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## **ACTION SUMMARY**

**June 19, 2007**

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

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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.

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**7:50 A.M. .... Convened and Recessed to Closed Session****9:00 A.M. .... Reconvened to Regular Session**

*CONVENED AT 9:05 A.M.*

**Roll Call**

Present: Supervisor Carbajal, Supervisor Wolf, Supervisor Firestone, Supervisor Gray and Supervisor Centeno

**Pledge of Allegiance****Report from Closed Session**

County Counsel reported that by a vote of 5-0, the Board of Supervisors authorized staff to docket an item for the June 26, 2007 agenda for approval of agreements between the County and the Administrative Office of Courts for the transfer of the modular building near Santa Barbara Juvenile Hall and the Santa Barbara Jury Assembly Building to the Courts and a Memorandum of Understanding for joint use of the historic Santa Barbara Courthouse.

COUNTY COUNSEL

[File Reference No. 07-00656](#)

**Approval of Minutes of the June 5, 2007 meeting.**

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

**Administrative Agenda****Resolutions to be Presented at 11:45 A.M.**A-1) SUPERVISOR CARBAJAL

[File Reference No. 07-00605](#)

Adopt a Resolution honoring the 60th Anniversary of the Music Academy of the West.

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Adopted

RESOLUTION NO. 07-185

The motion carried unanimously.

**Honorary Resolutions**A-2) SUPERVISOR CENTENO

[File Reference No. 07-00592](#)

Adopt a Resolution of Commendation honoring James F. Morrissey upon his retirement from the Probation Department after 20 years of dedicated service to the citizens of Santa Barbara County.

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Adopted

RESOLUTION NO. 07-186

The motion carried unanimously.

**Administrative Items**

A-3) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 07-00613](#)

Consider recommendations regarding the Mental Health Services Act Contract FY 06-08, as follows:

- a) Approve and authorize the Chair to execute a contract with Mental Health Systems (not a local vendor) to provide services to children and youth who are seriously emotionally disturbed, for the period of June 1, 2007 to June 30, 2008 in the amount of \$1,125,425; and
- 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.

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

- a) **Approved: Chair to execute.**
- b) **Authorized.**

**The motion carried unanimously.**

A-4) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 07-00628](#)

Adopt a Resolution for Special Duty Allowance, effective June 18, 2007 for the Alcohol, Drug and Mental Health Services, as follows:

- a) Authorize Special Duty Allowance of 5% for one FTE employee in the classification of ADMHS Program Manager I/II effective June 18, 2007.
- b) Authorize Special Duty Allowance of 10% for one FTE employee in the classification of ADMHS Division Manager effective June 18, 2007.

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

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

**RESOLUTION 07-187**

**The motion carried unanimously.**

A-5) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 07-00595](#)

Approve and authorize the Chair to execute an agreement for revegetation and maintenance services with Enviroscaping, Inc., (a local vendor), for the period of July 1, 2007 through June 30, 2008 in an amount not to exceed \$250,000.

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

A-6) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 07-00596](#)

Approve and authorize the Chair to execute a Cooperative Agreement with the California Department of Transportation (Caltrans) for the Las Vegas/San Pedro Creeks Improvement Project to define roles and responsibilities for the environmental review process for the project, Third District.

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

A-7) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 07-00599](#)

Approve and authorize the Chair to execute the Tolling and Waiver Agreement to set aside certain ongoing disagreements between the State Department of Water Resources and the various State Water Contractors about past charges for recreational facilities while a financial settlement is developed.

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

A-8) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 07-00629](#)

Consider recommendations regarding agreements to provide specialized crane and trucking services, as follows:

a) Authorize the Chair to execute agreements for specialized crane services for the period of July 1, 2007 through June 30, 2009, in an amount not to exceed \$300,000 with each of the following contractors:

- i) T & T Trucking and Crane Service (not a local vendor);
- ii) Specialty Crane & Rigging (a local vendor);
- iii) OST Crane Service Inc. (not a local vendor); and

b) Authorize the Chair to execute agreements for trucking services for the period of July 1, 2007 through June 30, 2009, in an amount not to exceed \$300,000 with each of the following contractors:

- i) T&T Trucking and Crane Service (not a local vendor);
- ii) Speed's Oil Tool Service, Inc. (a local vendor);
- iii) Central Coast Transfer Inc. (not a local vendor).

**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Continued, as follows: June 26, 2007 in Santa Maria. The motion carried unanimously.**

- A-9) BOARD OF DIRECTORS, WATER AGENCY [File Reference No. 07-00598](#)
- Approve and authorize the Chair to execute Amendment No. 2 to the Agreement with CH2MHILL, a local vendor, to develop an Integrated Regional Water Management Plan (IRWMP) for the Santa Barbara County Region increasing the amount of the agreement \$50,010, from \$248,964.50 to \$298,974.50 and to extend the term from June 30, 2007 to October 31, 2007.
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-10) COUNTY CLERK-RECORDER-ASSESSOR [File Reference No. 07-00622](#)
- Authorize the County Clerk-Recorder-Assessor to expand the confidentiality of voter registration information to specified public safety officials pursuant to statute.
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Authorized. The motion carried unanimously.**
- A-11) COUNTY COUNSEL [File Reference No. 07-00626](#)
- Approve and authorize the Chair to execute the agreement with Diana Campbell to provide legal services as a contractor on payroll from July 1, 2007 through June 30, 2008 in an amount not to exceed \$26,790.00.
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-12) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00615](#)
- Consider recommendations regarding a Memorandum of Understanding for court collections of criminal and traffic fines, penalties, fees, forfeitures and trust money, as follows:
- a) Approve the attached Memorandum of Understanding between the Superior Court and the County of Santa Barbara regarding the collection and distribution of criminal and traffic fines, penalties, fees and forfeitures effective July 1, 2007; and
- b) Authorize the County Executive Officer to execute the document on behalf of the County of Santa Barbara.
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Acted on as follows:**
- a) **Approved.**
- b) **Authorized.**
- The motion carried unanimously.**
- A-13) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00638](#)
- Approve Budget Revision Requests (SEE EXHIBIT A WITH POSTED AGENDA). (4/5 Vote Required).
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Approved. The motion carried unanimously.**

- A-14) DISTRICT ATTORNEY [File Reference No. 07-00619](#)
- Adopt a Resolution authorizing the District Attorney to renew the agreement with the California Department of Insurance for a Workers' Compensation Insurance Fraud Prosecution Unit for Fiscal Year 2007-08.
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Adopted**
- RESOLUTION NO. 07-188**
- The motion carried unanimously.**
- A-15) DISTRICT ATTORNEY [File Reference No. 07-00621](#)
- Adopt a Resolution authorizing the District Attorney's Office to execute its agreement with the State Department of Justice for the Domestic Violence Prosecution Grant program in the amount of \$71,456 with a 20% Santa Barbara County General Fund match of \$14,291 for FY 2007-08.
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Adopted**
- RESOLUTION NO. 07-189**
- The motion carried unanimously.**
- A-16) GENERAL SERVICES [File Reference No. 07-00594](#)
- Authorize the Chair to execute the Isla Vista Foot Patrol Ground Lease between the County of Santa Barbara and the Regents of the University of California, for the County's use of a portion of University-owned property located at 960 Embarcadero Del Norte, in Isla Vista, also known as Assessor Parcel Numbers 075-172-012, 013, and 015, for a period of forty years, for the purpose of constructing and operating a new Isla Vista Foot Patrol Substation; at an annual rental amount of \$30,000, which shall be waived for so long as the property is used for the afore-mentioned purposes, Third District.
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-17) GENERAL SERVICES [File Reference No. 07-00600](#)
- Approve and authorize the Chair to execute Amendment One to the Professional Services Agreement with RRM Design Group of San Luis Obispo, CA, (not a local vendor), for the period of September 13, 2005 through September 15, 2009, in the amount of \$26,990, and extending the contract to September for additional A/E design services associated with the Burton Mesa Public Safety Center, Project 8657, which brings the total fee to \$363,490 plus \$12,500 for reimbursable expenses.
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Approved; Chair to Execute. The motion carried unanimously.**

A-18) GENERAL SERVICES [File Reference No. 07-00610](#)

Consider recommendations regarding the Agricultural Commissioners Office Addition, Project #8654, in the Santa Maria area, Fifth District, as follows:

- a) Award a Fixed Price Construction Contract in the amount of \$498,773 to the lowest responsible bidder, EJS Construction 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; and
- b). Authorize the Director of General Services to approve change orders of an amount not to exceed 10% of a base amount of \$250,000 plus 5% of the bid in excess of the base amount, or \$37,439.00 for this contract.

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

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

**The motion carried unanimously.**

A-19) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 07-00597](#)

Consider recommendations regarding the Affordable Housing Fee Deferral Loan Program, as follows:  
(4/5 Vote Required)

- a) Discontinue the Affordable Housing Fee Deferral Loan Program and return unused funds of \$71,447 to the General Fund in accordance with Program terms; and
- b) Approve the attached Budget revision 2006763 reallocating the balance of \$71,447.

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

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

**The motion carried unanimously.**

A-20) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00639](#)

Authorize the Chair to execute a contract in the amount of \$240,000 with Ms. Sally Nagy for Chief Information Officer (CIO) Services for a period of July 9, 2007 to June 30, 2008.

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

A-21) PARKS [File Reference No. 07-00606](#)

Approve Amendment No. 1 to the Professional Services Agreement for the Preparation of the Goleta Beach Long Term Protection Plan Environmental Impact Report with Chambers Group, Inc., extending the end of the term of the agreement from June 1, 2007 through December 31, 2007, Third District.

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

A-22) PARKS [File Reference No. 07-00618](#)

Authorize the Chair to execute an Agreement for Design Services for Lake Cachuma Park Water Treatment Plant, Water Storage, and Distribution Improvements with Flowers and Associates Inc. (a local vendor), in the amount of \$566,822.00, Third District.

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

A-23) PLANNING AND DEVELOPMENT [File Reference No. 07-00145](#)

Consider the findings for approval of the Halsell Single Family Residence Addition, Case No. 06LUP-00000-00585 at 4620 Song Lane, Orcutt, APN: 105-010-079, Fourth District, as follows:

a) Adopt the Findings;

b) Approve Case No. 06LUP-00001-00585.

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

a) Adopted.

b) Approved.

**The motion carried unanimously.**

A-24) PLANNING AND DEVELOPMENT [File Reference No. 07-00632](#)

Consider the request of the Mr. and Mrs. Frank Kozak, Case No. 07AGP-00000-00001 for approval of an agricultural preserve replacement contract, Fifth District, as follows:

Approve and authorize the Chair to execute the new contract 07AGP-00000-00001, replacing a portion of the original Agricultural Preserve 76-AP-062. The replacement contract involves Assessor's Parcel No. 147-150-016, located east of Aliso Canyon Road in the Cuyama area.

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

A-25) PLANNING AND DEVELOPMENT [File Reference No. 07-00633](#)

Consider the request of Michael Schoff of Oak Investors, regarding MJ Ranch, Case No. 05AGP-00000-00026 for approval of an agricultural preserve replacement contract, Third District, as follows:

Approve and authorize the Chair to execute the new contract 05AGP-00000-00026, replacing a portion of the original Agricultural Preserve 75-AP-034. The replacement contract involves Assessor's Parcel No. 135-010-025, located approximately 3,200 feet south of the Highway 101/154 interchange, known as 3071 Via de los Rancheros in the Los Olivos area.

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



A-26) PLANNING AND DEVELOPMENT[File Reference No. 07-00634](#)

Consider the request of Michael Schoff of Oak Investors, regarding MJ Ranch, Case No. 05AGP-00000-00027 for approval of an agricultural preserve replacement contract, Third District, as follows:

Approve and authorize the Chair to execute the new contract 05AGP-00000-00027, replacing a portion of the original Agricultural Preserve 75-AP-034. The replacement contract involves Assessor's Parcel No. 135-010-026, located approximately 3,200 feet south of the Highway 101/154 interchange, known as 3071 Via de los Rancheros in the Los Olivos area.

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

A-27) PLANNING AND DEVELOPMENT[File Reference No. 07-00635](#)

Consider the request of Michael Schoff of Oak Investors, regarding MJ Ranch, Case No. 05AGP-00000-00025 for approval of an agricultural preserve replacement contract, Third District, as follows:

Approve and authorize the Chair to execute the new contract 05AGP-00000-00025, replacing a portion of the original Agricultural Preserve 75-AP-034. The replacement contract involves Assessor's Parcel No. 135-010-024, located approximately 3,200 feet south of the Highway 101/154 interchange, known as 3071 Via de los Rancheros in the Los Olivos area.

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

A-28) PUBLIC HEALTH[File Reference No. 07-00611](#)

Consider recommendations the ongoing grants for the Public Health Department 2007-08, as follows:

a) Authorize the Public Health Director to execute the 40 ongoing grants for the Public Health Department approved by the Board with the FY 2007-08 budget; and

b) Authorize the Public Health Director to execute any amendments to the grants that are within 10% of the amount approved with the budget.

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

**a) and b) Authorized.**

**The motion carried unanimously.**

A-29) PUBLIC HEALTH[File Reference No. 07-00612](#)

Authorize the Purchasing Manager to issue a purchase order for Biscom, Inc., for 2 FAXCOM, fax servers in the amount of \$38,224.53 without a competitive bid. Biscom, Inc. (not a local vendor) is the only authorized seller of this product.

**A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Authorized. The motion carried unanimously.**

A-30) PUBLIC HEALTH [File Reference No. 07-00616](#)

Authorize the Public Health Department Director to execute dual provider agreements for breast feeding services between the Public Health Department and non-county Comprehensive Perinatal Services Program (CPSP) providers using the contract template approved as to form by County Counsel, Risk Management and the Public Health Department.

**A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Authorized. The motion carried unanimously.**

A-31) PUBLIC HEALTH [File Reference No. 07-00617](#)

Authorize the Public Health Director to execute an agreement with the National Association of County and City Health Officials (NACCHO) for a one time capacity building grant to support the Santa Barbara County Medical Reserve Corps (MRC) in the amount of \$10,000.

**A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Authorized. The motion carried unanimously.**

A-32) PUBLIC HEALTH [File Reference No. 07-00631](#)

Consider recommendations regarding the Children's Medical Services Plan for FY 2007-08, as follows:

a) Approve and authorize the Chair to execute a Plan with the State Department of Health Services for the Children's Medical Services for the period of July 1, 2007 through June 30, 2008, in the amount of \$3,612,362 which includes the following programs:

i) Child Health and Disability Prevention Program	\$646,881
ii) California Children's Services Administration	2,965,481
Total	\$3,612,362

b) Authorize the Public Health Department Director to approve amendments to the Plan provided that any such amendments do not exceed ten percent (10%) of the Children's Medical Serviced Plan dollar amount.

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

**a) Approved; Chair to execute.**

**b) Authorized.**

**The motion carried unanimously.**

A-33) PUBLIC WORKS [File Reference No. 07-00603](#)

Authorize the County Purchasing Agent to procure equipment funded by a grant from the Federal Emergency Management Agency (FEMA) without being required to conduct a Formal Bid Process.

**A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Authorized. The motion carried unanimously.**

A-34) PUBLIC WORKS [File Reference No. 07-00607](#)

Approve and execute a resolution authorizing and directing the Director of Public Works to negotiate and execute the Agreements and Program Supplements to the Master Agreement Administering Agency-State Agreement for Federal-Aid Projects, No. 05-5951R, with the State of California Department of Transportation, All Districts.

**A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Adopted**

**RESOLUTION NO. 07-190**

**The motion carried unanimously.**

A-35) PUBLIC WORKS [File Reference No. 07-00625](#)

Consider recommendations regarding the construction of 05/06 TEA-21 Representative Lois Capps Demonstration Project Surface Treatment, County Project No. 862260, Second District, as follows:

a) Accept the Notice of Completion for the work performed by the Contractor, Granite Construction Company, Inc. (a local vendor); and

b) Review and approve the Statement of Final Quantities for work performed and materials supplied for this project by the Contractor in the amount of \$473,389.89.

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

**a) Accept.**

**b) Approved.**

**The motion carried unanimously.**

A-36) PUBLIC WORKS [File Reference No. 07-00627](#)

Review and approve the Statement of Final Quantities for work performed and materials supplied to the Construction of 2006/2007 Measure D, General Fund and Prop 42 Miscellaneous Concrete Repair by the Contractor, Mendez Concrete, Inc., (not a local vendor), 1210 Santa Paula Street, Santa Paula, California 93060, in the amount of \$280,421.83, Second, Third and Fourth Districts.

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

A-37) PUBLIC WORKS[File Reference No. 07-00630](#)

Consider recommendations for the Santa Barbara Countywide Integrated Regional Water Management Plan, as follows:

- a) File the CEQA Notice of Exemption for the Santa Barbara Countywide Integrated Regional Water Management Plan, (POST); and
- b) Adopt a Resolution approving the Santa Barbara Countywide Integrated Regional Water Management Plan allowing the County to seek Prop 50 funding.

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

**a) Receive and filed.**

**b Adopted.**

**RESOLUTION NO. 07-191**

**The motion carried unanimously.**

A-38) PUBLIC WORKS[File Reference No. 07-00636](#)

Consider recommendations regarding the State of California, 2006/2007 Exchange and State Match Program, Execute Agreement for the Exchange of Federal Highway Dollars, All Districts, as follows:

- a) Authorize the Chair to execute the agreement with State of California, Department of Transportation for the exchange of Federal Highway dollars for Non-Federal State Highway Account dollars, for Fiscal Year 2006/07 apportionments, in the amount of \$558,115; and
- b) Authorize Staff to disperse these Regional Surface Transportation Program (RSTP) funds to the City of Buellton, the City of Guadalupe and the City of Solvang, in the amounts identified for FY 2006/2007 in the Federal Transportation Improvement Program (FTIP).

**A motion was made by Supervisor Gray, seconded by Supervisor Centeno,**

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

**b) Authorized.**

**The motion carried unanimously.**

A-39) SHERIFF [File Reference No. 07-00601](#)

Consider recommendations regarding the Isla Vista Foot Patrol, Project No. 2388, Third District, as follows:

- a) Approve Amendment No. 1 to the Professional Services Contract with Lenvik & Minor Architects in the amount of \$6,579.92 for additional services associated with the design development process;
- b) Approve plans and specifications for the Isla Vista Foot Patrol building project; and
- c) Authorize the Sheriff's Department to advertise for construction bids for the Isla Vista Foot Patrol project.

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

**a) and b) Approved.**

**c) Authorized.**

**The motion carried unanimously.**

A-40) SHERIFF [File Reference No. 07-00602](#)

Authorize the Chair to execute an Agreement of Cooperation between the State of California Department of Corrections and Rehabilitation and the County of Santa Barbara for a Secure Re-entry Facility to reduce crime and combat the effects of recidivism by allocating state resources to ensure comprehensive parolee re-entry supervision and continuing services for parolees returning to Santa Barbara County.

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

A-41) TREASURER-TAX COLLECTOR [File Reference No. 07-00623](#)

Consider recommendation regarding the Los Olivos School District General Obligation Bonds (Election 2006), Third District as follows:

Adopt a Resolution authorizing the Los Olivos School District to Issue and Sell Bonds Directly, in accordance with Education Code Section 15140 in an amount not to exceed \$2,600,000.

**A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Adopted**

**RESOLUTION NO. 07-192**

**The motion carried unanimously.**

## Hearing Requests

A-42) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00614](#)

Set a hearing to receive a report from Governmental Advocates, Inc., on State legislation of interest to the County.

**A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Set for a hearing, as follows: June 26, 2007 in Santa Maria (EST. TIME: 30 MIN.) The motion carried unanimously.**

A-43) DISTRICT ATTORNEY[File Reference No. 07-00609](#)

Set a hearing to consider the adoption of a \$2.00 Recording Fee, as authorized by statute, to finance creation of a Real Estate Fraud Prosecution Unit in the District Attorney's Office.

**A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Set for a hearing, as follows: July 10, 2007 in Santa Maria (EST. TIME: 20 MIN.) The motion carried unanimously.**

A-44) PLANNING AND DEVELOPMENT[File Reference No. 07-00608](#)

Set a hearing to consider the Bosshardt appeal of the Planning Commission's March 14, 2007 denial of the Bosshardt Single Family Dwelling Land Use Permit No. 06LUP-00000-00245, APN 143-400-017, located at 3457 Willow Street, in the Santa Ynez area, Third District.

**A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Set for a hearing, as follows: July 10, 2007 in Santa Maria (EST. TIME: 40 MIN.) The motion carried unanimously.**

A-45) PLANNING AND DEVELOPMENT[File Reference No. 07-00624](#)

Set a hearing to consider recommendations regarding the Siemens Appeal (Case No. 07APL-00000-00010) (filed by the applicant) and the Spear Appeal (Case No. 07APL-00000-00011) (filed by a third party) of the Montecito Planning Commission's March 21, 2007 approval of the Fraser/Siemens Lot Split Plat Modification (Case No. 05RMM-00000-00003) and Lot Line Adjustment (Case No. 04LLA-00000-00010), located at 799 and 805 Park Lane West (APN 007-050-015 and 007-050-025) in the Montecito area, First District, as follows:

- a) Deny the appeal by Wayne Siemens (Case No. 07APL-00000-00010) and the appeal by Reginald Spear (Case No. 07APL-00000-00011) and uphold the Montecito Planning Commission's March 21, 2007, approval of the Fraser/Siemens Lot Split Plat Modification and Lot Line Adjustment;
- b) Adopt the required findings, including CEQA findings, as specified in the Montecito Planning Commission Action Letter dated March 23, 2007, included as Attachment A to this Board Agenda Letter;
- c) Approve the Negative Declaration (06NGD-00000-00015) (Attachment B of the Staff Report to the Montecito Planning Commission, included as Attachment B to this Board Agenda Letter) and adopt the mitigation monitoring program contained in the conditions of approval;
- d) Approve de novo the Lot Split Plat Modification (Case No. 05RMM-00000-00003) and the Lot Line Adjustment (Case No. 04LLA-00000-00010) subject to the conditions of approval set forth in Attachment C of the Montecito Planning Commission Action Letter dated March 23, 2007; and
- e) Adopt de novo the point allocation of 55 points under the Montecito Growth Management Ordinance as set forth in Attachment F of the Staff Report to the Montecito Planning Commission for March 21, 2007.

**A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Set for a hearing, as follows: July 17, 2007 in Santa Barbara (EST. TIME: 120 MIN.) The motion carried unanimously.**

A-46) PLANNING AND DEVELOPMENT[File Reference No. 07-00637](#)

HEARING - Accept the Urban Oak Tree Interpretive Guidelines as recommended by the County Planning Commission and the Montecito Planning Commission.

(Set Hearing for July 10, 2007 EST. TIME: 30 MIN.)

**A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Set for a hearing, as follows: July 3, 2007 in Santa Barbara (EST. TIME: 30 MIN.) The motion carried unanimously.**

**Approval of Administrative Agenda**

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

[File Reference No. 07-00001](#)

PUBLIC COMMENT

*HEARING TIME: 9:54 A.M. - 10:25 A.M. (31 MIN.)*

**This matter was Accepted 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. 03-282) (07-00001)**

**RE: ADA Issues at the County Bowl/County Road Conditions - David Daniel Diaz Addressed the Board.**

**RE: Happy Birthday wishes sung to County Chief Executive Officer, Michael F. Brown - Jim "Jimbo" McClure Addressed the Board.**

**RE: Violence Against Homeless - Roger Heroux Addressed the Board.**

**RE: Employee Issues - Robert L. Johns, Ph.D. Addressed the Board.**

**RE: Graffiti in the County/Homelessness - Giti White, Dr. Judith Ishkancian, Kim Seefeld and Gary Earle Addressed the Board.**

**RE: Law Enforcement - Floyd Meyers Addressed the Board.**

**RE: Accountability/Chronic Homelessness - Kenneth Loch Addressed the Board.**

**. The motion carried.**



1) PLANNING AND DEVELOPMENT[File Reference No. 07-00051](#)

HEARING - Consider an appeal filed by the applicant (Case No. 06APL-00000-00041) of the County Zoning Administrator's October 23, 2006 denial of the request for a Variance to the Bella Vista Floor Area Ratio maximum for a residential dwelling (Case No. 05VAR-00000-00005) in the Summerland area, First District, as follows: (EST. TIME: 1 HR. 30 MIN.)

- a) Deny the appeal, thereby upholding the Zoning Administrator's decision;
- b) Adopt the required findings for the project, including CEQA findings; and
- c) Deny the Variance request.

## COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

*HEARING TIME: 10:36 A.M. - 10:37 A.M. (1 MIN.)*

**A motion was made by Supervisor Centeno, seconded by Supervisor Gray, that this matter be Continued, as follows: September 18, 2007 in Santa Barbara (EST. TIME: 90 MIN.)**

**The motion carried unanimously.**

2) SUPERVISOR CARBAJAL[File Reference No. 07-00573](#)

HEARING - Receive a report on a Wave Energy Pilot Project. (EST. TIME: 30 MIN.)

*HEARING TIME: 10:38 A.M. - 11:05 A.M. (27 MIN.)*

**Conducted public hearing and received and filed presentation.**

3) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 07-00532](#)

HEARING - Consider recommendations regarding the Flood Control Benefit Assessment Program for Fiscal Year 2007-08, as follows: (EST. TIME: 15 MIN.)

- a) Introduce an ordinance entitled, "An Ordinance Amending Ordinance 3150, the Flood Control Benefit Assessment Ordinance, Relating to Benefit Assessments for Flood Control Services" imposing Flood Control Benefit Assessments for Fiscal Year 2007-08;
- b) Receive a report regarding Flood Control Benefit Assessment for Fiscal Year 2007-08 and direct recordation; and
- c) Set a hearing for July 3, 2007, as follows:
  - i) Make a determination upon each assessment described in the report ordered filed by the Board at the June 19, 2007 meeting;
  - ii) Adopt a Resolution confirming Flood Control Benefit Assessment for Fiscal Year 2007-08 and authorize the Clerk of the Board to record a certified copy; and
  - iii) Adopt an ordinance entitled, "An Ordinance Amending Ordinance 3150, the Flood Control Benefit Assessment Ordinance, Relating to Benefit Assessments for Flood Control Services" imposing Flood Control Benefit Assessments for Fiscal Year 2007-08.  
(Set Hearing for July 10, 2007)

*HEARING TIME: 11:06 A.M. - 11:07 A.M. (1 MIN.)*

**A motion was made by Supervisor Centeno, seconded by Supervisor Gray, that this matter be Acted on and continued, as follows: Received and filed staff report and conducted public hearing.**

- a) **Read title, waived reading of ordinance in it's entirety. Introduction approved; adoption (second reading) set for July 3, 2007 in Santa Barbara.**
- b) **Received report and directed recordation.**
- c) **Set for July 3, 2007 in Santa Barbara.**

**The motion carried unanimously.**

4) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 07-00213](#)

HEARING - Consider recommendations regarding the Annual Maintenance Plan, Fiscal Year 2007/08, All Supervisorial Districts, as follows: (EST. TIME: 15 MIN.)

- a) Approve the individual CEQA exempt projects for each of the projects described in Section 1 of the Fiscal Year 2007/08 Annual Maintenance Plan;
- b) Certify that the addenda to Program EIR (01-EIR-01) contained within Section 2 of the Fiscal Year 2007/08 Annual Maintenance Plan have been completed in compliance with the California Environmental Quality Act (CEQA);
- c) Certify that the Board has reviewed and considered the information contained in the Final Program EIR and individual addenda contained within the Fiscal Year 2007/08 Annual Maintenance Plan as well as information presented during the public hearing prior to the approval of the individual projects presented in Section 2 of the Fiscal Year 2007/08 Annual Plan;
- d) Adopt CEQA Findings and Statement of Overriding Considerations included in Section 4 of the Fiscal Year 2007/08 Annual Maintenance Plan;
- e) Adopt the Mitigation and Monitoring Programs attached to the addenda for individual projects described in Section 2 of the Fiscal Year 2007/08 Annual Maintenance Plan; and
- f) Approve individual projects described in Section 2 of the Fiscal Year 2007/08 Annual Plan.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 11:07 A.M. - 11:09 A.M. (2 MIN.)*

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

- a) Approved.**
- b) and c) Certified.**
- d) and e) Adopted.**
- f) Approved.**

**The motion carried unanimously.**

5) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00586](#)

HEARING - Consider Response to the Grand Jury Report on "A New County Jail? A Need That Will Not Go Away!", as follows (EST. TIME: 20 MIN)

- a) Adopt the responses as the Board of Supervisors' responses to the 2006-07 Grand Jury Report entitled "A New County Jail? A Need That Will Not Go Away!"; and
- b) Authorize the Chair to sign the letter forwarding the responses to the Presiding Judge.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 11:09 A.M. - 11:12 (2 MIN.)*

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

**Received and filed staff report and conducted public hearing.**

**a) Adopted.**

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

**The motion carried unanimously.**

6) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00567](#)

HEARING - Consider Response to the Grand Jury Report on "Certificates of Participation in Public Financing: Is More Scrutiny Needed?", as follows: (EST. TIME: 20 MIN.)

- a) Adopt the responses as the Board of Supervisors' responses to the 2006-07 Grand Jury Report entitled "Certificates of Participation in Public Financing: Is More Scrutiny Needed?"; and
- b) Authorize the Chair to sign a letter forwarding the responses to the Presiding Judge.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 11:12 A.M. - 11: 20 A.M. (8 MIN.)*

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

**Received and filed staff report and conducted public hearing.**

**a) Adopted.**

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

**The motion carried unanimously.**

7) PUBLIC WORKS [File Reference No. 07-00412](#)

HEARING - Consider recommendations regarding the Sandyland Seawall Maintenance District No. 1 Proposed Benefit Assessment for Rock Revetment Repair in Fiscal Year 2007-08, County Project No. 720548, First District, as follows: (EST. TIME: 30 MIN.)

- a) Receive oral and written testimony and written protests that have been filed, if any;
- b) Tabulate property owner written ballots;
- c) Adopt at the conclusion of the public hearing the attached resolution entitled "Resolution of the Board of Supervisors of the County of Santa Barbara, State of California Imposing a 2007-08 Benefit Assessment within Sandyland Seawall Maintenance District No. 1", if there is not a 'majority protest' as defined in this Board Letter; and
- d) Approve and file with the Clerk of the Board the Report entitled "Engineer's Report on Proposed 2007-08 Assessment for engineering, environmental, and permitting work for Sand Point Road Rock Revetment Repair".

## COUNTY EXECUTIVE OFFICER'S RECOMMENDATIONS: POLICY

*HEARING TIME: 11:20 A.M. - 11:29 A.M. CONTINUED 11:55 A.M. - 12:00 P.M. (14 MIN.)*

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

**Received and filed staff report and conducted public hearing.**

- a) **Received testimony. Closed the public hearing.**
- b) **Tabulated property owner written ballots. Results were 65 % in favor, and no majority protest received.**
- c) **Adopted.**

## RESOLUTION NO. 07-193

**d) Approved.**

**The motion carried unanimously.**

8) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 07-00472](#)

HEARING - Receive and file the quarterly update from Housing and Community Development Department. (EST. TIME: 30 MIN.)

## COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 11:30 A.M. - 11:55 A.M. CONTINUED 1:00 P.M. - 2:40 P.M. (125 MIN.)*

**Received and filed staff report and conducted public hearing.**

9) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 07-00562](#)

HEARING - Consider recommendations of the Affordable Housing Policy Committee Report, as follows: (EST. TIME: 45 MIN.)

- a) Receive and file the report from the Affordable Housing Advisory Committee and the analysis of the report by the County Executive Office;
- b) Consider the 13 recommendations and staff's response to each; and
- c) Direct the CEO's office to take actions necessary for a timely implementation of the recommendations.

## COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

*HEARING TIME: 11:30 A.M. - 11:55 A.M. CONTINUED 1:00 P.M. - 2:40 P.M. (125 MIN.)*

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

**Received and filed a staff report and conducted a public hearing.**

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

**c) Authorized the County Executive Office to implement recommendations 1 through 13, amended as follows:**

**Recommendation #4 - Return to the Board as appropriate after further study.**

**Recommendation #5 - Withdrawn.**

**The motion carried unanimously.**

10) PLANNING AND DEVELOPMENT [File Reference No. 07-00420](#)

HEARING - Consider the third-party appeals (Case No. 06APL-00000-00022 and 06APL-00000-00055) of the Montecito Planning Commission's March 21, 2007 de novo approval of the appeal of a Coastal Development Permit (Case No. 05CDP-00000-00139) and final MBAR approval (Case No. 05BAR-00000-00300), for the Kogevinas additions of a new garage and pool, in the Montecito area, First District, as follows: (EST. TIME: 1 HR.)

- a) Deny the appeals, Case Nos. 06APL-00000-00022 and 06APL-00000-00055, thereby upholding the Montecito Planning Commission's decision;
- b) Adopt the required findings for approval of Case Nos. 05CDP-00000-00139 and 05BAR-00000-0300; and
- c) Grant de novo approvals of Coastal Development Permit Case No. 05CDP-00000-00139 and of MBAR Case No. 05BAR-00000-00300.

## COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

*HEARING TIME: 2:40 P.M. - 2:41 P.M. (1 MIN.)*

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

11) PLANNING AND DEVELOPMENT[File Reference No. 07-00537](#)

HEARING - Consider the appeal filed by the Gaviota Coast Conservancy (Case No. 06APL-00000-00045) of the Planning Commission's November 8, 2006 approval of the Ballantyne Residence and Accessory Structures (Case No. 06APL-00000-00019) located at 500 Farren Road, Goleta Area (APN 079-090-036), Third District, as follows: (EST. TIME: 1 HR. 30 MIN.)

a) Option 1 - Grant the Appeal, Deny the Project (P&D's Recommended Action);

Grant appeal Case No. 06APL-00000-00045 marked "Officially Accepted, County of Santa Barbara June 19, 2007 Board of Supervisors Exhibit No. 1," based upon the project's inconsistency with the Comprehensive Plan, Goleta Community Plan and Land Use and Development Code, and based on the inability to make the required findings.

i) Grant the appeal, Case No. 06APL-00000-00045, and overturn the Planning Commission's November 8, 2006 decision to approve the project, Case No. 06APL-00000-00019;

ii) Adopt the required findings for denial of the project, Case No. 05LUP-00000-00611, specified in Attachment A, Denial Findings, of the Planning Commission Staff Report dated September 15, 2006;

iii) Deny the proposed project, Case No. 05LUP-00000-00611; and

iv) Find that the California Environmental Quality Act does not apply to the project based on Section 15270 of the State of California's Guidelines for Implementation of the California Environmental Quality Act, titled "Projects Which Are Disapproved."

b) Option 2 - Apply the Requirements of CEQA, Continue the Appeal;

Direct the Planning and Development Department staff to apply the requirements of California Environmental Quality Act (CEQA) and continue the appeal, Case No. 06APL-00000-00045.

i) Direct staff to apply the requirements of the CEQA to the project; and

ii) Continue the item until staff has prepared the required environmental documents and otherwise complied with the requirements of CEQA.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

*HEARING TIME: 2:50 P.M. - 5:30 P.M. (160 MIN.)*

**Acted on as follows:**

Acted on as follows:

Received and filed staff report and conducted public hearing.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, as follows:

That the Board approve an X-Agenda request to recess to a Closed Session to discuss issues related to Departmental Item 11).

The motion carried unanimously.

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, as follows:

a) No action taken.

b) Approved.

i) and ii) Directed staff to apply the requirements of CEQA to the project and prepare the required environmental documents in an expeditious manner and to return to the Board as appropriate.

The motion carried by the following vote:

Ayes: 3 - Supervisor Firestone, Supervisor Centeno and Supervisor Gray

Nos: 2 - Supervisor Carbajal and Supervisor Wolf

**Adjourned at 5:30 PM**

**The Board adjourned the meeting of June 19, 2007 in Honor of Roger Jamieson of Vandenberg Village and Penny Leich and Bernie Stableford of Santa Barbara County.**

**Adjourned to**

**June 26, 2007**

**Betteravia Government Center**

**Board Hearing Room**

**511 East Lakeside Parkway**

**Santa Maria**

**Announcements**

The meeting of June 19, 2007, will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, June 21, 2007, at 5:00 PM on CSBTV Channel 20.

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