

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

## **ACTION SUMMARY**

**December 03, 2002**

**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 and Supervisor Urbanske

Absent: Supervisor Gray

**Invocation: Kenneth A. Pettit, County Clerk-Recorder-Assessor**

### **Report from Closed Session**

No reportable action taken. County Counsel announced the following:

County Counsel announced that the United States Court of Appeals for the Ninth Circuit affirmed the trial court decision upholding the right of the State to review a proposal by the U.S. Minerals Management Service to suspend 36 undeveloped oil and gas leases located offshore of Santa Barbara County in California v. Norton.

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

**Approval of Minutes of the November 26, 2002 meeting**

**Approval of Minutes of the November 18, 2002 meeting**

A motion was made by Supervisor Rose, seconded by Supervisor Urbanske, to Approve the Minutes. The motion carried by the following vote:

Ayes: 3 - Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Abstentions: 1 - Supervisor Schwartz  
Absent: 1 - Supervisor Gray

### **Administrative Agenda**

#### **Resolution to be Presented at 9:00 AM**

A-1) **SUPERVISOR ROSE**

[File Reference No. 02-01212](#)

Adopt a Resolution of Commendation for Kenneth A. Pettit, Santa Barbara County Clerk-Recorder-Assessor, upon his retirement after 37 years of service.

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

**RESOLUTION NO. 02-429**

**The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

**Resolutions to be Presented to be presented at 2:00 PM.****A-2) SUPERVISOR MARSHALL**[File Reference No. 02-01199](#)

Adopt a Resolution of Commendation for Rick Howell, Public Works Department, upon his retirement after 33 years of service to the County of Santa Barbara.

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

**RESOLUTION NO. 02-430**

**The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske

Absent: 1 - Supervisor Gray

**Honorary Resolutions****A-3) SUPERVISOR GRAY**[File Reference No. 02-01209](#)

Adopt a Resolution of Commendation for Patricia A. 'Pat' Eggleton for 25 years of dedicated service to education in the Santa Maria Valley.

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

**RESOLUTION NO. 02-431**

**The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske

Absent: 1 - Supervisor Gray

**Administrative Items****A-4) PLANNING AND DEVELOPMENT**[File Reference No. 02-01208](#)

Set a hearing to consider the Massey and Pulice appeals (Case Nos 02APL-00000-00033 [Massey] and 02APL-00000-00034 [Pulice]) of the Planning Commission's decision regarding the Ellwood Quarry Revised Conditional Use Permit located on Ellwood Ranch about one-half mile north of Cathedral Oaks Road (APN 079-100-017), Goleta area, Third District.

**A motion was made by Supervisor Rose, seconded by Supervisor Schwartz, that this matter be Set for a hearing, as follows: January 21, 2003 (EST. TIME: 120 MIN.) The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske

Absent: 1 - Supervisor Gray

**A-5) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT**[File Reference No. 02-01201](#)

Approve and execute an Easement Deed conveying an easement for bikeway and recreation purposes to the City of Santa Maria, located off McCoy Lane (APN 111-510-056), Fifth District.

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

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

A-6) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 02-01210](#)

Approve a Notice of Completion for the Blosser Channel Improvement Project SM9901, Fifth District, as follows:

a) Accept a Notice of Completion for work performed by JP Donovan Construction Inc. (not a local vendor) and authorize the Clerk of the Board to record;

b) Adopt a Resolution establishing the final quantities for work performed and materials supplied for the project, in the amount of \$841,778.11.

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

**a) Accepted.**

**b) Adopted.**

**RESOLUTION NO. 02-432**

**The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

A-7) COUNTY EXECUTIVE OFFICE [File Reference No. 02-01207](#)

Adopt a resolution providing for the negotiated exchange of property tax revenues pertaining to the Robinson Reorganization, an annexation to the City of Santa Maria and detachment from the Santa Barbara County Fire Protection District.

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

**RESOLUTION NO. 02-433**

**The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

A-8) COUNTY EXECUTIVE OFFICE [File Reference No. 02-01214](#)

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

**A motion was made by Supervisor Rose, seconded by Supervisor Schwartz, that this matter be Approved. The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

A-9) COUNTY CLERK-RECORDER-ASSESSOR [File Reference No. 02-01052](#)

Appoint Directors of Special District in lieu of election, as recommended by the Santa Maria Valley Water Conservation District.

**A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Continued, as follows: January 14, 2003 in Santa Maria. The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

A-10) FIRE [File Reference No. 02-01194](#)

Authorize the Purchasing Agent to procure firefighter protective clothing and equipment from Allstar Fire Equipment (not a local vendor), in the amount of approximately \$275,000, without being required to conduct a formal bid process.

**A motion was made by Supervisor Rose, seconded by Supervisor Schwartz, that this matter be Authorized. The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

A-11) FIRE [File Reference No. 02-01195](#)

Authorize the Purchasing Agent to procure fire shelters from General Services Administration (not a local vendor), in the amount of approximately \$34,000, without being required to conduct a formal bid process.

**A motion was made by Supervisor Rose, seconded by Supervisor Schwartz, that this matter be Authorized. The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

A-12) FIRE [File Reference No. 02-01196](#)

Authorize the Purchasing Agent to procure breathing apparatus and maintenance equipment from Bauer Compressors Inc., (not a local vendor) in the amount of approximately \$136,000, without being required to conduct a formal bid process.

**A motion was made by Supervisor Rose, seconded by Supervisor Schwartz, that this matter be Authorized. The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

A-13) FIRE [File Reference No. 02-01197](#)

Authorize the Purchasing Agent to procure Hurst hydraulic rams and cutting equipment from L.N. Curtis & Sons (not a local vendor), in the amount of approximately \$92,000, without being required to conduct a formal bid process.

**A motion was made by Supervisor Rose, seconded by Supervisor Schwartz, that this matter be Authorized. The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

A-14) FIRE and OFFICE OF EMERGENCY SERVICES [File Reference No. 02-01202](#)

Adopt a resolution authorizing certain employees to execute applications and documents for the purpose of obtaining financial assistance through the Department of Justice, Office of Justice Programs, Office of State and Local Preparedness (OJP) combined Fiscal year 2000-01 State

Domestic Preparedness Equipment Program and the future third cycle of the OJP funding for the next Fiscal Year, which the State will release in the next three months.

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

**RESOLUTION NO. 02-434**

**The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske

Absent: 1 - Supervisor Gray

A-15)

GENERAL SERVICES

[File Reference No. 02-01189](#)

Consider recommendations regarding the District Attorney Building (Project F02001/8615), First District, as follows:

- a) Award a Construction Contract in the amount of \$4,963,000, to Carroll Construction Company, Inc. (a local vendor), subject to the provisions of the documents and certifications as set forth in the plans and specifications applicable to the project and as required by California Law;
- b) Authorize the Chair to execute the Construction Contract upon return of the contractor's executed contract 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.

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

**a) Approved.**

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

**c) Authorized.**

**The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske

Absent: 1 - Supervisor Gray

A-16)

GENERAL SERVICES

[File Reference No. 02-01192](#)

Approve and execute the Supplemental Lease Agreement No. 7 between the United States of America, Department of Veterans Affairs (hereinafter "VA") and the County of Santa Barbara, for the VA's continued use of the medical facility located at 4440 Calle Real, in the unincorporated area of Santa Barbara County, extending the lease term through March 31, 2004, for an annual rental amount of \$622,811.25.

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

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske

Absent: 1 - Supervisor Gray

A-17) GENERAL SERVICES[File Reference No. 02-01193](#)

Approve a Notice of Completion for the Department 13 Remodel for the Sheriff Civil Division (Project No. F00782/8639) and authorize the Clerk of the Board to record.

**A motion was made by Supervisor Rose, seconded by Supervisor Schwartz, that this matter be Approved. The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

A-18) PLANNING AND DEVELOPMENT[File Reference No. 02-01190](#)

Adopt a Personnel Resolution, effective December 9, 2002, adding a 0.80 FTE Board Assistant Specialist (Class 001347) Range 4920 (\$2,822-\$3,445 per month).

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

**RESOLUTION NO. 02-435**

**The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

A-19) PUBLIC HEALTH[File Reference No. 02-01204](#)

Approve and execute the Standard Agreement with the State Department of Health Services, Sexually Transmitted Disease (STD) Control Branch for the Chlamydia Screening Project for the period of October 1, 2002 through September 30, 2003, in the amount of \$40,000.

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

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

A-20) PUBLIC WORKS[File Reference No. 02-01200](#)

Review and approve the Statement of Final Quantities for work performed and materials supplied by John Madonna Construction (not a local Vendor) for Construction of Tajiguas Landfill 48" West Side Storm Drain Relocation (County Project No. 720620), in the amount of \$156,619.90, Third District.

**A motion was made by Supervisor Rose, seconded by Supervisor Schwartz, that this matter be Approved. The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

A-21) PUBLIC WORKS[File Reference No. 02-01203](#)

Consider recommendations regarding construction of Safe Route To School Concrete Sidewalks and Pathway Improvements at Various Locations (County Project No. 862246) Third, Fourth and Fifth Districts, as follows:

a) Approve the Project and Notice of Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the project;

b) Authorize the Director of Public Works to advertise for construction bids for the Safe Route To School Project.

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

**a) Approved.**

**b) Authorized.**

**The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske

Absent: 1 - Supervisor Gray

A-22)

**PUBLIC WORKS**

[File Reference No. 02-01206](#)

Approve the release of a Monument Deposit in the amount of \$3,000 posted for Tract No. 14,387, Phase III (Mountain View Ranch), collected to guarantee the setting of the interior monumentation, Third District.

**A motion was made by Supervisor Rose, seconded by Supervisor Schwartz, that this matter be Approved. The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske

Absent: 1 - Supervisor Gray



## Hearing Requests

### A-23) COUNTY EXECUTIVE OFFICE

[File Reference No. 02-01213](#)

Set a hearing to consider the appointment and/or reappointment of two public members to the Retirement Board of the Santa Barbara County Employees' Retirement System.

**A motion was made by Supervisor Rose, seconded by Supervisor Schwartz, that this matter be Set for a hearing, as follows: December 10, 2002 in Santa Maria (EST. TIME: 10 MIN.) The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

### A-24) HUMAN RELATIONS COMMISSION

[File Reference No. 02-01211](#)

Set a hearing to present the 2002 Human Relations Commission awards. (2:00 PM TIME CERTAIN)

**A motion was made by Supervisor Rose, seconded by Supervisor Schwartz, that this matter be Set for a hearing, as follows: January 21, 2003 (EST. TIME: 30 MIN.) The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

### A-25) GENERAL SERVICES

[File Reference No. 02-01191](#)

Consider recommendations regarding Southern California Edison Company's Application for a Public Electric Franchise First, Second and Third Districts, as follows:

- a) Receive and file Southern California Edison Company's application for a franchise;
- b) Adopt the Notice and Resolution of Intent to Grant a Public Electric Franchise to Southern California Edison Company for thirty (30) year term, pursuant to the Franchise Act of 1937;
- c) Set a hearing to consider the introduction (First Hearing) of an ordinance for a thirty (30) year term, pursuant to the Franchise Act of 1937 which grants a public franchise to Southern California Edison to construct, alter, operate and maintain a system for the distribution and transmission of electricity within the unincorporated territory of Santa Barbara County (4/5th Vote Required).

**A motion was made by Supervisor Rose, seconded by Supervisor Schwartz, that this matter be Acted on and continued, as follows: a) Received and Filed.**

**b) Adopted.**

**RESOLUTION NO. 02-436**

**c) Hearing set for January 7, 2003 (EST. TIME: 5 MIN.)**

**The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

### A-26) PLANNING AND DEVELOPMENT

[File Reference No. 02-01198](#)

Set a hearing to consider execution of a contract for services with the Land Trust for Santa Barbara County in the amount of \$1,008,000. These funds would contribute 5/6s of the costs to purchase two easements that help to conserve agriculture, natural resources, and scenic amenities on the Gaviota coast. Funds available for this contract come from two AB 1431 grants (totaling \$500,000) and two Coastal Resources Enhancement Fund (CREF) grants (totaling \$508,000).

A motion was made by Supervisor Rose, seconded by Supervisor Schwartz, that this matter be Set for a hearing, as follows: December 10, 2002 in Santa Maria (EST. TIME: 20 MIN.) The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

### **Approval of Administrative Agenda**

A motion was made by Supervisor Rose, seconded by Supervisor Schwartz, to Approve the Administrative Agenda. The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

[File Reference No. 02-00025](#)

### **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) (02-00,025)**

**RE: Presentation of CSAC Challenge Award, in recognition of the County Fire Department Fire Safety Outreach Program, to the Board of Supervisors - Fire Chief John Scherrei addressed the Board.**

**RE: Affordable Housing and the Homeless Community - Sister Janet Corcoran addressed the Board.**

**RE: Ranching and Farming Issues - Ernest Armenta addressed the Board.**

**RE: Introduction of David Brandon Meisel, Righetti High School Senior, as Fifth District Supervisor of the Day - Fifth District Supervisor Tom Urbanske addressed the Board.**

**RE: Teen Court Bailiff - Fifth District Supervisor of the Day, David Brandon Meisel addressed the Board.**

**RE: Jury Pay - Floyd Meyer addressed the Board.**

**RE: Introduction of Edwin Moses, the New County Director of Housing and Community Development - County Administrator Michael F. Brown addressed the Board.**

**Departmental Agenda -- Public Hearings**1) **PLANNING AND DEVELOPMENT**[File Reference No. 02-01096](#)

HEARING - Consider the request of Wright Watling, for Casitas Hosmer, for a 50% refund of Planning and Development's permit processing fees for Quinta Isabella, a 16 unit, 50% affordable housing project in the Montecito Planning Area, (APN 009-060-049) located on the west side of San Ysidro Road, approximately 300 feet south of the intersection of San Ysidro Road and East Valley Road in the amount of \$24,089.10, Montecito area, First District.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Urbanske, that this matter be Continued, as follows: January 7, 2003. The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

2) **COUNTY EXECUTIVE OFFICE**[File Reference No. 02-01143](#)

HEARING - Consider adoption of the 2003 Board of Supervisors' schedule of meeting dates and locations. (EST. TIME: 10 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

**Adopted the 2003 Board of Supervisors schedule of meeting dates and locations as amended. Directed staff to delete the meeting of June 10, 2003 to allow for annual budget hearings.**

**The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

3) **PUBLIC WORKS**[File Reference No. 02-00981](#)

MISSION CANYON SEWER DISTRICT - HEARING - Authorize the District to prepare a study to assess the feasibility of extending a sewer main line in Tunnel Road, in the amount of approximately \$17,500, First District. (EST. TIME: 10 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

**A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Authorized. The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

4) **COUNTY COUNSEL and PLANNING AND DEVELOPMENT**[File Reference No. 02-01020](#)

HEARING - Consider recommendations regarding the Naples Memorandum of Understanding, Third District, as follows: (1 HR. 30 MIN.)

a) Receive the executed Naples Memorandum of Understanding ("MOU") and a report on the submittal of applications to develop five inland Naples lots;

b) Authorize the Chair to execute the First Amendment to the Naples MOU, which would require evaluation of any additional development applications for remaining inland Naples lots in the comprehensive environmental review for the Coastal Project.

**COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY**

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

**Conducted public hearing and continued matter to January 21, 2003. Public hearing closed. Testimony on January 21, 2003 will be limited to new information.**

**The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

5) **SUPERVISOR SCHWARTZ**

[File Reference No. 02-01159](#)

HEARING - Consider changes to the time and place for meetings of the Montecito Board of Architectural Review and the proposed cost recovery fee. (EST. TIME: 20 MIN.)

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

**Conceptually approved. Directed staff to return to the Board for ordinance amendments as necessary.**

**The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

6) **PLANNING AND DEVELOPMENT**

[File Reference No. 02-01187](#)

HEARING - Consider the adoption of a fee resolution amending the Land Development Fee Schedule to add a fee for the Montecito Board of Architectural Review. (EST. TIME: 10 MIN.)

**COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY**

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

**RESOLUTION NO. 02-437**

**The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske  
Absent: 1 - Supervisor Gray

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

7) **GENERAL SERVICES**

[File Reference No. 02-01205](#)

HEARING - Consider recommendations regarding the Santa Maria 90-bed Expansion and Juvenile Court Project (Project No. G20411/8614-8621) located at 812 E. Foster Rd., Santa Maria, Fifth District, as follows: (EST. TIME: 15 MIN.)

- a) Award a Construction Agreement in the amount of \$13,121,000 to A.J. Diani (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;
- b) Authorize the Chair to execute the contract upon return of the contractor's executed contract 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.

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

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

**The motion carried by the following vote:**

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske

Absent: 1 - Supervisor Gray

8) **PLANNING AND DEVELOPMENT**

[File Reference No. 02-01042](#)

HEARING - Consider the Dilworth appeal of the Planning Commission's decision regarding the initiation of a processing path to consider the Four Seasons Biltmore Hotel & Breakers Club and Spa, located at 1189 Hill Road (APN 009-352-031 and 009-351-011), Montecito area, First District, as follows: (EST. TIME: 2 HRS. 30 MIN.)

- a) Adopt the Resolution of Initiation (Attachment A to the Board Letter dated December 3, 2002) and initiate a Local Coastal Plan (LCP) Amendment to:
  - i) Change the Coastal Land Use and zoning designations of the Breakers Club and Spa property from Residential to Resort/Visitor Serving Commercial (C-V);
  - ii) Amend the Montecito Community Plan Policies regarding commercial land uses.

Initiation of the proposed amendments will allow environmental analysis to take place so that the public and the county may review potential impacts of the proposed Breakers Club and Spa prior to consideration for adoption.

## COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

a) Declined to adopt a resolution of initiation (Attachment A of Planning and Development Board Letter dated December 3, 2002.) and declined to initiate related Local Coastal Plan amendment.

The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske

Absent: 1 - Supervisor Gray

9)

COUNTY COUNSEL

[File Reference No. 02-01033](#)

HEARING - Consider the adoption of a resolution proclaiming the Coral Casino Beach and Cabana Club, located at 1260 Channel Drive (APN 009-353-15), a historic landmark, under Chapter 18A of the Santa Barbara County Code, Montecito area, First District. (EST. TIME: 1 HR.)

## COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

Conducted public hearing and adopted Resolution proclaiming the Coral Casino Beach and Cabana Club a Historic Landmark. Directed staff to delete Condition 2. "C" on page 3 of the proposed Resolution as follows: "That no buildings or structures exposed to public view from Channel Drive may be placed, erected, moved in, altered, enlarged or removed (other than normal maintenance and repair work without approval, with reasonable conditions imposed, where deemed necessary, by the historic landmarks advisory commission, first had and obtained".

## RESOLUTION NO. 02-438

The motion carried by the following vote:

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall and Supervisor Urbanske

Absent: 1 - Supervisor Gray

**Adjourn to December 10, 2002****Betteravia Government Center****Board Hearing Room****511 East Lakeside Parkway****Santa Maria****Adjourn****Announcements**

THE MEETING OF DECEMBER 3, 2002 WILL BE TELECAST LIVE ON GOVERNMENT ACCESS TV CHANNEL 20 AT 9:00 A. M., AND WILL BE REBROADCAST ON THE FOLLOWING THURSDAY, DECEMBER 5, 2002 AT 5:00 P.M. ON GATV CHANNEL 20.

THE LAST MEETING OF THE YEAR WILL BE HELD DECEMBER 10, 2002. THE BOARD WILL NOT MEET ON DECEMBER 17, DECEMBER 24 OR DECEMBER 31, 2002. THE NEXT REGULAR MEETING WILL BE TUESDAY, JANUARY 7, 2003 IN SANTA BARBARA.

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