

County of Santa Barbara
BOARD OF SUPERVISORS
ACTION SUMMARY

June 16, 2009

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 9:07 A.M.

Roll Call

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

Pledge of Allegiance

Report from Closed Session

1) COUNTY COUNSEL

[File Reference No. 09-00622](#)

Closed Session Agenda

County Counsel reported that by a vote of 5:0, The Board of Supervisors appointed Dianne Black as interim director of the Planning and Development Department.

Approval of Minutes of the Special Hearing of June 1, 2009

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

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

Approval of Minutes of the Regular Hearing of June 2, 2009

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

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

Approval of Minutes of the Budget Hearings of June 8, 2009, June 10, 2009 and June 12, 2009

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, Continued to June 23, 2009 in Santa Barbara. The motion carried by the following vote:

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

Administrative Agenda

Administrative Items

- A-1) COUNTY CLERK-RECORDER-ASSESSOR [File Reference No. 09-00550](#)

Approve and authorize the Chair to execute the Board Contract, and renew and extend the Master Agreement between Santa Barbara County and DFM Associates (not a local vendor) for the lease and maintenance of DFM Associate's Recorder's Information and Imaging Management System (RIIMS) for the term of twelve (12) months beginning July 1, 2009, in an amount not to exceed \$198,943.64.

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

- A-2) COUNTY CLERK-RECORDER-ASSESSOR [File Reference No. 09-00573](#)

Receive and file the Certification of Results of the Official Canvass and Official Election Summary for the Statewide Special Election of May 19, 2009, as required by law or routine business necessity.

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Received and filed. The motion carried unanimously.

- A-3) COUNTY EXECUTIVE OFFICE [File Reference No. 09-00562](#)

Approve Budget Revision Requests (SEE EXHIBIT A WITH POSTED AGENDA). (4/5 Vote Required).

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

- A-4) COUNTY EXECUTIVE OFFICE and [File Reference No. 09-00555](#)
AUDITOR-CONTROLLER

Consider recommendations regarding authorization for year end transfers and revisions of appropriations, as follows:

a) Direct the Auditor-Controller to compile the transfers and revisions of appropriations necessary to close the County's accounting records for all County funds for the Fiscal Year ended June 30, 2009; and

b) Set hearing for August 18, 2009 for approval of transfers and revisions and to receive a presentation of the FY 2008-09 Financial Status Report per Government Code Section 29126.2.

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

a) Approved.

b) Set hearing for August 18, 2009.

The motion carried unanimously.

- A-5) COUNTY EXECUTIVE OFFICE and BOARD OF DIRECTORS, WATER AGENCY [File Reference No. 09-00575](#)
- Approve Budget Revision Requests (SEE EXHIBIT B WITH POSTED AGENDA). (4/5 Vote Required).
- A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Approved. The motion carried unanimously.**
- A-6) COUNTY EXECUTIVE OFFICE and OFFICE OF EMERGENCY SERVICES [File Reference No. 09-00453](#)
- Adopt a Resolution ratifying the Proclamation of a Local Emergency related to the Jesusita Fire pursuant to Government Code Sections 8558 and 8630 and confirming the request to the Governor of California, by the Acting Director of Emergency Services, to proclaim the County of Santa Barbara to be in a State of Emergency.
- A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Adopted**
- RESOLUTION NO. 09-188**
- The motion carried unanimously.**
- A-7) FIRE [File Reference No. 09-00572](#)
- Approve and authorize the Fire Department to accept the Canine Search and Rescue Vehicle valued at \$34,086 as a gift from the Santa Barbara Firefighters Alliance.
- A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Approved. The motion carried unanimously.**
- A-8) GENERAL SERVICES [File Reference No. 09-00568](#)
- Consider recommendations regarding a Grant of Easement to Southern California Gas Company for the New Cuyama Aquatics Complex (APN 149-040-003), Fifth District, as follows:
- a) Approve a Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines; and
- b) Approve and authorize the Chair to execute a Grant of Easement conveying an easement to Southern California Gas Company on a portion of County property (APN 149-040-003) for the purpose of minor alteration to an existing natural gas pipeline that will provide service to the New Cuyama Aquatics Complex.
- A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Acted on as follows:**
- a) **Approved.**
- b) **Approved; Chair to execute.**
- The motion carried unanimously.**

A-9) GENERAL SERVICES[File Reference No. 09-00552](#)

Consider recommendations regarding the Watershed Resource Center Lease at Arroyo Burro Beach County Park, Folio No. 003586, Second District, as follows:

- a) Determine that the services provided by Art From Scrap are necessary to meet the social needs of the County, and that Art From Scrap therefore qualifies for a rent subsidy pursuant to Government Code 26227;
- b) Determine that the County-owned property located at 2981 Cliff Drive, in Santa Barbara (APN 047-092-013), commonly known as the Watershed Resource Center at Arroyo Burro Beach County Park, will not be needed for County purposes for the next few years; and
- c) Approve and authorize the Chair to execute a Lease Agreement granting Art From Scrap the right to lease the above referenced County-owned property for the purposes of providing water quality youth education programs and management of the Watershed Resource Center, for the period of July 1, 2009 to June 30, 2010, and may be renewed for 5 additional 1-year terms concurrent with the renewal of the Agreement For Services of Independent Contractor (Water Quality Youth Educational Programs and Management of the Watershed Resource Center) at no cost.

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

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

The motion carried unanimously.

A-10) GENERAL SERVICES[File Reference No. 09-00569](#)

Consider recommendations regarding the Lompoc Fire and Sheriff Facility Air Conditioning Award of Contract, Project 8657 AC, Fourth District, as follows: (4/5 Vote Required)

- a) Award a Fixed Price Construction Contract in the amount of \$136,800.00 to the lowest responsible bidder, All Star Heating & Air Conditioning (a local vendor), subject to the provisions of the documents and certifications as set forth in the plans and specifications applicable to the project and as required by California Law;
- b) Authorize the Director of General Services to approve change orders of an amount not to exceed 10% of the contract amount, or \$13,680;
- c) 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; and
- d) Approve a budget revision request totaling \$25,660 to move Sheriff Asset Forfeiture Funds into Fund 0030, Project 8657 AC.

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

- a) through d) Approved.

The motion carried unanimously.

A-11) HOUSING AND COMMUNITY DEVELOPMENT[File Reference No. 09-00570](#)

Approve and authorize the Chair to execute two HOME Reservation Agreements which will evidence the reservation of County HOME entitlement funding to the following projects, First and Fifth Districts, as follows:

- a) Good Samaritan Shelters, Inc. in the amount of \$778,201 for future construction of Casa de Familia, a 16-unit affordable apartment rental development, Fifth District; and
- b) Peoples' Self-Help Housing Corporation in the amount of \$560,698 for land acquisition pursuant to Dahlia Court Apartments' future expansion providing up to 35 new affordable rental units, First District.

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

a) and b) Approved; Chair to execute.

The motion carried unanimously.

A-12) HOUSING AND COMMUNITY DEVELOPMENT[File Reference No. 09-00571](#)

Consider recommendations regarding HOME Loan Commitment Agreements, Second and Fifth Districts, as follows:

- a) Find that the development of a four-bedroom supportive housing project by the Surf Development Company is exempt from CEQA pursuant to CEQA Guideline 15332;
- b) Find that the making of a permanent financing loan for the existing Sumida Gardens Project is exempt from CEQA pursuant to CEQA Guideline 15301;
- c) Find that it is adequate and adopt the Mitigated Negative Declaration that was prepared by the City of Santa Maria for the Rancho Hermosa housing development consisting of 47 new affordable apartment units; and
- d) Approve and authorize the Chair to execute three Loan Commitment Agreements which will evidence the commitment of County HOME Consortium entitlement funding to the following entities:
 - i) The Surf Development Company in the amount of \$150,000 for the development of the Braddock House, a four-bedroom supportive housing project, Second District;
 - ii) Santa Barbara Housing Assistance Corporation in the amount of \$477,071 for the Rancho Hermosa development that will provide 47 new affordable apartment units, Fifth District; and
 - iii) Sumida Family Limited Partnership in the amount of \$630,000 for permanent financing of Sumida Gardens, a 200-unit rental complex, Second District.

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

a) through c) Approved.

d) Approved; Chair to execute.

The motion carried unanimously.

A-13) PUBLIC HEALTH[File Reference No. 09-00565](#)

Approve and authorize the Chair to execute an Agreement with Central Coast Inpatient Consultants, Inc. (a local vendor) for hospitalist services for the period of June 1, 2009 through June 30, 2011, in the amount of \$325,000.

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

A-14) PUBLIC HEALTH[File Reference No. 09-00566](#)

Consider recommendations regarding a Professional Services Agreement for temporary nursing personnel services provided by NurseCore Management Services, LLC, as follows:

a) Approve and authorize the Chair to execute an Agreement for Professional Services with NurseCore Management Services, LLC (a local vendor) to provide trained nursing personnel on a temporary basis at the County Health Clinics for the period of April 1, 2009 through June 30, 2010 in an amount not to exceed \$229,000. Total expenditures for April 1, 2009 through June 30, 2009 and Fiscal Year 2009/10 shall not exceed \$65,000 and \$164,000, respectively; and

b) Approve and authorize the Public Health Department Director to execute any future amendments to the Agreement with NurseCore Management Services, LLC, provided that the amendment does not exceed the agreement amount by ten percent (10%).

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

a) Approved; Chair to execute.

b) Approved.

The motion carried unanimously.

A-15) PUBLIC HEALTH[File Reference No. 09-00567](#)

Consider recommendations regarding the Children's Medical Services Plan for FY 2008-09, as follows:

a) Approve and authorize the Chair to execute a Plan with the State Department of Health Services for the Children's Medical Services for the period of July 1, 2008 through June 30, 2009, in the amount of \$3,761,340 which includes the following programs:

- i) Child Health and Disability Prevention Program - \$670,456
- ii) California Children's Services Administration - \$3,090,884

Total - \$3,761,340; and

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

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

a) Approved; Chair to execute.

b) Authorized.

The motion carried unanimously.

A-17) PUBLIC WORKS[File Reference No. 09-00574](#)

Consider recommendations regarding temporary parking restrictions on various streets due to the Jesusita Fire, First and Second Districts, as follows:

a) Adopt two Resolutions and approve Notices of Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the establishment of temporary parking no parking zones, to be rescinded within six months, on the following streets:

i) Tunnel Road in the Mission Canyon area, First District; and

ii) San Roque Road in the San Roque Canyon area, Second District.

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

a) Adopted.

i) RESOLUTION NO 09-189 (Tunnel Road)

ii) RESOLUTION NO. 09-190 (San Roque Canyon)

The motion carried unanimously.

A-18) PUBLIC WORKS and BOARD OF DIRECTORS, LAGUNA COUNTY SANITATION DISTRICT

[File Reference No. 09-00557](#)

Approve and authorize the Chair to execute a Resolution authorizing the County Executive Officer or his designee to execute a grant application and any amendments or change orders thereto on behalf of the Laguna County Sanitation District, Fourth District.

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

RESOLUTION 09-191

The motion carried unanimously.

A-19) PUBLIC WORKS and BOARD OF DIRECTORS, LAGUNA COUNTY SANITATION DISTRICT

[File Reference No. 09-00558](#)

Consider recommendations regarding the Laguna County Sanitation District Recycled Water Tank and System Improvement project (WTHOLD), Fourth District, as follows:

- a) Approve plans and specifications for the Recycled Water Tank and System Improvement project;
- b) Award the construction contract in the amount of \$1,235,641.00 to the lowest responsible bidder, V. Lopez, Jr. and Sons, Inc. (a local vendor), located at 200 East Fesler Street, Apt. 101, Santa Maria, CA 93454 subject to the provision of documents and certifications, as set forth in the plans and specifications applicable to the project, as required under California law;
- c) Approve and authorize the Chair to execute the construction contract, upon return of the contractor's executed documents, and review and approval of the County Counsel, Auditor-Controller and Risk Manager or their authorized representatives; and
- d) Approve a contingency fund in the amount of \$74,282.05 for the project.

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

a) through d) Approved.

The motion carried unanimously.

A-20) SHERIFF[File Reference No. 09-00556](#)

Consider recommendations regarding the acceptance of grant funding for FY2008-09 and FY2009-2010 for continued funding of California Multi-Jurisdictional Methamphetamine Enforcement Team (CAL-MMET) totaling \$467,666, as follows:

- a) Accept a grant of \$214,419 from the California Emergency Management Agency (CalEMA) to continue the operation of the methamphetamine Enforcement Team for FY2008-09; and
- b) Accept a grant of \$253,247 from the California Emergency Management Agency to continue the operation of the methamphetamine enforcement team for FY2009-2010.

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

a) and b) Accepted.

The motion carried unanimously.

A-21) SHERIFF[File Reference No. 09-00560](#)

Approve and authorize the Chair to execute an Amendment to the Agreement with TriTech Software Systems (not a local vendor) authorizing the Sheriff's Department to pay for the annual support of the TriTech Computer Aided Dispatch system for the period of April 1, 2009 through March 31, 2010 for a total of \$148,060.

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

A-22) SOCIAL SERVICES[File Reference No. 09-00551](#)

Approve and authorize the Chair to execute a Professional Services Agreement with Martha Yopez as the New Cuyama Family Resource Center Coordinator for the period of July 1, 2009 through June 30, 2010 at a cost not to exceed \$64,381.99, Fifth District.

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

A-23) SOCIAL SERVICES[File Reference No. 09-00563](#)

Consider recommendations regarding a contract with Community Action Commission for the Provision of an Independent Living Program for Out-of-Home Care Youth, as follows:

- a) Approve and authorize the Chair to execute a contract with Community Action Commission to provide an Independent Living Program for Child Welfare Services/Probation youth for the period July 1, 2009 through June 30, 2010 at a cost not to exceed \$185,000;
- b) Authorize the Director of the Department of Social Services to approve amendments to the proposed contract provided that any such amendments do not exceed 10% of the contract's dollar amount; and
- c) Authorize the Director of the Department of Social Services, at her discretion, to negotiate a renewal for up to one (1) additional year of service beyond the initial term to the aforementioned contract. The terms of the renewal will be subject to renegotiation, based on performance measures and satisfaction with services provided.

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

a) Approved; Chair to execute.

b) and c) Authorized.

The motion carried unanimously.

A-24) SOCIAL SERVICES[File Reference No. 09-00564](#)

Consider recommendations regarding a contract with Addus HealthCare Inc. for the Provision of In-Home Supportive Services, as follows:

- a) Approve and authorize the Chair to execute a contract with Addus HealthCare, Inc. for the provision of In Home Supportive Services, in the amount of \$1,899,989, for the period of July 1, 2009 through June 30, 2010;
- b) Authorize the Director of the Department of Social Services to approve amendments to the proposed contract provided that any such amendments do not exceed 10% of the contract's dollar amount; and
- c) Authorize the Director of the Department of Social Services, at her discretion, to negotiate a renewal for up to one (1) additional year of service beyond the initial term to the aforementioned contract. The terms of the renewal will be subject to renegotiation, based on performance measures and satisfaction with services provided.

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

a) Approved; Chair to execute.

b) and c) Authorized.

The motion carried unanimously.

A-25) TREASURER-TAX COLLECTOR [File Reference No. 09-00576](#)

Adopt a Resolution authorizing the College Elementary School District to Issue and Sell General Obligation Bonds, Election of 2004, Series 2009, on its own behalf in accordance with Education Code Section 15140 in an amount not to exceed \$2.33 million.

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

RESOLUTION NO. 09-192

The motion carried unanimously.

Board of SupervisorsA-26) SUPERVISOR CARBAJAL [File Reference No. 09-00553](#)

Approve the reappointment of Missy Runnels to the Developmental Disabilities Area Board 9, term ending December 1, 2010, First District.

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

A-27) SUPERVISOR CARBAJAL [File Reference No. 09-00554](#)

Approve the appointment of Jeff Larsen to the Veterans Advisory Committee, South County at large member, term ending July 1, 2011, First District.

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

A-28) SUPERVISOR FARR[File Reference No. 09-00547](#)

Approve the reappointment of Fran Clow to the Housing Authority Board of Commissioners, term ending December 31, 2012, Third District.

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

A-29) SUPERVISOR FARR[File Reference No. 09-00548](#)

Approve the appointment of Brian Passaro to the Santa Barbara County Human Services Commission, term ending June 30, 2012, Third District.

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

A-30) SUPERVISOR GRAY[File Reference No. 09-00546](#)

Approve the appointment of John H. Linn to the Santa Barbara County Human Services Commission, term ending June 30, 2012, Fourth District.

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

A-31) SUPERVISOR CENTENO [File Reference No. 09-00549](#)

Approve the appointment of Charles E. Huffines to the Mental Health Commission, term ending June 1, 2012, Fifth District.

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

Hearing Requests

A-32) COUNTY EXECUTIVE OFFICE [File Reference No. 09-00577](#)

Set hearing to consider recommendations regarding the summit on reforming the governance of California, as follows:

a) Adopt a Resolution endorsing the convening of a summit of local government leaders on reforming the governance of California; and

b) Appoint two Supervisors to accompany the County Executive Officer and represent the County of Santa Barbara at the proposed Cities-Counties-Schools (CCS) Partnership Summit on Budget and Fiscal Reform.

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: June 23, 2009 in Santa Barbara (EST. TIME: 5 MIN.) The motion carried unanimously.

Administrative Items

A-33) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 09-00579](#)

Adopt a Resolution effective June 15, 2009 establishing the classifications of Extra Help Special I, ARRA, salary range 3502, \$8.00 - \$9.766/hour, and Extra Help Special II, ARRA, salary range 3996, \$10.235 - \$12.494/hour.

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

A-34) SUPERVISOR CENTENO [File Reference No. 09-00613](#)

Approve the appointment of Robert A. Nelson to the Santa Maria Cemetery District Board of Trustees, term ending December 31, 2011, Fifth District.

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

A-35) FIRE[File Reference No. 09-00597](#)

Set hearing to consider recommendations regarding the 2009 Hazard Reduction Program, as follows:

- a) Declare all properties, whose owners have not complied with a notice to abate, as a fire nuisance;
- b) Authorize the issuance of misdemeanor citations and necessary abatement work relative to the 2009 Fire Department Defensible Space Program (Weed Abatement); and
- c) Direct the Clerk of the Board to post the affected Property Owners List in a place easily accessible to the public.

A motion was made by Supervisor Carbajal, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: July 7, 2009 in Santa Barbara (EST. TIME: 10 MIN.) The motion carried unanimously.

Approval of Administrative Agenda

HEARING TIME: 9:08 A.M. - 9:33 A.M. (25 MIN.)

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

Public Comment Period

HEARING TIME: 9:34 A.M. - 10:03 A.M. (29 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. 03-282) (09-00001)**

RE: Santa Barbara County Budget Hearings/Public Defender Issues - Ernest Armenta Addressed the Board.

RE: Special Education/Leaning Disabilities - Joan T. Esposito and Karolyn Renard Addressed the Board.

RE: Friends of Kids World/Summer Solstice - Kate Smith Addressed the Board.

RE: Democracy - Dr. Robert L. Johns Addressed the Board.

RE: City of Guadalupe Issues - George Alvarez Addressed the Board.

RE: Job Fair Held at Lompoc Veterans Building - Fourth District Supervisor Joni Gray Addressed the Board.

RE: State Budget Issues - Fourth District Supervisor Joni Gray, Third District Supervisor Doreen Farr and Fifth District Supervisor Joe Centeno Addressed the Board

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE[File Reference No. 09-00478](#)

HEARING - Consider recommendations regarding an Aviation Unit Management Structure, as follows: (EST. TIME: 1 HR. 30 MIN.)

- a) Receive and file reports from the Fire Department and the Sheriff's Department regarding structural recommendations for operation of the Santa Barbara County Aviation Program; and
- b) Direct the departments and staff to implement one of the three following options for management of the aviation program:
 - i) Return to the combined unit operation;
 - ii) Transfer operations to the Fire Department management; or
 - iii) Transfer operations to the Sheriff's department management.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: CONTINUE TO 7/7/09

HEARING TIME: 10:06 AM - 10:07 AM (1 MIN.)

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Continued, as follows: September 1, 2009 in Santa Barbara.

The motion carried unanimously.

2) FIRE[File Reference No. 09-00395](#)

HEARING - Consider recommendations regarding the Hazardous Materials Program Fee Ordinance amending Chapter 15 of the Santa Barbara County Code, as follows: (EST. TIME: 5 MIN.)

- a) Consider the adoption (second reading) of a Hazardous Materials Program Fee Ordinance amending Chapter 15 of the Santa Barbara County Code;
- b) Adopt an updated fee schedule for the Fire Department's administration and enforcement of the California Health and Safety Code, Chapters 6.5 Hazardous Waste Control, 6.7 Underground Storage of Hazardous Substances and 6.95 Hazardous Materials Release Response Plans and Inventory; and
- c) Approve the CEQA Notice of Exemption.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:07 AM - 10:09 AM (2 MIN)

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

a) Adopted.

ORDINANCE NO. 4712

b) Adopted

c) Approved.

The motion carried by the following vote:

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

Noes: 1 - Supervisor Centeno

3) PROBATION and SHERIFF

[File Reference No. 09-00533](#)

HEARING - Consider recommendations regarding the approval of an Extension of an Inmate and Detainee Medical Services Contract with Prison Health Services, Inc., as follows: (EST. TIME: 30 MIN.)

a) Approve the extension of the Prison Health Services, Inc. (PHS) contract for medical services to inmates and detainees at the Sheriff and Probation facilities for the period of July 1, 2009 to June 30, 2011; and

b) Authorize Prison Health Services, Inc. to provide mental health services to inmates at the Sheriff facilities.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:17 AM - 11:57 AM (1 HR. 40 MIN.)

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

a) Approved.

b) Authorized.

The motion carried by the following vote:

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

Noes: 1 - Supervisor Wolf

4) COUNTY EXECUTIVE OFFICE[File Reference No. 09-00527](#)

HEARING - Consider recommendations regarding the adoption of the Response to the 2008-09 Grand Jury Report on Santa Barbara County Emergency Communications - Further Improvement Needed, as follows: (EST. TIME: 15 MIN.)

- a) Adopt the responses, as the Board of Supervisors' responses to the 2008-09 Grand Jury Report entitled Santa Barbara County Emergency Communications - Further Improvement Needed; and
- b) Approve and authorize the Chair to execute the letter forwarding the responses to the Presiding Judge.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:59 AM - 12:13 PM (14 MIN.)

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

a) Adopted. Directed staff to amend the response as follows:

i) Change the Board of Supervisors Response to Finding #3 and Response to Recommendation #3 (Page 5) from "Partially Agree" to "Agree"; and

ii) Change the Board of Supervisors Response to Recommendation #4 (Page 6) from "The recommendation will not be implemented because it is not warranted or reasonable" to "The recommendation has not yet been implemented, but will be implemented in the future".

b) Approved: Chair to execute.

The motion carried unanimously.

5) PUBLIC WORKS and BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 09-00473](#)

HEARING - Consider recommendations regarding a Flood Control Benefit Assessment Program for Fiscal Year 2009-10, all Districts, as follows: (EST. TIME: 10 MIN.)

a) Consider the introduction (first reading) of an Ordinance amending Ordinance 3150, the Flood Control Benefit Assessment Ordinance, relating to benefit assessments for Flood Control services and imposing Flood Control Benefit Assessments for Fiscal Year 2009-10;

b) Receive and file a Report regarding Flood Control Benefit Assessment for Fiscal Year 2009-10 and direct recordation; and

c) Set hearing for July 7, 2009 to consider recommendations, as follows:

i) Make a determination upon each assessment described in the report ordered filed by the Board at the June 16, 2009 meeting;

ii) Adopt a Resolution confirming Flood Control Benefit Assessment for Fiscal Year 2009-10 and authorize the Clerk of the Board to record a certified copy;

iii) Consider the adoption (second reading) of an Ordinance amending Ordinance 3150, the Flood Control Benefit Assessment Ordinance, relating to benefit assessments for Flood Control services and imposing Flood Control Benefit Assessments for Fiscal Year 2009-10; and

iv) Receive and file a CEQA Notice of Exemption for the Flood Control Benefit Assessment Program for FY 2009-10.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 12:13 PM 12:14 PM (1 MIN.)

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

a) Read title, waived reading of the ordinance in its entirety, Introduction approved; adoption (second reading) set for July 7, 2009 in Santa Barbara.

b) Received and filed.

c) i - iv) Set for July 7, 2009 in Santa Barbara.

The motion carried unanimously.

6) PUBLIC WORKS [File Reference No. 09-00385](#)

HEARING - Consider recommendations regarding the Laguna County Sanitation District Board Ordinance Adopting Service Charges, Connection Fees, and Trunk Line Fees and a Resolution Relative to Collection of Service Charges on the Tax Roll, Fourth and Fifth Districts, as follows: (4/5 Vote Required) (EST. TIME: 30 MIN.)

a) Consider the introduction (first reading) of an Ordinance Amending Ordinance No. 3130 to revise service charges, connection fees and other related fees for the Laguna County Sanitation District;

- b) Receive and file with the Clerk of the Board a fixed charge report for fiscal year 2009/2010;
- c) Approve a Notice of Exemption pursuant to Section 15273 (a) (1) - (4) of the State Guidelines for Implementation of the California Environmental Quality Act;
- d) Set hearing for June 23, 2009 to consider recommendations as follows:
 - i) Consider the adoption (second reading) of an Ordinance Amending Ordinance No. 3130, which revises service charges, connection fees and other related fees for the Laguna County Sanitation District; and
 - ii) Adopt a Resolution relative to the collection of service charges on the tax rolls.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 1:07 PM - 1:20 PM (13 MIN.)

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

- a) **Read title, waived reading of the ordinance in its entirety. Introduction approved; adoption (second reading) set for June 23, 2009 in Santa Barbara.**
- b) **Received and filed.**
- c) **Continued to June 23, 2009 in Santa Barbara for approval.**
- d) **i) and ii) Set for June 23, 2009 in Santa Barbara.**

The motion carried unanimously.

7) PUBLIC WORKS

[File Reference No. 09-00520](#)

HEARING - Consider recommendations regarding Solid Waste Tipping Fees, Collection Rates, and Parcel Fees for FY 2009/10, as follows: (EST. TIME: 20 MIN.)

- a) Adopt a Resolution, effective July 1, 2009, setting the fee schedules for solid waste handling and disposal fees at County facilities and solid waste collection rates in the unincorporated area;
- b) Adopt a Resolution, effective July 1, 2009, setting the Parcel Fee Schedule for the Cuyama Valley for Fiscal Year 2009/10; and
- c) Approve a Notice of Exemption pursuant to the County's California Environmental Quality Act Guidelines.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 1:28 PM - 1:59 PM (31 MIN.)

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

a) **Adopted.**

RESOLUTION NO. 09-193

b) **Adopted.**

RESOLUTION NO. 09-194

c) **Approved.**

The motion carried unanimously.

8) GENERAL SERVICES

[File Reference No. 09-00524](#)

HEARING - Consider recommendations regarding the Sustainability and Conservation Team (SCT) Update, as follows: (EST. TIME: 30 MIN.)

a) Receive and file a status update on the activities of the Sustainability and Conservation Team (SCT);

b) Accept and approve the In-Progress Development Report Document; and

c) Receive a short presentation on County "Green" Buildings.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 2:00 PM - 2:57 PM (57 MIN.)

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

a) **Received and filed.**

b) **Accepted.**

c) **Received presentation.**

The motion carried unanimously.

9) PARKS

[File Reference No. 09-00525](#)

HEARING - Consider the approval and adoption of a Resolution prohibiting the use of alcohol in the recreation and open space areas commonly known as Orcutt Community Park, located within the community of Orcutt, Fourth District. (EST. TIME: 45 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 3:09 PM - 3:14 PM (5 MIN.)

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

RESOLUTION NO. 09-195

The motion carried unanimously.

10) COUNTY EXECUTIVE OFFICE and PLANNING AND DEVELOPMENT [File Reference No. 08-01027](#)

HEARING - Consider recommendations regarding an Onshore Oil Facilities Update, as follows:
(EST. TIME: 1 HR.)

- a) Receive and file a staff report on the status of the Onshore Oil Facilities Program; and
- b) Receive and file an update on the five recommendations concerning new ordinances and staff practices adopted by the Board of Supervisors on January 15, 2008.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 3:15 PM TO 3:49 PM (34 MIN.)

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

- a) and b) Received and filed.

The motion carried unanimously.

11) PLANNING AND DEVELOPMENT [File Reference No. 09-00506](#)

HEARING - Consider recommendations regarding an appeal filed by Art Perez (Case No. 09APL-00000-00008) of the Planning Commission's March 13, 2009 denial of the appeal (08APL-00000-00027), and de novo approval, of the Ramirez Land Use Permit (08LUP-00000-00321) located at 240 Stansbury Drive (APN 105-053-009) in the Orcutt Area, Fourth District, as follows: (EST. TIME: 1 HR.)

- a) Adopt the required findings for approval of Case No. 08LUP-00000-00321;
- b) Deny the appeal, Case No. 09APL-00000-00008, thereby upholding the Planning Commission's approval of 08LUP-00000-00321;
- c) Accept the Notice of Exemption pursuant to CEQA Guidelines Section 15301(a); and
- d) Grant de novo approval of Case No. 08LUP-00000-00321, subject to the conditions specified in the Planning Commission Action Letter dated April 7, 2009.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:21 PM - 1:28 PM (7 MIN.)

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

- a) Adopted required findings for approval of case no. 08LUP-00000-00321, as shown in attachment A of the Planning Commission April 7, 2009 action letter included as attachment A of Planning and Development Board Letter dated June 16, 2009; and
- b) Denied the appeal, case no. 09APL-00000-00008 (included as attachment B of Planning and Development Board Letter dated June 23, 2009), thereby upholding the Planning Commission's approval of 08LUP-00000-00321; and
- c) Accepted the Notice of Exemption pursuant to CEQA Guidelines Section 15301 (a) as shown in Attachment B of the Planning Commission action letter dated April 7, 2009; and
- d) Granted de novo approval of case no. 08LUP-00000-00321, subject to the conditions specified in the Planning Commission action letter and attachments dated April 7, 2009 and subject to the project modifications agreed to during facilitation and presented at the hearing of June 16, 2009.

The motion carried unanimously.

The Board of Supervisors adjourned the meeting of June 16, 2009 in honor of Robert "Woody" Wood of Santa Maria and Frank "Danny" Silva of Orcutt

Adjourn to June 23, 2009

County Administration Building
Board Hearing Room
105 East Anapamu Street , Fourth Floor
Santa Barbara

Announcements

The meeting of Tuesday, June 16, 2009 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, June 18, 2009, at 5:00 PM and on Saturday, June 20, 2009, at 10:00 AM on CSBT Channel 20.

<http://www.countyofsb.org>