

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

Agenda

Tuesday, March 15, 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

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 09-368 (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://santabarbara.legistar.com/Calendar.aspx#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. Convened and Recessed to Closed Session**9:00 A.M. Reconvened to Regular Session***CONVENED AT 9:10 A.M.***Roll Call****Pledge of Allegiance****Report from Closed Session**COUNTY COUNSEL[11-00040](#)

Closed Session Agenda

Approval of Minutes of the March 1, 2011 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**A-1) SUPERVISOR CARBAJAL [11-00135](#)**

Adopt a Resolution of Commendation honoring the Friendship Adult Day Care Center's Help Elders at Risk Today (H.E.A.R.T.) Program.

A-2) SUPERVISOR FARR [11-00217](#)

Adopt a Resolution of Commendation honoring College School District Superintendent Jim Brown upon being named Superintendent of the Year by the Association of California School Administrators.

A-3) SUPERVISOR FARR [11-00218](#)

Adopt a Resolution of Commendation honoring Blakely Colvin for founding Cupcakes for Cancer to raise funds and awareness for children with cancer.

A-4) SUPERVISOR GRAY [11-00225](#)

Adopt a Resolution of Commendation recognizing Dr. Gilbert O. Anderson as the recipient of the Santa Barbara County Medical Society's Physician of the Year Award for 2010.

- A-5) SUPERVISOR LAVAGNINO [11-00193](#)

Adopt a Resolution proclaiming March 24, 2011 as World Tuberculosis Day in Santa Barbara County.

- A-6) SUPERVISOR CARBAJAL [11-00198](#)

Adopt a Resolution proclaiming the month of March 2011 as Professional Social Worker Month in Santa Barbara County.

- A-7) SUPERVISOR CARBAJAL [11-00199](#)

Adopt a Resolution proclaiming the month of January 2011 as National Eligibility Professionals' Month in Santa Barbara County.

Supervisor Gray, Chair, Board of Supervisors - Recognition of Volunteer Service

Honorary Resolutions

- A-8) SUPERVISOR FARR [11-00205](#)

Adopt a Resolution of Commendation honoring Elaine "Willi" Campbell upon receiving a Lifetime Achievement Award from the Valley Foundation.

- A-9) SUPERVISOR FARR [11-00214](#)

Adopt a Resolution of Commendation honoring Jim Lindsey upon receiving a Lifetime Achievement Award from the Valley Foundation.

- A-10) SUPERVISOR FARR [11-00215](#)

Adopt a Resolution of Commendation honoring John Crowell upon being named Santa Ynez Valley Man of the Year for 2010 by the Valley Foundation.

- A-11) SUPERVISOR FARR [11-00216](#)

Adopt a Resolution of Commendation honoring Gabrielle Robbins upon being named Santa Ynez Valley Woman of the Year for 2010 by the Valley Foundation.

Administrative Items**A-12) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES****11-00222**

Consider recommendations regarding Amendments to Fiscal Year 2010/2011 Mental Health Contracts for Professional Services, as follows:

a) Approve and authorize the Chair to execute an Amendment to the Contractor on Payroll Agreement with George Bajor, MD (a local vendor), to increase the Contract by \$16,187.00 for a total Contract not to exceed \$46,700.00 through June 30, 2011;

b) Approve and authorize the Chair to execute an Amendment to the Contractor on Payroll Agreement with Bob Black, MD (a local vendor), to decrease the Contract by \$18,260.00 for a total Contract not to exceed \$68,640.00 through June 30, 2011;

c) Approve and authorize the Chair to execute an Amendment to the Contractor on Payroll Agreement with Edward Benson, MD (not a local vendor), to increase the Contract by \$22,880.00 for a total Contract not to exceed \$91,520.00 through June 30, 2011; and

d) Approve and authorize the Chair to execute an Amendment to the Contract with Maxim Healthcare Services (a local vendor) for the provision of temporary nursing personnel at Alcohol, Drug and Mental Health Services sites, to increase the Contract by \$80,850.00 for a total Contract not to exceed \$230,000.00 through June 30, 2011.

A-13) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES**11-00224**

Consider recommendations regarding Fiscal Year 2010/2011 Adult Mental Health Services Contract Amendments, as follows:

a) Approve and authorize the Chair to execute an Amendment to the Contract with Crestwood Behavioral Health Center (not a local vendor), an institute for mental disease, to increase the Contract by \$270,000.00 for a total Contract not to exceed \$775,000.00 through June 30, 2011;

b) Approve and authorize the Chair to execute an Amendment to the Contract with Sierra Vista Rehabilitation Center (not a local vendor), an institute for mental disease, to increase the Contract by \$55,000.00 for a total Contract not to exceed \$255,000.00 through June 30, 2011;

c) Approve and authorize the Chair to execute an Amendment to the Contract with Sylmar Health and Rehabilitation Center (not a local vendor) an institute for mental disease, to increase the Contract \$25,000.00 for a total Contract not to exceed \$265,000.00 through June 30, 2011; and

d) Approve and authorize the Chair to execute an Agreement with Davis Guest Home (not a local vendor) for the provision of adult residential treatment services, to increase the existing Contract by \$30,000.00 for a total Contract not to exceed \$105,000.00 through June 30, 2011.

A-14) AUDITOR-CONTROLLER[11-00191](#)

Consider recommendations regarding Property Tax Administrative Costs for 2010/2011, Senate Bill 2557, as follows:

- a) Receive and file a report prepared by the Santa Barbara County Auditor-Controller determining recoverable 2010/2011 Property Tax Administrative Costs;
- b) Adopt a Resolution to recover Property Tax Administrative Costs pursuant to California Revenue and Taxation Code sections 95.3 and 97.75; and
- c) Determine that approval of the Resolution to recover Property Tax Administrative Costs pursuant to California Revenue and Taxation Code sections 95.3 and 97.75 is not a project under the California Environmental Quality Act (CEQA) pursuant to sections 15060(c)(3), 15378(b)(4), and 15378(b)(5) of the CEQA Guidelines, because it will not result in a direct or reasonably foreseeable indirect physical change in the environment.

ADDENDUM**Department requests continuance of Administrative Item No. A-15) to 4/5/11****A-15) COUNTY EXECUTIVE OFFICE**[11-00194](#)

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

A-16) COUNTY EXECUTIVE OFFICE[11-00231](#)

Consider recommendations regarding the appointment of Mobile Home Rent Control Arbitrators, as follows:

- a) Receive and file a report on the status of a Petition filed by residents of the Nomad Village Mobile Home Park requesting arbitration of a mobile home rent dispute;
- b) Appoint or reappoint the following five (5) qualified candidates to the County of Santa Barbara's Panel of prospective Mobile Home Rent Control Arbitrators:
 - i) Reappoint Paul Fritz, Attorney at Law;
 - ii) Reappoint Alvin Walker, CPA;
 - iii) Appoint Clare Macdonald, Attorney at Law;
 - iv) Reappoint Stephen M. Biersmith, Attorney at Law;
 - v) Reappoint Emil Kim, Attorney at Law; and
- c) Direct the Clerk of the Mobile Home Rent Control Ordinance to add the following additional qualified candidates to the County of Santa Barbara's list of prospective Mobile Home Rent Control Arbitrators who may be appointed in the event that resignation, unavailability or other removal reduces the panel to less than 5 members:

- i) Reappoint Pamela Allman, CPA;
- ii) Appoint Luis Esparza, Attorney at Law;
- iii) Appoint Anthony Kastenek, Attorney at Law.

A-17) COUNTY EXECUTIVE OFFICE [11-00232](#)

Approve and authorize the submittal of grants for the Indian Gaming Special Distribution Fund in the following order:

- a) Submittal by the Sheriff for law enforcement patrol services; and
- b) Submittal by the Fire Chief for fire suppression and emergency medical services.

A-18) COUNTY EXECUTIVE OFFICE [11-00195](#)

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

A-19) COUNTY EXECUTIVE OFFICE, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [11-00230](#)

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

A-20) COUNTY EXECUTIVE OFFICE, OFFICE OF EMERGENCY SERVICES [11-00220](#)

Consider recommendations regarding a request for a waiver of the Competitive Bid Process for the purchase of a Helicopter Video Downlink System, as follows: (4/5 Vote Required)

- a) Authorize the County Purchasing Manager, without requiring a formal bid process, to procure a complete Helicopter Video Downlink System for the Santa Barbara County Operational Area from Helinet Aviation Services (not a local vendor) utilizing federal funding from the Department of Homeland Security, for a total amount not to exceed \$540,000.00; and
- b) Approve a Budget Revision Request in the amount of \$258,000.00 for the current Fiscal Year costs of purchasing the Helicopter Video Downlink System.

A-21) GENERAL SERVICES [11-00206](#)

Approve and authorize the General Services Director or designee to act as follows regarding settlement authority for claims processed by Risk Management:

- a) Reject, settle, compromise or approve public liability, medical malpractice and workers' compensation claims or related liens in the amount of \$25,000.00 or less each in new money;
- b) Reject, settle, compromise or approve public liability, medical malpractice and workers' compensation claims or related liens with the concurrence of County Counsel for all settlements in excess of \$25,000.00, but less than \$50,000.00; and
- c) Bring to the Board of Supervisors for approval all settlements exceeding \$50,000.00.

A-22) GENERAL SERVICES[11-00212](#)

Consider recommendations regarding a Contract Amendment and Notice of Completion for the Administration Building Elevator Modernization Project No. F01005, Second District, as follows:

- a) Approve and authorize the Chair to execute Amendment No. 1 to the Contract with Republic Elevator Company (a local vendor) extending the Contract completion date an additional 91 days, from October 15, 2010 to January 14, 2011, at no additional cost to the County; and
- b) Accept the Notice of Completion for Contract No. BC10-00041 with Republic Elevator Company for the Administration Building Elevator Modernization Project No. F01005.

A-23) GENERAL SERVICES[11-00209](#)

Approve the appointment of Bob Nisbet, Director of General Services, to represent the County of Santa Barbara as Director to the Board of Directors of the California State Association of Counties - Excess Insurance Authority (CSAC-EIA).

A-24) GENERAL SERVICES[11-00210](#)

Approve and authorize the Chair to execute the Quitclaim Deed releasing any and all County rights, title, and interest in the real property known as County APN 029-330-030 to Rex Ramey, Trustee of the Rex Ramey Revocable Living Trust, dated January 13, 2004, First District.

A-25) HOUSING AND COMMUNITY DEVELOPMENT[11-00229](#)

Consider recommendations regarding Sale Escrow Instructions and a Grant Deed for 26 La Calera Way, Third District, as follows:

- a) Approve and authorize the Chair to execute the Sale Escrow Instructions between the Seller, County of Santa Barbara, and Purchaser, Yong Chan and Eilien Luu, to complete the purchase of the affordable unit located at 26 La Calera Way, Goleta, CA, also known as APN 073-480-006, in the amount of \$231,300.00;
- b) Approve and authorize the Chair to execute the Grant Deed; and
- c) Authorize the Director of Housing and Community Development, or designee, to execute any and all escrow documents associated with this real estate transaction.

A-26) PARKS[11-00129](#)

Consider recommendations regarding Amendments to Chapter 26 of the County Code, as follows:

- a) Consider the adoption (second reading) of an Ordinance amending Chapter 26 of the County Code to clarify various uses at county parks and adopt new uses at Cachuma Lake Recreation Area consistent with the Resource Management Plan recently completed by the Bureau of Reclamation; and
- b) Upon adoption, approve a Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines, Section 15061(b) (3), finding that the Ordinance is not subject to CEQA because of the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and further find that there is no possibility that the enactment of the Ordinance may have a significant effect on the environment.

A-27) PARKS[11-00196](#)

Consider recommendations regarding the construction of Don Potter Area Paving Improvements at Waller County Park, Project No. D62049, Fourth District, as follows:

- a) Accept the Notice of Completion for the work performed by the Contractor, Brough Construction Incorporated (not a local vendor); and
- b) Review and approve the Statement of Final Quantities for this project by the Contractor in the amount of \$229,007.89.

A-28) PLANNING AND DEVELOPMENT[11-00197](#)

Approve and authorize the Chair to execute Amendment No. 4 to Kroll Ontrack's existing applicant-funded Contract for assembling the administrative record for Santa Barbara Ranch, to increase the amount by \$25,000.00 for a total Contract amount of \$168,900.00, and extend the end date to June 30, 2011.

A-29) PLANNING AND DEVELOPMENT[11-00219](#)

Receive and file the 2010 Comprehensive General Plan Annual Progress Report as required by Government Code Sections 65400 et seq.

A-30) PLANNING AND DEVELOPMENT, PUBLIC WORKS[11-00223](#)

Adopt a Resolution authorizing the Public Works Department and the Planning and Development Department to submit Caltrans Community-Based Transportation Grant Applications for bicycle and pedestrian improvements to Mission Canyon Road, on behalf of the Santa Barbara Natural History Museum and the Los Alamos Downtown Pedestrian Circulation and Parking Plan, First and Third Districts.

A-31) PUBLIC HEALTH[11-00228](#)

Consider recommendations regarding a Professional Services Agreement with General Electric Healthcare, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute a Professional Services Agreement with General Electric Healthcare (not a local vendor) for the period of March 15, 2011 through March 14, 2016 to provide, implement and maintain an Electronic Health Record (EHR) system in the Public Health Department, in an amount not to exceed \$936,195.00; and
- b) Approve Budget Revision Request No. 0001343 in the amount of \$450,000.00 to fund the EHR software licensing and professional services from GE Healthcare for Fiscal Year 2010/2011.

A-32) PUBLIC WORKS[11-00202](#)

Consider recommendations regarding Tajiguas Landfill Out-of-Channel Basin Improvements, County Project No.129921, Third District, as follows:

- a) Accept the Notice of Completion for work performed by the Contractor, R. Burke Corporation (not a local vendor); and
- b) Review and approve the Statement of Final Quantities for work performed and materials supplied for this project by the Contractor, for a total amount of \$322,780.74.

A-33) PUBLIC WORKS[11-00192](#)

Adopt a Resolution initiating proceedings to annex territory, Orcutt Community Plan Key Sites 26 and 34, to the North County Lighting District and County Service Area 5, Fourth District.

**A-34) PUBLIC WORKS, BOARD OF DIRECTORS, LAGUNA COUNTY
SANITATION DISTRICT**[11-00204](#)

Acting as the Board of Directors, Laguna County Sanitation District:

Consider recommendations regarding Amendment No. 1 to the Agreement with Premier Power Renewable Energy, Inc., Fourth District, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute Amendment No. 1 to the Agreement with Premier Power Renewable Energy, Inc. (not a local vendor) to incorporate federal prevailing wage requirements with no change to the contract amount; and
- b) Approve Budget Revision No. 0001306 in the amount of \$4,175,000.00.

A-35) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY[11-00207](#)

Acting as the Board of Directors, Water Agency:

Approve and authorize the Chair to execute Amendment No. 2 to the Agreement with Kennedy/Jenks Consultants (not a local vendor) to administer and coordinate Proposition 50 Grant Project submittals to the State Water Resources Control Board (SWRCB), by extending the term of the Agreement from April 1, 2011 to December 31, 2013, and increasing the Contract amount by \$85,000.00 to a not-to-exceed amount of \$296,031.00.

A-36) SHERIFF[11-00226](#)

Consider recommendations regarding the acceptance of a \$15,000.00 grant for Project Safe Neighborhood-Anti Gang Initiative program, as follows: (4/5 Vote Required)

a) Accept a \$15,000.00 grant from the California Emergency Management Agency (Cal EMA) to assist the Sheriff's Project Safe Neighborhood-Anti Gang Initiative program; and

b) Approve Budget Revision No. 0001350 recognizing the grant revenue and appropriating expenditure within the Santa Barbara Sheriff's Office.

A-37) SOCIAL SERVICES[11-00200](#)

Approve and authorize the Chair to execute Amendment No. 1 to the Agreement with Allan Hancock College (AHC) for the purpose of providing three (3) additional American Recovery & Reinvestment Act (ARRA)-funded Group-Sized Training Programs from Institutions of Higher Education in high demand occupations to Workforce Investment Act (W.I.A.) eligible participants for an additional \$88,496.00, for the period of March 15, 2011 through June 30, 2011, for a total Agreement amount of \$272,336.96.

A-38) TREASURER-TAX COLLECTOR[11-00201](#)

Receive and file the DNA Identification Fund Report for calendar year 2010.

Board of Supervisors**A-39) SUPERVISOR FARR**[11-00203](#)

Approve the appointment of Christine "Chris" Burtness to the Advisory Board on Alcohol and Drug Problems, term ending March 1, 2014, Third District.

Hearing Requests**A-40) GENERAL SERVICES****11-00208**

Set hearing to consider recommendations regarding an Ordinance amending the County of Santa Barbara's Cable Television Franchise and License Ordinances to implement the Digital Infrastructure and Video Competition Act of 2006, as follows:

(Set hearing for 4/5/11. Estimated time 20 minutes.)

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 12, 2011 to do the following:

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.

A-41) GENERAL SERVICES**11-00211**

Set hearing to consider recommendations regarding a Notice and Resolution of Intent to grant a Private Pipeline Franchise to ERG Resources, LLC , in County Roadway, Fourth and Fifth Districts, as follows:

(Set hearing for 4/5/11. Estimated time 5 minutes.)

a) Consider the introduction (first reading) of an Ordinance granting a Private Pipeline Franchise to ERG Resources, for a twenty (20) year term, to allow the continued operation and maintenance of the existing 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, for a twenty (20) year term, to allow the continued operation and maintenance of the existing pipeline system in a portion of the unincorporated territory of Santa Barbara County; 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 Road near the Cat Canyon Oil Fields north of Los Alamos, in the unincorporated area of the County; and

c) Adopt the Notice and Resolution of Intent to grant a Private Pipeline Franchise to ERG Resources, LLC, for a twenty (20) year term, pursuant to Santa Barbara County Code Section 2-8.

A-42) PLANNING AND DEVELOPMENT

[11-00227](#)

Set hearing to consider recommendations regarding the Evans Appeal of the Planning Commission's approval of 98-DP-023 (06APL-00000-00039); APNs. 107-560-001 through 107-560-033 located east of Hummel Drive and south of Foster Road in the existing development of Northpoint Village, Fourth District, as follows:
(Set hearing for 4/12/11. Estimated time 1 hour 15 minutes.)

a) Make the required findings for the project, including CEQA findings;

b) Adopt the Environmental Impact Report 78-EIR-9 and Supplemental Document 92-SD-2 and Addendum and adopt the mitigation monitoring program contained in the conditions of approval;

c) Adopt Case No. 98-DP-023 subject to the Conditions;

d) Uphold the appeal and approve the project with the recommended changes to Condition No. 13; and

e) Grant de novo approval of Case No. 98-DP-023 subject to the recommended changes to Condition No. 13.

A-43) PLANNING AND DEVELOPMENT

[11-00213](#)

Set hearing to 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:
(Set hearing for 4/5/11. Estimated time 20 minutes.)

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.

A-44) PUBLIC WORKS

[11-00221](#)

Set hearing to consider recommendations regarding the Measure A Program of Projects and Statewide Local Streets and Roads Needs Assessment, Fiscal Year 2011/2012, as follows: (Set hearing for 4/12/11. Estimated time 1 hour.)

- a) Adopt a Resolution for the Measure A Five-Year Local Program of Projects for Fiscal Years 2011/2012 through 2016/2017, for submittal to the Santa Barbara County Local Transportation Authority for acceptance;
- b) Reaffirm Resolution 10-102, which established priorities and policies for the use of the local portion of the one-half cent sales tax for the transportation needs in Santa Barbara County;
- c) Approve a Notice of Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the above;
- d) Consider recommendations for the distribution of Measure A revenues within Supervisorial Districts of the North County and South County;
- e) Direct staff to prepare the Fiscal Year 2011/2012 Road Maintenance Annual Plan (RdMAP) based upon the approved Measure A distribution formula;
- f) Approve a Resolution supporting the findings of the California Statewide Local Streets and Roads Needs Assessment; and
- g) Approve and authorize the Chair to execute a letter to the Governor and all local state legislators expressing opposition to future cuts to vital transportation funding.

Approval of Administrative Agenda**Board Member Reports****Public Comment Period**

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 09-368) (11-00001)

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

Departmental Agenda
Planning Items and Public Hearings

Department requests continuance of Departmental Item No. 1) to 4/19/11

- 1) COUNTY EXECUTIVE OFFICE [11-00190](#)

HEARING - Consider the potential conditional withdrawal of the County of Santa Barbara's protest to the California Department of Alcohol Beverage Control regarding the application for a Premises-to-Premises transfer of the existing license to sell alcoholic beverages (type 47) held by the Santa Ynez Band of the Chumash Indians.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: CONTINUE TO 4/19/11

Departmental Item No. 2) Time Certain - 10:00 A.M.

- 2) PLANNING AND DEVELOPMENT [11-00179](#)

HEARING - Consider the recommendation of the Montecito Planning Commission on Case No. 10TEX-00000-00039 regarding a request by the applicant, Caruso Affiliated, for a time extension for the Miramar Beach Resort & Bungalows project, as follows: (EST. TIME: 15 MIN.)

- a) Make the required findings for approval of the project specified in the Montecito Planning Commission action letter dated February 23, 2011 regarding the time extension project including the California Environmental Quality Act (CEQA) findings;
- b) Accept 08EIR-00000-00003, 00-ND-003 and the Addendum dated December 9, 2008, included in the Amended Project Board Report dated March 15, 2011, as adequate Environmental Review for Case No. 10TEX-00000-00039, pursuant to Section 15162 of the State Guidelines for Implementation of CEQA; and
- c) Approve the project, Case No. 10TEX-00000-00039.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

3) PLANNING AND DEVELOPMENT[11-00178](#)

HEARING - Consider recommendations regarding Case Nos. 10AMD-00000-00010, 11CDH-00000-00001, 11AMD-00000-00002, 11AMD-00000-00003, 11AMD-00000-00004, and 11AMD-00000-00005 regarding a request by the applicant, Caruso Affiliated, for an amendment to the Miramar Beach Resort & Bungalows project, as follows: (EST. TIME: 2 HRS.)

a) Make the required findings for approval of the project specified in the Findings dated March 15, 2011, including the California Environmental Quality Act (CEQA) findings;

b) Adopt the Addendum dated March 15, 2011 to the Environmental Impact Report (08EIR-00000-00003), Mitigated Negative Declaration (00-ND-003) and the Addendum dated December 9, 2008; and

c) Approve the project, Case Nos. 10AMD-00000-00010 (amendment to 07RVP-00000-00009), 11CDH-00000-00001, 11AMD-00000-00002 (amendment to 07CUP-00000-00045), 11AMD-00000-00003 (amendment to 07CUP-00000-00046), 11AMD-00000-00004 (amendment to 07CUP-00000-00047) & 11AMD-00000-00005 (amendment to 08CUP-00000-00005), subject to the conditions included in the Conditions of Approval.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

4) PARKS[11-00170](#)

HEARING - Consider recommendations regarding proposed Fee Adjustments for the Day Use Parks, Joseph Centeno Cuyama Aquatics Complex, Cachuma Lake, Jalama Beach, Wedding Events, Film Permits, and Special Events, as follows: (EST. TIME: 20 MIN.)

a) Receive and file a staff report regarding:

i) The establishment of 2011 fees for reserved areas in the day use parks and the Joseph Centeno Cuyama Aquatics Complex;

ii) The establishment of 2011 fees for Cachuma Lake and Jalama Beach camping parks;

iii) The establishment of 2011 fees for wedding events in parks;

iv) The establishment of 2011 fees for film permits in parks; and

v) The establishment of 2011 fees for special events;

b) Approve a Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) for the setting of fees; and

c) Adopt a Resolution approving fee adjustments for day use fees, the Joseph Centeno Cuyama Aquatics Complex, Cachuma Lake, Jalama Beach, wedding events, film permits, and special events.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

5) PLANNING AND DEVELOPMENT[11-00185](#)

HEARING - 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: (EST. TIME: 10 MIN.)

- a) Consider the introduction (first reading) of an Ordinance amending Chapter 9A, Brush Removal, to update the departmental references and appeals procedures;
- b) Set hearing on the Administrative Agenda of April 5, 2011 to consider the adoption (second reading) of an Ordinance amending Chapter 9A, Brush Removal, to be effective 30 days from date of adoption;
- c) Consider the introduction (first reading) of an Ordinance amending Chapter 24A, Administrative Fines, to include enforcement of Chapter 9A, Brush Removal, and Chapter 44, Rights and Duties of Landlords and Tenants; and
- d) Set hearing on the Administrative Agenda of April 5, 2011 to 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.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Adjourn at 3:53 PM

The Board of Supervisors adjourned the Meeting of March 15, 2011 in Memory of Frank Buckles, the last living World War I veteran, Edwin "Bob Newhall Woods of Santa Maria, Darwin Sainz of Los Alamos and all the citizens and victims of the massive earthquake and tsunami which hit Japan on March 11, 2011.

Adjourned to

April 5, 2011

County Administration Building
Board Hearing Room
105 East Anapamu Street , Fourth Floor
Santa Barbara

Challenges

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

Announcements

The meeting of Tuesday, March 15, 2011 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, March 17, 2011, at 5:00 PM and on Saturday, March 19, 2011, at 10:00 AM on CSBTV Channel 20.

THE BOARD OF SUPERVISORS WILL NOT BE MEETING ON TUESDAY, MARCH 22, 2011 OR TUESDAY, MARCH 29, 2011. THE NEXT REGULAR MEETING OF THE BOARD OF SUPERVISORS WILL BE ON TUESDAY, APRIL 5, 2011 IN SANTA BARBARA.

<http://www.countyofsb.org>