

County of Santa Barbara
BOARD OF SUPERVISORS

ACTION SUMMARY

February 07, 2006

**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.

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 9:04 AM

Roll Call

Present: Supervisor Carbajal, Supervisor Rose, Supervisor Firestone, Supervisor Gray and Supervisor Centeno

Pledge of Allegiance

Report from Closed Session

County Counsel made the following announcement:

By a vote of 4-0 (Supervisor Rose not participating) the Board of Supervisors authorized the Probation Department to participate as an interested party in the Santa Cruz Disability Retirement application.

Details of this announcement may be obtained in the office of County Counsel.

Approval of Minutes of the January 24, 2006 Meeting.

A motion was made by Supervisor Firestone, seconded by Supervisor Centeno, to Approve the Minutes. The motion carried unanimously.

Administrative Agenda

Resolutions to be Presented at 9:00 AM.

A-1) SUPERVISOR CENTENO

[File Reference No. 06-00108](#)

Adopt a Resolution of Commendation honoring Carrie Topliffe for her exemplary contributions to our community during her tenure at Alcohol, Drug and Mental Health Services.

HEARING TIME: 9:28 - 9:38 (10 MIN.)

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Adopted

RESOLUTION NO. 06-028

The motion carried unanimously.

Administrative Items

Department Requests Continuance of Administrative Item 2) to February 14, 2006.

A-2) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES

[File Reference No. 06-00055](#)

Consider the recommendations regarding the facilities maintenance services contracts with Robert Crombie and Mike Kuhn, as follows:

a) Approve and authorize the Chair to execute a contract in the amount of \$31,937, including County-mandated Contractor-on-Payroll benefits, effective July 1, 2005 through June 30, 2006, with Robert Crombie, a local vendor, to provide facilities maintenance services to ADMHS;

b) Approve and authorize the Chair to execute a contract in the amount of \$26,500, including County-mandated Contractor-on-Payroll benefits, effective September 26, 2005 through June 30, 2006, with Mike Kuhn, a local vendor, to provide facilities maintenance services to ADMHS; and

c) Authorize the Director of ADMHS to approve amendments to the proposed contracts, provided that any such amendments do not exceed ten percent (10%) of the contracts' dollar amounts.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Continued, as follows: February 14, 2006 in Santa Maria. The motion carried unanimously.

A-3) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER
CONSERVATION DISTRICT and PUBLIC WORKS

[File Reference No. 06-00121](#)

Consider the recommendations regarding the Carpinteria Salt Marsh Enhancement Plan Project (SC8012), First District, as follows:

a) Accept the attached Notice of Completion for the Carpinteria Salt Marsh Enhancement Plan Project and authorize the Clerk to record;

b) Adopt the Resolution establishing the final quantities for work performed and materials supplied for the Carpinteria Salt Marsh Enhancement Plan Project by the contractor Granite Construction, a local vendor, in the amount of \$2,611,175.86;

c) Execute the attached Quitclaim Deed; and

d) Accept a Permanent Easement from the LAND TRUST FOR SANTA BARBARA COUNTY, a California Nonprofit Public Benefit Corporation by authorizing the Clerk of the Board to sign the Certificate of Acceptance attached to the Permanent Easement deed. (4/5 Vote Required)

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

a) Accepted.

b) Adopted.

RESOLUTION NO. 06-029

c) Approved.

d) Accepted.

The motion carried unanimously.

A-4) COMMUNICATIONS FOR REFERRAL

[File Reference No. 06-00115](#)

City of Solvang - Approve the request of the Solvang City Council calling and giving notice of a special municipal election on Tuesday June 6, 2006 regarding whether a Charter of the City of Solvang should be adopted. (APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Approved. The motion carried unanimously.

A-5) COUNTY EXECUTIVE OFFICE

[File Reference No. 06-00114](#)

Consider amending the 2006 meeting schedule of the Board of Supervisors by canceling the regularly scheduled meeting of February 28, 2006.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Approved; Chair to Execute. The motion carried unanimously.

A-5) PUBLIC WORKS

[File Reference No. 06-00105](#)

Approve and authorize the Chair to execute a Lease Agreement between the County of Santa Barbara and Hearts Adaptive Riding Program, a local nonprofit organization for a initial period of five years commencing March 1, 2006. The Lease also provides for up to four two-year extensions, Second District.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Approved; Chair to Execute. The motion carried unanimously.

A-6) GENERAL SERVICES

[File Reference No. 06-00107](#)

Accept the offers to purchase surplus heavy equipment obtained through a sealed bid and authorize the Purchasing Manager to prepare Bills of Sale and complete the transaction.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Accepted. The motion carried unanimously.

A-7) GENERAL SERVICES

[File Reference No. 06-00110](#)

Consider recommendations regarding the Santa Barbara Jail Sewer Grinder Project #8664, Second

District, as follows:

a) Approve the plans and specifications for the Santa Barbara Jail Sewer Grinder Project #8664;

b) Authorize the General Services Department to receive construction bids for this project.

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

a) Approved.

b) Authorized.

The motion carried unanimously.

A-8) PLANNING AND DEVELOPMENT [File Reference No. 06-00123](#)

Approve and authorize the Chair to execute the attached letter to the California Coastal Commission, withdrawing Local Coastal Program amendments adopted on October 24, 2004 to update the County's oil transportation policies in order to allow more time to address issues raised by the Western States Petroleum Association.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Approved; Chair to Execute. The motion carried unanimously.

A-9) PLANNING AND DEVELOPMENT [File Reference No. 06-00127](#)

Receive and file the report regarding the Biltmore/ Coral Casino Emergency Seawall Repair, Case No. 06EMP-00000-0001, 1281 Channel Drive, APN 009-353-015, First District.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Received and filed. The motion carried unanimously.

A-10) PLANNING AND DEVELOPMENT [File Reference No. 06-00128](#)

Approve and authorize the Chair to execute a condominium subdivision agreement with John and Suzanne Murphy to provide certain notices and protections to the tenants of the duplex at 528 A and B San Ysidro Road that is being converted into two condominiums and to limit the rent increases for said rental units for a five year period.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Approved; Chair to Execute. The motion carried unanimously.

A-11) PUBLIC HEALTH [File Reference No. 06-00116](#)

Approve the continued Local Emergency, Resolution Number 00-193, due to the spread and on-going epidemic of blood-borne viral hepatitis (Hepatitis B and C) and human immunodeficiency virus (HIV) infections among injection drug users and authorize Pacific Pride Foundation as the agent of the County to carry out the Syringe Exchange and Education Program.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Approved. The motion carried unanimously.

A-12) PUBLIC HEALTH [File Reference No. 06-00117](#)

Approve and authorize the Chair to execute Agreement #05-45796 with the California Department of Health Services Women, Infants and Children (WIC) Supplemental Nutrition Branch to provide nutrition education and supplemental food coupons to lower income families for the period of October 1, 2005 through September 30, 2008 in an amount not to exceed \$6,873,000.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Approved; Chair to Execute. The motion carried unanimously.

A-13) PUBLIC HEALTH [File Reference No. 06-00122](#)

Approve and authorize the Chair to execute the “Medi-Cal Physician Services Provider Agreement, Federally Qualified Health Center or Rural Health Clinic,” with the Santa Barbara Regional Health Authority, SBRHA, for the period of January 1, 2006 to December 31, 2008 for payment of established fees for health care services rendered to Medi-Cal members that are the responsibility of the SBRHA for an estimated amount of \$370,000.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Approved; Chair to Execute. The motion carried unanimously.

A-14) PUBLIC WORKS [File Reference No. 06-00053](#)

Consider the recommendations regarding the Preliminary Design and Environmental Services for the Tepusquet Low Water Crossing Replacement, County Project No. 862248, Fifth District, as follows:

- a) Authorize the Chair to execute an agreement with Quincy Engineering, Inc., not a local vendor, Sacramento, California, for preliminary design and environmental services for the Tepusquet Low Water Crossing Replacement, Project Number 862248, at a total cost of \$219,000; and
- b) Authorize the Director of Public Works to approve amendments to the agreement for supplemental work up to \$21,900.

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

- a) Authorized; Chair to execute.
- b) Authorized.

The motion carried unanimously.

A-15) PUBLIC WORKS [File Reference No. 06-00105](#)

Approve and authorize the Chair to execute a Lease Agreement between the County of Santa Barbara and Hearts Adaptive Riding Program, a local nonprofit organization for a initial period of five years commencing March 1, 2006. The Lease also provides for up to four two-year extensions, Second District.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Approved; Chair to Execute. The motion carried unanimously.

A-16) SHERIFF [File Reference No. 06-00111](#)

Approve the Application for Destruction of Records authorized by Government Code section 26205, which allows the destruction of such Civil Records that have been retained in excess of two years.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Approved. The motion carried unanimously.

A-17) SHERIFF [File Reference No. 06-00112](#)

Approve the Application for Destruction of Records authorized by Government Code section 26205, which allows the destruction of such Criminal Records that have been retained in excess of two years.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Approved. The motion carried unanimously.

A-18) TREASURER-TAX COLLECTOR [File Reference No. 06-00106](#)

Consider the recommendations regarding the Treasurer's Investment Pool, 2005-2006 Second Quarter (October-December), as follows:

a) Accept for filing the 2005-2006 Second Quarter (October-December) report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b);

b) Review and 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 Rose, seconded by Supervisor Firestone, that this matter be Acted on as follows:

a) Accepted.

b) Approved.

The motion carried unanimously.

Board of Supervisors

A-19) SUPERVISOR FIRESTONE [File Reference No. 06-00113](#)

Approve the Appointment of Cathy Schlottmann to the Santa Barbara Coastal Vector Control District, Third District.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Approved. The motion carried unanimously.

A-20) SUPERVISOR ROSE [File Reference No. 06-00118](#)

Approve the Appointment of Ian R. Miller to the Goleta Cemetery District Board of Trustees, Second District.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Approved. The motion carried unanimously.

A-21) SUPERVISOR FIRESTONE [File Reference No. 06-00119](#)

Approve the Appointment of Terence Dressler to the Goleta Cemetery District Board of Trustees, Third District.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Approved. The motion carried unanimously.

A-22) SUPERVISOR FIRESTONE [File Reference No. 06-00120](#)

Approve the Appointment of Craig C. Geyer to the Goleta Cemetery District Board of Trustees, Third District.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Approved. The motion carried unanimously.

Hearing Requests

A-23) COUNTY EXECUTIVE OFFICE [File Reference No. 06-00131](#)

Set a hearing to consider the recommendations regarding the County Formation Election: Ballot Arguments, as follows:

a) Consider whether to submit a ballot argument or (arguments) "for" and/or "against" the June 6, 2006, ballot measure: "Shall the new County of Mission be formed?"; and

b) Consider whether to authorize a Board member or members to submit a ballot argument(s) "for" and/or "against" the Mission County formation ballot measure on the June 6, 2006 ballot.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Set for a hearing, as follows: February 14, 2006 in Santa Maria (EST. TIME: 20 MIN.) The motion carried unanimously.

A-24) PLANNING AND DEVELOPMENT [File Reference No. 06-00109](#)

Set a hearing to consider the request of Patricia Beltranena, MNS Engineers, agent for Oak Investors owner, to consider Case No. 05AGP-00000-00028 (75-AP-034) for non-renewal of an existing agricultural preserve contract. The subject non-renewal involves Assessor's Parcel Nos: 099-640-008, 135-010-019, -020, located approximately 3,200 feet south of the Highway 101 and 154 interchange, in the Los Olivos area, Third District.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Set on the Administrative Agenda, as follows: March 14, 2006 in Santa Maria. The motion carried unanimously.

A-25) PLANNING AND DEVELOPMENT [File Reference No. 06-00124](#)

Set a hearing to consider the Planning Commission's recommendation of approval regarding the proposed Rockwell Rezone and Conditional Use Permit, Case Nos. 05RZN-00000-00008 & 05CUP-00000-00036, AP No. 153-340-044, located on San Marcos Pass, 2 miles north of US Highway 101, addressed as 1520 San Marcos Pass, Goleta, Second District.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Set for a hearing, as follows: February 21, 2006 in Santa Barbara (EST. TIME: 30 MIN.) The motion carried unanimously.

A-26) PLANNING AND DEVELOPMENT [File Reference No. 06-00125](#)

Set a hearing to consider the Bloom Appeal of the Kaslow Lot Split approved by the Planning Commission on December 14, 2005. The project involves a lot split of AP No. 137-070-018, located on Baseline Avenue, east of the Oak Hill Cemetery, east of the township of Ballard, Third District.

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Set for a hearing, as follows: March 14, 2006 in Santa Maria The motion carried unanimously.

Approval of Administrative Agenda

HEARING TIME: 9:04 AM - 9:28 AM (24 MIN.)

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, to Approve the Administrative Agenda. The motion carried unanimously.

[File Reference No. 06-00049](#)

PUBLIC COMMENT

Accepted Public Comment

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. **THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 03-282) (06-00049)**

RE: Memorial for the victims and families of the Postal incident at UCSB's Thunderdome Sunday, February 12, 2006 at 2:PM. Parking is free - Third District Supervisor Brooks Firestone addressed the Board.

RE: Mental Illness support for the community - Director of Alcohol, Drug, and Mental Health Services - Dr. Jim Broderick addressed the Board.

RE: Valentines Day / Political Issues - Floyd Meyer addressed the Board.

RE: County Split - George Alvarez addressed the Board.

RE: Invocation Issues / SB411 - Sister Janet Corcoran Addressed the Board.

RE: Delivered the Invocation - John Thorndike IV addressed the Board.

Roll Call: Present: Supervisor Carbajal, Supervisor Rose, Supervisor Firestone, Supervisor Gray and Supervisor Centeno

Departmental Agenda
Public Hearings and Planning Matters

Department Requests Withdrawal of Departmental Item 1).

1) GENERAL SERVICES

[File Reference No. 05-01173](#)

HEARING - Consider recommendations regarding the South Coast Community Media Access Center, Second District, as follows: (EST. TIME 30 MIN.)

a) Adopt a Resolution authorizing a Lease and Leaseback Agreement between the County of Santa Barbara and CaLease Public Funding Corporation to facilitate funding a portion of the building to be constructed on County-owned land for use by the South Coast Community Media Access Center (CMAC);

b) Approve a Budget Revision transferring \$150,000.00 from Fund 0040 - the Public and Education Access Designation, to Fund 0030 - the Capital Project Fund, to be used for additional funding for the building; and

c) Approve and authorize the Chair to execute a Sublease Agreement between the County of Santa Barbara, as Sublessor; and CMAC, as Sublessee; which sets forth the terms and conditions of CMAC's sublease of the building to be constructed on County-owned land located at 4400 Cathedral Oaks Road, for a term of twenty years.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 9:44 AM - 9:45 AM (1 MIN.)

A motion was made by Supervisor Firestone, seconded by Supervisor Rose, that this matter be Withdrawn from the agenda. The motion carried unanimously.

Department Requests Withdrawal of Departmental Item 2).

2) TREASURER-TAX COLLECTOR

[File Reference No. 05-01166](#)

HEARING - Consider public testimony on the lease and leaseback financing agreement between the County of Santa Barbara and the Calease Public Funding Corporation, with a sublease to the South Coast Media Access Center, in accordance with Section 147(f) of the Internal Revenue Code of 1986, as amended (The "Code"). (EST. TIME 10 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 9:45 AM - 9:46 AM (1 MIN.)

A motion was made by Supervisor Firestone, seconded by Supervisor Rose, that this matter be Withdrawn from the agenda. The motion carried unanimously.

Department Requests Continuance of Departmental Item 3) to March 7, 2006.3) PLANNING AND DEVELOPMENT[File Reference No. 06-00004](#)

HEARING - Consider the Appeal by the Gaviota Coast Conservancy of the Planning Commission's Approval on May 25, 2005 of Bean Blossom (Lot H) New Single Family Dwelling, Garage, Guesthouse, Pool Cabana and Barn, Case No. 02CDP-00000-00022 (Appeal Case No. 05APL-00000-00014), located at 14200 Calle Real, Gaviota area, APN 081-200-032, Third District, as follows: (EST. TIME: 2 HRS.)

- a) Adopt the required findings for Case No. 02LUP-00000-00022, as specified in the Planning Commission's action letter dated May 31, 2005, including CEQA findings;
- b) Deny the appeal, upholding the Planning Commission's approval of Case No. 02LUP-00000-00022; and
- c) Grant de novo approval of Case No. 02LUP-00000-00022 subject to the revisions to the conditions of approval included in the Planning Commission's action letter.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 9:46 AM - 9:47 AM (1 MIN.)

A motion was made by Supervisor Firestone, seconded by Supervisor Rose, that this matter be Continued, as follows: March 7, 2006 in Santa Barbara (EST. TIME: 2 HRS.) The motion carried unanimously.

4) LOCAL AGENCY FORMATION COMMISSION[File Reference No. 06-00126](#)

Appoint members of the Board of Supervisors to fill the two positions, regular member and alternate member, that will become vacant March 1, 2006 on the Local Agency Formation Commission. (EST. TIME: 5 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 9:47 AM - 9:48 AM (1 MIN.)

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

Appointed Supervisor Centeno as the Regular Member and Supervisor Firestone as the Alternate Member.

The motion carried unanimously.

5) AUDITOR-CONTROLLER[File Reference No. 06-00093](#)

HEARING - Consider the recommendation regarding Proposition 4/111 Appropriations Limit, as follows: (EST. TIME: 5 MIN.)

- a) Accept the KPMG LLP Independent Auditors' Report on the Appropriations Limit Worksheet for the year ended June 30, 2005;
- b) Accept the report of the Proposition 4/111 Appropriation Limits (GANN Initiative) as shown in Exhibits I through IV of the Board Letter dated January 24, 2006;
- c) Consider the adoption of the following ten resolutions:

- i) Adopt a Resolution establishing an appropriation limit for FY 2005-06 for the County of Santa Barbara;
 - ii) Adopt a Resolution establishing an appropriation limit for FY 2005-06 for Santa Barbara County Service Area No. 3;
 - iii) Adopt a Resolution establishing an appropriation limit for FY 2005-06 for Santa Barbara County Service Area No. 4;
 - iv) Adopt a Resolution establishing an appropriation limit for FY 2005-06 for Santa Barbara County Service Area No. 5;
 - v) Adopt a Resolution establishing an appropriation limit for FY 2005-06 for Santa Barbara County Service Area No. 12;
 - vi) Adopt a Resolution establishing an appropriation limit for FY 2005-06 for Santa Barbara County Service Area No. 32;
 - vii) Adopt a Resolution establishing an appropriation limit for FY 2005-06 for Santa Barbara County Service Area No. 41;
 - viii) Adopt a Resolution establishing an appropriation limit for FY 2005-06 for the Santa Barbara County Fire Protection District;
 - ix) Adopt a Resolution establishing an appropriation limit for FY 2005-06 for the Santa Barbara County North County Lighting District; and
 - x) Adopt a Resolution establishing an appropriation limit for FY 2005-06 for the Santa Barbara County Flood Control and Water Conservation Districts.
- d) Select the change in the California Per Capita Personal Income as the price factor in determining the fiscal year 2005-06 limit for Santa Barbara County and the special districts, and ratify selections by recorded vote; and
- e) Select the change in population within Santa Barbara County and all contiguous counties as the population factor in determining the fiscal year 2005-06 limit for Santa Barbara County, and the change in population within Santa Barbara County for the special districts, and ratify selections by recorded vote.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 9:48 AM - 9:50 AM (2 MIN.)

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

a) and b) Accepted.

c) Adopted i - x

i) RESOLUTION NO. 06-030

ii) RESOLUTION NO. 06-031

iii) RESOLUTION NO. 06-032

iv) RESOLUTION NO. 06-033

v) RESOLUTION NO. 06-034

vi) RESOLUTION NO. 06-035

vii) RESOLUTION NO. 06-036

viii) RESOLUTION NO. 06-037

ix) RESOLUTION NO. 06-038

x) RESOLUTION NO. 06-039

d) and e) Approved.

The motion carried unanimously.

6) PLANNING AND DEVELOPMENT

[File Reference No. 06-00089](#)

HEARING - Consider the recommendations regarding the Thorson Appeal of the Planning Commission Denial of the Shadow Hills Archeological Easement Recorded Map and Development Plan Modifications to Allow Archaeological Testing, under case numbers 02RMM-00000-00011 and 04DVP-00000-000030, Appeal Case No. 05APL-00000-00031, Second District, as follows: (EST. TIME: 1 HR.)

a) Adopt the required findings for denial of the project specified in Attachment A of the staff report dated September 28, 2005, including CEQA findings;

b) Accept the exemption pursuant to CEQA Guidelines Sec. 15270 included as Attachment B of the staff report dated September 28, 2005; and

c) Deny the appeal, upholding the decision of the Planning Commission and deny the request for modification to conditions of Recorded Map 02RMM-00000-00011 and Development Plan 04DVP-00000-00003 to allow new archaeological testing, as set forth in the Planning Commission Action Letter dated November 14, 2005.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:05 AM - 10:55 AM (50 MIN.)

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

Received and filed staff report and conducted public hearing.

a) Adopted.

b) Accepted.

c) Denied the appeal.

The motion carried unanimously.

7) PUBLIC HEALTH

[File Reference No. 06-00080](#)

HEARING - Consider the recommendations regarding the Tobacco Settlement Advisory Committee (TSAC) funding recommendations for FY 2006-07, changes to TSAC membership, term limits, and follow up response to the 2004-05 Santa Barbara County Civil Grand Jury report on TSAC, as follows: (EST. TIME: 30 MIN.)

a) Preliminarily approve one of three funding allocation options recommended by the Tobacco Settlement Advisory Committee (TSAC) for allocation of the FY 2006-07 tobacco settlement revenues. Final approval of the selected option will be made by the Board during the budget hearings for Fiscal Year 2006-07;

i) Option 1: Receive a recommendation to allocate 100% of anticipated FY 2006-07 tobacco settlement revenues (estimated at \$4,411,671) plus interest projected to be earned in FY 2005-06 (estimated at \$122,788 for a total of \$4,534,459) as described in the Board Letter; or

ii) Option 2: Adopt the allocation recommendations as described in the Board Letter with a reduction of 5% (\$222,188) to be deposited into the TSAC endowment and reduce each allocation in Option 1 by approximately 5%; or

iii) Option 3: Adopt the allocation recommendations as described in the Board Letter with a reduction of 10% (\$443,924) to be deposited into the TSAC endowment and reduce each allocation in Option 1 by approximately 10%.

b) Receive a recommendation to decrease funding proportionately for options recommended in Section A in the event that the funding received is less than projected and allocate to the Public Health and Alcohol, Drug and Mental Health Departments for infrastructure (60% to PHD and 40% to ADMHS), any funding received above projected revenues and any unexpended funding;

c) Adopt changes to the membership of the Tobacco Settlement Advisory Committee (TSAC) as follows:

i) Expand TSAC membership from 9 to 11 members; and

ii) Establish term limits for 8 TSAC members (all members except the Public Health Department Director; Alcohol, Drug, and Mental Health Department Director, and Board of Supervisors First 5 Commission representative); and

d) Receive a follow up report to the 2004-05 Santa Barbara County Civil Grand Jury recommendations on the Tobacco Settlement Advisory Committee.

HEARING TIME: 11:00 AM - 12:10 PM (1 HR. 10 MIN.)

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

Received and filed staff report and conducted public hearing.

a) Preliminarily Approved "Option 5" in "Attachment A", as presented at the February 7, 2006 hearing.

b) Received.

c) Adopted i and ii) and amended as follows: One member shall be a representative of the County Executive Office and will be a permanent member without terms limits.

d) Received.

The motion carried unanimously.

ADJOURNED AT 12:10 PM

Adjourn to

Tuesday February 14, 2006

Betteravia Government Center

Board Hearing Room

511 East Lakeside Parkway

Santa Maria

Announcements

The meeting of February 7, 2006, will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, February 9, 2006, at 5:00 PM on CSBTB Channel 20.

<http://www.countyofsb.org>