
ACTION SUMMARY

July 10, 2007

**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

7:50 A.M. Convened and Recessed to Closed Session

9:00 A.M. Reconvened to Regular Session

CONVENED AT 9:01 A.M.

Roll Call

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

Pledge of Allegiance

Report from Closed Session

The Board, acting as the Board of Directors of the Redevelopment Agency, took no reportable action.

COUNTY COUNSEL

[File Reference No. 07-00714](#)

Closed Session Agenda

Approval of Minutes of the June 26, 2007 meeting

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, to Approve the minutes, as amended

Directed that recommendation b) of Departmental Item No. 8) be amended to reflect the following:

b) Set for July 10, 2007 in Santa Maria.

The motion carried unanimously.

Administrative Agenda

Resolutions to be Presented at 11:45 A.M.

A-1) SUPERVISOR CARBAJAL and SUPERVISOR WOLF

[File Reference No. 07-00676](#)

Adopt a Resolution proclaiming July 14, 2007 as Pacific Pride Festival Day in Santa Barbara County.

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

RESOLUTION NO. 07-201

The motion carried unanimously.

A-2) SUPERVISOR CENTENO

[File Reference No. 07-00707](#)

Adopt a Resolution Proclaiming July 21 and 23, 2007 as Santa Maria's Relay for life weekend.

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

RESOLUTION NO. 07-202

The motion carried unanimously.

A-3) SUPERVISOR CARBAJAL [File Reference No. 07-00711](#)

Adopt a Resolution of Commendation honoring G. Michael McGrath upon his retirement from the Public Defender's Office after 41 years of dedicated public service.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Continued, as follows: July 17, 2007 in Santa Barbara. The motion carried unanimously.

Honorary Resolutions

A-4) SUPERVISOR FIRESTONE [File Reference No. 07-00677](#)

Adopt a Resolution declaring the month of July as Parks and Recreation Month in Santa Barbara County.

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

RESOLUTION NO. 07-203

The motion carried unanimously.

A-5) SUPERVISOR FIRESTONE [File Reference No. 07-00678](#)

Adopt a Resolution declaring the week beginning June 29, 2007 as National Clean Beaches Week.

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

RESOLUTION NO. 07-204

The motion carried unanimously.

A-6) SUPERVISOR WOLF [File Reference No. 07-00679](#)

Adopt a Resolution proclaiming July 9-15, 2007 as AIA/Architectural Appreciation Week in Santa Barbara County.

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

RESOLUTION NO. 07-205

The motion carried unanimously.

A-7) SUPERVISOR CARBAJAL [File Reference No. 07-00686](#)

Adopt a Resolution of Commendation honoring Barbara Godley for her dedicated service as the Chair of the Summerland Beautiful Committee.

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

RESOLUTION NO. 07-206

The motion carried unanimously.

Administrative Items

- A-8) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 07-00690](#)

Consider recommendations regarding the acceptance of Fee by Flood Control, Fifth District, as follows:

- a) Approve the Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines regarding the proposed acceptance of fee ownership of the parcel known as APN 118-004-067, which parcel is located adjacent to the Blosser flood control basin in Santa Maria; and
- b) Authorize the Chair to execute the Certificate of Acceptance attached to the Grant Deed regarding the above referenced property.

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

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

The motion carried unanimously.

- A-9) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 07-00692](#)

Consider recommendations regarding the Santa Maria River Levee Pilot Channel Project, Fourth and Fifth Districts, as follows:

- a) Approve plans for the Santa Maria River Levee Pilot Channel Project;
- b) Authorize the Public Works Director to advertise and receive proposals for the Santa Maria River Levee Pilot Channel Project;
- c) Authorize the Public Works Director or his designee to execute a Conditions of Temporary Entry document with the contractor who offers the highest price per cubic yard of material per site; and
- d) Authorize the Public Works Director or his designee to execute Agreements with the underlying property owners regarding revenue sharing from the work.

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

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

The motion carried unanimously.

A-10) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 07-00693](#)

Consider recommendations regarding the Westside Storm Drain Project Phase III Agreements, Second District, as follows:

- a) Award the construction contract for the Westside Storm Drain Project Phase III in the amount of \$1,939,989.00 to the lowest responsible bidder MGE Underground (not a local vendor), 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) 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 \$109,499.45 for the above subject project;
- d) Approve plans and specifications for the project;
- e) Approve and authorize the Chair to execute Amendment No. 3 to the Agreement for Cost Sharing with the City of Santa Barbara for the project;
- f) Approve and authorize the Chair to execute the Agreement with Fugro West Inc.(a local vendor) in an amount not to exceed \$112,000 for construction inspection services for the project from the period of July 10, 2007 through June 30, 2008; and
- g) Authorize a 15% contingency with Fugro West, Inc. in the amount of \$16,800 for additional work that may be needed to complete the project.

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

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

The motion carried unanimously.

A-11) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 07-00710](#)

Consider the recommendation regarding the Classification and Salary Plan and Reconciliation of Allocated Positions, as follows:

Adopt a resolution, effective July 2, 2007, to update the County's Classification and Salary Plan, including various changes in department position allocations corresponding to the 2007-08 Proposed Budget including changes approved in 2006-07 by the County Executive Officer pursuant to Resolution 99-486.

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

RESOLUTION NO. 07-207

The motion carried unanimously.

A-12) GENERAL SERVICES [File Reference No. 07-00685](#)

Approve the request from the General Services Department to extend the Y-rating for the General Services, Human Resources Technician.

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

A-13) GENERAL SERVICES [File Reference No. 07-00703](#)

Approve the Notice of Completion for the Santa Maria Public Health Building's lobby efficiency improvement remodel, Project No. 8624/T02001, Fifth District.

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

A-14) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 07-00687](#)

Approve and authorize the Chair to execute the Satisfaction and Release of Declaration of Covenants, Conditions and Restrictions for the Devereux projects located at 625 Cambridge Drive and 510 Evonshire Avenue in the City of Goleta, Third District.

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

A-15) HOUSING AND COMMUNITY DEVELOPMENT[File Reference No. 07-00691](#)

Consider recommendations regarding the amendment to College Park Apartments Loan Agreement, Fourth District, as follows:

a) Approve the allocation of \$400,000 in Santa Barbara County HOME Program Income funds to replace a commitment of equal funding from the County's prior Loan Portfolio Recapitalization Fund for financing costs associated with the College Park Apartments project; and

b) Authorize the Chair to execute an Amendment to the existing Loan Agreement, Note and Regulatory Agreement between the County and College Park Housing Associates, a Limited California Partnership, to change the funding source of the \$400,000 to be loaned from the Loan Portfolio Recapitalization Fund to HOME Program Income funds (Fund 0066), subject to the all of the same terms, conditions and provisions set forth in the existing College Park Apartments Loan Agreement.

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

a) Approved.

b) Authorized; Chair to execute.

The motion carried unanimously.

A-16) HOUSING AND COMMUNITY DEVELOPMENT[File Reference No. 07-00694](#)

Consider recommendations regarding the Accessibility/Rehabilitation/Retrofit Program, as follows:

a) Authorize the Chair to execute a Subrecipient Agreement between Santa Barbara County and CHANCE, Inc., for program implementation and services associated with the Disabled Accessibility, Rehabilitation and Retrofit Housing Rehabilitation Program;

b) Adopt the Disabled Accessibility, Rehabilitation, and Retrofit Program Guidelines;

c) Authorize the HCD Director to execute administrative documents pursuant to program implementation and administration, such as Environmental Review, escrow, record keeping and reporting requirements; and

d) Authorize the HCD Director to approve loans within the parameters set forth in the Guidelines.

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

a) Authorized; Chair to execute.

b) Adopted.

c) and d) Authorized.

The motion carried unanimously.

A-17) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 07-00698](#)

Consider recommendations regarding the 2007-2008 Subrecipient Agreements for Good Samaritan Shelters, Inc. and Casa Esperanza, as follows:

- a) Authorize the Chair to execute a Subrecipient Agreement with Good Samaritan Shelters Incorporated in the amount of \$17,425, Fifth District; and
- b) Authorize the Chair to execute a Subrecipient Agreement with Casa Esperanza Homeless Center in the amount of \$156,762, Second District.

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

a) and b) Authorized; Chair execute.

The motion carried unanimously.

A-18) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 07-00700](#)

Consider recommendations regarding the Grant Application for Substance Abuse/Mental Health Services Administration, as follows:

- a) Authorize the Director of the Housing and Community Development Department to accept grant funds, if awarded, from the United States Department of Health and Human Services as part of the 10-Year Plan to End Chronic Homelessness, under the previously submitted grant application;
- b) Ratify the Memorandum of Understanding entered into pursuant to the grant application; and
- c) Authorize the Director of the Housing and Community Development Department to sign all documents required for execution of the grant agreement, draw down of funds, submittal of minor amendment requests and grant administration.

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

a) Authorized.

b) Approved.

c) Authorized.

The motion carried unanimously.

A-19) HUMAN SERVICES COMMISSION [File Reference No. 07-00684](#)

Approve the grantees for the Human Services grants at the recommended grant amounts, for the period commencing July 1, 2007.

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

A-20) PARKS [File Reference No. 07-00699](#)

Authorize release of two separate Requests for Proposals (RFPs) to: (1) Lease and operate a general store and snack bar/grill at Jalama Beach County Park; and (2) Lease and operate a restaurant and snack bar at Arroyo Burro Beach County Park, Second and Fourth Districts.

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

A-21) PLANNING AND DEVELOPMENT [File Reference No. 07-00281](#)

Consider recommendations regarding the Coastal Resource Enhancement Fund (CREF) - Recommended 2007 Award and Grant Contract for Doty Property Acquisition, Third District, as follows:

a) Approve a \$300,000 grant award from the Coastal Resource Enhancement Fund (CREF) for the fiscal year of 2007-2008; and

b) Approve execution of the attached CREF contract (BC-08-008) with the City of Goleta, in the amount of \$300,000, to purchase a one-acre property, known as the Doty property on the Ellwood Mesa, for the period of July 10, 2007 to April 15, 2008.

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

a) **Approved.**

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

The motion carried unanimously.

A-22) PROBATION [File Reference No. 07-00688](#)

Approve and authorize the Chair to execute the contract with the Community Action Commission (a local vendor) to provide lunch at the Santa Barbara Juvenile Hall, Villa Esperanza, Camino Segundo, and Casa Floral Counseling and Education Centers and lunch and dinner at the Susan J. Gionfriddo Juvenile Justice Center for the 2007-08 fiscal year for a not to exceed amount of \$460,705 for a period beginning July 7, 2007 to June 30, 2008.

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Continued, as follows: July 17, 2007 in Santa Barbara The motion carried by the following vote:

Ayes: 4 - Supervisor Wolf, Supervisor Firestone, Supervisor Gray and Supervisor Centeno

Abstentions: 1 - Supervisor Carbajal

A-23) PUBLIC WORKS [File Reference No. 07-00681](#)

Authorize the Chair to execute the Summary Order to Vacate in the matter of the Summary Vacation of an Unused Portion of the Jalama Road Right-of-Way in the Unincorporated Area of Santa Barbara, Fourth District.

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

RESOLUTION NO. 07-208

The motion carried unanimously.

A-24) PUBLIC WORKS [File Reference No. 07-00682](#)

Approve revisions to the current Neighborhood Traffic Management Policy for use throughout the County.

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Continued, as follows: August 14, 2007 in Santa Maria.

The motion carried unanimously.

A-25) PUBLIC WORKS [File Reference No. 07-00689](#)

Consider recommendations regarding the construction of Tieback Wall on East Camino Cielo at M.P. 1.3, County Project No. O5STRM (3T34), Third District, as follows:

a) Approve the Project and Categorical Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the Construction of Tieback Wall on East Camino Cielo at M.P. 1.3, County Project No. O5STRM (3T34); and

b) Authorize the Director of Public Works to advertise for construction bids for the Construction of Tieback Wall on East Camino Cielo at M.P. 1.3.

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

a) Approved.

b) Authorized.

The motion carried unanimously.

A-26) PUBLIC WORKS [File Reference No. 07-00696](#)

Consider recommendations regarding the Caltrans Grant Funding for the Agricultural Worker Vanpool Program and Contract with Santa Maria Organization of Helpers (SMOOTH) to Provide Agricultural Worker Vanpool Services; Fourth and Fifth Districts, as follows:

a) Adopt the attached Resolution to accept the terms and conditions of the Grant Agreement with Caltrans for the Agricultural Worker Transportation Program (AWTP);

b) Authorize the Public Works Director to enter into a Grant Agreement for \$70,000 and any subsequent agreements with Caltrans regarding this project and the receipt of funding;

c) Authorize the Chair to execute the Agreement between the County and the Santa Maria Organization of Transportation Helpers (SMOOTH) to provide One Hundred Fifteen Thousand Dollars (\$115,000) in Transit Development Act (TDA) and Caltrans AWTP monies for Agricultural Worker Vanpool Program services in the Santa Maria Valley;

d) Authorize the Director of Public Works to approve amendments to the agreement for supplemental work up to Eleven Thousand Five Hundred (\$11,500); and

e) Upon approval of recommendations A through D, approve the budget revision for professional services and purchase and/or lease of equipment.

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

a) Adopted.

RESOLUTION NO. 07-209

b) Authorized.

c) Authorized; Chair to Execute.

d) Authorized.

e) Approved.

The motion carried unanimously.

Board of Supervisors

A-27) SUPERVISOR CARBAJAL [File Reference No. 07-00709](#)

Approve the appointment of Debra Stanfield to the Advisory Board on Drug and Alcohol Problems, First District.

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

A-28) SUPERVISOR GRAY [File Reference No. 07-00695](#)

Approve the current membership of the County of Santa Barbara's Child Care Planning Council, as shown on the Certification Statement Regarding Composition of Local Planning Council Membership and authorize the Chair to execute the Certification Statement Regarding Composition of Local Planning Council Membership.

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

A-29) SUPERVISOR CENTENO [File Reference No. 07-00680](#)

Approve the appointment of Gary M. Morgan to the Arts Commission, Fifth District.

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

A-30) SUPERVISOR CENTENO [File Reference No. 07-00708](#)

Approve the appointment of Kitty Balay Genge to the Arts Commission, Fifth District.

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

Hearing Requests

- A-31) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00697](#)
- Set hearing to consider recommendations of Legislative Program Committee: AB 1634- California Healthy Pets Act, as follows:
- a) Receive a report on Assembly Bill (AB) 1634, the California Healthy Pets Act, to mandate spay and neutering of pets; and
 - b) Determine whether the County should support the passage of AB 1634.
- A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: July 17, 2007 in Santa Barbara (EST. TIME: 45 MIN.) The motion carried unanimously.**
- A-32) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00702](#)
- Set a hearing to consider response to the Grand Jury Report on "Carpinteria Valley Water District: Is Improved Direction Needed?", as follows:
- a) Adopt the responses as the Board of Supervisors' responses to the 2006-07 Grand Jury Report entitled "Carpinteria Valley Water District: Is Improved Direction Needed?"; and
 - b) Authorize the Chair to execute the letter included, forwarding the responses to the Presiding Judge.
- A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: July 17, 2007 in Santa Barbara (EST. TIME: 10 MIN.) The motion carried unanimously.**
- A-33) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00683](#)
- Set a hearing to discuss and consider the Board of Supervisor's responses to the 2006-07 Grand Jury Report entitled "Los Prietos Boys Camp/Academy, An Oasis of Hope".
- A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: July 17, 2007 in Santa Barbara (EST. TIME: 10 MIN.) The motion carried unanimously.**
- A-34) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00704](#)
- Set a hearing to consider a Special Tax Levy for Orcutt Community Facilities District, as follows:
- a) Receive the Summary of Proposed Fiscal Year 2007-08 Tax Levy for Orcutt Community Facilities District No. 2002-1;
 - b) Adopt a Resolution Levying Special Taxes within County of Santa Barbara Community Facilities District No. 2002-1; and
 - c) Authorize Housing and Community Development to distribute funds to affected departments.
- A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: July 17, 2007 in Santa Barbara (EST. TIME: 25 MIN.) The motion carried unanimously.**

A-35) GENERAL SERVICES[File Reference No. 07-00706](#)

Set a hearing to receive a staff presentation regarding the Santa Barbara Public Defender Remodel, Project #8661/F02002, First District and the Betteravia Administration Building Expansion, Project #8676 Fifth District, as follows:

a) Receive a staff presentation regarding the Debt Advisory Committee (DAC) recommendation to finance, using Certificates of Participation (COP) or other, most favorable financing in the amount of \$10.6 million for;

- i) Public Defender Remodel project, \$4.5 million, and
- ii) Expand space for Administration Services at Betteravia, \$6.1 million.

b) Approve the attached Budget Revision Request to transfer funds from the Public Defenders Remodel Project #8661 to the Betteravia Administration Expansion project #8676 to cover design expenses anticipated during FY2007-08;

c) Adopt the attached resolution enabling the County to reimburse Capital Projects planning and design expenses incurred prior to issuance of the COP or other financing mechanism from proceeds of such debt issuance. The amount to be reimbursed is estimated at \$400,000 to the Public Defender Remodel Project #8661;

d) Approve and execute the attached Professional Services Agreement (PSA) to provide complete design, construction documents and construction administration for the Santa Barbara Public Defender Remodel in the amount of \$ 375,700 with CBA Architects, 1018 South Santa Anita Ave., Suite 1, Arcadia, CA 91006 (not a local vendor); and

e) Direct the County Treasurer-Tax Collector, Auditor-Controller, County Counsel, Office of Risk Management, and General Services to proceed with all necessary actions required to issue the COP or other financing in the most cost effective manner and with consultation from the County's chosen Underwriter and Bond Counsel.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: July 17, 2007 in Santa Barbara (EST. TIME: 30 MIN.) The motion carried unanimously.

A-36) PARKS[File Reference No. 07-00705](#)

Set a hearing to consider a Special Tax Levy for Providence Landing Community Facilities District, as follows:

a) Receive the Summary of Proposed Fiscal Year 2007-08 Tax Levy for Providence Landing Community Facilities District No. 2004-1; and

b) Adopt a Resolution Levying Special Taxes within County of Santa Barbara Community Facilities District No. 2004-1, Providence Landing.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: July 17, 2007 in Santa Barbara (EST. TIME: 15 MIN.) The motion carried unanimously.

A-37) PUBLIC WORKS [File Reference No. 07-00701](#)

Set a hearing to receive an update on the County's current and future waste management efforts.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: August 14, 2007 in Santa Maria (EST. TIME: 30 MIN.) The motion carried unanimously.

A-38) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00712](#)

Set a hearing to consider adopting a resolution that increases the 2007-08 library special tax rate in County Service Area #3 (Goleta), by 4.3% CPI adjustment for 2006.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: July 17, 2007 in Santa Barbara (EST. TIME: 5 MIN.) The motion carried unanimously.

A-39) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00713](#)

Approve and authorize the Chair to execute a contract in the amount of \$255,000 to reauthorize the agreement with Eclipse Solutions Inc. for Project Management/Chief Information Officer services from July 16, 2007 to June 30, 2008.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Continued, as follows: July 17, 2007 in Santa Barbara The motion carried unanimously.

A-40) SUPERVISOR FIRESTONE [File Reference No. 07-00715](#)

Adopt a Resolution of Commendation honoring Maestro Temistock Capone for his services to the Santa Barbara Choral Society during their goodwill tour of Italy.

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

RESOLUTION NO. 07-210

The motion carried unanimously.

Approval of Administrative Agenda

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

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

PUBLIC COMMENT

HEARING TIME: 10:50 A.M. - 11:03 A.M. (13 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: Status of Zaca Lake Fire - Fire Chief John Michael Scherrei Addressed the Board.

RE: Santa Barbara County Parks and Department Employees / County Support of Children's Health Insurance Legislation - Sister Janet Corcoran Addressed the Board.

RE: Human Services Commission - New Programs on Budget Expansion Request - Tara Brown Addressed the Board.

RE: Property Owners Rights and Fire Safety Issues - John P. Thorndike, IV., Addressed the Board.

RE: Child Abuse - Robert Johns Ph.D., Addressed the Board.

. The motion carried.

Departmental Agenda
Planning Items and Public Hearings

Department requests the withdrawal of Departmental Item No. 1).

1) PLANNING AND DEVELOPMENT

[File Reference No. 07-00576](#)

HEARING - Consider recommendations regarding a Comprehensive Plan Amendment for North Hills Development, a Reimbursement Agreement for County departments and a Contract for Planning Services, Fourth District, as follows:

- a) Initiate a Comprehensive Plan Amendment allowing processing of the North Hills rural village project located between Highway 101 and Highway 135 south of Orcutt on APN 101-020-074;
- b) Approve a Reimbursement Agreement for various County departments to recover the costs for project review of this development project; and
- c) Approve a Contract with Dave Tabor for planning services supporting Planning and Development's review of this development project.

HEARING TIME: 11:09 A.M. - 11:10 A.M. (1 MIN.)

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

2) PLANNING AND DEVELOPMENT

[File Reference No. 07-00608](#)

HEARING - 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. (EST. TIME: 40 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 11:10 A.M. - 11:55 A.M. (45 MIN.)

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

Received and filed presentation and conducted a public hearing.

The Board denied the appeal and took the following actions:

a. Adopted the Required Findings specified in the Planning Commission's action letter dated March 16, 2007, as amended: Amended second paragraph of Findings 1.1 by adding "Single Story" before "Detached Residential Second Unit" in the first line and delete the fourth and fifth sentences;

b. Denied Appeal No. 07APL-00000-00009; and

c. Denied Land Use Permit No. 06LUP-00000-00245.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Firestone, Supervisor Gray and Supervisor Centeno

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:

- a) Make a determination upon each assessment described in the report ordered filed by the Board at the June 19, 2007 meeting;
- b) 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
- c) 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.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 1:31 P.M. - 1:32 P.M. (1 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Approved.

b) Adopted.

RESOLUTION NO. 07-211

c) Adopted.

ORDINANCE NO. 4647

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Gray and Supervisor Centeno
Absent: 1 - Supervisor Firestone

4) PLANNING AND DEVELOPMENT[File Reference No. 07-00578](#)

HEARING - Consider recommendations regarding the amendments to the Petroleum Code (Chapter 25 of the Santa Barbara County Code) and adjustment of fees for Planning and Development Petroleum Unit, as follows: (EST. TIME: 10 MIN.)

- a) Consider the adoption of an ordinance (Second Reading) amending Chapter 25 of the Santa Barbara County Code and adopt the attached fee resolution, to be effective 60 days from adoption;
- b) Adopt a resolution adjusting fees for Planning and Development Petroleum unit; and
- c) Approve CEQA Exemption Notice.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 1:33 P.M. - 1:34 P.M. (1 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Adopted.

ORDINANCE NO. 4648

b) Adopted.

RESOLUTION NO. 07-212

c) Approved.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Firestone

5) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00671](#)

HEARING - Consider the recommendations regarding the Board of Supervisors' Response to the Grand Jury Report entitled "Illegal Immigration and the Detention System", as follows: (EST. TIME: 10 MIN.)

- a) Adopt the responses as the Board of Supervisors' responses to the 2006-07 Grand Jury Report entitled "Illegal Immigration and the Detention System"; and
- b) Authorize the Chair to sign the letter forwarding the responses to the Honorable Judge Melville.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 1:39 P.M. - 1:40 P.M. (1 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Adopted.

b) Authorized; Chair to Execute.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Firestone

6) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00672](#)

HEARING - Consider the recommendations regarding the Board of Supervisors' Response to the Grand Jury Report entitled "Law, Justice and Public Safety: Selected Community Challenges", as follows: (EST. TIME: 10 MIN.)

- a) Adopt the responses as the Board of Supervisors' responses to the 2006-07 Grand Jury Report entitled "Law, Justice and Public Safety: Selected Community Challenges"; and
- b) Authorize the Chair to sign the letter forwarding the responses to the Honorable Judge Melville.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 1:41 P.M. - 1:48 P.M. (7 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Adopted.

b) Authorized; Chair to Execute.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Firestone

7) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00673](#)

HEARING - Consider the recommendations regarding the Board of Supervisors' Response to the Grand Jury Report entitled "Law, Justice and Public Safety: Health Care within Detention Facilities", as follows: (EST. TIME: 20 MIN.)

- a) Adopt the responses as the Board of Supervisors' responses to the 2006-07 Grand Jury Report entitled "Law, Justice and Public Safety: Health Care within Detention Facilities"; and
- b) Authorize the Chair to sign the letter forwarding the responses to the Honorable Judge Melville.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 1:49 P.M. - 1:51 P.M. (2 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Adopted.

b) Authorized; Chair to Execute.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Firestone

8) DISTRICT ATTORNEY

[File Reference No. 07-00609](#)

HEARING - Consider adoption of \$2 Recording Fee to finance implementation of a Real Estate Fraud Prosecution Unit in the District Attorney's Office, as follows: (EST. TIME: 20 MIN.)

- a) Authorize establishment of a new County program, effective August 1, 2007, to implement the provisions of California Government Code section 27388. and creation of the local Real Estate Fraud Designation;
- b) Adopt a resolution implementing section 27388 of the California Government Code,(as Amended in Stats 2003, Chapter 46 section 1 (AB 241)) in Santa Barbara County, effective August 1, 2007. The adoption will result in an increase of \$2 in the fee paid at the time certain real estate instruments are recorded for the purposes of funding enhanced local efforts to deter, investigate, and prosecute real estate fraud;
- c) Authorize establishment of the Real Estate Fraud Prosecution Committee to distribute funds in the Designated-Real Estate Fraud account. This committee shall be comprised of the District Attorney, the County Executive Officer, and the Auditor-Controller, each of whom may appoint representatives of their offices to serve on the committee;
- d) Adopt the Budget Revision that establishes the revenue for designation and appropriations in the amount of \$81,000 in the District Attorney's budget; and
- e) Adopt a Personnel Resolution adding:
One (1.0) Criminal Investigator I-II, Range 5934-6234 (\$4,680-6,635/mo), effective 8/27/2007.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:52 P.M. - 2:29 P.M. 37 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Authorized.

b) Adopted.

RESOLUTION NO. 07-213

c) Authorized.

d) Adopted.

e) Adopted.

RESOLUTION NO. 07-214

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Firestone

9) **PARKS**

[File Reference No. 07-00660](#)

HEARING - Consider approval of the proposed County Parks Capital Project Plan for Proposition 12
Per Capita grant funds. (EST. TIME: 10 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 1:30 P.M. - 2:36 P.M. (66 MIN.)

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

Received and filed staff presentation and conducted public hearing.

Approved.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Firestone

10) 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. (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 2:37 P.M. - 3:20 P.M. 43 MIN.)

Acted on as follows:

Received and filed staff presentation and conducted public hearing.

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

That the County accept the Urban Oak Tree Interpretive Guidelines as recommended by the Planning Commission and the Montecito Planning Commission.

The motion failed by the following vote:

Ayes: 2 - Supervisor Carbajal and Supervisor Wolf

Nos: 2 - Supervisor Centeno and Supervisor Gray

Absent: 1 - Supervisor Firestone

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

Continue item to allow staff to analyze current county policy and return with recommendations for revised policy supporting Oak tree preservation and rights of property owners.

The motion failed by the following vote:

Ayes: 2 - Supervisor Centeno and Supervisor Gray

Nos: 2 - Supervisor Carbajal and Supervisor Wolf

Absent: 1 - Supervisor Firestone

No action taken.

11) PUBLIC WORKS[File Reference No. 07-00644](#)

HEARING - Consider the recommendation to open Onstott Road to through traffic, Fourth District. (EST. TIME: 1 HR.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 3:29 P.M. 4:58 P.M. (89 MIN.)

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

Received and filed staff presentation and conducted public hearing.

Approved recommendation to open Onstott Road in Lompoc.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Firestone

Adjourn at 5:00 PM

The Board adjourned the meeting of July 10, 2007 in honor of Sister Corinne Habersetzer, Mary Sheehy Baxter and James Schillinger of Santa Maria.

Adjourned to

July 17, 2007

County Administration Building**Board Hearing Room**

105 East Anapamu Street , Fourth Floor

Santa Barbara

Announcements

The meeting of July 10, 2007, will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, July 12, 2007, at 5:00 PM on CSBTV Channel 20.

The Legislative Program Committee meeting is scheduled from 2:30 P.M. to 3:30 P.M. on July 16, 2007, in the Board of Supervisors conference room, 105 E. Anapamu Street, Santa Barbara, CA. The committee meets to review legislative issues and make recommendations on them to the Board of Supervisors. An agenda packet is available at both the County Executive Officer's office and the Clerk of the Board's office, located at the County Administration Building, 105 E. Anapamu Street, Santa Barbara, CA.

<http://www.countyofsb.org>