

County of Santa Barbara

105 Anapamu Street, Santa Barbara



Action Summary

Tuesday, August 25, 2009

9:00 AM

BETTERAVIA GOVERNMENT CENTER
BOARD HEARING ROOM
511 EAST LAKESIDE PARKWAY, SANTA MARIA
BOARD OF SUPERVISORS

First District - Salud Carbajal

Second District - Janet Wolf, Vice Chair

Third District - Doreen Farr

Fourth District - Joni Gray

Fifth District - Joseph Centeno, Chair

Michael F. Brown, County Executive Officer

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

9:00 A.M. Reconvened to Regular Session

CONVENED AT 9:15 A.M.

Roll Call

Present: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

Pledge of Allegiance

Report from Closed Session

COUNTY COUNSEL

[09-00769](#)

Closed Session Agenda

County Council reported that the Board of Supervisors, by a vote of 5-0, approved the settlement of Weigel v. County of Santa Barbara (WCAB case # ADJ3971871) in the amount of \$325,000.

Details of this announcement may be obtained from the Office of the County Counsel.

Approval of Minutes of the August 18, 2009 Meeting

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, as follows:

Approve the Minutes. The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray and Supervisor Centeno

A substitute motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, as follows:

Continue the approval of the minutes of August 18, 2009 to September 1, 2009. Directed staff to review the video of Departmental item #2 and to return to the Board with amended minutes reflecting the direction to staff included in the motion. The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray and Supervisor Centeno

Administrative Items

A-1) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [09-00747](#)

Consider recommendations regarding a Fiscal Year 09-12 Support and Maintenance Agreement with The Echo Group, as follows:

a) Approve and authorize the Chair to execute a Support and Maintenance Agreement with The Echo Group (not a local vendor) in the amount of \$147,714 for Fiscal Year 2009-10, \$153,288 for Fiscal Year 2010-11 and \$153,288 for Fiscal Year 2011-12; and

b) Authorize the Director of ADMHS to approve amendments to the proposed contract, provided that any such amendments do not exceed ten percent (10%) of the contract's dollar amount.

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this Agenda Item be Acted on as follows:

a) Approved; Chair to execute;

b) Authorized.

The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

A-2) COUNTY EXECUTIVE OFFICE, OFFICE OF EMERGENCY SERVICES [09-00742](#)

Adopt a Resolution authorizing certain employees to execute an application and documents on behalf of the Santa Barbara Operational Area for the purpose of obtaining financial assistance through the Federal Fiscal Year 2009 Homeland Security Grant Program (HSGP).

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this Agenda Item be Adopted.

RESOLUTION NO. 09-237

The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

A-3) GENERAL SERVICES

[09-00749](#)

Consider recommendations regarding the StrataCare, Inc. Contract to Provide Workers' Compensation Medical Review and State Reporting Services, as follows:

a) Approve and authorize the Chair to execute a standard Agreement with StrataCare, Inc (not a local vendor) to review all workers' compensation medical bills and to report medical bill payment information to the State of California as required by regulations, for one year beginning September 1, 2009, and ending August 31, 2010, at a cost not to exceed \$475,000; and

b) Authorize the General Services Director to execute two, one-year extensions following the same terms of the original Agreement, provided StrataCare is performing the service in a satisfactory manner, and in accordance with the requirements of the Agreement.

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this Agenda Item be Acted on as follows:.

a) Approved; Chair to execute.

b) Authorized.

The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

A-4) HOUSING AND COMMUNITY DEVELOPMENT

[09-00751](#)

Approve and authorize the Chair to execute an Amendment to the Subrecipient Agreement with the Casmalia Community Services District extending the term of the agreement to August 31, 2010 and increasing the contract amount by \$10,759 in accordance with the amount identified in the Urban County's 2007-2008 Annual Action Plan regarding the use of Community Development Block Grant (CDBG) funds designated for the rehabilitation of the Casmalia Water Distribution System.

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this Agenda Item be Approved; Chair to Execute. The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

A-5) PARKS

[09-00744](#)

Accept the Grant Deed for Stonegate Park from Stonegate Orcutt Venture, LLC, and instruct the Clerk of the Board to endorse thereon the Board's acceptance, Fourth District. (4/5 Vote Required)

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this Agenda Item be Accepted. The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

A-6) PLANNING AND DEVELOPMENT

[09-00748](#)

Approve and authorize the Chair to execute a CREF Contract (BC-10-061) with the Santa Barbara Wildlife Care Network for the period of August 25, 2009 through December 31, 2010, in the amount of \$301,800, to construct Phase I of its Seabird Care Compound at 1460 North Fairview, Second District.

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this Agenda Item be Approved; Chair to Execute. The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

A-7) PROBATION

[09-00750](#)

Authorize the Chief Probation Officer to accept, on behalf of the County of Santa Barbara, an award for funding in the amount of \$200,000 from the Office of Justice Programs under the Fiscal Year (FY) 2009 Drug Court Discretionary Grant Program for the grant period of September 1, 2009 through August 31, 2011.

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this Agenda Item be Authorized. The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

A-8) SHERIFF

[09-00745](#)

Approve and authorize the Chair to execute an application for the destruction of accounting records. (4/5 Vote Required)

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this Agenda Item be Approved; Chair to Execute. The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

A-9) SOCIAL SERVICES [09-00756](#)

Appoint the following individuals to serve on the Santa Barbara County Workforce Investment Board for terms to expire on August 31, 2012:

- a) Chuck Huddleston - Labor Sector; and
- b) Karen Aldridge - Business Sector.

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this Agenda Item be Acted on as follows:

a) and b) Appointed.

The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

Board of Supervisors

A-10) SUPERVISOR FARR [09-00743](#)

Approve the appointment of Julie Kessler Soloman to the Santa Barbara County Human Services Commission, term ending June 30, 2012, Third District.

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

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

A-11) SUPERVISOR FARR [09-00755](#)

Approve the appointment of Patricia Simon to the Santa Barbara County Commission for Women, term ending August 25, 2012, Third District.

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

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

Hearing Requests

A-12) COUNTY EXECUTIVE OFFICE

[09-00753](#)

HEARING - Consider recommendations regarding the Board of Supervisors' response to the Grand Jury Report entitled "SBCAG: A Road Not Taken", as follows: (EST. TIME: 30 MIN.)

- a) Adopt the responses as the Board of Supervisors' responses to the 2008-09 Grand Jury Report entitled "SBCAG": A Road Not Taken;" and
- b) Approve and authorize the Chair to execute the letter forwarding the responses to the Presiding Judge.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows:. September 1, 2009 in Santa Barbara (EST. TIME: 30 MIN.). The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

A-13) PLANNING AND DEVELOPMENT

[09-00746](#)

HEARING - Consider recommendations regarding an overview of Offshore Oil and Gas Development, the draft proposed Five-Year Outer Continental Shelf Leasing Program, and Minerals Management Service Rulemaking, as follows: (EST. TIME: 1 HR.)

- a) Receive and file an overview of offshore oil and gas development from the Energy Division;
- b) Approve and authorize the Chair to execute a comment letter, opposing the draft Five-Year Outer Continental Shelf Leasing Program proposed by the United States Department of the Interior; and
- c) Approve and authorize the Chair to execute a comment letter, supporting rulemaking proposed by the Minerals Management Service that seeks to require all offshore operators to implement a Safety and Environmental Management System.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this Agenda Item be Set for a hearing, as follows: September 15, 2009 in Santa Barbara (EST TIME: 45 MIN.). The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

A-14) PLANNING AND DEVELOPMENT

[09-00754](#)

Set hearing to consider the Bedford Appeal, Case No. 09APL-00000-00021, of the County Planning Commission’s July 15, 2009 approval of the Land Use Permit, Case No. 09LUP-00000-00146, pertaining to meteorological towers that are part of the Lompoc Wind Energy Project, located adjacent to 3525-5555 San Miguelito Rd., APNs 083-080-004, 083-090-001, 083-090-002, 083-090-003, 083-100-004, 083-100-008, 083-250-011, 083-250-019, 083-090-004, 083-100-007, in the Lompoc Area, Third District, as follows: (Set Hearing for 9/15/09. Time estimate 45 minutes.)

- a) Deny the Bedford Appeal, Case No. 09APL-00000-00021;
- b) Adopt the required findings, including CEQA findings;
- c) Accept the Addendum to the Environmental Impact Report, 06EIR-00000-00004; SCH No. 2006071008, pursuant to the State Guidelines for Implementation of the California Environmental Quality Act; and
- d) Grant de novo approval of the Land Use Permit, No. 09LUP-00000-00146, dated September 15, 2009.

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this Agenda Item be Set for a hearing, as follows:. September 15, 2009 in Santa Barbara (EST. TIME: 45 MIN.). The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

A-15) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES

[09-00757](#)

Approve an extension of the current Memorandum of Understanding with the Santa Barbara County Deputy District Attorney’s Association from October 5, 2009 through October 11, 2011.

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this Agenda Item be Set for a hearing, as follows:. September 15, 2009 in Santa Barbara (EST. TIME: 45 MIN.). The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

Approval of Administrative Agenda

HEARING TIME: 9:17 A.M. - 9:30 A.M. (23 MIN.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this be Approve the Administrative Agenda. The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

Public Comment Period

HEARING TIME: 9:30 A.M. - 9:50 A.M. (20 MIN.)

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. 03-282) (09-00001)**

**RE: Center for Natural Lands Management - Dr. Deborah Rogers
Addressed the Board.**

RE: The Tree Amigos of Orcutt: Oak Tree Protection Issues -Anna Schwab.

RE: Racism - Dr. Robert Johns

RE: Mayorial Race in Santa Maria - Ernest Armenta

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE [09-00704](#)

HEARING - Consider recommendations regarding the response to the Grand Jury Report entitled "A Child's Death in Foster Care - An Unavoidable Tragedy?", as follows: (EST. TIME: 10 MIN.)

a) Adopt the responses as the Board of Supervisors' responses to the 2008-09 Grand Jury Report entitled "A Child's Death in Foster Care - An Unavoidable Tragedy?"; and

b) Approve and authorize the Chair to execute the letter forwarding the responses to the Presiding Judge.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 9:52 A.M. - 10:03 (10 MIN.)

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this Agenda Item be Acted on as follows:

Received and filed staff presentation and conducted public hearing.

a) Adopted.

b) Approved; Chair to execute.

The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

2) CHILD SUPPORT SERVICES 09-00733

HEARING - Receive and file an update on the benefits of Child Support. (EST. TIME: 15 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:04 A.M. - 10:15 A.M. (11 MIN.)

Received and filed staff presentation and conducted public comment.

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this Agenda Item be Received and filed. The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

3) PARKS

[09-00708](#)

HEARING - Approve an Amendment to an Agreement with Capital Pacific Homes, developer of Providence Landing Park, to establish responsibility for payment for future maintenance of the park, Third District. (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:17 A.M. - 10:25 A.M. (8 MIN.)

Received and filed staff presentation and conducted public comment.

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this Agenda Item be Approved; Chair to Execute. The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

4) PLANNING AND DEVELOPMENT

[09-00404](#)

HEARING - Consider recommendations regarding the Klink appeal of the Montecito Planning Commission's December 17, 2008 approval of the Grassini SFD Additions, Case No. 07CDH-00000-00015, located at 1775 Fernald Point Lane (APN 007-380-007) in the Montecito Area, First District, as follows: (EST. TIME: 10 MIN.)

- a) Deny the appeal, Case No. 09APL-00000-00002, thereby upholding the Montecito Planning Commission's approval, as shown in the December 19, 2008 Action Letter;
- b) Adopt the findings for approval of Case No. 07CDH-00000-00015, as shown in Attachment A of the Montecito Planning Commission Action Letter dated December 19, 2008;
- c) Accept the Notice of Exemption, pursuant to CEQA Guidelines Section 15301(e), as shown in Attachment B of the Montecito Planning Commission Staff Report dated May 30, 2008; and
- d) Grant de novo approval of Case No. 07CDH-00000-00015, subject to the conditions of approval, as shown in Attachment C of the Montecito Planning Commission Action Letter dated December 19, 2008.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 9:50 A.M. - 9:51 (1 MIN.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this Agenda Item be Continued, as follows: September 15, 2009 in Santa Barbara (EST. TIME: 10 MIN.). The motion carried by the following vote:

Ayes: 5 - Supervisor Farr, Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

5) PLANNING AND DEVELOPMENT

[09-00436](#)

HEARING - Consider recommendations regarding the High Meadow HOA Appeal of Planning Commission Approval of the Old Mill Tract Road Land Use Permit, Solvang area, Third District, as follows: (EST. TIME: 1 HR. 30 MIN.)

a) Adopt the required findings for the project, including CEQA findings, specified in the Planning Commission action letter dated January 27, 2009;

b) Adopt the Section 15164 Addendum to the City of Solvang Environmental Impact Report for the Old Mill Vesting Tentative Tract Map (SCH No. 2005081109) as complete and adequate pursuant to the requirements of the California Environmental Quality Act (CEQA), including Section 15231 (Adequacy of EIR or ND for Use by Responsible Agencies) and adopt the mitigation monitoring program contained in the conditions of approval;

c) Deny the appeal, Case No. 09APL-00000-00003, thereby upholding the Planning Commission's approval of 08LUP-00000-00143; and

d) Grant de novo approval of Case No. 08LUP-00000-00143 subject to the conditions specified in the Planning Commission action letter and attachments dated January 27, 2009.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:40 A.M. - 2:15 P.M. (155 MIN.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this Agenda Item be Acted on as follows:

Received and filed staff presentation and conducted public hearing.

Continued to October 13, 2009 in Santa Maria (EST. TIME: 90 MIN.)

Directed staff to initiate a facilitation process between the applicant and appellants in order to work toward a negotiated settlement of outstanding issues and to report back on October 13, 2009 in Santa Maria. Public hearing closed.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Gray, and Supervisor Centeno

Recused: 1 - Supervisor Farr

Adjourned at 2:20 PM

Adjourned to

September 1, 2009

County Administration Building

Board Hearing Room

105 East Anapamu Street , Fourth Floor

Santa Barbara

Challenges

Announcements

<http://www.countyofsb.org>