

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

Agenda

Tuesday, August 27, 2013

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, 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 of Supervisors' Conference 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 12:00 P.M. and 1:00 P.M. and at 7:50 A.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.

9:00 A.M. Convene to Regular Session

Roll Call

Pledge of Allegiance

Approval of Minutes of the August 20, 2013 Meeting

ADDENDUM

12:00 P.M. Recess to Closed Session

Supervisor Farr will be participating in Closed Session from the following remote location:

Main Lobby

Resort at Squaw Creek

Lake Tahoe

400 Squaw Creek Road

Olympic Valley, CA 96146

Report from Closed Session

COUNTY COUNSEL

[13-00009](#)

Closed Session Agenda

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.

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 9:00 A.M.**A-1) SUPERVISOR ADAM, SUPERVISOR LAVAGNINO [13-00602](#)**

Adopt a Resolution of Commendation recognizing Frank P. Campo upon his 30 years of public service to the citizens of the United States, State of California and County of Santa Barbara.

A-2) SUPERVISOR LAVAGNINO [13-00655](#)

Adopt a Resolution honoring the Santa Maria Southside Little League All Stars upon completing the most successful run by a Santa Maria Valley Little League team since 1969.

Honorary Resolutions**A-3) SUPERVISOR FARR [13-00637](#)**

Adopt a Resolution of Commendation honoring Robert R. Mott upon his retirement from the Sheriff's Department after over 28 years of faithful and distinguished service to the citizens of Santa Barbara County.

Administrative Items**A-4) COMMUNITY SERVICES [13-00652](#)**

Consider recommendations regarding a CDBG Grant Funding Contract for the City of Guadalupe American Legion Hall Seismic Retrofit, as follows:

a) Approve and authorize the Chair to execute a CDBG funding Contract in the amount of \$367,500.00, consisting of \$150,000.00 in CDBG funds already approved by the Board as part of the Fiscal Year 2012/2013 Annual Action Plan (Resolution No. 12-112) and \$217,500.00 in CDBG funds already approved by the Board as part of the Fiscal Year 2013/2014 Annual Action Plan (Resolution No. 13-171); and

b) Determine that approval and execution of the CDBG funding Contract is exempt from the California Environmental Quality Act (CEQA), pursuant to Section 15301 of the State Guidelines for the Implementation of CEQA, which consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alterations of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of existing use and approve the filing of a Notice of Exemption on that basis.

A-5) COUNTY COUNSEL[13-00657](#)

Approve and authorize the County Counsel to execute a Contract for services with Nielsen, Merksamer, Parrinello, Gross & Leoni, LLP as outside counsel in an amount not to exceed \$150,000.00. (4/5 Vote Required)

A-6) DISTRICT ATTORNEY[13-00645](#)

Adopt a Resolution authorizing the District Attorney to renew the Agreement with the State Department of Insurance for the Life and Annuity Consumer Protection Program Grant in the Fiscal Year 2013/2014 budget.

A-7) GENERAL SERVICES[13-00653](#)

Consider recommendations regarding countywide vending machine operations with San Luis Beverages, Lindberg Vending, and Snackman Vending, Folio Nos. 003086, 003087 and 003088, as follows:

- a) Direct the General Services Department to notify the current vendors; San Luis Beverages, Lindberg Vending and Snackman Vending, that the County is not in mutual agreement to extend an additional five (5) years on each of their current License Agreements, but will temporarily operate the term month to month until further notice;
- b) Authorize the General Services Department to solicit bids from vendors to provide healthy food and beverages with energy efficient vending machines, and if no bids or unacceptable bids are received, the Countywide vending machine program shall be discontinued; and
- c) Determine that the proposed actions by the Board are exempt from the California Environmental Quality Act (CEQA) guidelines, pursuant to Section 15301 and approve and direct staff to file and post a Notice of Exemption on that basis.

A-8) PROBATION[13-00646](#)

Authorize the Chief Probation Officer to execute the Grant Agreement and accept the Federal Fiscal Year (FFY) 2014 California Office of Traffic Safety (OTS) Grant in the amount of \$120,000.00 for the year covering October 1, 2013 to September 30, 2014.

A-9) PUBLIC HEALTH[13-00650](#)

Consider recommendations regarding Professional Services for Contractor on Payroll for Mimi Applegate Elder as follows:

- a) Approve and authorize the Chair to execute an Agreement for Contractor on Payroll, Not Subject to Retirement, with Mimi Applegate Elder, RN (a local vendor), to review data and patient records related to the STEMI program (the term STEMI refers to a type of heart attack called ST Elevated Myocardial Infarction) and the Cardiac Arrest Registry to Enhance Survival (CARES) rendered by prehospital and hospital care providers. This Agreement will commence on September 2, 2013 and continue through August 31, 2014 in an amount not to exceed \$51,617.00; 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-10) PUBLIC HEALTH[13-00649](#)

Consider recommendations regarding a Level III Trauma Center Designation Agreement with Marian Regional Medical Center; Level II Trauma Center Designation First Amendment with Santa Barbara Cottage Hospital, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute an Amendment to the Agreement for Level II Trauma Center Designation with Santa Barbara Cottage Hospital to include Level II Pediatric Trauma for the period beginning July 1, 2011 to June 30, 2015;
- b) Approve and authorize the Chair to execute an Agreement with Marian Regional Medical Center for Level III Trauma Center Designation for the period beginning July 1, 2013 to June 30, 2015;
- c) Approve Budget Revision Request No. 0003069 reflecting \$75,000.00 of unanticipated revenue from Charges for Services and decreasing Intergovernmental Revenue - State (\$75,000.00) for Fiscal Year 2013/2014 in the County's financial system; 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.

A-11) PUBLIC WORKS[13-00648](#)

Consider recommendations regarding Lower Mission Creek Flood Control Project; Reach 1B Acquisition, County Project No. SC8042, Second District, as follows:

a) Approve and authorize the Chair to execute the Real Property Purchase Contract and Escrow Instructions with Erik and Alex Funke, for the purchase of County APN 033-074-020 in fee interest, as well as for the purchase of permanent easement in perpetuity on a portion of County APN 033-074-021 in the amount of \$501,275.00, in connection with the Lower Mission Creek Flood Control Project; Reach 1B, County Project No. SC8042;

b) Approve and authorize the Chair to execute the Temporary Construction Easement in the amount of \$4,000.00 per month to Erik and Alex Funke for an estimated nine month period totaling \$36,000.00, related to the use of the temporary construction easement on a portion of County APN 033-074-021 in connection with the Lower Mission Creek Flood Control Project; Reach 1B, County Project No. SC8042;

c) Accept the original Grant Deed to the real property conveyed from Erik and Alex Funke to the County of Santa Barbara for a parcel of land known as County APN 033-074-020 by authorizing the Clerk of the Board to execute the Certificate of Acceptance;

d) Accept the original Permanent Easement Deed to the real property conveyed from Erik and Alex Funke to the Santa Barbara County Flood Control and Water Conservation District for a portion of land approximately 11,202 square feet located on the property at 135 Kimberly Avenue known as County APN 033-074-021 by authorizing the Clerk of the Board to execute the Certificate of Acceptance;

e) Accept the original Temporary Construction Easement conveyed from Erik and Alex Funke to the Santa Barbara County Flood Control and Water Conservation District for a portion of land approximately 4,083 square foot on a portion of the property located at 135 Kimberly Avenue Known as County APN 033-074-021 by authorizing the Clerk of the Board to execute the Certificate of Acceptance; and

f) 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 approval of the recommended action and therefore pursuant to CEQA Section 15162, those actions are within the scope of the project covered by the Environmental Impact Statement/Environmental Impact Report (EIS/EIR) for the Lower Mission Creek Flood Control Project as well as the Findings and Statement of Overriding Considerations accepted by the Board of Directors as a Responsible Agency on May 10, 2011, and no new environmental document is required.

A-12) SOCIAL SERVICES[13-00654](#)

Consider recommendations regarding Santa Barbara County System Improvement Plan 2012, as follows:

a) Approve the 2012-2017 Santa Barbara County System Improvement Plan (SIP) developed in accordance with Assembly Bill 636, Chapter 678, Statutes of 2001, and the California Child and Family Services Review for submission to the California Department of Social Services (CDSS); 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.

Board of SupervisorsA-13) SUPERVISOR FARR[13-00656](#)

Approve the appointment of Janet Blevins to the Air Pollution Control District Community Advisory Council, term ending December 31, 2016, Third District.

Approval of Administrative Agenda

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE[13-00647](#)

HEARING - Consider recommendations regarding Recidivism Reduction: Overview of Results First and Pay for Success Initiatives, as follows: (EST. TIME: 1 HR.)

- a) Receive and file a report on recidivism reduction opportunities associated with implementing the Results First Initiative and feasibility analysis of a Pay for Success partnership model;
- b) Authorize staff to proceed with the Results First Initiative and authorize the Chair to execute a letter of Support and return to the Board with findings;
- c) Direct staff to conduct the feasibility study on the Pay for Success partnership model or other next steps and/or follow up, returning to the Board with additional information as warranted; and
- d) Determine that this is not a project under the California Environmental Quality Act (CEQA) Section 15378 (b) (5) since it is an organizational or administrative activity that will not result in direct or indirect physical changes to the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

2) PLANNING AND DEVELOPMENT[13-00577](#)

HEARING - Consider the Planning Commission's recommendation for approval of the Bradley Village, Orcutt Community Plan Key Site 30, Project, Case Nos. 05GPA-00000-00006, 05RZN-00000-00010, 07TRM-00000-00006 / TM 14,739, 07DVP-00000-00032, 10DVP-00000-00002, APN 107-250-008, located on the west side of Bradley Road between Union Valley Parkway and Patterson Road, approximately 2 miles northwest of the Clark Avenue /U.S. Highway 101 intersection, in the Orcutt area, Fourth District, as follows: (EST. TIME: 20 MIN.)

- a) Make the required findings for approval of the project, including CEQA findings;
- b) Certify the Final Subsequent Environmental Impact Report (12EIR-00000-00005) and adopt the mitigation monitoring program contained in the conditions of approval, as revised;
- c) Approve a Comprehensive Plan Amendment (05GPA-00000-00006) and adopt a Resolution, approving the following: 1) change the Land Use Designation on the subject parcel from Agriculture (A-I-40) to Residential (RES-4.6, RES-3.3, RES-8) on approximately 21.2-acres, and Recreation (REC) on approximately 47.8-acres; 2) amend Orcutt Community Plan Development Standard KS30-2 to allow storm water detention basins to be located within the open space area; 3) amend Orcutt Community Plan Development Standard KS30-4 to allow for the re-alignment of the public multi-use trail identified in the Orcutt Community Plan Parks, Recreation, and Trails Map as B-1, Bradley Connector; and 4) revise the location of the public multi-use trail identified in the Orcutt Community Plan Parks, Recreation, and Trails map identified as B-1, Bradley Connector;
- d) Approve a rezone (05RZN-00000-00003) and adopt an Ordinance changing the zone district on specified portions of the subject parcel from Agriculture (AG-I-40) to Single Family Residential (8-R-1, 10-R-1), Small Lot Planned Development (SLP), and Recreation (REC);
- e) Approve a Vesting Tentative Tract Map (07TRM-00000-00006 / TM 14,739) as depicted in Attachment H of the Planning Commission staff report dated April 22, 2013 subject to the conditions of approval, as revised;
- f) Approve a Final Development Plan (07DVP-00000-00032) to develop 18 single family residential units within the Small Lot Planned Development (SLP) zone district subject to the conditions of approval, as revised; and
- g) Approve a Final Development Plan (10DVP-00000-00002) for the development of a 3.5-acre private passive park subject to the conditions of approval, as revised.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Adjourn to

Tuesday, September 3, 2013

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, August 27, 2013 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, August 29, 2013, at 5:00 PM and on Saturday, August 31, 2013, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>