

BOARD OF SUPERVISORS

County of Santa Barbara



First District - Salud Carbajal, Chair
Second District - Janet Wolf
Third District - Brooks Firestone
Fourth District - Joni Gray
Fifth District - Joseph Centeno, Vice Chair

AGENDA

Tuesday, July 1, 2008

**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.

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

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

Board Meeting Procedures

The Board of Supervisors is the legislative body for the County of Santa Barbara. Persons are encouraged to attend and testify before the Board on any matter appearing on the agenda. Correspondence to the Board regarding items appearing on the agenda should be directed to the Clerk of the Board, 105 East Anapamu Street, Room 407, Santa Barbara CA 93101. For information regarding the meetings of the Board of Supervisors including specific meeting times contact the Clerk of the Board at (805) 568-2240. Procedures for the conduct of the meetings of the Board of Supervisors can be found in Board Resolutions 03-282 (General) and 91-333 (Land Use).

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

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

Disability Access

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

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

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

Closed Session

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

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

9:00 A.M. Reconvene to Regular Session

Roll Call

Pledge of Allegiance

Report from Closed Session

Approval of Minutes of the June 24, 2008 meeting

Administrative Agenda

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

Resolutions to be Presented at 9:15 A.M.

A-1) SUPERVISOR CARBAJAL [File Reference No. 08-00615](#)

Adopt a Resolution of Commendation honoring Leah Kearney of Alcohol, Drug and Mental Health Services as the Santa Barbara County Employee of the Month for July 2008.

A-2) SUPERVISOR GRAY [File Reference No. 08-00611](#)

Adopt a Resolution of Commendation honoring Gabriel Luis Aguilera, a Community Action Commission Senior Nutrition Program employee, on his act of genuine compassion and heroism in assisting one of our County's senior citizens in her time of need.

Administrative Items

A-3) COMMUNICATIONS FOR REFERRAL [File Reference No. 08-00624](#)

City of Lompoc - Approve the following requests of the City of Lompoc:

a) Call and give notice of the holding of a general municipal election to be held on Tuesday, November 4, 2008, for the election of certain officers as required by the provisions of the laws of the State of California; and

b) Consolidate the General Municipal Election with the Statewide General Election to be held on November 4, 2008; and

c) Adopt regulations for candidates for elective office pertaining to candidate's statements, materials submitted to the voters for the election to be held on Tuesday, November 4, 2008.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

A-4) COMMUNICATIONS FOR REFERRAL[File Reference No. 08-00626](#)

City of Santa Maria - Approve the following requests of the City of Santa Maria:

- a) Call and give notice of the holding of a general municipal election to be held on Tuesday, November 4, 2008, for the election of certain officers as required by the provisions of the laws of the State of California; and
- b) Consolidate the General Municipal Election with the Statewide General Election to be held on November 4, 2008; and
- c) Adopt regulations for candidates for elective office pertaining to candidate's statements, materials submitted to the voters for the election to be held on Tuesday, November 4, 2008.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

A-5) COMMUNICATIONS FOR REFERRAL[File Reference No. 08-00627](#)

City of Solvang - Approve the following requests of the City of Solvang:

- a) Call and give notice of the holding of a general municipal election to be held on Tuesday, November 4, 2008, for the election of certain officers as required by the provisions of the laws of the State of California; and
- b) Consolidate the General Municipal Election with the Statewide General Election to be held on November 4, 2008; and
- c) Adopt regulations for candidates for elective office pertaining to candidate's statements, materials submitted to the voters for the election to be held on Tuesday, November 4, 2008.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

A-6) COMMUNICATIONS FOR REFERRAL[File Reference No. 08-00629](#)

Isla Vista Recreation and Park District - Approve the following requests of the Isla Vista Recreation and Park District:

- a) Call and give notice of the holding of a District Special Election to be held on Tuesday, November 4, 2008, concerning a question relating to the sale or transfer of specified real property be submitted to the voters at the special election as required by the provisions of the laws of the State of California; and
- b) Consolidate the District Special Election with the Statewide General Election to be held on November 4, 2008; and
- c) Adopt priorities for filing a written argument regarding a district measure and directing the district counsel to prepare an impartial analysis for the election to be held on Tuesday, November 4, 2008.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

- A-7) COUNTY CLERK-RECORDER-ASSESSOR [File Reference No. 08-00609](#)
Accept and file the Certification of Results of the Official Canvass and Official Election Summary for the Statewide Direct Primary Election held on June 3, 2008, as required by law or routine business necessity.
- A-8) COUNTY EXECUTIVE OFFICE and FIRST 5, CHILDREN AND FAMILIES COMMISSION [File Reference No. 08-00610](#)
Adopt a Resolution supporting the current structure of Proposition 10 (featuring a tax on tobacco products that is fairly apportioned across counties and local control of deployment of these funds) and opposing any efforts to divert or reprogram Proposition 10 funds. In keeping with our legislative principles, this action is necessary to ensure local autonomy to deploy Proposition funding as determined by local needs for prevention and early intervention programs and system improvement activities for children aged 0-5, their families and providers of services.
- A-9) COUNTY EXECUTIVE OFFICE and FIRST 5, CHILDREN AND FAMILIES COMMISSION [File Reference No. 08-00625](#)
Consider recommendations regarding the appointment of members to the First 5 of Santa Barbara Children & Families Commission, as follows:

a) Approve the reappointment of Suzanne Grimesey-Kirk, Division Manager of Children's Services as an Interim Commissioner representing Alcohol Drug and Mental Health Services., Health Officer Elliot Schulman M.D., and the Director of Social Services Kathy Gallagher, as regular County Members of the First 5 Santa Barbara Children and Families Commission from the term July 1, 2008 to June 30, 2009; and

b) Approve the reappointment of Patti Stewart Deputy Chief from the Probation Department as alternate County Member of the First 5 Children and Families Commission for the term of July 1, 2008 to June 30, 2009.
- A-10) GENERAL SERVICES [File Reference No. 08-00619](#)
Consider recommendations regarding the Cuyama Swimming Pool, Project No. 8656, Fifth District, as follows:

a) Approve the plans and specifications for the Cuyama Pool Project;

b) Authorize the General Services Department to advertise the Cuyama Pool Project for public bidding; and

c) Approve the Final Mitigated Negative Declaration and adopt the County's mitigation monitoring program pursuant to the California Environmental Quality Act (CEQA) guidelines for the Cuyama Pool Project.
- A-11) GENERAL SERVICES [File Reference No. 08-00621](#)
Approve and authorize the Chair to execute the Sixth Amendment to Management and Lease Agreement between the Santa Barbara Bowl Foundation and the County of Santa Barbara adding a provision to provide the Foundation \$93,906.00 from cell site revenue over a period of three years for the purpose of general improvements to the property in accordance with the County Bowl Master

Plan, First District.

A-12) PARKS [File Reference No. 08-00620](#)

Authorize the Director of Parks to advertise for the construction of Lake Cachuma Sewer Lift Station No. 3 Improvements, Project No. D00099, Third District.

A-13) PLANNING AND DEVELOPMENT [File Reference No. 08-00613](#)

Approve and authorize the Chair to execute a professional services contract between the County of Santa Barbara and Storrer Environmental Services for a period of five years, commencing July 1, 2008 and terminating on June 30, 2013, to provide integrated Environmental Quality Assurance Program (EQAP) monitoring services to the Energy Division. Contractor compensation will be on a time-and-materials basis for execution of tasks authorized by the Energy Division, with a base contract amount of \$725,889, plus a 20% contingency fund of \$145,178, for total not-to-exceed amount of \$871,067.00.

A-14) PLANNING AND DEVELOPMENT [File Reference No. 08-00614](#)

Approve and authorize the Chair to execute Amendment No. 2 to the professional services contract with Aspen Environmental Group for preparation of an Environmental Impact Report (EIR) for the proposed Tranquillon Ridge project in an amount not to exceed \$50,000, for a total contract amount of \$542,825.45 and to extend the contract end date for one year, to August 31, 2009, Third and Fourth Districts.

A-15) PUBLIC WORKS and BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 08-00622](#)

Approve and authorize the Chair to execute an Agreement to allow the State Department of Water Resources (DWR) to deliver 1,000 acre feet of water to the Kern County Water Agency (KCWA) for storage in a groundwater bank on behalf of the Carpinteria Valley Water District (CVWD).

A-16) PUBLIC WORKS [File Reference No. 08-00623](#)

Consider recommendations regarding the acceptance of Easement for Handicap Access, 155 East Clark Avenue, Orcutt, Fourth District, as follows:

- a) Approve the Notice of Exemption pursuant to California Environmental Quality Act (CEQA) guidelines regarding the acceptance of an easement for the operation and maintenance of a sidewalk and handicap ramp on a portion of 155 East Clark Avenue in Orcutt; and
- b) Accept a permanent Easement Deed from Mr. and Mrs. Dias, owners of 155 East Clark Avenue (APN 105-073-008) by authorizing the Clerk of the Board to execute the Certificate of Acceptance attached to the Permanent Easement deed regarding the above referenced sidewalk and handicap ramp.

A-17) SHERIFF [File Reference No. 08-00617](#)

Approve and authorize the Chair to execute an application for the disposal of Internal Affairs files at least five (5) years old.

A-18) SHERIFF [File Reference No. 08-00618](#)

Authorize the Sheriff to advertise for Construction Bids for the construction of the Camino Del Remedio Slope Repair and Embankment Improvement Project, Sheriff's Department Project No. SO-3, Second District.

A-19) SOCIAL SERVICES [File Reference No. 08-00604](#)

Approve and authorize the Chair to execute an agreement with NEC Unified Solutions, Inc ("NEC") (a local vendor) in the amount of \$337,519.28. to provide labor and materials for the installation of telephone-related tenant improvements at the new Benefit Services Center.

Legislative History

6/24/08 BOARD OF SUPERVISORS Continued, as follows:
July 1, 2008 in Santa Barbara

A-20) SUPERIOR COURT [File Reference No. 08-00612](#)

Consider recommendations regarding funding of ADR/DRPA Dispute Resolution Programs, 2008-2009, as follows:

a) Approve and authorize the Chair to execute an amendment of the existing 2006-07 Contract with Community Mediation Program of Santa Barbara County for grant funding from the Dispute Resolution Trust (Fund 1073) in the amount of \$70,000; extending the Contract for the period of July 1, 2008 through June 30, 2009, as permitted in Section 3 of that Contract; and

b) Approve continued funding from the Dispute Resolution Trust Fund for the Superior Court, for purposes of Dispute Resolution Program administration during fiscal year 2008-2009, in an amount not to exceed 20% of the annual revenue of the Trust Fund, as provided by Section 469 of the California Business and Professions Code.

Hearing Requests

A-21) PUBLIC WORKS [File Reference No. 08-00616](#)

Set hearing to approve a revision to the County of Santa Barbara Environmental Thresholds and Guidelines Manual, as recommended by the County Planning Commission, that addresses construction and demolition waste generation impacts; as follows:

a) Adopt a Resolution to amend the County of Santa Barbara Environmental Thresholds and Guidelines Manual to add a new threshold for construction and demolition waste to the existing solid waste thresholds; and

b) Approve the Notice of Exemption pursuant to Section 15273 of the CEQA Guidelines for the proposed amendments.

(Set Hearing for 7/8/2008. Time estimate 10 minutes.)

Approval of Administrative Agenda

Public Comment Period

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 03-282) (08-00001)

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

Departmental Agenda
Planning Items and Public Hearings

- 1) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 08-00436](#)

HEARING - Consider the recommendations regarding the Flood Control Benefit Assessment Program for Fiscal Year 2008-09, All Districts, as follows: (EST. TIME: 10 MIN.)

- a) Make a determination upon each assessment described in the report ordered by the Board at the June 17, 2008 meeting;
- b) Adopt the Resolution confirming Flood Control Benefit Assessment for Fiscal Year 2008-09;
- c) Consider the adoption (Second Reading) of an ordinance entitled, "An Ordinance Amending Ordinance 3150, the Flood Control Benefit Assessment Ordinance, Relating to Benefit Assessments for Flood Control Services" imposing Flood Control Benefit Assessments for Fiscal Year 2008-09; and
- d) File the attached CEQA Notice of Exemption for the Flood Control Benefit Assessment Program for FY 2008-09.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

- 5/13/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
June 17, 2008 in Santa Barbara (EST. TIME: 10 MIN.)
- 6/17/08 BOARD OF SUPERVISORS Acted on and set for a hearing, as follows:

Received and filed staff presentation and conducted public hearing.

a) Read by title; waived reading of the ordinance in its entirety, introduction (first reading) approved. Second Reading (adoption) set for July 1, 2008 in Santa Barbara.

b) Received and filed.

c) through f) Set for adoption (second reading) on July 1, 2008.

- 2) COUNTY EXECUTIVE OFFICE [File Reference No. 08-00603](#)

HEARING - Direct staff to proceed with design and construction of an Emergency Operations Center (EOC). (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

- 6/24/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
July 1, 2008 in Santa Barbara (EST. TIME: 30 MIN.)

3) GENERAL SERVICES [File Reference No. 08-00600](#)

HEARING - Consider proceeding with certain facility capital improvement projects tentatively approved for FY 2008-09 that are currently in the design phase. (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

6/24/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
July 1, 2008 in Santa Barbara (EST. TIME: 30 MIN.)

4) FIRE [File Reference No. 08-00560](#)

HEARING - Consider recommendations regarding the 2008 Hazard Reduction Program, as follows:
(EST. TIME: 15 MIN.)

a) Declare all properties, whose owners have not complied with a notice to abate, as a fire nuisance;
and

b) Authorize the issuance of misdemeanor citations and necessary abatement work relative to the
2008 Fire Department Defensible Space Program (Weed Abatement).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

6/17/08 BOARD OF SUPERVISORS Set for a hearing, as follows:
July 1, 2008 in Santa Barbara (EST. TIME: 15 MIN.)

5) SUPERVISOR CARBAJAL [File Reference No. 08-00628](#)

HEARING - Consider sending letters to the President and our Federal Legislative Delegation restating the County's past concerns about the impact of new offshore oil and gas leasing in federal waters off our coast, and expressing opposition to recent efforts to lift the Presidential and Congressional moratoriums on new oil and gas leasing that have been in place since 1990. (EST. TIME: 30 MIN.)

6) COUNTY EXECUTIVE OFFICE [File Reference No. 08-00400](#)

HEARING - Consider the recommendation regarding the intent to annex territory known as the Hope Community Church into the Orcutt Community Facilities District, No. 2002-1 and levy special taxes on the proposed parcel to be annexed, as follows: (EST. TIME: 15 MIN.)

Consider the adoption (Second Reading) of an Ordinance Approving Annexation of Territory (Hope Community Church) to Orcutt Community Facilities District (No. 2002-1) and Authorizing the Levy of Special Taxes Therein.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

5/6/08 BOARD OF SUPERVISORS Acted on as follows:

- a) Adopted.
RESOLUTION NO. 08-165
 - b) Adopted.
RESOLUTION NO. 08-166
 - c) Set for June 17, 2008 in Santa Barbara (EST. TIME: 15 MIN.)
 - d) Set for June 24, 2008 in Santa Maria (EST. TIME: 15 MIN.)
- 6/17/08 BOARD OF SUPERVISORS Acted on and continued, as follows:
- a) Received and filed staff presentation and conducted public hearing.
 - b) Certified and adopted resolution
- RESOLUTION NO. 08-245
- c) Read by title; waived reading of the ordinance in its entirety, introduction (first reading) approved. Second Reading (adoption) set for June 24, 2008 in Santa Maria.
 - d) Second Reading (adoption) set for June 24, 2008 in Santa Maria.
- 6/24/08 BOARD OF SUPERVISORS Continued, as follows:

July 1, 2008 in Santa Barbara.

Adjourn to

July 8, 2008

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

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, July 1, 2008, will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, July 3, 2008, at 5:00 PM on CSBTV Channel 20.

<http://www.countyofsb.org>