

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, February 15, 2011

9:00 AM

BETTERAVIA GOVERNMENT CENTER
BOARD HEARING ROOM
511 EAST LAKESIDE PARKWAY, SANTA MARIA

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

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

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

9:00 A.M. Reconvened to Regular Session

CONVENED AT: 9:05 A.M.

Roll Call

Present: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Pledge of Allegiance

Report from Closed Session

COUNTY COUNSEL

[11-00040](#)

Closed Session Agenda

No reportable action taken.

Approval of Minutes of the February 1, 2011 Meeting

Continued to March 1, 2011 in Santa Maria.

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.

Honorary Resolutions

A-1) SUPERVISOR CARBAJAL, SUPERVISOR WOLF [11-00120](#)

Adopt a Resolution of Commendation honoring Dr. Nancy Leffert upon her inauguration as President of Antioch University, Santa Barbara.

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

RESOLUTION NO. 11-122

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Administrative Items

A-2) AUDITOR-CONTROLLER [11-00111](#)

Receive and file the County of Santa Barbara’s Single Audit Report for the Fiscal Year ended June 30, 2010.

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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-3) AUDITOR-CONTROLLER [11-00131](#)

Approve and authorize the Chair to execute Amendment No. 1 to the Contract with Brown Armstrong Paulden McCown Starbuck Thornburgh & Keeter Accountancy Corporation (not a local vendor) in the amount of \$148,400.00 to perform the County’s Fiscal Year 2010/2011 financial audit and Single Audit, and the First 5 Commission’s Fiscal Year 2010/2011 financial audit, and the Redevelopment Agency’s (RDA) Fiscal Year 2010/2011 financial and compliance audits.

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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-4) COUNTY COUNSEL [11-00117](#)

Adopt a Resolution regarding the 2010-2011 Biennial Amendments to the Santa Barbara County Single Comprehensive Conflict of Interest Code for County Departments, Commissions/Boards/Committees and Dependent Special Districts (Single Code), which update the agencies/positions that are required to report and/or the disclosure categories for the public officials associated with the various County Agencies that are included in the Single Code.

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

RESOLUTION NO. 11-123

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-5) COUNTY COUNSEL [11-00118](#)

Approve the proposed amendments to the Conflicts of Interest Code of the Santa Maria Joint Union High School 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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-6) COUNTY EXECUTIVE OFFICE[11-00155](#)

Consider amending the 2011 meeting schedule of the Board of Supervisors by changing the location of the March 1, 2011 meeting from Santa Barbara to Santa Maria, and changing the location of the March 15, 2011 meeting from Santa Maria to Santa Barbara.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-7) COUNTY EXECUTIVE OFFICE[11-00151](#)

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

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-8) COUNTY EXECUTIVE OFFICE, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT[11-00152](#)

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

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-9) COUNTY EXECUTIVE OFFICE, BOARD OF DIRECTORS, LAGUNA 11-00153
COUNTY SANITATION DISTRICT

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

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Continued, as follows: March 1, 2011 in Santa Maria. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-10) GENERAL SERVICES 11-00130

Consider recommendations regarding the acceptance of an offer to purchase surplus equipment, as follows:

- a) Accept the highest public auction offer to purchase two (2) pieces of surplus heavy equipment with an established minimum net sales value of \$120,000.00; and
- b) Authorize the Purchasing Manager to prepare Bills of Sale and complete these transactions.

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

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

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-11) PLANNING AND DEVELOPMENT**11-00126**

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 and extend the end date to June 30, 2011.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-12) PLANNING AND DEVELOPMENT**11-00133**

Approve the setting of 2011 window dates for acting on proposed Land Use Element and submitting Local Coastal Program Amendments to the Coastal Commission, as follows:

a) February 15, June 7, July 12, and November 1, 2011 for proposed Land Use Element Amendments; and

b) June 7, September 6, and November 1, 2011 for submittal of proposed Local Coastal Program amendments to the Coastal Commission.

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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-13) PROBATION**11-00125**

Authorize the Chief Probation Officer to submit an application and execute the Grant Award Agreement for anticipated funding of the 2012 California Office of Traffic Safety (OTS) Grant in the amount of \$108,837.00 for the period covering October 1, 2011, to September 30, 2012.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-14) PUBLIC WORKS[11-00121](#)

Consider recommendations regarding a multi-way (4-way) stop control on California Boulevard at Clubhouse Drive in the Orcutt area, Fourth District, as follows:

- a) Adopt a Resolution rescinding Resolution 95-207, which established a multi-way (4-way) stop control on California Boulevard at Clubhouse Drive; and
- b) Approve the filing of a Notice of Exemption for this project pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301 (c), pertaining to maintenance and operation of existing facilities.

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

a) Adopted.

RESOLUTION NO. 11-124

b) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-15) PUBLIC WORKS[11-00123](#)

Consider recommendations regarding San Marcos Road storm damage repair at Mile Post 0.7, County Project No. 862299, Federal Project No. ER-4200 (003), Second District, as follows:

- a) Accept the Notice of Completion for the work performed by the contractor, R. Burke Construction, (not a local vendor), PO Box 957, San Luis Obispo, CA 93406; and
- b) Approve and authorize the Chair to execute the Statement of Final Quantities for work performed and materials supplied for this project by the contractor in the amount of \$161,372.40.

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

a) Accepted; and

b) Approved; Chair to execute.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-16) PUBLIC WORKS

11-00113

Consider recommendations regarding the proposed vacation of a portion of the Point Sal Road Right-of-Way, Fourth District, as follows:

- a) Approve and authorize the Chair to execute the Resolution; Summary Order to Vacate a Portion of a County Road know as Point Sal Road pursuant to Streets and Highway Code, Sections 892, 8330, 8334, and 8340 Et. Seq. regarding the vacation of a portion of the Point Sal Road right-of-way, located on APNs 113-160-014, 113-160-015, 113-170-001, 113-170-002, and 095-020-001 in the unincorporated area of Santa Barbara County near the City of Guadalupe;
- b) Find that the proposed vacation is exempt under California Environmental Quality Act (CEQA) guidelines, Section 15301(c), which applies to projects involving negligible or no expansion of existing facilities and direct staff to file the Notice of Exemption; and
- c) Direct the removal of the vacated portion of Point Sal Road from the County’s maintained road system.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-17) PUBLIC WORKS[11-00122](#)

Consider recommendations regarding construction of 2010/2011 Proposition 1B Hot Mix Asphalt Overlay, County Project No. 810538, First, Second and Third Districts, as follows:

- a) Approve the plans and specifications for construction of 2010/2011 Proposition 1B Hot Mix Asphalt Overlay, County Project No. 810538;
- b) Approve the award of a Construction Contract in the amount of \$1,217,938.42 to the lowest responsible bidder, Granite Construction Company (a local vendor with an office in Goleta), P.O. Box 50085, Watsonville, CA 95077-50085, subject to the provision of documents and certifications as set forth in the plans and specifications applicable to the project, as required under California law;
- c) Approve and authorize the Chair to execute the Construction Contract upon return of the Contractor's executed contract documents, and the review and approval of the County Counsel, Auditor-Controller and Risk Manager or their authorized representatives; and
- d) Approve contingency funds in the amount of \$73,396.92 for construction of 2010/2011 Proposition 1B Hot Mix Asphalt Overlay.

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

a) through d) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-18) PUBLIC WORKS[11-00124](#)

Adopt a Resolution in support of the County of Santa Barbara's application for funding from the California Department of Forestry and Fire Protection's Urban Forestry Grant Program for Fiscal Year 2010/2011.

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

RESOLUTION NO. 11-125

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-19) PUBLIC WORKS[11-00132](#)

Consider recommendations regarding the Final Map of Tract No. 14,740, Hummel Village Phase II Condo Conversion, Fourth District, as follows:

- a) Approve and authorize the Chair to execute an Agreement to Provide for The Hummel Village Phase II Condo Conversion and direct its recordation; and
- b) Upon approval of the Agreement to Provide, approve the Final Map of Tract No. 14,740.

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) **Approved.**

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-20) SANTA BARBARA COUNTY EMPLOYEE'S RETIREMENT SYSTEM[11-00114](#)

Order that no Special Election be held for Alternate Retired Member of the Board of Retirement, and direct the clerk to cast a unanimous ballot in favor of the sole nominated member.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-21) AUDITOR-CONTROLLER[11-00110](#)

Receive and file the Auditor-Controller's Report on the Statement of Assets of the Santa Barbara County Treasurer, as of December 31, 2010.

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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-22) TREASURER-TAX COLLECTOR[11-00116](#)

Consider recommendations regarding the Treasurer's Investment Pool, Fiscal Year 2010/2011 Second Quarter (October - December 2010), as follows:

- a) Receive and file the Fiscal Year 2010/2011 Second Quarter (October - December, 2010) report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b); and
- b) Approve the Investment Policy Statement and authorize the County Treasurer to manage the investment pool in accordance with the policy, pursuant to sections 53646(a) and 53607 of the Government Code.

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

- a) Received and filed; and
- b) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-23) TREASURER-TAX COLLECTOR[11-00127](#)

Adopt a Resolution authorizing the Santa Barbara Secondary/High School District to issue and sell General Obligation bonds directly, in accordance with Education Code 15140, in an amount not to exceed \$75,000,000.00.

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

RESOLUTION NO. 11-126

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-24) TREASURER-TAX COLLECTOR [11-00128](#)

Adopt a Resolution authorizing the Santa Barbara Elementary School District to issue and sell General Obligation bonds directly, in accordance with Education Code 15140, in an amount not to exceed \$35,000,000.00.

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

RESOLUTION NO. 11-127

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Board of Supervisors

A-25) SUPERVISOR CARBAJAL [11-00156](#)

Approve the appointment of Alejandra Gutierrez to the Commission for Women, term ending August 1, 2013, 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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-26) SUPERVISOR FARR [11-00115](#)

Approve the appointment of Michael Vellenkamp to the Mental Health Commission as an Alternate Member, term ending June 30, 2012, Third 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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-27) SUPERVISOR GRAY[11-00154](#)

Approve the appointment of Michael Cooney to the Law Library Board of Trustees as Proxy for the Ex-Officio Board of Supervisors Appointee, term ending December 31, 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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-28) SUPERVISOR LAVAGNINO[11-00137](#)

Approve the reappointment of Jared M. Hurley to the Board of Architectural Review - North County, term ending December 31, 2014, 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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-29) SUPERVISOR LAVAGNINO[11-00138](#)

Approve the reappointment of Bailey Hudson to the Park Commission, term ending December 31, 2011, 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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-30) SUPERVISOR LAVAGNINO [11-00139](#)

Approve the appointment of John R. Tunnell to the Santa Maria Cemetery District Board, term ending December 31, 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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-31) SUPERVISOR LAVAGNINO [11-00140](#)

Approve the reappointment of Barry Stotts to the Riding and Hiking Trails Committee, open term, 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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-32) SUPERVISOR LAVAGNINO [11-00141](#)

Approve the reappointment of Kevin Small to the Board of Architectural Review - North County, term ending December 31, 2014, 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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-33) SUPERVISOR LAVAGNINO [11-00142](#)

Approve the reappointment of Bonnie Royster to the Civil Service Commission, term ending May 1, 2011, 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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-34) SUPERVISOR LAVAGNINO[11-00143](#)

Approve the reappointment of Coleman Lucas to the Santa Maria Cemetery District Board, term ending December 31, 2014, Fifth District.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-35) SUPERVISOR LAVAGNINO[11-00144](#)

Approve the reappointment of Linda Tunnell to the Riding and Hiking Trails Committee, open term, 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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-36) SUPERVISOR LAVAGNINO[11-00145](#)

Approve the reappointment of Dorothy M. Laine to the Agricultural Advisory Committee, open term, 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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-37) SUPERVISOR LAVAGNINO[11-00146](#)

Approve the reappointment of Frank C. Freitas to the Riding and Hiking Trails Committee, open term, 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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-38) SUPERVISOR LAVAGNINO [11-00147](#)

Approve the reappointment of Lino “Lee” A. Diaz to the Santa Maria Cemetery District Board, term ending December 31, 2011, 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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-39) SUPERVISOR LAVAGNINO [11-00148](#)

Approve the reappointment of Gil V. Palacios to the Board of Architectural Review - North County, term ending December 31, 2014, 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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-40) SUPERVISOR LAVAGNINO [11-00149](#)

Approve the appointment of Mark H. Evans to the Santa Maria Cemetery District Board, term ending December 31, 2014, 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: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Hearing Requests

A-41) PARKS

[11-00129](#)

Set hearing to consider recommendations regarding Amendments to Chapter 26 of the County Code, as follows:
(Set hearing for 3/1/11. Time estimate 10 minutes.)

a) Consider the introduction (first 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) Set hearing for March 15, 2011 on the Administrative Agenda to consider recommendations as follows:

i) Consider the adoption (second reading) of an Ordinance amending Chapter 26 of the County Code; and

ii) 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 motion was made by Supervisor Lavagnino, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: March 1, 2011 in Santa Maria (EST. TIME: 10 MIN.). The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Approval of Administrative Agenda

HEARING TIME: 9:15 A.M. - 9:52 A.M. (37 MIN.)

A motion was made by Supervisor Lavagnino, seconded by Supervisor Carbajal, to Approve the Administrative Agenda as Amended. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Board Member Reports

HEARING TIME: 10:08 A.M. - 10:15 A.M. (7 MIN.)

RE: Attended Women in Sports dinner, Green Building Alliance luncheon, Santa Barbara County Employee Retirement System orientation meeting and the Santa Barbara Collaborative Courts event - Second District Supervisor Janet Wolf Addressed the Board.

RE: Announce route through Solvang for the 2011 AMGEN Tour of California, attended Santa Barbara Hillel Hall of Fame brunch and the Russ Hicks Memorial Service; will represent the Air Pollution Control Board in the Teachers Grant Awards dinner - Third District Supervisor Doreen Farr Addressed the Board.

RE: Traveled to Washington D.C. to advocate County's SBCAG transportation priorities and attended Memorial for Evangelina Diaz of Carpinteria - First District Supervisor Salud Carbajal Addressed the Board.

RE: Attended Santa Maria Elks Appreciation dinner for the City of Santa Maria Police Department, Green Building Alliance luncheon, Celebration of Life for Donald Lahr and participated in meeting of Congresswoman Lois Capps, Senator Feinstein, the Army Corp. of Engineers and the Cities of Guadalupe and Santa Maria regarding river levee funding issues - Fifth District Supervisor Steve Lavagnino Addressed the Board.

RE: Traveled to Washington D.C. to lobby County's transportation priorities including the widening and safety concerns of Hwy 101, attended dedication of the Dick De Wees portion of Hwy 246, expressed appreciation to County Public Works and the City of Santa Maria regarding the Union Valley Parkway and recognized George Piperis for his volunteer efforts and contributions to the Santa Barbara County Parks Department - Fourth District Supervisor Joni Gray Addressed the Board.

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

Directed staff to return on April 5, 2011 with a report on annexation of parcels within the Los Padres National Forest to the County Fire District.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray and Supervisor Lavagnino.

Public Comment Period

HEARING TIME: 1:23 P.M. - 1:37 P.M. (14 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: Environmental Defense Center - Linda Krop Addressed the Board.

Re: Racism - Dr. Robert L. Johns Addressed the Board.

Re: SEIU Local 620 issues - George Green Addressed the Board.

Re: Federal, State and County government violence - Kali Zulu Addressed the Board.

Re: County legal matters - Karolyn Renard and Kate Smith Addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE 10-01073

HEARING - Receive and file an initial overview of the 2011 Redistricting process and provide direction to staff as appropriate.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: CONTINUE TO 3/1/11

A motion was made by Supervisor Wolf, seconded by Supervisor Carbajal, that this matter be Continued, as follows: March 1, 2011 in Santa Maria (1 HR.) . The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

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

2) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES 11-00112

HEARING - Receive and file a report and recommendations from the Retirement Board Program Alternatives Advisory Commission. (EST. TIME: 2 HRS.)

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 10:18 A.M. - 11:55 A.M. (1 HR., 37 MIN.)

Conducted public hearing.

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Received and filed.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

3) COUNTY EXECUTIVE OFFICE

11-00150

HEARING - Direct staff to communicate the Board of Supervisors' position on the Fiscal Year 2011/2012 proposed State budget and the proposed special election to the Governor and the County of Santa Barbara's State legislative delegation. (EST. TIME: 5 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:38 P.M. - 1:43 P.M. (5 MIN.)

Conducted public hearing.

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

Approved; Chair to execute letter amended as follows:

Page 1, third paragraph, last sentence amended as follows:

"However, it is clear that the possible realignment of programs must be accompanied by an adequate funding shift to local government".

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

4) LOCAL AGENCY FORMATION COMMISSION

[11-00119](#)

HEARING - Appoint one member of the Board of Supervisors to the Local Agency Formation Commission (LAFCO) for a term of office from March 1, 2011 through March 1, 2015. (EST. TIME: 10 MIN.)

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 1:44 P.M. - 1:45 P.M. (1 MIN.)

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

Received and filed staff presentation and conducted public hearing.

Reappointed Second District Supervisor Janet Wolf to the Local Agency Formation Commission (LAFCO) for a term of office from March 1, 2011 through March 1, 2015.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

5) GENERAL SERVICES11-00087

HEARING - Determine whether or not to proceed with construction of the Betteravia Administration Building, Project No. 8676, Fifth District, as follows: (EST. TIME: 30 MIN.)

a) If the Board elects to proceed with construction of the building, then consider the following recommendations:

i) Award a Fixed Price Construction Contract in the amount of \$4,695,000.00 to the lowest responsible bidder, Maino Construction Company Inc., San Luis Obispo, CA, (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;

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

iii) Authorize the Director of General Services or designee to approve change orders up to the limit specified in Public Contract Code Section 20142, or \$210,000.00 for this Contract; or

b) If the Board elects not to proceed with construction of the building, then consider the following recommendations:

i) Reject all bids received for construction of the Betteravia Administration Building;

ii) Direct the Chief Executive Officer, Treasurer, Auditor-Controller, County Counsel, and General Service Director to determine appropriate project substitutions for the Certificates of Participation and reallocation of Recovery Zone Economic Development Bonds that were issued for the project that are in accordance with applicable laws and requirements of using those funding sources and return to your Board with recommendations; and

iii) Officially name the Betteravia Administration Building "D" the Joseph Centeno Betteravia Government Administration Building.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:47 P.M. - 2:18 P.M. (31 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) i) through iii) No action taken.**
- b) i) Rejected;**
- ii) Directed; and**
- iii) Betteravia Administration Building officially named "The Joseph Centeno Betteravia Government Administration Building".**

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

6) COUNTY EXECUTIVE OFFICE 11-00136

HEARING - Allocate \$260,580.00 for the Gaviota Coast Plan and \$69,559.00 for the Santa Claus Lane Project in General Allocation funds for the 2011 Coastal Resource Enhancement Fund (CREF) cycle. (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 2:28 P.M. - 2:49 P.M. (21 MIN.)

Received and filed staff presentation and conducted public hearing.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

7) PLANNING AND DEVELOPMENT[11-00157](#)

HEARING - Consider recommendations regarding the Los Alamos Community Plan, as follows: (EST. TIME: 1 HR.)

- a) Make the appropriate Findings, Statement of Overriding Considerations, and adopt the Mitigation Monitoring and Reporting Plan supporting the Board's final action in adopting the Los Alamos Community Plan Update;
- b) Certify the Final Environmental Impact Report (08EIR-05) including the EIR Revision Letter dated March 8, 2011;
- c) Adopt the Los Alamos Community Plan dated February 2011;
- d) Adopt a Resolution approving specific amendments to the Land Use Element of the Santa Barbara County Comprehensive General Plan by adoption of the Los Alamos Community Plan;
- e) Adopt a Resolution approving an Ordinance amending Section 35-1 of Chapter 35 of the County Code, the Santa Barbara County Land Use and Development Code; and approving a zoning map amendment to zoning and zoning overlay maps applicable to the Los Alamos Community Plan area; and
- f) Adopt a Resolution approving amendments to the Los Alamos Bell Street Design Guidelines.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 2:50 P.M. - 3:28 P.M. (38 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Made appropriate Findings, Statement of Overriding Considerations, and adopted the Mitigation Monitoring and Reporting Plan supporting the Board's final action in adopting the Los Alamos Community Plan Update, amended at the hearing of February 15, 2011 as follows:

Inserted:

Goal SERV-LA-2: Universal Residential and Business Access to Broadband Internet Services is Essential to Education, Economic Development, and Healthcare. The County Shall Encourage the Universal Availability of State-of-the-Art Internet and Telecommunications Services within the Plan Area and Surrounding Rural Areas.

Policy SERV-LA-2.1: The County shall coordinate with state, federal, and local agencies and private-sector service providers to seek funding and resources to improve and expand community-wide access to high-speed internet and telecommunications infrastructure (e.g., wireless, fiber-optic, cable).

Deleted:

Action SERV-LA-1.4.1.

b) Certified the Final Environmental Impact Report as amended:

Including the EIR Revision letter dated February 15, 2011;

c) Adopted;

d) Adopted;

RESOLUTION NO. 11-128

e) Adopted; and

RESOLUTION NO. 11-129

Exhibit 1: ORDINANCE 4779

Exhibit 2: ORDINANCE 4780

f) Adopted.

RESOLUTION NO. 11-130

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Adjourned

The Board of Supervisors Adjourned the Meeting of February 15, 2011 in Honor of Evangelina Diaz of Carpinteria and Neal Taylor of Santa Ynez Valley.

Adjourned to

March 1, 2011

Betteravia Government Center

Board Hearing Room

511 East Lakeside Parkway

Santa Maria

Announcements

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

THE BOARD OF SUPERVISORS WILL NOT MEET ON TUESDAY FEBRUARY 22, 2011. THE NEXT REGULAR MEETING OF THE BOARD OF SUPERVISORS WILL BE ON TUESDAY, MARCH 1, 2011 IN SANTA MARIA.

<http://www.countyofsb.org>