

County of Santa Barbara

BOARD OF SUPERVISORS

ACTION SUMMARY

November 05, 2002

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

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

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

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

9:00 A.M. Reconvened to Regular Session

Roll Call

Present: Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske

Absent: Supervisor Gray

Invocation: Eric Palmer, Human Resources

Report from Closed Session

The Board took the following actions:

By a vote of 4-0, with Supervisor Gray absent, the Board approved stipulations of value and settlement agreement in Exxon V. County, which involves an appeal of property taxes for the years 1993-2002. The stipulations must be approved by the Assessment Appeals Board and the Superior Court.

By a vote of 4-0, with Supervisor Gray absent, the Board approved settlement in Richardson v. County and Beeghly v. County, two federal civil rights cases arising out of an incident at the Lariat Bar in Los Alamos, for a total of \$950,000. Copies of the settlement agreement are available from the office of County Counsel.

Approval of Minutes of the October 22, 2002 meeting

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, to Approve the Minutes. The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

Administrative Agenda

Resolutions to be Presented at 9:00 AM

A-1) **SUPERVISOR MARSHALL**

[File Reference No. 02-01078](#)

Adopt a Resolution of Commendation for Julie Hagen, Amy Herron, Rico Pardo, Ralph Remick, Susan Slattery, Xiaoli Zhang-King and Adriana Zidek, of the Auditor-Controller Payroll Division, as Santa Barbara County Employees of the Month for November 2002.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 02-366

The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

A-2) **SUPERVISOR MARSHALL**

[File Reference No. 02-01103](#)

Adopt a Resolution of Commendation for Ray Ybarra upon receiving the Tri Counties 2002 Labor Leader Award.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 02-367

The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

Administrative Items

A-3) **BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT**

[File Reference No. 02-01075](#)

Authorize the Flood Control District to proceed with negotiations and acquisition of an easement or fee title on APNs 029-041-005, 029-041-006, 029-041-007, and other adjacent parcels as necessary for construction and maintenance of the El Encanto Debris Basin Project, First District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Authorized. The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

A-4) **BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT**

[File Reference No. 02-01076](#)

Authorize the Flood Control District to proceed with negotiations and acquisition of an easement or fee title on APNs 117-191-007, 117-191-008, 117-200-026, and other adjacent parcels as necessary for construction and maintenance of the West Green Storm Drain Project, Fifth District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Authorized. The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

A-5) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 02-01077](#)

Consider recommendations regarding the Cravens Lane Storm Drain Project (SC8321), First District, as follows:

- a) Approve the Cravens Lane Storm Drain Project (SC8321) and the CEQA Notice of Exemption;
- b) Approve plans and specifications for the project;
- c) Authorize the Public Works Director to advertise and receive bids for the project.

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

a) and b) Approved.

c) Authorized.

The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

A-6) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 02-01100](#)

Consider recommendations regarding the Lower Devereux Creek Project, Third District, as follows:

- a) Approve and authorize the Chair to execute an Agreement with Devereaux Creek Properties, Inc. (owners of the Ocean Meadows Golf Course) to allow for construction of the Lower Devereux Creek Project and to identify tasks and responsibility for the project;
- b) Accept an Easement Deed (Temporary Construction Easement) from Devereaux Creek Properties, Inc., owners of 6925 Whittier Drive (APN: 073-090-062), and authorize the Clerk of the Board to execute the Certificate of Acceptance. (4/5 vote required);
- c) Approve and authorize the Chair to execute a Memorandum of Agreement with the University of California, Santa Barbara (UCSB) to allow for access during construction of the Lower Devereux Creek Project.

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

a) Approved; Chair to execute.

b) Accepted.

c) Approved; Chair to execute.

The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

A-7) BOARD OF DIRECTORS, WATER AGENCY[File Reference No. 02-01090](#)

Consider recommendations regarding US Bureau of Reclamation Grant Funding for Cloud Seeding Program Tracer Study, as follows:

- a) Concur with the grant application to the U.S. Bureau of Reclamation prepared by Water Agency Staff for funding of research activities to improve the Santa Barbara County Cloud Seeding Program and advancement in the science of weather modification;
- b) Authorize the Public Works Director or designee to execute the necessary Grant Agreements and documents with the U.S. Bureau of Reclamation to receive funding to implement a tracer study in substantial conformity with the program.

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

a) Approved.

b) Authorized.

The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

A-8) COUNTY EXECUTIVE OFFICE[File Reference No. 02-01101](#)

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

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Approved. The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

A-9) GENERAL SERVICES[File Reference No. 02-01073](#)

Approve and execute Amendment No. 1 to the agreement with Architects West (a local vendor) in the amount of \$31,840, for additional design work associated with the Clerk-Recorder-Assessor Building (Project No. 8620), for a total contract in the amount of \$179,840 including reimbursable expenses, First District.

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

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

Absent: 1 - Supervisor Gray

A-10) GENERAL SERVICES[File Reference No. 02-01085](#)

Adopt a resolution allowing the County of Santa Barbara and the City of Santa Barbara to jointly develop and use underground communications conduit facilities.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 02-368

The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

A-11) GENERAL SERVICES

[File Reference No. 02-01102](#)

Consider recommendations regarding the Countywide Telephone System replacement, as follows:

- a) Authorize General Services to complete the upgrade of the County-Wide Telephone System in Fiscal Year 2002-03 (originally scheduled for FY 04/05);
- b) Approve an appropriation transfer of \$1,747,374 from fund 1919 replacement reserves;
- c) Approve a waiver of the competitive bid requirement for the telephone system upgrade and authorize General Services to negotiate a contract with NEC BNS Inc. the current provider and local vendor.

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

a) Authorized.

b) and c) Approved.

The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

A-12) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES

[File Reference No. 02-01081](#)

Receive and file the Annual Report of the Civil Service Commission for Fiscal Year 2001-02.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Received and filed.

The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

A-13) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES

[File Reference No. 02-01084](#)

Adopt a resolution increasing salaries for unrepresented attorney classifications in Bargaining Unit 43 by 2.4%, effective October 28, 2002.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 02-369

The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

A-14) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES

[File Reference No. 02-01087](#)

Adopt one resolution, effective October 28, 2002, establishing the following job classification:

Emergency Medical Services Performance Improvement Coordinator (Class #3098), Range 5910 (\$4,624-\$5,645 per month).

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 02-370

The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

A-15) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES

[File Reference No. 02-01095](#)

Approve extension of Supplement to Military Pay Program to eighteen months and adopt a resolution for County employees who have been called to active military duty as a result of the War on Terrorism based on the outlined parameters.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 02-371

The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

A-16) PARKS

[File Reference No. 02-01071](#)

Accept Easements for Trail Purposes and Public Areas as dedicated by the owners of Tract Map 14,290 as shown on the final map and Direct the Clerk of the Board to execute, Summerland area, First District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Accepted. The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

A-17) PARKS

[File Reference No. 02-01092](#)

Consider recommendations regarding State Lands Lease for placement of a sand berm at Goleta Beach County Park, Second District, as follows:

a) Authorize County Parks to enter into a Lease Agreement (in substantially the form provided) with the State Lands Commission for purposes of placing a sand berm along Goleta Beach County Park;

b) Authorize the Director of Parks to act as agent on behalf of the County to conduct all negotiations, execute and submit all documents, including but not limited to applications, agreements, amendments other documents necessary for the completion of the project which has previously been before your Board and is detailed in permit application.

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

a) and b) Authorized.

The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

A-18) PLANNING AND DEVELOPMENT[File Reference No. 02-00994](#)

Approve and direct the Clerk of the Board to execute and record the Matthews Agricultural Preserve Replacement Contract 00-AP-007, replacing a portion of the original Agricultural Preserve 96-AP-015 (APN 141-240-039) located southeast of the intersection of Happy Canyon and Armour Ranch Roads, known as 5200 Armour Ranch Road, Santa Ynez area, Third District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Approved. The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

A-19) PLANNING AND DEVELOPMENT[File Reference No. 02-01074](#)

Acknowledge Offer to Dedicate an Open Space Easement for the Montecito Ranch Estates (Formerly known as Summerland Ranch), TM 14,290, First District, as follows:

- a) Adopt the Resolution of Findings accepting and approving the Grant of Open Space Easement;
- b) Accept the CEQA Section 15317 Categorical Exemption for the Grant of Open Space Easement;
- c) Execute the Grant of Open Space Easement and direct its recordation concurrent with the recordation of TM 14,290.

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

a) Adopted.

RESOLUTION NO. 02-372

b) Accepted.

c) Approved.

The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

A-20) PLANNING AND DEVELOPMENT[File Reference No. 02-01082](#)

Approve and execute a professional services contract with Robert Brown Engineers (not a local vendor) for review and evaluation of safety and process systems within specific petroleum and natural gas facilities, for the period of November 5, 2002 through October 31, 2003, in the amount of \$250,000.

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

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

Absent: 1 - Supervisor Gray

A-21) PUBLIC HEALTH[File Reference No. 02-01093](#)

Consider recommendations regarding the Emergency Winter Homeless Shelter Program, as follows:

- a) Authorize the Director of the Public Health Department to execute a License to Use State Military Facility with the California Army National Guard for an emergency winter homeless shelter in the Santa Maria Armory for the period of December 1, 2002 through March 31, 2003, in an amount not to exceed \$42,705;
- b) Authorize the Director of the Public Health Department to execute a contract with Good Samaritan Shelter, Inc. for the management of the Santa Maria Winter Emergency Homeless Shelter for the period of December 1, 2002 through March 31, 2003, in an amount not to exceed \$68,160;
- c) Authorize the Director of the Public Health Department to execute a contract with the Society of St. Vincent de Paul for the management of the Santa Barbara Winter Emergency Homeless Shelter at 816 Cacique Street, Santa Barbara, for the period of December 1, 2002 through March 31, 2003, in an amount not to exceed \$180,850;
- d) Authorize the Director of the Public Health Department to execute a contract with the Lompoc Housing Assistance Corporation for the management of the Lompoc Winter Emergency Homeless Shelter at Bridgehouse, 2025 Sweeney Road, Lompoc, for the period of December 1, 2002 through March 31, 2003, in an amount not to exceed \$34,500;
- e) Adopt a Resolution authorizing the Public Health Department to apply for a grant from the State of California, Department of Housing and Community Development Emergency Housing Assistance Program ("EHAP") to be applied to the costs of operating Emergency Winter Homeless Shelters next winter, Fiscal Year 2003-2004;
- f) Authorize the Director of the Public Health Department to use \$100,000 of Public Health Department funding to assist with funding the permanent year-round homeless shelters

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

a) through d) Authorized.

e) Adopted.

RESOLUTION NO. 02-373

f) Authorized.

The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

A-22) PUBLIC HEALTH

[File Reference No. 02-01097](#)

Approve the 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 as the agent of the County to carry out the Needle Exchange and Education Program.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Approved. The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

A-23) PUBLIC HEALTH[File Reference No. 02-01098](#)

Consider the recommendations from the Tobacco Settlement Advisory Committee (TSAC), as follows:

- a) Accept the TSAC recommendation to place 20% of Fiscal Year 2003-04 tobacco settlement revenues into the TSAC endowment (Total TSAC revenues in FY 2003-04 are estimated to be \$5,183,000. The 20% distribution to the TSAC endowment would be \$1,036,600);
- b) Accept the TSAC recommendation to allocate the balance of FY 2003-04 tobacco settlement revenues (estimated at \$4,146,400) plus interest projected to be earned in FY 2002-03 (estimated at \$141,667 for a total of \$4,288,067) as follows:
 - 1. \$806,000 for Tobacco Prevention, Treatment, and Education
 - 2. \$800,000 for Hospital and Emergency Room Care
 - 3. \$450,000 for MISC (Multi-agency Integrated System of Care)
 - 4. \$800,000 for Primary and Specialty Medical Care
 - 5. \$52,000 for Project Clean Water
 - 6. \$150,000 for ADMHS Alcohol and Drug Program
 - 7. \$200,000 In-Home Supportive Services (IHSS)
 - 8. \$100,000 for Dental Care
 - 9. \$200,000 for Emergency Room Physicians
 - 10. \$85,000 for the Air Pollution Control District
 - 11. \$50,000 for the Adult and Aging Network
 - 12. \$50,000 for Santa Barbara Neighborhood Clinics - Hepatitis C
 - 13. \$50,000 for Santa Barbara Neighborhood Clinics - Outreach
 - 14. \$300,000 for Alcohol, Drug, & Mental Health Services Infrastructure
 - 15. \$55,000 for Public Health Department Infrastructure
 - 16. \$140,000 to cover Administrative Overhead and Evaluation
- c) Accept the TSAC recommendation to proportionately decrease recommended funding for items B1-B16 above in the event the tobacco settlement funding received for FY 2003-04 is less than \$4,288,067;
- d) Accept the TSAC recommendation to allocate additional funding for infrastructure for the Public Health Department and Alcohol, Drug, and Mental Health Services in the event the tobacco settlement funding received for FY 2003-04 is more than \$4,288,067;
- e) Direct the County Administrator to include TSAC recommended allocations in the 2003-04 proposed budget.

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

a) through d) Accepted.

e) Directed.

The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

A-24) PUBLIC WORKS [File Reference No. 02-01079](#)

Approve and execute Amendment No. 3 to the Joint Powers Agreement with the City of Lompoc, increasing bus fares for the City of Lompoc Transit System in the unincorporated Vandenberg Village and Mission Hills areas of the Lompoc Valley, Third and Fourth Districts.

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

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

A-25) PUBLIC WORKS [File Reference No. 02-01083](#)

Approve the Final Map of Tract No. 14,290 Phillips-Berkshire Subdivision, Fifth District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Approved. The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

A-26) PUBLIC WORKS [File Reference No. 02-01089](#)

Adopt six (6) resolutions establishing No Parking zones on various County Roads, First, Second and Third Districts.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Withdrawn from the agenda. The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

Board of Supervisors

A-27) SUPERVISOR GRAY [File Reference No. 02-01099](#)

Approve the reappointment of Don Rowland to the Assessment Appeals Board No. 1, Fourth District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Approved. The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

A-28) SUPERVISOR MARSHALL [File Reference No. 02-01086](#)

Approve the appointment of Karen Ingram to the Commission for Women, Third District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Approved. The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

A-29) SUPERVISOR MARSHALL [File Reference No. 02-01088](#)

Approve the appointment of Sonja Popkin to the Mental Health Commission, Third District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Approved. The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

Hearing Requests

A-30) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 02-01080](#)

Set a hearing to receive a report from the Central Coast Water Authority regarding current State Water Project financial issues.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: November 26, 2002 (EST. TIME: 30 MIN.) The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

A-31) PARKS [File Reference No. 02-01072](#)

Set a hearing to receive a report on the status of issues pertinent to Lake Cachuma including Federal Legislation, lease renewal with the Federal Bureau of Reclamation and other related items and provide direction as appropriate.

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

A-32) PLANNING AND DEVELOPMENT [File Reference No. 02-01096](#)

Set a hearing to consider the request of Wright Watling, for Casitas Hosmer, for a 50% refund of Planning and Development's permit processing fees for Quinta Isabella, a 16 unit, 50% affordable housing project in the Montecito Planning Area, (APN 009-060-049) located on the west side of San Ysidro Road, approximately 300 feet south of the intersection of San Ysidro Road and East Valley Road in the amount of \$24,089.10, Montecito area, First District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: December 3, 2002 The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

A-33) PUBLIC WORKS [File Reference No. 02-01091](#)

Set a hearing to consider recommendations regarding NPDES Phase II regulations, as follows:

- a) Receive a status report on development of the program to satisfy the Phase II NPDES Municipal storm water regulations;
- b) Consider entering into a Memorandum of Understanding with City of Carpinteria, City of Santa Barbara, City of Goleta and any other interested Cities to file a joint Notice of Intent and individual "Storm Water Management Plans" as "Co-permittees" in compliance with NPDES Phase II regulations.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: November 26, 2002 (EST. TIME: 45 MIN.) The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

Resolution to be Presented at 9:00 AM

A-34) SUPERVISOR ROSE

[File Reference No. 02-01104](#)

Adopt a resolution proclaiming November 2002 as National American Indian Heritage Month.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 02-374

The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

Approval of Administrative Agenda

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, to Approve the Administrative Agenda.

The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

[File Reference No. 02-00025](#)

PUBLIC COMMENT

Accepted Public Comment

People desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 92-398) (02-00,025)

RE: The relocation of "Santa" - Robert Maxim and First District Supervisor Naomi Schwartz addressed the Board.

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

RE: Air Quality and Environmental Issues - Christopher Brown addressed the Board.

RE: Santa Maria City Council Election - Ernest Armenta addressed the Board.

RE: Remembering A.J. Diani - Sister Janet Corcoran addressed the Board.

RE: Support for Killing Endangered Species - George Alvarez addressed the Board.

RE: Remembering Lifelong Santa Maria Resident A.J. Diani - Sister Janet Corcoran and Fifth District Supervisor Tom Urbanske addressed the Board.

Departmental Agenda -- Public Hearings**Addendum**1) **GENERAL SERVICES**[File Reference No. 02-00998](#)

HEARING - Consider the adoption of an urgency ordinance amending Ordinance No. 679, to extend the term for four (4) months through March 5, 2003 granting a continuance of the franchise to Southern California Edison to construct, alter, operate and maintain a system for the distribution and transmission of electricity upon public streets and highways. (4/5 vote required) (EST. TIME: 10 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

A motion was made by Supervisor Schwartz, seconded by Supervisor Urbanske, that this matter be Adopted

ORDINANCE NO. 4480

The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

2) **GENERAL SERVICES**[File Reference No. 02-01004](#)

HEARING - Consider the adoption of an urgency ordinance amending Chapter 2 Article XI Section 2-82 Section 8 (Franchise Fees) of the Santa Barbara County Code to permit the increase of franchise fees generated from Gas, Oil, Electric and Water public utilities, or to any person, firm or corporation furnishing services or commodities in the unincorporated area of Santa Barbara County. (4/5 vote required) (EST. TIME: 5 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

A motion was made by Supervisor Schwartz, seconded by Supervisor Urbanske, that this matter be Withdrawn from the agenda. The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

3) AUDITOR-CONTROLLER[File Reference No. 02-01038](#)

HEARING - Consider the adoption of a resolution imposing the Property Tax Administration Fee pursuant to Revenue and Taxation Code Section 95.3. (EST. TIME: 5 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

A motion was made by Supervisor Urbanske, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 02-375

The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

4) PUBLIC HEALTH[File Reference No. 02-01025](#)

HEARING - Consider recommendations regarding current and future challenges for the health care system in Santa Barbara County, as follows: (EST. TIME: 15 MIN.)

a) Receive a report on TSAC (Tobacco Settlement Advisory Committee) recommendations for Fiscal Year 2003-04 to allocate \$1,800,000 for hospital and emergency room care, primary & specialty medical care, and emergency room physicians;

b) Support the SBRHA (Santa Barbara Regional Health Authority) three-year grant application to the California Endowment for \$400,000 for indigent care;

c) Request the Legislative Program Committee consider asking Congresswoman Lois Capps to sponsor legislation changing the methodology of our local geographic cost adjustments in the Medicare physician fee schedule;

d) Request the Legislative Program Committee consider supporting S. 3013 that would provide reimbursement to state and healthcare organizations up to \$200 million per year for medical care to undocumented immigrants;

e) Consider scheduling a Special Hearing to conduct a workshop to further discuss health issues with the community.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

a) Received and filed report.

b) Approved.

c) Approved execution of letter to Congresswoman Lois Capps asking that she sponsor legislation changing the methodology of our local geographic cost adjustment in the Medicare physician fee schedule.

d) Approved support for S. 3013.

e) Approved.

The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

5) PLANNING AND DEVELOPMENT[File Reference No. 02-00856](#)

HEARING - Consider the appeal of Lisa Bodrogi, agent for Ken Plam, of the July 24, 2002 Planning Commission deemed denials of the Mission Meadows Winery Development, (Case No. 01DVP-00000-00002), for approval of a Final Development Plan under the provisions of Article III of the AG-II-40 Zone District, to develop a winery and manager's residence; and case number TPM 14,563, for approval under County Code Chapter 21 to divide 93.54 acres into two parcels of 52.75 acres and 40.79 acres in the AG-II-40 Zone District under Article III, located north of the Alisal River Golf Course (APN 139-250-010), Solvang area, Third District, as follows: (EST. TIME: 1 HR. 30 MIN.)

- a) Adopt the required findings for the project 01DVP-00000-00002 specified in Attachment A of the staff report dated July 17, 2002, including CEQA findings;
- b) Approve the Negative Declaration and adopt the mitigation monitoring program contained in the conditions of approval contained in Attachment C of the staff report dated July 17, 2002;
- c) Uphold the appeal and Approve Case No. 01DVP-00000-00002 subject to the conditions included as Attachment B of the staff report dated July 17, 2002;
- d) Adopt the required findings for denial of case number TPM 14,563.
- e) Deny the appeal and deny case number TPM 14,563 based upon the project's inconsistency with the Comprehensive Plan and the inability to make the required findings.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

A motion was made by Supervisor Rose, seconded by Supervisor Marshall, that this matter be Acted on and continued, as follows: Received staff presentation and continued matter to January 7, 2003. Public hearing closed.

The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske
Absent: 1 - Supervisor Gray

Adjourn to November 12, 2002

Betteravia Government Center

Board Hearing Room

511 East Lakeside Parkway

Santa Maria

Adjourn

Announcements

THE MEETING OF NOVEMBER 5, 2002 WILL BE TELECAST LIVE ON GOVERNMENT ACCESS TV CHANNEL 20 AT 9:00 A. M., AND WILL BE REBROADCAST ON THE FOLLOWING THURSDAY, NOVEMBER 7, 2002 AT 5:00 P.M. ON GATV CHANNEL 20.

THE BOARD OF SUPERVISORS WILL NOT MEET ON TUESDAY, NOVEMBER 19, 2002; THE NEXT REGULAR MEETING WILL BE TUESDAY, NOVEMBER 26, 2002, IN SANTA BARBARA.

<http://www.countyofsb.org>