
ACTION SUMMARY

July 01, 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

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

9:00 A.M. Reconvened to Regular Session

CONVENED AT 9:02 A.M.

Roll Call

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

Pledge of Allegiance

Report from Closed Session

COUNTY COUNSEL

[File Reference No. 08-00630](#)

Closed Session Agenda

No reportable action taken.

Approval of Minutes of the June 24, 2008 meeting

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

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

Abstentions: 1 - Supervisor Carbajal

Administrative Agenda

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

RESOLUTION NO. 08-254

The motion carried unanimously.

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.

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

RESOLUTION NO. 08-255

The motion carried unanimously.

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

- a) though c) Approved. Referred to the County Clerk-Recorder-Assessor.**

The motion carried unanimously.

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

- a) through c) Approved. Referred to the County Clerk-Recorder-Assessor.**

The motion carried unanimously.

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

- a) through c) Approved. Referred to the County Clerk-Recorder-Assessor.

The motion carried unanimously.

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

- a) through c) Approved. Referred to the County Clerk-Recorder-Assessor.

The motion carried unanimously.

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

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

RESOLUTION NO. 08-256

The motion carried unanimously.

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 Grimmesey-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 motion was made by Supervisor Centeno, seconded by Supervisor Wolf, that this matter be Acted on as follows:

a) and b) Approved.

The motion carried unanimously.

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.

Acted on as follows:

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

That this matter be trailed to be considered as Departmental Agenda item #7.

The motion carried by the following vote:

AYES: 3 - Supervisor Firestone, Supervisor Wolf and Supervisor Gray

NOES: 2 - Supervisor Carbajal and Supervisor Centeno

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

- 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 motion was made by Supervisor Centeno, seconded by Supervisor Wolf, that this matter be Authorized. The motion carried unanimously.**
- 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 motion was made by Supervisor Centeno, seconded by Supervisor Wolf, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- 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 motion was made by Supervisor Centeno, seconded by Supervisor Wolf, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- 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 motion was made by Supervisor Centeno, seconded by Supervisor Wolf, that this matter be Approved; Chair to Execute. The motion carried unanimously.**

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

a) Approved.

b) Accepted.

The motion carried unanimously.

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

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

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.

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

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.

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

a) Approved; Chair to execute.

b) Approved.

The motion carried unanimously.

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.

A motion was made by Supervisor Centeno, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: August 26, 2008 in Santa Maria (EST. TIME: 10 MIN.) The motion carried unanimously.

Approval of Administrative Agenda

HEARING TIME: 9:04 A.M. - 9:33 A.M. (29 MIN.)

File Reference No. 08-00001

Public Comment

HEARING TIME: 9:34 A.M. - 9:48 A.M. (14 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) (08-00001)

RE: Invocation - Sister Janet Corcoran addressed the Board.

RE: Cold Springs Bridge Project - Marc McGinnis addressed the Board.

RE: AB2686 State Legislation - Bob Fields Addressed the Board.

RE: Legislative Committee to review AB2686 and return to the Board with review and recommendations - First District Supervisor Salud Carbajal Addressed the Board.

RE: Public Works staff directed to contact State Department of Transportation regarding Caltrans and proposed work on Cold Springs Bridge - Fourth District Supervisor Joni Gray Addressed the Board.

RE: County Contract with Marborg Industries - Bob Lovgren Addressed the Board.

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

HEARING TIME: 9:49 A.M. - 9:50 A.M. (1 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Approved.

b) Adopted.

RESOLUTION NO. 08-257

c) Adopted.

ORDINANCE NO. 4677

d) Approved.

The motion carried unanimously.

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

HEARING TIME: 9:51 A.M. - 10:38 A.M. (47 MIN.)

Acted on as follows:

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

Received and filed staff presentation and conducted public hearing.

Directed staff to proceed with the planning and design for the Emergency Operations Center.

Further directed staff to return to the Board prior to any request for contract approval with an update related to State budget impacts, operational costs, potential partnerships with local jurisdictions and other information as appropriate.

The motion carried as follows:

Ayes: 3 - Supervisor Carbajal, Supervisor Wolf and Supervisor Centeno

Noes: 2 - Supervisor Firestone and Supervisor Gray

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

HEARING TIME: 10:54 A.M. - 12:02 P.M. (68 MIN.)

Acted on as follows:

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

Directed staff to proceed with the Public Defender Remodel Project.

The motion carried as follows:

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

Noes: 1 - Supervisor Firestone

A motion was made by Supervisor Wolf, Seconded by Supervisor Gray as follows:

Directed staff to proceed with the Betteravia Government Center Administration Building Expansion Project, Option C.

The motion carried as follows:

Ayes: 3 - Supervisor Wolf, Supervisor Gray and Supervisor Centeno

Noes: 2 - Supervisor Carbajal and Supervisor Firestone

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

Directed staff to proceed with the Sheriff's Technical Services Building Project.

The motion carried as follows:

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

Noes: 1 - Supervisor Firestone

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

HEARING TIME: 12:16 P.M. - 12:17 P.M. (1 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Approved.

b) Authorized.

The motion carried unanimously.

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.)

HEARING TIME: 10:52 A.M. - 10:53 A.M. (1 MIN.)

Acted on as follows:

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

Withdrawn from the agenda.

Directed that this matter be referred to the Legislative Committee for further analysis.

The motion carried as follows:

Ayes: 3 - Supervisor Carbajal, Supervisor Wolf and Supervisor Centeno

Noes: 2 - Supervisor Firestone and Supervisor Gray

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

HEARING TIME: 12:18 P.M. - 12:25 P.M. (7 MIN.)

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

ORDINANCE NO. 4678

The motion carried unanimously.

7) 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.

Acted on as follows:

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

Received and filed staff presentation and conducted public hearing.

- a) **Approved.**
- b) **Authorized.**
- c) **Approved.**

Further directed staff to return with commitments from the community, school district and local stakeholders regarding funding streams for the operation and maintenance of the project.

The motion carried by the following vote:

**AYES: 4 - Supervisor Carbajal , Supervisor Wolf, Supervisor Gray and Supervisor Centeno
NOES: 1 - Supervisor Firestone**

Adjourned at 1:05 PM

Adjourned to

July 8, 2008

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

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>