

County of Santa Barbara
BOARD OF SUPERVISORS



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

Chandra L. Wallar, County Executive Officer

Action Summary

Tuesday, September 6, 2011

9:00 AM

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

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

9:00 A.M. Convene to Regular Session

Roll Call

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

Pledge of Allegiance

Approval of Minutes of the August 9, 2011 Meeting

A motion was made by Supervisor Wolf, seconded by Supervisor Carbajal, to Approve the Minutes. The motion carried by the following vote.

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

12:00 P.M. Recess to Closed Session

Report from Closed Session

COUNTY COUNSEL

[11-00040](#)

Closed Session Agenda

No Reportable Action Taken.

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 1:30 P.M.

A-1) SUPERVISOR FARR [11-00661](#)

Adopt a Resolution celebrating the 10th Anniversary of the Santa Ynez Valley Visitors Association.

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 11-292

The motion carried by the following vote.

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

A-2) SUPERVISOR FARR [11-00662](#)

Adopt a Resolution of Commendation honoring the Solvang Chamber of Commerce for their exceptional community service.

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 11-293

The motion carried by the following vote.

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

A-3) SUPERVISOR WOLF, SUPERVISOR LAVAGNINO [11-00658](#)

Adopt a Resolution proclaiming the month of September 2011 as National Childhood Obesity Awareness Month in Santa Barbara County.

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 11-294

The motion carried by the following vote.

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

A-4) SUPERVISOR GRAY [11-00650](#)

Adopt a Resolution proclaiming September 10, 2011 as Model A Ford Day in Santa Barbara County.

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 11-295

The motion carried by the following vote.

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

A-5) SUPERVISOR GRAY [11-00660](#)

Adopt a Resolution of Commendation honoring Mark Masoner, Gloria Ness, Phung Loman and Jo Dean Johnson of the Purchasing Division of the General Services Department as the September 2011 Santa Barbara County Employees of the Month.

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 11-296

The motion carried by the following vote.

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

A-6) SUPERVISOR LAVAGNINO [11-00651](#)

Adopt a Resolution proclaiming the month of October 2011 as Think Low Income Energy Efficiency and CARE Month in Santa Barbara County.

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 11-297

The motion carried by the following vote.

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

Honorary Resolutions

A-7) SUPERVISOR CARBAJAL [11-00652](#)

Adopt a Resolution proclaiming the week of September 25, 2011 through October 1, 2011 as Sea Otter Awareness week in Santa Barbara County.

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 11-298

The motion carried by the following vote.

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

A-8) SUPERVISOR CARBAJAL [11-00667](#)

Adopt a Resolution of Commendation honoring “Dark Horse”, 3rd Battalion, 5th Marine Regiment, 1st Marine Division, for their distinguished service to our Country.

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 11-299

The motion carried by the following vote.

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

Administrative Items

A-9) AUDITOR-CONTROLLER [11-00666](#)

Adopt a Resolution establishing the property tax rates and levying taxes for the taxing agencies in County of Santa Barbara for the Fiscal Year 2011/2012.

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 11-300

The motion carried by the following vote.

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

A-10) COUNTY EXECUTIVE OFFICE, OFFICE OF EMERGENCY SERVICES [11-00649](#)

Adopt a Resolution authorizing staff to apply for the Fiscal Year 2011/2012 Emergency Management Performance Grant (EMPG) providing grant funding for emergency management activities in the Santa Barbara Operational Area by the Office of Emergency Management.

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 11-301

The motion carried by the following vote.

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

A-11) FIRST 5, CHILDREN AND FAMILIES COMMISSION[11-00683](#)

Adopt a Joint Resolution between the First 5 Santa Barbara County Children & Families Commission and the Board of Supervisors of the County of Santa Barbara, supporting efforts to declare Assembly Bill 99 unlawful and unconstitutional.

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 11-302

The motion carried by the following vote.

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

A-12) GENERAL SERVICES, COUNTY EXECUTIVE OFFICE, OFFICE OF EMERGENCY SERVICES[11-00675](#)

Consider recommendations regarding the Emergency Operations Center (EOC) Building, Project No. 8666, as follows:

- a) Approve the plans and specifications for the Audio, Data and Visual Information Management System for the Santa Barbara County Emergency Operations Center, for an estimated total cost, already part of the existing project budget, of \$390,000.00 including equipment and installation;
- b) Authorize the Director of General Services to advertise for public bids for the Emergency Operations Center Audio, Data and Visual Information Management System; and
- c) Approve Amendment No. 5 to the Professional Services Agreement with the Austin Company (not a local vendor) in the amount of \$39,130.00 for a total of \$643,296.50, inclusive of reimbursable.

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

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

The motion carried by the following vote.

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

A-13) GENERAL SERVICES[11-00676](#)

Consider recommendations regarding a Contract with Smith Electric Service for the Betteravia Building "C" HVAC Replacement Project No. T02005, Fifth District, as follows:

- a) Approve the plans and specifications for the Betteravia Building "C" HVAC Replacement Project No. T02005, plans and specifications for this project are available from General Services Facilities Division;
- b) Approve and authorize the Chair to execute a Contract with Brannon Inc., dba Smith Electric Service (a local contractor) for the Betteravia Building "C" HVAC Replacement Project, in the amount of \$605,033.00;
- c) Authorize the Director of General Services to approve change orders of an amount not to exceed 10% of the base amount of \$250,000.00 plus 5% of the bid in excess of the base amount or \$42,751.65 for this Contract; and
- d) Approve the Categorical Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for 15301 (a),(d).

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

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

The motion carried by the following vote.

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

A-14) HUMAN RESOURCES[11-00659](#)

Consider recommendations regarding the 2012 Health Insurance Program Renewal, as follows:

- a) Approve the renewal of the California State Association of Counties - Excess Insurance Authority (CSAC-EIA) Blue Shield Exclusive Provider Organization (EPO) High, Blue Shield EPO Low, Preferred Provider Organization (PPO), and High Deductible Health Plan (HDHP) plans for a twelve-month term, at the existing benefit levels, and premium increases of 7.1%, effective January 1, 2012, for all active employees and retirees;
- b) Approve the renewal of the Kaiser Permanente High and Low Health Maintenance Organization (HMO) and Senior Advantage Plans, at existing benefit levels, with premium increases ranging between 8.1% - 11.4%, effective January 1, 2012, for all active employees and retirees for a twelve-month term;
- c) Accept the annual Actuarial Report for the County Self-Funded Dental Plan, and continue the existing program benefits at the current premium levels, with no increase, effective January 1, 2012 for active employees and retirees for a twelve month period;
- d) Approve the renewal of the existing Golden West Dental Maintenance Organization (DMO) plan, and continue the existing benefit levels, at the current premium levels, with no increase, for active employees and retirees for a twelve-month period, effective January 1, 2012;
- e) Approve the renewal of the existing Vision Provider Plan and continue the existing benefit levels, at the current premium levels, with no increase, for active employees and retirees for a twelve-month period, effective January 1, 2012;
- f) Approve the renewal of the CareCounsel Healthcare Assistance Program for all covered active employees and retirees with no increase to the current fee level, for a twelve-month period effective January 1, 2012;
- g) Approve the renewal of the United Healthcare Medicare Risk HMO Health Plans for County of Santa Barbara retirees, at existing benefit levels, with a premium increase of 7.5% for a twelve-month period, effective January 1, 2012;
- h) Approve and authorize the Interim Human Resources Director to execute any necessary administrative agreements and documents required to manage plans listed in recommendations (a) through (g) above; and
- i) Authorize the Interim Human Resources Director to explore the possibility of extending the use of the On-site Employee Health Clinics, at no additional cost to the County, to spouses and/or dependents over the age of 16 years, of active employees who have a spouse and/or dependents over the age of 16 years, covered by any of the County sponsored Health

Plans.

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Continued, as follows: September 13, 2011 in Santa Maria on the Administrative Agenda. The motion carried by the following vote.

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

A-15) HUMAN RESOURCES

11-00647

Approve and authorize the Chair to execute the Adoption Agreement and approve the amended and restated IRS Section 125 Cafeteria - Basic Plan Document with a retroactive effective date of January 1, 2011.

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

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

A-16) HUMAN RESOURCES

11-00679

Adopt a Resolution, effective September 5, 2011, updating changes to department position allocations corresponding to the Fiscal Year 2011/2012 Proposed Budget, including changes approved in Fiscal Year 2010/2011 by the County Executive Officer, pursuant to Resolution 99-486.

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 11-303

The motion carried by the following vote.

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

A-17) PROBATION[11-00663](#)

Consider recommendations regarding the acceptance of Anti-Drug Abuse (ADA) Enforcement Team Program Funds, as follows:

- a) Affirm the application submitted by the Probation Department on August 26, 2011; and
- b) Authorize the Chief Probation Officer to accept the Anti-Drug Abuse (ADA) Enforcement Team Program award in the amount of \$196,846.00 from the California Emergency Management Agency (Cal EMA) for Fiscal Year 2011/2012.

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

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

The motion carried by the following vote.

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

A-18) PROBATION[11-00664](#)

Authorize the Chief Probation Officer to apply for and accept the Federal Fiscal Year 2011/2012 anticipated Probation Specialized Supervision Program (PSSP) award in the amount of \$100,000.00 from the California Emergency Management Agency (Cal EMA) for the period of October 1, 2011 through September 30, 2012.

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Authorized. The motion carried by the following vote.

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

A-19) PUBLIC HEALTH[11-00656](#)

Consider recommendations regarding the acceptance of a one-time grant for the Spay-Neuter Program, as follows:

a) Authorize the Public Health Department Director to accept a \$15,000.00 grant from the California Department of Food and Agriculture to be deposited into the Santa Barbara County Animal Services Spay/Neuter Agency Fund, to spay and neuter animals and to promote responsible pet ownership through educational outreach; and

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

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

a) Authorized; and

b) Approved.

The motion carried by the following vote.

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

A-20) PUBLIC HEALTH[11-00657](#)

Receive and file the 2010/2011 Annual Report on The Right Outfit Syringe Exchange Program.

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Received and filed. The motion carried by the following vote.

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

A-21) PUBLIC WORKS[11-00539](#)

Consider recommendations regarding parking restriction changes on El Colegio Road in Isla Vista, Third District, as follows:

- a) Adopt a Resolution establishing “No Parking” zones on El Colegio Road, in the Isla Vista area;
- b) Adopt a Resolution rescinding Resolutions 71-272, 75-228, 75-564, 75-917, 76-224, 87-520, 91-329, 05-352,- to remove no parking zones on El Colegio Road in the Isla Vista area; and
- c) Approve the filing of a Notice of Exemption pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301 (c), pertaining to maintenance and operation of existing facilities, for this project.

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

a) Adopted.

RESOLUTION NO. 11-304

b) Adopted.

RESOLUTION NO. 11-305

c) Approved.

The motion carried by the following vote.

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

A-22) PUBLIC WORKS[11-00648](#)

Consider recommendations regarding the Summerland Circulation Improvement Project Phase 2B, County Project No. 862308, First District; as follows:

- a) Authorize the Director of Public Works to proceed with right-of-way negotiation for the Summerland Circulation Improvement Project, Phase 2B, County Project No. 862308; and
- b) Authorize the Director of Public Works to advertise for construction bids for the Summerland Circulation Improvement Project, Phase 2B, County Project No. 862308.

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

a) and b) Authorized.

The motion carried by the following vote.

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

A-23) PUBLIC WORKS

11-00671

Consider recommendations regarding the construction of Fiscal Year 2010/2011 ADA Concrete Repairs, Public Works Project No. 820622, Second District, as follows:

- a) Accept the Notice of Completion for the Fiscal Year 2010/2011 ADA Concrete Repairs in the Second District, for work performed by the Contractor, G. Sosa Construction (a Santa Barbara County vendor), 400 E. Clark, Ste. D, Santa Maria, CA 93456; and
- b) Approve and authorize the Chair to execute the Statement of Final Quantities for the Fiscal Year 2010/2011 ADA Concrete Repairs in the Second District for work performed and materials supplied by G. Sosa Construction in the amount of \$158,851.37.

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

a) Accepted; and

b) Approved; Chair to execute.

The motion carried by the following vote.

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

A-24) PUBLIC WORKS

[11-00672](#)

Authorize the Clerk of the Board to execute the acknowledgment of the substitution of trustee and full reconveyance releasing the County of Santa Barbara as a beneficiary on APNs 023-060-001 and 023-150-012, County Service Area 12 (Mission Canyon Sewer District), First District.

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Authorized. The motion carried by the following vote.

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

A-25) PUBLIC WORKS

[11-00673](#)

Adopt a Resolution rescinding Resolution 11-253, which authorized the Assessment of Expenses Incurred in Abating a Traffic Nuisance on Clubhouse Road, APN 097-371-067 (Lot 54), Third District.

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Adopted.

RESOLUTION NO. 11-306

The motion carried by the following vote.

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

A-26) PUBLIC WORKS

[11-00674](#)

Consider recommendations regarding County Service Area No. 41, Cebada Canyon Road Maintenance Assessments for Fiscal Year 2011/2012, Fourth District, as follows:

- a) Adopt a Resolution establishing road maintenance charges (with no increase in benefit assessment) for County Service Area No. 41; and
- b) Find that the proposed action is not subject to CEQA and approve filing the attached Notice of Exemption pursuant to 152373 (a) (1) and 14 CCR.

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

a) Adopted.

RESOLUTION NO. 11-307

b) Approved.

The motion carried by the following vote.

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

A-27) PUBLIC WORKS

[11-00677](#)

Consider recommendations regarding parking restrictions and the establishment of a crosswalk on Lakeview Road, Fourth District, as follows:

- a) Adopt a Resolution to establish no parking zones on Lakeview Road in the Orcutt area;
- b) Adopt a Resolution establishing a crosswalk at a location other than a street intersection on Lakeview Road west of Marvin Street in the Orcutt area; and
- c) Approve the filing of a Notice of Exemption pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301 (c), pertaining to maintenance and operation of existing facilities, for work to implement these Resolutions.

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

a) Adopted.

RESOLUTION NO. 11-308

b) Adopted.

RESOLUTION NO. 11-309

c) Approved.

The motion carried by the following vote.

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

A-28) PUBLIC WORKS

11-00678

Consider recommendations regarding the acceptance of a public utility easement and the vacation of a right-of-way via Parcel Map No. 14,759, Icon at UCSB, Third District, as follows:

a) Approve the vacation of a portion of the public right-of-way known as Sabado Tarde and El Embarcadero in Isla Vista, as defined on Parcel Map No. 14,759, by authorizing the Clerk of the Board to execute said map. The consummation of the vacation is subject to completion and recordation of the subject map; and

b) Approve the acceptance of public utility easement, as defined on Parcel Map No. 14,759, by authorizing the Clerk of the Board to execute said map. The consummation of the acceptance is subject to completion and recordation of the subject map.

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

a) and b) Approved.

The motion carried by the following vote.

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

A-29) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [11-00670](#)

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

Consider recommendations regarding the acceptance of an easement from the Land Trust for Santa Barbara County, as follows:

- a) Find that there is no possibility that the activity in question may have a significant effect on the environment, and that pursuant to 14 CCR 15061(b)(3), the proposed action is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment; and
- b) Accept a permanent easement from The Land Trust for Santa Barbara County, by authorizing the Clerk of the Board of Directors to execute the Certificate of Acceptance.

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

a) Approved; and

b) Accepted.

The motion carried by the following vote.

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

A-30) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [11-00680](#)

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

Consider recommendations regarding the Lillingston Canyon Debris Basin Project, First District, as follows:

- a) Approve the award of the Construction Contract for the Lillingston Canyon Debris Basin Project in the amount of \$190,993.00 to the lowest responsible bidder, AIS Construction Company, subject to the provisions of documents and certifications, as set forth in the plans and specification applicable to the project and as required by law;
- b) Approve and authorize the Chair to execute the Construction Contract upon return of the contractor's executed contract documents, and the review and approval of the County Counsel, Auditor-Controller, and Risk Manager or their authorized representatives;
- c) Approve a contingency in the amount of \$19,099.30 for the above subject project;

d) Approve the plans and specifications for the project; and

e) Find that pursuant to CEQA Section 15162, no new effects will occur and no new mitigation measures would be required as a result of the project and therefore pursuant to CEQA Section 15168 (2) Program EIR, that the Lillingston Canyon Debris Basin Project is within the scope of the project covered by the Program Environmental Impact Report (PEIR) for the Updated Routine Maintenance Program (01-EIR-01) approved in 2001 and the Lillingston Debris Basin addendum to the PEIR approved in 2010, and no new environmental document is required.

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

a) through e) Approved.

The motion carried by the following vote.

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

A-31) SANTA BARBARA COUNTY EMPLOYEE'S RETIREMENT SYSTEM

11-00681

Consider recommendations regarding the cancellation of Board of Retirement elections, as follows:

a) Order that no elections be held for General, Retired, and Alternate Retired members of the Board of Retirement; and

b) Direct the Clerk to cast a unanimous ballot in favor of the sole nominated members in their respective categories.

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

a) and b) Approved.

The motion carried by the following vote.

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

Hearing Requests

A-32) PUBLIC WORKS

11-00682

Set hearing to consider recommendations regarding speed limits on various roads, Second, Third and Fourth Districts, as follows:
(Set hearing for 9/20/11. Time estimate 15 minutes.)

a) Consider the introduction (first reading) of an Ordinance amending Chapter 23, Sections 23-15.3, 23-15.4, 23-15.5 & 23-15.6 of the Code of Santa Barbara County, pertaining to speed limits on Cathedral Oaks Road, Hollister Avenue and State Street in the Santa Barbara area; Paradise Road in the Cachuma Lake area; Refugio Road in the Santa Ynez area; and Hummel Drive and Solomon Road in the Orcutt area; and

b) Set a hearing for October 4, 2011 on the Administrative Agenda to consider recommendations, as follows:

i) Consider the adoption (second reading) of an Ordinance, amending Chapter 23 Sections 23-15.3, 23-15.4, 23-15.5 & 23-15.6 of the Code of Santa Barbara County, pertaining to speed limits on the subject roads described herein; and

ii) Approve the filing of a Notice of Exemption pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301 (c), pertaining to maintenance and operation of existing facilities, for this project.

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, that this matter be Set for a hearing, as follows: September 20, 2011 in Santa Barbara (EST. TIME: 15 MIN.). The motion carried by the following vote.

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

Approval of Administrative Agenda

HEARING TIME: 9:01 A.M. - 9:03 A.M. (2 MIN.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Lavagnino, to Approve the Administrative Agenda as Amended. The motion carried by the following vote.

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

Public Comment Period

HEARING TIME: 9:04 A.M. - 9:06 A.M. (2 MIN.)

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 09-368) (11-00001)

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

Re: Discrimination in Society - Dr. Robert L. Jones Addressed the Board.

Re: Fee to Trust issues in Santa Ynez Valley - Nancy Eklund-Hunsicker Addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY CLERK-RECORDER-ASSESSOR 11-00612

HEARING - Consider recommendations regarding Fee Increases for the Clerk-Recorder, Assessor, and Election Divisions of the Clerk-Recorder-Assessor Department, as follows: (EST. TIME: 20 MIN.)

a) Consider the introduction (first reading) of Ordinances amending the fees, effective November 1, 2011, of the:

- i) Clerk-Recorder Division;
- ii) Assessor Division; and
- iii) Elections Division;

b) Set hearing on the Administrative Agenda of September 20, 2011 to consider the adoption (second reading) of Ordinances amending the fees, effective November 1, 2011, of the:

- i) Clerk-Recorder Division;
- ii) Assessor Division; and
- iii) Elections Division; and

c) Approve the Notices of Exemption from the California Environmental Quality Act of 1970 (CEQA) for the Fee Ordinances of the Clerk-Recorder, Assessor, and Election Divisions of the Clerk-Recorder-Assessor Department, pursuant to California Environmental Quality Act (CEQA) guidelines.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 9:07 A.M. - 9:13 A.M. (6 MIN.)

Received and filed staff presentation and conducted public hearing

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

a) Read title, waived reading of the Ordinance in it's entirety. Introduction approved; adoption (second reading) of the Ordinance set for September 20, 2011 on the Administrative Agenda.

b) and c) Set hearing for adoption (second reading) on the Administrative Agenda for September 20, 2011 in Santa Barbara.

The motion carried by the following vote.

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

2) HUMAN RESOURCES

[11-00668](#)

HEARING - Approve a Memorandum of Understanding (MOU) with the Service Employees International Union, Local 620, effective from September 5, 2011 through June 23, 2013, implementing the changes summarized in the Summary of Changes to the Local 620 MOU. (EST. TIME: 5 MIN.)

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 9:14 A.M. - 9:30 A.M. (16 MIN.)

Received and filed staff presentation and conducted public hearing.

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this matter be Approved.

The motion carried by the following vote.

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

3) COUNTY EXECUTIVE OFFICE

11-00655

HEARING - Consider recommendations regarding a vacancy on Santa Maria Public Airport District Board, as follows: (EST. TIME: 30 MIN.)

- a) Appoint an individual from the forwarded applicants, or another qualifying member of the public to the Airport Board;
- b) Order the district to hold an election for the position at the next general election which is currently scheduled for June 2012; or
- c) Take no action within 90 days which would require the district to hold an election for the position at the next general election which is currently scheduled for June 2012.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 9:31 A.M. - 9:37 A.M. (6 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Appointed Donald Lahr.**
- b) and c) No action taken.**

The motion carried by the following vote.

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

4) TREASURER-TAX COLLECTOR[11-00686](#)

HEARING - Consider recommendations regarding General Services Photovoltaic Solar Energy Project Financing and 2001 Certificates of Participation Refunding, as follows: (4/5 Vote Required) (EST. TIME: 15 MIN.)

- a) Approve a lease-leaseback financing with Wells Fargo Bank, National Association for the purpose of 1) the acquisition of a photovoltaic solar energy project utilizing the Qualified Energy Conservation Bond (QECCB) subsidy, and 2) refunding the 2001 Certificates of Participation (COPs) in a total financing amount not to exceed \$22,500,000.00;
- b) Adopt a Resolution authorizing the execution and delivery of a lease, a sublease, an assignment agreement, a contract of purchase and an escrow agreement; and authorizing certain other actions in connection with a lease financing;
- c) Approve and authorize the Chair to execute a Contract, in the amount of \$35,000.00 for the QECCB and \$45,000.00 for the refunding, appointing Orrick, Herrington & Sutcliffe to perform legal services as bond counsel incident to the execution and delivery of the 2011 Sublease;
- d) Direct the County Treasurer-Tax Collector, County Auditor-Controller, County Counsel, and General Services to proceed with all necessary actions required to proceed with the QECCB financing and the refunding of the 2001 Certificates of Participation;
- e) Authorize the Treasurer-Tax Collector to abandon the financing if market conditions have become financially unfavorable;
- f) Approve a budget revision; and
- g) Determine that the above actions are government funding mechanisms and/or fiscal activities that are not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 9:38 A.M. - 9:47 A.M. (9 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Approved.
- b) Adopted; Chair to execute.

RESOLUTION NO. 11-310

- c) Approved; Chair to Execute.
- d) Directed.
- e) Authorized.
- f) and g) Approved.

The motion carried by the following vote.

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

5) PLANNING AND DEVELOPMENT

11-00627

HEARING - Consider recommendations regarding the County Planning Commission’s January 19, 2011 recommendation for the approval of the Makela Rezone project, Case No. 08RZN-00000-00010 for APN 081-230-028, known as 12477 Calle Real, Gaviota area, Third District, as follows: (EST. TIME: 10 MIN.)

- a) Make the required findings for the proposed rezone, Case No. 08RZN-00000-00010, including the California Environmental Quality Act (CEQA) findings;
- b) Determine that the project, Case No. 08RZN-00000-00010, is exempt from environmental review pursuant to Section 15061(b)(3) of the Guidelines for Implementation of California Environmental Quality Act;
- c) Adopt a Rezone Ordinance for APN 081-230-028; and
- d) Subsequently amend the current County Inland Zoning Map, to reflect the Rezone from “U” to “AG-II-100”, subject to the Conditions of Approval.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 9:48 A.M. - 10:00 A.M. (12 MIN.)

Received and filed staff presentation and conducted public hearing.

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

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

ORDINANCE NO. 4798

- d) Approved.**

The motion carried by the following vote.

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

6) PLANNING AND DEVELOPMENT

11-00598

HEARING - Consider recommendations regarding the Historic Landmarks Advisory Commission’s designation of the Bryce Beach Cabana and Funicular as a Historic Landmark, as follows: (EST. TIME: 45 MIN.)

a) Approve the action of Historic Landmarks Advisory Commission and adopt a resolution with conditions to be imposed designating the Bryce cabana and funicular as a County Historic Landmark, and determine that approval is exempt from CEQA pursuant to Section 15308 of the CEQA Guideline;

b) Modify the action of Historic Landmarks Advisory Commission and modify and adopt the resolution in Attachment A with conditions to be imposed designating the Bryce cabana and funicular as a County Historic Landmark, and determine that approval is exempt from CEQA pursuant to Section 15308 of the CEQA Guidelines; or

c) Disapprove the action of the Historic Landmarks Advisory Commission designating the Bryce cabana and funicular as a County Historic Landmark, and determine that disapproval is exempt from CEQA pursuant to Section 15270 of the CEQA Guidelines.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 10:17 A.M. - 11:27 A.M. (1 HR., 10 MIN.)

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

a) and b) No action taken.

c) Disapproved the designation of the Bryce Cabana and Funicular as a County Historic Landmark. Directed staff to take the matter back to the Historic Landmarks Advisory Commission for consideration as a Place of Historic Merit and to provide for the Board a comparison of the findings associated with both Historic Landmark and Historic Merit designations.

The motion carried by the following vote.

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

7) PLANNING AND DEVELOPMENT

11-00607

HEARING - Consider the appeal filed by Ross Bagdasarian, Jr. and Janice F. Karman of the Montecito Planning Commission's denial of the Bagdasarian appeal, 10APL-00000-00016, and de novo denial of the Bagdasarian Land Use Permit, 09LUP-00000-00256, for existing unpermitted pedestrian bridges, grading and retaining walls within an Environmentally Sensitive Habitat, located at 1192 and 1194 East Mountain Drive, in the Montecito area, First District, as follows: (EST. TIME: 1 HR.)

- a) Deny the appeal, Case No. 11APL-00000-00009, thereby upholding the Montecito Planning Commission's denial of 10APL-00000-00016 and denial of Case No. 09LUP-00000-00256;
- b) Make the required findings for denial of the project, 09LUP-00000-00256, including CEQA findings;
- c) Determine the denial of the project is exempt from CEQA pursuant to CEQA Guidelines Section 15270; and
- d) Deny the project, Case No. 09LUP-00000-00256.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 11:28 A.M. - 11:29 A.M. (1 MIN.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this matter be Continued, as follows: October 18, 2011 in Santa Barbara (EST. TIME: 1 HR).

The motion carried by the following vote.

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

8) PLANNING AND DEVELOPMENT

11-00685

HEARING - Consider recommendations regarding the Climate Action Strategy - Phase 1 Climate Action Study, as follows: (EST. TIME: 1 HR.)

- a) Receive and file the Climate Action Study;
- b) Determine the Climate Action Study is exempt from CEQA pursuant to CEQA Guideline section 15262; and
- c) Direct staff to prepare the Climate Action Plan as contemplated in the 2011-2012 Annual Work Program and to seek funding, including grants, to offset general fund costs in developing and implementing the Climate Action Study through the development of a Climate Action Plan and associated building and energy codes.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 11:30 A.M. - 12:20 P.M. (50 MIN.)

Conducted public hearing.

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

- a) Received and filed;**
- b) Determined; and**
- c) Directed.**

The motion carried by the following vote.

Ayes: 3 - Supervisor Carbajal, Supervisor Wolf, and Supervisor Farr

Noes: 2 - Supervisor Gray, and Supervisor Lavagnino

9) COUNTY EXECUTIVE OFFICE, PLANNING AND DEVELOPMENT, 11-00599
BOARD OF DIRECTORS, REDEVELOPMENT AGENCY

HEARING - Consider recommendations regarding impacts of the Redevelopment Restructuring Act on the County Redevelopment Agency, as follows: (EST. TIME: 1 HR.)

Acting as the Board of Supervisors:

- a) Adopt a Resolution retaining the housing assets, functions and powers previously performed by the Redevelopment Agency pursuant to Health and Safety Code Section 34176(a);
- b) Adopt a non-binding Resolution of Intent to participate in the Alternative Voluntary Redevelopment Program pursuant to Health and Safety Code Section 34193(b);
- c) Direct staff to return on October 4th to introduce an Ordinance to allow the County to continue redevelopment activities pursuant to the Alternative Voluntary Redevelopment Program, and to adopt a reimbursement agreement between the County and the Redevelopment Agency to provide for Redevelopment Agency reimbursement of required remittances to the State required under ABX1 27; and

Acting as the Board of Directors, Redevelopment Agency:

- d) Adopt a Resolution directing staff to forward the preliminary draft of the initial Recognized Obligation Payment Schedule to the Successor Agency pursuant to Health and Safety Code Section 34169(h).

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 2:20 P.M. - 2:59 P.M. (39 MIN.)

Received and filed staff presentation and conducted public hearing.

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

Acting as the Board of Supervisors:

a) Adopted.

RESOLUTION NO. 11-311

b) Adopted.

RESOLUTION NO. 11-312

c) Directed staff to return on October 4, 2011 in Santa Barbara.

Acting as the Board of Directors, Redevelopment Agency:

d) Adopted.

RESOLUTION NO. 11-313

The motion carried by the following vote.

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

Board Member Reports

HEARING TIME: 3:00 P.M. - 3:03 P.M. (3 MIN.)

RE: Reported the addition of a new puppy to his family - Fifth District Supervisor Steve Lavagnino Addressed the Board.

RE: Announced Planning Commission meeting regarding continued discussion of Goleta Valley Public Advisory Committee initiation of Environmental Report scheduled for September 7, 2011 - Second District Supervisor Janet Wolf Addressed the Board.

Adjourned at 3:05 PM

The Board of Supervisors Adjourned the Meeting of September 6, 2011 in Memory of Don E. Wilson of Santa Maria and Jimmy Dean "J.D." Smith of Lompoc.

Adjourned to

September 13, 2011

Joseph Centeno Betteravia Government Administration Building

Board Hearing Room

511 East Lakeside Parkway

Santa Maria

Announcements

The meeting of Tuesday, September 6, 2011 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, September 8, 2011, at 5:00 PM and on Saturday, September 10, 2011, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>