

**County of Santa Barbara**  
**BOARD OF SUPERVISORS**



*First District - Salud Carbajal, Chair*  
*Second District - Janet Wolf*  
*Third District - Doreen Farr*  
*Fourth District - Peter Adam*  
*Fifth District - Steve Lavagnino, Vice Chair*  
  
*Chandra L. Wallar, County Executive Officer*

**Action Summary**

**Tuesday, September 17, 2013**

**9:00 AM**

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

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

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

**9:00 A.M. .... Convened to Regular Session**

**Roll Call**

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

**Pledge of Allegiance**

**Approval of Minutes of the September 10, 2013 Meeting**

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

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

**12:00 P.M. .... Recessed to Closed Session**

**Report from Closed Session**

No reportable action taken.

**Public Comment Period**

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

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

**RE: Mental Health Issues in Society - Christopher Brown addressed the Board.**

**RE: American Planning Association/Citizen Planning Academy - Bret McNulty addressed the Board.**

**RE: Santa Barbara County Film Commission / Film/Media Production in Santa Barbara County - Geoff Alexander addressed the Board.**

**RE: Ongoing Labor Negotiations - Ken Westall addressed the Board.**

**Administrative Agenda**

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

**Resolutions to be Presented at 9:00 A.M.**

A-1) SUPERVISOR CARBAJAL 13-00701

Adopt a Resolution proclaiming September 15, 2013 through October 15, 2013 as Hispanic Heritage Month in Santa Barbara County.

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

**RESOLUTION NO. 13-225**

**The motion carried by the following vote.**

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

A-2) SUPERVISOR CARBAJAL 13-00714

Adopt a Resolution proclaiming September, 2013 Childhood Cancer Awareness Month in Santa Barbara County.

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

**RESOLUTION NO. 13-226**

**The motion carried by the following vote.**

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

A-3) SUPERVISOR CARBAJAL[13-00702](#)

Adopt a Resolution of Commendation honoring Santa Barbara Business College upon its 125th anniversary.

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

**RESOLUTION NO. 13-227**

**The motion carried by the following vote.**

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

A-4) SUPERVISOR WOLF, SUPERVISOR LAVAGNINO[13-00699](#)

Adopt a Resolution proclaiming September 28, 2013 as Self Advocacy Day in Santa Barbara County.

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

**RESOLUTION NO. 13-228**

**The motion carried by the following vote.**

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

**Administrative Items**A-5) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES[13-00724](#)

Approve the appointments of the following members of the Psychiatric Health Facility (PHF) Medical Staff: Howard Babus, MD; George Bajor, MD; Ole Behrendtsen, MD; Enrico Cerrato, MD; Peter Garcia, MD; Salman Haq, MD; Daniel Litten, MD; Zorica Ljaljevic, MD; Leslie Lundt, MD; Irwin Lunianski, MD; Mark Kofler, MD; Charles Nicholson, MD; Douglas Schave, MD; Nancy Smith, MD; Peter Tilton, MD; William Vollero, MD; and Michael Wexler, MD.

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

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

A-6) COMMUNITY SERVICES[13-00704](#)

Consider recommendations regarding an Agreement to Provide Affordable Housing for the St. George Del Playa Apartments, 12TPM-00000-00008, 11DVP-00000-00018, 11CDP-00000-00073, Third District, as follows:

a) Approve and authorize the Chair to execute an Agreement to Provide Affordable Housing and Rental Restrictive Covenant (the Agreement and Covenant) for the St. George Del Playa Apartments [12TPM-00000-00008, 11DVP-00000-00018, 11CDP-00000-00073] in Isla Vista;

b) Direct the Community Services Department staff to record the Agreement and Covenant; and

c) After considering the previously certified Environmental Impact Report (EIR) for the Isla Vista Master Plan (03-EIR-08), find that pursuant to the California Environmental Quality Act (CEQA), Public Resources Code sections 21090(b), 21166, and 14 CCR 15162, that no subsequent EIR or Negative Declaration is required because there are no substantial changes proposed, no substantial changes in circumstances, and no new information of substantial importance regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures.

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

**a) Approved; Chair to execute;**

**b) and c) Approved.**

**The motion carried by the following vote.**

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

A-7) COMMUNITY SERVICES[13-00716](#)

Consider recommendations regarding a Grant Agreement between the County of Santa Barbara and the City of Santa Barbara for Fiscal Year 2013/2014 Arts Commission Programs and Projects, as follows:

a) Approve and authorize the Chair to execute a Grant Agreement between the County of Santa Barbara and the City of Santa Barbara for the period of July 1, 2013 through June 30, 2014, for implementation of the Community Arts grant program, Community Events and Festival funding, Organizational Development grants, and staffing costs in the amount of \$447,260.00; and

b) Determine that the approval and execution of the Agreement is not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the project is a creation of government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and direct staff to file a Notice of Exemption.

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

**a) Approved; Chair to execute;**

**b) Approved.**

**The motion carried by the following vote.**

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

**A-8) COUNTY EXECUTIVE OFFICE**

**13-00703**

Approve Budget Revision Requests (SEE EXHIBIT A WITH POSTED AGENDA). (4/5 Vote Required).

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

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

**A-9) COUNTY EXECUTIVE OFFICE**

**13-00705**

Adopt a Resolution effective September 16, 2013 that establishes the job classification of Sheriff’s Helicopter Pilot.

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

**RESOLUTION NO. 13-229**

**The motion carried by the following vote.**

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

A-10) COUNTY EXECUTIVE OFFICE[13-00725](#)

Approve the amendment to the 2013 Board of Supervisors' Schedule of Meeting Dates and Locations by cancelling the regularly scheduled meeting of October 1, 2013 in Santa Barbara.

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

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

A-11) DISTRICT ATTORNEY[13-00700](#)

Approve and authorize the Chair to execute an addendum to the existing Contract between the District Attorney and National Corrective Group, Inc, dba Corrective Solutions, to reduce the amount of fees paid to the County from \$57,600.00 annually to an estimated \$12,000.00 in connection with Non Sufficient Funds (NSF) check recovery services for the District Attorney Bad Check Program, effective September 17, 2013 through October 26, 2014.

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

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

A-12) PLANNING AND DEVELOPMENT[13-00718](#)

Consider recommendations regarding Thomson Agricultural Preserve Replacement Contract, 12AGP-00000-00014, Santa Ynez area, Third District, as follows:

- a) Approve and authorize the Chair to execute the Agricultural Preserve Replacement Contract, 12AGP-00000-00014, on a single 565.01-acre parcel located beyond the terminus of Alisos Avenue, approximately 1,200 feet south of Happy Canyon Road, in the Santa Ynez area;
- b) Approve and authorize the Chair to execute the Contract creating Agricultural Preserve 12AGP-00000-00014;
- c) Authorize recordation by the Clerk of the Board; and
- d) Find that the proposed action is an administrative activity of the County, which will not result in direct or indirect physical changes in the environment and is therefore not a "project" as defined for purposes of the California Environmental Quality Act (CEQA) under State CEQA Guidelines Section 15378(b)(5).



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

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

**The motion carried by the following vote.**

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

**A-13) PLANNING AND DEVELOPMENT**

**13-00720**

Consider recommendations regarding Thomson Agricultural Preserve Replacement Contract, 12AGP-00000-00015, Santa Ynez area, Third District, as follows:

- a) Approve and authorize the Chair to execute the Agricultural Preserve Replacement Contract, 12AGP-00000-00015, on a single 285.56-acre parcel located beyond the terminus of Alisos Avenue, approximately 1,200 feet south of Happy Canyon Road, in the Santa Ynez area;
- b) Approve and authorize the Chair to execute the Contract creating Agricultural Preserve, 12AGP-00000-00015;
- c) Authorize recordation by the Clerk of the Board; and
- d) Find that the proposed action is an administrative activity of the County, which will not result in direct or indirect physical changes in the environment and is therefore not a “project” as defined for purposes of the California Environmental Quality Act (CEQA) under State CEQA Guidelines Section 15378(b)(5).

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

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

**The motion carried by the following vote.**

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

A-14) PLANNING AND DEVELOPMENT

13-00721

Consider recommendations regarding Thomson Agricultural Preserve Replacement Contract, 12AGP-00000-00016, Santa Ynez area, Third District, as follows:

- a) Approve and authorize the Chair to execute the Agricultural Preserve Replacement Contract, 12AGP-00000-00016, on a single 284.02-acre parcel located beyond the terminus of Alisos Avenue, approximately 1,200 feet south of Happy Canyon Road, in the Santa Ynez area;
- b) Approve and authorize the Chair to execute the Contract creating Agricultural Preserve 12AGP-00000-00016;
- c) Authorize recordation by the Clerk of the Board; and
- d) Find that the proposed action is an administrative activity of the County, which will not result in direct or indirect physical changes in the environment and is therefore not a “project” as defined for purposes of the California Environmental Quality Act (CEQA) under State CEQA Guidelines Section 15378(b)(5).

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

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

**The motion carried by the following vote.**

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

A-15) PUBLIC HEALTH

13-00708

Consider recommendations regarding the Annual Report for the Syringe Exchange Program, as follows:

- a) Receive and file the Annual Report for 2012/2013 on The Right Outfit Syringe Exchange Program; and
- b) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15061(b)(3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

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

**a) Received and filed; and**

**b) Approved.**

**The motion carried by the following vote.**

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

**A-16) PUBLIC HEALTH**

**13-00722**

Consider recommendations regarding the Second Amendment to the System Agreement with GE Healthcare, as follows:

a) Approve and authorize the Chair to execute a Second Amendment to incorporate a Change Order to the System Agreement with GE Healthcare for the period March 15, 2011 through March 14, 2016, in an amount not to exceed \$73,227.30 for one-time Patient Portal software license purchase, related professional services and ongoing annual support and maintenance for an Agreement maximum of \$1,746,352.51; and

b) Determine that the recommended actions are fiscal activities which do not involve any commitment to a specific project which may result in a potentially physical impact on the environment and are thus exempt from California Environmental Quality review pursuant to CEQA Guidelines Section 15378(b)(4).

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

**a) Approved; Chair to execute; and**

**b) Approved.**

**The motion carried by the following vote.**

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

**A-17) PUBLIC WORKS**

**13-00636**

Consider recommendations regarding an Ordinance amending Chapter 29 of the Santa Barbara County Code relating to the regulation of fats, oils and grease discharge to the Laguna County Sanitation District, Third, Fourth and Fifth Districts, as follows:

a) Consider the adoption (second reading) of an Ordinance amending Article III of Chapter 29 of the Santa Barbara County Code Relating to the Regulation of Fats, Oils and Grease to the Laguna County Sanitation District; and

b) Find that the proposed Ordinance amendment is for the protection of the environment and does not involve construction activities or relaxation of standards and is therefore exempt from the California Environmental Quality Act pursuant to 14 CCR 15308 (actions by regulatory agencies for the protection of the environment) and approve the filing of a Notice of Exemption on that basis.

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

**a) Adopted**

**ORDINANCE NO. 4867**

**b) Approved.**

**The motion carried by the following vote.**

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

**A-18) PUBLIC WORKS**

**13-00713**

Consider recommendations regarding the Construction of 2012/2013 Countywide Preventive Maintenance Application of Scrub Seal and Micro-Surfacing, County Project No. 820631, as follows:

- a) Approve plans and specifications for the Construction of 2012/2013 Countywide Preventive Maintenance Application of Scrub Seal and Micro-Surfacing; County Project No. 820631, on file in the Public Works Department office;
- b) Award the Construction Contract in the amount of \$2,238,386.80 to the lowest responsible bidder, Intermountain Slurry Seal, Inc., P.O. Box 1841, Sparks, NV 89432 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;
- d) Approve a contingency fund of \$117,241.84 for the Construction of 2012/2013 Countywide Preventive Maintenance Application of Scrub Seal and Micro-Surfacing; County Project No. 820631; and
- e) Determine that the proposed action was found to be exempt from the provisions of CEQA pursuant to State CEQA Guidelines Section 15301(c) as part of the approval of the Road Maintenance Annual Plan (RdMAP) on April 16, 2013.

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

**a) through e) Approved.**

**The motion carried by the following vote.**

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

**A-19) SHERIFF [13-00706](#)**

Approve and authorize the Chair to execute an Amendment to the Agreement with Aramark Correctional Services for food services to the Santa Barbara County Jail that allows for a 2.34% increase in the cost of inmate and staff dining meals at the Main Jail effective September 1, 2013 and authorizes the Sheriff to approve annual CPI increases for the term of the existing Contract.

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

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

**Noes:** 1 - Supervisor Wolf

**A-20) SOCIAL SERVICES [13-00710](#)**

Approve the appointments of two new community members, Randy Copperman and Gene Morones, to serve on the Santa Barbara County Workforce Investment Board (WIB), for terms ending August 31, 2015.

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

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

**A-21) TREASURER-TAX COLLECTOR [13-00712](#)**

Consider recommendations regarding the withdrawal of monies from the County Treasury by Mission Hills Community Services District, as follows:

a) Adopt a Resolution “In the Matter of Determining a Mutually Acceptable Date for the Withdrawal of the Mission Hills Community Services District’s Money from the County Treasury Pursuant to Government Code Section 61053”; and

b) Determine that the above action involves government funding mechanisms and/or fiscal activities and is not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

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

**a) Adopted.**

**RESOLUTION NO. 13-230**

**b) Approved.**

**The motion carried by the following vote.**

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

**Board of Supervisors**

A-22) SUPERVISOR WOLF [13-00698](#)

Approve the appointment of Barbara Greenleaf to the Historic Landmarks Advisory Commission, term ending January 1, 2015, Second District.

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

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

**Hearing Requests**

A-23) COMMUNITY SERVICES [13-00715](#)

Set a hearing to consider the introduction of an Ordinance providing for the contribution of revenues from the County of Santa Barbara Community Services Department, Parks Division’s adopted budget to supplement the County of Santa Barbara Community Facilities District No. 2002-1 (Orcutt Community Plan) for the maintenance of parks, parkways and open space, Fourth District, as follows:  
(Set hearing for October 15, 2013. Time estimate: 10 minutes.)

a) Consider the introduction (first reading) of an Ordinance authorizing the use of County funds necessary to supplement the County of Santa Barbara Community Facilities District No. 2002-1 (Orcutt Community Plan) for the maintenance of parks;

- b) Read the title and waive further reading of the Ordinance; and
- c) Set a hearing on the Administrative Agenda of November 5, 2013 to consider recommendations, as follows:
- i) Consider the adoption (second reading) of an Ordinance authorizing the use of County funds necessary to supplement the County of Santa Barbara Community Facilities District No. 2002-1 (Orcutt Community Plan) for the maintenance of parks; and
- ii) Determine that the adoption of the Ordinance is not the approval of a project subject to environmental review under the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines section 15378(b)(4), finding that the project is a creation of a governmental funding mechanism or other government fiscal activity, and which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and direct staff to file the draft Notice of Exemption.

**A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows: October 15, 2013 in Santa Barbara (EST. TIME: 10 MIN.). The motion carried by the following vote.**

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

**A-24) DISTRICT ATTORNEY**

**13-00709**

Set a hearing to consider recommendations regarding an increase to the Real Estate Fraud Program Recording Fee, from \$3.00 to \$10.00, as follows:  
(Set hearing for October 15, 2013. Time estimate: 20 minutes)

- a) Adopt a Fee Resolution effective October 15, 2013, authorizing the Clerk-Recorder-Assessor to increase the Recording Fee from \$3.00 to \$10.00 as authorized by Government Code section 27388 for the Real Estate Fraud Prosecution Program in the District Attorney's Office;
- b) Adopt a Personnel Resolution effective October 15, 2013, adding to Budget Unit 2865, as follows:
- i) One (1.0 FTE) Deputy District Attorney I/II/III/IV/Senior position  
2250/2251/2252/2253/2254;  
\$5,696.00-\$6,954.00/\$6,293.00-\$7,683.00/\$7,309.00-\$8,923.00/\$8,458.00-\$12,083.00/\$9,834.00-\$13,751.00 approximately per month; and
- ii) One (1.0 FTE) Legal Office Professional I/II/III position 97004/7005,7006;  
\$2,545.00-\$3,153.00/\$3,327.00-\$4,121.00/\$4,348.00-\$5,386.00 approximately per month;  
and

c) Receive and file the Fiscal Year 2009/2010 and Fiscal Year 2012/2013 Real Estate Fraud Prosecution Program Annual Reports.

**A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows: October 15, 2013 in Santa Barbara (EST. TIME: 20 MIN.). The motion carried by the following vote.**

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

**A-25) PUBLIC WORKS**

**13-00711**

Set a hearing to consider recommendations regarding Vehicle Code Enforcement on the private portion of Orcutt Road, Fourth District, as follows:  
(Set hearing for October 8, 2013. Time estimate: 15 minutes.)

a) Consider the introduction (first reading) of an Ordinance amending Santa Barbara County Code, Chapter 23F, allowing enforcement of California Vehicle Code on the private portion of Orcutt Road; and

b) Set a hearing on the Administrative Agenda of October 15, 2013 to consider recommendations, as follows:

i) Consider the adoption (second reading) of an Ordinance, amending Santa Barbara County Code, Chapter 23F, allowing enforcement of vehicle code on the private portion of Orcutt Road;

ii) Read the title of the Ordinance and waive the reading of the Ordinance in full; and

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

**A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows: November 12, 2013 in Santa Maria (EST. TIME: 15 MIN.). The motion carried by the following vote:**

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



**Departmental Agenda**  
**Planning Items and Public Hearings**

1) COUNTY EXECUTIVE OFFICE

[13-00717](#)

HEARING - Consider recommendations regarding Casa Esperanza Homeless Center program changes and impacts, as follows: (EST. TIME: 20 MIN.)

- a) Receive an update on the status of Casa Esperanza's new program model;
- b) Approve and authorize the Chair to execute a Shelter Operations General Fund Grant Agreement with Casa Esperanza to support and maintain existing service levels at the Casa Esperanza Emergency Shelter for the period of July 1, 2013 through June 30, 2014 in an amount not to exceed \$134,192.00;
- c) Approve and authorize the Chair to execute a First Amendment to the 2013/2014 Continuum of Care (CoC) Program Subrecipient Agreement with Casa Esperanza to amend the time of performance to align with the homeless day center termination on September 17, 2013;
- d) Consider a request from Casa Esperanza to amend the Program Description to the Restricted Use Covenant imposed on Real Property for the operation of a homeless shelter and related services (the "Covenant");
- e) Approve and authorize the Chair to execute a First Amendment to the Covenant by deleting the reference to Homeless Day Center services to the Covenant, and take either, both, or none of the following actions:
  - i) Approve and authorize the Chair to execute a First Amendment to the Loan Agreement and option to purchase between the County of Santa Barbara and the Coalition to provide shelter and support to Santa Barbara Homeless (Re: Homeless Shelter) (the "Loan Agreement") to extend the term of the Loan Agreement for an additional 15 years; and
  - ii) Approve and authorize the Chair to execute a First Amendment to the Covenant to extend the term of the Covenant for an additional 15 years; and
- f) Determine that taking the recommended actions above are not the approvals of projects that are subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the projects are the creation of government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and direct staff to file a Notice of Exemption.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

*HEARING TIME: 10:02 AM - 11:25 AM (1 HR.23 MIN.)*

**Received and filed staff presentation and conducted public hearing.**

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

- a) Received and filed.**
- b) and c) Approved, Chair to execute.**
- d) Approved.**
- e) Approved, Chair to execute.**
- e) i and ii) No action taken.**
- f) Approved.**

**Directed Casa Esperanza to complete audited financial statements in a timely manner at years end and to provide reports, at least quarterly, comparing actual expenditures to their ongoing budget.**

**The Board of Supervisors adopted a finding that the elimination of the Day Center requirement will help sustain the overnight shelter operation that serves social needs and the public purpose.**

**The motion carried by the following vote:**

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

2) COMMUNITY SERVICES[13-00719](#)

HEARING - Consider recommendations regarding the Purchase and Loan Agreement for Pescadero Lofts Affordable Housing Project, Third District, as follows: (4/5 Vote required) (EST. TIME: 45 MIN.)

a) Contingent upon approval of Recommended Action (D), below, approve and authorize the Chair to execute the Purchase Agreement and Grant Deed, between the County, as Seller, and Pescadero Lofts Isla Vista, L.P., as Buyer, for the County-owned real property located at 761 Camino Pescadero in Isla Vista, to be financed by, and subject to approval of, the \$2,900,000.00 residual receipts County Land Loan Agreement set forth in Recommended Action (B);

b) Contingent upon approval of Recommended Action (D), below, approve and authorize the Chair to execute the County Land Loan Agreement with Pescadero Lofts Isla Vista, L.P., in the amount of \$2,900,000.00, with a three percent simple interest rate and residual receipts payments that are deferred until after completion of construction of the Pescadero Lofts affordable housing project and to execute the County Land Loan Regulatory Agreement and Declaration of Restrictive Covenants, which exclusively restricts the use of the property to affordable rental housing for a period of 55 years;

c) Contingent upon approval of Recommended Action (D), below, approve the County Land Loan Promissory Note, the County Land Loan Permanent Deed of Trust, Assignment of Rents, and Security Agreement, and the County Land Loan Notice of Affordability Restrictions on Transfer of Property;

d) Contingent upon approval of the Purchase Agreement (Recommended Action (A) above) and the County Land Loan Agreement (Recommended Action (B) above and Recommended Action (C) above) with Pescadero Lofts Isla Vista, L.P., accept the Quitclaim Deed referenced in the letter from the Housing Authority of the County of Santa Barbara, by authorizing the Clerk of the Board to execute the Certificate of Acceptance, thereby terminating the Option Agreement between the County and the Housing Authority of the County of Santa Barbara, that was approved and executed on March 5, 2013, for the purchase of that real property located at 761 Camino Pescadero, in Isla Vista;

e) Approve and authorize the Chair to execute the First Amended, Restated and Renamed County HOME Loan Agreement and the County HOME Loan Regulatory Agreement and Declaration of Restrictive Covenants;

f) Approve the First Amended, Restated and Renamed County HOME Loan Promissory Note, the County HOME Loan Permanent Deed of Trust, Assignment of Rents, and Security Agreement, and the County HOME Loan Notice of Affordability Restrictions on Transfer of Property;

g) Approve a Budget Revision in the amount of \$2,700,000.00 which reflects the inventory value of the purchase of the property; and

h) After considering the previously certified Environmental Impact Report (EIR) for the Isla Vista Master Plan (03-EIR-08), determine pursuant to Public Resources Code sections 21090(b) and 21166 and CEQA Guideline sections 15162 and 15168 that no subsequent EIR or Negative Declaration shall be prepared for this project.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

*HEARING TIME: 11:32 AM - 11:56 AM (24 MIN.)*

**Received and filed staff presentation and conducted public hearing.**

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

**a) and b) Approved, Chair to execute.**

**c) Approved.**

**d) Approved and accepted.**

**e) Approved; Chair to execute.**

**f) and g) Approved.**

**h) Approved.**

**The motion carried by the following vote:**

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

3) PLANNING AND DEVELOPMENT

13-00723

HEARING - Consider recommendations regarding the Long-Range Property Management Plan for the Successor Agency to the former Santa Barbara County Redevelopment Agency, as follows: (EST. TIME: 1 HR.)

a) Approve the Long-Range Property Management Plan for the three real properties held by the Successor Agency to the former Santa Barbara County Redevelopment Agency;

b) Direct staff of the Successor Agency to submit the Long-Range Property Management Plan for the three real properties held by the Successor Agency to the Oversight Board and the Department of Finance for approval under Health and Safety Code Section 34191.5(b), and provide copies to the County Auditor-Controller and County Executive Officer; and

c) Determine that the above actions do not constitute approval of a “project” under the California Environmental Quality Act (CEQA) but instead consist of government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, pursuant to CEQA Guideline Sections 15378(b)(4) and direct staff to file a Notice of Exemption.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

*HEARING TIME: 11:57 AM - 1:30 PM (1 HR. 33 MIN.)*

**Received and filed staff presentation and conducted public hearing.**

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

**a) Approved as follows:**

**Directed staff to return to the Board on October 15, 2013 in Santa Barbara with a proposed long-range property management plan for the clinic property at 970 Embarcadero del Mar that would direct that the property be retained for government use pursuant to Health and Safety Code Section 34181(a) at no cost to the County of Santa Barbara; or otherwise retained at no cost to the County.**

**The motion carried by the following vote:**

**Ayes:** 4 - Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

**Recused:** 1 - Supervisor Carbajal

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

a) Approved as follows:

Directed staff to return to the Board on October 15, 2013 in Santa Barbara with a proposed long-range property management plan for the Church property at 976 Embarcadero Del Mar that would direct that the property be retained for a project identified in an approved redevelopment plan at no cost to the County of Santa Barbara; or otherwise retained at no cost to the County.

The motion carried by the following vote:

**Ayes:** 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, and Supervisor Adam

**Abstained:** 1 - Supervisor Lavagnino

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

a) Approved as follows:

Directed staff to develop a long range management plan for the retention of the Solar Car Park Property located at 881 Embarcadero Del Mar.

b) Directed.

c) Approved.

The motion carried by the following vote:

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

4) PUBLIC HEALTH13-00707

HEARING - Consider recommendations regarding Affordable Care Act (ACA) and State budget actions implications for the Public Health Department, as follows: (EST. TIME: 20 MIN.)

- a) Receive and file a report and presentation on the Patient Protection and Affordable Care Act's (ACA) effect on State budget funding for the Public Health Department including mitigation of the existing and projected budget gap due to the redirection of 1991 Health Realignment funds;
- b) Approve and authorize the Public Health Department Director to notify the State of its intention to tentatively select the State's option of a "Set Percentage Calculation" for the 1991 Health Realignment funding which will redirect 60 percent of the funding to the State and 40 percent of the funding to the County, starting in Fiscal Year 2013/2014;
- c) Authorize and direct the Public Health Department Director to enter into the Agreement with the California Health Benefit Exchange as part of an application process that will allow the Public Health Department and the Alcohol, Drug and Mental Health Services Department to become Certified Enrollment Entities; and
- d) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15378(b)(4), since the recommended actions are government fiscal activities which do not involve commitment to any specific project which may result in a potentially significant physical impact on the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 3:39 PM - 3:57 PM (18 MIN.)*

**Received and filed staff presentation and conducted public hearing.**

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

- a) Received and filed.**
- b) Approved.**
- c) Authorized.**
- d) Approved.**

**The motion carried by the following vote:**

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

5) PUBLIC WORKS

13-00671

HEARING - Consider recommendations regarding a Project Study Report for Hollister Avenue - State Street Improvements; Public Works Project No. 863035, Second District, as follows: (EST. TIME: 30 minutes)

- a) Receive and file the Project Study Report and staff recommendations for Hollister Avenue - State Street Improvements project between San Antonio Road and State Route 154, just west of the City of Santa Barbara, California County Project No. 863035;
- b) Authorize the Director of Public Works to continue project development including the environmental review phase for Alternative No. 1 with signaled intersections; and
- c) Find that the proposed actions(s) are statutorily exempt from the provisions of CEQA pursuant to State CEQA Guidelines Section 15262, as they involve a planning study for possible future actions, which the Board has not approved, adopted, or funded, and approve the filing of a Notice of Exemption on that basis.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

*HEARING TIME: 3:58 PM - 4:18 PM (20 MIN.)*

**Received and filed staff presentation and conducted public hearing.**

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

- a) Received and filed.**
- b) Authorized.**
- c) Approved.**

**The motion carried by the following vote:**

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



**Adjourned at 4:18 PM**

**Adjourn to**

**Special Meeting**  
**Friday, September 20, 2013**

**CenCal Health Building**  
**4050 Calle Real**  
**Santa Barbara, CA 93110**

**2:00 P.M. .... Convene Meeting**

**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.*

**Recess to Closed Session**

**[13-00695](#)**

PUBLIC EMPLOYEE APPOINTMENT  
(Government Code § 54957(b)(1))  
County Executive Officer

**Report from Closed Session**

**Adjourn to**

**Tuesday, October 1, 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, September 17, 2013 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, September 19, 2013, at 5:00 PM and on Saturday, September 21, 2013, at 10:00 AM on CSBTV Channel 20.*

*THE BOARD OF SUPERVISORS WILL NOT BE MEETING ON TUESDAY, SEPTEMBER 24, 2013, THIS IS A 4TH TUESDAY. THE NEXT REGULAR MEETING OF THE BOARD OF SUPERVISORS WILL BE ON TUESDAY, OCTOBER 1, 2013 IN SANTA BARBARA.*

**<http://www.countyofsb.org>**