the cancellation fees to the State Controller for deposit in the Soil Conservation Fund. Said transfer of funds shall occur within 80 days of the Board's final action.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

a) Adopted.

b) Accepted.

c) Approved.

d) Accepted.

e) Directed.

The motion carried unanimously.

13) PLANNING AND DEVELOPMENT

[File Reference No. 04-00441](#)

HEARING - Consider the Clevenger/Pahler appeal of the Planning Commission's April 14, 2004 denial of 03TPM-00000-00001 involving an application to approve a Tentative Parcel Map dividing a 10.75 acre parcel into two parcels of 5.75 acres and 5 acres in the AG-I-5 Zone District under Art. III, located on Alamo Pintado Road (APN 137-110-053) Solvang Area, Third District, as follows:

a) Adopt the required findings for the project (Attachment B to the Board letter dated June 22, 2004);

b) Deny the appeal, upholding the Planning Commission's de facto denial (based on failure of motion to pass) of Tentative Parcel Map application 03TPM-00000-00001;

c) Deny the Tentative Parcel Map 03TPM-00000-00001.

A motion was made by Supervisor Marshall, seconded by Supervisor Schwartz, that this matter be Continued, as follows: August 10, 2004 in Santa Maria (EST. TIME: 60 MIN.) The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

14) PLANNING AND DEVELOPMENT

[File Reference No. 04-00507](#)

HEARING - Consider the Fraser Appeal (04APL-00000-00001) of a parking space reduction Amendment (03AMD-00000-00014) to the Montecito Verizon Switch Station Conditional Use Permit (65-CP-81)

with the changes incorporated into the permit by the Montecito Planning Commission and staff, including the proposed Verizon parking policy, as follows: (EST. TIME: 1 HR.)

a) Adopt the required findings for the project, specified in the Planning Commission Action Letter dated March 24, 2004;

b) Deny the appeal, upholding the Montecito Planning Commission's denial of the appeal and approving the revised Conditional Use Permit Amendment application 03AMD-00000-00014 with the inclusion of Verizon's parking plan condition.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

a) Adopted findings.

b) Denied.

The motion carried unanimously.

Adjourn to July 6, 2004

County Administration Building
Board Hearing Room
105 East Anapamu Street , Fourth Floor
Santa Barbara

Adjourn

Announcements

THE MEETING OF JUNE 22, 2004 WILL BE TELECAST LIVE ON GOVERNMENT ACCESS TV CHANNEL 20 AT 9:00 A. M., AND WILL BE REBROADCAST ON THE FOLLOWING THURSDAY, JUNE 24, 2004 AT 5:00 P.M. ON GATV CHANNEL 20.

<http://www.countyofsb.org>