

County of Santa Barbara
BOARD OF SUPERVISORS



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

Chandra L. Wallar, County Executive Officer

Agenda - Approved

Tuesday, May 10, 2011

9:00 AM

**JOSEPH CENTENO BETTERAVIA GOVERNMENT
ADMINISTRATION BUILDING, BOARD HEARING ROOM
511 EAST LAKESIDE PARKWAY, SANTA MARIA**

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

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

Persons may address the Board of Supervisors in person or by using the remote video testimony system located at the County Administration Building, Board Hearing Room, Fourth Floor, 105 East Anapamu Street, in Santa Barbara or at the Betteravia Government Center, Board Hearing Room, 511 East Lakeside Parkway, Santa Maria. Persons may address the Board on any matter listed on the agenda by completing and delivering to the Clerk a speaker slip before the item is considered. Matters not listed on the agenda may be addressed during the public comment period at the conclusion of the administrative agenda. Further information on agenda items can be obtained in the Clerk of the Board Office, Room 407, in the County Administration Building in Santa Barbara.

Board Meeting Procedures

The Board of Supervisors is the legislative body for the County of Santa Barbara. Persons are encouraged to attend and testify before the Board on any matter appearing on the agenda. Correspondence to the Board regarding items appearing on the agenda should be directed to the Clerk of the Board, 105 East Anapamu Street, Room 407, Santa Barbara CA 93101. For information regarding the meetings of the Board of Supervisors including specific meeting times contact the Clerk of the Board at (805) 568-2240. Procedures for the conduct of the meetings of the Board of Supervisors can be found in Board Resolutions 09-368 (General) and 91-333 (Land Use).

The schedule of the Board of Supervisors, meeting agendas, supplemental hearing materials and minutes of the Board meetings are available on the Internet at: www.countyofsb.org

Board Meetings are televised live on County of Santa Barbara TV channel 20. For information about obtaining a videotape of a public hearing or a schedule of CSBTV broadcasts please call (805) 568-3427.

Late Distribution

Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the Clerk of the Board to all or a majority of the members of the Board of Supervisors less than 72 hours prior to that meeting are available for inspection in the Clerk of the Board Office, 105 East Anapamu Street, Room 407, Santa Barbara, CA, at the Office of the Board of Supervisors, Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria, CA and on the Internet at: <http://santabarbara.legistar.com/Calendar.aspx#current>.

Disability Access

The Board of Supervisors Hearing Room in Santa Barbara is located on the Fourth Floor of the County Administration Building, 105 East Anapamu Street. The Hearing Room is wheelchair accessible. Accessible public parking is available behind the County Administration Building and in City Parking Lot #6 located at the corner of Anacapa Street and Anapamu Street.

The Board of Supervisors Hearing Room in Santa Maria is located at the Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria. The Hearing Room is wheelchair accessible. Accessible public parking is available at the Betteravia Government Center.

American Sign Language interpreters, Spanish language interpretation and sound enhancement equipment may be arranged by contacting the Clerk of the Board of Supervisors by 4:00 p.m. on Friday before the Board meeting. For information about these services please contact the Clerk of the Board at (805) 568-2240.

Closed Session

The Board of Supervisors conducts a Closed Session every Tuesday between 8:00 A.M. and 9:00 A.M. and between 1:00 P.M. and 2:00 P.M. as necessary. Closed Sessions are not open to the public. Matters discussed during Closed Session include existing and pending litigation, personnel matters and real property negotiations. Actions taken by the Board during Closed Session will be announced during open session (Gov. Code Sections 54957.1(a) & (b), Ralph M. Brown Act). The Closed Session agenda is posted as an addendum to the Board's agenda each Friday in the Office of the Clerk of the Board. For information related to Closed Session announcements please contact County Counsel at (805) 568-2950.

7:50 A.M. Convene and Recess to Closed Session

9:00 A.M. Reconvene to Regular Session

Roll Call

Pledge of Allegiance

Report from Closed Session

1) COUNTY COUNSEL [11-00040](#)

Closed Session Agenda

Approval of Minutes of the May 3, 2011 Meeting

Administrative Agenda

All matters listed hereunder constitute a consent agenda, and will be acted upon by a single roll call vote of the Board. Matters listed on the Administrative Agenda will be read only on the request of a member of the Board or the public, in which event the matter shall be removed from the administrative agenda and considered as a separate item.

Resolutions to be Presented at 1:30 P.M.

Department requests continuance of Administrative Item A-1) to May 17, 2011

A-1) SUPERVISOR FARR [11-00327](#)

Adopt a Resolution of Commendation honoring Custody Commander Diana Stetson upon her retirement from the Sheriff's Department after over 28 years of dedication, loyalty and excellence in service to the citizens of Santa Barbara County.

A-2) SUPERVISOR LAVAGNINO [11-00389](#)

Adopt a Resolution proclaiming the month of May 2011 as Military Appreciation Month in Santa Barbara County.

A-3) SUPERVISOR LAVAGNINO [11-00390](#)

Adopt a Resolution proclaiming the month of May 2011 as Mental Health Month in Santa Barbara County.

Honorary Resolutions

- A-4) SUPERVISOR CARBAJAL [11-00362](#)
Adopt a Resolution of Commendation honoring the Santa Barbara School Districts upon their 145th anniversary.
- A-5) SUPERVISOR CARBAJAL [11-00376](#)
Adopt a Resolution proclaiming the month of May 2011 as Asian American and Pacific Islander Heritage Month in Santa Barbara County.
- A-6) SUPERVISOR WOLF [11-00367](#)
Adopt a Resolution of Commendation honoring Allan S. Ghitterman as a recipient of the 2011 Heroes for Justice Award.
- A-7) SUPERVISOR WOLF [11-00368](#)
Adopt a Resolution of Commendation honoring Honorable Judge Frank Ochoa as a recipient of the 2011 Heroes for Justice Award.
- A-8) SUPERVISOR WOLF [11-00369](#)
Adopt a Resolution of Commendation honoring the Women's Fund of Santa Barbara as a recipient of the 2011 Heroes for Justice Award.
- A-9) SUPERVISOR WOLF, SUPERVISOR LAVAGNINO [11-00366](#)
Adopt a Resolution of Commendation honoring Sylvia C. Barnard as a recipient of the 2011 Heroes for Justice Award.
- A-10) SUPERVISOR GRAY [11-00373](#)
Adopt a Resolution of Commendation honoring Robert W. Kennedy Sr. upon his retirement from the Human Services Commission
- A-11) SUPERVISOR GRAY [11-00382](#)
Adopt a Resolution proclaiming the week of May 15, 2011 through May 21, 2011 as National Public Works Week in Santa Barbara County.
- A-12) SUPERVISOR LAVAGNINO [11-00379](#)
Adopt a Resolution of Commendation proclaiming the month of May 2011 as Drug Court Month in Santa Barbara County.
- A-13) SUPERVISOR LAVAGNINO [11-00370](#)
Adopt a Resolution of Commendation honoring Vicki Book upon her retirement from the Human Services Commission.

Administrative Items

- A-14) AUDITOR-CONTROLLER [11-00372](#)
Receive and file the Auditor-Controller's Review Report on the Statement of Assets of the Santa Barbara County Treasurer, as of March 31, 2011.
- A-15) AUDITOR-CONTROLLER [11-00378](#)
Approve Budget Revisions necessary in order to correctly classify fund balance in preparation for the required implementation of Governmental Accounting Standards Board Statement No. 54 (GASB 54) as of July 1, 2011. (4/5 Vote Required)
- A-16) COUNTY EXECUTIVE OFFICE [11-00374](#)
Approve Budget Revision Requests (SEE EXHIBIT A WITH POSTED AGENDA). (4/5 Vote Required).
- A-17) COUNTY EXECUTIVE OFFICE, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [11-00375](#)
Approve Budget Revision Requests (SEE EXHIBIT B WITH POSTED AGENDA). (4/5 Vote Required).
- A-18) COUNTY EXECUTIVE OFFICE, COUNTY COUNSEL [11-00321](#)
Consider recommendations regarding a Goleta Revenue Neutrality Agreement Amendment, as follows: (4/5 Vote Required)
a) Approve and authorize the Chair to execute Amendment No. 1 to the Revenue Neutrality Agreement between the County of Santa Barbara and the City of Goleta; and
b) Approve Budget Revision Request No. 001387.
- A-19) GENERAL SERVICES [11-00349](#)
Consider recommendations regarding a Janitorial Services Contract for South County Downtown Facilities, First District, as follows:
a) Approve a Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines; and
b) Approve and authorize the Chair to execute the remaining two (2) year Contract for janitorial services with Service Master of Santa Barbara (a local vendor), in the amount of \$483,480.00 for the period of July 1, 2011 through June 30, 2013.

A-20) GENERAL SERVICES**11-00350**

Consider recommendations regarding a Janitorial Services Contract for North County Facilities, Third, Fourth and Fifth Districts, as follows:

- a) Approve a Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines; and
- b) Approve and authorize the Chair to execute the remaining two (2) year Contract for janitorial services with Service Master of Santa Maria (a local vendor), in the amount of \$787,620.00, for the period of July 1, 2011 through June 30, 2013.

A-21) GENERAL SERVICES**11-00351**

Consider recommendations regarding a Janitorial Services Contract for South County Goleta Facilities, Second District, as follows:

- a) Approve a Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines; and
- b) Approve and authorize the Chair to execute the remaining two (2) year Contract for janitorial services with Service Master of Goleta (a local vendor), in the amount of \$211,154.16, for the period of July 1, 2011 through June 30, 2013.

A-22) GENERAL SERVICES**11-00359**

Consider recommendations regarding the Santa Barbara Public Defender Remodel, Project No. 8661, approval of Amendment Nos. 2 and 3, and PSA Amendment No. 2, First District, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute Amendment No. 2 to the Contract with Melchiori Construction (a local vendor) for the Public Defender Remodel project in the amount of \$67,071.62 upon return of the Contractor's executed contract documents and the review and approval of County Counsel, Auditor-Controller and Risk Manager or their authorized representatives;
- b) Approve and authorize the Chair to execute Amendment No. 3 to the Contract with Melchiori Construction (a local vendor) for the Public Defender Remodel project in the amount of \$17,911.00 upon return of the Contractor's executed contract documents and the review and approval of County Counsel, Auditor-Controller and Risk Manager or their authorized representatives, for a total amended Contract amount of \$3,295.313.91;
- c) Re-authorize the Director of General Services or designee to approve change orders up to the limit specified in Public Contract Code Section 20142, or \$210,000.00 for this Contract;
- d) Approve Budget Revision Request No. 0001402 for \$36,911.00 to transfer funds from the Clerk Recorder Assessor into the project budget (includes all design fees and construction costs associated with the emergency generator modifications); and

e) Approve and authorize the Chair to execute Amendment No. 2 to the Professional Services Agreement with the CBA Partnership (not a local vendor) for additional the Public Defender Remodel project in the amount of \$55,570.00 for a total amended Contract amount of \$461,382.00.

A-23) HOUSING AND COMMUNITY DEVELOPMENT

[11-00278](#)

Consider recommendations regarding the Santa Barbara County HOME Consortium and CDBG Urban County Partnership Final 2011 Annual Action Plan, as follows:

a) Adopt a Resolution authorizing submittal of the Santa Barbara County HOME Consortium and Urban County Partnership 2011 Annual Action Plan to the United States Department of Housing and Urban Development (HUD), that represents the grant application for the second operating year of the 2010-2015 Consolidated Plan; and

b) Authorize the County Executive Officer to execute all certifications, standard forms and other related documents required for HOME and CDBG Program administration and implementation pursuant to submittal and approval of the 2011 Annual Action Plan.

A-24) PLANNING AND DEVELOPMENT

[11-00363](#)

Approve and authorize the Chair to execute a letter and application to the Department of Alcohol Beverage Control (ABC), determining that public convenience will be served by issuing the new Off-Sale Beer and Wine license to Robin Elizabeth Watt-Gorley, for the Casmalia General Store located at 3401 Pt. Sal Road, Apartment 3 in Casmalia, Fourth District.

A-25) PROBATION

[11-00381](#)

Adopt a Resolution authorizing the Chief Probation Officer to submit, execute, and accept the Juvenile Accountability Block Grant (JABG) in the amount of \$52,210.00 for the period of July 1, 2011 through June 30, 2012, from the California Corrections Standards Authority (CSA).

A-26) PROBATION

[11-00383](#)

Consider recommendations regarding an Application to pursue Eleventh Year Allocation Funding under the Juvenile Justice Crime Prevention Act, as follows:

a) Authorize the Chief Probation Officer, as the lead agent, to submit the Application for Approval to the Corrections Standards Authority (CSA) in order to utilize Eleventh Year funding in the amount of \$991,491.00 allocated to Santa Barbara County under the Juvenile Justice Crime Prevention Act (JJCPA), from July 1, 2011, through June 30, 2012; and

b) Assure that the County will adhere to the CSA's Contract terms and statutory requirements, participate in the collection of the required data, and use grant funding to supplement and not supplant existing programs.

A-27) PUBLIC WORKS[11-00314](#)

Consider recommendations regarding the construction of 2010/1011 Countywide Preventive Maintenance Application of Scrub Seal and Micro-Surfacing, County Project No. 820621, as follows:

- a) Approve the plans and specifications for the construction of 2010/2011 Countywide Preventive Maintenance Application of Scrub Seal and Micro-Surfacing;
- b) Award the Construction Contract in the amount of \$3,218,326.50 to the lowest responsible bidder, Windsor Fuel Company, Inc (not a local vendor), P.O. Box 1029 Pittsburg, CA 94565-1029, subject to the provision of documents and certifications as set forth in the plans and specifications applicable to the project, as required under California Law;
- c) Approve and 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; and
- d) Approve contingency funds in the amount of \$173,416.33 for the construction of 2010/2011 Countywide Preventive Maintenance Application of Scrub Seal and Micro-Surfacing.

A-28) PUBLIC WORKS[11-00380](#)

Adopt a Resolution authorizing the filing of a \$1,629,846.00 claim with the Santa Barbara County Association of Governments (SBCAG) for an allocation of Transportation Development Act (TDA) funds for Fiscal Year 2011/2012.

A-29) PUBLIC WORKS[11-00385](#)

Consider recommendations regarding the Reconstruction of a Portion of Harris Grade Road HR3 Project, Federal Project No. HRRRL-5951(115), County Project No. 862273, Fourth District, as follows:

- a) Accept the Notice of Completion for the reconstruction of a portion of Harris Grade Road for work performed by the Contractor, Rockwood General Contractors, Inc. (not a local vendor), Post Office Box 1529, Nipomo, California 93444; and
- b) Approve and authorize the Chair to execute the Statement of Final Quantities for the Reconstruction of a Portion of Harris Grade Road HR3 Project for work performed and materials supplied by Rockwood General Contractors in the amount of \$295,605.51.

A-30) PUBLIC WORKS[11-00386](#)

Consider recommendations regarding the Construction of Santa Rosa Road and Removal of Bridge No. 51C-173, Federal Project No. BRLSZD-5951 (095), County Project No. 863038, Third District, as follows:

- a) Approve plans and specifications for the Construction of Santa Rosa Road and Removal of Bridge No. 51C-173;
- b) Award the Construction Contract in the amount of \$854,060.00 to the lowest responsible bidder, Souza Engineering Contracting, Inc (not a local vendor), P.O. Box 3810, San Luis Obispo, CA 93403 subject to the provision of documents and certifications, as set forth in the plans and specifications applicable to the project, as required under California Law;
- c) Approve and 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; and
- d) Approve a contingency fund of \$55,203.00 for the Construction of Santa Rosa Road and Removal of Bridge No. 51C-173.

A-31) PUBLIC WORKS[11-00387](#)

Consider recommendations regarding Parking Restrictions on Patterson Road and Bradley Road, Fourth District, as follows:

- a) Adopt a Resolution to rescind Resolutions No. 23498, 89-664, 91-127 and 03-292 establishing a crosswalk, no parking zones and a passenger loading zone on Patterson Road and Bradley Road in the Orcutt area;
- b) Adopt Resolutions establishing a passenger loading zone and no parking zones on Patterson Road and Bradley Road in the Orcutt area; and
- c) Approve the filing of a Notice of Exemption pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301 (c), pertaining to maintenance and operation of existing facilities, for work to implement these Resolutions.

A-32) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

[11-00344](#)

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

Consider recommendations regarding the Final Environmental Impact Statement/Environmental Impact Report (EIS/EIR) for the Lower Mission Creek Flood Control and Restoration Project, Construction of Reach 1A, Phase 1, First District, as follows:

- a) Certify that the Board, acting as a Responsible Agency, has considered the environmental effects of the EIS/EIR for the Lower Mission Creek Flood Control Project, appendices and technical studies pursuant to the California Environmental Quality Act (CEQA) Section 15096(f);
- b) Certify that the Board, acting as a Responsible Agency, has reviewed and considered the information contained in the Final EIS/EIR for the Lower Mission Creek Flood Control Project, appendices and technical studies, and adopts the CEQA Findings and Statement of Overriding Considerations pursuant to CEQA Section 15091 as required by Section 15095(h);
- c) Award the Construction Contract for the Lower Mission Creek Flood Control and Restoration Project, Reach 1A, Phase I in the amount of \$2,609,161.00 to the lowest responsible bidder Lash Construction, Inc. (a local vendor), subject to the provisions of documents and certifications, as set forth in the plans and specification applicable to the project and as required by law;
- d) Approve and 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;
- e) Approve a contingency in the amount of \$142,958.05 for the above subject project;
- f) Approve plans and specifications for the project;
- g) Approve and authorize the Chair to execute the Agreement with Fugro West, Inc. (a local vendor) for construction inspection services for the Lower Mission Creek Flood Control and Restoration Project, Reach 1A, Phase I in the amount of \$288,200.00 for the period of May 3, 2011 through June 30, 2012;
- h) Authorize a 15% contingency in the amount of \$43,230.00 with Fugro West, Inc. for additional work that may be needed to complete work for the project; and
- i) Authorize the Chair of the Board of Directors to accept the Nonexclusive Easement Deed from Antonio R. Romasanta for flood control improvements located on a portion of 28 West Cabrillo, County APN 033-102-002, by authorizing the Clerk of the Board to execute the Certificates of Acceptance.

A-33) SHERIFF [11-00384](#)

Approve and authorize the Chair to execute the Amendment No. 3 to the Agreement with TriTech Software Systems (not a local vendor) which extends the annual maintenance agreement for the Computer Aided Dispatch (CAD) system through March 2012 for a cost of \$145,159.01. (4/5 Vote Required)

Board of Supervisors**A-34) SUPERVISOR FARR [11-00371](#)**

Approve the reappointment of Julie Kessler Solomon to the Human Services Commission, term ending June 30, 2014, Third District.

A-35) SUPERVISOR LAVAGNINO [11-00361](#)

Approve the reappointment of Bonnie Royster to the Civil Service Commission, term ending May 1, 2015, Fifth District.

Hearing Requests**A-36) PARKS [11-00364](#)**

Set hearing to provide direction to the Parks Department regarding Santa Barbara County Park's Beach Parking Fees.
(Set hearing for 5/17/11. Time estimate 1 hour.)

A-37) PUBLIC WORKS [11-00388](#)

Set hearing to consider recommendations regarding the Road Maintenance Annual Plan Fiscal Year 2011/2012, as follows:
(Set hearing for 6/7/11. Time estimate 30 minutes.)

a) Adopt the Fiscal Year 2011/2012 Road Maintenance Annual Plan (RdMAP);

b) Approve the funded projects listed for the Maintenance Program (County Forces) and the Surface Treatment Program (Contracts/County Forces) within the Road Maintenance Annual Plan;

c) Approve the filing of a Notice of Exemptions pursuant to the County's California Environmental Quality Act (CEQA) Guidelines Section 15301(c), pertaining to operations and maintenance of existing facilities for the above; and

d) Authorize the Director of Public Works to advertise the projects contained within the Fiscal Year 2011/2012 Road Maintenance Annual Plan.

Approval of Administrative Agenda

Board Member Reports

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) (11-00001)

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

Departmental Agenda
Planning Items and Public Hearings

1) TREASURER-TAX COLLECTOR [11-00365](#)

HEARING - Receive and file the Fiscal Year 2010/2011 Third Quarter (January 2011 through March 2011) report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b). (EST. TIME: 15 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

2) AUDITOR-CONTROLLER, GENERAL SERVICES, TREASURER-TAX COLLECTOR [11-00377](#)

HEARING - Consider recommendations regarding a presentation on the County's use of Debt for Capital Projects and Proposed Project Substitutions for Certificates of Participation issued in 2005 and 2010, as follows: (EST. TIME: 30 MIN.)

a) Receive and file a presentation on the County's historical and current use of debt to invest in capital projects;

b) Approve sending a letter to the California Debt Limit Allocation Committee (CDLAC) that requests permission to transfer previously issued Recovery Zone Economic Development Bonds (RZEDBs) for the Betteravia Administration Buildings to the Public Defender Remodel and the Emergency Operation Center project (EOC) with the remainder to be spent on remodeling and expanding Betteravia Administration Building "D". Upon approval from CDLAC, authorize the transfer of RZEDBs as described in the letter;

c) Upon approval from CDLAC for Recommendation b), substitute and reallocate approximately \$2.8 million of the tax-exempt portion of the 2010 Certificates of Participation (COPs) issuance proceeds that was planned to be used for construction of the Public Defender Remodel project, the EOC, and a new administration building at the Betteravia Campus to the Tajiguas Landfill Liner project;

d) Substitute and reallocate approximately \$4.3 million of the unspent 2005 COP proceeds planned to be used for the Sheriff Technical Services Building as follows:

i) Approximately \$1,825,000.00 to complete the land purchase for the proposed North County Jail;

ii) Approximately \$1,175,000.00 to the Kitchen Sewer Replacement Project at the Main Jail in Goleta;

iii) Approximately \$1,100,000.00 to initiate Phase I of a project to replace the heating ventilation and air conditioning equipment (HVAC) in the Santa Barbara Courthouse; and

- iv) Approximately \$200,000.00 to fund 1/3 of the cost to refurbish the Courthouse elevator;
- e) Approve the use of approximately \$500,000.00 in unspent 2005 COPs project funds from the Lompoc Fire/Sheriff Substation project and the Isla Vista Foot Patrol project for General Fund debt service on the 2005 COPs in Fiscal Year 2011/2012; and
- f) Determine that the above actions are government funding mechanisms and/or fiscal activities that are not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

3) COUNTY EXECUTIVE OFFICE, OFFICE OF EMERGENCY SERVICES[11-00360](#)

HEARING - Consider recommendations regarding a Nuclear Regulatory Commission (NRC) update and report from Pacific, Gas and Electric (PG&E) on the Diablo Nuclear Power Plant, as follows: (EST. TIME: 45 MIN.)

- a) Receive and file a brief status report from County staff regarding a letter to the NRC; and
- b) Receive and file a report from PG&E staff regarding the Diablo Nuclear Power Plant, PG&E relicensing process, planned actions to confirm the seismic safety of the Diablo Nuclear Power Plant and any immediate lessons learned from the Fukushima disaster in Japan.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

4) PLANNING AND DEVELOPMENT[11-00015](#)

HEARING - Consider recommendations regarding an Ordinance Amending Chapter 25, Petroleum Code, as follows: (EST. TIME: 1 HR.)

- a) Receive and file a staff report regarding outreach to stakeholders regarding potential amendments to the Petroleum Code as it relates to the ongoing regulation of High Risk Operations; and
- b) Direct staff to return to the Board of Supervisors on July 12, 2011 with a draft Ordinance Amendment, as outlined, to:
 - i) Amend the High Risk Operation Definition (a);
 - ii) Amend the High Risk Operation Definition (b);
 - iii) Amend the Remediation Requirements for High Risk Operations; and
 - iv) Make other minor amendments as necessary to effectively enforce the Petroleum Code.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

5) PLANNING AND DEVELOPMENT[11-00227](#)

HEARING - Consider recommendations regarding the Evans Appeal of the Planning Commission's approval of 98-DP-023 (06APL-00000-00039); APNs. 107-560-001 through 107-560-033 located east of Hummel Drive and south of Foster Road in the existing development of Northpoint Village, Fourth District, as follows: (EST. TIME: 1 HR. 15 MIN.)

- a) Make the required findings for the project, including CEQA findings;
- b) Adopt the Addendum for the previously certified Environmental Impact Report 78-EIR-9 and Supplemental Document 92-SD-2 and adopt the mitigation monitoring program contained in the conditions of approval;
- c) Uphold the appeal and grant de novo approval of Case No. 98-DP-023 subject to conditions, including changed condition 13.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Adjourn to**May 17, 2011****County Administration Building
Board Hearing Room
105 East Anapamu Street , Fourth Floor
Santa Barbara****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, May 10, 2011 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, May 12, 2011, at 5:00 PM and on Saturday, May 14, 2011, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>