

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Salud Carbajal, Chair
Second District - Janet Wolf
Third District - Doreen Farr
Fourth District - Peter Adam
Fifth District - Steve Lavagnino, Vice Chair

Chandra L. Wallar, County Executive Officer

Action Summary

Tuesday, July 2, 2013

9:00 AM

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

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

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

9:00 A.M. Convened to Regular Session

Roll Call

Present: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

Pledge of Allegiance

Approval of Minutes of the June 25, 2013 Meeting

A motion was made by Supervisor Farr, seconded by Supervisor Lavagnino, to Approve the Minutes. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

12:00 P.M. Recessed to Closed Session

Report from Closed Session

County Counsel reported the following:

By a vote of 5:0, the Board of Supervisors approved a settlement in the matter of Atkins v. County of Santa Barbara in the amount of \$543,750 of all pending workers compensation matters less credit for permanent disability advances.

By a vote of 4:0 with Supervisor Wolf recusing herself, the Board of Supervisors approved a conditional settlement agreement in the matter of California Native Plant Society v. County of Santa Barbara, (Park Hills Estates) pending in Superior Court.

Details of these announcements may be obtained in the office of County Counsel.

Public Comment Period

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 09-368) (13-00001)

WHEN TESTIFYING BEFORE THE BOARD OF SUPERVISORS, PERSONAL ATTACKS AND OTHER DISRUPTIVE BEHAVIOR ARE NOT APPROPRIATE.

Re: The Board of Supervisors observed a moment of silence for the tragic loss of life in the Yarnell Hill Fire in Arizona - First District Supervisor Salud Carbajal addressed the Board.

Re: The Board of Supervisors remembered San Luis Obispo County Supervisor Paul Teixeira who passed away unexpectedly on June 26, 2013.

Re: ICLEI Policy initiatives - Andy Caldwell addressed the Board.

Re: Santa Barbara County Jail Conditions - Wendi Rupp and Patricia McNally addressed the Board.

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.

Honorary Resolutions

A-1) SUPERVISOR CARBAJAL [13-00561](#)

Adopt a Resolution of Commendation honoring the past and future of Union Bank, Santa Barbara Bank and Trust and Trust Main Branch.

A motion was made by Supervisor Farr, seconded by Supervisor Adam, that this matter be Adopted.

RESOLUTION NO. 13-183

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-2) SUPERVISOR FARR [13-00549](#)

Adopt a Resolution proclaiming the month of July 2013 as Parks and Recreation Month in Santa Barbara County.

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

RESOLUTION NO. 13-184

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

Administrative Items**A-3) AGRICULTURAL COMMISSIONER [13-00545](#)**

Approve and authorize the Chair to execute a Weights and Measures Programs Agreement, No. 13-0066-SA, with the California Department of Food and Agriculture for the County Petroleum Products Compliance Program of Santa Barbara County for the period of July 1, 2013 through June 30, 2014 in the amount of \$6,375.00.

A motion was made by Supervisor Farr, seconded by Supervisor Adam, that this matter be Approved; Chair to Execute. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-4) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [13-00445](#)

Consider recommendations regarding Alcohol Drug and Mental Health Services Published Charges, as follows:

- a) Consider the adoption (second reading) of an Ordinance adjusting the Santa Barbara County Published Charges for Psychiatric Health Facility and outpatient mental health services effective 30 days after adoption by the Board of Supervisors; and
- b) Determine under CEQA Guidelines Section 15061(b)(3) that this activity is exempt from review on the basis that it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment.

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

a) Adopted.

ORDINANCE NO. 4861

b) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-5) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [13-00535](#)

Consider recommendations regarding Fiscal Year 2013/2014 Dr. Berge Contractor on Payroll Agreement, as follows:

a) Approve and authorize the Chair to execute a Contractor on Payroll Agreement with Fred Berge, M.D., for the period of July 1, 2013 to June 30, 2014, in an amount not to exceed \$131,560.00; and

b) Determine under CEQA Guidelines Section 15061(b)(3) that these activities are exempt from review on the basis that it can be seen with certainty that there is no possibility that these activities may have a significant effect on the environment.

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

a) Approved; Chair to execute; and

b) Approved.

The motion carried by the following vote.

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, and Supervisor Lavagnino

Noes: 1 - Supervisor Adam

A-6) AUDITOR-CONTROLLER, COUNTY EXECUTIVE OFFICE [13-00552](#)

Approve budget revisions and transfers necessary to close the County of Santa Barbara's accounting records for all County funds for Fiscal Year 2012/2013 ended June 30, 2013. (4/5 Vote Required)

A motion was made by Supervisor Farr, seconded by Supervisor Adam, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-7) COMMUNITY SERVICES[13-00554](#)

Consider recommendations regarding a \$1,642,234.00 HOME Loan for Pescadero Lofts Affordable Housing Project, Third District, as follows:

- a) Approve and Authorize the Chair to execute the HOME Loan Agreement, Promissory Note, and HOME Regulatory Agreement with Pescadero Lofts Isla Vista L.P. for the Pescadero Lofts Affordable Housing Project upon return of Pescadero Lofts Isla Vista L.P.'s execution of the HOME Loan Agreement, Promissory Note, and HOME Regulatory Agreement and the review and concurrence of County Counsel, Auditor-Controller, and Risk Manager or their designees; and
- b) After considering the previously certified EIR for the Isla Vista Master Plan (03-EIR-08), determine pursuant to Public Resources Code sections 21090(b) and 21166 and CEQA Guideline sections 15162 and 15168 that no subsequent EIR or Negative Declaration shall be prepared for this project.

A motion was made by Supervisor Farr, seconded by Supervisor Adam, that this matter be Continued, as follows: July 9, 2013 in Santa Maria. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-8) COUNTY CLERK-RECORDER-ASSESSOR[13-00560](#)

Approve and authorize the Chair to execute a Contract Renewal extending the on-going Agreement between Santa Barbara County and DFM Associates for the lease and maintenance of DFM Associate's Recorder's Information and Imaging Management System (RIIMS) for the term of twelve (12) months beginning July 1, 2013, for an amount not to exceed \$150,000.00.

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be Approved; Chair to Execute. The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-9) COUNTY COUNSEL [13-00428](#)

Consider recommendations regarding the adoption of an Ordinance amending Chapter 24A, Administrative Fine Ordinance, of the County Code, as follows:

a) Consider the adoption (second reading) of an Ordinance amending Chapter 24A, Administrative Fines, of the Santa Barbara County Code, to be effective 30 days from date of adoption; and

b) Find that that there is no possibility that the activity in question may have a significant effect on the environment, and that pursuant to 14 CCR 15061(b)(3), the proposed action is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment.

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

a) Adopted.

ORDINANCE NO. 4862

b) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-10) COUNTY EXECUTIVE OFFICE [13-00534](#)

Approve the appointment of Daniel Nielson, Director of the Department of Social Services, to the CenCal Health Board as the County Representative.

A motion was made by Supervisor Farr, seconded by Supervisor Adam, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-11) PLANNING AND DEVELOPMENT [13-00550](#)

Consider recommendations regarding the Local Coastal Program Sea Level Rise Adaptation Grant Application Sea Level Rise Modeling and Vulnerability Assessment, Third District, as follows:

- a) Adopt a Resolution authorizing the Director of the Planning and Development Department to apply and enter into a Contract to accept a Grant from the Ocean Protection Council, California Coastal Commission and State Coastal Conservancy for the Local Coastal Program Sea Level Rise Adaptation Grant Program for Sea Level Rise Modeling and Vulnerability Assessment for the County of Santa Barbara in the approximate amount of \$200,000.00;
- b) Determine that the proposed Grant Application is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15262 and the Notice of Exemption; and
- c) Direct staff to return to the Board of Supervisors with the Grant as part of the Department's budget and work program request for Fiscal Years 2014/2015 and 2015/2016 if the Grant is awarded.

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

a) Adopted.

RESOLUTION NO. 13-185

b) and c) Approved.

The motion carried by the following vote.

Ayes: 3 - Supervisor Carbajal, Supervisor Wolf, and Supervisor Farr

Noes: 2 - Supervisor Adam, and Supervisor Lavagnino

A-12) PROBATION

13-00542

Consider recommendations regarding the 2013 Byrne Justice Assistance Grant (JAG) Funds, as follows:

- a) Approve and authorize the County Executive Officer to execute the 2013 Byrne Justice Assistance Grant (JAG) Inter-local Agreements between the County of Santa Barbara and the Cities of Santa Barbara, Santa Maria, and Lompoc; and
- b) Authorize the Chief Probation Officer to execute the Award Agreements on behalf of Santa Barbara County and to accept the anticipated 2013 Byrne JAG award in the amount of \$127,891.00 for the Grant period of October 1, 2012 through September 30, 2016, although the award has a four-year allowable expenditure period, the local plan is to expend the full amount in County Fiscal Year 2013/2014.

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

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

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-13) PUBLIC HEALTH

13-00546

Consider recommendations regarding a First Amendment to the Hospitalist and Outpatient Professional Services Agreement with Santa Barbara Cottage Hospital, as follows:

- a) Approve and authorize the Chair to execute the First Amendment to the Professional Services Agreement with Santa Barbara Cottage Hospital (a local vendor) for hospitalist and outpatient professional services for the period of July 1, 2013 through June 30, 2016 in an amount not to exceed \$391,342.00; and
- b) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15061(b)(3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

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

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

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-14) PUBLIC WORKS

13-00356

Consider recommendations regarding prohibiting parking of oversize vehicles on certain County roads, as follows:

- a) Consider the adoption (second reading) of an Ordinance, creating Santa Barbara County Code, Chapter 23 Section 23-13.12, prohibiting parking of oversized vehicles on certain County roads;

- b) Find that the proposed action is for the operation and maintenance of existing public facilities, involving negligible, or no expansion of use beyond that which presently exists, that the proposed action is therefore exempt from the California Environmental Quality Act (CEQA) pursuant to 14 CCR 15301; and
- c) Approve the filing of a Notice of Exemption on that basis.

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

a) Adopted

ORDINANCE NO. 4863

b) and c) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-15) PUBLIC WORKS

13-00432

Consider recommendations regarding a proposed vacation of portions of Railway Avenue, Santa Barbara Avenue and an Unnamed Alley, Los Olivos, Third District, as follows:

- a) Approve and authorize the Chair to execute the Resolution, Order to Vacate Portions of Railway Avenue, Santa Barbara Avenue and an Unnamed Alley in Los Olivos, including specified exceptions and reservations, pursuant to the Public Streets, Highways, and Service Easements Vacation Law, Street and Highway Code Sections 8300-8363;
- b) Direct the removal of the vacated portion of Railway Avenue in Los Olivos from the County's maintained road system; and
- c) Find that pursuant to State CEQA Guidelines Section 15162, no substantial changes are proposed, and no new information of substantial importance has become known regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures, that the proposed action was analyzed in the previously-certified Environmental Impact Report (12EIR-00000-00001), certified by the County Planning Commission on January 30, 2013, and that therefore no new environmental document is required.

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

a) Adopted.

RESOLUTION NO. 13-198

b) and c) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-16) PUBLIC WORKS

13-00539

Consider recommendations regarding the Tajiguas Landfill Phase 3B Liner Construction, County Project No. 828358, Third District, as follows:

a) Authorize the Director of Public Works to advertise for bids for construction The Tajiguas Landfill Phase 3B Liner Construction Project, County Project No. 828358;

b) Approve and authorize the Chair to execute a Contract in the amount of \$105,543.00 with the engineering firm of SWT Engineering, Inc. to provide engineering design and project administration services for the construction of the Tajiguas Landfill Phase 3B Liner Construction Project, County Project No.828358; and

c) Find that pursuant to CEQA Guidelines Section 15162, no substantial changes are proposed, and no new information of substantial importance has come to light regarding environmental effects of the Tajiguas Landfill Phase 3B Liner Construction Project or of the sufficiency or feasibility of mitigation measures, and therefore the project and the authorization to advertise for construction is within the scope of the project covered by the Tajiguas Landfill Expansion Project EIR (01-EIR-05) certified by the Board of Supervisors on August 13, 2002, the Addendum to 01-EIR-05 dated November 8, 2006 and accepted by the Board of Supervisors on December 5, 2006 and the Tajiguas Landfill Reconfiguration and Baron Ranch Restoration Project Subsequent EIR (08-EIR-00000-00007) certified May 5, 2009.

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

a) Authorized;

b) Approved; Chair to execute; and

c) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-17) PUBLIC WORKS[13-00540](#)

Consider recommendations regarding the request for Waiver of Competition for Services Contract with Southern California Edison to upgrade streetlights in County Service Area 31, Third District, as follows:

a) Authorize the County Purchasing Agent to sole source the services of Southern California Edison (SCE) to retrofit streetlights in County Service Area (CSA) 31 (Isla Vista) in an amount not to exceed \$100,000.00; and

b) Find that the proposed action is for the minor alteration of existing public facilities involving no expansion of the use beyond that which presently exists, that the proposed action is therefore exempt from the California Environmental Quality Act (CEQA) pursuant to 14CCR 15301 and approve the filing of a Notice of Exemption on that basis.

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

a) Authorized; and

b) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-18) PUBLIC WORKS[13-00551](#)

Consider recommendation regarding the Fiscal Year 2013/2014 Road Maintenance Annual Plan Amendment, as follows:

a) Approve and authorize the Chair to amend the Fiscal Year 2013/2014 Road Maintenance Annual Plan;

b) Approve the additional projects amended into the Fiscal Year 2013/2014 Road Maintenance Annual Plan, funded in the Fiscal Year 2013/2014 County adopted budget;

c) Authorize the Director of Public Works to advertise for bids for projects contained within the amended Fiscal Year 2013/2014 Road Maintenance Annual Plan; and

d) Find that the proposed actions are for existing facilities, which consists of the operation, repair, maintenance, or minor alteration of existing public structures, involving negligible or no expansion of use beyond that which currently exists, and that the proposed actions are therefore exempt from CEQA pursuant to 14 CCR 15301(c), and approve the filing of Notices of Exemption (5) on that basis.

A motion was made by Supervisor Farr, seconded by Supervisor Adam, that this matter be Acted on as follows:.

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

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-19) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [13-00355](#)

Acting as the Board of Directors, Flood Control and Water Conservation District:

Consider recommendations regarding Flood Control Benefit Assessment Program for Fiscal Year 2013/2014, as follows:

- a) Make a determination upon each assessment described in the report ordered filed by the Board at the June 18, 2013 meeting;
- b) Adopt the Resolution confirming Flood Control Benefit Assessment for Fiscal Year 2013/2014 and authorize the Clerk of the Board to record a certified copy;
- c) Consider the adoption (second reading) of an Ordinance amending Ordinance 3150, the Flood Control Benefit Assessment Ordinance, relating to benefit assessments for Flood Control services imposing Flood Control Benefit Assessments for Fiscal Year 2013/2014 (Ordinance introduced on June 18, 2013); and
- d) Find that the assessment revenue will be used for meeting operating expenses, including employee wage rates and fringe benefits, purchasing or leasing supplies, equipment, or materials, meeting financial reserve needs and requirements and obtaining funds for capital projects necessary to maintain service within existing service areas, and that the recalculation and imposition of the annual Flood Control Benefit Assessment are therefore exempt from California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15273(a)(1, 2, 3, and 4), and direct staff to file the CEQA Notice of Exemption with the Clerk of the Board.

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

a) Approved;

b) Adopted.

RESOLUTION NO. 13-186

c) Adopted.

ORDINANCE NO. 4864

d) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-20) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

13-00538

Acting as the Board of Directors, Flood Control and Water Conservation District:

Consider recommendations regarding the Lower Mission Creek Flood Control Project, Reach 2B, Phase 1, Santa Barbara, Second District, as follows:

a) Approve and authorize the Chair to execute the Statement of Final Quantities for work performed and materials supplied for the Lower Mission Creek Flood Control Project, Reach 2B, Phase 1, by the contractor Lash Construction, Inc. in the amount of \$2,144,105.86; and

b) Find that pursuant to the California Environmental Quality Act (CEQA) Section 15162, no new effects will occur and no new mitigation measures would be required as a result of the proposed action and therefore pursuant to CEQA Section 15162, the Lower Mission Creek Flood Control Project Reach 2B, Phase 1 is within the scope of the project covered by the EIS/EIR for the Lower Mission Creek Flood Control Project as well as the Findings and Statement of Overriding Considerations accepted by the Board as a Responsible Agency on May 11, 2011, and no new environmental document is required.

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

a) Approved; Chair to execute; and

b) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-21) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [13-00536](#)

Acting as the Board of Directors, Flood Control and Water Conservation District:

Consider recommendations regarding Agreements to provide specialized crane and trucking services, as follows:

a) Approve and authorize the Chair to execute Agreements for specialized crane services for the period of July 1, 2013 through June 30, 2015, in an amount not to exceed \$300,000.00 with each of the following contractors:

i) T & T Trucking and Crane Service (a tri-county vendor);

ii) OST Crane Service Inc. (a tri-county vendor); and

iii) Specialty Crane & Rigging (a local vendor);

b) Approve and authorize the Chair to execute Agreements for trucking services for the period of July 1, 2013 through June 30, 2015, in an amount not to exceed \$300,000.00 with each of the following contractors:

i) Tri-County Transportation (a tri-county vendor);

ii) Speed's Oil Tool Service, Inc. (a local vendor); and

iii) Charlene's Transportation (a local vendor); and

c) Find that the recommended action to award Contracts for crane and trucking services is a fiscal activity not constituting a "Project" within the meaning of CEQA, as set forth in 14 CCR 15378(b)(4).

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

a) i) ii) iii) Approved; Chair to execute;

b) i) ii) iii) Approved; Chair to execute; and

c) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-22) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY,
BOARD OF DIRECTORS, FLOOD CONTROL AND WATER
CONSERVATION DISTRICT

13-00537

Consider recommendations regarding approval for Grant Applications for Water Resources Projects, as follows:

Acting as the Board of Supervisors:

- a) Authorize the Project Clean Water Manager or designee to seek and apply for water quality project and program Grants from federal or state government agencies or other funding entities during Fiscal Year 2013/2014; and
- b) Find that the proposed action is related to creation of a government funding mechanism and other fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and is therefore exempt from CEQA pursuant to Guideline Section 15378 (b)(4);

Acting as the Board of Directors, Water Agency:

- c) Authorize the Water Agency Manager or designee to seek and apply for water related project and program grants from federal or state government agencies or other funding entities during Fiscal Year 2013/2014; and
- d) Find that the proposed action is related to creation of a government funding mechanism and other fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and is therefore exempt from CEQA pursuant to Guideline Section 15378 (b)(4); and

Acting as the Board of Directors, Flood Control and Water Conservation District:

- e) Authorize the Engineering Manager or designee to seek and apply for flood control project and program grants from federal or state government agencies or other funding entities during Fiscal Year 2013/2014; and
- f) Find that the proposed action is related to creation of a government funding mechanism and other fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and is therefore exempt from CEQA pursuant to Guideline Section 15378 (b)(4).

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

- a) Authorized;
- b) Approved;
- c) Authorized;
- d) Approved;
- e) Authorized; and
- f) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

Board of Supervisors

A-23) SUPERVISOR CARBAJAL

[13-00553](#)

Consider recommendations regarding the use of Quimby Funds and Park Development Mitigation Funds in the amount of \$47,000.00 to be used for the development of the Franklin Trail, First District, as follows: (4/5 Vote Required)

- a) Authorize the use of Quimby funds from the South Coast East Quimby Fee Agency Fund (Fund 1399) in the amount of \$38,998.00 and Park Development Mitigation funds from the South Coast East Development Mitigation Fund (Fund 1404) in the amount of \$8,002.00 from South Coast East Recreational Demand Area for the grand total amount of \$47,000.00 as County additional contribution towards development of the Franklin Trail;
- b) Approve Budget Revision Request 0002940 in the amount of \$47,000.00;
- c) Approve and authorize the Chair to execute a First Amendment to the Agreement between the County of Santa Barbara and the Land Trust for Santa Barbara County for Construction of the Franklin Trail (First Amendment) to increase the amount of the County's allocation to the Land Trust for construction of the Franklin Trail project by \$47,000.00 upon return of the Land Trust's execution of the First Amendment and the review and concurrence of County Counsel, Auditor-Controller and Risk Manager or their designees for a total amended amount of \$122,000.00; and

d) Find that pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15162, no substantial changes are proposed, and no new information of substantial importance has come to light regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures, and therefore these actions are within the scope of the Franklin Trail project covered by the Mitigated Negative Declaration (12NGD-00000-00003) approved and adopted by the Board for the Franklin Trail project on March 13, 2012, and that therefore no new environmental document is required.

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

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

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-24) SUPERVISOR WOLF

13-00544

Approve the appointment of Daisy Gonzales to the Developmental Disabilities Board, Area IX, term ending July 1, 2016, Second District.

A motion was made by Supervisor Farr, seconded by Supervisor Adam, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-25) SUPERVISOR WOLF

13-00547

Approve the reappointment of Claire B. Van Blaricum to the Library Advisory Committee, term ending June 30, 2014, Second District.

A motion was made by Supervisor Farr, seconded by Supervisor Adam, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-26) SUPERVISOR WOLF [13-00548](#)

Approve the reappointment of Alex Rodriguez to the Santa Barbara County Finance Corporation, Inc., term ending July 30, 2019, Second District.

A motion was made by Supervisor Farr, seconded by Supervisor Adam, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-27) SUPERVISOR FARR [13-00543](#)

Approve the reappointment of Donna Carpenter to the Santa Barbara County Finance Corporation Inc., term ending July 30, 2019, Third District.

A motion was made by Supervisor Farr, seconded by Supervisor Adam, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

Hearing Requests

A-28) PLANNING AND DEVELOPMENT [13-00541](#)

Set a hearing to consider the revised Park Hill Estates Subdivision v.2b Project, Case No. 10TRM-00000-00001, which has been revised from the prior County approved project pursuant to a proposed conditional settlement Agreement between the County of Santa Barbara, Oak Creek Company (applicant), and petitioners (San Antonio Creek Homeowners Association, Channel Islands Chapter of the California Native Plant Society, and Friends of Saspili), located at 4700 Via Los Santos in the Goleta area, APN 059-290-041, Second District, as follows:

(Set hearing for 7/9/13. Time estimate 1 hour 30 minutes.)

- a) Make the required findings for approval of the revised project including CEQA findings;
- b) Consider the Addendum and the previously adopted Final Mitigated Negative Declaration and adopt the mitigation monitoring program contained in the conditions of approval; and
- c) Approve the revised project, Case No. 10TRM-00000-00001, subject to the conditions.

A motion was made by Supervisor Farr, seconded by Supervisor Adam, that this matter be Set for a hearing, as follows: July 9, 2013 in Santa Maria (EST. TIME: 1 HR. 30 MIN.). The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

Recused: 1 - Supervisor Wolf

Departmental Agenda
Planning Items and Public Hearings

1) **PUBLIC WORKS**

13-00354

HEARING - Consider recommendations regarding Laguna County Sanitation District Ordinance relative to service charges, connection fees, and trunk line fees and Resolution relative to collection of service charges on the tax roll; Third, Fourth and Fifth Districts, as follows: (EST. TIME: 15 MIN.)

- a) Consider the adoption of an Ordinance amending Ordinance No. 3130 to revise service charges, connection fees and other related fees;
- b) Adopt a Resolution relative to the collection of said charges on the tax roll; and
- c) Adopt the findings in the Notice of Exemption that state the proposed action is for the establishment of rates for services provided by the Laguna County Sanitation District, that no expansion of services or facilities will result, and that any increased revenues will be used for meeting operating expenses and financial reserve needs and requirements, and that the action is therefore exempt from the California Environmental Quality Act pursuant to 14 CCR Section 15273 and approve the filing of a Notice of Exemption on that basis.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:20 AM - 10:45 AM (25 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Adopted.

ORDINANCE NO. 4865

b) Adopted.

RESOLUTION NO. 13-187

c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

2) PUBLIC HEALTH

13-00555

HEARING - Consider recommendations regarding the STEMI Receiving Center designation for two area hospitals within Santa Barbara County, as follows: (EST. TIME: 10 MIN.)

- a) Receive and file a report on the Comprehensive Cardiac Care System, STEMI Program;
- b) Approve and authorize the Chair to execute a First Amendment to the Professional Services Agreement between Santa Barbara County and Marian Regional Medical Center (MRMC) for designation as a Santa Barbara County STEMI Receiving Center;
- c) Approve and authorize the Chair to execute a First Amendment to the Professional Services Agreement between Santa Barbara County and Santa Barbara Cottage Hospital (SBCH) for designation as a Santa Barbara County STEMI Receiving Center; and
- d) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15061(b)(3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 10:46 AM - 10:59 AM (13 MIN.)

Recieved and filed staff presentation and conducted public hearing.

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

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

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

3) FIRE

13-00520

HEARING - Consider recommendations regarding the 2013 Hazard Reduction Program, as follows: (EST. TIME: 10 MIN.)

- a) Approve the declaration of all properties, whose owners have not complied with a notice to abate as a fire nuisance;

- b) Authorize the issuance of infraction citations, as outlined in the Santa Barbara County Code Chapter 15, Section 15.3, Chapter 49, section 49.14, and necessary abatement work relative to the 2013 Fire Department Defensible Space Program (Weed Abatement);

- c) Direct the Clerk of the Board to post the affected Property Owners List in a place easily accessible to the public; and

- d) Determine that the above action is categorically exempt from the California Environmental Quality Act in accordance with CEQA Guideline Section 15301(h) - maintenance of existing landscaping.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 10:00 AM - 10:01 AM (1 MIN.)

A motion was made by Supervisor Lavagnino, seconded by Supervisor Wolf, that this matter be Withdrawn from the agenda.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

4) PLANNING AND DEVELOPMENT

13-00558

HEARING - Consider recommendations regarding the Santa Barbara Ranch Inland Development Agreement and consideration of consent to Transfer Agreement, as follows: (EST. TIME: 2 HRS.)

a) Receive and file a written request from SBRHC, Inc. for the County to consent to a proposed Transfer Agreement, between SBRHC, Inc. and Spectra America Corp. (“Spectra America”), of respective interests, rights and obligations under the Inland Development Agreement, Inland Project Approvals and Subsequent Inland Approvals for the Santa Barbara Ranch Project; and either:

b) Accept the waiver of the 45 day time period in which to consider the Transfer Agreement and set a hearing for August 20, 2013; or

c) Determine that the County does not consent to the proposed Transfer Agreement because the proposed Transferee, Spectra America, has not provided any evidence of its reputation and financial resources to be able to perform the obligations proposed to be assumed. However, if Spectra America provides such evidence, the County is willing to reconsider its consent.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 10:57 AM - 11:27 AM (30 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Received and filed.

b) No action taken.

c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

5) SUPERVISOR CARBAJAL, SUPERVISOR WOLF[13-00532](#)

HEARING - Consider recommendations regarding the Beach Erosion Authority for Clean Oceans and Nourishment (BEACON) Single Use Carryout Bag Ban Ordinance Final Environmental Impact Report (EIR), as follows: (EST. TIME: 1 HR)

- a) Develop a draft Single Use Carryout Bag Ban Ordinance for the County unincorporated areas;
- b) Determine how the Single Use Carryout Bag Ban Ordinance would be enforced;
- c) Provide a budget for modifying the BEACON EIR to reflect the County as the Lead Agency; and
- d) Return to the Board at the end of Summer 2013 to report on the above items and to consider initiating CEQA review on the Single Use Carryout Bag Ban Ordinance.

HEARING TIME: 11:50 AM - 12:58 PM (1 HR. 8 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) through d) Approved. Directed staff to return at the end of Summer 2013 with a draft Single Use Carryout Bag Ban Ordinance, with recommendations for the enforcement of the Ordinance and a budget for modifying the BEACON EIR to reflect the County as the Lead Agency.

The motion carried by the following vote:

Ayes: 3 - Supervisor Carbajal, Supervisor Wolf, and Supervisor Farr

Noes: 2 - Supervisor Adam, and Supervisor Lavagnino

Adjourned at 12:58 PM

Adjourn to

Tuesday, July 9, 2013

Joseph Centeno Betteravia Government Administration Building
Board Hearing Room
511 East Lakeside Parkway
Santa Maria

Challenges

IF YOU CHALLENGE A DETERMINATION MADE ON A MATTER ON THIS AGENDA IN COURT, YOU MAY BE LIMITED TO RAISING ONLY THOSE ISSUES YOU OR SOMEONE ELSE RAISED AT THE PUBLIC HEARING DESCRIBED IN THIS NOTICE, OR IN WRITTEN CORRESPONDENCE TO THE BOARD OF SUPERVISORS AT, OR PRIOR TO, THE PUBLIC HEARING.

Announcements

The meeting of Tuesday, July 2, 2013 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, July 4, 2013, at 5:00 PM and on Saturday, July 6, 2013, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>