

**County of Santa Barbara**  
**BOARD OF SUPERVISORS**

**ACTION SUMMARY**

**March 23, 2004**

**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](http://www.countyofsb.org)

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

**9:00 A.M. .... Reconvened to Regular Session**

**Roll Call**

Present: Supervisor Schwartz, Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno

**Invocation: Victoria Blunt, Public Health Department**

**Report from Closed Session**

No reportable action taken.

**Approval of Minutes of the March 16, 2004 meeting**

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

**Administrative Agenda**

**Resolutions to be Presented at 2:00 PM**

A-1) SUPERVISOR SCHWARTZ

[File Reference No. 04-00283](#)

Present a plaque to Mark Werner in recognition and appreciation for ten years of volunteer service to the Board of Supervisors.

Presented plaque.

A-2) SUPERVISOR ROSE [File Reference No. 04-00296](#)

Adopt a resolution honoring Cesar Chavez Day, March 31, 2004.

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

**RESOLUTION NO. 04-063**

The motion carried unanimously.

A-3) SUPERVISOR SCHWARTZ [File Reference No. 04-00295](#)

Adopt a resolution proclaiming March 24, 2004 as World Tuberculosis Day in Santa Barbara County.

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

**RESOLUTION NO. 04-064**

The motion carried unanimously.

A-4) SUPERVISOR SCHWARTZ [File Reference No. 04-00284](#)

Adopt a resolution honoring the Santa Barbara High School girls waterpolo team for their CIF championship.

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

**RESOLUTION NO. 04-065**

The motion carried unanimously.

### **Honorary Resolutions**

A-5) SUPERVISOR CENTENO[File Reference No. 04-00310](#)

Adopt a Resolution of Commendation for Deputy Armando T. Moreno upon his retirement after 29 years of service to Santa Barbara County.

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

**RESOLUTION NO. 04-066**

**The motion carried unanimously.**

A-6) SUPERVISOR CENTENO[File Reference No. 04-00311](#)

Adopt a Resolution of Commendation for Sergeant Charles W. Ward upon his retirement after 32 years of service to Santa Barbara County.

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

**RESOLUTION NO. 04-067**

**The motion carried unanimously.**

- A-7) SUPERVISOR CENTENO [File Reference No. 04-00312](#)  
Adopt a Resolution of Commendation for Sergeant James M. Carroll upon his retirement after 33 years of service to Santa Barbara County.  
**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted**  
**RESOLUTION NO. 04-068**  
**The motion carried unanimously.**
- A-8) SUPERVISOR GRAY [File Reference No. 04-00285](#)  
Adopt a Resolution of Commendation for Senior Deputy Steve Jones upon his retirement after 31 years of service to Santa Barbara County.  
**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted**  
**RESOLUTION NO. 04-069**  
**The motion carried unanimously.**
- A-9) SUPERVISOR MARSHALL [File Reference No. 04-00290](#)  
Adopt a Resolution of Commendation for Malvin J. Parr, Sheriff's Commander, upon his retirement after 32 years of service to Santa Barbara County.  
**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted**  
**RESOLUTION NO. 04-070**  
**The motion carried unanimously.**
- A-10) SUPERVISOR MARSHALL [File Reference No. 04-00291](#)  
Adopt a Resolution of Commendation for Victoria Deane Rochester, Probation Manager, upon her retirement after 23 years of service to Santa Barbara County.  
**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted**  
**RESOLUTION NO. 04-071**  
**The motion carried unanimously.**
- A-11) SUPERVISOR MARSHALL [File Reference No. 04-00292](#)  
Adopt a Resolution of Commendation for Dennis Bougher, Probation Manager, upon his retirement after 29 years of service to Santa Barbara County.  
**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted**  
**RESOLUTION NO. 04-072**  
**The motion carried unanimously.**
- A-12) SUPERVISOR SCHWARTZ [File Reference No. 04-00293](#)  
Adopt a Resolution of Commendation for Pamela Ann Barajas, Departmental Assistant Senior, Probation Department, upon her retirement after 35 years of service to Santa Barbara County.

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

**RESOLUTION NO. 04-073**

The motion carried unanimously.

**Administrative Items****A-13) BOARD OF DIRECTORS, LAGUNA COUNTY [File Reference No. 04-00289](#)  
SANITATION DISTRICT**

Consider recommendations regarding the Micro Turbine Cogeneration Project, Fourth District, as follows:

- a) Find that it is in the best interest of the Laguna County Sanitation District to enter into energy services agreements (separate design and construction agreements with US Energy Services, Inc. (not a local vendor) to provide an energy conservation facility;
- b) Find that the anticipated cost to the Laguna County Sanitation District for electrical energy provided under this energy services agreements will be less than the anticipated marginal cost of electrical energy that would have been consumed by the Laguna County Sanitation District in the absence of this contract;
- c) Approve and execute an agreement with US Energy Services, Inc. (not a local vendor) for the design of a micro turbine energy conservation facility, for the period of April 1, 2004 through May 15, 2004, in the amount of \$303,176.00;
- d) Approve and execute the an agreement with US Energy Services, Inc. (not a local vendor) for the construction of a micro turbine energy conservation facility, for the period of May 15, 2004 through October 1, 2004, in the amount of \$752,520.00;
- e) Direct the Laguna County Sanitation District to obtain and purchase the necessary payment and performance bonds for the construction related costs pursuant to the conditions in the energy services agreement relating to construction in an amount not to exceed \$20,000.00.

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

**a) and b) Approved.**

**c) and d) Approved; Chair to execute.**

**e) Directed.**

**The motion carried unanimously.**

**A-14) FIRST 5, CHILDREN AND FAMILIES COMMISSION [File Reference No. 04-00309](#)**

Review and approve the form and standard terms of the Children & Families Commission contracts with Pran InfoTech (a local vendor) for service and support of a software system for contract compliance and data generation for evaluation purposes.

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

**A-15) COUNTY EXECUTIVE OFFICE [File Reference No. 04-00277](#)**

Authorize the County Administrator to execute and transmit a letter notifying the Superior Court Executive Officer that the District Attorney and Public Defender will no longer provide court appointed counsel for juvenile dependency representation services beginning October 1, 2004, pursuant to Government Code 77212 (b).

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

A-16) COUNTY EXECUTIVE OFFICE

[File Reference No. 04-00303](#)

Approve Budget Revision requests. (SEE EXHIBIT A WITH POSTED AGENDA)

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

A-17) COUNTY CLERK-RECORDER-ASSESSOR

[File Reference No. 04-00308](#)

Consider recommendations regarding participation in the 2003-04 State-County Property Tax Administration Program, as follows:

a) Approve and authorize the Chair to execute an Agreement for 2003-04 State-County Property Tax Administration Grant Program with the State of California;

b) Authorize the Clerk-Recorder-Assessor and County Administrator to notify the State Department of Finance of Santa Barbara County's election to begin a new grant contract with the State providing for the State-County Property Tax Administration Grant Program in the amount of \$926,817.

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

a) Approved; Chair to execute.

b) Authorized.

The motion carried unanimously.

A-18) GENERAL SERVICES

[File Reference No. 04-00307](#)

Consider recommendations regarding the Santa Barbara County Courthouse Hall of Records Rehabilitation (Elevator and Electrical System, Site # F02001, County Project No. 8644), First District, as follows:

a) Award the construction contract to Urquidez Construction Company, Inc. (a local vendor), subject to provisions of the documents and certifications as set forth in the plans and specifications applicable to the project and as required by California Law, in the amount of \$204,800.00;

b) Authorize the Chair to execute the agreement upon return of the contractor's executed documents, and the review and approval of County Counsel, Auditor-Controller, and Risk Manager or their authorized representatives;

c) Authorize the Director of General Services to approve change orders in the aggregate amount of 10% of the contract amount or \$20,480.

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

a) Approved.

b) Authorized; Chair to execute.

c) Authorized.

The motion carried unanimously.

A-19) HOUSING AND COMMUNITY DEVELOPMENT[File Reference No. 04-00300](#)

Consider recommendations regarding Ellwood Apartments Community Development Block Grant Loan Documents, Third District, as follows:

- a) Find that the acquisition of the Ellwood Apartments Project site is exempt from the California Environmental Quality Act (CEQA);
- b) Approve the commitment of \$277,500 of State CDBG funds for the acquisition of property and other soft costs, located at 360 Ellwood Beach Drive, Goleta, CA for the construction of the Ellwood Apartments;
- c) Authorize the Director of Housing and Community Development to execute a Loan Agreement and Regulatory Agreements, with Peoples' Self-Help Housing Corporation for the acquisition of this project.

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

**a) and b) Approved.**

**c) Authorized.**

**The motion carried unanimously.**

A-20) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[File Reference No. 04-00301](#)

Adopt a resolution adopting Government Code Sections 31658 and 31485.7, authorizing purchase of additional retirement credit by members of the County Employees' Retirement System.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Acted on as follows:  
Adopted resolution as amended at the hearing.**

**RESOLUTION NO. 04-074**

**The motion carried unanimously.**

A-21) PROBATION[File Reference No. 04-00306](#)

Approve and execute an agreement with the Vocational Training Center (a local vendor), to provide lunch and dinner meals to the Santa Maria Juvenile Hall, for the period of July 1, 2003 and June 30, 2004, in an amount not to exceed \$169,944.

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

A-22) PUBLIC HEALTH[File Reference No. 04-00305](#)

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 Schwartz, seconded by Supervisor Rose, that this matter be Approved. The motion carried unanimously.**



A-23) PUBLIC WORKS[File Reference No. 04-00294](#)

Consider recommendations regarding Construction of 2003-04 County Wide Measure 'D' Pavement Rehabilitation (County Project No. 810499), all Districts, as follows:

- a) Approve plans and specifications for County Wide Measure 'D' Pavement Rehabilitation (Asphalt Concrete Overlay, SAMI, and Asphalt-Rubber Seal Coat);
- b) Award the construction contract to the lowest responsible bidder, Granite Construction Co, a California corporation (not a local vendor), subject to the provisions of documents and certification, as set forth in the plans and specifications applicable to the project and as required by law, in the amount of \$2,436,740;
- c) 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;
- d) Approve a contingency fund in the amount of \$134,337.

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

A-24) PUBLIC WORKS[File Reference No. 04-00302](#)

Consider recommendations regarding Storm Damage Repairs on Maria Ygnacio Creek at Bridge No. 51C-026 (County Project No.98R250) on Hollister Avenue, Goleta area, Second District, as follows;

- a) Approve plans and specifications for the project;
- b) Award the construction contract to the lowest responsible bidder, Elevation General Engineering, (a local vendor), subject to the provisions of documents and certification, as set forth in the plans and specifications applicable to the project and as required by law, in the amount of \$169,175.50;
- c) 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;
- d) Approve a contingency fund in the amount of \$16,917.55.

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

**a) and b) Approved.**

**c) Authorized; Chair to execute.**

**d) Approved.**

**The motion carried unanimously.**

A-25) SHERIFF[File Reference No. 04-00270](#)

Consider recommendations regarding an application for Environmental Protection Agency Brownfields Grant, as follows:

- a) Adopt a resolution authorizing the Sheriff to submit a \$350,000 EPA Brownfields Assessment Grant application to the EPA for funding of the North County Jail site environmental assessment;
- b) Authorize the Sheriff to execute all documents required for submittal of the Brownfields application, execution of the grant agreement consistent with the application, drawdown of funds, and grant administration.

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

**a) Adopted.**

**RESOLUTION NO. 04-075**

**b) Authorized.**

**The motion carried unanimously.**

A-26) SHERIFF [File Reference No. 04-00304](#)

Approve a destruction of records request for Civil Bureau Records no longer required by law to be retained.

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

A-27) SUPERIOR COURT [File Reference No. 04-00299](#)

Approve and execute a Sublease Agreement between the County of Santa Barbara and the Cachuma Resource Conservation District, to provide for the continued occupancy of 1057 square feet of office space by the Superior Court/Bail Review Office at 624 West Foster Road, on a month-to-month basis, at a monthly rental rate of \$1,365.33.

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

### **Board of Supervisors**

A-28) SUPERVISOR GRAY [File Reference No. 04-00282](#)

Approve the reappointment of Joanne R. Craig-Bowman to the Developmental Disabilities Board Area IX representing Santa Barbara County.

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

A-29) SUPERVISOR GRAY [File Reference No. 04-00298](#)

Approve the appointment of Sarah Strickland to the Commission for Women, Fourth District.

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

A-30) SUPERVISOR GRAY [File Reference No. 04-00286](#)

Approve the reappointment of Ron Nanning to the Civil Service Commission, Fourth District.

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

## Hearing Requests

### A-31) COUNTY EXECUTIVE OFFICE

[File Reference No. 04-00287](#)

Set a hearing for April 20, 2004 to consider recommendations regarding the Providence Landing Community Facilities District, as follows:

- a) Receive presentation regarding proposed creation of Providence Landing Community Facilities District (CFD) to fund operation and maintenance costs of a community park;
- b) Find that the Board has considered the environmental effects of the community park which is proposed to be funded by the proposed Community Facilities District and find that environmental review that has already been performed for the Providence Landing Subdivision is adequate for the formation of the Community Facilities District;
- c) Adopt a resolution of intention to create a Providence Landing Community Facilities District and to approve proposed CFD boundaries; designate the name of the CFD; identify types of facilities and services to be provided; declare intention to form the CFD and levy Special Tax; set a time and place of public hearing; and establish voting procedures for a landowner election;
- d) Direct the County Parks Director to file a report with the Board containing a brief description of the services that will be provided and the estimate of costs to provide those services.
- e) Continue the hearing to June 1, 2004 to:
  - i. Adopt resolutions to form the CFD to establish boundaries, authorize levy of special tax; approve types of facilities and services to be provided; Set special election to consider levy of Special Tax and establish appropriations limit;
  - ii. Hold special election for voters to consider levy of special tax and to establish appropriations limit;
  - iii. Certify election results;
  - iv. Consider the introduction (first reading) of an ordinance to levy special tax for Providence Landing Community Facilities District;
- f) Set a hearing for June 15, 2004 to consider the adoption (second reading) of an Ordinance to levy special tax for Providence Landing Community Facilities District.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: a) through e) Set for April 20, 2004. f) Set for June 15, 2004. The motion carried unanimously.**

### A-32) PLANNING AND DEVELOPMENT

[File Reference No. 04-00313](#)

Set a hearing to consider a revision to Section 25-1 of Chapter 25 of the Santa Barbara County Code "Oil and Petroleum Wells" and to consider appointment of Valentin Alexeeff to the position of Petroleum Administrator, as established in Chapter 25.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: April 13, 2004 in Santa Maria (EST. TIME: 10 MIN.) The motion carried unanimously.**

- A-33) PLANNING AND DEVELOPMENT [File Reference No. 04-00022](#)  
Reschedule the Land Use Element window date of May 11, 2004 to March 29, 2004.  
**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Rescheduled, as follows: March 29, 2004. The motion carried unanimously.**
- A-34) PLANNING AND DEVELOPMENT [File Reference No. 04-00297](#)  
Set a hearing to consider the appeal of Jack Brady, Cheryl Miller, and Michelle Vander Meulen of the Zoning Administrator's approval of the Timmons Tentative Parcel Map (01TPM-00000-00003) (TPM 14,566) to subdivide a 2.04 acre parcel into two 1.02 acres parcels and as part of Key Site D in the Orcutt Community Plan, located at 1374 Solomon Road (AP No. 105-010-076) Orcutt area, Fourth District.  
**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: April 13, 2004 in Santa Maria (EST. TIME: 15 MIN.) The motion carried unanimously.**
- A-35) SUPERVISOR CENTENO [File Reference No. 04-00315](#)  
Adopt a Resolution of Commendation for Andrew Scott Crawford upon attaining the Rank of Eagle Scout.  
**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted**  
**RESOLUTION NO. 04-076**  
**The motion carried unanimously.**
- A-36) SUPERVISOR CENTENO [File Reference No. 04-00314](#)  
Adopt a Resolution of Commendation for Joseph Edward Ward upon attaining the Rank of Eagle Scout.  
**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted**  
**RESOLUTION NO. 04-077**  
**The motion carried unanimously.**
- A-37) SUPERVISOR ROSE [File Reference No. 04-00317](#)  
Approve the appointment of Martha Jane Levy to the Affirmative Action Commission, Second District.  
**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Approved. The motion carried unanimously.**
- A-38) SUPERVISOR ROSE [File Reference No. 04-00318](#)  
Approve the appointment of James "Fuji" Collins to the Mental Health Commission, Second District.  
**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Approved. The motion carried unanimously.**

### Approval of Administrative Agenda

**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, to Approve the Administrative Agenda as Amended. The motion carried unanimously.**

[File Reference No. 03-00094](#)

PUBLIC COMMENT

**Accepted Public Comment**

People 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. 92-398) (03-00,094)**

**RE: United Workers of America for Higher Wages - Harley Augustino, Miguel Cardenas, Olivia Cardenas, Christa Indriolo, Linda Andrews, Steve Weiner, Cathy Mistretta, Gloria Campos, Esteban Lopez, Ignacia Delgaoillo, Rosa Lewis addressed the Board.**

**RE: United Workers of America / County Issues / Food Bank Inquiry for Sister Janet Corcoran - Floyd Meyer addressed the Board.**

**RE: AIDS Housing Santa Barbara - Randall Sunday addressed the Board.**

**RE: Santa Barbara County Animal Care Foundation / Food Bank Warehouse Donation - Sister Janet Corcoran addressed the Board.**

## Departmental Agenda -- Public Hearings

### **Request continuance of Departmental Item No. 1 to April 6, 2004.**

1) PUBLIC HEALTH [File Reference No. 03-01159](#)

HEARING - Consider recommendations regarding the Septic System Sanitary Survey for Santa Barbara County, as follows:

- a) Receive a report from the Public Health Department staff summarizing the results of the Questa Engineering Septic System Sanitary Survey for Santa Barbara County;
- b) Direct Public Health Department staff to develop a proposal for a countywide wastewater management plan and related environmental impact report(s) to examine and describe specific wastewater management options and strategies for onsite systems within the county;
- c) Direct Public Health Department staff to forward a request to the State Water Resources Control Board for approval of a modification to the Septic-to-Sewer Conversion Funding to allow for the funding of a countywide onsite wastewater management plan and related environmental impact report(s).
- d) Direct Public Health Department staff to return to the Board of Supervisors within 9 months with specific recommendations for fund disbursements for wastewater management options for specified areas or projects.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

**A motion was made by Supervisor Rose, seconded by Supervisor Marshall, that this matter be Continued, as follows: April 6, 2004. The motion carried unanimously.**

2) PLANNING AND DEVELOPMENT [File Reference No. 04-00184](#)

HEARING - Consider recommendations regarding the proposed final 2003-08 Santa Barbara County Housing Element, as follows: (EST. TIME: 2 HRS.)

- a) Receive a presentation, including recommendations from the Planning Commission, and public comment on the proposed final 2003-08 Housing Element;
- b) Set a special hearing for Monday March 29, 2004 at 4:00PM and continue the 2003-08 Housing Element hearing to consider the following:
  - i. Adopt the proposed final Negative Declaration addressing the possible environmental effects of adoption of the proposed final 2003-08 Housing Element;
  - ii. Adopt the proposed final 2003-08 Housing Element with any additional changes directed by the Board and adopt a Resolution approving Findings supporting the Board's final action in adopting the proposed final 2003-08 Housing Element;
- c) Cancel the special hearing set for Thursday March 25, 2004.

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Acted on and continued, as follows:

Conducted public hearing.

a) Received presentation.

b) Set for "Special Hearing" Monday, April 29, 2004 at 4:00 PM.

c) Cancelled March 25, 2004 hearing.

The motion carried unanimously.

## **2:00 P.M. .... Presentation of Resolutions and Awards**

### **Planning Items and Public Hearings**

3) **GENERAL SERVICES**

[File Reference No. 04-00254](#)

HEARING - Consider adoption of a resolution establishing a daily fee for use of parking spaces in designated areas of the parking lot located at the Santa Barbara County Court Complex at 312 East Cook Street by the media during the remainder of all proceedings relating to The People v. Michael Jackson court trial.

A motion was made by Supervisor Marshall, seconded by Supervisor Gray, that this matter be Continued, as follows: April 20, 2004 (EST. TIME: 30 MIN.) The motion carried by the following vote:

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Schwartz

4) **PLANNING AND DEVELOPMENT**

[File Reference No. 04-00059](#)

HEARING - Consider recommendations regarding response to the California Coastal Commission's action to certify, with changes, the coastal portion of the Toro Canyon Plan, First District, as follows: (EST. TIME: 1 HR. 30 MIN.)

a) Consider proposed response to the California Coastal Commission's action to certify, with changes, the coastal portion of the Toro Canyon Plan, and provide additional direction to staff for submittal to the Coastal Commission;

b) Direct staff to return on April 27, 2004 for approval of the final documents necessary to submit a response to the Coastal Commission.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Acted on and continued, as follows: Received and filed staff report. Conducted public hearing.

a) Approved.

b) Directed staff to return on April 27, 2004 for final approval. The motion carried by the following vote:

Ayes: 3 - Supervisor Schwartz, Supervisor Rose and Supervisor Marshall

Noes: 1 - Supervisor Gray

Abstentions: 1 - Supervisor Centeno

5) PLANNING AND DEVELOPMENT[File Reference No. 03-01105](#)

HEARING - Consider the Rutledge appeal of the Lambert driveway improvements and 800 square foot pergola under case number 03LUP-00000-00130 (Appeal Case No. 03APL-00000-00014) located 200 feet east of the intersection of Hot Springs Road and Mountain Drive at 910 Hot Springs Road (APN 011-050-024), Montecito Area, First District, as follows:

1. Deny the appeal 03APL-00000-00014.
2. Adopt the required findings for the project specified in Attachment A of this Board Letter.
3. Grant de novo approval of the Land Use Permit 03LUP-00000-00130 for the as-built driveway improvements & pergola as revised per this Board Letter and included as Attachment C.

**A motion was made by Supervisor Centeno, seconded by Supervisor Marshall, that this matter be Acted on and continued, as follows: Received and filed staff report. Conducted public hearing. Continued the matter to April 20, 2004 for deliberation and action. Closed public hearing. Testimony on April 20, 2004 will be limited to new information presented at the hearing.**

**The motion carried unanimously.**

6) COUNTY EXECUTIVE OFFICE[File Reference No. 04-00198](#)

HEARING - Consider adoption of County Federal Legislative Priorities for the 108th Congress, 2nd Session 2003, as follows: (EST. TIME: 15 MIN.)

Comprehensive Advocacy Issues - Continue Advocacy

Community Development Block Grant Entitlement Status

Lake Cachuma Surcharge Impacts

TEA-21 Transportation Project Funding

Conservation and Reinvestment Act (CARA) / Coastal Assistance Program (CIAP)

Monitor and Report Issues -

Beach, Shore Erosion Projects - Continue Monitoring

Emerging Opportunities - Continue Monitoring

Indian Lands (Fee-to-Trust), Tribal Gaming, Status of Indian Tribes - Continue Monitoring

Base Realignment and Closure - Reinstate Monitoring

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

**A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Continued, as follows: April 20, 2004 (EST. TIME: 15 MIN.) The motion carried unanimously.**



**Adjourn to Monday March 29, 2004**

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

**Adjourn**

**Announcements**

THE MEETING OF TUESDAY, MARCH 23, 2004, WILL BE TELECAST LIVE ON GOVERNMENT ACCESS TV CHANNEL 20 AT 9:00 AM, AND WILL BE REBROADCAST ON THURSDAY, MARCH 25, 2004, AT 5:00 PM ON GATV CHANNEL 20.

THE BOARD OF SUPERVISORS WILL NOT MEET ON TUESDAY, MARCH 30, 2004; THIS IS A FIFTH TUESDAY (ORDINANCE NO. 3352). THE NEXT REGULAR MEETING WILL BE TUESDAY APRIL 6, 2004, IN SANTA BARBARA.

**<http://www.countyofsb.org>**