

County of Santa Barbara
BOARD OF SUPERVISORS
ACTION SUMMARY
September 23, 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

7:50 A.M. Convene and Recess to Closed Session

9:00 A.M. Reconvene to Regular Session

Convened at 9:03 A.M.

Roll Call

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

Pledge of Allegiance

Report from Closed Session

1) COUNTY COUNSEL

[File Reference No. 08-00879](#)

Closed Session Agenda

No reportable action taken.

Approval of Minutes of the September 16, 2008 meeting

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

Administrative Agenda

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

A-1) SUPERVISOR CARBAJAL and SUPERVISOR CENTENO[File Reference No. 08-00876](#)

Adopt a Resolution proclaiming October 5-11, 2008 as Mental Illness Awareness Week in Santa Barbara County.

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

RESOLUTION NO. 08-329

The motion carried unanimously.

Honorary ResolutionsA-2) SUPERVISOR CARBAJAL and SUPERVISOR WOLF[File Reference No. 08-00860](#)

Adopt a Resolution honoring the Friendship Center for its dedicated service to the frail, elderly residents of Santa Barbara County.

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

RESOLUTION NO. 08-323

The motion carried unanimously.

Administrative ItemsA-3) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 08-00872](#)

Consider recommendations regarding Contractors on Payroll for psychiatric services, as follows:

- a) Approve and authorize the Chair to execute an agreement with Edward Benson, MD to provide psychiatric services as a Contractor on Payroll for the period of October 6, 2008 to June 30, 2009 in the amount of \$70,400;
- b) Approve and authorize the Chair to execute an agreement with Nubia Swain, MD to provide psychiatric services as a Contractor on Payroll for the period of October 6, 2008 to June 30, 2009, in the amount of \$35,200; and
- c) Authorize the Director of ADMHS to approve amendments to the proposed contracts, provided any such amendments do not exceed ten percent (10%) of the contract's dollar amount.

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

- a) and b) **Approved; Chair to execute.**
- c) **Authorized.**

The motion carried unanimously.

A-4) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 08-00873](#)

Consider recommendations regarding contracts for Adult Mental Health services for FY 08-09, as follows:

- a) Approve and authorize the Chair to execute an Amendment to the contract with PathPoint (a local vendor) to add Supported Housing services in South County for the period of October 1, 2008 through June 30, 2009 in the amount of \$752,843 for a total contract maximum in the amount of \$1,390,313;
- b) Approve and authorize the Chair to execute an amendment to the contract with Transitions Mental Health Association (a local vendor) to add Supported Housing services in North County for the period of October 1, 2008 through June 30, 2009 in the amount of \$285,000 for a total contract maximum in the amount of \$672,563;
- c) Approve and authorize the Chair to execute a contract with Telecare Corporation (a local vendor) to add Assertive Community Treatment services in the Santa Maria area for the period of October 1, 2008 through June 30, 2009 and to continue the McMillan Ranch program for the period of November 1, 2008 through June 30, 2009 in the amount of \$1,247,845 for a total contract maximum in the amount of \$2,667,874; and
- d) Authorize the Director of ADMHS to approve amendments to the proposed contracts, provided that any such amendments do not exceed ten percent (10%) of each contract's dollar amount.

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

a) through c) Approved; Chair to execute.

d) Authorized.

The motion carried unanimously.

A-5) COUNTY EXECUTIVE OFFICE

[File Reference No. 08-00117](#)

Receive and file the Potential Financial Impacts report.

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Received and filed. The motion carried unanimously.

A-6) COUNTY EXECUTIVE OFFICE

[File Reference No. 08-00878](#)

Consider recommendations regarding the adoption of Retirement Rates for FY 2008-09, as follows:

a) Adopt the employer and member contribution rates recommended by the Santa Barbara County Employees Retirement System Actuary and approved by the Board of Retirement for fiscal year 2008-09 to be implemented on October 1, 2008, or for the payroll cycle in which that date occurs contained in the attached report; and

b) Receive the revised actuarial evaluation for June 30, 2007, as transmitted by the Retirement Board.

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

a) Adopted.

b) Received.

The motion carried unanimously.

A-7) COUNTY EXECUTIVE OFFICE and OFFICE OF EMERGENCY SERVICES

[File Reference No. 08-00858](#)

Adopt a Resolution reaffirming the ongoing existence of local emergency due to environmental impacts, response and recovery costs from the Gap Fire.

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

RESOLUTION NO. 08-324

The motion carried unanimously.

Board of Directors, Redevelopment Agency

A-8) COUNTY EXECUTIVE OFFICE and BOARD OF DIRECTORS, REDEVELOPMENT AGENCY [File Reference No. 08-00866](#)

Acting as the Board of Directors of the Redevelopment Agency:

Consider recommendations regarding the Redevelopment Agency Affordable Housing Loan, Parkview Apartments, Project Sponsor, the Housing Authority of the County of Santa Barbara, as follows:

- a) Approve and authorize the Chair to execute a permanent financing loan agreement with Parkview Isla Vista, L.P., a limited partnership formed by the Housing Authority of the County of Santa Barbara, in the amount of \$3,263,557, and a regulatory agreement for the renovated 20-unit Parkview Apartments, located at 6682/6688 Picasso in Isla Vista, consistent with the terms and conditions; and
- b) Find that the actions discussed above are exempt from CEQA pursuant to Cal. Code of Regulations, Title 14, Section 15301, as the project consists of the financing and regulation of an existing facility, and direct the Clerk of the Board to post the Notice of Exemption.

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

a) Approved; Chair to execute.

b) Approved.

The motion carried unanimously.

A-9) GENERAL SERVICES [File Reference No. 08-00853](#)

Approve and authorize the Chair to execute the Tolling Agreement between the County and the Administrative Office of the Courts (AOC), which extends the time in which certain court facilities can be transferred to the State without incurring a penalty.

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

A-10) GENERAL SERVICES[File Reference No. 08-00854](#)

Consider recommendations regarding the creation and acceptance of a Conservation Easement for the Lompoc Fire Station property, APN 097-380-043, Fourth District, as follows:

- a) Adopt a Resolution making certain findings required by California Government Code Section 51056 to create and accept a 4.6 acre Conservation Easement on the 15.35 acre Fire Station 51 property in Lompoc, as well as approving and accepting the creation of the Conservation Easement;
- b) Approve and authorize the Chair to execute the Declaration of Covenants, Conditions and Environmental Restrictions (Conservation Easement) creating a Conservation Easement on a 4.6 acre portion of the County-owned Fire Station 51 property located at the intersection of Burton Mesa and Harris Grade Roads in the unincorporated area of Lompoc Valle; and
- c) Accept title to the Conservation Easement by authorizing the Clerk of the Board to execute the Certificate of Acceptance.

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Continued, as follows: October 14, 2008 in Santa Maria.

The motion carried unanimously.

A-11) GENERAL SERVICES[File Reference No. 08-00871](#)

Consider recommendations regarding Emergency Shelter Care Lease by Lillian and Phillip Pipersberg, 377 Storke Road, Goleta, Third District, as follows:

- a) Determine that the services provided by Lillian and Phillip Pipersberg are necessary to meet the social needs of the County, and that Lillian and Phillip Pipersberg therefore qualify for a rent subsidy pursuant to Government Code §26227;
- b) Determine that the County-owned property located at 377 Storke Road, in Goleta, will not be needed for County purposes for the next few years; and
- c) Approve and authorize the Chair to execute the proposed Lease Agreement granting Lillian and Phillip Pipersberg the right to lease the above referenced County-owned property for the purpose of providing emergency shelter care services for abused, neglected and abandoned children, for a term of one year commencing on September 23, 2008 through August 31, 2009, and renewed annually concurrent with the Agreement for Services of Independent Contractor (Emergency Shelter Care Services) at a below fair market rent amount of \$250 per month.

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Continued, as follows: October 7, 2008 in Santa Barbara.

The motion carried unanimously.

A-12) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 08-00856](#)

Consider recommendations regarding a Grant Application for Housing and Urban Development (HUD) Continuum of Care Homeless Assistance Programs, as follows:

- a) Authorize the Director of the Housing and Community Development Department to submit a countywide comprehensive application to the United States Department of Housing and Urban Development for the fiscal year 2008 Continuum of Care Homeless Assistance Programs; and
- b) Authorize the Director of Housing and Community Development to execute all certifications, standard forms, and other related documents required for submission of the 2008 Continuum of Care Application.

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

a) and b) Authorized.

The motion carried unanimously.

A-13) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 08-00857](#)

Approve the amendments to the 2007-08 and 2008-09 Consolidated Plan Updates, Action Plans, and authorize the Director of Housing and Community Development to submit the amendments to the U.S. Department of Housing and Urban Development.

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

A-14) PLANNING AND DEVELOPMENT [File Reference No. 08-00842](#)

Approve and authorize the Chair to execute an agricultural preserve replacement contract with El Encinal LLC, 08AGP-00000-00018, replacing a portion of the original Agricultural Preserve 69-AP-054B. The replacement contract involves Assessor's Parcel number 099-030-040, located approximately 2 miles southwest of the intersection of Highway 135 and Bell Street, in the Los Alamos area, Fourth District.

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

A-15) PLANNING AND DEVELOPMENT [File Reference No. 08-00843](#)

Approve and authorize the Chair to execute an agricultural preserve replacement contract with Gainey Management LLC, direct 07AGP-00000-00036, replacing a portion of the original Agricultural Preserve 90-AP-016. The replacement contract involves Assessor's Parcel numbers 141-440-024, located approximately 3/4 of a mile southeast of the intersection of Highway 246 and Refugio Road, in the Santa Ynez area, Third District.

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

- A-16) PLANNING AND DEVELOPMENT [File Reference No. 08-00844](#)
- Approve and authorize the Chair to execute an agricultural preserve replacement contract with Gainey Management LLC, 07AGP-00000-00037, replacing a portion of the original Agricultural Preserve 90-AP-016. The replacement contract involves Assessor's Parcel numbers 141-440-016, -017, -018, -019, and -020, located approximately 3/4 of a mile southeast of the intersection of Highway 246 and Refugio Road, in the Santa Ynez area, Third District.
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-17) PLANNING AND DEVELOPMENT [File Reference No. 08-00845](#)
- Approve and authorize the Chair to execute an agricultural preserve replacement contract with Gainey Management LLC, 07AGP-00000-00035, replacing a portion of the original Agricultural Preserves 90-AP-016 and 99-AP-024. The replacement contract involves Assessor's Parcel numbers 141-440-015, -022, -025, -027, and -028 located approximately 3/4 of a mile southeast of the intersection of Highway 246 and Refugio Road, in the Santa Ynez area, Third District.
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-18) PLANNING AND DEVELOPMENT [File Reference No. 08-00846](#)
- Approve and authorize the Chair to execute an agricultural preserve replacement contract with Silverado Los Alamos Vineyard LLC, 06AGP-00000-00013, replacing a portion of the original Agricultural Preserve 71-AP-035. The replacement contract involves Assessor's Parcel number 101-480-013 located four miles northwest of the town of Los Alamos, in the Los Alamos area, Third District.
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-19) PLANNING AND DEVELOPMENT [File Reference No. 08-00847](#)
- Approve and authorize the Chair to execute an agricultural preserve replacement contract with Silverado agricultural preserve replacement contract with Silverado Los Alamos Vineyards LLC, 06AGP-00000-00014, replacing a portion of the original Agricultural Preserve 71-AP-035. The replacement contract involves Assessor's Parcel number 101-480-014 located four miles northwest of the town of Los Alamos, in the Los Alamos area, Third District.
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-20) PLANNING AND DEVELOPMENT [File Reference No. 08-00848](#)
- Approve and authorize the Chair to execute an agricultural preserve replacement contract with Silverado Los Alamos Vineyards LLC, 06AGP-00000-00015, replacing a portion of the original Agricultural Preserve 71-AP-035. The replacement contract involves Assessor's Parcel number 101-480-015 located four miles northwest of the town of Los Alamos, in the Los Alamos area, Third District.
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-21) PLANNING AND DEVELOPMENT [File Reference No. 08-00849](#)

Approve and authorize the Chair to execute an agricultural preserve replacement contract with Silverado Los Alamos Vineyard LLC, 06AGP-00000-00016, replacing a portion of the original Agricultural Preserve 71-AP-035. The replacement contract involves Assessor's Parcel number 101-480-016 located four miles northwest of the town of Los Alamos, in the Los Alamos area, Third District.

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

A-22) PLANNING AND DEVELOPMENT

[File Reference No. 08-00850](#)

Consider recommendation regarding the City of Santa Maria Agricultural Preserve Non-Renewal (08AGP-00000-00014), Fifth District, as follows:

a) Accept the request for nonrenewal of Agricultural Preserve 71-AP-11;
and

b) Execute the attached Notice of Nonrenewal by the County Land Conservation Contract for Assessor's Parcel Nos. 117-191-010, -013 and 117-820-002, located north and south of the intersection of Black and Stowell Roads, in the Santa Maria area, Fifth District.

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

a) **Accepted.**

b) **Approved; Chair to execute.**

The motion carried unanimously.

A-23) PUBLIC WORKS and BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

[File Reference No. 08-00855](#)

Consider recommendations regarding an Agreement for Final Design Work for a portion of the Lower Mission Creek Flood Control Project, First District, as follows:

a) Approve and authorize the Chair to execute the Agreement with HDR Engineering, Inc. (not a local vendor) for the period of September 23, 2008 through December 31, 2009 in the amount of \$205,700 for final design work for a portion of the Lower Mission Creek Flood Control Project; and

b) Approve a contingency in the amount of \$30,885 for additional unanticipated tasks that may be needed to complete the design work project.

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

a) **Approved; Chair to execute.**

b) **Approved.**

The motion carried unanimously.

A-24) PUBLIC WORKS[File Reference No. 08-00864](#)

Consider recommendations regarding Amendment No. 1 to the contract with EcoSystems Restoration Associates, a Division of P&D Consultants for biological consulting services for the Tajiguas Landfill Reconfiguration and Baron Ranch Restoration Project, Third District, as follows:

a) Approve and authorize the Chair to execute Amendment No. 1 to the contract with EcoSystems Restoration Associates (not a local vendor), to:

i) Add to the Scope of Work: "Supplemental Technical Services"; and

ii) Amend the contracted budget for a net increase of \$45,440 from \$154,000 to \$199,440.

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

A-25) PUBLIC WORKS[File Reference No. 08-00868](#)

Consider recommendations regarding construction of 2008/09 Zaca Fire Repair on East Camino Cielo, Project No. 810534, First and Third Districts, as follows:

a) Approve plans and specifications for Construction of 2008/09 Zaca Fire Repair on East Camino Cielo;

b) Award the construction contract in the amount of \$966,312.00 to the lowest responsive bidder, Granite Construction Company (a local vendor), P.O. Box 50085, Watsonville, Ca 95077-5085, subject to the provisions of documents and certification as set forth in the plans and specifications applicable to the project and as required by law;

c) Approve and authorize the Chair to execute the construction contract upon return of the Contractor's executed contract documents, the review and approval of the County Counsel, Auditor-Controller, Risk Manager or their authorized representative; and

d) Approve a contingency in the amount of \$60,815.60 for Construction of 2008/09 Zaca Fire Repair on East Camino Cielo.

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

a) through d) Approved.

The motion carried unanimously.

A-26) PUBLIC WORKS[File Reference No. 08-00869](#)

Consider recommendations regarding the acceptance of Bicycle Transportation Account Grant Funding, as follows: (4/5 Vote Required)

a) Accept \$108,000 in grant funding from the Caltrans Bicycle Transportation Account (BTA) for the Goleta Beach Bikeway Reconstruction Project; and

b) Approve Budget Revision No. 0000307 to accept the award of grant funding from the Caltrans BTA \$108,000, to transfer \$12,000 from the County's Transportation Development Act (TDA) Funds as the local match and to establish the expenditure budget for the project in the amount of \$120,000.

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

a) **Accepted.**

b) **Approved.**

The motion carried unanimously.

A-27) PUBLIC WORKS[File Reference No. 08-00870](#)

Consider recommendations regarding construction of Ortega Hill Road in Summerland from Route 101 Northbound Ramp to Evans Avenue in the County of Santa Barbara, County Project No. 862118, First District, as follows:

a) Accept the Notice of Completion for the work performed by the Contractor, Nye & Nelson, Inc., (not a local vendor), 1860 Eastman Avenue #108, Ventura, CA 93003;

b) Review and approve the Statement of Final Quantities for work performed and materials supplied for this project by the Contractor, Nye & Nelson, Inc., 1860 Eastman Avenue #108, Ventura, CA 93003, in the amount of \$299,427.78.

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

a) **Accepted.**

b) **Approved.**

The motion carried unanimously.

A-28) SHERIFF[File Reference No. 08-00859](#)

Approve and authorize the Chair to execute Amendment No. 3 to the Professional Services contract with Lenvik & Minor Architects for the Isla Vista Fool Patrol Project which extends the Contract time from July 30, 2008 to January 30, 2009 and increases the not-to-exceed amount by seventy five thousand dollars and no cents (\$75,000.00) to a total of \$246, 079.02.

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

A-29) SHERIFF[File Reference No. 08-00865](#)

Consider recommendations regarding construction of the Camino Del Remedio Slope Repair Project, County Project No. SO-3, Federal Project No. FEMA-1577-DR-CA, PW-No.517, Second District, as follows: (4/5 Vote Required)

- a) Approve the plans and specifications for the Construction of the Camino Del Remedio Slope Repair Project, County No. SO-3, FEMA Project PW-517;
- b) Award the construction contract in the amount of \$436,562.00 to the lowest responsible bidder, Calex Engineering Company (not a local vendor), 23651 Pine Street; Newhall, CA 91321 subject to the provision of documents and certifications, as set forth in the plans and specifications applicable to the project, as required under California Law;
- c) Approve and authorize the Chair to execute the construction contract upon the return of the Contractor's executed contract documents, and the review and approval of County Counsel, Auditor-Controller and Risk Management or their authorized representatives; and
- d) Approve Budget Revision 2007526 in the amount of \$436,562.00.

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

a) through d) Approved.

The motion carried unanimously.

A-30) SOCIAL SERVICES[File Reference No. 08-00862](#)

Appoint Bonnie L. Elliott and Michael R. Just to a three year terms on the In-Home Supportive Services Advisory Committee, from November 1, 2008, through October 31, 2011.

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

Hearing Requests

A-31) COUNTY EXECUTIVE OFFICE[File Reference No. 08-00852](#)

Set hearing to consider application incentives for development projects in the Orcutt Planning Area, Fourth District, as follows:

- a) Consider monetary incentives to offset AB 1600 impact fees for developing businesses in the Old Town Orcutt planning area;
- b) Consider permit processing and offset AB 1600 incentives for the Evergreen Village Center; and
- c) Provide direction to staff regarding any incentives to be granted and determine the source of funding as a backfill for any amounts granted.

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Set for a hearing, as follows: October 14, 2008 in Santa Maria (EST. TIME 30 MIN.) The motion carried unanimously.

A-32) COUNTY EXECUTIVE OFFICE[File Reference No. 08-00875](#)

Set hearing to consider recommendations regarding the intent to amend Chapter 2, Article XIV of the County Code, for purposes of Authorizing Appointment of Alternate Hearing Officers, as follows:

a) Consider the introduction (first reading) of an Ordinance entitled, An Ordinance of the Board of Supervisors of the County of Santa Barbara Amending Chapter 2, Article XIV of the County Code, for the purposes of Authorizing Appointment of Alternate Hearing Officers; and

b) Set hearing for October 28, 2008 to consider the adoption (second reading) of the ordinance entitled, An Ordinance of the Board of Supervisors of the County of Santa Barbara Amending Chapter 2, Article XIV of the County Code, for the purposes of Authorizing Appointment of Alternate Hearing Officers.

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Set for a hearing, as follows: October 14, 2008 in Santa Maria (EST. TIME: 15 MIN.) The motion carried unanimously.

A-33) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[File Reference No. 08-00861](#)

Set hearing to receive a presentation regarding the 2007-08 Commission for Women Annual Report.

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Set for a hearing, as follows: October 7, 2008 in Santa Barbara (EST. TIME: 20 MIN.) The motion carried unanimously.

A-34) PLANNING AND DEVELOPMENT[File Reference No. 0801056](#)

Set special hearing on Monday, October 13, 2008 in Santa Barbara at 9:00 AM to receive a report on the Santa Barbara Ranch Project and take the following actions as recommended by the Planning Commission:

a) Adopt the CEQA Findings, Project Findings and Policy Consistency;

b) Certify the Final EIR (including the Confirming Analysis attached to the CEQA Findings) and adopt the Mitigation Monitoring and Reporting Program;

c) Adopt the Resolutions and Ordinances consisting of:

- i) Resolution Amending Comprehensive Plan;
- ii) Resolution Amending Coastal Land Use Plan;
- iii) Resolution Amending Special Problems Area Designation;
- iv) Ordinance Amending Land Use and Development Code;
- v) Ordinance Amending Zoning Map; and
- vi) Ordinance Approving Development Agreements; and

d) Approve Alternative 1B subject to the Conditions of Approval.

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Set for a hearing, as follows: October 13, 2008 in Santa Barbara (EST. TIME: 360 MIN.) The motion carried unanimously.

Board of Directors, In-Home Supportive Services Public Authority

A-35) BOARD OF DIRECTORS, IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY [File Reference No. 08-00863](#)

Approve the recommended revisions to the In-Home Supportive Services (IHSS) Advisory Committee Bylaws.

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Approved; Chair to Execute

The motion carried unanimously.

A-36) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 08-00880](#)

Consider recommendations regarding the Gap Fire Hydromulching Project, Second and Third Districts, as follows: (4/5 Vote Required)

a) Authorize the Public Works Director or his designee to execute an Agreement with Western States Reclamation Inc. (not a local vendor) in the amount of not-to-exceed \$3,300,000 for aerial hydromulching services in response to the Gap Fire on non-federal land for the period of September 23, 2008 through December 31, 2008;

b) Approve the Budget Revision Request (BJE #0000337) to release \$154,750 in designations from the South Coast Flood Zone, to receive \$4,545,250 in unanticipated revenue (\$3,525,000 from the Natural Resource Conservation Service, \$881,250 from State OES, and \$139,000 from the Cities of Santa Barbara and Goleta), and to increase Services and Supplies in the amount of \$4,700,000;

c) Approve and authorize the Chair to execute the Agreement for Cost Sharing Gap Fire Flood Protection and Mitigation Project (Aerial Hydromulching) among the Flood Control District and the Cities of Goleta and Santa Barbara to share the costs not covered by the NRCS and State OES equally; and

d) Authorize the Purchasing Agent to execute contracts in excess of \$125,000 for emergency response projects resulting from the Gap Fire emergency preparation efforts and the follow-up flood response work.

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

a) Authorized.

b) Approved.

c) Approved; Chair to execute.

d) Authorized.

The motion carried unanimously.

Resolution to be Presented at 9:15 A.M.A-37) SUPERVISOR GRAY[File Reference No. 08-00881](#)

Adopt a Resolution proclaiming the week of September 21 - 27, 2008 as Falls Prevention Awareness Week in Santa Barbara County.

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

RESOLUTION NO. 08-325

The motion carried unanimously.

Approval of Administrative Agenda

HEARING TIME: 9:04 A.M. - 9:32 A.M. (28 MIN.)

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

File Reference No. 08-00001

Public Comment

HEARING TIME: 9:39 A.M. - 10:00 A.M. (21 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: County proposed protective pay fees - Mavis Thibodeaux Addressed the Board.

RE: County schools - Kate Smith Addressed the Board.

RE: Alcohol, Drug and Mental Health Services / Local 620 SEIU - Janet Linsalato Addressed the Board.

RE: Santa Barbara City Parking - Floyd Meyers Addressed the Board.

RE: California State Budget report - Terri Maus-Nisich, Assistant County Executive Officer, Addressed the Board.

RE: California State Budget impacts to the County; requests Chair forward letter of appreciation / requested staff to return with presentation regarding the Country's current economic and credit conditions and the potential impacts to the County - Fourth District Supervisor Joni Gray Addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

- 1) COUNTY EXECUTIVE OFFICE File Reference No. 08-00724

HEARING - Consider the proposed Boundary Change with San Luis Obispo County, as follows:
(EST. TIME: 15 MIN.)

a) Consider the introduction (first reading) of an "Ordinance of the County of Santa Barbara Approving and Adopting a Minor Boundary Change between the Counties of Santa Barbara and San Luis Obispo."

b) Set hearing for October 14, 2008, to consider the adoption (second reading) of an "Ordinance of the County of Santa Barbara Approving and Adopting a Minor Boundary Change between the Counties of Santa Barbara and San Luis Obispo."

HEARING TIME: 10:11 A.M. - 12:12 A.M. (1 MIN.)

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Withdrawn from the agenda. The motion carried unanimously.

- 2) COUNTY EXECUTIVE OFFICE and BOARD OF DIRECTORS, REDEVELOPMENT AGENCY File Reference No. 08-00816

HEARING - Consider recommendations regarding amending the Isla Vista Redevelopment Plan to extend the Plan's effectiveness by one year and to delete the time limit to incur debt, as follows: (EST. TIME: 5 MIN.)

a) Consider the adoption (Second Reading) of an Ordinance "Amending Ordinance Numbers 3894 and 4382 and Approving and Adopting a Third Amendment to the Redevelopment Plan for the Isla Vista Redevelopment Project Area to Delete the Existing Debt Incurrence Time Limit and Amend Certain Other Time Limits"; and

b) Approve the Notice of Exemption for the Ordinance.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:13 A.M. - 12:14 A.M. (1 MIN.)

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

a) Adopted.

ORDINANCE NO. 4688

b) Approved.

The motion carried unanimously.

3) PUBLIC WORKS [File Reference No. 08-00512](#)

HEARING - Consider recommendations regarding an Ordinance amending County Code Chapter 17 and a Resolution amending Rules and Regulations to implement a Countywide construction and demolition waste recycling program, as follows: (EST. TIME: 5 MIN.)

- a) Consider the adoption (second reading) of the Ordinance amending Chapter 17 of the County Code, Solid Waste Services;
- b) Adopt the Resolution modifying specific provisions of the County's Rules and Regulations for unscheduled solid waste handling services in the unincorporated areas of the County; and
- c) Accept the Notice of Exemption pursuant to the State Guidelines for Implementation of CEQA.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:15 A.M. - 10:16 A.M. (1 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) **Adopted.**

ORDINANCE NO. 4689

b) **Adopted.**

RESOLUTION NO. 08-326

c) **Accepted.**

The motion carried by the following vote:

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

Noes: 2 - Supervisor Carbajal and Supervisor Wolf

4) SUPERVISOR WOLF and SUPERVISOR GRAY [File Reference No. 08-00836](#)

HEARING - Receive a presentation and report from representatives of the newly-formed Ag Futures Alliance of Santa Barbara County. (EST. TIME: 20 MIN.)

HEARING TIME: 10:17 A.M. - 10:55 A.M. (38 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.

The motion carried unanimously.

5) PUBLIC WORKS[File Reference No. 08-00812](#)

HEARING - Consider recommendations regarding speed limits on certain County roads, First, Third and Fourth Districts, as follows: (4/5 Vote Required) (EST. TIME: 20 MIN.)

a) Consider the introduction (first reading) of an ordinance amending Chapter 23, Sections 23-15.1, 23-15.3, 23-15.4, 23-15.5, 23-15.6 and 23-15.7 of the Code of Santa Barbara County, pertaining to speed limits on Shepard Mesa Road in the Carpinteria area, Sheffield Drive in the Montecito area, Miguelito Road in the Lompoc area and California Boulevard and Santa Maria Way in the Orcutt area; and

b) Set hearing for October 7, 2008 to consider the adoption (second reading) of an ordinance amending Chapter 23, Sections 23-15.1, 23-15.3, 23-15.4, 23-15.5, 23-15.6 and 23-15.7 of the Code of Santa Barbara County, pertaining to speed limits on the subject road described herein.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:13 A.M. - 11:14 A.M. (1 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) Read title, waived reading of Ordinance in it's entirety. Introduction approved; adoption (second reading) set for October 7, 2008.

b) Set for October 7, 2008 in Santa Barbara.

The motion carried unanimously.

6) 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: 11:15 A.M. - 12:37 P.M. (82 MIN.)

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Acted on and set for a hearing, as follows:

Received and filed staff presentation and conducted public hearing.

a) and b) Received.

Directed staff to return on October 7, 2008 with a first reading of amended petroleum ordinance reflecting the discussion by the Board at the hearing.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Gray and Supervisor Centeno
Abstentions: 1 - Supervisor Firestone

7) PLANNING AND DEVELOPMENT[File Reference No. 08-00810](#)

HEARING - Receive and file the Old Town Orcutt Traffic, Circulation and Parking study. (EST. TIME: 1 HR.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 1:21 P.M. - 1:45 P.M. (24 MIN.)

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

Received and filed staff presentation and conducted public comment.

Received.

The motion carried unanimously.

8) PLANNING AND DEVELOPMENT[File Reference No. 08-00809](#)

HEARING - Initiate environmental review for the draft Los Alamos Community Plan update, Form-Based Code, and Design Guidelines, as follows: (EST. TIME: 2 HRS.)

- a) Adopt a Resolution to initiate environmental review for the Draft Los Alamos Community Plan, Design Guidelines, and Land Use and Development Code Amendments; and
- b) Adopt a Resolution addressing the acceptance and processing of Comprehensive Plan amendments and rezones during the Los Alamos Community Plan update.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:48 P.M. - 3:08 P.M. (80 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Adopted.

RESOLUTION NO. 08-327

b) Adopted.

RESOLUTION NO. 08-328

The motion carried by the following vote:

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

Abstentions: 1 - Supervisor Centeno

9) COUNTY EXECUTIVE OFFICE[File Reference No. 08-00877](#)

HEARING - Consider recommendations regarding the Halsell Builders, Inc. fee waiver request, Fourth District, as follows: (EST. TIME: 15 MIN.)

- a) Receive additional information requested by the Board of Supervisors at its July 8, 2008 meeting concerning this item; and
- b) Consider the request from Supervisor Gray to support a waiver of planning and building fees for Halsell Builders, Inc. for a charitable home expansion in the Orcutt Community area (4/5 VOTE)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 3:14 P.M. - 3:18 P.M. (4 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.

b) No action taken.

Directed staff to forward a letter of appreciation to Halsell Builders, Inc.

The motion carried unanimously.

10) PLANNING AND DEVELOPMENT[File Reference No. 08-00673](#)

HEARING - Consider appeal filed by Save the Cuyama Valley (08APL-00000-00024) of the County Planning Commission's May 14, 2008 approval of the Diamond Rock Sand and Gravel Mine and Processing Facility (Case Nos. 03CUP-00000-00037; 03RPP-00000-00002; and 05EIR-0000-00001) located on the west side of Highway 33, approximately 5.9 miles south of its junction with Highway 166 (APNs 149-220-02; 149-220-11; & 149-220-65) in the Cuyama/Ventucopa area, Fifth District, as follows: (EST. TIME: 2 HRS.)

- a) Adopt the required findings for the project specified in the Planning Commission action letter dated May 19, 2008, including the Statement of Overriding Considerations;
- b) Certify 05EIR-00000-00001, in its entirety, as complete and adequate pursuant to the requirements of the California Environmental Quality Act (CEQA), and adopt the mitigation monitoring program contained in the conditions of approval;
- c) Deny the appeal, thereby upholding the Planning Commission's approval of 03CUP-00000-00037 and 03RPP-00000-00002; and
- d) Grant de novo approval of Case Nos. 03CUP-00000-00037 and 03RPP-00000-00002 subject to the conditions of approval specified in the Planning Commission action letter dated May 19, 2008.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 3:20 P.M. - 6:25 P.M.(185 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) Adopted the required findings.**
- b) Certified 05EIR-00000-0001. Directed staff to include Planning and Development memorandum dated September 22, 2008 accepted into the record at the hearing.**
- c) Denied the appeal.**
- d) Granted de novo approval.**

The motion carried by the following vote:

Ayes: 3 - Supervisor Firestone, Supervisor Gray and Supervisor Centeno
Noes: 2 - Supervisor Carbajal and Supervisor Wolf

Adjourned at 6:30 PM

Adjourned to

October 7, 2008

County Administration Building

Board Hearing Room

105 East Anapamu Street , Fourth Floor

Santa Barbara

Announcements

<http://www.countyofsb.org>