

County of Santa Barbara
BOARD OF SUPERVISORS

ACTION SUMMARY

November 23, 2004

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

The Board of Supervisors meets concurrently as the Board of Directors of the Flood Control & Water Conservation District, Water Agency, Redevelopment Agency, the Santa Barbara Fund for Public and Educational Access and other Special Districts.

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

Roll Call

Present: Supervisor Schwartz, Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno

Invocation: Andrew Kawiecki, Sheriff's Department

Report from Closed Session

No reportable action taken.

Approval of Minutes of the November 9, 2004 meeting

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

Administrative Agenda

Resolutions to be Presented at 2:00 PM

A-1) SUPERVISOR CENTENO

[File Reference No. 04-01012](#)

Adopt a resolution proclaiming November 21 through November 27, 2004 as National Family Week.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 04-315

The motion carried unanimously.

A-2) SUPERVISOR CENTENO

[File Reference No. 04-01092](#)

Adopt a resolution recognizing November as Court Adoption and Permanency Month.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 04-316

The motion carried unanimously.

A-3) SUPERVISOR CENTENO

[File Reference No. 04-01045](#)

Adopt a Resolution of Commendation for Joe Pacello and Yuon Cheung (Clerk-Recorder-Assessor's Office) as Santa Barbara County Employees of the Month for November 2004.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 04-317

The motion carried unanimously.

Honorary Resolutions

- A-4) SUPERVISOR MARSHALL [File Reference No. 04-01059](#)
- Adopt a resolution recognizing Holly Delaney for her valuable contribution to the youth in the Santa Ynez Valley.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted**
- RESOLUTION NO. 04-318**
- The motion carried unanimously.**
- A-5) SUPERVISOR ROSE [File Reference No. 04-01115](#)
- Adopt a resolution honoring Assemblymember Hannah-Beth Jackson for her six years of distinguished public service in the California legislature.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted**
- RESOLUTION NO. 04-319**
- The motion carried unanimously.**
- A-6) SUPERVISOR ROSE [File Reference No. 04-01086](#)
- Adopt a resolution honoring Hannah Marie Elliott upon being named Goleta Teen of the Year for 2003.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted**
- RESOLUTION NO. 04-320**
- The motion carried unanimously.**
- A-7) SUPERVISOR SCHWARTZ [File Reference No. 04-01094](#)
- Adopt a resolution honoring KCLU upon its 10th anniversary as the National Public Radio affiliate for Santa Barbara County.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted**
- RESOLUTION NO. 04-321**
- The motion carried unanimously.**

Administrative Items

- A-8) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 04-01107](#)
- Consider recommendations regarding a contract for children's services with First 5 Santa Barbara County Children and Families Commission, as follows:
- a) Approve and execute a contract with First 5 Santa Barbara County, Children and Families Commission (a local agency) to allow ADMHS to contract with local mental health service providers to provide services to local children ages birth to 5 years of age, and their families, for the two year period of July 1, 2004, through June 30, 2006, in the amount of \$616,175;
 - b) Authorize the Director of ADMHS to approve amendments to the proposed contract, provided that any such amendments do not exceed ten percent (10%) of the contract's dollar amount.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Acted on as follows:**
- a) **Approved; Chair to execute.**
 - b) **Authorized.**
- The motion carried unanimously.**
- A-9) AUDITOR-CONTROLLER [File Reference No. 04-01081](#)
- Receive and file the Santa Barbara County Final Budget for Fiscal Year 2004-05.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Received and filed. The motion carried unanimously.**
- A-10) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT and BOARD OF DIRECTORS, WATER AGENCY [File Reference No. 04-01091](#)
- Approve and authorize the Chair to execute the Joint Funding Agreement with the United States Geological Survey (USGS) to continue the cooperative streamgaging program from November 1, 2004 to October 31, 2005 at a cost to the Flood Control District of \$72,150 and to the Water Agency of \$172,080 for a total cost of \$244,230, all districts.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-11) COUNTY EXECUTIVE OFFICE [File Reference No. 04-01101](#)
- Approve Budget Revision requests. (SEE EXHIBIT A WITH POSTED AGENDA)
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Approved. The motion carried unanimously.**
- A-12) COUNTY EXECUTIVE OFFICE [File Reference No. 04-01104](#)
- Direct the County Administrator to proceed with utilizing a yearly Management Services Study (MSS) to evaluate the cost of County services.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Authorized. The motion carried unanimously.**

A-13) COUNTY EXECUTIVE OFFICE [File Reference No. 04-01110](#)

Consider recommendations regarding Board of Supervisors' follow-up responses to the 2003-04 Grand Jury Report on "Criminal Justice Committee and Detention Facilities", as follows:

- a) Adopt the recommended responses as the Board of Supervisors' follow-up responses to the 2003-04 Grand Jury Report on "Criminal Justice and Detention Facilities";
- b) Authorize the Chair to sign the letter forwarding the responses to the Presiding Judge.

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

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

The motion carried unanimously.

A-14) COUNTY COUNSEL [File Reference No. 04-01038](#)

Consider and approve the revised amendment of the conflict of interest code for the Carpinteria-Summerland Fire Protection District pursuant to Government Code § 87303(b).

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

A-15) COUNTY COUNSEL [File Reference No. 04-01039](#)

Consider and approve the revised amendment of the conflict of interest code for the Santa Barbara School District and the Santa Barbara High School District pursuant to Government Code § 87303(b).

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

A-16) GENERAL SERVICES [File Reference No. 04-01087](#)

Consider recommendations regarding renewal of County Computer Maintenance Contract, as follows:

- a) Authorize the Purchasing Manager to renew the existing contract with Lebard's Computer Center (a local vendor) for the Maintenance of the County's personal computers and related equipment for an additional year, July 1, 2005 to June 30, 2006 in an amount not to exceed \$460,000;
- b) Authorize the Purchasing Manager to exercise an option to renew the contract for one additional year, July 1, 2006 to June 30, 2007, in an amount not to exceed \$460,000, by mutual agreement of the parties.

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

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

The motion carried unanimously.

A-17) GENERAL SERVICES[File Reference No. 04-01102](#)

Consider recommendations regarding General Services personnel actions, as follows:

a) Adopt one resolution effective November 22, 2004, as follows:

Reclassify 1.0 FTE from Risk Analyst Supervising (Class 006693), Range 6324 (\$5,685-\$6,940 per month) to Risk Program Administrator (Class 006696), Range 6514 (\$6,250-\$7,630 per month);
Reclassify 1.0 FTE from Risk Analyst (Class 006685), Range 6024 (\$4,895-\$5,975 per month) to Risk Analyst Senior (Class 006684), Range 6124 (\$5,145-\$6,281 per month);
Delete 1.0 FTE Risk Manager (Class 6695), Range 6594 (\$6,504-\$7,940 per month);
Add 1.0 FTE Risk Fiscal Administrator (Class 006694), Range 6514 (\$6,250-\$7,630 per month);
Add 1.0 FTE Capital Projects Coordinator (Class 000613), Range 5748 (\$4,265-\$5,207 per month).

b) Adopt one resolution effective July 4, 2005, as follows:

Delete 1.0 FTE Capital Projects Coordinator (Class 000613), Range 5748 (\$4,265-\$5,207 per month).

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

a) Adopted.

RESOLUTION NO. 04-322

b) Adopted.

RESOLUTION NO. 04-323

The motion carried unanimously.

A-18) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[File Reference No. 04-01112](#)

Adopt one resolution, effective November 22, 2004, as follows:

ESTABLISH JOB CLASSIFICATIONS

Risk Fiscal Administrator (Class 6694), Range 6514 (\$6,250-\$7,630 per month); and
Risk Analyst Senior (Class 6684), Range 6124 (\$5,145-\$6,281 per month).

DELETE JOB CLASSIFICATION:

Risk Manager (Class 6695), Range 6594 (\$6,504-\$7,940 per month); and
Risk Analyst Supervising (Class 6693), Range 6324 (\$5,685-\$6,940 per month).

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 04-324

The motion carried unanimously.

A-19) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[File Reference No. 04-01079](#)

Adopt one resolution, effective November 22, 2004, as follows:

ESTABLISH JOB CLASSIFICATION

Public Health Program Coordinator (Class 006315), Range 5776 (\$4,325-\$5,280 per month).

DELETE JOB CLASSIFICATION:

Breastfeeding Coordinator (Class 001352), Range 5706 (\$4,177-\$5,099 per month).

RECLASSIFICATIONS - PUBLIC HEALTH DEPARTMENT (#5210)

1.0 FTE from Breastfeeding Coordinator (Class 001352), to Public Health Program Coordinator (006315);

0.6 FTE Staff Nurse Senior (Class 007107), to Public Health Program Coordinator (006315);

1.0 FTE Departmental Analyst (Class 002160), to Public Health Program Coordinator (006315).

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 04-325

The motion carried unanimously.

A-20) PLANNING AND DEVELOPMENT

[File Reference No. 04-01071](#)

Consider the Final Certificate of Cancellation for Battaglia Agricultural Preserve Contract 70-AP-076B (Case No. 02AGP-00000-00029, APN 101-050-006) located approximately 1 mile east of the intersection of Tepusquet and Foxen Canyon Roads, known as 6601 Foxen Canyon Road, Santa Maria area, Fifth District, as follows:

- a) Accept Planning and Development's verification that cancellation fees have been paid;
- b) Accept the Final Certificate of Cancellation of said contractual restrictions.

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

a) and b) Accepted.

The motion carried unanimously.

A-21) PLANNING AND DEVELOPMENT

[File Reference No. 04-01083](#)

Set date to consider the Knill Agricultural Preserve Non-Renewal (Case No. 75-AP-12) for non-renewal of an existing agricultural preserve contract located at 370 Ortega Ridge Road (APN 005-080-017), Montecito area, First District (SET DATE ON ADMINISTRATIVE AGENDA FOR DECEMBER 7, 2004).

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set on the Administrative Agenda, as follows: December 7, 2004. The motion carried unanimously.

A-22) PLANNING AND DEVELOPMENT

[File Reference No. 04-01084](#)

Set date to consider the Bixby Ranch Company Agricultural Preserve Contracts Non-Renewals of 18 existing agricultural preserve contracts for case numbers 70-AP-124 through -135, 72-AP-164 through 72-AP-168 and 72-AP-197 located on Jalama Road, bordered by Hollister Ranch to the east, Vandenberg Air Force Base and private ranches on the north, Santa Barbara Channel to the south, and Vandenberg Air Force Base to the west (APNs 083-260-02, 083-260-03 through -08, 083-360-06 through -10, 083-370-05 through -11, 083-380-01, 083-380-13 through -16, 083-440-04 through -12, 083-450-10, 083-450-13 through -16, 083-510-17, 083-510-19, 083-510-22, 083-510-23, 083-520-01, 083-520-05, 083-520-06, 083-520-08, 083-530-06, 083-530-10, 083-530-11, 083-530-14 through -17, 083-540-07, 083-540-09, 083-540-10, 083-550-09, 083-550-13 through -16, 083-550-19, 083-550-20, 083-600-11, 083-610-05, 083-610-09 and 083-610 13 through -17), Jalama Beach/Point Conception area, Third District. (SET DATE ON ADMINISTRATIVE AGENDA FOR DECEMBER 14, 2004).

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set on the Administrative Agenda, as follows: December 14, 2004 in Santa Maria. The motion carried unanimously.

A-23) PLANNING AND DEVELOPMENT

[File Reference No. 04-01085](#)

Set date to consider the Pierce Agricultural Preserve Non-Renewal (Case No. 68-AP-2B) located approximately 800 feet northeast of the intersection of Patterson Avenue and Cathedral Oaks Road (APN 067-030-037), Santa Barbara area, Second District (SET DATE ON ADMINISTRATIVE AGENDA FOR DECEMBER 14, 2004).

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set on the Administrative Agenda, as follows: December 14, 2004 in Santa Maria. The motion carried unanimously.

A-24) PROBATION

[File Reference No. 04-01090](#)

Adopt a resolution continuing the Santa Barbara County Narcotic Suppression Program for Fiscal Year 2004-2005 authorizing the Chief Probation Officer to execute the grant agreement.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 04-326

The motion carried unanimously.

A-25) PUBLIC HEALTH

[File Reference No. 04-01105](#)

Approve and execute an Agreement to provide animal control services for the City of Santa Maria for the period of July 1, 2004 to June 30, 2005 in the amount of \$365,186.

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

A-26) PUBLIC HEALTH [File Reference No. 04-01111](#)

Approve the continued Local Emergency, Resolution Number 00-193, due to the spread and on-going epidemic of blood-borne viral hepatitis (Hepatitis B and C) and human immunodeficiency virus (HIV) infections among injection drug users and authorize Pacific Pride Foundation as the agent of the County to carry out the Syringe Exchange and Education Program.

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

A-27) PUBLIC WORKS [File Reference No. 04-01080](#)

Review and approve the Statement of Final Quantities for work performed and materials supplied for Construction of South Coast Recycling & Transfer Station Storm Water Clarifier and Drainage Improvements (County Project No. 828342), by Tierra Contracting, in the amount of \$97,830, Santa Barbara area, Second District.

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

A-28) PUBLIC WORKS [File Reference No. 04-01096](#)

Consider recommendations regarding Streetscape Improvements on the Southern Portion of the Embarcadero Loop in the Isla Vista Area (County Project No. 863032) Third District, as follows:

- a) Approve plans and specifications for the project;
- b) Award the construction contract in the amount of \$112,646.45 to the lowest responsible bidder, Mendez Concrete, Inc. (Not a Local Vendor), 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) 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;
- d) Approve contingency fund in the amount of \$11,264.65 for the project.

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

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

The motion carried unanimously.

A-29) PUBLIC WORKS [File Reference No. 04-01097](#)

Approve and authorize the Chair to execute the "Second Amended Exhibit "SW" - Stormwater Quality Services", an amended exhibit to the Master Municipal Services Agreement with the City of Goleta, to provide up to \$50,000 for staff support to assist in implementation of the City's NPDES

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

A-30) PUBLIC WORKS [File Reference No. 04-01098](#)

Accept Notice of Completion for work performed by Lash Construction, Inc, (A Local Vendor) for Seismic Retrofit of Padaro Lane, Overhead Bridge No. 51C-161, (Federal Project No. STPLZ-5951 (094); County Project No. 862029) and authorize Clerk to record, Summerland area, First District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Accepted. The motion carried unanimously.

A-31) PUBLIC WORKS [File Reference No. 04-01099](#)

Consider recommendations regarding Road Maintenance Annual Plan, Fiscal Year 2004/05 General Fund Designations, All Districts, as follows:

a) Approve the Second, Third, Fourth and Fifth (balance remaining) Supervisorial Districts General Fund Designations for Fiscal Year 2004/05;

b) Authorize the Director of Public Works to advertise the projects within the Second, Third, Fourth and Fifth (balance remaining) Supervisorial Districts for Fiscal Year 2004/05.

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

a) Approved.

b) Authorized.

The motion carried unanimously.

A-32) PUBLIC WORKS [File Reference No. 04-01108](#)

Adopt a resolution establishing a Passenger Loading Zone from 7AM to 3PM School Days Only on the south side of Oak Knoll Lane, Orcutt area, Fourth District.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 04-327

The motion carried unanimously.

A-33) PUBLIC WORKS [File Reference No. 04-01113](#)

Authorize the Director of Public Works to execute a 5-year lease-purchase agreement through Leasing 2, Inc., in the amount of \$272,532.25 for the lease-purchase of a replacement Road Striping Vehicle from E-Z Liner Industries (not a local vendor).

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

A-34) PUBLIC WORKS [File Reference No. 04-01109](#)

Authorize the Chair to execute a reimbursement agreement with Meyer Asset Management, LLC (Parke Orcutt LLC) a California Limited Liability Company, for off-site road improvements on Orcutt Frontage Road, Orcutt area, Fourth District.

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

A-35) SHERIFF [File Reference No. 04-01095](#)

Approve and execute a revenue agreement with Santa Barbara High School District for supplemental security services from July 1, 2004 through June 30, 2006 in an amount that reimburses actual, direct costs.

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

A-36) SHERIFF [File Reference No. 04-01100](#)

Approve and execute a revenue agreement with the City of Santa Barbara for supplemental security services for the period of July 1, 2004 to June 30, 2005, in an amount that reflects actual additional charges.

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

Board of Supervisors

A-37) SUPERVISOR GRAY [File Reference No. 04-01103](#)

Approve the reappointment of Thomas B. Mathews to the Advisory Board on Alcohol & Drug Problems, Fourth District.

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

A-38) SUPERVISOR MARSHALL [File Reference No. 04-01082](#)

Approve the reappointment of Fran D. Clow to the Housing Authority Board of Commissioners, Third District.

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

A-39) SUPERVISOR SCHWARTZ [File Reference No. 04-01088](#)

Approve the appointment of Lily Spottiswoode to the Commission for Women, First District.

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

A-40) SUPERVISOR SCHWARTZ [File Reference No. 04-01089](#)

Approve the appointment of Christine DeLuca to the Human Services Commission, First District.

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

Hearing Requests

A-41) SUPERVISOR MARSHALL [File Reference No. 04-01116](#)

Set a hearing to receive report from the Agricultural Commissioner relating to the production of genetically engineered agricultural products.

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

A-42) PLANNING AND DEVELOPMENT [File Reference No. 04-01114](#)

Set hearing to receive and file quarterly report regarding energy platform/facility inspections, audits and emergency response drills.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: December 14, 2004 in Santa Maria (EST. TIME: 10 MIN.) The motion carried unanimously.

A-43) PUBLIC WORKS [File Reference No. 04-01106](#)

Consider recommendations regarding a proposed Underground Utility District along East Valley Road and Olive Mill Road in Montecito, First District, as follows:

- a) Receive the Road Commissioner's report, which sets forth the boundary of a utility undergrounding district along East Valley Road and Olive Mill Road (inclusive of fronting properties) in Montecito, the project schedule and the estimate of project costs;
- b) Set a hearing for December 7, 2004 to ascertain the need for forming the utility undergrounding district and to consider adoption of a resolution creating the proposed utility undergrounding district.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Acted on and continued, as follows:

- a) Received and filed.
- b) Set for December 7, 2004 (EST. TIME 10 MIN.)

The motion carried unanimously.

A-44) SOCIAL SERVICES [File Reference No. 04-01093](#)

Set a hearing to consider recommendations regarding the General Relief regulation changes to extend the three month time limitation for employable General Relief recipients to receive aid pursuant to

General Relief Manual section 90-3011 and to amend the shared housing exemptions set forth in the General Relief Manual section 90-500.2 to exempt hotels that provide extremely low cost rooms to indigents who would otherwise be homeless, and to facilities that operate programs that are supported by County funds.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: December 14, 2004 in Santa Maria (EST. TIME: 30 MIN.) The motion carried unanimously.

A-45) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 04-01117](#)

Approve Budget Revision requests. (SEE EXHIBIT B WITH POSTED AGENDA)

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

Approval of Administrative Agenda

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

[File Reference No. 04-00316](#)

PUBLIC COMMENT

People 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. 92-398) (04-00,316)

RE: A Moment of Silence for the Passing of Dr. John Padilla - First District Supervisor Naomi Schwartz addressed the Board.

RE: A Moment of Silence for the Passing of a Santa Maria Resident, Marine Corporal Joseph Heredia - Fifth District Supervisor Joe Centeno addressed the Board.

RE: Food Bank Donations - Sister Janet Corcoran addressed the Board.

RE: Affordable Housing / Toro Canyon Property Issues - John Thorndike IV addressed the Board.

RE: A Moment of Silence in Memory of Dr. John Padilla - Evangelina Diaz addressed the Board.

RE: Regional Manager for Public Affairs for Southern California Edison - Jane Brown addressed the Board.

Departmental Agenda -- Public Hearings

Department requests continuance of Departmental Item. No. 1 to December 14, 2004.

- 1) PUBLIC HEALTH [File Reference No. 04-01026](#)

HEARING - Consider contract for ambulance services with American Medical Response for the period from January 1, 2005 through December 31, 2009.

A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Continued, as follows: December 14, 2004 in Santa Maria. The motion carried unanimously.

Department requests continuance of Departmental Item No. 2 to March 1, 2005.

- 2) PLANNING AND DEVELOPMENT [File Reference No. 04-00730](#)

HEARING - Consider the Sanders/Sierra Club/Krolak appeal of the Zoning Administrator's approval of Conditional Use Permit 00-CP-68, Caltrans' Rincon Bridge Replacements and realignment of a 0.7-mile section of Highway 150 along Rincon Creek in the AG-I Zone District bordering Ventura County, located primarily within the Caltrans right-of-way and would affect APNs 001-200-023, 001-200-024, 001-440-006, 001-450-002, and 001-450-007, Carpinteria area, First District.

A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Continued, as follows: March 1, 2005. The motion carried unanimously.

10:00 AM Time Certain

- 3) COUNTY EXECUTIVE OFFICE [File Reference No. 04-01003](#)

HEARING - Receive a presentation from the Bureau of Indian Affairs on the fee-to-trust application process and environmental review requirements related to the process. (EST. TIME: 2 HRS.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

Received presentation and conducted public hearing.

2:00 P.M. Presentation of Resolutions and Awards

Planning Items and Public Hearings

- 4) COUNTY CLERK-RECORDER-ASSESSOR [File Reference No. 04-00990](#)

HEARING - Consider the introduction (First Reading) of an ordinance to provide the County with the authority to exempt low-value Property from tax assessment. (EST. TIME: 5 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

Read by title; waived reading of the ordinance in its entirety. Introduction approved; adoption (second reading) set, as follows:

December 7, 2004.

Received and filed staff report. Conducted public hearing.

5) AUDITOR-CONTROLLER[File Reference No. 04-01046](#)

HEARING - Consider recommendations regarding the Proposition 4/111 Appropriations Limit, as follows: (EST. TIME: 5 MIN.)

- a) Adopt a Resolution establishing an appropriation limit for FY 2004-05 for the County of Santa Barbara;
- b) Adopt a Resolution establishing an appropriation limit for FY 2004-05 for Santa Barbara County Service Area No. 3;
- c) Adopt a Resolution establishing an appropriation limit for FY 2004-05 for Santa Barbara County Service Area No. 4;
- d) Adopt a Resolution establishing an appropriation limit for FY 2004-05 for Santa Barbara County Service Area No. 5;
- e) Adopt a Resolution establishing an appropriation limit for FY 2004-05 for Santa Barbara County Service Area No. 12;
- f) Adopt a Resolution establishing an appropriation limit for FY 2004-05 for Santa Barbara County Service Area No. 32;
- g) Adopt a Resolution establishing an appropriation limit for FY 2004-05 for Santa Barbara County Service Area No. 41;
- h) Adopt a Resolution establishing an appropriation limit for FY 2004-05 for the Santa Barbara County Fire Protection District;
- i) Adopt a Resolution establishing an appropriation limit for FY 2004-05 for the Santa Barbara County North County Lighting District;
- j) Adopt a Resolution establishing an appropriation limit for FY 2004-05 for the Santa Barbara County Flood Control and Water Conservation Districts.

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

a) Adopted an appropriation limit for FY 2004-05 for the County of Santa Barbara.

RESOLUTION NO. 04-328

b) Adopted an appropriation limit for FY 2004-05 for Santa Barbara County Service Area No. 3;

RESOLUTION NO. 04-329

c) Adopted an appropriation limit for FY 2004-05 for Santa Barbara County Service Area No. 4;

RESOLUTION NO. 04-330

d) Adopted an appropriation limit for FY 2004-05 for Santa Barbara County Service Area No. 5;

RESOLUTION NO. 04-331

e) Adopted an appropriation limit for FY 2004-05 for Santa Barbara County Service Area No. 12;

RESOLUTION NO. 04-332

f) Adopted an appropriation limit for FY 2004-05 for Santa Barbara County Service Area No. 32;

RESOLUTION NO. 04-333

g) Adopted an appropriation limit for FY 2004-05 for Santa Barbara County Service Area No. 41;

RESOLUTION NO. 04-334

h) Adopted an appropriation limit for FY 2004-05 for Santa Barbara County Fire Protection District;

RESOLUTION NO. 04-335

i) Adopted an appropriation limit for FY 2004-05 for Santa Barbara County North County Lighting District;

RESOLUTION NO. 04-336

j) Adopted an appropriation limit for FY 2004-05 for Santa Barbara County Flood Control and Water Conservation District;

RESOLUTION NO. 04-337

The motion carried unanimously.

6) COUNTY EXECUTIVE OFFICE and
AUDITOR-CONTROLLER

[File Reference No. 04-01024](#)

HEARING - Consider recommendations regarding the Fiscal Year 04-05 Budget Update & FY 05-06 Budget Workshop # 1, as follows: (EST. TIME: 30 MIN.)

a) Accept and file, per the provisions of Government Code Section 29126.2, the Fiscal Year 2004-05 Financial Status Report as of September 30, 2004, showing the status of appropriations and financing for all departmental budgets adopted by the Board of Supervisors;

b) Receive a report on general impacts of approved November 2004 Propositions on the County budget;

- c) Rescind the temporary hiring freeze effective November 24, 2004;
- d) Approve Budget Principles for use in development of the FY 05-06 Operating Budget;
- e) Receive an updated 5-year financial forecast, focusing on discretionary General Fund revenues and projected salary and benefit changes.

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

A motion was made by Supervisor Schwartz, seconded by Supervisor Marshall, that this matter be Acted on as follows: Received and filed staff report. Conducted public hearing.

- a) Accepted.
- b) Received and filed.
- c) No action taken.
- d) Approved.
- e) Received and filed.

The motion carried unanimously.

7) PROBATION and PUBLIC HEALTH

[File Reference No. 04-01073](#)

HEARING - Approve and execute an agreement with Prison Health Services to provide medical services to youth held in Probation Department's institutions for the period from January 1, 2005 through June 30, 2006 in the amount of \$1,164,971. (EST. TIME: 15 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

A motion was made by Supervisor Marshall, seconded by Supervisor Gray, that this matter be Approved; Chair to Execute Received and filed staff report and conducted public hearing. The motion carried unanimously.

8) PLANNING AND DEVELOPMENT

[File Reference No. 04-00143](#)

HEARING - Consider the appeal of Deborah (Satya) Kirsch, Jon Warner, and Donald Sharpe of the Montecito Planning Commission's approval of the Hill proposed new single family dwelling located at 640 Cowles Road (APN 013-180-014) Land Use Permit (02LUP-00000-01133), First District, as follows: (EST. TIME: 30 MIN.)

- a) Adopt the required findings for denial of the project, specified in this report dated November 10, 2004;
- b) Grant the appeal, 03APL-00000-00020, thereby overturning the Montecito Planning Commission's November 19, 2003 approval of Land Use Permit 02LUP-00000-01133;
- c) Deny the Land Use Permit 02LUP-00000-01133.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

Received and filed staff report and conducted public hearing.

a) Adopted.

b) Granted the appeal (03APL-00000-00020).

c) Denied the Land Use Permit (02LUP-00000-01133).

The motion carried by the following vote:

Ayes: 3 - Supervisor Schwartz, Supervisor Rose and Supervisor Marshall

Noes: 2 - Supervisor Gray and Supervisor Centeno

9) PLANNING AND DEVELOPMENT[File Reference No. 04-00883](#)

HEARING - Consider and adopt revisions to the Inclusionary Housing Program and In-Lieu Fee Policy (04GPA-00000-00010), In-Lieu Fee amounts and maximum affordable sale price formula; action items identified in the County's adopted Housing Element 2003-2008, as follows: (EST. TIME: 3 HRS.)

- a) Receive recommendations from the County Planning Commission;
- b) Find that the Negative Declaration 04NGD-00000-00004 previously adopted by the Board of Supervisors for the Housing Element 2003-2008 update on March 29, 2004 adequately describes the potential environmental effects of revisions to the Inclusionary Housing Program and In-Lieu Fee Policy (04GPA-00000-00010);
- c) Adopt a resolution to adopt Housing Element Amendment 04GPA-00000-00010 amending the Inclusionary Housing Program and In-Lieu Fee Policy in the Housing Element 2003-2008;
- d) Adopt a resolution to adopt revised In-Lieu Fees under the Inclusionary Housing Program, land donation criteria, affordable unit and household adjustment factors, and affordable income, rental rate formulas, and revised maximum affordable sale price formula.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Acted on as follows: Received and filed staff report. Closed public testimony.

- a) Received.
- b) Approved.
- c) Adopted as revised at the November 23, 2004 hearing as follows:

Encourage in-lieu fees for very low and low income requirements as more very low and low income units can be constructed through leveraging in-lieu fees; Encourage construction of moderate and workforce income units on-site; Remove trigger for workforce requirement in the Santa Maria and Lompoc Housing Market Areas (HMAs); Remove trigger for IHP requirement in the Cuyama HMA; Maintain existing threshold for application of the program at five net new units or lots; Require a greater percent of affordable units than the State Density Bonus Program. Provide a program that meets the unique housing needs of Santa Barbara County.

RESOLUTION NO. 04-338

- d) Adopted as revised at the November 23, 2004 hearing as follows:

Combine Montecito Sub-Area with the South Coast HMA to create a single moderate/workforce in-lieu fee for the entire South Coast HMA; including land donation criteria, affordable unit and household adjustment factors, affordable income, rental rate formulas, and revised maximum affordable sale price formula.

RESOLUTION NO. 04-339

The motion carried unanimously.

Adjourn to December 7, 2004

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

Adjourn

Announcements

THE MEETING OF NOVEMBER 23, 2004 WILL BE TELECAST LIVE ON GOVERNMENT ACCESS TV CHANNEL 20 AT 9:00 A. M., AND WILL BE REBROADCAST ON THE FOLLOWING THURSDAY, NOVEMBER 25, 2004 AT 5:00 P.M. ON GATV CHANNEL 20.

THE BOARD OF SUPERVISORS WILL NOT MEET ON TUESDAY, NOVEMBER 30, 2004; THIS IS A FIFTH TUESDAY (ORDINANCE NO. 3352). THE NEXT REGULAR MEETING WILL BE TUESDAY, DECEMBER 7, 2004 IN SANTA BARBARA.

<http://www.countyofsb.org>