
ACTION SUMMARY

May 13, 2008

**BETTERAVIA GOVERNMENT CENTER
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, 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

The schedule for the Closed Session is amended, as follows:

8:30 A.M. Convened and Recess to Closed Session

9:00 A.M. Reconvened to Regular Session

CONVENED AT 9:17 A.M.

Roll Call

Present: Supervisor Carbajal, Supervisor Wolf, Supervisor Firestone, Supervisor Gray and Supervisor Centeno

Pledge of Allegiance

Report from Closed Session

COUNTY COUNSEL

[File Reference No. 08-00445](#)

Closed Session Agenda

No reportable action taken.

Approval of Minutes of the May 6, 2008 meeting

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, to Approve the Minutes. The motion carried unanimously.

Administrative Agenda

Resolutions to be Presented at 9:15 A.M.

A-1) SUPERVISOR CARBAJAL

[File Reference No. 08-00422](#)

Adopt a Resolution of Commendation honoring Mitchell Medeiros and Elizabeth Mason of the Parks Department as the Santa Barbara County Employees of the Month for May 2008.

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Adopted

RESOLUTION NO. 08-173

The motion carried unanimously.

A-2) SUPERVISOR CARBAJAL

[File Reference No. 08-00431](#)

Adopt a Resolution proclaiming May 11, 2008 through May 18, 2008 as Americorps week in Santa Barbara County.

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Adopted

RESOLUTION NO. 08-174

The motion carried unanimously.

- A-3) SUPERVISOR CENTENO [File Reference No. 08-00409](#)
Adopt a Resolution proclaiming May 2008 as Underage Drinking Awareness Month in Santa Barbara County.
A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Adopted
RESOLUTION NO. 08-175
The motion carried unanimously.
- A-4) SUPERVISOR CENTENO [File Reference No. 08-00411](#)
Adopt Resolution proclaiming May 2008 as "Veterans Appreciation Month" in Santa Barbara County.
A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Adopted
RESOLUTION NO. 08-176
The motion carried unanimously.
- A-5) SUPERVISOR GRAY [File Reference No. 08-00440](#)
Adopt a Resolution recognizing the 61st Anniversary of the Grower-Shipper Vegetable Association.
A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Continued, as follows:
May 27, 2008 in Santa Maria. The motion carried unanimously.

Administrative Items

- A-6) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 08-00424](#)
Approve and authorize the Public Works Director to advertise and receive bids for the Gobernador Debris Basin Modification Project, First District.
A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Approved. The motion carried unanimously.
- A-7) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 08-00425](#)
Consider recommendations regarding the Unit II Channel Improvement Project, Fourth District, as follows:

a) Authorize the Flood Control District to proceed with negotiations and acquisition of easements or fee titles on portions of property adjacent to the existing channel for construction; and

b) Authorize the Public Works Director to advertise and receive bids for the project.
A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Acted on as follows:

a) and b) Authorized.

The motion carried unanimously.

A-8) COMMUNICATIONS FOR REFERRAL[File Reference No. 08-00408](#)

City of Carpinteria - Approve the following requests of the City of Carpinteria:

a) Call and give notice of the holding of a general municipal election to be held on Tuesday, November 4, 2008, for the election of certain officers as required by the provisions of the laws of the State of California; and

b) Consolidate the General Municipal Election with the Statewide General Election to be held on November 4, 2008; and

c) Adopt regulations for candidates for elective office pertaining to candidate statements submitted to the voters for the election to be held on Tuesday, November 4, 2008. (APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

a) and b) Approved.

c) Adopted.

The motion carried unanimously.

A-9) COUNTY COUNSEL[File Reference No. 08-00423](#)

Consider the recommendation regarding the Carpinteria Unified School District Facilities Improvement District, First District, as follows:

Adopt a Resolution permitting the formation of school facilities improvement districts pursuant to the Law.

A motion was made by Supervisor Firestone, seconded by Supervisor Centeno, that this matter be Continued, as follows: May 20, 2008 in Santa Barbara on Departmental Agenda The motion carried unanimously.

A-10) COUNTY EXECUTIVE OFFICE[File Reference No. 08-00421](#)

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

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Approved. The motion carried unanimously.

A-11) HOUSING AND COMMUNITY DEVELOPMENT[File Reference No. 08-00429](#)

Consider recommendations regarding the approval and submittal of 2008-09 CDBG Annual Action Plan, as follows:

- a) Adopt a resolution approving the Santa Barbara Community Development Block Grant (CDBG) Urban County Partnership's 2008-2009 Annual Action Plan for submittal to the Federal Department of Housing and Urban Development; and
- b) Authorize the County Executive Officer to execute all certifications, standard forms, and other related documents required for CDBG Program application.

Acted on as follows:

A motion was made by Supervisor Wolf, Seconded by Supervisor Firestone as follows:

- a) **Adopt a resolution approving the Santa Barbara Community Development Block Grant Urban County Partnership's 2008-2009 Annual Action Plan with the following amendment:**

Section A - Unincorporated County CDBG Capital Projects:

New Cuyama Recreation Center:

Delete reference to "community pool".

- b) **Authorized.**

The motion failed by the following vote:

**Ayes: 2 - Supervisor Wolf and Supervisor Firestone
Noes: 2 - Supervisor Centeno and Supervisor Carbajal
Abstentions: 1 - Supervisor Gray**

A motion was made by Supervisor Firestone, seconded by Supervisor Gray as follows:

- b) **Adopted.**

RESOLUTION NO. 08-177

- b) **Authorized.**

The motion carried unanimously.

A-12) HOUSING AND COMMUNITY DEVELOPMENT[File Reference No. 08-00430](#)

Consider recommendations regarding the approval and submittal of 2008-09 HOME Consortium Annual Action Plan, as follows:

- a) Adopt a resolution approving the Santa Barbara County HOME Consortium's 2008-2009 Annual Action Plan for submittal to the Federal Department of Housing and Urban Development; and
- b) Authorize the County Executive Officer to execute all certifications, standard forms, and other related documents required for HOME Program application.

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Approved, as follows:

a) Adopted.

RESOLUTION NO. 08-178

b) Authorized.

The motion carried unanimously.

A-13) PARKS and BOARD OF DIRECTORS, WATER AGENCY[File Reference No. 08-00433](#)

Consider recommendations regarding the grant application to help protect Cachuma Lake from quagga mussels, as follows:

- a) Concur with an application to the U. S. Bureau of Reclamation (USBR) to provide up to \$20,000 in funds to the County Water Agency for various components of a program to protect Cachuma Lake from quagga mussels;
- b) Approve and authorize the Public Works Director or his designee to execute any and all grant agreements and any subsequent amendments to receive grant funds essentially consistent with the attached project description; and
- c) Concur and authorize the Public Works Director and the Parks Department Director to seek and apply for additional sources of funding in support of a comprehensive quagga mussel prevention program of outreach, information, inspection, monitoring, and treatment protocols for all boat owners seeking launch access at Cachuma Lake.

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

a) Approved.

b) Authorized.

c) Approved.

The motion carried unanimously.

A-14) PUBLIC WORKS[File Reference No. 08-00414](#)

Consider recommendations regarding the construction of Tieback Wall on East Camino Cielo at Mile Post 1.3 north of Santa Barbara City Limit - FEMA location No. 3T34, County Project No. 05STRM (3T34), Third District, as follows:

- a) Accept the Notice of Completion for the work performed by the Contractor (not a local vendor), Souza & Petersen Construction, PO Box 2057, Nipomo, CA 93444; and
- b) Review and approve the Statement of Final Quantities for work performed and materials supplied for this project by the Contractor in the amount of \$336,906.87.

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

a) Accepted.

b) Approved.

The motion carried unanimously.

A-15) PUBLIC WORKS[File Reference No. 08-00415](#)

Consider recommendations regarding the State of California, 2007-2008 Exchange and State Match Program, Execute Agreement for the Exchange of Federal Highway Dollars, All Districts, as follows:

- a) Execute the agreement with State of California, Department of Transportation for the exchange of Federal Highway dollars for Non-Federal State Highway Account dollars, for Fiscal Year 2007-2008 apportionments, in the amount of \$558,115; and
- b) Authorize Staff to disperse these Regional Surface Transportation Program (RSTP) funds to the City of Buellton, the City of Guadalupe and the City of Solvang, in the amounts identified for FY 2007-2008 in the Federal Transportation Improvement Program (FTIP).

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

a) Approved; Chair to execute.

b) Authorized.

The motion carried unanimously.

A-16) PUBLIC WORKS[File Reference No. 08-00426](#)

Adopt resolutions establishing stop controls on Crown Avenue, Windsor Court, Saint Marys Lane, Cota Street, Coiner Court and Coiner Street, Shirley Lane, Dutard Road, Millstone Avenue, Willowood Road, and Loch Lomand Drive, Second, Third and Fourth Districts.

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

a) Adopted.

RESOLUTION NO. 08-179

b) Adopted.

RESOLUTION NO. 08-180

c) Adopted.

RESOLUTION NO. 08-181

d) Adopted.

RESOLUTION NO. 08-182

e) Adopted.

RESOLUTION NO. 08-183

f) Adopted.

RESOLUTION NO. 08-184

g) Adopted.

RESOLUTION NO. 08-185

h) Adopted.

RESOLUTION NO. 08-186

I) Adopted.

RESOLUTION NO. 08-187

j) Adopted.

RESOLUTION NO. 08-188

The motion carried unanimously.

A-17) PUBLIC WORKS [File Reference No. 08-00427](#)

Adopt a Resolution to authorize the submittal of a regional application for the California Integrated Waste Management Board's Fourteenth Cycle (FY 2008-2009) Used Oil Recycling Block Grant in the estimated amount of \$52,000.

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Adopted

RESOLUTION NO. 08-189

The motion carried unanimously.

A-18) PUBLIC WORKS [File Reference No. 08-00432](#)

Consider recommendations regarding the Tajiguas Landfill Phase 1B Liner Construction, County Project No. 828345, Third District, as follows:

- a) Accept the Notice of Completion for work performed by the Contractor(not a local vendor), Whitaker Contractors, Inc., 2752 Concrete Court, Paso Robles, California 93446; and
- b) Review and approve the Statement of Final Quantities for work performed and materials supplied for this project by the contractor, Whitaker Contractors, Inc., in the amount of \$3,550,077.10.

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

a) Accepted.

b) Approved.

The motion carried unanimously.

A-19) SHERIFF [File Reference No. 08-00413](#)

Consider recommendations regarding the donation of \$30,000 towards the purchase of a vehicle for the DARE program, as follows: (4/5 Vote Required)

- a) Accept a \$30,000 cash donation from the Edgecomb Foundation to be used to purchase a Dodge Charger vehicle for use by the DARE program Deputies in the execution of their duties, and
- b) Approve Budget Revision #2007257 recognizing the donation and appropriating the expenditure.

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

a) Accepted.

b) Approved.

The motion carried unanimously.

A-20) SHERIFF [File Reference No. 08-00417](#)

Consider recommendations regarding the Abandoned Watercraft Abatement Fund (AWAF) Grant Award, Fiscal Year 2007/2008, as follows: (4/5 Vote Required)

- a) Approve Amendment #1 to the Abandoned Watercraft Abatement Fund (AWAF) grant accepted on September 18, 2007 reducing the grant amount from \$25,000 to \$13,600; and
- b) Approve Budget Revision #2007266 recognizing the grant revenue and appropriating the expenditure.

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

a) and b) Approved.

The motion carried unanimously.

A-21) SHERIFF [File Reference No. 08-00418](#)

Approve and authorize the Chair to execute a Revenue Agreement with Santa Ynez Band of Chumash Indians for supplemental security services from July 1, 2007 through June 30, 2010 in an amount that reimburses actual, direct costs.

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Approved; Chair to Execute. The motion carried unanimously.

Board of Supervisors

A-22) SUPERVISOR CARBAJAL [File Reference No. 08-00443](#)

Approve the reappointment of James Ballard to the Carpinteria Cemetery District for a term ending December 31, 2011, First District.

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Approved. The motion carried unanimously.

A-23) SUPERVISOR CARBAJAL [File Reference No. 08-00444](#)

Approve the reappointment of Marni Cooney to the Human Services Commission for a term ending June 30, 2011, First District.

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Approved. The motion carried unanimously.

A-24) SUPERVISOR WOLF [File Reference No. 08-00419](#)

Approve the appointment of Vanessa Lynn Patterson to the Retirement Board of the Santa Barbara County Employee's Retirement System for a term ending December 31, 2008, Second District.

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Approved. The motion carried unanimously.

- A-25) SUPERVISOR WOLF [File Reference No. 08-00420](#)
- Approve the reappointment of Margaret Ann Lydon to the Mental Health Commission for a term ending July 1, 2010, Second District.
- A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Approved. The motion carried unanimously.**
- A-26) SUPERVISOR FIRESTONE [File Reference No. 08-00410](#)
- Approve the reappointment of James M. Rohde to the Mental Health Commission for a term ending July 1, 2010, Third District.
- A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Approved. The motion carried unanimously.**
- A-27) SUPERVISOR GRAY [File Reference No. 08-00442](#)
- Approve the appointment of Joseph B. McCormick to the Santa Barbara County Veterans' Advisory Committee for a term ending July 1, 2012, Fourth District.
- A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Approved. The motion carried unanimously.**

Hearing Requests

- A-28) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 08-00436](#)

Set hearing to consider the recommendations regarding the Flood Control Benefit Assessment Program for Fiscal Year 2008-09, All Districts, as follows:

a) Consider the introduction (First Reading) of an ordinance entitled, "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 2008-09; and

b) Receive a Report regarding Flood Control Benefit Assessment for Fiscal Year 2008-09.

Set hearing on July 1, 2008 to consider the following:

c) Make a determination upon each assessment described in the report ordered by the Board at the June 17, 2008 meeting;

d) Adopt the Resolution confirming Flood Control Benefit Assessment for Fiscal Year 2008-09;

e) Consider the adoption (Second Reading) of an ordinance entitled, "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 2008-09; and

f) File the attached CEQA Notice of Exemption for the Flood Control Benefit Assessment Program for FY 2008-09.

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: June 17, 2008 in Santa Barbara (EST. TIME: 10 MIN.) The motion carried unanimously.

- A-29) GENERAL SERVICES [File Reference No. 08-00428](#)

Set hearing to receive a report on Capital Maintenance on County Buildings.

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: May 27, 2008 in Santa Maria (EST. TIME: 10 MIN.) The motion carried unanimously.

A-30) PLANNING AND DEVELOPMENT[File Reference No. 08-00434](#)

Set hearing to consider recommendations of the County and Montecito Planning Commissions regarding the road naming, Special Problem Area Septic System and Time Extension Process Ordinance Amendments, as follows:

- a) Adopt findings for approval of the proposed ordinances;
- b) Find that the adoption of these ordinances are categorically exempt from the California Environmental Quality Act pursuant to Section 15061(b)(3) of the Guidelines for Implementation of CEQA;
- c) Adopt an Ordinance (Case No. 08ORD-00000-00004) amending Section 35-2, the Santa Barbara County Montecito Land Use and Development Code, of Chapter 35, Zoning, of the County Code; and
- d) Adopt an Ordinance (Case No. 08ORD-00000-00005) amending Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code.

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: May 27, 2008 in Santa Maria (EST. TIME: 30 MIN.) The motion carried unanimously.

A-31) PLANNING AND DEVELOPMENT[File Reference No. 08-00437](#)

Set hearing to consider the Capital Pacific Homes Appeal (Case No. 08APL-00000-00011) of the County Planning Commission's February 27, 2008 denial of the Old Mill Run Recorded Map Modification (Case No. 07RMM-00000-00006). The project site is located at the corner of Blosser and Old Mill Roads (AP No. 105-020-046) in Orcutt, Fourth District, as follows:

- a) Adopt the required findings for the project specified in the Planning Commission action letter dated March 5, 2008;
- b) Deny the appeal, 08APL-00000-00011, thereby upholding the Planning Commission's denial of 07RMM-00000-00006; and
- c) Grant de novo denial of Case No. 07RMM-00000-00006 subject to the findings specified in the Planning Commission action letter and attachments dated March 5, 2008.

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: May 27, 2008 in Santa Maria (EST. TIME: 120 MIN.) The motion carried unanimously.

A-32) PLANNING AND DEVELOPMENT[File Reference No. 08-00438](#)

HEARING - Consider the Ni Appeal of Wang Single-Family Dwelling Addition/Garage filed by the applicant (Case No. 08APL-00000-00015) of the Planning Commission's March 26, 2008 denial of appeal, Case No. 08APL-00000-00006, and de novo approval of Coastal Development Permit Case No. 08CDP-00000-00011. The project involves Assessor's Parcel No. 001-190-035, located at 6346 Via Real in the Carpinteria area, First District, as follows: (EST. TIME: 45 MIN.)

- a) Adopt the required findings for approval of Case No. 08CDP-00000-00011, including CEQA findings;
- b) Accept the exemption specified in the agenda letter; and
- c) Deny the appeal, Case No. 08APL-00000-00015, thereby upholding the Planning Commission's approval and granting de novo approval of Coastal Development Permit Case No. 08CDP-00000-00011, subject to the conditions.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: June 3, 2008 in Santa Barbara (EST. TIME: 45 MIN.) The motion carried unanimously.

A-33) PLANNING AND DEVELOPMENT[File Reference No. 08-00439](#)

Set hearing at the request of P. Michael Melliar-Smith and Louise Moser, owners, regarding Ordinance 661 Consistency Rezone and Lot Line Adjustment for Assessor's Parcel Numbers 081-040-047 and 081-040-049, located at 2375 Refugio Road in the Gaviota area, Third District, as follows:

Case No. 06RZN-00000-00008 [application filed on November 1, 2006] to rezone 64.20 acres (Assessor's Parcel Numbers 081-040-047 and 081-040-049) from General Agriculture, 100-acre minimum lot area (100-AG) under Zoning Ordinance No. 661 to Agriculture II, 100-acre minimum lot area (AG-II-100) under the County Land Use & Development Code (LUDC);

Case No. 05LLA-00000-00009 [application filed on June 1, 2005] for a Lot Line Adjustment in compliance with Section 21-90 of County Code Chapter 21, to adjust the existing lot lines between Assessor's Parcel Numbers 081-040-047 and 081-040-049, to reconfigure into one lot of 20.00 acres and one lot of 44.20 acres, on property located in the 100-AG zone under Ordinance 661.

- a) Adopt the required findings for the proposed rezone, Case No. 06RZN-00000-00008, specified in the Santa Barbara County Planning Commission action letter (Attachment A), dated February 27, 2008, including the California Environmental Quality Act (CEQA) findings;
- b) Adopt the required findings for the proposed Lot Line Adjustment, Case No. 05LLA-00000-00009, specified in the Santa Barbara County Planning Commission action letter, dated February 27, 2008, including the California Environmental Quality Act (CEQA) findings;
- c) Accept 80-EIR-03 as adequate Environmental Review for Case No. 06RZN-00000-00008 pursuant to Section 15162 of the State Guidelines for Implementation of the California Environmental Quality Act;
- d) Accept the Notice of Exemption for Case No. 05LLA-00000-00009, pursuant to Section 15305(a) of the Guidelines for Implementation of California Environmental Quality Act;
- e) Approve Lot Line Adjustment, Case No. 05LLA-00000-00009, subject to the conditions specified in the Santa Barbara County Planning Commission action letter, dated February 27, 2008; and
- f) Adopt Rezone Ordinance 06RZN-00000-00008 amending the Inland Zoning Map to rezone APNs 081-040-047 and 081-040-049 from 100-AG under Zoning Ordinance No. 661 to AG-II-100 under the County Land Use and Development Code.

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: June 3, 2008 in Santa Barbara (EST. TIME: 30 MIN.) The motion carried unanimously.

Board of Supervisors
Board of Directors Redevelopment Agency

A-34) COUNTY EXECUTIVE OFFICE

[File Reference No. 08-00435](#)

Set joint hearing to consider recommendations regarding the Real Property Acquisition of 881 Embarcadero Del Mar, Isla Vista, Third district as follows:

Acting as the Board of Supervisors, consider the following:

- a) Accept the CEQA addendum to the Isla Vista Master Plan Environmental Impact Report (IVMP EIR), finding the proposed project was studied in the IVMP EIR and that refinements to it will not result in new significant impacts nor substantially increase the severity of previously disclosed significant impacts beyond those already identified;
- b) Adopt the County Resolution making findings required by California Health & Safety Code Sections 33445 and 33679 to use Redevelopment Agency funds to purchase 881 Embarcadero Del Mar (Property);
- c) Adopt the Resolution of Intent to Purchase the Property from the Union Oil Corporation of California (Union Oil);
- d) Execute the Real Property Sale Contract and Escrow Instructions between the County and Union Oil to acquire the Property in the amount of \$1,400,000, and authorize the County Executive Officer, or designee, to initial various provisions therein on behalf of the County; and
- e) Authorize the County Executive Officer to extend escrow up to 60 additional days, if necessary to facilitate funding of the acquisition.

Acting as the Board of Directors of the Redevelopment Agency consider the following:

- f) Accept the CEQA addendum to the Isla Vista Master Plan Environmental Impact Report ("IVMP EIR"), finding the proposed project was studied in the IVMP and that refinements to it will not result in new significant impacts nor substantially increase the severity of previously disclosed significant impacts beyond those already identified; and
- g) Adopt the Agency Resolution making findings required by Health & Safety Code Sections 33445 and 33679 for the acquisition of the Property.

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: June 3, 2008 in Santa Barbara (EST. TIME: 15 MIN.) The motion carried unanimously.

Board of SupervisorsA-35) SUPERVISOR GRAY[File Reference No. 08-00441](#)

Approve the appointment of Robin E. Gorley to the Casmalia Community Services District for a term ending December 5, 2008, Fourth District.

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, that this matter be Approved. The motion carried unanimously.

Approval of Administrative Agenda

HEARING TIME 9:18 A.M. - 10:00 A.M. (42 MIN.)

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, to Approve the Administrative Agenda as Amended. The motion carried unanimously.

File Reference No. 08-00001

Public Comment

HEARING TIME: 10:02 A.M. - 10:44 A.M. (42 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) (08-00001)

RE: H2A Federal Program regarding immigrant workers - Richard Dydell Addressed the Board.

RE: Illegal Immigration Issues - Paula James Addressed the Board.

RE: Urban Planning Concepts presented the County and the Orcutt Union Project with an Award of Merit from the American Planning Association - Brian Schwartz Addressed the Board.

RE: Use of leaden fuel and bike path needs in Montecito - David Diaz Addressed the Board.

RE: CSAC Executive Director made presentation regarding the state budget issues and specific county program needs - Paul McIntosh Addressed the Board.

RE: County Alcohol, Drug & Mental Health Care Services - Jill Bolster-White and Kas Davis Addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE[File Reference No. 08-00389](#)

HEARING - Consider recommendations regarding the consideration of Propositions 98 and 99, Eminent Domain Reform, as follows: (EST. TIME: 25 MIN.)

- a) Receive a report from the California State Association of Counties (CSAC) on Propositions 98 and 99; and
- b) Determine whether to adopt a resolution opposing Proposition 98 and supporting Proposition 99.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:45 A.M. - 10:58 A.M. (13 MIN.)

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

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

a) **Received.**

b) **Adopted.**

RESOLUTION NO. 08-190

Directed staff and Legislative Committee to continue to study rent control issues regarding County Mobile Home Parks and return as appropriate with further recommendations.

The motion carried by the following vote:

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

Abstentions: 1 - Supervisor Gray

2) COUNTY EXECUTIVE OFFICE[File Reference No. 08-00039](#)

HEARING - Consider recommendations regarding the Potential Financial Alternatives - Revenue Update, as follows: (EST. TIME: 30 MIN.)

- a) Receive a staff report on Potential Financial Alternatives - Revenue Update; and
- b) Consider and provide direction to staff on the Potential Financial Alternatives - Revenue Update.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:00 A.M. - 11:53 A.M. (53 MIN.)

Acted on as follows:

Received and filed a staff presentation and conducted public hearing.

A motion was made by Supervisor Firestone, Seconded by Supervisor Gray as follows:

a) Received and filed..

The motion carried unanimously.

b) Directed staff on Potential Financial Alternatives - Revenue Update, as shown on Attachment A to staff report dated May 13, 2008, as follows:

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

No. 2) - Beach Parking - Remove from list as offensive and not to be considered.

The motion failed by the following vote:

Ayes: 2 - Supervisor Wolf and Supervisor Carbajal

Noes: 3 - Supervisor Centeno, Supervisor Firestone and Supervisor Gray

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

No. 3) - Regional Parks Parking - Remove from list as offensive and not to be considered.

The motion failed by the following vote:

Ayes: 2 - Supervisor Wolf and Supervisor Carbajal

Noes: 3 - Supervisor Centeno, Supervisor Firestone and Supervisor Gray

A motion was made by Supervisor Firestone, Seconded by Supervisor Centeno as follows:

No. 6) - Employee Parking Fee - Remove from list as offensive and not to be considered.

The motion carried unanimously.

A motion was made by Supervisor Firestone, Seconded by Supervisor Centeno as follows:

No. 9) - Flash Ticket Cameras - Remove from list as offensive and not to be considered.

The motion failed by the following vote:

Ayes: 2 - Supervisor Firestone and Supervisor Centeno

Noes: 3 - Supervisor Carbajal, Supervisor Wolf and Supervisor Gray

A motion was made by Supervisor Centeno, Seconded by Supervisor Firestone as follows:

No. 11) - Telephone Surcharge - Remove from list as offensive and not to be considered.

The motion failed unanimously.

A motion was made by Supervisor Gray, Seconded by Supervisor Centeno as follows:

No. 12) - 911 Call Charge - Remove from list as offensive and not to be considered.

The motion failed by the following vote:

Ayes: 2 - Supervisor Gray and Supervisor Centeno

Noes: 3 - Supervisor Carbajal, Supervisor Wolf and Supervisor Firestone

Further directed staff to consider No. 10 - Transient Occupancy Tax Increase - as relates to vacation rentals and business licenses for possible rental income.

3) PLANNING AND DEVELOPMENT[File Reference No. 08-00398](#)

HEARING - Consider recommendations regarding the option for a Crude Oil Production Tax for the County of Santa Barbara, as follows: (EST. TIME: 1 HR.)

- a) Receive a report on the option for the Crude Oil Production Tax;
- b) Consider selecting a date for the placement of a local tax measure in accordance with the upcoming scheduled elections:
 - i) If approved, direct staff to draft a measure for inclusion on the November 4, 2008 ballot that will assess a dollar value per oil barrel crude oil production tax on oil extracted from sub-surface reservoirs underlying unincorporated lands of the County; and
 - ii) If it is determined to place the measure on the November 4, 2008 ballot, direct staff to return to move forward with the local tax measure and elections timing and return on or by July 1, 2008 with the necessary ordinance to consolidate such ballot measure with the November 2008 election.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 1:05 P.M. - 2:58 P.M. (113 MIN.)

Acted on as follows:

Received and filed staff presentation and conducted public hearing.

A motion was made by Supervisor Firestone, Seconded by Supervisor Wolf as follows:

- a) **Received.**
- b) **No action taken.**

The Board is actively considering a crude oil production tax ballot measure and directs staff to continue development of the proposal in consultation with industry and other interested parties/community organizations.

Continued to May 27, 2008 in Santa Maria.

4) COUNTY EXECUTIVE OFFICE[File Reference No. 08-00265](#)

HEARING - Consider recommendations regarding the membership of public cemetery districts, Santa Maria Public Cemetery District, as follows: (EST. TIME; 10 MIN.)

- a) Consider any written or oral comments regarding the increase in membership of the Board of Trustees of the Santa Maria Public Cemetery District.
- b) Adopt a resolution that orders the increase in membership to five members of the Board of Trustees of the Santa Maria Public Cemetery District; and
- c) Appoint two persons to the Board of Trustees of the Santa Maria Public Cemetery District for a four year term, until the appointment and qualification of the successor.
 - i) Approve the appointment of Fred Quigley for a term ending December 31, 2011.
 - ii) Approve the appointment of Wanda McDonald for a term ending December 31, 2011.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:55 A.M. - 12:00 P.M. (5 MIN.)

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

- a) **Considered.**
- b) **Adopted.**

RESOLUTION NO. 08-191

- c) **Appointed Fred Quigley and Wanda McDonald to four year terms ending 12/01/2011.**

Fifth District Supervisor Joe Centeno thanked the following community members for their assistance in this matter:

Bonnie Raysten, David Cross and Karen Cordaray.

The motion carried by the following vote:

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

Abstentions: 1 - Supervisor Carbajal

5) PUBLIC WORKS[File Reference No. 08-00339](#)

HEARING - Consider recommendations regarding County Service Area 3, County Service Area 31 and North County Lighting District, Street Lighting Benefit Assessment for Fiscal Year 2008-2009, Second, Third, Fourth and Fifth Districts, as follows: (EST. TIME: 5 MIN.)

a) Approve Public Works Department Notice of Exemption pursuant to County California Environmental Quality Act (CEQA) Guidelines; and

b) Adopt a resolution establishing street lighting charges for the above subject lighting districts for the fiscal year 2008/2009.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 3:11 P.M. - 3:14 P.M. (3 MIN.)

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

a) Approved.

b) Adopted.

RESOLUTION NO. 08-192

The motion carried unanimously.

6) PUBLIC WORKS and BOARD OF DIRECTORS, LAGUNA [File Reference No. 08-00338](#)
COUNTY SANITATION DISTRICT

HEARING - Consider recommendations regarding the Laguna County Sanitation District Board Ordinance Adopting Service Charges, Connection Fees, and Trunk Line Fees and Resolution Relative to Collection of Service Charges on the Tax Roll; Fourth and Fifth Districts, as follows: (EST. TIME: 30 MIN.)

- a) Consider the introduction (First Reading) of an ordinance entitled "An Ordinance Amending Ordinance No. 3130," which revises service charges, connection fees and other related fees for the Laguna County Sanitation District;
- b) Receive and file a fixed charge report for fiscal year 2008/2009;
- c) Accept the notice of exemption pursuant to Section 15273 (a) (1) - (4) of the State Guidelines for Implementation of the California Environmental Quality Act;
- d) Set hearing on May 27, 2008 to consider the following:
 - e) Consider the adoption (second reading) of an ordinance entitled "An Ordinance Amending Ordinance No. 3130," which revises service charges, connection fees and other related fees for the Laguna County Sanitation District; and
 - f) Adopt a resolution relative to the collection of service charges on the tax rolls.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 3:16 P.M. - 3:25 P.M. (9 MIN.)

**A motion was made by Supervisor Wolf, seconded by Supervisor Centeno, that this matter be Acted on as follows:
Received and filed staff presentation and conducted public hearing.**

- a) Read by title; waived reading of the ordinance in its entirety, introduction (first reading) approved. Second Reading (adoption) set for May 27, 2008 in Santa Maria.**
- b) Received and filed.**
- c) Accepted.**
- d) Set for hearing on May 27, 2008 in Santa Maria.**
- e) and f) Set for adoption (second reading) on May 27, 2008.**

The motion carried unanimously.

7) PUBLIC WORKS[File Reference No. 08-00394](#)

HEARING - Consider recommendations regarding an update on Evaluation of Conversion Technology, as follows: (EST. TIME: 30 MIN.)

- a) Receive a report entitled "Evaluation of Municipal Solid Waste Conversion Technologies" prepared by Alternative Resources, Inc., hired by the County to evaluate the feasibility of siting a conversion technology facility at the Tajiguas Landfill;
- b) Approve the list of eight vendors recommended in the report;
- c) Direct staff to:
 - i) Begin drafting a Request For Proposals to solicit project proposals from the short-listed conversion technology vendors;
 - ii) Direct staff to conduct outreach presentations to potential participating jurisdictions and interested community groups;
 - iii) Direct staff to hold a public forum for elected officials and staff to discuss potential legal arrangements for governing the facility; and
 - iv) Return to your board in August / September with the results of the presentations and public forum.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 3:44 P.M. - 4:06 P.M. (22 MIN.)

A motion was made by Supervisor Firestone, seconded by Supervisor Centeno, that this matter be Acted on as follows: Received and filed staff presentation and conducted public hearing.

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

The motion carried unanimously.

8) PUBLIC WORKS[File Reference No. 08-00363](#)

HEARING - Consider recommendations regarding the speed limits on various roads near schools, Second, Third, Fourth & Fifth Districts, as follows: (EST. TIME: 20 MIN.)

a) Consider the introduction (First Reading) of an ordinance amending Chapter 23, Section 23-15 of the Santa Barbara County Code, pertaining to speed limits and the changing of speed limits on Randolph Road and San Simeon Drive in the Goleta area, Pine Street in the Santa Ynez area, Aldebaran Avenue in the Vandenberg Village area, Via Lato, Calle Seis and Via Semi in the Mission Hills area, Shaw Street in the Los Alamos area, Point Sal Road in the Casmalia area, Sandalwood Drive in the Tangelwood area, Oak Knoll Road in the Orcutt area and Cebrian Avenue in the New Cuyama area.

b) Set hearing on May 20, 2008 to consider the adoption (Second Reading) of an ordinance amending Chapter 23, Section 23-15 of the Santa Barbara County Code, pertaining to speed limits and the changing of speed limits on Randolph Road and San Simeon Drive in the Goleta area, Pine Street in the Santa Ynez area, Aldebaran Avenue in the Vandenberg Village area, Via Lato, Calle Seis and Via Semi in the Mission Hills area, Shaw Street in the Los Alamos area, Point Sal Road in the Casmalia area, Sandalwood Drive in the Tangelwood area, Oak Knoll Road in the Orcutt area and Cebrian Avenue in the New Cuyama area.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 4:08 P.M. - 4:10 P.M. (2 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Read by title; waived reading of the ordinance in its entirety, introduction (first reading) approved. Second Reading (adoption) set for May 20, 2008 in Santa Barbara.

b) Set for adoption (second reading) on May 20, 2008 in Santa Barbara.

The motion carried unanimously.

9) FIRE [File Reference No. 08-00263](#)

HEARING - Consider recommendations regarding the Adoption/Amendment of the 2007 California Fire Code and Fee Update, as follows: (EST. TIME: 30 MIN.)

a) Consider the introduction (first reading) of an ordinance amending Chapter 15 of the Santa Barbara County Code to:

Adopt the 2007 California Fire Code with amendments replacing the amended 2001 California Fire Code as the enforcement Code for the Santa Barbara County Fire Protection District; and

Adopt an updated Fire Code fee schedule.

b) Set hearing on May 20, 2008 to consider the adoption (second reading) of an ordinance amending Chapter 15 of the Santa Barbara County Code as set forth above.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 3:26 P.M. - 3:43 P.M. (17 MIN.)

A motion was made by Supervisor Centeno, seconded by Supervisor Firestone, that this matter be Acted on as follows: Received and filed staff presentation and conducted public hearing.

a) and b) No action taken.

Directed staff to send project to community stakeholders, including but not limited to, the Agricultural Advisory Commission, Santa Barbara Planning Commission and Montecito Planning Commission regarding proposed language and specific concerns of individual groups and continue to include concerns and requirements of County Fire.

Further directed staff to clearly explain specific concerns of Supervisors, such as:

Sprinkler requirements; explicit exemptions; appeal process; petroleum facilities operators fees; grading requirements; open burning fees; cost recovery fees; violations and legal implementations.

Staff to return to the Board as soon as possible with new draft language of an ordinance amending Chapter 15 of the Santa Barbara County Code. The motion carried by the following vote:

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

Noes: 1 - Supervisor Wolf

10) COUNTY EXECUTIVE OFFICE[File Reference No. 07-01220](#)

HEARING - Consider recommendations regarding onshore oil facilities update, as follows: (EST. TIME: 1 HR.)

- a) Receive a staff report on the status of the onshore facilities program; and
- b) Receive an update on the five recommendations concerning potential new ordinances and staff practices adopted by the Board of Supervisors on January 15, 2008.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 4:11 P.M. - 5:06 P.M. (55 MIN.)

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Acted on as follows: Received and filed staff presentation and conducted public hearing.

a) and b) Received.

Directed staff to return in approximately 60 days after further consultation with all interested community stakeholders (including, but not limited to, the Environmental Defense Center) concerning issues raised by Board members, such as:

Immediate and potential cost recovery for first time violators and clear definitions of the terms "facility" and "operator" with regard to fines imposed.

The motion carried by the following vote:

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

Abstentions: 1 - Supervisor Firestone

Adjourned at 5:07 PM

The Board of Supervisors adjourned the Meeting of May 13, 2008 in honor of Albert Novo of the Santa Maria Valley.

Adjourned to

May 20, 2008

County Administration Building

Board Hearing Room

105 East Anapamu Street , Fourth Floor

Santa Barbara

Announcements

The meeting of May 13, 2008, will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, May 15, 2008, at 5:00 PM on CSBTV Channel 20.

<http://www.countyofsb.org>