

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Salud Carbajal
Second District - Janet Wolf
Third District - Doreen Farr, Vice Chair
Fourth District - Peter Adam, Chair
Fifth District - Steve Lavagnino

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, March 8, 2016

9:00 AM

**JOSEPH CENTENO BETTERAVIA GOVERNMENT
ADMINISTRATION
BUILDING, BOARD HEARING ROOM
511 EAST LAKESIDE PARKWAY, SANTA MARIA**

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.

9:00 A.M. Convened to Regular Session

CONVENED 9:10 A.M.

Roll Call

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

Pledge of Allegiance

Approval of Minutes of the March 1, 2016 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

[16-00007](#)

Closed Session Agenda 2016

County Counsel reported that be a vote of 5:0, the Board of Supervisors authorized County Counsel to file a Petition of Write of Mandate in Superior Court that will seek to enforce a December 2015 Report of Findings by a State Hearing Officer at California's Department of Healthcare Services that upholds the County Public Health Department's Targeted Case Management Costs. Successful enforcement of the 2015 Report of Findings should yield a benefit to the County in the amount of approximately \$135,900. Details of this announcement may be obtained in the Office of County Counsel.

County Executive Officer's Report

Mona Miyasato, County Executive Officer, announced that Santa Barbara County Budget Workshops will be held April 11th, 13th and 15th in the Board of Supervisor's Hearing Room in Santa Barbara.

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.

Administrative Items

A-1) AUDITOR-CONTROLLER

16-00171

Consider recommendations regarding Resolutions authorizing certain expenditures and use of departmental credit cards, as follows:

- a) Adopt a Resolution of the Board titled “In the Matter of Authorizing Certain Expenditures not Exceeding \$3,500.00, which is the Current Federal Micro-Purchase Threshold” which supersedes the 1992 Resolution 92-584;
- b) Adopt a Resolution of the Board titled “Authorizing County Departmental Credit Cards for Micro Purchases of Equipment, Materials, Supplies, Business Travel, Training Expenditures and Services” raising the credit card per transaction limit from \$999.00 to \$3,500.00 and superseding the 2002 Resolution 02-185;
- c) Adopt a Resolution of the Board titled “In the Matter of Authorizing Certain Specified Expenditures” to authorize expenditures for utilities, disposal services, postage, and other specified charges; and
- d) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to Sections 15378(b)(4) and 15378(b)(5) of the CEQA Guidelines, because it consists of fiscal, organizational or administrative activities of government that will not result in direct or indirect physical changes in the environment.

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

a) Adopted.

RESOLUTION NO. 16-54

b) Adopted.

RESOLUTION NO. 16-55

c) Adopted.

RESOLUTION NO. 16-56

d) Approved.

The motion carried by the following vote:

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

A-2) PLANNING AND DEVELOPMENT

16-00163

Consider recommendations regarding the Emergency Permit for Myers Boulder Removal Case No. 15EMP-00000-00012, First District, as follows:

- a) Receive and file a report on Emergency Permit 15EMP-00000-00012, which authorized removal and relocation of large boulders and debris deposited without permits within Toro Canyon Creek to reduce flood risk and other associated damages;
- b) Determine that issuance of the emergency permit is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15269(c), as this action was necessary to prevent or mitigate an emergency; and
- c) Determine that receiving and filing the report is not a project pursuant to CEQA Guidelines section 15378(b)(5), as it is an administrative government activity that will not result in direct or indirect physical changes in the environment.

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.

The motion carried by the following vote:

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

A-3) PLANNING AND DEVELOPMENT16-00164

Consider recommendations regarding the Pacific Coast Energy Company Seep Can No. 99 Emergency Permit 16EMP-00000-00005, Fourth District, as follows:

- a) Receive and file a report on Emergency Permit 16EMP-00000-00005, which authorized the placement of a seep can used to prevent the seepage of petroleum fluids from impacting the environment on the subject property (Assessor Parcel Number: 101-020-074);
- b) Accept that issuance of the Emergency Permit is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline section 15269(c), as this action was necessary to prevent or mitigate an emergency; and
- c) Determine that receiving and filing the report is not a project pursuant to CEQA Guideline section 15378(b)(5), as it is an administrative government activity that will not result in direct or indirect physical changes in the environment.

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

- a) Received and filed;**
- b) Accepted; and**
- c) Approved.**

The motion carried by the following vote:

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

A-4) PUBLIC HEALTH16-00170

Consider recommendations regarding the Personnel Resolution for Additional Full Time Employees (FTE) for Health Education Associates, as follows: (4/5 Vote Required)

a) Adopt a Personnel Resolution to allocate to the Public Health Department the following new positions effective February 29, 2016:

i) Add: Two (2) 1.0 FTE Health Education Associate (class 003903), Range 3903 (\$3,420.00 - \$4,175.00 approximately per month);

b) Approve Budget Revision Request No. 0004348 to transfer \$20,500.00 from Services and Supplies to Salaries and Benefits to fund the two 1.0 FTE Health Education Associate positions through the remainder of the Fiscal Year; and

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

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

a) Adopted.

RESOLUTION NO. 16-57

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-5) SOCIAL SERVICES16-00168

Approve the appointment of Supervisor Steve Lavagnino to the Workforce Development Board as the County Representative.

A motion was made by Supervisor Farr, seconded by Supervisor Lavagnino, 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

Board of Supervisors

A-6) SUPERVISOR CARBAJAL [16-00167](#)

Approve the appointment of Robert Kupiec to the Montecito Board of Architectural Review, term ending January 1, 2019, First District.

A motion was made by Supervisor Farr, seconded by Supervisor Lavagnino, 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-7) SUPERVISOR FARR [16-00166](#)

Approve the appointment of Peter Kopcrak to the Los Alamos Cemetery District Board of Directors, term ending December 31, 2017, Third District.

A motion was made by Supervisor Farr, seconded by Supervisor Lavagnino, 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-8) PLANNING AND DEVELOPMENT****16-00172**

Set a hearing to consider the appeal filed by Bob Field of the Planning Commission's September 30, 2015 de novo approval of the Santa Rosa Road Tier II Winery Development Plan project, Case No. 13DVP-00000-00015, Assessor Parcel Number 083-170-015, located on the south side of Santa Rosa Road, approximately 4 miles west of the Santa Rosa Road / Highway 101 intersection, commonly known as 7290 Santa Rosa Road, Buellton area, Third District, as follows:

(Set a hearing for March 15, 2016. Time estimate: 1 hour 30 minutes)

- a) Deny the appeal, Case No. 15APL-00000-00020;
- b) Make the required findings for approval of the project, including California Environmental Quality Act (CEQA) findings;
- c) Adopt the Revised Final Mitigated Negative Declaration and adopt the mitigation monitoring program contained in the conditions of approval; and
- d) Grant de novo approval of the project, Case No. 13DVP-00000-00015, including a modification to the setback requirements, subject to the revised conditions.

A motion was made by Supervisor Farr, seconded by Supervisor Lavagnino, that this matter be set for a hearing, as follows: March 15, 2016 in Santa Barbara (EST. TIME: 1 HR. 30 MIN.). The motion carried by the following vote:

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

Honorary Resolutions

A-9) SUPERVISOR WOLF [16-00165](#)

Adopt a Resolution of Commendation honoring Bobbi Kroot as the 2016 Woman of Valor by the Jewish Federation of Greater Santa Barbara.

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

RESOLUTION NO. 16-58

The motion carried by the following vote:

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

Resolutions to be Presented

A-10) SUPERVISOR FARR [16-00143](#)

Adopt a Resolution of Commendation honoring Jacklyn Susan Green of the Sheriff's Department upon her retirement after over 25 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 16-59

The motion carried by the following vote:

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

A-11) SUPERVISOR FARR[16-00142](#)

Adopt a Resolution of Commendation honoring Commander Eric Koopmans of the Sheriff's Department upon his retirement after over 32 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 16-60

The motion carried by the following vote:

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

A-12) SUPERVISOR ADAM[16-00144](#)

Adopt a Resolution of Commendation honoring Sergeant Martin Eberling of the Sheriff's Department upon his retirement after over 39 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 16-61

The motion carried by the following vote:

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

A-13) SUPERVISOR ADAM[16-00174](#)

Adopt a Resolution of Commendation honoring Beverly Eberling of the Probation Department after over 33 years of dedicated service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 16-62

The motion carried by the following vote:

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

A-14) SUPERVISOR ADAM[16-00173](#)

Adopt a Resolution proclaiming March 15, 2016 as “National Agriculture Day” and the week of March 13, 2016 through March 19, 2016 as “National Agriculture Week” in Santa Barbara County.

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

RESOLUTION NO. 16-63

The motion carried by the following vote:

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

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) (16-00001)

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

Re: AIDS/HIV County Services - Catherine Birtalan addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

1) **PROBATION**

16-00169

HEARING - Consider recommendations regarding Public Safety Realignment in Santa Barbara County: Annual Evaluation Report, as follows: (EST. TIME: 45 MIN.)

a) Receive and file a presentation on the Santa Barbara County Annual Report Public Safety Realignment Act, October 2011 through December 2014; and

b) Determine that the acceptance of the Santa Barbara County Annual Report Public Safety Realignment Act, October 2011 through December 2014 is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), finding that the activities are covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and where it can be seen with certainty that there is no possibility that the activities in question may have a significant effect on the environment, the activities are not subject to CEQA.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 10:10 AM - 10:55 AM (45 MIN.)

Received and filed 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; and

b) Approved.

The motion carried by the following vote:

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

2) PLANNING AND DEVELOPMENT16-00136

HEARING - Consider recommendations regarding a Verizon Telecommunication Facility at Mission Baptist Church on Rucker Road, Ordinance 661 Consistency Rezone (15RZN-00000-00010) and (15CUP-00000-00010), Mission Hills area, Third District, as follows: (EST. TIME: 30 MIN.)

- a) Make the required findings for approval of the project, Case Nos. 15RZN-00000-00010 and 15CUP-00000-00010, including California Environmental Quality Act (CEQA) findings;
- b) Determine that the project is exempt from CEQA pursuant to CEQA Sections 15061(b)(3), 15303, and 15304;
- c) Approve a rezone (15RZN-00000-00010) and adopt an Ordinance changing the zone district of the subject parcel from U (Ordinance 661) to AG-II-100 (County Land Use and Development Code); and
- d) Approve a Conditional Use Permit (15CUP-00000-00010) subject to the conditions of approval in the Planning Commission action letter dated February 10, 2016.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:57 AM - 10:55 AM (45 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) **Adopted required findings;**
- b) **Approved;**
- c) **Approved (15RZN-00000-00010) and adopted; and**

ORDINANCE NO. 4958

- d) **Approved (15CUP-00000-00010).**

The motion carried by the following vote:

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

Adjourned at 11:45 AM

Adjourned to

Tuesday, March 15, 2016

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, March 8, 2016 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, March 10, 2016, at 5:00 PM and on Saturday, March 12, 2016, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>