

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Salud Carbajal, Chair
Second District - Janet Wolf
Third District - Doreen Farr
Fourth District - Peter Adam
Fifth District - Steve Lavagnino, Vice Chair

Chandra L. Wallar, County Executive Officer

Action Summary

Tuesday, April 16, 2013

9:00 AM

COUNTY ADMINISTRATION BUILDING
BOARD HEARING ROOM, FOURTH FLOOR
105 EAST ANAPAMU STREET, SANTA BARBARA

The Board of Supervisors meets concurrently as the Board of Directors of the Flood Control & Water Conservation District, Water Agency, 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.

9:00 A.M. Convened to Regular Session

CONVENED AT 9:05 A.M.

Roll Call

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

Pledge of Allegiance

Approval of Minutes of the April 9, 2013 Meeting

A motion was made by Supervisor Adam, seconded by Supervisor Lavagnino, that to Approve the Minutes. The motion carried by the following vote.

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

12:00 P.M. Recessed to Closed Session

Report from Closed Session

No reportable action taken.

COUNTY COUNSEL

[13-00009](#)

Closed Session Agenda

[13-00001](#)

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. 09-368) (13-00001)

Re: Supporting a Positive Political Discourse - Marc Chytilo addressed the Board

Re: Award to County of Santa Barbara for Roads Project - Katie Blomberg and Cliff Clowers addressed the Board

Re: Santa Barbara County Economy - Bob Field addressed the Board

Re: Ongoing Litigation - Derek Westen and Ben Pallan addressed the Board

Re: Children's Health Services - Steven Crandell, Jennifer Griffin, Cintya Diaz, Anne Wells and Patty Moore addressed the Board

Re: Land Use Process - J Andrew Caldwell addressed the Board

Re: Veterans Issues / Memorial Day Services - Robert Burke addressed the Board

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 CARBAJAL [13-00283](#)

Adopt a Resolution of Commendation honoring the Westmont College Women’s Basketball Team as the NAIA Division 1 National Champions.

A motion was made by Supervisor Adam, seconded by Supervisor Wolf, that this matter be Adopted.

RESOLUTION NO. 13-79

The motion carried by the following vote.

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

A-2) SUPERVISOR WOLF [13-00276](#)

Adopt a Resolution proclaiming April 2013 as Fair Housing Month in Santa Barbara County.

A motion was made by Supervisor Adam, seconded by Supervisor Wolf, that this matter be Adopted.

RESOLUTION NO. 13-80

The motion carried by the following vote.

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

A-3) SUPERVISOR WOLF [13-00277](#)

Adopt a Resolution proclaiming April 2013 as DMV/Donate Life Month in Santa Barbara County.

A motion was made by Supervisor Adam, seconded by Supervisor Wolf, that this matter be Adopted.

RESOLUTION NO. 13-81

The motion carried by the following vote.

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

A-4) SUPERVISOR WOLF [13-00280](#)

Adopt a Resolution proclaiming the week of April 21 through April 27, 2013 as National Crime Victims' Rights Week in Santa Barbara County.

A motion was made by Supervisor Adam, seconded by Supervisor Wolf, that this matter be Adopted.

RESOLUTION NO. 13-82

The motion carried by the following vote.

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

A-5) SUPERVISOR FARR [13-00281](#)

Adopt a Resolution of Commendation honoring Rose Pueschel upon her retirement from the Santa Barbara County Fire Department after over 17 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Adam, seconded by Supervisor Wolf, that this matter be Adopted.

RESOLUTION NO. 13-83

The motion carried by the following vote.

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

A-6) SUPERVISOR ADAM [13-00291](#)

Adopt a Resolution proclaiming April 2013 as Child Abuse Prevention Month in Santa Barbara County.

A motion was made by Supervisor Adam, seconded by Supervisor Wolf, that this matter be Adopted.

RESOLUTION NO. 13-84

The motion carried by the following vote.

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

A-7) SUPERVISOR ADAM [13-00298](#)

Adopt a Resolution proclaiming the week of May 5 through May 11, 2013 as Elks National Youth Week in Santa Barbara County.

A motion was made by Supervisor Adam, seconded by Supervisor Wolf, that this matter be Adopted.

RESOLUTION NO. 13-85

The motion carried by the following vote.

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

A-8) SUPERVISOR LAVAGNINO [13-00274](#)

Adopt a Resolution proclaiming the week of April 14 through April 20, 2013, as Santa Barbara County Week of the Young Child and commemorating the Open House Tour of Nationally Accredited Child Development Programs on April 26, 2013.

A motion was made by Supervisor Adam, seconded by Supervisor Wolf, that this matter be Adopted.

RESOLUTION NO. 13-86

The motion carried by the following vote.

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

Honorary Resolutions

A-9) SUPERVISOR WOLF [13-00278](#)

Adopt a Resolution of Commendation honoring Paula Lopez as the La Cumbre Junior High School Foundation 2013 Alumnus of the Year.

A motion was made by Supervisor Adam, seconded by Supervisor Wolf, that this matter be Adopted.

RESOLUTION NO. 13-87

The motion carried by the following vote.

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

A-10) SUPERVISOR WOLF [13-00279](#)

Adopt a Resolution of Commendation honoring Janet Hollister as the La Cumbre Junior High School Foundation 2013 Teacher of the Year.

A motion was made by Supervisor Adam, seconded by Supervisor Wolf, that this matter be Adopted.

RESOLUTION NO. 13-88

The motion carried by the following vote.

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

A-11) SUPERVISOR ADAM [13-00269](#)

Adopt a Resolution of Commendation honoring the winners of the 2013 Lompoc Elks Public Safety Members Appreciation Awards.

A motion was made by Supervisor Adam, seconded by Supervisor Wolf, that this matter be Adopted.

RESOLUTION NO. 13-89

The motion carried by the following vote.

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

Administrative Items**A-12) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES****13-00294**

Consider recommendations regarding an Amendment to the Contract with Aurora Vista del Mar Fiscal Year 2012/2013, as follows:

a) Approve and authorize the Chair to execute an Amendment to the Contract with Aurora Vista del Mar Hospital (not a local vendor) for inpatient psychiatric hospitalization services, to increase the Contract by \$550,000.00 for a total Contract not to exceed \$1,350,000.00 through June 30, 2013; and

b) Determine under CEQA Guidelines Section 15061(b)(3) that this activity is exempt from review on the basis that it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment.

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

a) Approved; Chair to execute; and

b) Approved.

he motion carried by the following vote.

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

A-13) AUDITOR-CONTROLLER[13-00286](#)

Consider recommendations regarding impoundment of various taxing entities' 2012/2013 property tax revenues, as follows:

a) Approve and authorize the Auditor-Controller to impound \$3,144,183.00 of 2012/2013 current year taxes from various entities' property tax revenues as noted on Schedule A to mitigate potential losses from large assessment appeals filed by taxpayers; and

b) Determine that the decision to approve and authorize the impoundment is not a project under the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(3) and 15378(b)(4) of the CEQA Guidelines, because it is a government fiscal activity which does not involve any commitment to any specific project which may result in a potentially significant physical effect on the environment.

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

a) Authorized; and

b) Approved.

The motion carried by the following vote.

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

A-14) COUNTY COUNSEL, COUNTY EXECUTIVE OFFICE, SUCCESSOR AGENCY TO THE FORMER SANTA BARBARA COUNTY REDEVELOPMENT AGENCY[13-00296](#)

Acting as the Board of Supervisors of the County of Santa Barbara as Successor Agency to the former Santa Barbara County Redevelopment Agency:

Approve and authorize the Chair to execute an Agreement for Professional Legal Services with David L. Allen, Attorney at Law, from May 1, 2013 to April 30, 2014, in an amount not to exceed \$25,000.00.

A motion was made by Supervisor Adam, seconded by Supervisor Wolf, that this matter be Approved; Chair to Execute. The motion carried by the following vote.

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

A-15) COUNTY EXECUTIVE OFFICE [13-00275](#)

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

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

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

A-16) COUNTY EXECUTIVE OFFICE [13-00290](#)

Approve an Application for Destruction of Records so that records may be destroyed in accordance with Government Code Section 26202. (4/5 Vote Required).

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

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

A-17) DISTRICT ATTORNEY [13-00282](#)

Adopt a Resolution authorizing the District Attorney to execute an Agreement with the State Victim Compensation and Government Claims Board (VCGCB) to extend the Criminal Restitution Compact effective July 1, 2013 through June 30, 2016 for a total of \$278,013.00.

A motion was made by Supervisor Adam, seconded by Supervisor Wolf, that this matter be Adopted.

RESOLUTION NO. 13-90

The motion carried by the following vote.

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

A-18) PLANNING AND DEVELOPMENT13-00129

Consider recommendations of the County and Montecito Planning Commissions to approve Case No. 13ORD-00000-00001, which would amend Santa Barbara County Code Chapter 21 Land Division, to create Agricultural Buffer Regulations that are intended to minimize land use conflicts between agriculture and new non-agricultural uses and development, as follows:

- a) Make the findings for approval, including CEQA findings, of the proposed Ordinance;
- b) Find that pursuant to the California Environmental Quality Act (CEQA) Guidelines, Section 15162, no substantial changes are proposed and no new information of substantial importance has come to light regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures, and therefore these actions are within the scope of the Agricultural Buffer Ordinance project covered by the Negative Declaration (11NGD-00000-00004) approved and adopted by the Board for the Agricultural Buffer Ordinance project on April 9, 2013, and that therefore no new environmental document is required; and
- c) Consider the adoption (second reading) an Ordinance (Case No. 13ORD-00000-00001), amending Chapter 21, Land Division, of the Santa Barbara County Code.

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

a) and b) Approved; and

c) Adopted.

ORDINANCE NO. 4854

The motion carried by the following vote:

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

A-19) PUBLIC HEALTH

13-00284

Consider recommendations regarding an Agreement for the AIDS Drug Assistance Program (ADAP), as follows:

- a) Approve and authorize the Public Health Department Director to execute a three year Agreement with the State of California Department of Public Health/Office of AIDS for administration of the AIDS Drug Assistance Program for the period from July 1, 2012 to June 30, 2015, at \$7,346.00 each year for a total Agreement amount of \$22,038.00; and
- b) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15061(b) (3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

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

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

The motion carried by the following vote.

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

A-20) PUBLIC HEALTH[13-00285](#)

Consider recommendations regarding Blue Shield of California Foundation Grant Agreement, as follows:

a) Approve and authorize the Public Health Department Director to execute a Grant Agreement in the amount of \$106,000.00 from the Blue Shield of California Foundation for the period of April 1, 2013 through March 31, 2014 to provide for the support of transitioning current patients enrolled in the Medically Indigent Adults (MIA) Program, who are self-pay, and other community members, to Medi-Cal expansion under the Affordable Care Act (ACA); and

b) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15061(b)(3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

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

a) Authorized; and

b) Approved.

The motion carried by the following vote.

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

A-21) PUBLIC WORKS[13-00287](#)

Approve and authorize the Chair to execute the Statement of Final Quantities for the construction of storm damage repair on Paradise Road at Mile Post 2.5, County Project No. 862326, for work performed and materials supplied by CalPortland Construction (a local vendor), 1625 E. Donovan Road, Santa Maria, California 93454, in the amount of \$166,423.84, Second District.

A motion was made by Supervisor Adam, seconded by Supervisor Wolf, that this matter be Approved; Chair to Execute. The motion carried by the following vote.

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

A-22) PUBLIC WORKS[13-00288](#)

Consider recommendations regarding the Road Maintenance Annual Plan, Fiscal Year 2013/2014, as follows:

- a) Adopt the Fiscal Year 2013/2014 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 actions are for existing facilities, which consists of the operation, repair, maintenance, or minor alteration of existing public structures, involving negligible or no expansion of use beyond that which currently exists, and that the proposed actions are therefore exempt from CEQA pursuant to 14 CCR 15301(c), and approve the filing of Notices of Exemption (5) on that basis; and
- d) Authorize the Director of Public Works to advertise the projects contained within the Fiscal Year 2013/2014 Road Maintenance Annual Plan.

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

- a) Adopted.**
- b) and c) Approved.**
- d) Authorized.**

The motion carried by the following vote.

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

A-23) PUBLIC WORKS

13-00292

Consider recommendations regarding an Agreement with Dan Cloak Environmental Consulting to provide technical assistance to implement new water quality post construction requirements, as follows:

- a) Approve and authorize the Chair to execute an Agreement with Dan Cloak Environmental Consulting (not a local vendor) to provide technical assistance to implement new water quality post construction requirements for Santa Barbara County from the period of April 16, 2013 through December 31, 2015 in the amount not to exceed \$243,415.00;
- b) Authorize the Public Works Director or designee to approve changes or additions to the work totaling no more than 10% of the contract amount or \$24,341.50 with Dan Cloak Environmental Consulting for additional work that may be needed to complete the project; and
- c) Find that the proposed action is exempt under California Environmental Quality Act (CEQA) Guidelines, Section 15306, Basic Data Collection, Research, Experimental Management, and Resource Evaluation Activities, and Section 15322, Educational or Training Programs Involving No Physical Changes and approve and authorize the Clerk of the Board to file a CEQA Notice of Exemption.

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

- a) Approved; Chair to execute;**
- b) Authorized; and**
- c) Approved.**

The motion carried by the following vote.

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

A-24) PUBLIC WORKS13-00295

Consider recommendations regarding County Service Area 12 (Mission Canyon Sewer District) Ordinance relative to sewer connection fees, sewer service charges and a Resolution relative to collection of said charges on the tax roll, First District, as follows:

- a) Receive and file a report entitled County Service Area 12 (Mission Canyon Sewer District) Fixed Charges Fee Report for Fiscal Year 2013-2014; and
- b) Set a hearing on the Departmental Agenda of June 18, 2013 to consider recommendations, as follows: (Set hearing on 6/18/2013. Time estimate: 15 minutes.)
 - i) Adopt an Ordinance to increase and set sewer service charges and connection fees for County Service Area 12;
 - ii) Adopt a Resolution relative to the collection of said charges and fees on the tax roll; and
 - iii) Adopt the findings in the Notice of Exemption that the proposed action is for the establishment of rates for services provided by County Service Area 12, 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 approve the filing of a Notice of Exemption on that basis.

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

- a) Received and filed.
- b) i) ii) iii) Set hearing on Departmental Agenda of June 18, 2013.

The motion carried by the following vote.

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

A-25) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT 13-00293

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

Consider recommendations regarding a License Agreement with the Nipomo Community Services District for the Waterline Intertie Project, Fifth District, as follows:

- a) Certify that the Board, acting as a Responsible Agency, has considered the environmental effects of the Final Environmental Impact Report (FEIR) for the Nipomo Community Services District Waterline Intertie Project, SCH No. 2005071114, pursuant to the California Environmental Quality Act (CEQA) Section 15096(f);
- b) Certify that the Board, acting as a Responsible Agency, has reviewed and considered the information contained in the FEIR for the Nipomo Community Services District Waterline Intertie Project and adopts the CEQA Findings pursuant to CEQA Section 15091 as required by Section 15096(h);
- c) Approve and authorize the Chair to execute the License Agreement with the Nipomo Community Services District for the Waterline Intertie Project that crosses the Santa Maria River Levee; and
- d) Find that pursuant to CEQA Section 15162, no substantial changes are proposed, and no new information of substantial importance has come to light regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures, and therefore the License Agreement with the NCSD is within the scope of the project covered by the Nipomo Community Services District Waterline Intertie Project EIR, SCH No. 2005071114, certified in 2009 by the NCSD, and therefore no new environmental document is required.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Adam, that this matter be Continued, as follows: May 7, 2013 in Santa Barbara. The motion carried by the following vote.

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

Hearing Requests

A-26) PLANNING AND DEVELOPMENT

[13-00272](#)

Set hearing to consider recommendations of the County and Montecito Planning Commissions to approve: (1) Case No. 12GPA-00000-00003, which would amend the Housing Element of the County Comprehensive Plan by adding new policies to Chapter 5 and deleting Appendix A: Inclusionary Housing Program; and (2) Case No. 12ORD-00000-00015, which would adopt the proposed Inclusionary Housing Ordinance as Chapter 46A of the County Code, as follows: (Set hearing for 5/7/2013. Time estimate: 45 minutes). (Set hearing for 5/14/13/ Time estimate: 15 minutes).

a) Consider recommendations regarding Case No. 12GPA-00000-00003 (Comprehensive Plan Housing Element Amendment) on May 7, 2013, your Board should conduct a hearing on 12GPA-00000-00003 and continue the item to the hearing of May 14, 2013 to consider recommendations, as follows:

- i) Make the findings for approval, including CEQA findings, of the proposed amendment;
- ii) Determine that the proposed amendment is exempt from the California Environmental Quality Act pursuant to Section 15061(b)(3) of the Guidelines for Implementation of CEQA; and
- iii) Adopt a Resolution approving Case No. 12GPA-00000-00003, an amendment to the Housing Element of the County Comprehensive Plan;

b) Consider recommendations regarding case No. 12ORD-00000-00015 (Inclusionary Housing Ordinance) on May 7, 2013, as follows:

- i) Approve the introduction (first reading) of an Ordinance (Case No. 12ORD-00000-00015) amending Chapter 46, Affordable Housing Enforcement, of the Santa Barbara County Code, to create the Inclusionary Housing Ordinance; and read the title and waive further reading of the Ordinance, Case No. 12ORD-00000-00015, amending Chapter 46, Affordable Housing Enforcement, of the Santa Barbara County Code; and

c) Set hearing on May 14, 2013 to consider recommendations, as follows:

- i) Make the findings for approval, including CEQA findings, of the proposed Ordinance;
- ii) Determine that the proposed Ordinance is exempt from the California Environmental Quality Act pursuant to Section 15061(b)(3) of the Guidelines for Implementation of CEQA; and
- iii) Adopt (second reading) an Ordinance (Case No. 12ORD-00000-00015), amending

Chapter 46, Affordable Housing Enforcement, of the Santa Barbara County Code.

A motion was made by Supervisor Adam, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: May 14, 2013 in Santa Barbara (EST. TIME: 15 MIN.). The motion carried by the following vote.

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

A-27) PUBLIC WORKS

[13-00297](#)

Set hearing to consider recommendations regarding the establishment of benefit assessments for County Service Area 3, County Service Area 31, and the North County Lighting District for Fiscal Year 2012/2013, Second, Third and Fourth Districts, as follows:
(Set hearing for 5/21/13. Time estimate: 15 minutes.)

- a) Adopt a Resolution setting a public hearing regarding benefit assessments in the North County Lighting District and County Service Areas 3 and 31 for May 21, 2013; and
- b) Find that the proposed action does not constitute a “Project” within the meaning of the California Quality Act (CEQA), pursuant to 14 CCR 15378 (b)(5), in that the action is a government administrative activity that will not result in direct or indirect changes in the environment.

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

a) Adopted.

RESOLUTION NO. 13-127

b) Approved.

The motion carried by the following vote.

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

Administrative Item

A-28 GENERAL SERVICES

[13-00299](#)

Consider recommendations regarding the Hazardous Materials Unit, Fire Prevention Office lease termination in Solvang, Third District, as follows:

- a) Authorize the General Services Director to execute a letter to the Hunter Family Trust to exercise the six (6) month notice of termination for the Fire Department’s use of the approximately 4066 square foot building and garage, located at 1430 Mission Drive in Solvang for its Hazardous Materials Unit, Fire Prevention Office; and

- b) Determine that the proposed action by the Board is exempt from the California Environmental Quality Act (CEQA) guidelines, pursuant to Section 15301 and direct staff to file and post a Notice of Exemption on that basis.

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

- a) Authorized; and**

- b) Approved.**

The motion carried by the following vote.

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

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE 13-00267

HEARING - Consider recommendations regarding a report on future funding of Northern Branch Jail Operations, as follows: (EST. TIME: 30 MIN.)

- a) Receive and file a report on the funding plan for future Northern Branch Jail operations; and
- b) Provide any additional direction to staff.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

Total Hearing Time: 1 Hr.

Received and filed staff presentation and conducted public hearing.

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

- a) Received and filed.
- b) Directed staff to schedule a workshop in September 2013, to discuss potential revenue enhancement opportunities including but not limited to an increase in the Transient Occupancy Tax. Further directed staff to provide information to the Board related to all potential revenue sources, timing, legal analysis and any other issues as appropriate at a public hearing in advance of the September workshop.

The motion carried by the following vote:

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

2) SUPERVISOR CARBAJAL, SUPERVISOR ADAM

13-00268

HEARING - Affirm the policy framework outlined in the National Association of Counties (NACo) Policy Brief and 2013 Resolution on Comprehensive Immigration Reform and communicate the County's position on the issue to federal decision makers. (EST. TIME: 30 MIN.)

HEARING TIME: 11:17 AM - 12:10 PM (53 MIN.)

Received and filed presentation and conducted public hearing.

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

The Board reaffirmed the National Association of Counties policy brief and 2013 resolution on Comprehensive Immigration Reform and adopted the resolution as the position of Santa Barbara County to be forwarded to Federal decision makers.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, and Supervisor Adam

Abstained: 1 - Supervisor Lavagnino

3) COUNTY EXECUTIVE OFFICE

13-00219

HEARING - Consider recommendations regarding the Housing and Community Development Operations Update, as follows: (EST. TIME: 1 HR.)

- a) Receive and file a report on the status of the administration and the monitoring of the use of funds provided through federal housing programs to the Housing and Community Development Division (HCD) of the County Community Services Department;
- b) Provide direction to staff as appropriate; and
- c) Determine that the recommended actions do not constitute a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), as the actions are organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment, and direct staff to file a Notice of Exemption.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 2:40 PM - 3:15 PM (35 MIN.)

Received and filed staff presentation and conducted public hearing.

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

Received and filed slide number 12 of 16 of County Executive Office presentation dated April 16, 2013.

The motion carried by the following vote:

Ayes: 4 - Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

Recused: 1 - Supervisor Carbajal

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

a) Received and filed.

b) No further action taken.

c) Approved.

The motion carried by the following vote:

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

4) COMMUNITY SERVICES[13-00230](#)

HEARING - Consider recommendations regarding 1) the Draft Fiscal Year 2013/2014 Annual Action Plan for the use of Federal Funds under the Community Development Block Grant (CDBG), Emergency Solutions Grant (ESG), and HOME Programs; and 2) Fiscal Year 2011/2012 and 2012/2013 Annual Action Plan Substantial Amendments, as follows: (EST. TIME: 1 HR.)

- a) Receive and file a staff report on the Santa Barbara County HOME Consortium and CDBG Urban County Partnership draft Fiscal Year 2013/2014 Annual Action Plan and the annual Notice of Funding Availability (NOFA) process, including recommendations for award of Community Development Block Grant (CDBG) and Emergency Solutions Grant (ESG) funding and Fiscal Year 2011/2012 and 2012/2013 Annual Action Plan Substantial Amendments;
- b) Consider public comments received during the thirty (30) day public comment period, which began on March 1, 2013, and concluded on April 1, 2013; the period of time from the expiration of the 30-day period until the Board's April 16 hearing; and during the Board's April 16, 2013 Public Hearing and provide direction to staff on any changes to the draft Fiscal Year 2013-14 Annual Action Plan and the Fiscal Year 2011/2012 and 2012/2013 Annual Action Plan Substantial Amendments and recommendations for funding contained therein;
- c) Direct staff to finalize the draft Fiscal Year 2013/2014 Annual Action Plan and the Fiscal Year 2011/2012 and 2012/2013 Annual Action Plan Substantial Amendments; and
- d) Set hearing on the Administrative agenda of May 7, 2013 to consider recommendations, as follows:
 - i) Approve final submission of the Fiscal Year 2013/2014 Annual Action Plan and the Fiscal Year 2011/2012 and 2012/2013 Annual Action Plan Substantial Amendments to the U. S. Department of Housing and Urban Development (HUD) by the HUD deadline of May 17, 2013;
 - ii) Adopt a Resolution authorizing submittal of the Fiscal Year 2013/2014 Annual Action Plan and Fiscal Year 2011/2012 and 2012/2013 Annual Action Plan Substantial Amendments to HUD;
 - iii) Authorize the County Executive Officer or designee to execute all certifications, standard forms and other related documents required for CDBG and ESG Program administration and implementation and for submittal to and approved by HUD of the Fiscal Year 2013/2014 Annual Action Plan and Fiscal Year 2011/2012 and 2012/2013 Annual Action Plan Substantial Amendments; and
 - iv) Determine that the approval of the Fiscal Year 2013/2014 Annual Action Plan and the Fiscal Year 2011/2012 and 2012/2013 Annual Action Plan Substantial Amendments is not

the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(4), finding that the actions are not a project as they are the 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 impact on the environment, and direct staff to file a Notice of Exemption.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 3:15 PM - 3:55 PM (40 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Received and filed.**
- b) Considered public comments.**
- c) Directed.**
- d) i, ii and iii)**

Set for hearing on May 7, 2013 in Santa Barbara on the Administrative Agenda.

The motion carried by the following vote:

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

5) COUNTY EXECUTIVE OFFICE

13-00270

HEARING - Consider recommendations regarding a Five Year Capital Improvement Program, Fiscal Years Ending 2014-2018, as follows: (EST. TIME: 30 MIN.)

- a) Receive the Five Year Capital Improvement Program (CIP);
- b) Review and approve in concept the new projects contained in the New Project Update;
- c) Refer the New Project Update list to the Planning Commission and request analysis of these projects recommended for planning, initiation, or construction in future fiscal years for conformity with the County Comprehensive Plan as per Government Code 65401 and Government Code 65402; and
- d) Receive and file the Preliminary Overview of Countywide Deferred Maintenance Unmet Needs.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 4:00 PM - 5:PM (1 HR.)

Received and filed staff presentation and conducted public hearing.

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

- a) Received and filed.**
- b) Reviewed and approved.**
- c) and d) Approved.**

The motion carried by the following vote:

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

6) PUBLIC WORKS

13-00223

HEARING - Consider recommendations regarding California Statewide Local Streets and Roads Needs Assessment Report and County Local Streets and Roads Summary, as follows: (EST. TIME: 30 MIN.)

- a) Receive and file a report on the recently completed 2012 California Statewide Local Streets and Roads Needs Assessment Report;
- b) Adopt a Resolution supporting the findings of the California Statewide Local Streets and Roads Needs Assessment and urging the State to identify a sufficient and stable funding source for local street and road maintenance and rehabilitation;
- c) If the Resolution is adopted, authorize the Chair to sign letters addressed to the Governor and local State Legislators urging them to identify a sufficient and stable funding source for local street and road maintenance and rehabilitation; and
- d) Find that the proposed action does not constitute a "Project" within the meaning of CEQA, pursuant to 14 CCR 15378(b)(2) (continuing administrative or maintenance activities, such as purchases for supplies, personnel-related actions, general policy and procedure making), and approve the filing of a Notice of Exemption on that basis.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 5:00 PM - 5:20 PM (20 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) **Received and filed.**
- b) **Adopted.**

RESOLUTION NO. 13-91

- c) **Authorized, Chair to execute.**
- d) **Approved.**

The motion carried by the following vote.

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

7) SOCIAL SERVICES

13-00271

HEARING - Consider recommendations regarding adjusting Social Services' budget, as follows: (EST. TIME: 20 MIN.) (4/5 Vote Required)

a) Approve the Budget Revision Request No. 0002798 for the Department of Social Services (DSS) to:

i) Increase Revenues by \$7.7 million of which \$7.2 million is from 1991 Realignment due to caseload growth (\$3.6 one-time, \$3.6 ongoing), \$0.9 million from an inter-fund transfer (Other Financing Sources), \$1.8 million from Federal and State program allocations and a reduction of \$2.2 million in Federal and State cash assistance revenue primarily due to lower than anticipated CalWORKs payments;

ii) Increase expenditures by \$1.3 million in services and supplies, \$0.9 million in Other Financing Uses (inter-fund transfer), \$0.1 million in Salaries and Benefits, \$0.05 million for Fixed Assets;

iii) Decrease other charges by \$2.3 million, mainly from a reduction in cash assistance payments; and

iv) Increase Restricted Fund Balance by \$5.0 million generated from increases in realignment funding; and increase in Committed Fund Balance by \$2.7 million resulting from the reduced utilization of current year committed funds offset by the corresponding use of restricted funding.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 5:21 PM - 5:25 PM (4 MIN.)

Received and filed staff report and conducted public hearing.

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

a) i through iv) Approved Budget Revision Request.

The motion carried by the following vote:

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

The Santa Barbara County Board of Supervisors adjourned the meeting of April 16, 2013 in memory of the victims of the Boston Marathon bombings.

A motion was made by Supervisor Farr, seconded by Supervisor Wolf to adjourn the meeting of April 16, 2013. The motion carried unanimously.

Adjourned at 5:45 PM

Adjourn to

May 7, 2013

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, April 16, 2013 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, April 18, 2013, at 5:00 PM and on Saturday, April 20, 2013, at 10:00 AM on CSBTV Channel 20.

THE BOARD OF SUPERVISORS WILL NOT BE MEETING ON TUESDAY, APRIL 23, 2013, THIS IS A 4TH TUESDAY OR TUESDAY, APRIL 30, THIS IS A 5TH TUESDAY THE NEXT REGULAR MEETING OF THE BOARD OF SUPERVISORS WILL BE ON TUESDAY, MAY 7, 2013 IN SANTA BARBARA.

<http://www.countyofsb.org>

