

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Salud Carbajal, Vice-Chair

Second District - Janet Wolf

Third District - Doreen Farr, Chair

Fourth District - Joni Gray

Fifth District - Steve Lavagnino

Chandra L. Wallar, County Executive Officer

Agenda

Tuesday, May 15, 2012

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, Redevelopment 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 Hearing 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. Convened to Regular Session**Roll Call****Pledge of Allegiance****Approval of Minutes of the May 8, 2012 Meeting****12:00 P.M. Recessed to Closed Session****Report from Closed Session**COUNTY COUNSEL[12-00009](#)

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) (12-00001)

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 WOLF**[12-00392](#)

Adopt a Resolution of Commendation honoring Robert Stassinis upon his retirement from the Office of the Public Guardian/Public Administrator after 27 years of service to the County of Santa Barbara.

A-2) SUPERVISOR WOLF [12-00396](#)

Adopt a Resolution proclaiming the month of May 2012 as National Foster Care Month in Santa Barbara County.

A-3) SUPERVISOR FARR [12-00395](#)

Adopt a Resolution of Commendation honoring Brian M. Moore, Deputy District Engineer with the Los Angeles District of the U.S. Army Corps of Engineers, upon his retirement after 44 years of faithful public service to the United States and the residents of Santa Barbara County.

A-4) SUPERVISOR GRAY [12-00390](#)

Adopt a Resolution of Commendation recognizing the Pacific California Council of Beta Sigma Phi's 72nd California State Convention, to be held on May 18, 2012 through May 20, 2012.

A-5) SUPERVISOR LAVAGNINO [12-00417](#)

Adopt a Resolution proclaiming the month of May 2012 as Mental Health Month in Santa Barbara County.

Honorary ResolutionsA-6) SUPERVISOR CARBAJAL, SUPERVISOR FARR [12-00387](#)

Adopt a Resolution of Commendation honoring Scott Bull as a recipient of the 2012 Environmental Defense Center ENVI Award.

A-7) SUPERVISOR CARBAJAL, SUPERVISOR FARR [12-00388](#)

Adopt a Resolution of Commendation honoring Deckers Outdoor Corporation as a recipient of the 2012 Environmental Defense Center ENVI Award.

A-8) SUPERVISOR LAVAGNINO [12-00398](#)

Adopt a Resolution recognizing Saint John Neumann Catholic Church upon its 25th anniversary.

Administrative ItemsA-9) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [12-00402](#)

Approve and authorize the Chair to execute Amendment No. 1 to the Contract with Sylmar Health and Rehabilitation Centers (not a local vendor) for Adult Institution for Mental Disease services, for a period through June 30, 2012, increasing the Contract by \$55,000.00 for a total amount not to exceed \$275,000.00.

A-10) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES**12-00403**

Authorize the Director of Alcohol, Drug and Mental Health Services to execute a multi-year Agreement and subsequent Amendments with the State Department of Rehabilitation for the period of July 1, 2012 through June 30, 2015.

A-11) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES**12-00409**

Consider recommendations regarding Fiscal Year 2011/12 Alcohol and Drug Treatment Services Contract Amendments, as follows:

- a) Approve and authorize the Chair to execute an Amendment to the Contract with Coast Valley Substance Abuse Treatment Center (a local vendor) for alcohol and other drug treatment services, to increase the Contract amount by \$5,062.00 for a total Contract amount not to exceed \$338,182.00 through June 30, 2012;
- b) Approve and authorize the Chair to execute an Amendment to the Contract with the Community Action Commission (a local vendor) for case management services, to increase the Contract amount by \$15,000.00 for a total Contract amount not to exceed \$147,000.00 through June 30, 2012;
- c) Approve and authorize the Chair to execute an Amendment to the Contract with the Council on Alcoholism and Drug Abuse (a local vendor) for alcohol and other drug treatment services, to increase the Contract amount by \$104,062.00 for a total Contract amount not to exceed \$1,488,937.00 through June 30, 2012;
- d) Approve and authorize the Chair to execute an Amendment to the Contract with Good Samaritan Shelter, Inc. (a local vendor) for alcohol and other drug treatment services, to increase the Contract amount by \$6,500.00 for a total Contract amount not to exceed \$1,397,890.00 through June 30, 2012;
- e) Approve and authorize the Chair to execute an Amendment to the Contract with Phoenix of Santa Barbara (a local vendor) for alcohol and other drug treatment services, to increase the Contract amount by \$7,500.00 for a total Contract amount not to exceed \$164,995.00 through June 30, 2012;
- f) Approve and authorize the Chair to execute an Amendment to the Contract with Sanctuary Psychiatric Centers (a local vendor) for alcohol and other drug treatment services, to increase the Contract amount by \$3,124.00 for a total Contract amount not to exceed \$123,809.00 through June 30, 2012; and
- g) Approve and authorize the Chair to execute an Amendment to the Contract with Santa Maria Valley Youth and Family (a local vendor) for alcohol and other drug treatment services, to increase the Contract amount by \$5,062.00 for a total Contract amount not to exceed \$237,502.00 through June 30, 2012.

A-12) COUNTY EXECUTIVE OFFICE[12-00401](#)

Consider recommendations regarding a New Projects Update to the Fiscal Year 2011/2012 Capital Improvement Program, as follows:

- a) Receive and file a New Projects Update to the Five Year Capital Improvement Program (CIP);
- b) Approve, in concept, the projects contained in the New Project Update;
- c) Approve the referral of the New Project Update to the Planning Commission; and
- d) Request analysis of these projects recommended for planning, initiation, or construction in future fiscal years for conformity with the County Comprehensive Plan as per Government Code 65401 and G.C. 65402.

A-13) COUNTY EXECUTIVE OFFICE[12-00415](#)

Consider recommendations regarding an Amendment to a Orcutt Library Tenant Improvements Agreement, as follows:

- a) Approve and authorize the Chair to execute an Amendment to a Tenant Improvements Agreement between the City of Santa Maria and the County of Santa Barbara for funding of tenant improvements at the new Orcutt Public Library, to reflect the Board of Supervisors action of December 13, 2011; and
- b) Find that the proposed actions do not constitute a "Project" within the meaning of CEQA, pursuant to 14 CCR 15378 (b)(4), which applies to the creation of government funding mechanisms.

A-14) COUNTY EXECUTIVE OFFICE[12-00423](#)

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

A-15) GENERAL SERVICES[12-00414](#)

Consider recommendations regarding the Tognazzini Property Acquisition, Point Sal Reserve; Third District, as follows:

- a) Accept the Planning Commission's Report showing that the acquisition of the subject Tognazzini property, APN 113-160-004, is consistent with the Comprehensive Plan of the County of Santa Barbara pursuant to Government Code 65402(a);
- b) Approve and authorize the Chair to execute an Assignment of Purchase and Sale Agreement for APN 113-160-004 between the Tognazzini family, as Seller, and the Land Conservancy of the County of San Luis Obispo, as Buyer, to the County of Santa Barbara;
- c) Accept the Grant Deed to real property conveyed from the Tognazzini family et al., as owner, of land known as APN 113-160-004, to the County of Santa Barbara, by authorizing the Clerk of the Board to execute the original "Certificate of Acceptance";
- d) Approve and authorize the Chair to execute a Grant of Conservation Easement granting a conservation easement from the County of Santa Barbara to the Land Conservancy of San Luis Obispo County and U.S. Department of Defense over APN 113-160-004;
- e) Approve the filing of a Notice of Exemption on the basis that the acquisition is for the purpose of preservation of open space for park purposes pursuant to CEQA Guidelines Section 15325 (a); and
- f) Authorize the Director of General Services, or designee, to execute the necessary escrow documents which may be required to complete the closing of this real property transaction.

A-16) GENERAL SERVICES[12-00418](#)

Consider recommendations regarding an Easement and License Agreement to Preserve and Maintain Orcutt Town Clock, ORES Folio: 003648, Fourth District, as follows:

- a) Accept the Easement Deed conveying a permanent easement to the County over an approximately four-foot by seven-foot portion of the property located at 120 East Clark Avenue in Old Town Orcutt, APN 105-090-002, to provide for preservation of the Orcutt Town Clock, by executing the Certificate of Acceptance;
- b) Approve and authorize the Chair to execute a License Agreement between the County of Santa Barbara and the Old Town Orcutt Revitalization Association (OTORA), to provide for access, maintenance and repair by OTORA of the Orcutt Town Clock, which is located at 120 E. Clark Avenue in Old Town Orcutt;
- c) Find that the recommended actions are for the maintenance of existing mechanical equipment involving negligible or no expansion of use beyond that which currently exists, and that the actions are therefore exempt from the California Environmental Quality Act (CEQA) pursuant to 14 CCR 15301;
- d) Approve the filing of a Notice of Exemption on that basis; and
- e) Accept the Planning Commission's 65402 Report, stating that acceptance of the Easement for the purpose of providing for the preservation and maintenance of the Orcutt Town Clock is consistent with the applicable Comprehensive Plan of the County of Santa Barbara, in accordance with California Government Code Section 65402.

A-17) PROBATION[12-00405](#)

Consider recommendations regarding an application to pursue twelfth year allocation funding under the Juvenile Justice Crime Prevention Act, as follows:

- a) Authorize the Chief Probation Officer, as lead agent, to submit an Application for Approval to the Corrections Standards Authority (CSA) in order to utilize twelfth year funding in the amount of \$1,213,722.00, allocated to the County of Santa Barbara under the Juvenile Justice Crime Prevention Act (JJCPA), for the period of July 1, 2012 through June 30, 2013;
- b) Approve the County's Comprehensive Multi-agency Juvenile Justice Plan (CMJJP) and funding proposal for Fiscal Year 2012/2013 for submission to the CSA for approval; and
- c) Assure that the County will adhere to the CSA's contract terms and statutory requirements, participate in the collection of the required data, and use grant funding to supplement and not supplant existing programs.

A-18) PUBLIC HEALTH[12-00406](#)

Consider recommendations regarding the First Amendment to a Professional Services with AECOM, as follows:

- a) Approve and authorize the Chair to execute Amendment No. 1 to an Agreement, BC-11-091, with AECOM for continued work on a Preliminary Engineering Report for wastewater collection, treatment and disposal facilities to serve the Township of Los Olivos, increasing the contract amount by \$30,977.00 with an anticipated amount of \$27,879.00 for Fiscal Year 2011/2012, and \$3,098.00 for Fiscal Year 2012/2013, for a total contract amount not to exceed \$210,677.00; 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-19) PUBLIC HEALTH[12-00408](#)

Consider recommendations regarding a New Cuyama Lease Agreement and Dental In-Kind Services Agreement with Community Health Centers of the Central Coast, as follows:

- a) Approve and authorize the Chair to execute a Lease Agreement with the Community Health Centers of the Central Coast for the Property at 4711 Highway 166, New Cuyama, CA 93254, in the unincorporated area of Santa Barbara, APN 149-040-010, for the period of May 15, 2012 through June 30, 2014;
- b) Approve and authorize the Chair to execute a Dental In-Kind Services Agreement with the Community Health Centers of the Central Coast, that is linked with the Lease Agreement for the Cuyama Clinic as stated above, for the period of May 15, 2012 through June 30, 2014, for County patients referred to the Community Health Centers of the Central Coast dental facilities in Lompoc and Santa Maria; and
- c) Determine that these activities are exempt from California Environmental Quality Act (CEQA) 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-20) PUBLIC WORKS[12-00416](#)

Consider recommendations regarding an Amendment to a Cooperative Agreement for Cycle 1 Measure A Safe Routes to School and Bicycle and Pedestrian Projects, First, Second, and Third Districts, as follows:

- a) Approve and authorize the Chair to execute an Amendment to a Cooperative Agreement with SBCAG for Cycle 1 Measure A Safe Routes to School and Bicycle and Pedestrian Projects, by adding attachments for County-Sponsored projects receiving funds from the Cycle 1 Measure A Safe Routes to School and Bicycle and Pedestrian Programs;
- b) Find that the proposed action is for the operation, leasing or licensing of an existing public structures, facilities, mechanical equipment or topographical feature, involving negligible or no expansion of use beyond that which presently exists, that the proposed action is therefore exempt from CEQA pursuant to 14 CCR 15301(c); and
- c) Approve the filing of a Notice of Exemption on that basis.

A-21) PUBLIC WORKS[12-00407](#)

Consider recommendations regarding the establishment of Disabled Persons parking zones on Lillie Avenue in the Summerland Area, First District, as follows:

- a) Adopt a Resolution establishing Disabled Persons parking zones on Lillie Avenue in the Summerland area;
- b) Find that the proposed action is for the operation, leasing or licensing of an existing public structures, facilities, mechanical equipment or topographical feature, 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
- c) Approve the filing of a Notice of Exemption on that basis.

A-22) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [12-00404](#)

Acting as the Board of Directors, Flood Control and Water Conservation District:

Consider recommendations regarding the Lillingston Canyon Debris Basin Modification Project Phase 2, First District, as follows:

- a) Authorize the Public Works Director to advertise and receive bids for the Lillingston Canyon Debris Basin Modification Project Phase 2; and
- b) Find that pursuant to the California Environmental Quality Act (CEQA) 14 CCR, Section 15162, no new effects will occur and no new mitigation measures would be required as a result of the project and therefore pursuant to CEQA Section 15168 (2) Program EIR, that the Lillingston Canyon Debris Basin Project is within the scope of the project covered by the Program Environmental Impact Report (PEIR) for the Updated Routine Maintenance Program (01-EIR-01), Findings, and Statement of Overriding Considerations approved in December 2001, and the Lillingston Debris Basin addendum to the PEIR approved June 15, 2010, and no new environmental document is required.

A-23) SOCIAL SERVICES [12-00386](#)

Approve and authorize the Chair to execute Amendment No. 3 to the Agreement with Good Samaritan Shelter to provide Alcohol and Drug Treatment services to Child Welfare Services (CWS) clients for an additional \$60,000.00, for the period of July 1, 2011 through June 30, 2012, in an amount not to exceed \$252,004.00.

A-24) TREASURER-TAX COLLECTOR [12-00400](#)

Consider recommendations regarding temporary transfers to cover cash flow deficits occurring from July 1, 2012 through April 29, 2013, as follows:

- a) Adopt a Resolution authorizing the County Treasurer to make temporary transfers to County Operating Funds, School and Community College District Funds, and Special District Funds for the Fiscal Year 2012 through 2013; 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.

Board of Supervisors**A-25) SUPERVISOR FARR [12-00393](#)**

Approve the appointment of Pamela Ettinger to the Board of Architectural Review-South, term ending December 31, 2016, Third District.

A-26) SUPERVISOR FARR [12-00397](#)

Approve the Reappointment of Don Oaks to the Santa Barbara County Fire Appeals Board, term ending April 1, 2013, Third District.

A-27) SUPERVISOR GRAY [12-00421](#)

Approve the reappointment of George Bedford to the Fire Appeals Board, term ending April 1, 2016, Fourth District.

A-28) SUPERVISOR LAVAGNINO [12-00422](#)

Approve the reappointment of Richard Bendle to the Advisory Board on Alcohol and Drug Problems, term ending May 1, 2015, Fifth District.

ADDENDUM**Item A-29) on the Administrative Agenda is amended, as follows:****A-29) SUPERVISOR LAVAGNINO [12-00413](#)**

Consider recommendations regarding the approval of a zero-cost contract with Santa Maria Fairpark, as follows:

- a) Approve and authorize the Chair to execute a Contract between the County of Santa Barbara and the Santa Maria Fairpark for the Santa Barbara County Veteran's Stand Down on October 13, 2012;
- b) Find that the proposed action consists of the normal operation of existing facilities for public gatherings for the purpose for which the facilities were designed, and is therefore exempt from CEQA pursuant to 14 CCR 15322; and
- c) Approve the filing of a Notice of Exemption on that basis.

Hearing Requests**A-30) COUNTY EXECUTIVE OFFICE****12-00412**

Consider recommendations regarding the Fiscal Year 2012/13 Proposed Operating Plan and Budget, as follows:

a) Receive the Fiscal Year 2012/2013 Proposed Operating Plan and Budget for Santa Barbara County; and

b) Set hearings for the Fiscal Year 2012/2013 Proposed Operating Plan and Budget to begin Monday, June 11, 2012 and continue if necessary, through Friday, June 22, 2012, with specific hearings scheduled for Monday, June 11, 2012; Wednesday, June 13, 2012; and Friday, June 15, 2012.

(Set hearing for 6/11/12; 6/13/12; and 6/15/12. Time estimate 8 hours/hearing.)

A-31) PUBLIC HEALTH**12-00399**

Set hearing to consider recommendations regarding a County Service Area (CSA) No. 12 Mission Canyon Sewer District Resolution relative to Septic Management Administration Charges on the Tax Roll, which proposes the septic system management charges, with no change proposed this year, for CSA No. 12, First District, as follows:

(Set hearing on 6/26/12. Time estimate: 5 minutes.)

a) Receive and file a report on County of Santa Barbara Public Works Department Fixed Charges/Assessments for Mission Canyon Septic System Management for Fiscal Year 2012/2013;

b) Determine that the proposed action is for the establishment of rates for services provided by Public Health Department Environmental Health Services, that no expansion of services or facilities will result, and that the revenues will be used for field surveys of the Mission Canyon Septic Maintenance district area, offering financial incentives for homeowners to provide routine maintenance of their systems, and educational programs and that the action is therefore exempt from CEQA pursuant to 14 CCR 15273;

c) Adopt a Resolution establishing the septic system management charges for CSA No. 12, Mission Canyon Sewer District, and provide for collection on the Tax Rolls for Fiscal Year 2012/2013; and

d) Approve the filing of a Notice of Exemption on that basis.

A-32) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

[12-00394](#)

Acting as the Board of Directors, Flood Control and Water Conservation District:

Set hearing to consider recommendations regarding the Flood Benefit Assessment Program for Fiscal Year 2012/2013, as follows:

(Set hearing for 6/19/12. Time estimate: 10 minutes.)

- a) Consider the introduction (first reading) of an Ordinance amending Ordinance 3150, the Flood Control Benefit Assessment Ordinance, Relating to Benefit Assessments for Flood Control Services imposing Flood Control Benefit Assessments for Fiscal Year 2012-13;
- b) Receive and file a report regarding Flood Control Benefit Assessment for Fiscal Year 2012/2013, and direct the Clerk of the Board to record;
- c) Set a hearing on the Administrative Agenda of July 10, 2012 to consider recommendations, as follows:
 - i) Make a determination upon each assessment described in the report ordered filed by the Board at the June 19, 2012 meeting;
 - ii) Adopt a Resolution confirming Flood Control Benefit Assessment for Fiscal Year 2012/2013, and authorize the Clerk of the Board to record a certified copy;
 - iii) Consider the adoption (second reading) of an Ordinance amending Ordinance 3150, the Flood Control Benefit Assessment Ordinance, Relating to Benefit Assessments for Flood Control Services imposing Flood Control Benefit Assessments for Fiscal Year 2012/2013;
 - iv) Find that the assessment revenue will be used for meeting operating expenses, including employee wage rates and fringe benefits, purchasing or leasing supplies, equipment, or materials, meeting financial reserve needs and requirements and obtaining funds for capital projects necessary to maintain service within existing service areas, and that the recalculation and imposition of the annual Flood Control Benefit Assessment are therefore exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15273(a)(1, 2, 3, and 4); and
- v) Approve the filing of a Notice of Exemption on that basis.

A-33) PUBLIC WORKS[12-00411](#)

Consider recommendations regarding the establishment of benefit assessments for County Service Area 3 (CSA 3) for Fiscal Year 2012/2013, Second and Third Supervisorial Districts, as follows:

- a) Adopt a Resolution setting a public hearing on the Departmental Agenda of June 26, 2012 regarding benefit assessments in County Service Area 3;
- b) Set hearing to consider recommendations regarding benefit assessments for County Service Area 3 (CSA 3) for Fiscal Year 2012/2013, as follows:
(Set hearing for 6/26/12. Time estimate: 15 minutes.)
 - i) Receive and file a Fixed Charges Fee Report for County Service Area 3 for Fiscal Year 2012/2013, which proposes the restoration of the benefit assessment to \$24.00 from the current \$8.00 per residential unit;
 - ii) Adopt a Resolution establishing streetlighting charges for County Service Area 3 for Fiscal Year 2012/2013;
 - iii) Adopt the findings in the Notice of Exemption that the proposed action is for the establishment of rates for services provided by County Service Area 3, that no expansion of services or facilities will result, and that any increased revenues will be used for meeting operating expenses and financial reserve needs and requirements, and that the action is therefore exempt from the California Environmental Quality Act pursuant to 14 CCR Section 15273; and
 - iv) Approve the filing of a Notice of Exemption on that basis.

Approval of Administrative Agenda

Departmental Agenda
Planning Items and Public Hearings

Reception to follow in the Board of Supervisors' Conference Room

- 1) COUNTY EXECUTIVE OFFICE [12-00391](#)

HEARING - Receive and file a presentation on the County of Santa Barbara Commission for Women Women's History Month Service Awards. (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

- 2) COUNTY EXECUTIVE OFFICE [12-00375](#)

HEARING - Consider recommendations regarding retirement benefits for general employees hired on or after June 25, 2012, as follows: (EST. TIME: 10 MIN.)

a) Adopt a Resolution establishing a new retirement plan, Plan 7, for general non-safety employees hired on or after June 25, 2012;

b) Consider the adoption (second reading) of an Ordinance implementing a 2% retirement Cost-of-Living-Adjustment (COLA) as part of Retirement Plan 7 for general member non-safety employees hired on or after June 25, 2012, and waive reading of the Ordinance in its entirety; and

c) Adopt the employer and employee rates for Retirement Plan 7 for Fiscal Year 2012/2013 as previously adopted by the Santa Barbara County Retirement System (SBCERS) Board on April 25, 2012 and shown in the Fiscal Year 2012-2013 Employer and Member Contribution Rates for Retirement Plan 7.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

3) TREASURER-TAX COLLECTOR[12-00410](#)

HEARING - Consider recommendations regarding the Tax and Revenue Anticipation Note (TRAN) Short Term Financing Program for Fiscal Year 2012/2013, as follows: (EST. TIME: 5 MIN.)

- a) Adopt a Resolution providing for the borrowing of funds for Fiscal Year 2012/2012 and the issuance and sale of County of Santa Barbara, California, 2012/2013 Tax and Revenue Anticipation Notes therefor;
- b) Adopt a Resolution affirming that moneys in internal service funds are available only for designated purposes and are reasonably required and may be loaned for temporary cash flow needs;
- c) Authorize the Treasurer-Tax Collector or the Auditor-Controller to execute the Contract of Purchase with E. J. De La Rosa & Co., Inc. for the issuance of non-taxable Tax and Revenue Anticipation Notes in accordance with State and Federal law, in an amount not to exceed \$75,000,000.00, at a yield not to exceed 1.0%, to meet General Fund cash flow requirements during the 2012-2013 Fiscal Year;
- d) Approve and authorize the Chair to execute an Agreement with Orrick, Herrington, and Sutcliffe, LLP to perform legal services as bond counsel incident to the execution and delivery of 2012/2013 Tax and Revenue Anticipation Notes in the amount of \$20,000.00;
- e) Authorize the Treasurer-Tax Collector to abandon this issuance if market conditions are deemed financially unfavorable; and
- f) Determine that the above actions are government funding mechanisms and/or fiscal activities that are not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

4) PLANNING AND DEVELOPMENT[12-00236](#)

HEARING - Consider recommendations regarding a Santa Barbara Ranch Inland Development Agreement and Consideration of Consent to Transfer Agreement, as follows: (EST. TIME: 30 MIN.)

a) Receive and file a written request from SBRHC, Inc. for the County to consent to a proposed Transfer Agreement, between SBRHC, Inc. and CIP II/BR SBR, LLC, of respective interests, rights and obligations under the Inland Development Agreement, Inland Project Approvals and Subsequent Inland Approvals for the Santa Barbara Ranch Project; and either

b) Pursuant to Section 8.02 of the Inland Development Agreement for the Santa Barbara Ranch Project, approve and authorize the Chair to execute a written Consent to Transfer Agreement, which includes a statement that since the determination of Inland Development Agreement rights and obligations remains the subject of ongoing “quiet title” litigation in Santa Barbara Superior Court Case No. 1379764, between the Original Developers and SBHRC, Inc., the County reasonably cannot at this time certify those respective rights; and

c) After considering the Final Environmental Impact Report (EIR), State Clearinghouse No. 2005011049 that the Board of Supervisors certified on October 21, 2008, determine pursuant to 14 CCR 15162(a) that no subsequent EIR or Negative Declaration is required for this project because the County cannot determine on the basis of substantial evidence in light of the whole record that:

i) Substantial changes are proposed in the project which will require major revisions of the 2008 Final EIR;

ii) Substantial changes have occurred with respect to the circumstances under which the project is undertaken which will require major revisions of the 2008 Final EIR; or

iii) New information of substantial importance concerning the project’s significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the Final EIR was certified in 2008, has been received that requires a subsequent EIR or Negative Declaration; or

d) Determine that the County cannot reasonably and presently consent to the proposed Transfer Agreement because the proposed Transferee has not provided adequate evidence of its own financial resources to be able to perform the obligations proposed to be assumed.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

5) PLANNING AND DEVELOPMENT[12-00352](#)

HEARING - Consider recommendations regarding the authorization of a Professional Services Contract with AMEC Environmental and Infrastructure, Inc. to prepare an Environmental Impact Report (EIR) for the Goleta Beach County Park Managed Beach Retreat Project 2.0, as follows: (4/5 Vote Required) (EST. TIME: 30 MIN.)

- a) Receive and file a report on Goleta Beach 2.0 Preliminary Design;
- b) Approve the acceptance of United States Department of the Interior Fish and Wildlife Service Grant No. F12AF00307 for Goleta Beach Park Coastal Access and Recreational Enhancement (Goleta Beach 2.0), in the amount of \$1,501,322.00;
- c) Approve a Budget Revision Request establishing appropriations totaling \$310,000.00 in the Community Services Department General Fund, for the purposes of funding continuing work on the Goleta Beach 2.0 project, as follows:
 - i) \$20,000.00 for continuing preliminary design work;
 - ii) \$90,000.00 for Department of Planning and Development review and processing of an Environmental Impact Report; and
 - iii) \$200,000.00 for the cost of preparation of an Environmental Impact Report; and
- d) Approve and authorize the Chair to execute a Professional Services Contract with AMEC Environment & Infrastructure, Inc. (a local vendor) to prepare an Environmental Impact Report (EIR) for the Goleta Beach County Park Managed Beach Retreat Project 2.0, for the period of May 1, 2012 through September 1, 2013, in an amount not to exceed \$194,094.00, which includes a base cost of \$176,449 as proposed by the consultant and a 10% contingency cost of \$17,645.00.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

ADDENDUM

Departmental Item No. 6) is amended, as follows:

Departmental Item No. 6) Time Certain - 1:30 P.M.

6) SUPERVISOR FARR

[12-00419](#)

HEARING - Consider recommendations regarding a Homeless Support Systems Merger/Reorganization, as follows: (EST. TIME: 1 HR.)

a) Receive and file a report about the potential merger of Bringing Our Community Home: the Ten-Year Plan to End Chronic Homelessness (BOCH), Common Ground and the County Homeless Advisory Committee(s); and

b) Direct the County Executive Officer to return with a plan to implement the County's support for the new collaborative structure for the 2012/2013 Fiscal Year.

Departmental Item No. 7) Time Certain - 2:30 P.M.7) COMMUNITY SERVICES[12-00354](#)

HEARING - Consider recommendations regarding Petitions for Review of Mobile Home Rent Control Arbitrator Award for Nomad Village, Second District, as follows: (EST. TIME: 2 HRS. 40 MIN.)

a) Consider the Petitions for Review of the arbitrator's December 20, 2011 Opinion and Award in the Matter of Arbitration Between Nomad Village Mobile Home Park and by Nomad Village Mobile Home Park Management filed by the Homeowners of Nomad Village Mobile Home Park and by Nomad Village Mobile Home Park Management;

b) Find that the arbitrator did not abuse his discretion and affirm the arbitrator's Opinion and Award and authorize the Chair to execute the final decision of the Board; or

c) Find that the arbitrator abused his discretion, and consider recommendations, as follows:

i) Reverse the arbitrator's decision in whole or in part and authorize the Chair to sign the final decision of the Board;

ii) Make a new decision without remand and authorize the Chair to sign the final decision of the Board; or

iii) Remand the case to the arbitrator for reconsideration and authorize the Chair to execute the final decision of the Board, and consider recommendations, as follows;

1) Consider whether to set a rehearing on any matters remanded by the Board;

d) Determine that the Board's review of the Arbitrator's Opinion and Award is not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA); and

e) Approve the filing of a Notice of Exemption.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

8) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [12-00205](#)

HEARING - Consider recommendations regarding an Alcohol, Drug and Mental Health Services Department update, as follows: (EST. TIME: 1 HR.)

- a) Receive and file a report from the Alcohol, Drug and Mental Health Services Department in response to the Board of Supervisors' inquiries from the March 20, 2012 hearing; and
- b) Provide direction to the Department as appropriate.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

ADDENDUM**Departmental Item No. 9) is amended, as follows:**9) COUNTY EXECUTIVE OFFICE [12-00420](#)

HEARING - Consider recommendations regarding the Alcohol, Drug and Mental Health Services Department (ADMHS) financial status and recommendations, as follows: (EST. TIME: 30 MIN.)

- a) Receive and file a report on the proposed funding sources for known and estimated liabilities of ADMHS;
- b) Direct the County Executive Office to utilize unallocated funds in the amount of \$4,620,000.00 currently in the Audit Exception Fund to fund prior year Medi-Cal related cost report settlement liabilities as identified in this report; and
- c) Direct staff to return to the Board with a Budget Revision Request to transfer funds of \$4,793,045.00, when recognized from a favorable State Audit Settlement for Fiscal Year 2002/2003 to Fiscal Year 2005/2006 into the Audit Exception Fund, to be used to fund the projected ADMHS Fiscal Year 2011/2012 operating loss and for future estimated Medi-Cal related cost report settlement liabilities.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Adjourned at 4:57 PM**Adjourn to****May 22, 2012****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, May 15, 2012 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, May 17, 2012, at 5:00 PM and on Saturday, May 19, 2012, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>