

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Salud Carbajal, Vice-Chair

Second District - Janet Wolf

Third District - Doreen Farr, Chair

Fourth District - Joni Gray

Fifth District - Steve Lavagnino

Chandra L. Wallar, County Executive Officer

Agenda

Tuesday, May 8, 2012

9:00 AM

**JOSEPH CENTENO BETTERAVIA GOVERNMENT
ADMINISTRATION BUILDING
BOARD HEARING ROOM**

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 12:00 P.M. and 1:00 P.M. and at 7:50 A.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.

9:00 A.M. Convene to Regular Session**Roll Call****Pledge of Allegiance****Approval of Minutes of the May 1, 2012 Meeting****12:00 P.M. Recess to Closed Session****Report from Closed Session**COUNTY COUNSEL[12-00009](#)

Closed Session 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. 09-368) (12-00001)

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

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 9:00 A.M.A-1) SUPERVISOR GRAY[12-00368](#)

Adopt a Resolution of Commendation recognizing the "Santa Maria Has Talent" community talent show and fundraiser.

- A-2) SUPERVISOR LAVAGNINO [12-00366](#)

Adopt a Resolution proclaiming the week of May 6, 2012 through May 12, 2012 as Compost Awareness Week in Santa Barbara County.

- A-3) SUPERVISOR LAVAGNINO [12-00367](#)

Adopt a Resolution proclaiming the month of May 2012 as Military Appreciation Month in Santa Barbara County.

Honorary Resolutions

- A-4) SUPERVISOR CARBAJAL [12-00369](#)

Adopt a Resolution proclaiming the month of May 2012 as Mental Health Awareness Month in Santa Barbara County.

- A-5) SUPERVISOR GRAY [12-00385](#)

Adopt a Resolution proclaiming the week of May 1, 2012 through May 7, 2012 as Lompoc Elks National Youth Week in Santa Barbara County.

Administrative Items

- A-6) AUDITOR-CONTROLLER [12-00382](#)

Approve a budget revision which decreases appropriations of \$4.6 million in the General Fund, Operating Transfers Out, and removes a corresponding \$4.6 million in liabilities booked in Fiscal Year (FY) 2007-2008 in the Alcohol, Drug and Mental Health Services (ADMHS) Fund related to ADMHS operations.

A-7) COMMUNITY SERVICES[12-00295](#)

Consider recommendations regarding the Santa Barbara County HOME Consortium and CDBG Urban County Partnership 2012 Annual Action Plan and Annual Action Plan Substantial Amendments (2008-2011), as follows:

- a) Approve the 2012 Annual Action Plan for final submission to the United States Department of Housing and Urban Development (HUD);
- b) Adopt a Resolution authorizing submittal of the 2012 Annual Action Plan to HUD;
- c) Approve the 2011 Emergency Solutions Grant (ESG) Substantial Amendment for final submission to HUD;
- d) Approve the 2008 and 2010 Annual Action Plan Substantial Amendments and authorize the Director of the Community Services Department to submit the amendments to HUD;
- e) Authorize the County Executive Officer or designee to execute all certifications, standard forms and other related documents required for HOME, Community Development Block Grant (“CDBG”) and ESG Program administration and implementation and for submittal to and approval by HUD of the 2012 Annual Action Plan and the 2011 ESG Substantial Amendment;
- f) Determine that the approvals of the 2012 Annual Action Plan, the 2011 ESG Substantial Amendment, and the 2008 and 2010 Annual Action Plan Substantial Amendments are not the approvals of projects that are subject to environmental review under the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15378 (b)(4), finding that the project is a creation of government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment; and
- g) Approve the filing of a Notice of Exemption.

A-8) COUNTY COUNSEL[12-00376](#)

Approve a direct waiver of Lot Line Adjustment (LLA) fees estimated to be approximately \$6,000.00 for an LLA to be filed jointly by Leo Evans and Village of Northpoint Homeowners Association (Northpoint), pertaining to Lot 148, Fourth District.

A-9) COUNTY EXECUTIVE OFFICE[12-00374](#)

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

A-10) GENERAL SERVICES[12-00373](#)

Consider recommendations regarding Goleta Water District Well Site Sale 003607, Second District, as follows:

- a) Determine that the County-owned property, APN 061-040-016, located at the end of San Antonio Road near Hollister Avenue adjacent to the Goleta Cemetery, currently used by the Goleta Water District, is not required for County use;
- b) Adopt a Notice and Resolution of Intention to Convey Fee Interest in County Real Property relating to the County's proposed conveyance of the fee interest in that property to the Goleta Water District;
- c) Approve and authorize the Chair to execute a Real Property Sale Contract and Escrow Instructions between the County of Santa Barbara and the Goleta Water District, for the sale of the County-owned parcel of land known as APN 061-040-016, located at the end of San Antonio Road between Hollister Avenue and Highway 101, in the unincorporated area of Santa Barbara County; for a purchase price of \$310,000.00;
- d) Authorize the Clerk of the Board to execute the Grant Deed to be deposited into escrow and recorded upon the close of escrow;
- e) Find that the proposed actions are for the sale of surplus government property and are therefore exempt from the California Environmental Quality Act (CEQA) guidelines, pursuant to 14 CCR 15312;
- f) Approve the filing of Notice of Exemption on that basis; and
- g) Accept the Planning Commission's Report determination that the disposition of the subject property is consistent with the Comprehensive Plan of the County of Santa Barbara pursuant to California Government Code Section 65402.

A-11) GENERAL SERVICES, PROBATION[12-00377](#)

Consider recommendations regarding the establishment of the Probation Vocational Print Shop program and the transfer of space and Reprographic Division assets from the General Services Department to the Probation Department, as follows: (4/5 Vote Required)

- a) Officially approve the Probation Vocational Print Shop Program;
- b) Adopt a Budget Revision Request that transfers the assets and supplies inventory from the Reprographics Internal Service Fund to the Probation Department; and
- c) Approve the closure of the Reprographics Internal Service Fund effective June 30, 2012.

A-12) PROBATION[12-00372](#)

Consider recommendations regarding the 2012 Byrne Justice Assistance Grant (JAG) Funds, as follows:

- a) Authorize the County Executive Officer to execute 2012 Byrne Justice Assistance Grant (JAG) Inter-local Agreements between the County of Santa Barbara and the Cities of Santa Barbara, Santa Maria, and Lompoc; and
- b) Authorize the Chief Probation Officer to execute the award agreements on behalf of Santa Barbara County and to accept the anticipated 2012 Byrne JAG award in the amount of \$128,786 for the grant period October 1, 2012 through September 30, 2015; although the award has a four-year allowable expenditure period, the local plan is to expend the full amount in County Fiscal Year 2012/2013.

A-13) PUBLIC WORKS[12-00380](#)

Consider recommendations regarding the storm damage repair on Paradise Road at Mile Post 2.5 North of State Highway 154, County Project No. 862326, Federal Project No. ER-5951(010), Third District, as follows:

- a) Authorize the Director of Public Works to advertise for construction bids for the Storm Damage Repair on Paradise Road in the Third District, County Project No. 862326, and Federal Project No. ER-5951(010); and
- b) Approve the filing of a Notice of Exemption pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301 (c), pertaining to minor public or private alterations in the condition of land, water, and/or vegetation for the Storm Damage Repair on Paradise Road, County Project No. 862326; Federal Project No. ER-5951(010).

A-14) PUBLIC WORKS**12-00383**

Consider recommendations regarding construction of Fiscal Year 2011/2012 South County Measure A Miscellaneous Concrete Repairs, County Project No. 820626, Second District, as follows:

- a) Approve the plans and specifications for construction of Fiscal Year 2011/2012 South County Measure A Miscellaneous Concrete Repairs;
- b) Approve the award of a Construction Contract in the amount of \$191,720.00 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 a 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;
- d) Approve a contingency fund in the amount of \$19,172.00 for Construction of Fiscal Year 2011/2012 South County Measure A Miscellaneous Concrete Repairs;
- e) Find that the proposed actions are administrative activities that do not constitute a "Project" within the meaning of the California Environmental Quality Act (CEQA), pursuant to 14 CCR 15378(b)(2), that the proposed actions are therefore exempt from CEQA; and
- f) Approve the filing of Notice of Exemption and all further administrative activities, including the Statement of Final Quantities, on that basis.

A-15) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT**12-00371**

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

Consider recommendations regarding the Carpinteria Salt Marsh, Franklin Creek Channel Wall Extension Project, First District, as follows:

- a) Authorize the Public Works Director to advertise and receive bids for the Carpinteria Salt Marsh, Franklin Creek Channel Wall Extension Project; and
- b) Find that pursuant to the California Environmental Quality Act (CEQA) 14 CCR, Section 15162, no substantial changes are proposed in the project, no new effects will occur and no new mitigation measures would be required as a result of the proposed action, and therefore pursuant to CEQA Section 15162, the Carpinteria Salt Marsh, Franklin Creek Channel Wall Extension Project is within the scope of the project covered by EIR No. 2003021016 for the Carpinteria Salt Marsh Enhancement Plan, as well as the Findings approved by the Board July 15, 2003, and no new environmental document is required.

A-16) TREASURER-TAX COLLECTOR [12-00363](#)

Receive and file the Fiscal Year 2011-2012 Third Quarter, January 2012 through March 2012, report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b).

A-17) AUDITOR-CONTROLLER [12-00370](#)

Receive and file the Auditor-Controller's Report on the Statement of Assets of the Santa Barbara County Treasurer's Investment Pool, as of March 31, 2012.

Board of Supervisors**A-18) SUPERVISOR LAVAGNINO [12-00364](#)**

Approve the appointment of Robert Engel to the Santa Maria Cemetery District Board, term ending December 31, 2015, Fifth District.

A-19) SUPERVISOR LAVAGNINO [12-00365](#)

Approve the appointment of Gayle M. Pratt to the Commission for Women, term ending May 8, 2015, Fifth District.

Hearing Requests**A-20) PUBLIC WORKS [12-00381](#)**

Set hearing to consider recommendations regarding the Fiscal Year 2012/2013 Road Maintenance Annual Plan, as follows:

(Set hearing for 6/19/12. Time estimate: 30 minutes.)

- a) Adopt the Fiscal Year 2012/2013 Road Maintenance Annual Plan (RdMAP);
- b) Approve the funded projects listed for the Maintenance Program (County Forces) and the Surface Treatment Program (Contracts/County Forces) within the Road Maintenance Annual Plan;
- c) Find that the proposed action is for the operation, leasing or licensing of an existing public structures, facilities, mechanical equipment or topographical feature, involving negligible or no expansion of use beyond that which presently exists, that the proposed action is therefore exempt from CEQA pursuant to 14 CCR 15301(c);
- d) Approve the filing of a Notice of Exemption on that basis; and
- e) Authorize the Director of Public Works to advertise the projects contained within the Fiscal Year 2012/2013 Road Maintenance Annual Plan.

Approval of Administrative Agenda

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE [12-00375](#)

HEARING - Consider recommendations regarding an Ordinance adopting a 2% Retirement Cost of Living Increase for employees hired on or after June 25, 2012, as follows: (EST. TIME: 5 MIN.)

a) Consider the introduction (first reading) of an Ordinance establishing a 2% maximum Retirement Cost of Living Adjustment (COLA) as part of a new retirement plan, Plan 7, for general member non-safety employees hired on or after June 25, 2012;

b) Waive the reading of the Ordinance in its entirety; and

c) Set a hearing on the Administrative Agenda of May 15, 2012 to consider recommendations, as follows:

i) Consider the adoption (second reading) of an Ordinance establishing a 2% maximum Retirement Cost of Living Adjustment (COLA) as part of a new retirement plan, Plan 7, for general member non-safety employees hired on or after June 25, 2012; and

ii) Adopt a Resolution implementing Retirement Plan 7.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

2) COUNTY EXECUTIVE OFFICE [12-00322](#)

HEARING - Receive and file the quarterly AB 109 (Public Safety Realignment) Impact Reports for January 2012 through March 2012, and Performance Measure Definitions. (EST. TIME: 20 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

3) COUNTY EXECUTIVE OFFICE [12-00378](#)

HEARING - Receive and file, per the provisions of Government Code Section 29126.2, the Fiscal Year 2011/2012 Third Quarter Budget and Financial Status Report as of March 31, 2012, showing the status of appropriations and financing for all departmental budgets adopted by the Board of Supervisors. (EST. TIME: 45 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

4) PUBLIC WORKS[12-00310](#)

HEARING - Consider recommendations regarding establishing Benefit Assessments for County Service Area 31 (CSA 31), and the North County Lighting District for Fiscal Year 2012/2013, Second, Third and Fourth Districts, as follows: (EST. TIME: 15 MIN.)

- a) Deny the imposition of benefit assessments in the portions of the North County Lighting District that may assess fixed charges for Fiscal Year 2012/2013 on May 1, 2012;
- b) Receive and file a report entitled Engineering Report for Fiscal Year 2012/2013;
- c) Adopt a Resolution establishing street lighting charges for County Service Area 31 for Fiscal Year 2012/2013;
- d) Find that the proposed action is for the establishment of rates for services provided by County Service Area 31, that no expansion of services or facilities will result, and that any increased revenues will be used for meeting operating expenses and financial reserve needs and requirements, and that the action is therefore exempt from the California Environmental Quality Act pursuant to 14 CCR Section 15273; and
- e) Approve a Notice of Exemption on that basis.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Adjourn to

May 15, 2012

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, May 8, 2012 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, May 10, 2012, at 5:00 PM and on Saturday, May 12, 2012, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>

