

County of Santa Barbara
BOARD OF SUPERVISORS



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

Chandra L. Wallar, County Executive Officer

Action Summary

Tuesday, February 19, 2013

9:00 AM

**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, 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.

9:00 A.M. Convened to Regular Session

CONVENED AT 9:02 A.M.

Roll Call

Present: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

Pledge of Allegiance

Approval of Minutes of the February 5, 2013 Meeting

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

12:00 P.M. Recessed to Closed Session

Report from Closed Session

In the matter of the Property Tax Administration Recovery following the California Supreme Court decision in the Case City of Alhambra v County of Los Angeles. Based on this case, by a vote of 5:0, the Board of Supervisors directed County Counsel to enter into settlement agreements for a three year statute of limitations at interest rates of the pooled rate and to execute appropriate tolling agreements to allow for the execution of this agreement.

Public Comment Period

HEARING TIME: 9:03 AM - 9:10 AM (7 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. 09-368) (13-00001)

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

RE: State and Local economic Growth Issues - Andy Caldwell addressed the Board

RE: Hammonds Meadow Blufftop Erosion/Vista Bus incident - David Daniel Diaz addressed the Board.

RE: Update from United Way of Santa Barbara - Narit Gessler addressed the Board.

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 9:00 A.M.

A-1) SUPERVISOR CARBAJAL 13-00104

Adopt a Resolution proclaiming the month of February 2013 as National Children’s Oral Health Awareness Month in Santa Barbara County.

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

RESOLUTION NO. 13-23

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-2) SUPERVISOR CARBAJAL, SUPERVISOR WOLF 13-00106

Adopt a Resolution celebrating the 60th Diamond Anniversary of the Alpha Resource Center of Santa Barbara.

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

RESOLUTION NO. 13-24

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-3) SUPERVISOR CARBAJAL, SUPERVISOR FARR [13-00114](#)

Adopt a Resolution proclaiming 2013 as the Year of Elder Abuse Prevention.

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

RESOLUTION NO. 13-25

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

Honorary Resolutions

A-4) SUPERVISOR CARBAJAL [13-00115](#)

Adopt a Resolution celebrating the 60th anniversary of the Montecito Rotary Club.

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

RESOLUTION NO. 13-26

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

Administrative Items

A-5) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [13-00102](#)

Approve and authorize the Chair to execute an Amendment to the Contract with Medical Doctor Associates (not a local vendor) increasing the contract by \$375,840.00 for a total not to exceed \$660,000.00 through June 30, 2013.

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be Approved; Chair to Execute. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-6) AUDITOR-CONTROLLER

13-00107

Consider recommendations regarding property tax administrative costs recovery for 2012/2013 (SB2557), as follows:

- a) Receive and file a report prepared by the Santa Barbara County Auditor-Controller determining recoverable Fiscal Year 2012/2013 property tax administrative costs;
- b) Adopt a Resolution recovering property tax administrative costs pursuant to California Revenue and Taxation Code sections 95.3; and
- c) Determine that approval of the Resolution to recover property tax administrative costs pursuant to California Revenue and Taxation Code sections 95.3 is not a project under the California Environmental Quality Act (CEQA) pursuant to sections 15060(c)(3), 15378(b)(4), and 15378(b)(5) of the CEQA Guidelines, because it will not result in a direct or reasonably foreseeable indirect physical change in the environment.

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

a) Received and filed;

b) Adopted

RESOLUTION NO. 13-27

c) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-7) AUDITOR-CONTROLLER [13-00113](#)

Receive and file the Loss of Public Property Report for the period of January 1, 2011 through June 30, 2012.

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be Received and filed. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-8) AUDITOR-CONTROLLER [13-00118](#)

Receive and file the County of Santa Barbara's Single Audit Report for the Fiscal Year ended June 30, 2012.

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be Received and filed. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-9) COUNTY EXECUTIVE OFFICE, AUDITOR-CONTROLLER [13-00120](#)

Consider recommendations regarding North County Jail Appropriations, as follows: (4/5 Vote Required)

a) Approve Budget Revision No. 0002718 for the required County match for the Northern Branch Jail (NCJ) project which transfers fund balance to the newly established Sheriff Capital Projects - Jail Fund, from the following: \$600,000.00 from the Sheriff's portion of the Prop 172 Public Safety Restricted Fund Balance in the General Fund, \$3,000,000.00 from the New Jail Operations Committed Fund Balance in the General Fund \$5,289,500.00 from the Strategic Reserve Committed Fund Balance in the General Fund and \$50,000.00 from the Capital Outlay Fund;

b) Approve Budget Revision No. 0002719 to establish appropriations of \$1,002,000.00 by release of Committed Fund Balance for NCJ acquisition study costs in the Sheriff Capital Project- Jail Fund, consisting of the transfer of \$802,000.00 of cost reimbursement to the General Fund and \$200,000.00 of services and supplies;

c) Approve Budget Revision No. 0002720 to increase appropriations of \$973,867.00 funded by a release of Committed Fund balance for NCJ preliminary plan costs in the Sheriff Capital Projects - Jail Fund; and

d) After considering the Final Subsequent Environmental Impact Report (EIR) that the Board of Supervisors certified on March 11, 2008, and the addendum to that EIR that the

Board of Supervisors received and considered on December 6, 2011, determine pursuant to 14 CCR 15162(a) that no subsequent EIR or Negative Declaration is required for this project because of the following: 1) No substantial changes are proposed in the project which require major revisions of the 2008 Final Subsequent EIR; 2) No substantial changes have occurred with respect to the circumstances under which the project is undertaken which require major revisions of the 2008 Final Subsequent EIR; and 3) No new information of substantial importance concerning the project's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the Final Subsequent EIR was certified in 2008, has been received.

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

a) through c) Approved budget revision requests.

d) Approved.

Directed staff to return to the Board in March with a report specifically related to ongoing operations costs of the Northern Branch Jail.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-10) COUNTY EXECUTIVE OFFICE

[13-00122](#)

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

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be Approved.

Directed staff to return to the Board with a status report on the Community Services Department including but not limited to issues related to operations, staffing, structure and workload.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-11) PLANNING AND DEVELOPMENT

13-00123

Consider recommendations regarding a public convenience determination for SLO Gas and Mart, Fourth District, as follows:

- a) Approve and authorize the Chair to execute the letter and forward the application to the California Department of Alcohol Beverage Control (ABC) determining that public convenience will be served by issuing the new off-sale beer and wine license to Mr. Bruce Gilan, for the convenience market/service station, located at 1101 E. Clark Avenue in Orcutt; and

- b) Determine that this activity is exempt from California Environmental Quality Act review per CEQA Guidelines Section 15061(b) (3), since it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment.

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

- a) Approved; Chair to execute; and**

- b) Approved.**

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-12) PLANNING AND DEVELOPMENT13-00124

Consider recommendations regarding the Coastal Commission's conditional certification of amendments to the Local Coastal Program regarding the Pescadero Lofts Affordable Housing Project in Isla Vista, Third District, as follows:

- a) Receive notice of the California Coastal Commission's conditional certification of the County's amendments to the County's Local Coastal Program [Coastal Commission Case No. STB-MAJ-1-12-B (Affordable Housing Density Increase)] with one suggested modification;
- b) Adopt a Resolution acknowledging receipt of the California Coastal Commission's conditional certification with one suggested modification, accepting and agreeing to the modification, agreeing to issue Coastal Development Permits for the total area included in the conditionally certified Local Coastal Program, and adopting the Local Coastal Program Amendments with the suggested modification;
- c) Determine that the Board's action is not subject to the California Environmental Quality Act, pursuant to Public Resources Code section 21080.9. (The County relied upon the certified EIR for the Isla Vista Master Plan (03-EIR-08) for CEQA review of the Pescadero Lofts project pursuant to CEQA Guidelines section 15168(c)(2) and (c)(4));
- d) Approve and authorize the Chair to execute a letter transmitting the Resolution to the California Coastal Commission; and
- e) Authorize the Planning and Development Department to transmit the adopted Resolution and Board letter to the California Coastal Commission.

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

a) Received;

b) Adopted;

RESOLUTION NO. 13-28

c) Approved;

d) Approved; Chair to execute; and

e) Authorized.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-13) PUBLIC HEALTH

13-00101

Consider recommendations regarding appointments to the Santa Barbara County Community Health Center Board, as follows:

a) Approve the appointments of Lee Herrington, Celia Lee, Alexander Echevarria, Oniko “Nikki” Cox, Edward “Eddie” Taylor II, and Sande Campbell to the Community Health Center (CHC) Board as recommended by the Public Health Department for a term of three years; and

b) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15061(b)(3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

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

a) and b) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-14) PUBLIC WORKS

13-00126

Consider recommendations regarding stop controls on various streets in the Goleta area, Isla Vista Area, and Santa Maria Area, Second, Third and Fifth Districts; as follows:

- a) Adopt a Resolution establishing stop controls at various locations in the Second, Third and Fifth Districts; and

- b) Find that the proposed action is for the operation and maintenance of an existing public facility involving negligible or no expansion of use beyond that which presently exists, that the proposed action is therefore exempt from CEQA pursuant to 14 CCR 15301, and approve the filing of a Notice of Exemption on that basis.

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

a) Adopted.

RESOLUTION NO. 13-29

b) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-15) PUBLIC WORKS

13-00131

Consider recommendations regarding a Resolution in support of the Orcutt Old Town Gateway Transportation Art Project, Fourth District, as follows:

- a) Adopt a Resolution in support of the Orcutt Old Town Gateway Veterans Memorial Public Art Project;
- b) Authorize the Director of Public Works/Road Commissioner to execute applications, permits and agreements associated with construction and maintenance of the Old Town Orcutt Gateway Veterans Memorial Art Project; and
- c) Find that the proposed action(s) consists of minor public or private alterations in the condition of land, water, and/or vegetation which does not involve removal of healthy, mature, scenic trees, pursuant to 15304: Class 4, and approve the filing of a Notice of Exemption on that basis.

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

a) Adopted.

RESOLUTION NO. 13-30

b) Authorized; and

c) Approved.

Directed that the resolution reflect support for the project in it's original design. Further directed staff to transmit the resolution of support to the California State Association of Counties, the National Association of Counties, the Santa Barbara County Legislative Delegation and to the County State and Federal Legislative Lobbyists.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-16) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [13-00103](#)

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

Consider recommendations regarding North Avenue Storm Drain Improvements Project - West Phase, Fourth District, as follows:

- a) Approve and authorize the Chair to execute the Statement of Final Quantities for work performed and materials supplied for the North Avenue Storm Drain Improvements Project - West Phase by the contractor R. Baker, Inc. in the amount of \$332,765.26; and
- b) Find that the proposed North Avenue Storm Drain Project was found to be exempt under Section 15304, Minor Alterations to Land, on Nov. 11, 2011, that no substantial changes are proposed in the project, no substantial changes have occurred with respect to the circumstances under which the project is undertaken, and no new information of substantial importance has been received with respect to the project, and therefore no new CEQA action is required for approval of the recommended actions.

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

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

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-17) PUBLIC WORKS, COMMUNITY SERVICES [13-00111](#)

Adopt a Resolution initiating proceedings to annex territory, Terrace Villas, tract 14,770 (previously Terrace Ranch TR 14,330) to the North County Lighting District and County Service Area 5.

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

RESOLUTION NO. 13-31

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-18) SOCIAL SERVICES[13-00119](#)

Consider recommendations regarding an Agreement with Family Care Network, Inc. for Transitional Housing Program-Plus Services, Second District, as follows:

a) Approve and authorize the Chair to execute an Agreement with Family Care Network, Inc, a local vendor, to provide Transitional Housing Program-Plus (THP-Plus) services for emancipated foster or probation youth, for the period of March 1, 2013 through June 30, 2014, in an amount not to exceed \$440,000.00; and

b) Approve and authorize the Chair to execute the Second Amendment to the Lease Agreement between the County of Santa Barbara, as lessor, and Family Care Network, Inc., as lessee, extending the term of the Lease of the approximately 6400 square foot building known as La Morada, located at 66 South San Antonio Road, in Santa Barbara, for a period of approximately 16 months, through June 30, 2014, with one option to extend the Lease for one additional year; to allow for the continued operation of the THP-Plus program .

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

a) and b) Approved; Chair to execute.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-19) TREASURER-TAX COLLECTOR

13-00109

Consider recommendations regarding the Treasurer's Investment Pool, Fiscal Year 2012/2013, Second Quarter, as follows:

a) Receive and file the Fiscal Year 2012/2013 Second Quarter (October - December, 2012) Report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b); and

b) Approve the Investment Policy Statement and authorize the County Treasurer to manage the investment pool in accordance with the policy, pursuant to sections 53646(a) and 53607 of the Government Code.

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

a) Received and filed; and

b) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-20) AUDITOR-CONTROLLER

13-00112

Receive and file the Auditor-Controller's Report on the statement of assets of the Santa Barbara County Treasurer's Investment Pool, as of December 31, 2012.

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be Received and filed. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

Board of Supervisors**A-21) SUPERVISOR CARBAJAL [13-00117](#)**

Receive and file a report on Washington DC legislative visits to advocate for Santa Barbara County's 2013 Federal Legislative Platform Priorities.

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be Received and filed. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-22) SUPERVISOR CARBAJAL [13-00105](#)

Consider recommendations regarding the acceptance of a gift from the Courthouse Docent Council for the restoration of the Santa Barbara Courthouse Lamp, as follows:

- a) Receive an in-kind gift from the Santa Barbara Courthouse Docent Council (a 501 (c) 3 corporation) in the amount of \$10,165.00; and
- b) Approve and authorize the Chair to execute a Budget Revision Request in the amount of \$10,165.00

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

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

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-23) SUPERVISOR CARBAJAL [13-00116](#)

Approve the reappointment of Soma Baldwin to the Law Library Board of Trustees, term ending December 31 2013, First District.

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-24) SUPERVISOR WOLF [13-00128](#)

Approve the reappointment of Alexander “Skip” Szymanski to the Community Health Center Board, term ending December 31, 2015, Second District.

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-25) SUPERVISOR FARR [13-00108](#)

Approve the reappointment of Albert A. Nunez to the Guadalupe Cemetery District Board of Trustees, term ending December 31, 2017, Third District.

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-26) SUPERVISOR ADAM [13-00133](#)

Approve the appointment of Sandra Brown to the Mental Health Commission, term ending February 19, 2016, Fourth District.

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-27) SUPERVISOR ADAM [13-00134](#)

Approve the appointment of Robert Jones to the Northern Board of Architectural Review, term ending February 19, 2017, Fourth District.

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-28) SUPERVISOR ADAM

13-00135

Approve the appointment of Michael Maglinte to the Northern Board of Architectural Review, term ending February 19, 2017, Fourth District.

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

Hearing Requests

A-29) PUBLIC HEALTH

13-00110

Set hearing to consider recommendations regarding a Resolution to amend the Environmental Health Services Fee Schedule to include a Cottage Food Operations Fee, as follows: (Set hearing for 3/12/13. Time estimate: 15 min.)

a) Adopt a Resolution to amend fees for Environmental Health Services pursuant to the California Retail Food Code, Health & Safety Code §113700, et seq.; and

b) Pursuant to California Environmental Quality Act (CEQA) guidelines, approve the Notice of Exemption from the California Environmental Quality Act of 1970 (CEQA) for the fee resolutions.

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: March 12, 2013 in Santa Barbara (EST. TIME: 15 MIN.). The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

A-30) TREASURER-TAX COLLECTOR

13-00132

Set hearing to consider recommendations regarding an Ordinance to amend Section 2-10.8 of Article 1 of Chapter 2 of the Santa Barbara County Code to recover certain tax auction mandated costs, as follows:

(Set hearing for 3/5/13. Time estimate 5 minutes)

a) Consider the introduction (first reading) of an Ordinance amending Section 2-10.8 of the Santa Barbara County Code to establish fees for the Treasurer-Tax Collector’s Office;

b) Receive and file a report on costs related to certain fees charged by the Treasurer-Tax Collector (available for public inspection at least ten (10) days prior to the hearing date at the Treasurer-Tax Collector’s Office, 105 E. Anapamu Street, Room 109, Santa Barbara, CA; week days 8:00 am to 5:00 pm); and

c) Set a hearing on the Administrative Agenda for March 12, 2013 to consider recommendations, as follows:

i) Consider the adoption (second reading) of an Ordinance amending Section 2-10.8 of the Santa Barbara County Code to establish fees for the Treasurer-Tax Collector’s Office; and

ii) Determine that the above action(s) are not a “project” under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines because they consist of government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: March 5, 2013 in Santa Barbara (EST. TIME: 5 MIN.). The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

Departmental Agenda
Planning Items and Public Hearings

1) **PROBATION** **13-00121**

HEARING - Receive and file a presentation on Juvenile Justice Trends. (EST. TIME: 45 MIN.)

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 11:09 AM - 11:37 AM (28 MIN.)

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, that this matter be Received and filed. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

2) **PLANNING AND DEVELOPMENT** **13-00057**

HEARING - Consider recommendations regarding the Field/Postras Appeal of the Vincent Winery Development Plan Project, Third District, as follows: (EST. TIME: 1 HR.)

- a) Deny the appeal, Case No. 12APL-00000-00019;
- b) Make the required findings for approval of Case No. 09DVP-00000-00034, including the California Environmental Quality Act (CEQA) findings;
- c) Adopt the Mitigated Negative Declaration, 10NGD-00000-00024, and adopt the mitigation monitoring program; and
- d) Grant de novo approval of Case No. 09DVP-00000-00034, subject to the Conditions of Approval.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 11:45 AM - 1:00 PM (1 HR. 15 MIN.)

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

- a) Denied the appeal, Case No. 12APL-00000-00019;
- b) Adopted required findings for approval of Case No. 09DVP-00000-00034 as specified in Attachment 1 of the Board Letter, including the CEQA findings;
- c) Adopted the mitigated Negative declaration, 10NGD-00000-00024, and adopted the Mitigation Monitoring Program included in Attachment 8; and
- d) Granted de novo approval of Case No. 09DVP-00000-00034, subject to the Conditions of Approval, included as Attachment 2 of the Board Letter.

The motion carried by the following vote:

- Ayes:** 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, and Supervisor Lavagnino
- Noes:** 1 - Supervisor Adam

3) PLANNING AND DEVELOPMENT 13-00130

HEARING - Approve and authorize the Chair to execute a letter to the California Department of Conservation, Division of Oil, Gas, and Geothermal Resources (DOGGR), determining the need for additional review based on environmental and other concerns for the Proposed Barham Ranch Oil Field Expansion, Third District. (EST. TIME: 45 MIN.)

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 3:04 PM - 3:40 PM (36 MIN.)

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be Approved; Chair to Execute. The motion carried by the following vote:

- Ayes:** 3 - Supervisor Carbajal, Supervisor Wolf, and Supervisor Farr
- Noes:** 2 - Supervisor Adam, and Supervisor Lavagnino

4) COMMUNITY SERVICES, PLANNING AND DEVELOPMENT [13-00127](#)

HEARING - Consider recommendations regarding options to allocate fees collected from the Miramar Project to mitigate for the loss of low-cost visitor serving overnight accommodations in the coastal zone, as follows: (EST. TIME: 30 MIN.)

a) Consider options for allocation of a \$1.395 million fee collected from the developer of the Miramar project and provide staff with direction, as follows:

i) Determine to fund a project meeting the intent of the condition language to be located on County-owned lands, in which case staff will return with project options for the Board’s consideration;

ii) Determine that the Board’s action is not a project, pursuant to CEQA Guidelines Section 15378(b)(4);

b) Alternatively, your Board could choose one of the following options:

i) Continue to hold the funds in the account for allocation at a future date;

ii) Determine to fund a project meeting the intent of the condition language to be located on lands owned by another public agency (i.e., City of Santa Barbara, State of California), in which case staff will return to your Board with options and execution documents.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 3:41 PM - 4:00 PM (19 MIN.)

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

a) i, ii) Approved.

b) i, ii) No action taken.

The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

5) COUNTY EXECUTIVE OFFICE, AUDITOR-CONTROLLER

13-00125

HEARING - Receive and file, per the provisions of Government Code section 29126.2, the Fiscal Year 2012/2013 Financial Status Report as of December 31, 2012, showing the status of appropriations and financing for all departmental budgets adopted by the Board of Supervisors. (EST. TIME: 30 min.)

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 4:03 PM - 4:37 PM (34 MIN.)

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Received and filed. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

Adjourned at 4:37 PM

Adjourn to

March 5, 2013

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, February 19, 2013 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, February 21, 2013, at 5:00 PM and on Saturday, February 23, 2013, at 10:00 AM on CSBTV Channel 20.

THE BOARD OF SUPERVISORS WILL NOT BE MEETING ON TUESDAY, FEBRUARY 26, 2013, THIS IS A 4TH TUESDAY. THE NEXT REGULAR MEETING OF THE BOARD OF SUPERVISORS WILL BE ON TUESDAY, MARCH 5, 2013 IN SANTA BARBARA.

<http://www.countyofsb.org>