

**County of Santa Barbara**  
**BOARD OF SUPERVISORS**



*First District - Salud Carbajal*  
*Second District - Janet Wolf*  
*Third District - Doreen Farr, Vice Chair*  
*Fourth District - Joni Gray, Chair*  
*Fifth District - Steve Lavagnino*

*Chandra L. Wallar, County Executive Officer*

**Action Summary**

**Tuesday, April 5, 2011**

**9:00 AM**

**COUNTY ADMINISTRATION BUILDING**  
**BOARD HEARING ROOM, FOURTH FLOOR**  
**105 EAST ANAPAMU STREET, SANTA BARBARA**

The Board of Supervisors meets concurrently as the Board of Directors of the Flood Control & Water Conservation District, Water Agency, Redevelopment Agency, the Santa Barbara Fund for Public and Educational Access and other Special Districts.

Live Web Streaming of the Board of Supervisors Meetings, Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at: [www.countyofsb.org](http://www.countyofsb.org).

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

**9:00 A.M. .... Reconvened to Regular Session**

**Roll Call**

- Present:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino
- Absent:** 1 - Supervisor Wolf

**Pledge of Allegiance**

**A moment of silence was observed in memory of the passing of Harry Siegel, father of Second District Supervisor Janet Wolf.**

**Report from Closed Session**

COUNTY COUNSEL

[11-00040](#)

Closed Session Agenda

**County Counsel reported that, by a vote of 4-1 (To Approve: 4 - First District, Third District, Fourth District and Fifth District and Absent: 1 - Second District) the Board took the following action:**

**In Abel v. County of Santa Barbara, the Board authorized settlement of a permanent disability in the amount of 76%; and**

**The Board authorized County Counsel to file a 1085 Writ of Mandamus involving the Department of Mental Health and the State of California, seeking relief from a denial of informal and formal appeals.**

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

**Approval of Minutes of the March 15, 2011 Meeting**

**A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, to Approve the Minutes. The motion carried by the following vote.**

- Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino
- Absent:** 1 - Supervisor Wolf

**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.*

**Welcoming of California State Association of Counties (CSAC) and National Association of Counties (NACo) representatives - Joni Gray, Chair, Board of Supervisors**

**Resolutions to be Presented**

A-1) BOARD OF SUPERVISORS [11-00242](#)

Adopt a Resolution of Commendation honoring Patti Ball of the Probation Department as the April 2011 Santa Barbara County Employee of the Month.

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

**RESOLUTION NO. 11-152**

**The motion carried by the following vote.**

- Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino
- Absent:** 1 - Supervisor Wolf

**A-2) SUPERVISOR CARBAJAL [11-00234](#)**

Adopt a Resolution proclaiming March 31, 2011 as Cesar Chavez Day in Santa Barbara County.

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

**RESOLUTION NO. 11-153**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

**A-3) SUPERVISOR CARBAJAL [11-00277](#)**

Adopt a Resolution proclaiming the week of April 16, 2011 through April 23, 2011 as California Native Plants Week in Santa Barbara County.

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

**RESOLUTION NO. 11-154**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

**A-4) SUPERVISOR FARR [11-00258](#)**

Adopt a Resolution of Commendation honoring and remembering Neal Taylor, friend of Cachuma Lake Recreation Area, founder of the Cachuma Lake Nature Center and dedicated educator.

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

**RESOLUTION 11-155**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

**Honorary Resolutions**

A-5) SUPERVISOR CARBAJAL [11-00274](#)

Adopt a Resolution of Commendation honoring Ruthie Tremmel for her dedicated service as Executive Director of Girls Incorporated of Carpinteria.

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

**RESOLUTION 11-156**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

**Resolutions to be Presented**

A-6) SUPERVISOR WOLF [11-00275](#)

Adopt a Resolution proclaiming the week of April 4, 2011 through April 10, 2011 as National Public Health Week in Santa Barbara County.

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

**RESOLUTION NO. 11-157**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

**Administrative Items****A-7) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES****11-00261**

Consider recommendations regarding the Psychiatric Health Facility Governing Body, as follows:

- a) Affirm that the County of Santa Barbara's Board of Supervisors is the Governing Body for the County of Santa Barbara's Psychiatric Health Facility (PHF) and acts through the Chief Executive Officer of the PHF, who, by position, is identified as the Director of Alcohol, Drug and Mental Health Services (ADMHS);
- b) Appoint the ADMHS Director, by position, as the PHF Chief Executive Officer;
- c) Approve the Medical Staff Bylaws and Medical Staff Rules and Regulations; and
- d) Approve the appointments of the following members of the PHF Medical Staff: Howard Babus, MD; George Bajor, MD; Ole Behrendtsen, MD; Enrico Cerrato, MD; Edwin Feliciano, MD; Peter Garcia, MD; Salman Haq, MD; Daniel Litten, MD; Irwin Lunianski, MD; Mark Kofler, MD; Charles Nicholson, MD; Douglas Schave, MD; Nancy Smith, MD; James Stewart, MD; Wahid Tanios, MD; Peter Tilton, MD; William Vollero, MD; and Michael Wexler, MD.

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

- a) Approved;**
- b) Appointed;**
- c) and d) Approved.**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-8) AUDITOR-CONTROLLER[11-00263](#)

Consider recommendations regarding the Financial and Accounting Services Agreement with the Goleta Cemetery District, as follows:

- a) Approve, ratify and authorize the Chair to execute an Agreement with Goleta Cemetery District for the period July 1, 2010 to June 30, 2011 for financial and accounting services to Goleta Cemetery District;
- b) Delegate authority to the Auditor-Controller to exercise annual contract renewals under the same terms and conditions for FY 2011-12 and 2012-13; and
- c) Determine that the actions above are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines, because they are government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical effect on the environment.

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

**a) Approved; and**

**b) and c) Approved.**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-9) COUNTY COUNSEL[11-00097](#)

Approve the proposed amendments to the Conflict of Interest Code of the Santa Barbara County Education Office (SBCEO).

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

**Ayes:** 3 - Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

**Recused:** 1 - Supervisor Carbajal

A-10) COUNTY EXECUTIVE OFFICE

[11-00194](#)

Adopt the Fiscal Year 2011/2012 employer and employee contribution rates recommended by the Santa Barbara County Employees Retirement System (SBCERS) actuary and approved by the Board of Retirement on December 15, 2010, with an effective date of July 1, 2011 or for the payroll cycle in which that date occurs, pursuant to Government Code Section 31454.

**A motion was made by Supervisor Lavagnino, seconded by Supervisor Carbajal, that this matter be Adopted. The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-11) DISTRICT ATTORNEY, PROBATION

[11-00235](#)

Adopt a Resolution exempting two Administrative Professional - Restricted positions in the District Attorney's Office and Probation Department from the County of Santa Barbara Civil Service System.

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

**RESOLUTION NO. 11-158**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf



**A-12) GENERAL SERVICES****11-00260**

Consider recommendations regarding a Contract Amendment and Notice of Completion for the Santa Barbara Veterans Clinic HVAC Replacement, Project No. J02030, Second District, as follows:

- a) Approve the Amendment of Contract No. BC10-137 for an additional \$27,761.00 increasing the contract total to \$421,374.00; and
- b) Accept the Notice of Completion for Contract No. BC10-137 with Smith Electric Service (a local vendor) for the Santa Barbara Veterans Clinic HVAC Replacement Project No. J02030.

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

- a) Approved; and**
- b) Accepted.**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

**A-13) GENERAL SERVICES****11-00259**

Consider recommendations regarding Ballard Canyon Water System Agreements to Provide Water for 950, 952 and 954 Ballard Canyon Rd., Solvang, Third District, as follows:

- a) Approve and authorize the Chair to execute the Agreement to Provide Water with Larry M. Robertson and Colleen Robertson for 950 Ballard Canyon Road, Solvang, APN 137-710-013;
- b) Approve and authorize the Chair to execute the Agreement to Provide Water with Laurence J. Finkle and Hope N. Fidziura, Trustees, U/D/T dated August 11, 2003, F/B/O The Finkle-Fidziura Family Trust; and Hazel May Finkle, Trustee of the Finkle Family Decedent's Trust dated 1/31/91; and Hazel May Finkle, Trustee of the Finkle Family Survivor's Trust, for 952 Ballard Canyon Road, Solvang, APN 137-710-012; and
- c) Approve and authorize the Chair to execute the Agreement to Provide Water with Larry M. Robertson and Colleen Robertson, and David Pollack, for 954 Ballard Canyon Road, Solvang, APN 137-710-011.

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

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

**The motion carried by the following vote.**

- Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino
- Absent:** 1 - Supervisor Wolf

**A-14) GENERAL SERVICES**

**[11-00271](#)**

Adopt a Resolution terminating the Earthquake Recovery Indemnity Authority (ERIA), Joint Powers Agreement (JPA).

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

**RESOLUTION 11-159**

**The motion carried by the following vote.**

- Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino
- Absent:** 1 - Supervisor Wolf

A-15) GENERAL SERVICES

11-00269

Approve and authorize the Chair to execute a Use Agreement, ORES Folio No. 003340, between the County of Santa Barbara and Paul Michael Weirum for use of the residence at 71 Newsome Street, New Cuyama, for Sheriff’s Department staff, on a year-to-year basis for a term not to exceed ten (10) years, which shall commence on April 1, 2011, with a monthly use fee payment of \$200.00, Fifth District. (4/5 Vote Required)

**A motion was made by Supervisor Lavagnino, seconded by Supervisor Carbajal, that this matter be Approved; Chair to Execute. The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-16) GENERAL SERVICES

11-00273

Consider recommendations regarding a Loan of Asset Agreement between the County of Santa Barbara and the Santa Barbara Airport Authority, Second District, as follows:

- a) Approve and authorize the Chair to execute the Loan of Asset between the County of Santa Barbara and the Santa Barbara Airport Authority; and
- b) Accept the gift of \$10,000.00 in restoration costs to a County-owned asset.

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

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

**b) Accepted.**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-17) PARKS[11-00262](#)

Consider recommendations regarding the acceptance of a Maintenance Reimbursement Grant Contract from the Department of Boating and Waterways for floating restrooms at Lake Cachuma, Third District, as follows:

- a) Adopt a Resolution requesting a grant for the operation and maintenance of the floating restrooms from the Department of Boating and Waterways at Lake Cachuma; and
- b) Approve and authorize the Parks Director to execute an Agreement with the Department of Boating and Waterways to reimburse the County of Santa Barbara for up to 75% of all maintenance costs for all floating restrooms.

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

**a) Adopted****RESOLUTION NO. 11-160****b) Approved.**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-18) PLANNING AND DEVELOPMENT[11-00185](#)

Consider recommendations regarding Ordinance Amendments to Allow Enforcement of Chapter 9A, Brush Removal, and Chapter 44, Rights and Duties of Landlords and Tenants through the Administrative Fine Process under Chapter 24A, as follows:

- a) Consider the adoption (second reading) of an Ordinance amending Chapter 9A, Brush Removal, to be effective 30 days from date of adoption; and
- b) Consider the adoption (second reading) of an Ordinance amending Chapter 24A, Administrative Fines, of the Santa Barbara County Code, to be effective 30 days from date of adoption.

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

a) Adopted.

**ORDINANCE NO. 4782**

b) Adopted.

**ORDINANCE NO. 4783**

The motion carried by the following vote.

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

**A-19) PUBLIC WORKS**

**[11-00254](#)**

Consider recommendations regarding a proposed vacation of a portion of San Antonio Creek Lane Right-of-Way, Second District, as follows:

a) Adopt four Resolutions, Summary Orders to Vacate, pursuant to Street and Highway Code Sections 892, 8331, 8333, and 8334 et. seq. regarding the vacation of a portion of the San Antonio Creek Lane right-of-way, located on APNs 059-040-013, 059-040-017, 059-040-018 and 059-040-020 in the unincorporated area of Santa Barbara County near Tuckers Grove Park; and

b) Find that the proposed vacation is exempt under California Environmental Quality Act (CEQA) guidelines, Section 15301, which applies to projects involving negligible or no expansion of existing facilities.

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

a) Adopted; and

**RESOLUTION NO. 11-161**

**RESOLUTION NO. 11-162**

**RESOLUTION NO. 11-163**

**RESOLUTION NO. 11-164**

b) Approved.

The motion carried by the following vote.

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-20) PUBLIC WORKS[11-00256](#)

Receive and file the Storm Water Public Opinion Survey.

**A motion was made by Supervisor Lavagnino, seconded by Supervisor Carbajal, that this matter be Received and filed. The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-21) PUBLIC WORKS[11-00267](#)

Approve and authorize the Chair to execute the Statement of Final Quantities for the Construction of the 2009/2010 Countywide Preventive Maintenance Application of Scrub Seal and Micro-Surfacing, County Project No. 820618, for work performed and materials supplied by the Contractor, Windsor Fuel Company (not a local vendor), in the amount of \$2,111,757.86.

**A motion was made by Supervisor Lavagnino, seconded by Supervisor Carbajal, that this matter be Approved; Chair to Execute. The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-22) PUBLIC WORKS[11-00257](#)

Consider recommendations regarding stop controls on various streets, as follows:

- a) Adopt a Resolution establishing stop controls at various locations; and
- b) Approve the filing of a Notice of Exemption pursuant to California Environmental Quality Act (CEQA) Guidelines section 15301 (c), pertaining to maintenance and operation of existing facilities, for this project.

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

**a) Adopted.**

**RESOLUTION NO. 11-165**

**b) Approved.**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-23) PUBLIC WORKS[11-00265](#)

Consider recommendations regarding Car Share Parking Relocation in Isla Vista, Third District, as follows:

- a) Adopt a Resolution relocating an established car share parking zone from Embarcadero Del Mar to Trigo Road in Isla Vista; and
- b) Approve the filing of a Notice of Exemption pursuant to California Environmental Quality Act (CEQA) Guidelines section 15301 (c), pertaining to maintenance and operation of existing facilities for this project.

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

**a) Adopted.**

**RESOLUTION NO. 11-166**

**b) Approved.**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino  
**Absent:** 1 - Supervisor Wolf

A-24) PUBLIC WORKS[11-00268](#)

Consider recommendations regarding a Time Limited Parking Restriction in Isla Vista, Third District, as follows:

- a) Adopt a Resolution establishing a 45 minute parking zone on Seville Road in the Isla Vista area; and
- b) Approve the filing of a Notice of Exemption pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301 (c), pertaining to maintenance and operation of existing facilities for this project.



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

**a) Adopted.**

**RESOLUTION NO. 11-167**

**b) Approved.**

**The motion carried by the following vote.**

- Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino
- Absent:** 1 - Supervisor Wolf

A-25) PUBLIC WORKS[11-00276](#)

Approve the release of the monument bond posted in the amount of \$5,900.00 for Tract No. 14,550 to Mission Valley-Syncon LP as required by law, Fourth District.

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

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-26) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT[11-00253](#)

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

Consider recommendations regarding a Quitclaim of County Flood Control Easement on APN 004-003-003, First District, as follows:

- a) Approve and authorize the Chair to execute the Quitclaim Deed Agreement releasing the County of Santa Barbara's easement interest in a portion of APN 004-003-003; and
- b) Find that the proposed Quitclaim execution is exempt under California Environmental Quality Act (CEQA) guidelines, Section 15301, pertaining to the minor alterations of existing facilities.

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

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

**b) Authorized.**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-27) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [11-00255](#)

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

Approve and authorize the Chair to execute Amendment No. 1 to the Agreement with Charlene’s Transportation (a local vendor) to increase the contract amount from a not-to-exceed amount of \$300,000.00 to a not-to-exceed amount of \$500,000.00, for the period through June 30, 2011.

**A motion was made by Supervisor Lavagnino, seconded by Supervisor Carbajal, that this matter be Approved; Chair to Execute. The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-28) SOCIAL SERVICES [11-00241](#)

Approve and authorize the Chair to execute Amendment No. 1 with Fighting Back Santa Maria Valley (a local vendor) for a total contract amount not to exceed \$100,000.00.

**A motion was made by Supervisor Lavagnino, seconded by Supervisor Carbajal, that this matter be Approved; Chair to Execute. The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

**Board of Supervisors**A-29) SUPERVISOR CARBAJAL[11-00247](#)

Approve the reappointment of Robert Handy to the Veterans Services Advisory Committee, term ending July 1, 2011, First District.

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

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-30) SUPERVISOR CARBAJAL[11-00248](#)

Approve the appointment of David Novis to the Advisory Board on Alcohol and Drug Problems, term ending April 5, 2014, First District.

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

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-31) SUPERVISOR GRAY[11-00233](#)

Approve the appointment of Alice Down to the Library Advisory Committee, term ending June 30, 2011, Fourth District.

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

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-32) SUPERVISOR LAVAGNINO[11-00243](#)

Approve the reappointment of John Fazzone to the Veterans' Services Advisory Committee, term ending July 1, 2012, Fifth District.

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

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-33) SUPERVISOR LAVAGNINO[11-00236](#)

Consider recommendations regarding the use of 411 Directory Assistance, as follows:

a) Direct the Department of General Services to eliminate access to 411 directory service; and

b) Direct the Department of General Services to distribute an electronic memorandum to County of Santa Barbara staff explaining the policy change and suggesting the use of no-cost alternatives.

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

**a) and b) Approved.**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

## Hearing Requests

A-34) COUNTY EXECUTIVE OFFICE[11-00266](#)

Set hearing to consider recommendations regarding an Ordinance amending Chapter 32, Article IV of the County Code as follows:  
(Set hearing for 4/12/11. Time estimate 20 minutes.)

a) Consider the introduction (first reading) of an Ordinance amending Chapter 32, Article IV

of the County Code to establish and implement a \$50.00 per parcel, non-refundable processing fee for Assessment Appeals applications on parcels, or appraisal units, with an assessed value of less than \$30,000,000.00, and establish a \$1,000.00 per parcel non-refundable processing fee for Assessment Appeals applications on parcels, or appraisal units, with an assessed value greater than \$30,000,000.00; and

b) Set hearing on the Administrative Agenda of April 19, 2011 to consider the adoption (second reading) of the Ordinance.

**A motion was made by Supervisor Lavagnino, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: April 12, 2011 in Santa Maria (EST. TIME: 20 MIN). The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-35) FIRE, BOARD OF DIRECTORS, SANTA BARBARA COUNTY FIRE PROTECTION DISTRICT

[11-00244](#)

Acting as the Board of Directors, Santa Barbara County Fire Protection District:

Set hearing to consider the initiation of an annexation of territory into the Santa Barbara County Fire Protection District.

(Set hearing for 4/12/11. Time estimate 30 minutes.)

**A motion was made by Supervisor Lavagnino, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: April 12, 2011 in Santa Maria (EST. TIME: 30 MIN.). The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

A-36) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

11-00252

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

Set hearing to consider recommendations regarding the Fiscal Year 2011/2012 Annual Maintenance Plan, as follows:

(Set hearing for 6/21/11. Time estimate 20 minutes.)

- a) Consider the approval of the projects described in the Annual Maintenance Plan;
- b) Certify the addenda to the District's Program Environmental Impact Report (EIR) that have been prepared for the projects described in the Annual Maintenance Plan; and
- c) Direct the District to have the staff report regarding the Annual Maintenance Plan available to interested parties on June 9, 2011.

**A motion was made by Supervisor Lavagnino, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: June 21, 2011 in Santa Barbara (EST. TIME: 20 MIN.). The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

### Approval of Administrative Agenda

*HEARING TIME: 9:15 A.M. - 10:48 A.M. (1 HR., 33 MIN.)*

**A motion was made by Supervisor Lavagnino, seconded by Supervisor Carbajal, that this matter be Approve the Administrative Agenda as Amended. The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

**Board Member Reports**

*HEARING TIME: 10:49 A.M. - 10:59 A.M. (10 MIN.)*

**Re: Attended memorial service for Clarence Minetti in Santa Maria, Deputy Sheriff Association dinner, Santa Barbara Foundation's Floro/Fleischmann Awards presentation, fund raiser for Marian Medical Center and will participate next week in final CSAC training for new supervisors - Fifth Supervisor Steve Lavagnino Addressed the Board.**

**Re: Attended Deputy Sheriff Association dinner, Girls, Inc. reception to honor retiring Executive Director Ruthie Tremmel and introduce new Executive Director, Victoria Juarez; reported on appointment to US EPA local government advisory committee board - First District Supervisor Salud Carbajal Addressed the Board.**

**Re: Attended Deputy Sheriff Association dinner, Santa Barbara Channelkeeper annual event and Isla Vista Hillel Friday Service - Third District Supervisor Doreen Farr Addressed the Board.**

**Re: Participate in CSAC State Board of Directors meeting attended by Governor Jerry Brown, attended memorial service for Clarence Minetti and made request that the Board consider naming the road to Guadalupe Beach the "Clarence Minetti Road" - Fourth District Supervisor Joni Gray Addressed the Board.**



**Public Comment Period**

*HEARING TIME: 11:00 A.M. - 11:09 A.M. (9 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. 09-368) (11-00001)*

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

**RE: Budget process / Board of Supervisors meeting schedule - George Green Addressed the Board.**

**RE: Racism / election fraud - Dr. Robert L. Johns Addressed the Board.**

**RE: Board Agenda Management - Andy Caldwell Addressed the Board.**

**Departmental Agenda**  
**Planning Items and Public Hearings**

1) GENERAL SERVICES

11-00208

HEARING - Consider recommendations regarding an Ordinance Amending the County’s Cable Television Franchise and License Ordinances to implement the Digital Infrastructure and Video Competition Act of 2006, as follows:

a) Consider the introduction (first reading) of an Ordinance deleting specific sections of Chapter 2 of the Santa Barbara County Code that deal with Cable Television Franchises and amending Chapter 43, by adding new sections that implement the Digital Infrastructure and Video Competition Act (DIVCA) of 2006; and

b) Set hearing on the Administrative Agenda of April 19, 2011 to:

i) Consider the adoption (second reading) of an Ordinance deleting specific sections of Chapter 2 of the County Municipal Code that deal with Cable Television Franchise and amending Chapter 43, by adding new sections that implement the Digital Infrastructure and Video Competition Act (DIVCA) of 2006; and

ii) Find that the proposed Ordinance is exempt from the California Environmental Quality Act (CEQA) by approving a Notice of Exemption.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: CONTINUE TO 4/12/11

*HEARING TIME: 11:07 A.M. - 11:08 A.M. (1 MIN.)*

**A motion was made by Supervisor Farr, seconded by Supervisor Lavagnino, that this matter be Continued, as follows: April 12, 2011 in Santa Maria. The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

**Department requests continuance of Departmental Item No. 2) to May 17, 2011**

2) PLANNING AND DEVELOPMENT [11-00096](#)

HEARING - Consider recommendations regarding the Santa Barbara Ranch Inland Development Agreement, as follows:

a) Acknowledge that the Developer's performance under the Inland Development Agreement is extended throughout the period of the litigation in Santa Barbara Superior Court Case No. 1304044, Naples Coalition, Environmental Defense Center and Surfrider Foundation v. County of Santa Barbara, et al (Naples Coalition litigation); and

b) Receive and file a report on staff's annual review of the Developer's compliance with the terms of the Inland Development Agreement.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: CONTINUE TO 5/17/11

**A motion was made by Supervisor Farr, seconded by Supervisor Lavagnino, that this matter be Continued, as follows: May 17, 2011 in Santa Barbara. The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

**Departmental Item No. 3) Time Certain - 10:00 A.M.****Reception to follow in the Board of Supervisors' Conference Room**3) HUMAN RESOURCES [11-00251](#)

HEARING - Receive and file a presentation on the County of Santa Barbara Commission for Women Women's History Month Service Awards. (EST. TIME: 20 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 10:05 A.M. - 10:20 A.M. (15 MIN.)*

**Presented Women's History Month Service Awards.**

4) HUMAN RESOURCES [11-00240](#)

HEARING - Direct staff to initiate efforts to implement recommendations of the Advisory Commission on Retirement Program Alternatives. (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 11:08 A.M. - 11:22 A.M. (14 MIN.)*

**A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Acted on and continued, as follows:**

**Received and filed staff presentation and conducted public hearing. Continued matter to April 12, 2011 in Santa Maria. Only individuals who did not testify at the hearing of April 5, 2011 will be allowed to testify at the hearing on April 12, 2011.**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

5) COUNTY EXECUTIVE OFFICE[11-00270](#)

HEARING - Consider recommendations regarding the establishment of a Community Services Department, as follows: (EST. TIME: 30 MIN.)

- a) Approve the elimination of the Parks Department and the Housing and Community Development Department;
- b) Approve the creation of a new Community Services Department, which contains the following departments: Parks, Housing and Community Development, Animal Services, the Library Advisory Committee, the Human Services Commission, and the Arts Commission;
- c) Approve the transfer of Animal Services from Public Health to the Community Services Department; and
- d) Authorize the launch of an executive search for a Community Services Department Director.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 11:23 A.M. - 12:00 P.M. (37 MIN.)*

**A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Acted on and continued, as follows:**

**a) through c) Received and filed staff presentation and conducted public hearing. Continued matter to April 12, 2011 in Santa Maria. Only individuals who did not testify at the hearing of April 5, 2011 will be allowed to testify at the hearing on April 12, 2011.**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

6) GENERAL SERVICES

11-00211

HEARING - Consider recommendations regarding an Ordinance Granting a Private Pipeline Franchise to ERG Resources, LLC, in County Roadways, Fourth and Fifth Districts, as follows: (EST. TIME: 10 MIN.)

- a) Consider the introduction (first reading) of an Ordinance granting a Private Pipeline Franchise to ERG Resources, LLC (a local vendor), for a term of twenty years, to allow the continued operation and maintenance of the existing oil and gas pipeline system through the County roadways of Palmer Road and Cat Canyon Road, near the Cat Canyon Oil Fields north of Los Alamos, in the unincorporated territory of Santa Barbara County; and
- b) Set hearing on the Administrative Agenda of April 19, 2011 to consider recommendations as follows:
  - i) Consider the adoption (second reading) of an Ordinance granting a Private Pipeline Franchise to ERG Resources, LLC.; and
  - ii) Approve a Notice of Exemption addressing the environmental impact of ERG Resources, LLC's use of the County roadways of Palmer Road and Cat Canyon Oil Fields north of Los Alamos, in the unincorporated area of the County.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

**A motion was made by Supervisor Farr, seconded by Supervisor Lavagnino, that this matter be withdrawn from the agenda. The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

7) SUPERVISOR CARBAJAL[11-00237](#)

HEARING - Consider recommendations regarding Summerland Abandoned Oil Wells, First District, as follows: (EST. TIME: 30 MIN.)

a) Receive and file a preliminary report from staff regarding Summerland Abandoned Oil Wells; and

b) Approve the recommended correspondence to the California State Lands Commission and the California State Division of Oil, Gas, and Geothermal Resources seeking a presentation to the Board regarding seepage from natural and manmade sources in the Lookout Point area of Summerland, and requesting a report to the Board by the appropriate State agencies on previous oil exploration in other areas of the County, such as the Coal Oil Point and other areas of coastal Santa Barbara County.

*HEARING TIME: 1:13 P.M. - 1:50 P.M. (37 MIN.)*

**Conducted public hearing.**

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

**a) Received and filed staff presentation.**

**b) Approved correspondence to California State Lands Commission, the California State Division of Oil, Gas and Geothermal Resources as well as to the local Legislative Delegation amended as follows:**

**i) Third paragraph in letter to become first paragraph; and**

**ii) Request that State Agencies respond back to the County of Santa Barbara by a date certain.**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

8) PLANNING AND DEVELOPMENT11-00213

HEARING - Consider recommendations regarding the Kong Ordinance 661 Consistency Rezone and Lot Line Adjustment, involving APNs 081-040-052 and 081-040-012, located at 2377 Refugio Road in the Refugio Pass, Third District, as follows: (EST. TIME: 20 MIN.)

a) 08RZN-00000-00008 to rezone 106.4 acres 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 and Development Code;

b) 08LLA-00000-00011 for approval of a Lot Line Adjustment in compliance with Section 21-90 of County Code Chapter 21 and Ordinance 661 to adjust lines between two lots of 40.6-acres (Lot A, APN 081-040-052) and 65.8-acres (Lot B, APN 081-040-012) to reconfigure into two lots of 40.0 acres (Parcel 1) and 66.4 acres (Parcel two), on property zoned AG-100;

c) Make the required findings for the proposed Rezone specified in the County Planning Commission staff report, dated January 21, 2011, including CEQA findings;

d) Make the required findings for the proposed Lot Line Adjustment specified in the County Planning Commission staff report dated January 21, 2011, including CEQA findings;

e) Determine that the project is exempt pursuant to Sections 15061(b)(3) and 15305(a) of CEQA;

f) Adopt a Rezone Ordinance for APN Nos. 081-040-052 and 081-040-012, amending the Inland Zoning Map;

g) Approve the project subject to the conditions included in the County Planning Commission staff report dated January 21, 2011; and

h) Alternatively, refer back to staff if the Board takes other than the recommended action for appropriate findings and conditions.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY



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) through e) Approved;

f) Adopted;

**ORDINANCE NO. 4784**

g) Approved; and

h) No further action taken.

The motion carried by the following vote.

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

9) PUBLIC HEALTH

11-00272

HEARING - Consider recommendations regarding a report on the collaboration of County Departments to address homeless deaths in Santa Barbara County, as follows: (EST. TIME: 1 HR.)

a) Receive and file an oral presentation on the collaborative efforts between Alcohol, Drug and Mental Health Services (ADMHS), Public Health, and the Department of Social Services to improve coordination and continuity of care for the homeless population in Santa Barbara County; and

b) Receive and file an oral presentation update on the 10 Year Plan to End Chronic Homelessness by Bringing Our Community Home.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

*HEARING TIME: 2:02 P.M. - 2:47 P.M. (45 MIN.)*

**Conducted public hearing.**

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

**a) and b) Received and filed presentations. Directed staff to develop performance measures to track the effectiveness of the efforts by the County and by the 10 Year Plan To End Chronic Homelessness in Santa Barbara County. Further directed that staff return to the Board with an annual report.**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

10) PUBLIC WORKS

10-00845

HEARING - Consider recommendations regarding the proposed award of Agreements for exclusive Solid Waste Collection Franchise Agreements in County Zones 2, 4 and 5, as follows: (EST. TIME: 2 HRS.)

a) Approve the proposed Franchise Agreement between the County of Santa Barbara and MarBorg Industries, Inc. (a local vendor) for Residential, Multi-Family and Commercial Solid Waste, Recyclables, Green Waste and Special Waste Collection Services for Zone 2, for the period of July 1, 2011 through June 30, 2019; and

b) Approve the Franchise Agreement between the County of Santa Barbara and Waste Management for Residential, Multi-Family and Commercial Solid Waste, Recyclables, Green Waste and Special Waste Collection Services for Zones 4 and 5, for the period of July 1, 2011 through June 30, 2019.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

*HEARING TIME: 2:48 P.M. - 3:58 P.M. (1 HR., 10 MIN.)*

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

**a) Approved.**

**b) Approved.**

**The Board expressed its desire that to the extent possible, MarBorg Industries consider the employment of displaced individuals where appropriate.**

**The motion carried by the following vote.**

**Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Wolf

**Adjourned at 4:00 PM**

**The Board of Supervisors Adjourned the Meeting of April 5, 2011 in Memory of Harry Siegel of Los Angeles (father of Second District Supervisor Janet Wolf), Clarence Minetti of Guadalupe and Sally Goetz of Lompoc.**

**Adjourned to**

**April 12, 2011**

**Joseph Centeno Betteravia Government Administration Building**  
**Board Hearing Room**  
**511 East Lakeside Parkway**  
**Santa Maria**

**Announcements**

*The meeting of Tuesday, April 5, 2011 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, April 7, 2011, at 5:00 PM and on Saturday, April 9, 2011, at 10:00 AM on CSBTV Channel 20.*

**<http://www.countyofsb.org>**