

# SANTA BARBARA COUNTY BOARD AGENDA LETTER



Clerk of the Board of Supervisors  
105 E. Anapamu Street, Suite 407  
Santa Barbara, CA 93101  
(805) 568-2240

**Agenda Number:**  
**Prepared on:** 8/4/05  
**Department Name:** General Services  
**Department No.:** 063  
**Agenda Date:** 8/16/05  
**Placement:** Departmental  
**Estimate Time:** 20 minutes  
**Continued Item:** No  
**If Yes, date from:**

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**TO:** Board of Supervisors

**FROM:** Tom Alvarez, Director  
General Services Department

**STAFF CONTACT:** Bob Nisbet, Assistant Director  
General Services Department, 560-1011

**SUBJECT:** Temporary Dwelling Vehicle Parking (First Supervisorial District)

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## Recommendations:

That the Board of Supervisors:

- a) Receive a report on the status of the Safe Parking Program from Gary Linker of New Beginnings Counseling Center regarding the operation and administration of overnight dwelling vehicle parking areas; and
- b) Consider the introduction (FIRST READING) of an ordinance which amends Chapter 24, Sec. 24-5.3, extending Ordinance No. 4547 for one year to enable dwelling vehicle parking at the County Administration Building parking lot to August 31, 2006 and set a date of September 6, 2005 for the adoption (SECOND READING); and
- c) Approve and authorize the Chair to execute the First Amendment To License and Service Agreement between the County and New Beginnings Counseling Center for management of the Program at the County Administration Building parking lot, extending the term for an additional year.

## Alignment with Board Strategic Plan:

The recommendations are primarily aligned with goals as follows:

Goal No. 2 A Safe and Healthy Community in Which to Live, Work, and Visit.

Goal No. 5.A High Quality of Life for All Residents.

Goal No. 7 A Community that Fosters the Safety and Well-Being of Families and Children.

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### **Executive Summary and Discussion:**

Prior to April 1, 2004, Catholic Charities of Santa Barbara had been operating the Safe Parking Program. The Program enables up to five vehicle dwellings to park overnight in certain parking lots of religious, non-profit, or philanthropic institutions. On November 4, 2003 the Board of Supervisors adopted an ordinance enabling vehicle dwelling parking at the County Administration Building parking lot. The ordinance is set to expire on August 31, 2005.

As of April 1, 2004, Catholic Charities of Santa Barbara turned over all operation and management of the Safe Parking Program to New Beginnings Counseling Center, a Santa Barbara non-profit organization. Gary Linker, Executive Director of New Beginnings will report to the Board the status and progress of the Safe Parking Program. A written version of his report giving a status of the program is attached.

On August 17, 2004, the Board of Supervisors directed the County Executive Officer to enter into a License and Service Agreement with New Beginnings Counseling Center for management of the program at the County Administration Building parking lot. That License and Service Agreement is also scheduled to expire on August 31, 2005.

The County Executive Officer has directed General Services to be the liaison for the County with regards to the License and Service Agreement with New Beginnings Counseling Center. General Services is recommending extending the Program for one year from September 1, 2005 to August 31, 2006.

### **Mandates and Service Levels:**

Operation of an emergency vehicle dwelling parking area is not mandated by any local, state or federal law or regulations.

### **Fiscal and Facilities Impacts:**

1. The estimate of costs to the County for FY 05/06 to operate the Safe Parking Program in the County Administration Building parking lot is approximately \$2800 annually in addition to administrative oversight costs. There are sufficient funds in the 2005-2006 General Services Department budget to fund these costs.
2. New Beginnings has operated the Safe Parking Program since April 2004 and accepts all operating costs of the program except those defined in item # 1 immediately above.

### **Special Instructions:**

Please forward the duplicate original Amendment and a copy of the Minute Order to Buffy Harrington, General Services, Facilities Services.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE EXTENDING THE EXPIRATION DATE OF ORDINANCE 4514 WHICH AMENDED CHAPTER 24, OFFENSES MISCELLANEOUS, OF THE COUNTY CODE OF THE COUNTY OF SANTA BARBARA TO AMEND SECTION 24-5.3 SLEEPING OR CAMPING IN CERTAIN AREAS PROHIBITED-GENERALLY-EXCEPTION

The Board of Supervisors of the County of Santa Barbara ordains as follows:

SECTION 1.

Section 2 of Ordinance 4514 adopted by the Board of Supervisors on November 4, 2003 and amended by Ordinance 4531 on April 27<sup>th</sup> 2004 and by Ordinance 4547 on September 7<sup>th</sup>, 2004 is hereby amended as follows:

This ordinance shall expire, and Sec. 24-5.3 shall revert to its previous form, on August 31, 2006, unless extended or made permanent by the Board of Supervisors prior to that date.

SECTION 2.

This ordinance shall take effect and be in force thirty (30) days from the date of its passage; and before the expiration of fifteen (15) days after its passage it, or a summary of it, shall be published once, with the names of the members of the Board of Supervisors voting for and against the same, in the Santa Barbara News-Press, a newspaper of general circulation in the County of Santa Barbara.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this \_\_\_\_\_ day of \_\_\_\_\_, 2005, by the following votes:

AYES:

NOES:

ABSENT:

ABSTAINING:

ATTEST:

Michael F. Brown  
Clerk of the Board of Supervisors

\_\_\_\_\_  
Susan Rose, Chair of the Board of Supervisors  
County of Santa Barbara

By: \_\_\_\_\_  
Deputy Clerk

Approved as to form:  
Stephen Shane Stark  
County Counsel

By: \_\_\_\_\_

**FIRST AMENDMENT TO  
LICENSE AND SERVICE AGREEMENT**

This First Amendment to License and Service Agreement (“Agreement”) is made by and between the COUNTY of Santa Barbara, a political subdivision of the State of California, (“COUNTY”) and New Beginnings Counseling Center, a non-profit public benefit corporation (“NEW BEGINNINGS COUNSELING CENTER”).

WHEREAS, on August 17, 2004, the Santa Barbara County Board of Supervisors directed the County Executive Office to enter into a License and Service Agreement with NEW BEGINNINGS COUNSELING CENTER for the management of an overnight parking program which would provide a safe place for up to 5 vehicles to be parked overnight on the County Administration Building parking lot located on Victoria Street, Santa Barbara (“County Lot”); and

WHEREAS, the overnight parking program concept originated from COUNTY’S and NEW BEGINNINGS COUNSELING CENTER’S concern over the safety, health and welfare of many individuals and families forced to live in their recreational vehicles and automobiles due to a lack of adequate housing in the COUNTY; and

WHEREAS, the overnight parking program has been operating as intended over the past year; providing a safe and sanitary place for these individuals and families to park their vehicles on a short term basis while they transition to more permanent housing; and

WHEREAS, the Agreement is scheduled to expire on August 31, 2005, and COUNTY and NEW BEGINNINGS COUNSELING CENTER wish to amend the Agreement to extend the term of the Agreement for a period of one year commencing September 1, 2005 through August 31, 2006,

NOW THEREFORE, in consideration of the covenants and conditions contained herein COUNTY and NEW BEGINNINGS COUNSELING CENTER agree to amend the existing Agreement as follows:

1. Section 1, Term shall be repealed in its entirety and replaced with the following:

“1. Term: The term of this Agreement shall commence on the September 1, 2005, and terminate on August 31, 2006, unless extended through mutual written agreement by the parties. Notwithstanding the above, either party may terminate this Agreement upon 10 days written notice.

2. It is expressly understood that in all other respects, the terms and conditions of the original License and Service Agreement signed by Michael F. Brown, County Executive Officer on behalf of the Santa Barbara County Board of Supervisors, on September 22, 2004 and NEW BEGINNINGS COUNSELING CENTER authorized representatives on July 27, 2004 which is attached hereto and incorporated by this reference shall remain in full force and effect.

IN WITNESS WHEREOF, COUNTY and NEW BEGINNINGS COUNSELING

CENTER have executed this Agreement as of the last date set forth below.

"COUNTY"

COUNTY OF SANTA BARBARA  
A political subdivision of the State of California

ATTEST:  
MICHAEL F. BROWN  
CLERK OF THE BOARD

By: \_\_\_\_\_  
Chair, Board of Supervisors

DATE: \_\_\_\_\_

By: \_\_\_\_\_  
Deputy Clerk

APPROVED AS TO FORM:  
STEPHEN SHANE STARK  
COUNTY COUNSEL

APPROVED AS TO FORM:  
RAY AROMATORIO, ARM, AIC  
RISK PROGRAM ADMINISTRATOR

By: \_\_\_\_\_  
Deputy

By: \_\_\_\_\_

APPROVED:  
TOM ALVAREZ, DIRECTOR  
GENERAL SERVICES

By: \_\_\_\_\_

"NEW BEGINNINGS COUNSELING CENTER"

NEW BEGINNINGS COUNSELING CENTER,  
A nonprofit public benefit corporation  
(two signatures required)

DATE: \_\_\_\_\_

BY: \_\_\_\_\_  
Its:

DATE: \_\_\_\_\_

BY: \_\_\_\_\_  
Its: