

BOARD OF SUPERVISORS

County of Santa Barbara



First District - Salud Carbajal

Second District - Janet Wolf, Vice Chair

Third District - Doreen Farr

Fourth District - Joni Gray

Fifth District - Joseph Centeno, Chair

AGENDA

Tuesday, January 27, 2009

**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

Persons may address the Board of Supervisors in person or by using the remote video testimony system located at the County Administration Building, Board Hearing Room, Fourth Floor, 105 East Anapamu Street, in Santa Barbara or at the Betteravia Government Center, Board Hearing Room, 511 East Lakeside Parkway, Santa Maria. Persons may address the Board on any matter listed on the agenda by completing and delivering to the Clerk a speaker slip before the item is considered. Matters not listed on the agenda may be addressed during the public comment period at the conclusion of the administrative agenda. Further information on agenda items can be obtained in the Clerk of the Board Office, Room 407, in the County Administration Building in Santa Barbara.

Board Meeting Procedures

The Board of Supervisors is the legislative body for the County of Santa Barbara. Persons are encouraged to attend and testify before the Board on any matter appearing on the agenda. Correspondence to the Board regarding items appearing on the agenda should be directed to the Clerk of the Board, 105 East Anapamu Street, Room 407, Santa Barbara CA 93101. For information regarding the meetings of the Board of Supervisors including specific meeting times contact the Clerk of the Board at (805) 568-2240. Procedures for the conduct of the meetings of the Board of Supervisors can be found in Board Resolutions 03-282 (General) and 91-333 (Land Use).

The schedule of the Board of Supervisors, meeting agendas, supplemental hearing materials and minutes of the Board meetings are available on the Internet at: www.countyofsb.org

Board Meetings are televised live on County of Santa Barbara TV channel 20. For information about obtaining a videotape of a public hearing or a schedule of CSBTV broadcasts please call (805) 568-3427.

Late Distribution

Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the Clerk of the Board to all or a majority of the members of the Board of Supervisors less than 72 hours prior to that meeting are available for inspection in the Clerk of the Board Office, 105 East Anapamu Street, Room 407, Santa Barbara, CA, at the Office of the Board of Supervisors, Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria, CA and on the Internet at: <http://bos-agenda.sbcgov.net/calendar/#current>.

Disability Access

The Board of Supervisors Hearing Room in Santa Barbara is located on the Fourth Floor of the County Administration Building, 105 East Anapamu Street. The Hearing Room is wheelchair accessible. Accessible public parking is available behind the County Administration Building and in City Parking Lot #6 located at the corner of Anacapa Street and Anapamu Street.

The Board of Supervisors Hearing Room in Santa Maria is located at the Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria. The Hearing Room is wheelchair accessible. Accessible public parking is available at the Betteravia Government Center.

American Sign Language interpreters, Spanish language interpretation and sound enhancement equipment may be arranged by contacting the Clerk of the Board of Supervisors by 4:00 p.m. on Friday before the Board meeting. For information about these services please contact the Clerk of the Board at (805) 568-2240.

Closed Session

The Board of Supervisors conducts a Closed Session every Tuesday between 8:00 A.M. and 9:00 A.M. and between 1:00 P.M. and 2:00 P.M. as necessary. Closed Sessions are not open to the public. Matters discussed during Closed Session include existing and pending litigation, personnel matters and real property negotiations. Actions taken by the Board during Closed Session will be announced during open session (Gov. Code Sections 54957.1(a) & (b), Ralph M. Brown Act). The Closed Session agenda is posted as an addendum to the Board's agenda each Friday in the Office of the Clerk of the Board. For information related to Closed Session announcements please contact County Counsel at (805) 568-2950.

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

9:00 A.M. Reconvene to Regular Session

Roll Call

Pledge of Allegiance

Report from Closed Session

COUNTY COUNSEL

[File Reference No. 09-00099](#)

Closed Session Agenda

Approval of Minutes of the January 13, 2009 Meeting

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.

Resolutions to be Presented at 11:45 A.M.

A-1) SUPERVISOR GRAY

[File Reference No. 09-00064](#)

Adopt a Resolution of Commendation honoring Peter Ashton Dullea, Deputy Public Defender, upon his retirement from the Public Defender's Office after 20 years of committed public service to the County of Santa Barbara.

Honorary Resolutions

A-2) SUPERVISOR CARBAJAL

[File Reference No. 09-00057](#)

Adopt a Resolution of Commendation honoring Leo Valenzuela for his 45 years of dedicated service to our community.

A-3) SUPERVISOR CARBAJAL

[File Reference No. 09-00089](#)

Adopt a Resolution of Commendation honoring the 2008 Carpinterian of the Year.

A-4) SUPERVISOR CARBAJAL

[File Reference No. 09-00090](#)

Adopt a Resolution of Commendation honoring the 2008 Junior Carpinterian of the Year.

A-5) SUPERVISOR CARBAJAL

[File Reference No. 09-00091](#)

Adopt a Resolution honoring the 40th Anniversary Celebration of Get Oil Out!

Administrative Items

A-6) COUNTY COUNSEL [File Reference No. 09-00061](#)

Approve the proposed amendments to the Conflicts of Interest Code of the Santa Barbara School District and Santa Barbara High School District.

A-7) COUNTY COUNSEL [File Reference No. 09-00062](#)

Approve the proposed amendments to the Conflicts of Interest Code of the Santa Maria Joint Union High School District.

A-8) COUNTY EXECUTIVE OFFICE, OFFICE OF EMERGENCY SERVICES and PUBLIC WORKS [File Reference No. 08-01041](#)

Allow the current Proclamation of a State of an Emergency to expire at 11:59 PM, local time, on 27 January 2009.

Legislative History

11/18/08 BOARD OF SUPERVISORS Acted on as follows:

Received and filed a staff presentation and conducted public hearing.

a) Received.

b) Adopted.

RESOLUTION NO. 08-405

11/25/08 BOARD OF SUPERVISORS Acted on as follows:

Received and filed staff presentation and conducted public hearing.

a) Adopted.

RESOLUTION NO. 08-409

b) Authorized.

12/9/08 BOARD OF SUPERVISORS

Approved

RESOLUTION NO. 08-411

12/23/08 BOARD OF SUPERVISORS Acted on as follows:

Received and filed staff presentation and conducted hearing.

a) Adopted.

RESOLUTION NO. 08-430

b) Accepted.

1/6/09 BOARD OF SUPERVISORS Adopted

RESOLUTION NO. 09-001

1/13/09 BOARD OF SUPERVISORS

Acted on as follows:

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

Approved consideration of X-agenda request.

The motion carried unanimously.

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

Adopted.

RESOLUTION NO. 09-003

The motion carried unanimously.

A-9) COUNTY EXECUTIVE OFFICE and OFFICE OF EMERGENCY SERVICES [File Reference No. 09-00043](#)

Approve and authorize the County Purchasing Manager, without requiring a formal bid process, to procure emergency tenting equipment from Base-X Expedition Shelters, a business unit of Hunter Defense Technologies, Incorporated (not a local vendor), for a total amount not to exceed \$54,000.

A-10) COUNTY EXECUTIVE OFFICE [File Reference No. 09-00052](#)

Receive and file the 2008 Fiscal Issues Report.

A-11) GENERAL SERVICES [File Reference No. 09-00053](#)

Consider recommendations regarding the Santa Ynez Valley Airport Building Addition Award of Construction Contract, Santa Ynez, California, Third District, as follows:

a) Approve and authorize the Chair to execute a Fixed Price Construction Contract in the amount of \$537,238.00 to the lowest responsible bidder, TASCOC Construction, Inc. of Camarillo, California (not a local vendor), subject to the provisions of the documents and certifications as set forth in the plans and specifications applicable to the project and as required by California Law; and

b) Authorize the Director of General Services to approve change orders of an amount not to exceed 10% of a base amount of \$250,000 plus 5% of the bid in excess of the base amount, or \$39,362.00 for this contract.

A-12) GENERAL SERVICES [File Reference No. 09-00054](#)

Approve and authorize the Chair to execute the Lease Agreement between the County of Santa Barbara and GTE Mobilnet of Santa Barbara, L.P., d/b/a Verizon Wireless (hereinafter "Verizon") for the continued operation of an existing wireless communication facility on the northerly portion of the Santa Barbara Transfer Station property, which is located from Calle Real to Cathedral Oaks between El Sueno and Turnpike Streets in Santa Barbara for an initial period of five (5) years commencing as of August 1, 2008, and with three renewal options of five (5) years each for a total term to July 31,

2008 at a base annual rent of \$24,000.00 and an increase of four percent (4%) per year during the terms of the lease, Second District.

- A-13) GENERAL SERVICES [File Reference No. 09-00074](#)
Approve and authorize Chair to execute the Professional Services Agreement with Ravatt Albrecht & Associates Inc. (a local vendor) to provide project related design services including current building code revisions to the existing construction documents, assist with bidding, and to provide construction administration for the Santa Maria Court Clerks Building, in the amount of \$173,554 including reimbursable expenses, Fifth District.
- A-14) PLANNING AND DEVELOPMENT [File Reference No. 09-00042](#)
Approve and authorize the Chair to execute a condominium subdivision agreement with Edward St. George to provide certain notice for tenants and confirm the inapplicability of certain conditions of TPM 14, 4694 at 6563 Trigo Road, Third District.
- A-15) PLANNING AND DEVELOPMENT [File Reference No. 09-00065](#)
Approve and authorize the Chair to execute an agreement with Dudek (a local vendor) to prepare the Environmental Impact Report (EIR) for the Los Alamos Community Plan Update and to authorize the Director of the Office of Long Range Planning to issue a Notice to Proceed (NTP) on a project milestone basis. Total cost of the EIR consultant contract is \$132,981 which includes a 10% contingency, Third District.
- A-16) PROBATION [File Reference No. 09-00092](#)
Approve the County Executive Officer's signed letter authorizing the Probation Department to apply for an Enhancement Drug Court Grant from the U.S. Department of Justice, Bureau of Justice Assistance (BJA). If awarded, the grant will be in the amount of \$200,000 and cover the period of October 1, 2009 to September 30, 2011.
- A-17) PUBLIC HEALTH [File Reference No. 09-00045](#)
Approve and authorize the Chair to execute the Agreement between the County of Santa Barbara and Carpinteria-Summerland Fire Protection District for Advanced Life Support Services. The Agreement will provide Paramedic level first response services within the Carpinteria-Summerland District. The Agreement is to commence January 1, 2009 and continue from year to year unless otherwise amended or terminated by either party pursuant to the terms and conditions of this agreement, First District.
- A-18) PUBLIC HEALTH [File Reference No. 09-00047](#)
Consider recommendations regarding the California Healthcare for Indigents Program revenue Agreement, as follows:
- a) Approve and authorize the Chair to execute the Application/Standard Agreement with the California Department of Public Health for the California Healthcare for Indigents Program (CHIP) funding for the Fiscal Year 2008-09 in the amount of \$28,540; and
 - b) Approve and authorize the Public Health Director to execute any future amendments to the Standard Agreement with the California Department of Public Health for the California Healthcare for Indigents Program (CHIP) funding for the Fiscal Year 2008-09 provided that any such amendments do not exceed ten percent (10%) of \$28,540.

A-19) PUBLIC HEALTH[File Reference No. 09-00067](#)

Approve and authorize the Chair to execute the Second Amendment to the Professional Services Agreement (BC-08-010) with Kenneth Fogelberg, MD (a local vendor) in the amount of \$14,650 to provide Obstetrical/Gynecological outpatient and inpatient services for the Santa Maria Women's Center, for total of \$357,765 for the period August 6, 2007 through December 31, 2008, Fifth District.

A-20) PUBLIC WORKS[File Reference No. 09-00044](#)

Consider recommendations regarding the Construction of Storm Damage Repairs at Mile Posts 0.7 and 1.7 on San Marcos Road, County Project Nos. 862299 and 863046, Second District, as follows:

a) Approve the Project and Notice of Exemption pursuant to the County's Environmental Quality Act (CEQA) guidelines for the Construction of Storm Damage Repairs on San Marcos Road at Mile Post 0.7, County Project No. 862299 and Storm Damage Repairs on San Marcos Road at Mile Post 1.7, County Project No. 863046; and

b) Approve and authorize the Director of Public Works to advertise for Construction of Storm Damage Repairs on San Marcos Road at Mile Post 0.7, County Project No. 862299 and Storm Damage Repairs on San Marcos Road at Mile Post 1.7, County Project No. 863046.

A-21) PUBLIC WORKS[File Reference No. 09-00072](#)

Consider recommendations regarding Amendment No. 1 to the Professional Services Agreement for the Tajiguas Landfill Phase IIA Groundwater Protection System, County Project No. 828348, Third District, as follows:

a) For the contract with the engineering firm of SWT Engineering, Inc. to provide construction management and engineering services for the construction of the Tajiguas Landfill Phase IIA Groundwater Protection System, County Project No. 828348, as follows:

i) Approve Amendment No. 1 to increase the amount of the contract with SWT Engineering, Inc. by \$79,000.00 to a total of \$369,717.00; and

ii) Approve and authorize the Chair to execute Amendment No. 1 with SWT Engineering; and

b) For the contract with the engineering firm of Geosyntec Consultants to provide construction quality assurance services for the construction of the Tajiguas Landfill Phase IIA Groundwater Protection System, County Project No. 828348, as follows:

i) Approve Amendment No. 1 to increase the amount of the contract with Geosyntec Consultants, Inc. by \$72,448.00 to a total of \$225,167.00; and

ii) Approve and authorize the Chair to execute Amendment No. 1 with Geosyntec Consultants.

A-22) SHERIFF [File Reference No. 09-00046](#)

Consider recommendations regarding the Central Coast Regional Secure Community Reentry Facility Memorandum of Understanding, which allows the County to take necessary action to complete a condition of a previously Board adopted Resolution, and to remain compliant with conditions of the Conditional Funding award pursuant to Assembly Bill 900 (AB 900) Construction of County Jails Grant Proposal, as follows:

a) Approve and authorize the Chair to execute the Central Coast Regional Secure Community Reentry Program Facility Memorandum of Understanding for a Regional Secure Community Reentry Facility (CCRSCRF) among the Counties of San Benito, Santa Barbara, San Luis Obispo, the City of El Paso de Robles, and the California Department of Corrections and Rehabilitation.

A-23) SOCIAL SERVICES [File Reference No. 09-00063](#)

Consider recommendations regarding Amendment No. 1 with Community Action Commission for Enhanced Family Reunification Support Services, as follows:

a) Approve and authorize the Chair to execute an Amendment to the Agreement with Community Action Commission (CAC) for the purpose of Enhanced Family Reunification Services for an additional \$84,000 for the period July 1, 2008 through June 30, 2009, for an amount not to exceed \$274,000;

b) Authorize the Director of the Department of Social Services to approve amendments to the proposed contract provided any such amendments are not in variance of 10% of the contract's dollar amount; and

c) Authorize the Director of the Department of Social Services, at her discretion, to negotiate renewals for up to two (2) additional years of service beyond the initial term to the aforementioned contract, provided that any such renewals to the contract are not in variance of 10% of the contract's dollar amount. The terms of the renewal will be subject renegotiation, based on performance measure and satisfaction with services provided.

Board of SupervisorsA-24) SUPERVISOR GRAY [File Reference No. 09-00075](#)

Approve the reappointment of Joseph Avila to the Lompoc Cemetery District Board of Directors, term ending December 31, 2011, Fourth District.

A-25) SUPERVISOR GRAY [File Reference No. 09-00076](#)

Approve the reappointment of Edward Everett to the Lompoc Cemetery District Board of Directors, term ending December 31, 2011, Fourth District.

A-26) SUPERVISOR GRAY [File Reference No. 09-00077](#)

Approve the reappointment of Ronald Fairbanks to the Lompoc Cemetery District Board of Directors, term ending December 31, 2010, Fourth District.

- A-27) SUPERVISOR GRAY [File Reference No. 09-00078](#)
Approve the reappointment of James Sloan to the Lompoc Cemetery District Board of Directors, term ending December 31, 2010, Fourth District.
- A-28) SUPERVISOR GRAY [File Reference No. 09-00079](#)
Approve the reappointment of Don W. Stalker to the Lompoc Cemetery District Board of Directors, term ending December 31, 2011, Fourth District.
- A-29) SUPERVISOR GRAY [File Reference No. 09-00080](#)
Approve the reappointment of Cliff Dugger to the Air Pollution Control District Community Advisory Council, term ending January 1, 2012, Fourth District.
- A-30) SUPERVISOR GRAY [File Reference No. 09-00081](#)
Approve the reappointment of Patrice Surmeier to the Air Pollution Control District Community Advisory Council, term ending January 1, 2012, Fourth District.
- A-31) SUPERVISOR GRAY [File Reference No. 09-00082](#)
Approve the reappointment of Cheri Peake to the Santa Barbara County Arts Commission, term ending June 30, 2011, Fourth District.
- A-32) SUPERVISOR GRAY [File Reference No. 09-00083](#)
Approve the reappointment of Don Rowland to the Assessment Appeals Board 1, term ending September 1, 2011, Fourth District.
- A-33) SUPERVISOR GRAY [File Reference No. 09-00084](#)
Approve the reappointment of Ron Bettencourt to the North County Board of Architectural Review, term ending December 31, 2012, Fourth District.
- A-34) SUPERVISOR GRAY [File Reference No. 09-00085](#)
Approve the reappointment of James King to the North County Board of Architectural Review, term ending December 31, 2012, Fourth District.
- A-35) SUPERVISOR GRAY [File Reference No. 09-00086](#)
Approve the reappointment of George Wittenburg to the Santa Barbara County Fish and Game Commission, term ending October 10, 2010, Fourth District.
- A-36) SUPERVISOR GRAY [File Reference No. 09-00087](#)
Approve the reappointment of Eileen Wyckoff to the Historic Landmark Advisory Committee, term ending January 1, 2013, Fourth District.
- A-37) SUPERVISOR GRAY [File Reference No. 09-00088](#)
Approve the reappointment of James Pearson to the Housing Authority Board of Commissioners as the North County Tenant-at-Large, term ending January 27, 2013, Fourth District.

- A-38) SUPERVISOR CENTENO [File Reference No. 09-00093](#)
Approve the reappointment of Kevin J. Small to the North County Board of Architectural Review, term ending December 31, 2010, Fifth District.
- A-39) SUPERVISOR CENTENO [File Reference No. 09-00095](#)
Approve the reappointment of Greg A. Ravatt to the North County Board of Architectural Review, term ending December 31, 2010, Fifth District.
- A-40) SUPERVISOR CENTENO [File Reference No. 09-00098](#)
Approve the reappointment of Craig Atkinson to the North County Board of Architectural Review, term ending December 31, 2010, Fifth District.
- A-41) SUPERVISOR CENTENO [File Reference No. 09-00097](#)
Approve the reappointment of Jared M. Hurley as an alternate member to the North County Board of Architectural Review, term ending December 31, 2010, Fifth District.
- A-42) SUPERVISOR CENTENO [File Reference No. 09-00096](#)
Approve the reappointment of Gil V. Palacios as an alternate member to the North County Board of Architectural Review, term ending December 31, 2010, Fifth District.

Hearing Requests

- A-43) COUNTY EXECUTIVE OFFICE and AUDITOR-CONTROLLER [File Reference No. 09-00056](#)
Set hearing to consider recommendations regarding the Fiscal Year 2008-2009 Second Quarter Budget and Financial Update, as follows:
- a) Receive and file, per the provisions of Government Code Section 29126.2, the Fiscal Year 2008-09 Financial Status Report as of December 31, 2008, showing the status of appropriations and financing for all departmental budgets adopted by the Board of Supervisors; and
- b) Receive and file a report on the Governor's Proposed FY 2009-10 Budget with emphasis on possible impacts on County departments.
(Set Hearing for 2/3/2009. Time estimate 60 minutes.)
- A-44) COUNTY EXECUTIVE OFFICE [File Reference No. 09-00059](#)
Set a series of hearings to conduct a Fiscal Year 2008-09 Budget Development Workshop beginning on February 3, 2009 continuing to February 10, 2009, February 17, 2009, and culminating on February 24, 2009.
(Set Hearing for 2/3/2009. Time estimate 90 minutes.)
- A-45) SUPERVISOR CARBAJAL and SUPERVISOR CENTENO [File Reference No. 09-00066](#)
Set hearing to receive and accept the Santa Barbara County Children's Health Initiative progress report and presentation for FY 07/08.
(Set Hearing for 2/10/2009. Time estimate 30 min minutes.)

A-46) SUPERVISOR WOLF[File Reference No. 09-00073](#)

Set hearing to receive and file a report on the Countywide free library system.

(Set Hearing for 2/3/2009. Time estimate 30 min minutes.)

A-47) COUNTY EXECUTIVE OFFICE[File Reference No. 09-00055](#)

Set hearing to appoint representatives to the Indian Gaming Local Community Benefit Committee for the term of February 1, 2009- February 1, 2010, as follows:

a) Approve the appointment of Linda Jackson as the City of Solvang representative to the Indian Gaming Local Community Benefit Committee for the term of February 1, 2009 through February 1, 2010; and

b) Appoint two representatives to the Indian Gaming Local Community Benefit Committee for the term of February 1, 2009 through February 1, 2010.

Approval of Administrative Agenda**Public Comment Period**

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 03-282) (09-00001)

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

Departmental Agenda
Planning Items and Public Hearings

Department Requests the withdrawal of Departmental Item No. 1) from the Agenda

1) COUNTY EXECUTIVE OFFICE

[File Reference No. 08-00875](#)

HEARING - 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:
 (EST. TIME: 15 MIN.)

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.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: WITHDRAW

Legislative History

9/23/08 BOARD OF SUPERVISORS

Set for a hearing, as follows:
 October 14, 2008 in Santa Maria (EST. TIME: 15 MIN.)

10/14/08 BOARD OF SUPERVISORS

Continued, as follows:

a) and b) Continued to November 18, 2008 in Santa Barbara (EST. TIME: 15 MIN.)

11/18/08 BOARD OF SUPERVISORS

Continued, as follows:

January 27, 2009 in Santa Maria.

Department requests the continuance of Departmental Item No. 2) to February 17, 2009

2) SUPERVISOR CARBAJAL and SUPERVISOR GRAY [File Reference No. 08-00299](#)

HEARING - Consider recommendations regarding a Social Host Ordinance in the County of Santa Barbara, as follows: (EST. TIME: 1 HR.)

a) Adopt policy direction to establish a Countywide Social Host Ordinance, and direct staff to proceed with the necessary coordination and documents needed to adopt such an ordinance; and

b) Return to the Board within 90 days with an ordinance for Board consideration.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: CONTINUE TO 2/17/09

Legislative History

4/1/08	BOARD OF SUPERVISORS	Set for a hearing, as follows: April 15, 2008 in Santa Barbara (EST. TIME: 60 MIN.)
4/15/08	BOARD OF SUPERVISORS	Continued, as follows: May 6, 2008 in Santa Barbara.
5/6/08	BOARD OF SUPERVISORS	Continued, as follows: May 20, 2008 in Santa Barbara (EST. TIME: 60 MIN.)
5/20/08	BOARD OF SUPERVISORS	Acted on as follows: Received and filed a staff presentation and conducted public hearing. a) Adopted. Directed staff to continue development of proposed Countywide Social Host Ordinance in coordination with local law enforcement, local stakeholders and all interested parties (including, but not limited to, the Public Defender, Probation and the Advisory Board on Alcohol & Drug Problems). b) Continued to July 15, 2008 in Santa Barbara.
7/15/08	BOARD OF SUPERVISORS	Continued, as follows: October 7, 2008 in Santa Barbara (EST. TIME: 60 MIN.)
10/7/08	BOARD OF SUPERVISORS	Continued, as follows: November 4, 2008 in Santa Barbara (EST. TIME: 60 MIN.)
11/4/08	BOARD OF SUPERVISORS	Continued, as follows: January 27, 2009 Santa Maria (EST, TIME: 60 MIN.)

3)

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

HEARING - Consider recommendation regarding the Chapter 15 Amendment, adoption of the 2007 California Fire Code and Fee Update, as follows: (EST. TIME: 5 MIN.)

a) Consider the adoption (second reading) of an Ordinance amending Chapter 15 of the Santa Barbara County Code.

b) Adopt an updated Fire Code fee schedule and approve the Notice of Exemption.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

- 3/25/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
April 15, 2008 in Santa Barbara. (EST. TIME: 15 MIN.)
- 4/15/08 BOARD OF SUPERVISORS Continued, as follows:
May 13, 2008 in Santa Maria (EST. TIME: 30 MIN.)
- 5/13/08 BOARD OF SUPERVISORS 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.
- 6/17/08 BOARD OF SUPERVISORS Continued, as follows:
Received and filed staff presentation and conducted public hearing.

Directed staff to return with amendments which compare and contrast proposed County modifications with California State Fire codes.

a) through c) Continued to August 19, 2008 in Santa Barbara.
- 8/19/08 BOARD OF SUPERVISORS Acted on as follows:
a) i) and ii) Read title, waived reading of the ordinance in it's entirety.
Introduction approved amended as follows:

Directed staff to add to the Ordinance the specific exemption for greenhouses from the sprinkler requirement as reflected in the public hearing.

Adoption (second reading) set for September 2, 2008.

b) Set hearing for September 2, 2008 in Santa Barbara (EST. TIME: 5 MIN.)
- 9/2/08 BOARD OF SUPERVISORS Acted on as follows:

Received and filed staff presentation and conducted public hearing.

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

Adopted.

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 Gray as follows:

Directed staff to amend the Ordinance to include the following:

Provide the option for appellant(s) to seek remedy from the Superior Court and/ or the Board of Supervisors; and

b) Additional proposed language suggested by stakeholders.

Further directed County Counsel to review and research the proposed changes to the ordinance amending Chapter 15 of the Santa Barbara County Code and return to the Board as appropriate.

The motion carried by the following vote:

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

1/13/09 BOARD OF SUPERVISORS

Acted on and set for a hearing, 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 January 27, 2009.

b) Set for January 27, 2009 in Santa Maria.

4) PUBLIC HEALTH [File Reference No. 08-01088](#)

HEARING - Consider recommendations regarding an Ordinance Amending Animal Services Fee Schedule, as follows: (EST. TIME: 5 MIN.)

a) Consider the adoption (second reading) of Ordinance Amending the Animal Services Fee Schedule; and

b) Approve a Notice of Exemption pursuant to California Environmental Quality Act of 1970 (CEQA) Guidelines.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

12/9/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
January 13, 2009 in Santa Barbara (EST. TIME: 30 MIN.)

1/13/09 BOARD OF SUPERVISORS Acted on and set for a hearing, as follows:

Received and filed staff presentation and conducted public hearing.

a) Read title, waived reading of Ordinance in its entirety. Introduction approved; adoption (second reading) set for January 27, 2009.

b) Set for January 27, 2009 in Santa Maria.

5) COUNTY CLERK-RECORDER-ASSESSOR [File Reference No. 08-01109](#)

HEARING - Consider recommendations regarding an Ordinance of the Santa Barbara County Code to establish fees for the Office of the County Clerk-Recorder effective March 1, 2009, as follows: (EST. TIME: 5 MIN.)

a) Consider the adoption (second reading) of an Ordinance of the Santa Barbara County Code to establish fees for the Office of the County Clerk-Recorder effective March 1, 2009; and

b) Pursuant to California Environmental Quality Act (CEQA) guidelines, approve the Notices of Exemption from the California Environmental Quality Act of 1970 for the fee resolution.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

12/16/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
January 13, 2009 in Santa Maria (EST. TIME: 10 MIN.)

1/13/09 BOARD OF SUPERVISORS Acted on and set for a hearing, as follows:

Received and filed staff presentation and conducted public hearing.

a) Accepted.

b) Read title, waived reading of Ordinance in it's entirety. Introduction approved; adoption (second reading) set for January 27, 2009.

c) Set for January 27, 2009 in Santa Maria.

Directed staff to present at second reading any possible additional revenue generating ideas as discussed by the Board.

6) PLANNING AND DEVELOPMENT

[File Reference No. 09-00013](#)

HEARING - Consider recommendations regarding amendments to the Land Development Fee Resolution for Planning and Development, as follows: (EST. TIME: 45 MIN.)

a) Adopt a Resolution to amend Land Development Fees effective on May 1, 2009; and

b) Approve a Notice of Exemption for Planning and Development Land Development Fee Resolution.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

1/6/09 BOARD OF SUPERVISORS Set for a hearing, as follows:
January 27, 2009 in Santa Barbara (EST. TIME: 15 MIN.)

7) COUNTY EXECUTIVE OFFICE

[File Reference No. 09-00038](#)

HEARING - Consider the State Advocate Contract with Governmental Advocates, Inc, as follows: (EST. TIME: 40 MIN.)

a) Renew the contract with Governmental Advocates, Inc. for state advocacy services for the period of January 1, 2009 through December 31, 2009 for an amount not to exceed \$58,464; and

b) Receive a presentation from Governmental Advocates, Inc, to provide an update on state advocacy services rendered in the prior year.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

1/13/09 BOARD OF SUPERVISORS Set for a hearing, as follows:
January 27, 2009 in Santa Maria (EST. TIME: 40 MIN.)

8) COUNTY EXECUTIVE OFFICE [File Reference No. 09-00068](#)

HEARING - Consider recommendations regarding North County Jail/ Public Safety Polling, as follows: (EST. TIME: 45 MIN.)

- a) Receive and file the results of North County Jail/ Public Safety polling; and
- b) Set hearing for February 3, 2009 to consider ballot language and to consider possible placement on the May 12, 2009 State Special Election.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

9) PLANNING AND DEVELOPMENT [File Reference No. 08-00957](#)

HEARING - Approve the 2003-2008 General Plan Housing Element Focused Rezone Program, as recommended by the Planning Commission, and as conceptually approved by the Board on December 16, 2008, including associated amendments to the 2003-2008 Housing Element, the Orcutt Community Plan, and the Land Use Development Code. The Focused Rezone Program rezones portions of two sites, designated as Key Site 3 and Key Site 16 in the Orcutt Community Plan area, to the Multi-Family Residential Orcutt (MR-O) zone designation for the purpose of providing 370 units of residential capacity in the County General Plan. Consider recommendations as follows: (EST. TIME: 1 HR. 30 MIN.)

a) Take action to clarify the Board's action of December 16, 2008 concerning the certification of the Environmental Impact Report to address the requirements of §15090(a)1-3. Certify the 2003-2008 Housing Element Focused Rezone Program Environmental Impact Report (08-EIR-00000-00005; SCH 2008061139), including EIR Revision Letters dated October 15, 2008 and November 12, 2008; and

b) Adopt Focused Rezone Program: Key Sites 3 and 16, including:

i) The Focused Rezone Program EIR Mitigation Monitoring and Reporting Program and related CEQA Findings and Statement of Overriding Considerations;

ii) A Resolution approving specific amendments to the General Plan Housing Element by inserting a revised Policy 1.10: Action 1 Rezone Program and a new subsection entitled Appendix E2 that describes the revised Focused Rezone Program;

iii) A Resolution approving specific amendments to the Orcutt Community Plan by changing land use designations from Residential Ranchette Minimum Parcel Size 10 acres to Residential 20 on a portion of APN 129-151-026 and from General Commercial to Residential 20 on a portion of APN 105-330-001 and APN 105-330-002; by revising development standards for two sites identified in the Orcutt Community Plan as Key Site 3 and Key Site 16; and, by adding Appendix F, the Mitigation Monitoring and Reporting Program; and

iv) An Ordinance amending the Santa Barbara County Land Use and Development Code by inserting the new Multi-Family Residential-Orcutt zone district and by amending the Santa Barbara County Zoning Map by rezoning a portion of APN 129-151-026, APN 105-330-001, and APN 105-330-002 to apply the new Multi-Family Residential-Orcutt zone.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

- 10/21/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
December 9, 2008 in Santa Barbara (EST. TIME: 60 MIN.)
- 12/9/08 BOARD OF SUPERVISORS Continued, as follows:
December 16, 2008 in Santa Maria (EST. TIME: 60 MIN.)
- 12/16/08 BOARD OF SUPERVISORS Acted on as follows:
Received and filed staff presentation and conducted public hearing.
- a) Certified the 2003-2008 Housing Element Focused Rezone Program Environmental Impact Report (08-EIR-00000-00005; SCH No. 2008061139), including EIR Revision Letters dated October 15, 2008 and November 12, 2008 relating to Key site 16 ;
- b) Received a Planning Commission Action Letter and accompanying Planning Commission Resolution recommending that the Board of Supervisors approve the Housing Element Focused Rezone Program by amending the Santa Barbara County General Plan Housing Element, Orcutt Community Plan, and the Land Use Development Code;
- c) Conceptually approved the Focused Rezone Program, including rezones to portions of Key Sites 3 and 16;
- d) Directed staff to contact HCD to confirm certification of the County's September 9, 2008 Housing Element amendment and request an adequacy determination of the KS 16 rezone;
- e) Directed staff to request that the SBCAG Board, sitting as the Airport Land Use Commission provide a consistency finding for the potential rezone of Key Site 30 on January 15, 2009; and
- f) Set a hearing for January 27, 2009 to take the final legislative action to rezone sites needed to complete the Focused Rezone Program, including adoption of the necessary mitigation monitoring and reporting program, findings and statement of overriding considerations; and adopt the necessary amendments to the Santa Barbara County General Plan Housing Element, Orcutt Community Plan, and the Land Use Development Code to implement the rezone action.

Adjourn to

February 3, 2009

County Administration Building

Board Hearing Room

105 East Anapamu Street , Fourth Floor

Santa Barbara

IF YOU CHALLENGE A DETERMINATION MADE ON A MATTER ON THIS AGENDA IN COURT, YOU MAY BE LIMITED TO RAISING ONLY THOSE ISSUES YOU OR SOMEONE ELSE RAISED AT THE PUBLIC HEARING DESCRIBED IN THIS NOTICE, OR IN WRITTEN CORRESPONDENCE TO THE BOARD OF SUPERVISORS AT, OR PRIOR TO, THE PUBLIC HEARING.

Announcements

The meeting of Tuesday, January 27, 2009 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, January 29, 2009, at 5:00 PM and on Saturday, January 31, 2009 at 10:00 AM on CSBTv Channel 20.

<http://www.countyofsb.org>