

County of Santa Barbara
BOARD OF SUPERVISORS

ACTION SUMMARY

February 01, 2005

**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 Carbajal, Supervisor Rose, Supervisor Firestone, Supervisor Gray and Supervisor Centeno

Invocation: Eric Palmer, Human Resources Department

Report from Closed Session

County Counsel reported that by a vote of 5:0, the Board set a public hearing for February 8, 2005 on whether to appeal the decision of the United States Department of the Interior, Bureau of Indian Affairs, to take 6.9 acres of land owned in fee by the Santa Ynez Band of Mission Indians into trust. Details of this decision may be obtained in the Office of County Counsel.

Approval of Minutes of the January 25, 2005 meeting

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

Administrative Agenda

Resolutions to be Presented at 9:00 AM

A-1) SUPERVISOR CARBAJAL

[File Reference No. 05-00153](#)

Commission.

A motion was made by Supervisor Centeno, seconded by Supervisor Firestone, that this matter be Adopted

RESOLUTION NO. 05-027

The motion carried unanimously.

A-2)

SUPERVISOR ROSE

[File Reference No. 05-00143](#)

Adopt a Resolution of Commendation for the Public Works Department, as Santa Barbara County Employees of the Month for February 2005.

A motion was made by Supervisor Centeno, seconded by Supervisor Firestone, that this matter be Adopted

RESOLUTION NO. 05-028

The motion carried unanimously.

Resolution to be Presented at 11:45 AM

A-3) SUPERVISOR GRAY [File Reference No. 05-00142](#)

Adopt a Resolution proclaiming February 2005 as Black History Month. (Reception to follow in the Board of Supervisors Conference Room)

A motion was made by Supervisor Centeno, seconded by Supervisor Firestone, that this matter be Adopted

RESOLUTION NO. 05-029

The motion carried unanimously.

Honorary Resolutions

A-4) SUPERVISOR CARBAJAL and SUPERVISOR ROSE [File Reference No. 05-00162](#)

Adopt a resolution celebrating the 20th Anniversary of the Santa Barbara International Film Festival, January 28 through February 6, 2005.

A motion was made by Supervisor Centeno, seconded by Supervisor Firestone, that this matter be Adopted

RESOLUTION NO. 05-030

The motion carried unanimously.

Administrative Items

A-5) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 05-00149](#)

Consider recommendations regarding State Department of Mental Health, State AIDS Contract, as follows:

a) Approve and authorize Chair to execute a revenue contract in the amount of \$75,000 with the State of California to continue providing Mental Health Services to assist people with AIDS, for the period of July 1, 2004 through June 30, 2007 for the amount of \$75,000;

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

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

a) Approved; Chair to execute.

b) Authorized.

The motion carried unanimously.

A-6) COUNTY EXECUTIVE OFFICE [File Reference No. 05-00146](#)

Consider recommendations regarding exchange of property taxes for the Hart Reorganization, an annexation to the City of Santa Barbara, Second District, as follows:

a) Adopt a resolution providing for the negotiated exchange of property tax revenue pertaining to the Hart Reorganization, an annexation to the City of Santa Barbara;

b) Approve a Reportback to LAFCO pertaining to the Hart Reorganization.

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

a) Adopted.

RESOLUTION NO. 05-031

b) Approved.

The motion carried unanimously.

A-7) COUNTY EXECUTIVE OFFICE [File Reference No. 05-00163](#)

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

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

A-8) EMPLOYEES' RETIREMENT SYSTEM [File Reference No. 05-00151](#)

Adopt a resolution amending Article II Section 204a of the Bylaws of the Santa Barbara County Employees Retirement System amending the week and time the Board of Retirement regularly meets from the third Wednesday of each month at 10 a.m. to the second Wednesday of each month at 9 a.m., unless otherwise ordered by the Board of Retirement.

A motion was made by Supervisor Centeno, seconded by Supervisor Firestone, that this matter be Adopted

RESOLUTION NO. 05-032

The motion carried unanimously.

A-9) GENERAL SERVICES and PUBLIC WORKS [File Reference No. 05-00147](#)

Approve and authorize Chair to execute Amendment No. 4 to the Agreement with Campbell-Geo, Inc. (a local vendor) for environmental clean up services at the Figueroa Street Fueling Facility Remediation Project No. F00203 associated with the Leaking Underground Fuel Tank Program (LUFT Program) increasing the amount by \$18,250 for a new total amount of \$655,432, First District.

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

A-10) GENERAL SERVICES and PLANNING AND DEVELOPMENT [File Reference No. 04-01167](#)

Consider recommendations regarding Real Property Purchase Contract and Escrow Instructions for Yankwich/Adams Property, Isla Vista, Third District, as follows:

- a) Approve the Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines;
- b) Approve and execute a Real Property Purchase Contract and Escrow Instructions between and the County of Santa Barbara and Richard I. Yankwich and Elizabeth I. Yankwich, as trustees of the Yankwich Family Trust Dated July 15, 2002 and IYA Limited Partnership to acquire vacant property located on the 6700 block of Del Playa Drive which runs along the coastal bluffs (APNs 075-193-005, 075-193-008, 075-193-009, 075-193-010, and 075-193-013) in the amount of \$2,500,000;
- c) Approve a budget revision to appropriate \$2,600,000 (\$2,500,000 plus closing costs) for the purchase of the land from the County Capital Outlay fund. (4/5 vote required)

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

A-11) GENERAL SERVICES and PLANNING AND DEVELOPMENT [File Reference No. 04-01184](#)

Consider recommendations regarding Declaring Real Property as Surplus, Isla Vista, Third District, as follows:

- a) Approve the Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines for the above referenced project;
- b) Adopt a Resolution Declaring Real Property Surplus regarding the County owned property located along the frontage of the coastal bluffs on Del Playa Drive in Isla Vista (APN 075-202-037 (Lots 31 & 32) and APN 075-193-012 (Lot 40).

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

A-12) PLANNING AND DEVELOPMENT [File Reference No. 05-00157](#)

Receive the Director's report regarding the Van Wingerden Soil Stockpile Emergency Permit (05EMP-0000-00003) issued to Karen Bray, agent for the landowner, to temporarily authorize the placement of 12,000 cubic yards of soil on the subject property to facilitate the restoration and maintenance of County and U.S. Army Corps of Engineers flood control facilities affected by the recent winter storms, located at 5154 Foothill Road (APN 004-004-038), Carpinteria area, First District.

A motion was made by Supervisor Centeno, seconded by Supervisor Firestone, that this matter be Received and filed. The motion carried unanimously.

A-13) PLANNING AND DEVELOPMENT [File Reference No. 05-00158](#)

Receive the Director's report regarding the Overgaag Soil Stockpile Emergency Permit (05EMP-0000-00004) issued to Karen Bray, agent for the landowner, to temporarily authorize the placement of 12,000 cubic yards of soil on the subject property to facilitate the restoration and

maintenance of County and U.S. Army Corps of Engineers flood control facilities affected by the recent winter storms located at 6954 Gobernador Canyon Road (APN 001-050-038), Carpinteria area, First District.

A motion was made by Supervisor Centeno, seconded by Supervisor Firestone, that this matter be Received and filed. The motion carried unanimously.

A-14) PLANNING AND DEVELOPMENT

[File Reference No. 05-00161](#)

Receive the Director's report regarding the Granite-Bazzi Temporary Mining Emergency Permit (05EMP-0000-00005) issued to Dave White, agent for the landowner, to temporarily authorize the mining excavation of up to 145,000 cubic yards of sand and gravel from the Bazzi property located just south of the Santa Ynez River and east of U.S. Highway 101, 400 S. Highway 101 (APN 137-270-015) Buellton area, Third District.

A motion was made by Supervisor Centeno, seconded by Supervisor Firestone, that this matter be Received and filed. The motion carried unanimously.

A-15) PUBLIC HEALTH

[File Reference No. 05-00145](#)

Approve the continued Local Emergency, Resolution Number 00-193, due to the spread and on-going epidemic of blood-borne viral hepatitis (Hepatitis B and C) and human immunodeficiency virus (HIV) infections among injection drug users and authorize Pacific Pride Foundation as the agent of the County to carry out the Syringe Exchange and Education Program.

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

A-16) PUBLIC WORKS

[File Reference No. 05-00152](#)

Adopt a resolution establishing a Mid-Block Crosswalk on Channel Drive in the Montecito area, First District.

A motion was made by Supervisor Centeno, seconded by Supervisor Firestone, that this matter be Adopted

RESOLUTION NO. 05-033

The motion carried unanimously.

A-17) PUBLIC WORKS

[File Reference No. 05-00154](#)

Approve and execute Amendment No. 6 to the License Agreement with Aera Energy LLC (Folio No. R-099) which allows the County to withdraw water from a well on land owned by Aera adjacent to the Tajiguas Landfill extending the License term thru December 2005 and authorizing the Director of Public Works to execute annual term extensions thru 2016, in the amount \$300 per month plus a per-gallon charge for water extracted, Third District.

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

A-18) SHERIFF

[File Reference No. 05-00155](#)

Approve and execute an agreement to provide law enforcement services to the City of San Luis Obispo for special events, such as Mardi Gras, held February 4 through February 8, 2005.

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

Hearing Requests

A-19) COUNTY EXECUTIVE OFFICE[File Reference No. 05-00159](#)

Set a hearing to consider recommendations regarding the second quarter FY 04-05 Budget Update, as follows:

- a) Accept and file, per the provisions of Government Code Section 29126.2, the Fiscal Year 2004-05 Financial Status Report as of December 31, 2004, showing the status of appropriations and financing for all departmental budgets adopted by the Board of Supervisors;
- b) Approve a budget revision updating anticipated discretionary General Fund revenue to reflect revenue "shifts" and "swaps" included in the adopted FY 04-05 State budget;
- c) Receive an updated forecast of the General Fund budget's financial condition on June 30, 2005 with revenue and expenditure forecasts reflecting the budget revision and receive an updated financial projection for FY 05-06.

A motion was made by Supervisor Centeno, seconded by Supervisor Firestone, that this matter be Set for a hearing, as follows: February 22, 2005 in Santa Maria (EST. TIME: 45 MIN.) The motion carried unanimously.

A-20) HOUSING AND COMMUNITY DEVELOPMENT[File Reference No. 05-00150](#)

Set a hearing to consider authorizing the Housing and Community Development Department working with an interdepartmental team to investigate attainable housing strategies for public employees utilizing a possible lease of County owned land and County issuance of Mortgage Revenue Bonds.

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Acted on as follows: Directed that this matter be withdrawn from the agenda at this time. Further directed staff to reschedule a public hearing on the Administrative Agenda as appropriate based on direction from the Board.

The motion carried unanimously.

A-21) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[File Reference No. 05-00148](#)

Set two hearings for presentation of Santa Barbara County Employee Service Awards, as follows:

- a) Set a hearing for March 15, 2005 to award County service pins to eligible employees in Santa Barbara; (EST. TIME: 1 HR.)
- b) Set a hearing for March 22, 2005 to award County service pins to eligible employees in Santa Maria. (EST. TIME: 45 MIN.)

A motion was made by Supervisor Centeno, seconded by Supervisor Firestone, that this matter be Set for a hearing, as follows: a) March 15, 2005 (EST. TIME: 60 MIN.)

b) March 22, 2005 in Santa Maria (EST. TIME: 45 MIN.) The motion carried unanimously.

A-22) PUBLIC WORKS[File Reference No. 05-00156](#)

Set a hearing to consider recommendations regarding 2005-06 through 2009-10 Measure "D" Five-Year Local Program of Projects, as follows:

- a) Adopt a Resolution for the Measure "D" Five-Year Local Program of Projects for Fiscal Years 2005/06 through 2009/10, for submittal to the Santa Barbara County Local Transportation Authority for acceptance;

- b) Reaffirm Resolution 89-465, which established priorities and policies related to the use of the local portion of the one-half cent sales tax for transportation needs in Santa Barbara County;
- c) Approve Notice of Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the above;
- d) Reaffirm or consider revisions to Measure "D" distribution formula for allocation of revenues within Supervisorial Districts;
- e) Direct staff to prepare Fiscal Year 2005-06 Road Maintenance Annual Plan (RdMap) based upon approved Measure "D" distribution formula.

A motion was made by Supervisor Centeno, seconded by Supervisor Firestone, that this matter be Set for a hearing, as follows: March 8, 2005 in Santa Maria (EST. TIME: 45 MIN.) The motion carried unanimously.

A-23) TREASURER-TAX COLLECTOR

[File Reference No. 05-00144](#)

Consider recommendations regarding Treasurer's Investment Pool FY 2004-2005 Second Quarter (October-December), as follows:

- a) Accept for filing the 2004-2005 Second Quarter (October-December) report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b);
- b) Review and approve the Investment Policy Statement and authorize the County Treasurer to manage the investment pool in accordance with the Policy, pursuant to sections 53646(a) and 53607 of the Government Code;
- c) Receive and file the Auditor'-Controller's Review Report on the assets held in the Santa Barbara County Treasury Pool for the quarter ended December 31, 2004;
- d) Set a hearing to receive a presentation regarding the Treasurer's Investment Pool.

A motion was made by Supervisor Centeno, seconded by Supervisor Firestone, that this matter be Acted on and set for a hearing, as follows:

a) Accepted.

b) Approved.

c) Received and filed.

d) Set hearing for February 8, 2005 in Santa Maria (EST. TIME: 15 MIN.) The motion carried unanimously.

A-24) PUBLIC WORKS

[File Reference No. 05-00165](#)

Consider recommendations regarding Old San Marcos Road storm repairs and traffic control system, Second District, as follows:

- a) Authorize the Chair to execute a letter requesting that Caltrans re-open State Route 154 as soon as possible to minimize the impacts to Old San Marcos Road;
- b) Authorize the Chair to execute a letter requesting continued California Highway Patrol law enforcement support on Old San Marcos Road until State Route 154 re-opens;
- c) Approve the interim traffic control plan for Old San Marcos;

d) Find that for the foreseeable future, periodic closures of Old San Marcos Road as deemed necessary by the Road Commissioner for the protection of the public due to road washouts, for the protection of the county highway from further damage during storms, and for the purpose of construction, improvement and maintenance operations.

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

a) and b) Authorized; Chair to execute.

c) and d) Approved.

The motion carried unanimously.

Approval of Administrative Agenda

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

[File Reference No. 05-00051](#)

PUBLIC COMMENT

Accepted Public Comment

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. **THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 03-282) (05-00051)**

RE: Introduced Brianna Hamilton a student at Cabrillo High School as Fourth District Supervisor of the Day - Fourth District Supervisor Joni Gray addressed the Board.

RE: Toro Canyon Property Issues - John Thorndike IV addressed the Board.

RE: The Budget at a National Level - Sister Janet Corcoran addressed the Board.

RE: "Coalition for Sensible Planning" - Peter Sturken addressed the Board.

RE: 1969 Oil Spill / Environmental Diligence - Diane Conn addressed the Board.

Departmental Agenda -- Public Hearings

- 1) SUPERVISOR ROSE and SUPERVISOR CENTENO [File Reference No. 05-00075](#)
- HEARING - Review of Article X of the County Code regarding the position of County Administrator to strengthen organizational coordination, effectiveness and accountability.
- A motion was made by Supervisor Centeno, seconded by Supervisor Gray, that this matter be Continued, as follows: February 8, 2005. The motion carried unanimously.**
- 2) GENERAL SERVICES [File Reference No. 05-00117](#)
- HEARING - Receive presentation regarding General Services department operations. (EST. TIME: 1 HR.)
- COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE
- Received and filed staff presentation and conducted public hearing.**
- 3) PUBLIC WORKS [File Reference No. 05-00164](#)
- HEARING - Receive presentation regarding Public Works department operations. (EST. TIME: 1 HR.)
- COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE
- A motion was made by Supervisor Firestone, seconded by Supervisor Carbajal, that this matter be Acted on and continued, as follows: Received and filed report. Continued matter to February 8, 2005 for conclusion of public hearing and Board discussion as appropriate.**
- The motion carried by the following vote:**
- Ayes: 3 - Supervisor Carbajal, Supervisor Rose and Supervisor Firestone
Absent: 2 - Supervisor Gray and Supervisor Centeno

4:00 PM Time Certain4) SUPERVISOR ROSE[File Reference No. 05-00160](#)

HEARING - Receive testimony from County departments, State and Federal agencies and local organizations on the significant storm events of late December and early January to provide insight into the effectiveness of the collective response to the storm, how it impacted local residents and businesses, and how we may be better prepared for such future events. (EST. TIME: 3 HRS.)

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

Received and filed staff report and conducted public hearing. Directed the Office of Emergency Services to work with local public and private agencies as well as the media to develop an Emergency Operations Plan and to return to the Board with recommendations within four to six months or sooner as appropriate.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Rose, Supervisor Firestone and Supervisor Gray

Absent: 1 - Supervisor Centeno

Adjourn to February 8, 2005

Betteravia Government Center

Board Hearing Room

511 East Lakeside Parkway

Santa Maria

Adjourn

Announcements

<http://www.countyofsb.org>