

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

**ACTION SUMMARY**

**August 28, 2001**

**COUNTY ADMINISTRATION BUILDING**  
**105 EAST ANAPAMU STREET, FOURTH FLOOR**  
**SANTA BARBARA, CA 93101**

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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)

**8:00 A.M. .... Convene and Recess to Closed Session**

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

**Roll Call**

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

**Invocation: Paula Driscoll, Probation Department**

**Report from Closed Session**

No reportable action taken.

County Counsel announced the United States District Court granted defendants motion to dismiss the complaint in Carpinteria Valley Farms v. County of Santa Barbara et al.

The Superior Court for City and County of San Francisco approved the partial settlement in the "Past-Ventura" class action Fire Fighters Local 2046 v. Board of Retirement, with the exclusion of "Tier II" (non-contributory plan) employees.

**Approval of Minutes of the August 21, 2001 meeting**

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

**Administrative Agenda**

**Honorary Resolutions**

- A-1) SUPERVISOR GRAY File Reference No. 01-01120  
Adopt a Resolution of Commendation for Ralph 'Reg' Ginter upon his Retirement from the Sheriff's Department.  
**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted RESOLUTION NO. 01-265. The motion carried unanimously.**
- A-2) SUPERVISOR GRAY File Reference No. 01-01121  
Adopt a Resolution of Recognition for Muriel S. Robinson as a recipient of the Women's Equality Day Award.  
**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted RESOLUTION NO. 01-266. The motion carried unanimously.**
- A-3) SUPERVISOR GRAY File Reference No. 01-01122  
Adopt a Resolution of Recognition for Dulcie N. Sinn as a recipient of the Women's Equality Day Award.  
**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted RESOLUTION NO. 01-267. The motion carried unanimously.**
- A-4) SUPERVISOR GRAY File Reference No. 01-01123  
Adopt a Resolution of Recognition for Carla D. Frisk as a recipient of the Women's Equality Day Award.  
**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted RESOLUTION NO. 01-268. The motion carried unanimously.**

**Administrative Items**

- A-5) AUDITOR-CONTROLLER File Reference No. 01-01143  
Adopt a resolution and tax rates establishing the 2001-02 Rates of Tax Levy for the taxing agencies in the County of Santa Barbara.  
**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted RESOLUTION NO. 01-273. The motion carried unanimously.**
- A-6) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT File Reference No. 01-01150  
Consider recommendations regarding the Montecito Creek Check Structure Project, First District, as follows:  
  
a) Approve plans and specifications for the project;  
  
b) Award the construction contract to the lowest responsible bidder, AIS Construction (a local vendor) in the amount of \$99,095, subject to the provision of documents and certifications, as set forth in the plans and specifications applicable to the project and as required by California law;

c) Authorize the Chair to execute the contract upon return of the executed contract documents, and the review and approval of County Counsel, Auditor-Controller and Risk Management or their authorized representatives;

d) Approve a 10% contingency fund in the amount of \$9,909.50 for the project.

**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Approved, as follows: a) and b) Approved.**

**c) Authorized.**

**d) Approved. The motion carried unanimously.**

A-7) COUNTY EXECUTIVE OFFICE File Reference No. 01-01147

Adopt a resolution authorizing the submittal and acceptance, if awarded, of a \$35,000 California Housing and Community Development State Community Development Block Grant Economic Development Planning/ Technical Assistance grant to fund economic development planning requirements needed for application to State and Federal program grant agencies.

**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted RESOLUTION NO. 01-274. The motion carried unanimously.**

A-8) COUNTY EXECUTIVE OFFICE File Reference No. 01-01149

Approve budget revision requests. (SEE EXHIBIT A WITH POSTED AGENDA)

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

A-9) DISTRICT ATTORNEY and PROBATION File Reference No. 01-01140

Adopt a resolution, effective August 20, 2001, increasing salaries for Sheriff's Corrections Officer and Sheriff's Corrections Sergeant classifications by approximately 2%.

**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted RESOLUTION NO. 01-269 The motion carried unanimously.**

A-10) FIRE File Reference No. 01-01132

Approve an agreement with Santa Ynez Band of Mission Indians, property owners, granting the Fire Department permission to burn the buildings and contents located at 3400 Numancia Street (APN 143-241-01), Santa Ynez, Third District.

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

A-11) FIRE File Reference No. 01-01133

Approve an agreement with Preisker Ranch, Patricia McLanhan, et al., granting the Fire Department permission to burn the buildings and contents located at 1501 North Blosser (APN 117-010-064), Santa Maria, Fifth District.

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

A-12) GENERAL SERVICES File Reference No. 01-01144

Consider recommendations regarding the Casa Nueva Demolition and Utility Re-Routing, Second

District, as follows:

- a) Approve the Notice of Exemption for the project;
- b) Approve the Plans and Specifications for the project;
- c) Authorize the General Services Department to advertise the project for public bidding;
- d) Authorize the Chair to award and execute the Construction Agreement with the lowest responsible bidder, subject to the provisions of the documents and certifications as set forth in the plans and specifications and as required under California law;
- e) Authorize the Director of General Services to approve change orders in the aggregate amount of 10% of the contract amount.

**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Approved, as follows: a) and b) Approved.**

**c) through e) Authorized. The motion carried unanimously.**

A-13) GENERAL SERVICES File Reference No. 01-01145

Approve and execute Amendment No. 2 to the agreement with Blackbird Architects to include extra services for documenting the Casa Nueva Office Building under the US Green Building System, and for reviewing and coordinating the modular furniture plans with the building design, in the amount of \$8,545 for a contract total in the amount of \$331,105, Second District.

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

A-14) GENERAL SERVICES File Reference No. 01-01146

Approve the termination of the Agreement for the Lease of the Rehabilitation Facilities and the Transfer of Operation of Rehabilitation Services of Santa Barbara General Hospital between the County and the Rehabilitation Institute of Santa Barbara (formally known as the Memorial Rehabilitation Foundation) for facilities and equipment at 420 Camino Del Remedio as signed by the County on September 28, 1981, by accepting the letter of termination from the Rehabilitation Institute, Second District.

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

A-15) Personnel File Reference No. 01-01139

Adopt a resolution, effective September 3, 2001, establishing retirement plans and applying them to all employees' bargaining units except Bargaining Units 18, 19, 21, 22, 23, 24, 25, 26, 27, 28 and 29, as follows:

General Plan 5: 2% at 57 formula retroactive to 1981; One year Final Average Salary Calculation;

Safety Plan 4: 3% at 55 formula; One year Final Average Salary Calculation.

**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted RESOLUTION NO. 01-270 The motion carried unanimously.**

- A-16) DISTRICT ATTORNEY and PROBATION File Reference No. 01-01140  
Adopt a resolution, effective August 20, 2001, increasing salaries for Sheriff's Corrections Officer and Sheriff's Corrections Sergeant classifications by approximately 2%.  
**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted RESOLUTION NO. 01-271 The motion carried unanimously.**
- A-17) Personnel File Reference No. 01-01141  
Consider recommendations regarding Memoranda of Understanding with Recognized Employee Organizations, as follows:  
a) Approve one-year successor MOU with SEIU Local 620, effective October 15, 2001 through October 13, 2002, the terms of which are delineated in the sideletter agreement dated October 28, 1998;  
b) Approve one-year successor MOU with SEIU Local 535, effective October 15, 2001 through October 13, 2002, the terms of which are delineated in the sideletter agreement dated November 5, 1998.  
**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Approved. The motion carried unanimously.**
- A-18) Personnel File Reference No. 01-01142  
Adopt a resolution exempting the Executive Secretary (Restricted) in the Housing and Community Development Department from the County's Civil Service System.  
**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted RESOLUTION NO. 01-272 The motion carried unanimously.**
- A-19) PLANNING AND DEVELOPMENT File Reference No. 01-01134  
Approve and execute a contract with AMEC Earth & Environmental, Inc. (a local vendor) for comprehensive environmental and land use permitting services for wireless communication facilities, for the period of August 28, 2001 through March 31, 2003, in the amount of \$300,000 with a 20% contingency fund in the amount of \$60,000.  
**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-20) PROBATION File Reference No. 01-01138  
Approve and execute a contract with the City of Santa Maria for the County to provide shelter services for youth for Fiscal Year 2001-02 in the amount of \$14,000.  
**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-21) PUBLIC HEALTH File Reference No. 01-01124  
Approve agreements designating Santa Barbara Cottage hospital as a Level II Trauma Center and Goleta Valley Cottage Hospital as a Level IV Trauma Center for the period of June 26, 2001, with automatic renewals every two (2) years contingent upon compliance with the California Code of Regulations, Title 22, Division 9, Chapter 7 and all other sections of California law pertaining to

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

A-22) PUBLIC WORKS File Reference No. 01-01128

Consider recommendations regarding construction of 2000-01 Measure D Asphalt Concrete Overlay (Project No. 810427), Third, Fourth and Fifth Districts, as follows:

- a) Approve plans and specifications for the project;
- b) Award and authorize the Chair to execute a contract with the lowest responsible bidder, Union Asphalt, Inc. (a local vendor) in the amount of \$1,699,438.35, subject to the provisions of documents and certification as set forth in the plans and by California law;
- c) Approve a contingency fund in the amount of \$97,471.92 for the project.

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Approved, as follows: a) Approved.

b) Authorized; Chair to execute.

c) Approved. The motion carried unanimously.

A-23) SHERIFF File Reference No. 01-01131

Approve a destruction of records request for the disposal of personnel records (dated prior to July 1, 1996) and Civil Bureau records (dated prior to December 31, 1999), that are no longer required by law to be retained.

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

A-24) SOCIAL SERVICES File Reference No. 01-01125

Approve the 2001-02 annual modification to the Workforce Investment Act Five-Year Plan.

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

A-25) SOCIAL SERVICES File Reference No. 01-01126

Adopt a resolution amending the Bylaws for the KIDS Network of Santa Barbara County, including proposed membership changes and updates to language.

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Continued, as follows: September 11, 2001. The motion carried unanimously.

## Board of Supervisors

A-26) SUPERVISOR MARSHALL File Reference No. 01-01152

Approve the appointment of Cres Olmstead to the Historic Landmarks Advisory Commission, Third District.

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

- A-27) SUPERVISOR ROSE File Reference No. 01-01151  
Adopt a resolution supporting federal funding of coastal projects.  
**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Approved. The motion carried unanimously.**
- A-28) SUPERVISOR URBANSKE File Reference No. 01-01153  
Approve the appointment of Barry Stotts to the Historic Landmark Advisory Committee, Fifth District.  
**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Approved. The motion carried unanimously.**
- A-29) SUPERVISOR URBANSKE File Reference No. 01-01154  
Approve the appointment of Lillian D. Smith to the Arts Commission, Fifth District.  
**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Approved. The motion carried unanimously.**

### Hearing Requests

- A-30) COUNTY EXECUTIVE OFFICE File Reference No. 01-01148  
Set a hearing to consider and adopt the County Strategic Plan, including a process for integrating the Strategic Plan and the Annual Budget.  
**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Set for a hearing, as follows: October 2, 2001. The motion carried unanimously.**
- A-31) PLANNING AND DEVELOPMENT File Reference No. 01-01135  
HEARING - Consider the adoption of a Resolution approving the Formation and Election Procedures for the Isla Vista Project Area Committee (PAC). (EST. TIME: 30 MIN.)  
  
COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY  
**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Set for a hearing, as follows: September 25, 2001. The motion carried unanimously.**
- A-32) PLANNING AND DEVELOPMENT File Reference No. 01-01136  
Set a hearing to consider the J&S East Valley Garage (James L. Roach) appeal of the Zoning Administrator's September 25, 2000 decision to deny a Use Variance to allow parking of vehicles on a residential lot related to an adjacent non-conforming commercial business, located at 510 El Bosque Road, Montecito Area, First District.  
**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Set for a hearing, as follows: October 16, 2001 The motion carried unanimously.**
- A-33) PLANNING AND DEVELOPMENT File Reference No. 01-01137  
Set a hearing to consider the Planning Commission's recommendation of approval of the Fairview Corporate Center project, including Development Plan and Ordinance Amendment, located on the east side of Fairview Avenue approximately 800 feet south of Hollister Avenue, addressed as 420-500

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Set for a hearing, as follows: October 23, 2001. The motion carried unanimously.

A-34) PUBLIC WORKS File Reference No. 01-01129

HEARING - Consider the introduction (First Reading) of an ordinance amending Chapter 23, § 23-15.2 through 23-15.5 of the Santa Barbara County Code, pertaining to speed limits on certain County roads, Second and Third Districts. (EST. TIME: 20 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Set for a hearing, as follows: September 25, 2001 The motion carried unanimously.

A-35) SOCIAL SERVICES File Reference No. 01-01127

HEARING - Consider the introduction (First Reading) of an ordinance amending Chapter 27 § 27-25 (a) 12 of the Santa Barbara County Code to remove the existing civil service exemption for the Project Manager-Workforce Resource classification. (EST. TIME: 10 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Set for a hearing, as follows: September 25, 2001. The motion carried unanimously.

## Approval of Administrative Agenda

### Public Comment Period

RE: Announced AIDS Walk on October 6, 2001 at Ledbetter Beach – Janet Stanley addressed the Board.

RE: Santa Maria Cemetery Board Appointments – Ernest Armenta addressed the Board.

RE: Housing and Greenhouse Issues – Manuel Villie addressed the Board.

RE: Homeless Issues – Fourth District Supervisor Joni Gray read letter from Sister Janet Corcoran into the record before the Board of Supervisors.

RE: System Will Crumble Before Our Eyes - Ken Loch addressed the Board.

**Departmental Agenda -- Public Hearings**

- 1) COUNTY COUNSEL File Reference No. 01-00604
- HEARING - Consider the adoption (Second Reading) of an Ordinance amending Ordinance No. 1716 regarding composition and activities of the Historic Landmarks Advisory Commission. (EST. TIME: 5 MIN.)
- COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: September 11, 2001 for reintroduction (First Reading) of ordinance and approval of Bylaws. The motion carried unanimously.**
- 2) PUBLIC WORKS File Reference No. 01-01031
- HEARING - Consider recommendations regarding the replacement of the Los Carneros Road Bridge over the Union Pacific Railroad at Highway 101, Third District, as follows:(EST. TIME: 10 MIN.)
- a) Approve the final Mitigated Negative Declaration pursuant to the County's California Environmental Quality Act guidelines as adequate review for the project;
- b) Adopt the mitigation monitoring program included in the Mitigated Negative Declaration as conditions of project approval;
- c) Authorize the County Public Works Department to proceed with negotiations for temporary rights-of-entry with adjacent property owners.
- COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE
- A motion was made by Supervisor Marshall, seconded by Supervisor Schwartz, that this matter be Approved, as follows: a) Approved.**
- b) Adopted.**
- c) Authorized. The motion carried unanimously.**
- 3) PUBLIC WORKS File Reference No. 01-01030
- HEARING - Consider approval of the Mitigated Negative Declaration pursuant to the County's California Environmental Quality Act guidelines as adequate environmental review for the North Jameson Lane Class II Bike Lanes project, First District. (EST. TIME: 30 MIN.)
- COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE
- A motion was made by Supervisor Schwartz, seconded by Supervisor Urbanske, that this matter be Approved. The motion carried unanimously.**
- 4) PUBLIC WORKS and PLANNING AND DEVELOPMENT File Reference No. 01-00971
- HEARING - Consider final adoption of the nomination of County projects for Regional Flexible Funding, All Districts, as follows: (EST. TIME: 30 MIN.)
- a) Consider final recommendations of County nominations and authorize submittal to SBCAG for

Regional Flexible Funding;

- b) Approve project Study Reports prepared for County projects to allow them to compete for the Regional Improvement Program portion of Regional Flexible Funding;
- c) Adopt a resolution committing matching funds and setting the priority for Regional Flexible Fund project nomination.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

A motion was made by Supervisor Schwartz, seconded by Supervisor Urbanske, that this matter be Acted on as follows: a) Conducted public hearing and considered staff recommendations.

b) Approved reports.

c) Adopted.

RESOLUTION NO. 01-276 The motion carried unanimously.

5) COUNTY EXECUTIVE OFFICE File Reference No. 01-01092

HEARING - Review and adopt the recommended Board of Supervisors' responses to the 2000-01 Grand Jury Report on Detention Facilities and Sheriff's Department Issues. (EST. TIME: 30 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

6) PLANNING AND DEVELOPMENT File Reference No. 01-00976

HEARING - Consider recommendations regarding Development Impact Mitigation Fee Annual Report and Automatic Adjustment, as follows: (EST. TIME: 45 MIN.)

- a) Approve the 2000-01 annual reports for the Countywide, Orcutt and Goleta development impact mitigation fee programs;
- b) Receive a report on the automatic annual fee adjustment of 2.9% based on the increase in the Engineering Construction Cost Index.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

A motion was made by Supervisor Marshall, seconded by Supervisor Urbanske, that this matter be Acted on as follows: a) Approved.

b) Received and filed report. The motion carried unanimously.

**2:00 P.M.**

**Planning Items and Public Hearings**

7) PLANNING AND DEVELOPMENT File Reference No. 01-01039

HEARING - Receive an update from the Chairs of the Planning Commission and Board of Architectural Review regarding amendments to the Telecommunications Ordinance and related

processing and permitting of telecommunication facilities. (EST. TIME: 20 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Continued, as follows: September 25, 2001. Directed staff to return with a summary of the Planning Commission's actions, as well as, a status report on all pending wireless applications.

The motion carried unanimously.

8) PLANNING AND DEVELOPMENT

File Reference No. 01-00919

HEARING - Consider the Tremigo/Modoc Condominium General Plan Initiation Appeal located at the southeast corner of Hollister Avenue and Modoc Road, addressed as 4385 Hollister Avenue, Goleta area, Second District, as follows: (EST. TIME: 2 HRS.)

a) Decline to initiate an amendment to the Comprehensive Plan Land Use Element, Goleta Community Plan from Neighborhood Commercial to Residential 20 units per acre;

b) Direct staff to initiate, at the Director level if requested by the applicant, an amendment to the Comprehensive Plan Land Use Element, Goleta Community Plan from Neighborhood Commercial (CN) to Residential 1.8 units per acre, with an Affordable Housing Overlay (AHO) of Residential, 16 units per acre and a rezone from CN to Residential, 20,000 square foot minimum lot size (20-R-1) with an AHO of Design Residential 16 units per acre (DR-16) and provide direction regarding project percentage of affordable units and income level targets.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

A motion was made by Supervisor Rose, seconded by Supervisor Urbanske, that this matter be Acted on as follows: a) Declined. Directed staff to work with the applicant to develop project in line with Planning Commission's and Board of Supervisor's direction.

b) Approved with the following language changes: Delete the following wording in the last sentence:

[and provide direction regarding project percentage of affordable units and income level targets.]

Replace with the following language:

[at 50% affordability, 30 year term or equivalent AHO program that may be in place at the time of project processing.]

The motion carried unanimously.

**Adjourn to September 4, 2001**

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

**Announcements**

**<http://www.co.santa-barbara.ca.us>**

