

County of Santa Barbara
BOARD OF SUPERVISORS



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

Chandra L. Wallar, County Executive Officer

Agenda

Tuesday, January 11, 2011

9:00 AM

BETTERAVIA GOVERNMENT CENTER
BOARD HEARING ROOM
511 EAST LAKESIDE PARKWAY, SANTA MARIA

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

Live Web Streaming of the Board of Supervisors Meetings, Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at: www.countyofsb.org

Persons may address the Board of Supervisors in person or by using the remote video testimony system located at the County Administration Building, Board Hearing Room, Fourth Floor, 105 East Anapamu Street, in Santa Barbara or at the Betteravia Government Center, Board Hearing Room, 511 East Lakeside Parkway, Santa Maria. Persons may address the Board on any matter listed on the agenda by completing and delivering to the Clerk a speaker slip before the item is considered. Matters not listed on the agenda may be addressed during the public comment period at the conclusion of the administrative agenda. Further information on agenda items can be obtained in the Clerk of the Board Office, Room 407, in the County Administration Building in Santa Barbara.

Board Meeting Procedures

The Board of Supervisors is the legislative body for the County of Santa Barbara. Persons are encouraged to attend and testify before the Board on any matter appearing on the agenda. Correspondence to the Board regarding items appearing on the agenda should be directed to the Clerk of the Board, 105 East Anapamu Street, Room 407, Santa Barbara CA 93101. For information regarding the meetings of the Board of Supervisors including specific meeting times contact the Clerk of the Board at (805) 568-2240. Procedures for the conduct of the meetings of the Board of Supervisors can be found in Board Resolutions 09-368 (General) and 91-333 (Land Use).

The schedule of the Board of Supervisors, meeting agendas, supplemental hearing materials and minutes of the Board meetings are available on the Internet at: www.countyofsb.org

Board Meetings are televised live on County of Santa Barbara TV channel 20. For information about obtaining a videotape of a public hearing or a schedule of CSBTV broadcasts please call (805) 568-3427.

Late Distribution

Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the Clerk of the Board to all or a majority of the members of the Board of Supervisors less than 72 hours prior to that meeting are available for inspection in the Clerk of the Board Office, 105 East Anapamu Street, Room 407, Santa Barbara, CA, at the Office of the Board of Supervisors, Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria, CA and on the Internet at: <http://santabarbara.legistar.com/Calendar.aspx#current>.

Disability Access

The Board of Supervisors Hearing Room in Santa Barbara is located on the Fourth Floor of the County Administration Building, 105 East Anapamu Street. The Hearing Room is wheelchair accessible. Accessible public parking is available behind the County Administration Building and in City Parking Lot #6 located at the corner of Anacapa Street and Anapamu Street.

The Board of Supervisors Hearing Room in Santa Maria is located at the Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria. The Hearing Room is wheelchair accessible. Accessible public parking is available at the Betteravia Government Center.

American Sign Language interpreters, Spanish language interpretation and sound enhancement equipment may be arranged by contacting the Clerk of the Board of Supervisors by 4:00 p.m. on Friday before the Board meeting. For information about these services please contact the Clerk of the Board at (805) 568-2240.

Closed Session

The Board of Supervisors conducts a Closed Session every Tuesday between 8:00 A.M. and 9:00 A.M. and between 1:00 P.M. and 2:00 P.M. as necessary. Closed Sessions are not open to the public. Matters discussed during Closed Session include existing and pending litigation, personnel matters and real property negotiations. Actions taken by the Board during Closed Session will be announced during open session (Gov. Code Sections 54957.1(a) & (b), Ralph M. Brown Act). The Closed Session agenda is posted as an addendum to the Board's agenda each Friday in the Office of the Clerk of the Board. For information related to Closed Session announcements please contact County Counsel at (805) 568-2950.

7:50 A.M. Convene and Recess to Closed Session

9:00 A.M. Reconvene to Regular Session

Roll Call

Pledge of Allegiance

Report from Closed Session

COUNTY COUNSEL

[11-00040](#)

Closed Session Agenda

Approval of Minutes of the January 4, 2011 Meeting

Administrative Agenda

All matters listed hereunder constitute a consent agenda, and will be acted upon by a single roll call vote of the Board. Matters listed on the Administrative Agenda will be read only on the request of a member of the Board or the public, in which event the matter shall be removed from the administrative agenda and considered as a separate item.

Administrative Items

A-1) GENERAL SERVICES

[11-00037](#)

Consider recommendations regarding the Fourth Amendments to the Melchiori Construction Contract and Professional Service Agreement with the Austin Company for the Emergency Operations Center (EOC) Building Project No. 8666, Second District, as follows:

- a) Approve and authorize the Chair to execute Amendment No. 4 to the Contract with Melchiori Construction (a local vendor) for the Emergency Operations Center (EOC) project in the amount of \$136,203.00 upon return of the Contractor's executed contract documents and the review and approval of County Counsel, Auditor-Controller and Risk Manager or their authorized representatives, for a total amended Contract amount of \$4,461,266.88;
- b) Approve and authorize the Chair to execute Amendment No. 4 in the amount of \$27,857.00 to the Professional Services Agreement with the Austin Company (not a local vendor) for a total of \$604,166.50 inclusive of reimbursables to cover additional services associated with unforeseen conditions, construction issues, and microwave tower review; and
- c) Re-authorize the Director of General Services or designee to approve individual change orders of an amount not to exceed \$150,000.00 for this Contract.

A-2) PLANNING AND DEVELOPMENT[11-00031](#)

Receive and file a report on Emergency Permit 10EMP-00000-00011 for work within County Road Right-of-Way on Del Playa Drive in the Isla Vista area, Third District.

A-3) PUBLIC WORKS[10-00999](#)

Adopt a Resolution accepting portions of Foxen Lane and Coiner Street in the Third District, and Jensen Ranch Road, Solomon View Road, Canyon Creek Road, South Creek Court, Sycamore Creek Court, and Pine Creek Court in the Fourth District, into the County Road Maintained System.

A-4) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT[11-00038](#)

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

Consider recommendations regarding the 2009-2010 Santa Barbara County Hydrology Report, as follows:

- a) Receive and file the 2009-2010 Santa Barbara County Hydrology Report; and
- b) Authorize distribution of the report for County and public information.

A-5) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY[11-00035](#)

Acting as the Board of Directors, Water Agency:

Consider recommendations regarding funding for Emergency Sedimentation Removal for Twitchell Dam, Fifth District, as follows: (4/5 Vote Required)

- a) Approve and authorize the Public Works Director or designee to execute a Memorandum of Understanding (MOU) with the Twitchell Management Authority in the amount of \$350,000.00 to help fund the emergency de-silting at Twitchell Dam to restore water conservation releases; and
- b) Approve Budget Revision Request No.0001263 for the Water Agency to release designations in the amount of \$350,000.00 to pay for costs associated with execution of the above mentioned MOU.

A-6) COUNTY EXECUTIVE OFFICE[11-00034](#)

Receive and file an annual report from Thomas Walters & Associates, Inc. regarding federal legislative activities.

Hearing RequestsA-7) PLANNING AND DEVELOPMENT11-00032

Set hearing to consider final staff recommendations and related Resolutions and implementing Ordinances for adoption of the Los Alamos Community Plan, as follows:
(Set hearing for 3/8/10. Time estimate 2 hours.)

- a) Make the appropriate Findings, Statement of Overriding Considerations, and adopt the Mitigation Monitoring and Reporting Plan supporting the Board of Supervisors' final action in adopting the Los Alamos Community Plan Update;
- b) Certify the Final Environmental Impact Report (08EIR-05) including the EIR Revision Letter dated March 8, 2011;
- c) Adopt the Los Alamos Community Plan dated February 2011;
- d) Adopt a Resolution approving specific amendments to the Land Use Element of the Santa Barbara County Comprehensive General Plan by adoption of the Los Alamos Community Plan;
- e) Adopt a Resolution approving an Ordinance amending Section 35-1 of Chapter 35 of the County Code, the Santa Barbara County Land Use and Development Code; and approving a zoning map amendment to zoning and zoning overlay maps applicable to the Los Alamos Community Plan area; and
- f) Adopt a Resolution approving amendments to the Los Alamos Bell Street Design Guidelines.

Approval of Administrative Agenda**Board Member Reports****Public Comment Period**

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

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

Departmental Agenda
Planning Items and Public Hearings

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

- 1) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [10-00951](#)

HEARING - Adopt the proposed revised County of Santa Barbara Telecommuting Policy and direct the implementation of its provisions.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: WITHDRAW

- 2) COUNTY EXECUTIVE OFFICE [10-01105](#)

HEARING - Consider the 2011 Board of Supervisors' Schedule of Meeting Dates and Locations. (EST. TIME: 10 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

- 3) COUNTY EXECUTIVE OFFICE [11-00024](#)

HEARING - Consider recommendations regarding the 2011 Legislative Platform, as follows: (EST. TIME: 45 MIN.)

a) Receive and file a report on issues and projects included as part of the County of Santa Barbara's 2011 Legislative Platform; and

b) Adopt the County's 2011 Legislative Platform.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

- 4) COUNTY EXECUTIVE OFFICE [11-00033](#)

HEARING - Consider recommendations regarding the State Legislative Report and Contract Renewal, as follows: (EST. TIME: 30 MIN.)

a) Approve and authorize the Chair to execute the Contract Renewal with Governmental Advocates, Inc. for state advocacy services for the period of January 1, 2011 through December 31, 2011, in the amount of \$57,824.00; and

b) Receive and file a presentation from Governmental Advocates, Inc. to provide an update on state advocacy services rendered in the prior year.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

5) PLANNING AND DEVELOPMENT[11-00015](#)

HEARING - Consider recommendations regarding an Ordinance amending Chapter 25, Petroleum Code, of the Santa Barbara County Code to address regulation of “High Risk” Petroleum Operations and Operators, as follows: (EST. TIME: 1 HR.)

a) Consider the introduction (first reading) of an Ordinance amending Chapter 25, Petroleum Code, of the Santa Barbara County Code, as it relates to the regulation of “High Risk” Petroleum Operations and Operators; and

b) Set hearing on the Administrative Agenda of February 1, 2011 to consider recommendations, as follows:

i) Find that the Ordinance amending Chapter 25, Petroleum Code, is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15307 and 15308;

ii) Approve the Notice of Exemption; and

iii) Consider the adoption (second reading) of an Ordinance amending Chapter 25, Petroleum Code, of the Santa Barbara County Code as it relates to the regulation of “High Risk” Petroleum Operations and Operators, to be effective 30 days from adoption.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

Adjourn to**January 18, 2011****County Administration Building
Board Hearing Room
105 East Anapamu Street , Fourth Floor
Santa Barbara****Challenges**

IF YOU CHALLENGE A DETERMINATION MADE ON A MATTER ON THIS AGENDA IN COURT, YOU MAY BE LIMITED TO RAISING ONLY THOSE ISSUES YOU OR SOMEONE ELSE RAISED AT THE PUBLIC HEARING DESCRIBED IN THIS NOTICE, OR IN WRITTEN CORRESPONDENCE TO THE BOARD OF SUPERVISORS AT, OR PRIOR TO, THE PUBLIC HEARING.

Announcements

The meeting of Tuesday, January 11, 2011 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, January 13, 2011, at 5:00 PM and on Saturday, January 15, 2011, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>