

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, January 15, 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

COUNTY COUNSEL

[File Reference No. 08-00069](#)

Closed Session Agenda

Approval of Minutes of the January 8, 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.

Honorary Resolutions

A-1) SUPERVISOR CARBAJAL

[File Reference No. 08-00066](#)

Adopt a Resolution celebrating the life and legacy of Dr. Martin Luther King.

A-2) SUPERVISOR CENTENO

[File Reference No. 08-00045](#)

Adopt a Resolution of Commendation honoring Terry J. Clark, Juvenile Institution Officer, upon his retirement after 30 years of distinguished service to the Santa Barbara County Probation Department.

Administrative Items

A-3) AUDITOR-CONTROLLER

[File Reference No. 08-00044](#)

Consider recommendations regarding the Property Tax, Sales Tax and Transient Occupancy Tax Annual Report, as follows:

- a) Receive and file the 2007-2008 Property Tax Highlights Report;
- b) Receive and file the 2006-2007 Annual Sales and Use Tax Report; and
- c) Receive and file the 2006-2007 Annual Transient Occupancy Tax Report.

A-4) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

[File Reference No. 08-00055](#)

Accept the Notice of Completion and Acceptance of Project for the Santa Barbara Cottage Hospital Regional Storm Drain System.

- A-5) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT and PUBLIC WORKS [File Reference No. 08-00056](#)
Adopt the resolution entitled "Authorization to Execute Owner's and Subdivider's Maintenance Agreements" authorizing the Public Works Director or his Designee to execute Owner and Subdivider Agreements relating to development projects.
- A-6) PUBLIC WORKS and BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 08-00057](#)
Acting as the Board of Supervisors and the Board of Directors, Flood Control and Water Conservation District:

Approve and authorize the Chair to execute quitclaim deeds extinguishing the County's and the Flood Control District's easements on Assessor Parcel Numbers 061-362-001, -005, -006, and -007 (herein the "Subject Properties") regarding the Via Rueda Interceptor Storm Drain. Direct staff to record each quitclaim deed in the Office of the County Recorder.
- A-7) CHILD SUPPORT SERVICES [File Reference No. 08-00050](#)
Approve and authorize the Chair to execute an agreement with Foothill Grove Corporation (a local vendor) to work on conversion and systems management of Child Support Services CASES system to new statewide California Child Support Automation System (CCSAS) Version 2 for the period of 1/22/2008 through 6/30/2008, in an amount not to exceed \$60,000.
- A-8) COUNTY CLERK-RECORDER-ASSESSOR [File Reference No. 08-00052](#)
Approve and authorize the Chair to execute an agreement with Office Team (a local vendor) to provide qualified temporary staff for election related work in the Department of the Clerk, Recorder, and Assessor. These services will be on an as needed basis during peak election months effective immediately upon Board approval through 6/30/2009, with the option of extending in writing by mutual consent under a contract administered by the Clerk, Recorder, and Assessor Department.
- A-9) COUNTY EXECUTIVE OFFICE [File Reference No. 08-00054](#)
Approve Budget Revision Requests (SEE EXHIBIT A WITH POSTED AGENDA). (4/5 Vote Required).
- A-10) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 08-00067](#)
Consider recommendations regarding the Memorandum of Understanding with a Recognized Employee Organization, as follows:

a) Approve a Memorandum of Understanding with the Service Employees International Union, Local 535 (Local 535), effective January 14, 2008 through October 3, 2010;

b) Approve a resolution effective March 10, 2008 increasing salaries for employees represented by Local 535;

c) Approve a resolution effective October 6, 2008 increasing salaries for employees represented by Local 535;

d) Approve a resolution effective October 5, 2009 increasing salaries for employees represented by

Local 535; and

e) Approve a resolution effective April 5, 2010 increasing salaries for employees represented by Local 535.

A-11) GENERAL SERVICES [File Reference No. 08-00059](#)

Approve and authorize the Chair to execute Amendment No. 3 to the contract with Maino Construction Company Inc. (not a local vendor), for the Burton Mesa Public Safety Center Project 8657 in the amount of \$8,806.87 for a total contract amount of \$4,120,328.88, Fourth District.

A-12) GENERAL SERVICES [File Reference No. 08-00061](#)

Approve and authorize the Chair to execute the Professional Services Agreement with Ravatt Albrecht & Associates Inc. (a local vendor) to provide pre-design and schematic design services, for the Betteravia Government Center Building D/Alternate Emergency Operations Center Expansion Project 8667, in the amount of \$60,000 including reimbursable expenses, Fifth District.

A-13) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 08-00051](#)

Authorize the Housing and Community Development Department Director to execute the Subordination Agreement, pursuant to Lompoc Housing and Community Development Organization's first mortgage loan refinancing for the Portabello Apartments, located at 305-309 North K Street, in the City of Lompoc, Fourth District.

A-14) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 08-00063](#)

Consider recommendations regarding the Ventucopa Water Supply System Feasibility Study Loan Forgiveness, Fifth District, as follows:

a) Approve forgiveness of a \$33,250 loan, funded through a State of California Community Development Block Grant Planning and Technical Assistance Grant, awarded in 2005 to the Ventucopa Water Company to create a water system improvement feasibility study for Ventucopa; and

b) Authorize the Director of Housing and Community Development to execute a Notice of Release of Loan Agreement.

A-15) PLANNING AND DEVELOPMENT [File Reference No. 08-00058](#)

Consider recommendations regarding the Coastal Commission's certification of amendments to the Local Coastal Program regarding appeals and noticing procedures, and permit processes, as follows:

a) Receive notice of the California Coastal Commission's certification of the County's amendments to the County's Local Coastal Program (Coastal Commission Case No. MAJ-2-06-B (Noticing and Appeals Procedures)) with suggested modifications;

b) Adopt a Resolution acknowledging receipt of the California Coastal Commission's certification with modifications and adopting the Local Coastal Program Amendments with the suggested modifications;

c) Authorize the Chair to execute a letter transmitting the Resolution to the California Coastal Commission; and

d) Authorize the Planning and Development Department to transmit the adopted Resolution and Board Letter to the California Coastal Commission.

A-16) SOCIAL SERVICES [File Reference No. 08-00053](#)

Approve and authorize the Chair to execute the contract and continuation of services of the current health benefit provider Santa Barbara San Luis Obispo Regional Health Authority dba CenCal Health, formerly known as Santa Barbara Regional Health Authority, effective January 1, 2008 to provide health benefits to qualified In-Home Supportive Services caregivers. The contract amount not to exceed \$1,519,560 in calendar year 2008, \$1,632,120 in calendar year 2009, and \$1,756,740 in calendar year 2010, and it may renew from year to year unless amended or terminated by either party.

Board of Supervisors

A-17) SUPERVISOR CARBAJAL [File Reference No. 08-00060](#)

Approve the appointment of Joanne Funari to the Santa Barbara County Finance Corporation, Inc. for a term beginning January 15, 2008 ending on July 30, 2012, First District.

A-18) SUPERVISOR CENTENO [File Reference No. 08-00047](#)

Approve the appointment of Teresa Fritz-Sleight to the Commission for Women for a term beginning January 15, 2008 and ending on January 1, 2011, Fifth District.

A-19) SUPERVISOR FIRESTONE [File Reference No. 08-00046](#)

Approve the reappointment of Lynn Schiffmacher to the Human Services Commission for a term beginning July 1, 2007 and ending on June 30, 2010, Third District.

Hearing Requests

A-20) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 08-00062](#)

Set hearing to receive and file an update from the Housing and Community Development Department.

A-21) PLANNING AND DEVELOPMENT [File Reference No. 08-00065](#)

Set hearing to consider recommendations regarding a report on the feasibility of transferring development rights (TDR) at Santa Barbara Ranch, Third District, as follows:

a) Make a determination that:

i) Only a partial transfer of development potential at Naples/Santa Barbara Ranch is possible; and

ii) The land use designation of AG II 100 should be re-evaluated as provided by Policy 2-13 of the County's Coastal Land Use Plan; and

b) Direct staff to finalize the proposed TDR Enabling Ordinance, retaining an unconstrained free-market approach whereby there would be no expressed hold period on entitlements nor would the property owner be compelled to sell development credits to a TDR Bank.

(Set Hearing for 2/5/2008. Time estimate 120 minutes.)

A-22) PUBLIC WORKS and BOARD OF DIRECTORS, LAGUNA COUNTY SANITATION DISTRICT [File Reference No. 08-00048](#)

Consider recommendations regarding the reimbursement agreement for the Bradley-Solomon trunk line and amendment to fee ordinance regarding trunk line fees, Fourth District, as follows:

- a) Approve and authorize the Chair to execute the reimbursement agreement between the Laguna County Sanitation District and Di-Mac Development Inc.;
- b) Set hearing for February 12, 2008 to consider the introduction (first reading) of "An Ordinance Amending Ordinance No. 3130" to revise the Bradley-Solomon trunk line fee; and
- c) Set hearing for March 4, 2008 to consider the adoption (second reading) of "An Ordinance Amending Ordinance No. 3130" to revise the Bradley-Solomon trunk line fee.
(Set Hearing for 2/12/2008. Time estimate 15 minutes.)

A-23) PUBLIC WORKS [File Reference No. 08-00049](#)

Set hearing to consider recommendations regarding the Conversion Technology Goals and Criteria, First, Second, and Third Districts, as follows:

- a) Approve the proposed conversion technology project goals;
- b) Approve the proposed criteria to screen potential technologies for suitability and ability to meet project goals; and
- c) Direct staff to return in April 2008 to present the final conversion technology feasibility report prepared by Alternative Resources, Inc.
(Set Hearing for 1/22/2008. Time estimate 20 minutes.)

A-24) PLANNING AND DEVELOPMENT [File Reference No. 08-00068](#)

Set hearing to consider the Goleta Beach Park Coastal Access and Recreation Enhancement (CARE) Beach Sand Stabilization, Second District, as follows,:

Direct staff to file a Coastal Development Permit application for the Goleta Beach Park CARE - Beach Sand Stabilization with the California State Coastal Commission by January 31, 2008.
(Set Hearing for 1/22/2008. Time estimate 90 minutes.)

Board of Directors, In-Home Supportive Services Public Authority

A-25) SOCIAL SERVICES [File Reference No. 08-00064](#)

Acting as the Board of Directors of the IHSS Public Authority:

- a) Receive and file a report of activities performed by the Public Authority between July 1, 2007 and December 31, 2007; and
- b) Provide direction to staff as appropriate.

ADDENDUM**Item A-26) is added to the Administrative Agenda, as follows:**A-26) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[File Reference No. 08-00080](#)

Approve and authorize the Chair to execute a contract appointing Daniel J. Wallace, Esq. as a Contractor on Payroll to the position of County Counsel on an interim basis commencing January 28, 2008 for an annual amount of \$192,000.

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

1) COUNTY EXECUTIVE OFFICE [File Reference No. 07-01119](#)

HEARING - Consider recommendations regarding the Budget Expansion Request from Human Services Commission, as follows: (EST. TIME: 30 MIN.)

a) Consider whether or not it will approve a \$161,000 budget expansion for the Human Services Commission in 2007-08; or

b) Defer the request until the 2008-09 Proposed Budget per the request of the Human Services Commission.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

11/20/07 BOARD OF SUPERVISORS

Acted on as follows:

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

Withdraw this matter from the agenda.

No vote taken.

A substitute motion was made as follows:

A motion was made by Supervisor Carbajal, Seconded by Supervisor Wolf as follows:

Set this matter for hearing on January 15, 2008 in Santa Maria. (EST. TIME: 60 MIN.)

The motion carried as follows:

Ayes: 3 - Supervisor Carbajal, Supervisor Wolf, Supervisor Centeno

Noes: 2 - Supervisor Firestone, Supervisor Gray

2) COUNTY EXECUTIVE OFFICE [File Reference No. 07-01161](#)

HEARING - Develop the 2008 Legislative Platform, as follows: (EST. TIME: 45 MIN.)

a) Adopt the revised 2008 legislative platform; and

b) Receive a summary regarding other legislative issues that emerged during the Board's December 11, 2007 meeting.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

12/4/07 BOARD OF SUPERVISORS

Set for a hearing, as follows:

December 11, 2007 in Santa Maria (EST. TIME: 60 MIN.)

12/11/07 BOARD OF SUPERVISORS

Acted on and continued, as follows:

Received and filed staff report and conducted public hearing.

a) and b) Received.

c) Continued to January 15, 2008 in Santa Maria. Directed staff to return with language amending the County's 2008 Legislative Platform deleting support of AB 1634 and adding the County's 10 Year Plan to End Homelessness. Further directed staff to include for consideration additional issues and projects as identified by the Board during the public hearing.

3) COUNTY EXECUTIVE OFFICE [File Reference No. 08-00036](#)

HEARING - Consider recommendations regarding the staff recommendation for Santa Barbara County Emergency Operations Center (EOC), as follows: (EST. TIME: 40 MIN.)

a) Receive a report and recommendations from staff regarding the Operational Area and County Emergency Operations Center (EOC);

b) Accept the staff report and recommendation to proceed with the planning, building and other activities required to build an Operational Area and County EOC in the south coast area, Second District; and

c) Direct staff, as part of the County's emergency operational readiness, to incorporate features into the recently approved Santa Maria Government Center Project that allow that center to function as an alternate EOC in the north county.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

1/8/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
January 15, 2008 in Santa Maria (EST. TIME: 40 MIN.)

4) PLANNING AND DEVELOPMENT [File Reference No. 08-00035](#)

HEARING - Consider recommendations regarding the Regional Boards of Architectural Review, as follows: (EST. TIME: 15 MIN.)

a) Consider the introduction (first reading) of an Ordinance (Case No. 08ORD-00000-00001) amending Section 14 of Ordinance No. 4584 to change the expiration of the ordinance from March 1, 2008 to December 31, 2008;

b) Find that adoption of this ordinance is not an activity subject to CEQA pursuant to CEQA Guidelines Sections 15060(c)(3) and 15378;

c) Set hearing on January 22, 2008 to consider the adoption (second reading) of an Ordinance (Case No. 08ORD-00000-00001) amending Section 14 of Ordinance No. 4584 to change the expiration of the ordinance from March 1, 2008 to December 31, 2008 ; and

d) Consider directing Planning and Development to return with a fee increase for BAR applications to offset increased costs as part of the fee resolution for fiscal year 08/09.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

1/8/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
January 15, 2008 in Santa Barbara (EST. TIME: 15 MIN.)

5) COUNTY EXECUTIVE OFFICE[File Reference No. 07-01220](#)

HEARING - Consider recommendations regarding the Greka Oil Facilities Update, as follows: (EST. TIME: 2 HRS.)

- a) Receive a staff report on Greka Energy Facilities; and, receive an update on the current petroleum crude release at Greka Energy's Facilities;
- b) Consider and provide direction on staff's five recommendations concerning potential new ordinances and staff practices, as follows:
 - i) Recommendation 1. Develop a Multiple Response Ordinance;
 - ii) Recommendation 2. Develop a High Risk Offender Ordinance;
 - iii) Recommendation 3. Develop a Centralized Data Base to Compile Violation History;
 - iv) Recommendation 4. Increase Inspection and Permitting Fees for those Facilities Requiring Extraordinary Time for Inspection;
 - v) Recommendation 5. Operational Efficiency Recommendations;
- c) Direct the CEO's Office to take all actions necessary in order to timely implement such recommendations approved by the Board of Supervisors.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

12/11/07 BOARD OF SUPERVISORS Acted on as follows:
A motion was made by Supervisor Wolf, seconded by Supervisor Carbajal, as follows:

Approve consideration of X-Agenda request (4/5 Vote required).

The motion failed by the following vote:

Ayes: 2 - Supervisor Wolf and Supervisor Carbajal
Noes: 2 - Supervisor Firestone and Supervisor Centeno
Absent: 1 - Supervisor Gray

Directed staff to return to the Board on January 15, 2008 in Santa Maria with a comprehensive report regarding the spill on December 7, 2007 at the Greka Palmer Road facility and additional issues related to Greka operations in Santa Barbara County.

1/8/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
January 15, 2008 in Santa Maria (EST. TIME: 60 MIN.)

Adjourn to

January 22, 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 January 15, 2008, will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, January 17, 2008, at 5:00 PM on CSBTv Channel 20.

<http://www.countyofsb.org>