

BOARD OF SUPERVISORS

County of Santa Barbara



First District - Salud Carbajal, Chair
Second District - Janet Wolf
Third District - Brooks Firestone
Fourth District - Joni Gray
Fifth District - Joseph Centeno, Vice Chair

AGENDA

Tuesday, February 26, 2008

**BETTERAVIA GOVERNMENT CENTER
BOARD HEARING ROOM
511 EAST LAKESIDE PARKWAY, SANTA MARIA**

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.

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

Persons may address the Board of Supervisors in person or by using the remote video testimony system located at the County Administration Building, Board Hearing Room, Fourth Floor, 105 East Anapamu Street, in Santa Barbara or at the Betteravia Government Center, Board Hearing Room, 511 East Lakeside Parkway, Santa Maria. Persons may address the Board on any matter listed on the agenda by completing and delivering to the Clerk a speaker slip before the item is considered. Matters not listed on the agenda may be addressed during the public comment period at the conclusion of the administrative agenda. Further information on agenda items can be obtained in the Clerk of the Board Office, Room 407, in the County Administration Building in Santa Barbara.

Board Meeting Procedures

The Board of Supervisors is the legislative body for the County of Santa Barbara. Persons are encouraged to attend and testify before the Board on any matter appearing on the agenda. Correspondence to the Board regarding items appearing on the agenda should be directed to the Clerk of the Board, 105 East Anapamu Street, Room 407, Santa Barbara CA 93101. For information regarding the meetings of the Board of Supervisors including specific meeting times contact the Clerk of the Board at (805) 568-2240. Procedures for the conduct of the meetings of the Board of Supervisors can be found in Board Resolutions 03-282 (General) and 91-333 (Land Use).

The schedule of the Board of Supervisors, meeting agendas, supplemental hearing materials and minutes of the Board meetings are available on the Internet at: www.countyofsb.org

Board Meetings are televised live on County of Santa Barbara TV channel 20. For information about obtaining a videotape of a public hearing or a schedule of CSBTV broadcasts please call (805) 568-3427.

Disability Access

The Board of Supervisors Hearing Room in Santa Barbara is located on the Fourth Floor of the County Administration Building, 105 East Anapamu Street. The Hearing Room is wheelchair accessible. Accessible public parking is available behind the County Administration Building and in City Parking Lot #6 located at the corner of Anacapa Street and Anapamu Street.

The Board of Supervisors Hearing Room in Santa Maria is located at the Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria. The Hearing Room is wheelchair accessible. Accessible public parking is available at the Betteravia Government Center.

American Sign Language interpreters, Spanish language interpretation and sound enhancement equipment may be arranged by contacting the Clerk of the Board of Supervisors by 4:00 p.m. on Friday before the Board meeting. For information about these services please contact the Clerk of the Board at (805) 568-2240.

Closed Session

The Board of Supervisors conducts a Closed Session every Tuesday between 8:00 A.M. and 9:00 A.M. and between 1:00 P.M. and 2:00 P.M. as necessary. Closed Sessions are not open to the public. Matters discussed during Closed Session include existing and pending litigation, personnel matters and real property negotiations. Actions taken by the Board during Closed Session will be announced during open session (Gov. Code Sections 54957.1(a) & (b), Ralph M. Brown Act). The Closed Session agenda is posted as an addendum to the Board's agenda each Friday in the Office of the Clerk of the Board. For information related to Closed Session announcements please contact County Counsel at (805) 568-2950.

7:50 A.M. Convene and Recess to Closed Session

9:00 A.M. Reconvene to Regular Session

Roll Call

Pledge of Allegiance

Report from Closed Session

- 1) COUNTY COUNSEL
Closed Session Agenda

[File Reference No. 08-00176](#)

Approval of Minutes of the February 19, 2008 meeting

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 11:45 A.M.

- A-1) SUPERVISOR CARBAJAL

[File Reference No. 08-00174](#)

Adopt a Resolution proclaiming February 2008 as California Grand Jury Awareness Month in Santa Barbara County.

- A-2) SUPERVISOR GRAY

[File Reference No. 08-00102](#)

Adopt a Resolution proclaiming the month of February 2008 as Black History Month in Santa Barbara County.

Legislative History

2/5/08 BOARD OF SUPERVISORS Adopted
RESOLUTION NO. 08-026

Administrative ItemsA-3) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 08-00137](#)

Consider recommendations regarding the Telecare Homeless Program Contract, as follows:

a) Approve and authorize the Chair to execute a contract with Telecare Corporation (not a local vendor) to provide mental health services to seriously mentally ill adults who are currently homeless, at risk of homelessness, or are living in substandard housing for the period of July 1, 2007 through June 30, 2008, in an amount not to exceed \$1,375,000.

b) Authorize the Director of ADMHS to approve amendments to the proposed contract, provided that any such amendments do not exceed ten percent (10%) of the contract's dollar amount.

Legislative History

2/12/08 BOARD OF SUPERVISORS Continued, as follows:
February 26, 2008 in Santa Maria.

A-4) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 08-00138](#)

Consider recommendations regarding the Mental Health Services Act (MHSA) 3 Year Contract Acceptance, as follows:

a) Authorize the Director of Alcohol, Drug & Mental Health Services to execute the agreement (07-77342-000) accepting the Mental Health Services Act Award for the provision of Mental Health Services in the amount of \$11,294,323 from the California Department of Mental Health for the period of July 1, 2004 through June 30, 2008.

b) Designate the Director of Alcohol, Drug & Mental Health Services as fiscal and programmatic administrative agent for purposes of this agreement.

Legislative History

2/12/08 BOARD OF SUPERVISORS Continued, as follows:
February 26, 2008 in Santa Maria.

A-5) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 08-00159](#)

Adopt a resolution effective March 10, 2008 converting employees hired on or after October 10, 1994 who are in Plan 1B and represented by the Service Employees International Union Local 620 (Local 620), the Service Employees International Union Local 535 (Local 535), the Engineers and Technicians Association (ETA), and unrepresented Confidential Employees in Bargaining Unit 32 from "full rates" to "half rates" and changing the Final Average Salary period for affected employees from one year (FAS-1) to three years (FAS-3). This action is part of the required process necessary to implement changes previously adopted by the Board.

(Set Hearing for 2/26/2008. Time estimate minutes.)

Legislative History

2/19/08 BOARD OF SUPERVISORS Continued, as follows:
February 26, 2008 in Santa Maria.

- A-6) PLANNING AND DEVELOPMENT [File Reference No. 08-00169](#)
Approve and authorize the Chair to execute the professional services contract with Aspen Environmental Group, to complete the EIR for the Lompoc Wind Energy Project, increasing by \$166,860.79 the original purchase order number CN06785 for \$100,000 with a new Not-to-Exceed amount of \$266,860.79 (which includes a 15% contingency), for the period beginning February 26, 2008, and ending August 30, 2008, Third and Fourth Districts.
- A-7) PUBLIC WORKS [File Reference No. 08-00165](#)
Consider recommendations regarding the vacation, quitclaim and sale of an unused portion of the Tivola Street Right-of-Way adjacent to APN 143-330-012 in Santa Ynez, Third District, as follows:
- a) Approve the Notice of Exemption pursuant to California Environmental Quality Act guidelines;
 - b) Authorize the Chair to execute the Real Property Sale Contract;
 - c) Authorize the Chair to execute the Summary Order to Vacate; and
 - d) Authorize the Chair to execute the Quitclaim Deed.
- A-8) PUBLIC WORKS [File Reference No. 08-00166](#)
Consider recommendations regarding the Hummel Drive Extension, County Project No. 420195, Fourth District, as follows:
- a) Accept the Permanent Easement Deeds from Homesuites, LLC. owner of APN 107-270-012 and Hummel Village II, LLC. owner of APN 107-270-003, by authorizing the Clerk of the Board to execute the Certificate of Acceptance attached to the deeds regarding the Hummel Drive Extension, County Project No. 420195, State Project No. RPLS 5951(096); and
 - b) Authorize the Chair to execute the Real Property Purchase Contract and Escrow Instructions (Permanent Easement) between the County of Santa Barbara and Jose Luis H. Pacheco and Esperanza Mary Limon, owners of APN 107-290-008 and Tony Lewotsky and Patsy Nann Lewotsky, owners of APN 107-290-006, for the purpose of acquiring a public road easement in connection with the Hummel Drive Extension project, in the amount of compensation of \$36,500.00 and \$35,200.00 respectively.
- A-9) PUBLIC WORKS [File Reference No. 08-00170](#)
Authorize the Director of Public Works to advertise for construction of the Ballard Canyon Landfill Water System Improvements, County Project No. 828355, Third District.
- A-10) SOCIAL SERVICES [File Reference No. 08-00164](#)
Consider recommendations regarding an Amendment to the Child Welfare Services Outcome Project with Community Action Commission for Home Connection Finder Services, as follows:
- a) Approve and authorize the Chair to execute Amendment No. 2 with Community Action Commission for the purpose of providing Home Connection Finder services by an additional \$95,000 for the period January 1, 2007 through June 30, 2009 for a total contract in the amount of \$372,889; and

b) Authorize the Director of the Department of Social Services to approve future amendments to the aforementioned contracts, provided that any such amendments to the contracts are not in variance of 10% of the contract's dollar amount.

Hearing Requests

A-11) COUNTY COUNSEL [File Reference No. 08-00161](#)

Set hearing to consider and approve the adoption of a resolution revising Resolution No. 95-450 and the proposed Amendment No. 14 to the Santa Barbara County Single Comprehensive Conflict of Interest Code for County "Local Agencies" (Single Code), as follows:

a) Adopt a resolution that amends Exhibit A-2 of Resolution No. 95-450 by designating Exhibit A-2 as Exhibit A-10, which amendment adds the Santa Barbara County Agricultural Preserve Committee to the Single Code; and

c) Approve the proposed Amendment No. 14 to the Single Code adopted by the Santa Barbara County Clerk-Recorder-Assessor for agencies specified in Resolution No. 95-450.

[SET ON ADMINISTRATIVE AGENDA]

(Set Hearing for 3/4/2008. Time estimate 5 minutes.)

A-12) COUNTY COUNSEL [File Reference No. 08-00162](#)

Set hearing to consider and approve the amendment to the Conflict of Interests Code ('Code') of the Santa Barbara County Education Office ("Education Office"), as follows:

a) Approve the proposed amendment to the Education Office's Code; and

b) Revise the disclosure category in the Code set forth in Category 1(A) of Exhibit B for real property by increasing the amount of the reportable interests in real property from \$1,000 to \$2,000.

[SET ON ADMINISTRATIVE AGENDA]

(Set Hearing for 3/4/2008. Time estimate 5 minutes.)

A-13) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 08-00173](#)

Consider recommendations regarding the 2008 Service Awards and Hearings, as follows:

a) Adopt a Resolution officially recognizing employees with 10, 15, 20, 25, 30, and 35 years of service achieved in 2007 and present service awards to County employees in categories of 30 years of service and over and department heads and elected officials in categories of 10 years of service and over;

b) Set hearing for March 4, 2008 to award County service pins to eligible County employees with 30 and 35 years of service at the Santa Barbara meeting of the Board of Supervisors; and

c) Set hearing for March 11, 2008 to award County service pins to eligible County employees with 30 and 35 years of service at the Santa Maria meeting of the Board of Supervisors.

(Set Hearing for 3/4/2008. Time estimate 20 minutes.)

A-14) PLANNING AND DEVELOPMENT[File Reference No. 08-00163](#)

Set hearing for March 11, 2008 to consider the request for initiation of the Gaffaney General Plan Amendment (Case No. 06GPA-00000-00015 filed by the applicant), located on Tularosa Road (APN's 099-650-001, -002, -003, -004, -005, -010, -011, -012, -013) in the Cebada Canyon area, Lompoc, Fourth District, as follows:

a) Decline to initiate the formal review process for the Gaffaney General Plan Amendment (Case No. 06GPA-00000-00015). The subject site lies on both sides of Tularosa Road where it becomes a private road, north of La Purisima Golf Course; or

b) If the Board of Supervisors determines that the general plan amendment request should proceed, it is recommended that all similar projects in this region of the County be considered within the context of a community-based "Visioning" process performed for the Lompoc/Mission Hills/Vandenberg Village region. This "Visioning" process would address the potential for intensification of development and land use alternatives for this region of the County; or

c) As a final option, the Board could accept the proposed General Plan Amendment request, without regard to a "Visioning Process", and direct staff to initiate the formal review process for this individual project. Under this alternative, the companion Zone Change and Tentative Parcel/Tract Map applications would ultimately be accepted for processing.
(Set Hearing for 3/11/2008. Time estimate 120 minutes.)

A-15) PLANNING AND DEVELOPMENT[File Reference No. 08-00167](#)

Set hearing at the request of Mr. and Mrs. Jourdi DeWerd, owners, to consider Case No. 07RZN-00000-00015 for approval of a consistency rezone on three parcels (APN's 133-151-050, -051, -052), from General Agriculture, 40-acre minimum lot area (40-AG) under Zoning Ordinance No. 661, to Agriculture II, 40-acre minimum lot area (AG-II-40) under § 35.104 of the County Land Use Development Code, located north of State Hwy. 154 at Foxen Canyon Rd., in the Los Olivos area, Third District, as follows:

a) Adopt the required findings for 07RZN-00000-00015 as specified in Attachment A of the Planning Commission action letter dated November 28, 2007, including CEQA findings;

b) Accept the exemption dated November 6, 2007, pursuant to CEQA § 15061(b)(3) and 15305; and

c) Adopt a Zoning Map Amendment for APN's 133-151-050, -051, -052, amending the Inland Zoning Map for the Santa Ynez Valley Rural Region Zoning District.
(Set Hearing for 3/11/2008. Time estimate 30 minutes.)

A-16) PLANNING AND DEVELOPMENT[File Reference No. 08-00171](#)

Set hearing to consider recommendations regarding the 2008-2009 Annual Work Program and Mid-Year Report for Land Use Planning Projects and Policy Initiatives, as follows

a) Receive and file the 2008-2009 Annual Work Program and Mid-Year Report for Land Use Planning Projects and Policy Initiatives;

b) Consider recommendations from the Planning Commission; and

c) Direct staff to continue work on current projects, required services and operations management and implement new potential projects recommended by the Planning Commission.
(Set Hearing for 3/11/2008. Time estimate 60 minutes.)

A-17) PUBLIC WORKS

[File Reference No. 08-00168](#)

Set Hearing to consider endorsing the proposed North County and South Coast Measure D - 2008 Investment Plans to be presented by Santa Barbara County Association of Government's staff.
(Set Hearing for 3/11/2008. Time estimate 30 minutes.)

Administrative Item

A-18) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES

[File Reference No. 08-00175](#)

Consider the recommendation regarding the bid waiver request for Cognos software aquisition, as follows:

Authorize the County Purchasing Manager, without requiring a Formal Bid Process, to procure data analysis and reporting software from Cognos Corporation, an IBM Corporation subsidiary (not a local vendor) for a total amount not to exceed \$192,097.50.

Approval of Administrative Agenda

Public Comment Period

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 03-282) (08-00001)

WHEN TESTIFYING BEFORE THE BOARD OF SUPERVISORS, PERSONAL ATTACKS AND OTHER DISRUPTIVE BEHAVIOR IS NOT APPROPRIATE.

Departmental Agenda
Planning Items and Public Hearings

Department requests the withdrawal of Departmental Item No. 1)

1) PLANNING AND DEVELOPMENT

[File Reference No. 08-00114](#)

HEARING - Consider the Geyer appeal of the Planning Commission's December 5, 2007 approval of the El Colegio Road Widening Project, Case Nos. 07DVP-00000-00008 & 07CUP-00000-00015, located in the Isla Vista Area, Third District, as follows: (EST. TIME: 1 HR.)

a) Deny the appeal, Case No. 07APL-00000-00042, thereby upholding the Planning Commission's approval;

b) Adopt the findings for approval of Case Nos. 07DVP-00000-00008 & 07CUP-00000-00015, as shown in the Planning Commission Action Letter dated December 10, 2007;

c) Approve the Revised Negative Declaration, Case No. 07NGD-00000-00030 and adopt the mitigation monitoring program contained therein; and

d) Grant de novo approval of Case Nos. 07DVP-00000-00008 & 07CUP-00000-00015, subject to the conditions of approval as revised and shown in the Planning Commission Action Letter dated December 10, 2007.

Legislative History

2/5/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
February 26, 2008 in Santa Maria (EST. TIME: 60 MIN.)

Department requests the continuance of Departmental Item No. 2) to April 1, 2008.

2) PLANNING AND DEVELOPMENT

[File Reference No. 08-00135](#)

HEARING - Consider the Santa Ynez Band of Chumash Indians' Appeal (Case No. 07APL-00000-00029) of the County Planning Commission's August 22, 2007 denial 07APL-00000-00012 of the Zoning Administrator's approval of the Herthel-Montanaro Lot Line Adjustment (Case No. 05LLA-00000-00015) located at 2531 Grand Avenue (portion of APNs 135-240-079 and -080) in the Los Olivos Area, Third District, as follows: (EST. TIME: 90 MIN.)

a) Adopt the required findings for the project specified in the Planning Commission action letter dated January 18, 2008, including the Mitigated Negative Declaration 06NGD-00000-00029;

b) Deny the appeal, 07APL-00000-00029, thereby upholding the Planning Commission's denial of 07APL-00000-00012 of the Zoning Administrator's approval of 05LLA-00000-00015; and

c) Grant de novo approval of Case No. 05LLA-00000-00015 subject to the conditions specified in the Planning Commission action letter.

Legislative History

2/12/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
February 26, 2008 in Santa Maria (EST. TIME: 90 MIN.)

Department requests the continuance of Departmental Item No. 3) to April 1, 2008.3) PLANNING AND DEVELOPMENT[File Reference No. 08-00136](#)

HEARING - Consider the Santa Ynez Band of Chumash Indians' Appeal (Case No. 08APL-00000-00004) of the County Planning Commission's January 9, 2008 approval of the Herthel "4" Lot Line Adjustment (Case No. 05LLA-00000-00016) located on Grand Avenue (AP Nos. 135-180-007 and 135-200-004) in the Los Olivos Area, Third District, as follows: (EST. TIME: 60 MIN.)

- a) Adopt the required findings for the project specified in the Planning Commission action letter dated January 18, 2008, including the Mitigated Negative Declaration 07NGD-00000-00039;
- b) Deny the appeal, 08APL-00000-00004, thereby upholding the Planning Commission's approval of 05LLA-00000-00016; and
- c) Grant de novo approval of Case No. 05LLA-00000-00016 subject to the conditions specified in the Planning Commission action letter dated January 18, 2008.

Legislative History

2/12/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
February 26, 2008 in Santa Maria (EST. TIME: 60 MIN.)

4) SHERIFF[File Reference No. 08-00108](#)

HEARING - Consider and adopt a Resolution setting the administration fees for the processing of removal, impound, storage and release of motor vehicles to \$130 for standard tows and \$160 for 30 Day tows and \$170 for Forfeiture tows. (4/5 Vote Required) (EST. TIME: 15 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE
(Set Hearing for 2/26/2008. Time estimate 15 minutes.)

Legislative History

2/5/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
February 26, 2008 in Santa Maria (EST. TIME: 15 MIN.)

5) PUBLIC WORKS[File Reference No. 08-00100](#)

HEARING - Consider recommendations regarding speed limits on various roads, First, Second and Fourth Districts, as follows: (EST. TIME: 20 MIN.)

- a) Consider the introduction (first reading) of an ordinance amending Chapter 23, Sections 23-14, 23-15, 23-15.1, 23-15.2, 23-15.3, 23-15.4, 23-15.6 and 23-15.7, of the Santa Barbara County Code, pertaining to speed limits and the changing of speed limits on Anita Lane in the Goleta area, Pinal Avenue in the Orcutt area, Alston Road in the Montecito area, Marina Drive in the Hope Ranch area and San Antonio Creek Road in the Goleta area; and
- b) Set hearing on February 26, 2008 to consider the adoption (second reading) of an ordinance amending Chapter 23, Sections 23-14, 23-15, 23-15.1, 23-15.2, 23-15.3, 23-15.4, 23-15.6 and 23-15.7, of the Santa Barbara County Code, pertaining to speed limits and the changing of speed limits on the subject roads described herein.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

2/5/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
February 26, 2008 in Santa Maria (EST. TIME: 20 MIN.)

- 6) PLANNING AND DEVELOPMENT, PUBLIC WORKS, PARKS and AGRICULTURAL COMMISSIONER [File Reference No. 08-00156](#)

HEARING - Consider recommendations regarding Candidate Projects for Coastal Impact Assistance Funds, 2008-2011, as follows: (EST. TIME: 45 MIN.)

- a) Approve and authorize the Chair to execute a Resolution in the matter of Adopting Santa Barbara County's Component of the California Coastal Impact Assistance Plan, Identifying Proposed Use of Impact Monies Allocated Via the U.S. Energy Policy as of 2005; and
- b) Authorize the submission of the County's proposed list of projects for inclusion in the California Coastal Impact Assistance Plan grant funding.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

2/19/08 BOARD OF SUPERVISORS Acted on as follows:

Trailed item to be considered on Departmental agenda.

Further directed that this matter be continued to February 26, 2008 in Santa Maria (EST. TIME: 30 MIN.)

Adjourn to

March 4, 2008

County Administration Building

Board Hearing Room

105 East Anapamu Street , Fourth Floor

Santa Barbara

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 February 26, 2008, will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, February 28, 2008, at 5:00 PM on CSBTB Channel 20.

<http://www.countyofsb.org>