

BOARD OF SUPERVISORS

County of Santa Barbara



First District - Salud Carbajal

Second District - Janet Wolf, Vice Chair

Third District - Doreen Farr

Fourth District - Joni Gray

Fifth District - Joseph Centeno, Chair

AGENDA

Tuesday, February 17, 2009

**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.

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://bos-agenda.sbcgov.net/calendar/#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

- 1) COUNTY COUNSEL
Closed Session Agenda

[File Reference No. 09-00155](#)

Approval of Minutes of the February 10, 2009 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) COUNTY CLERK-RECORDER-ASSESSOR

[File Reference No. 09-00128](#)

Approve the request of the Goleta Sanitary District to consolidate their district election with the Statewide General Election.

- A-2) COUNTY COUNSEL

[File Reference No. 09-00126](#)

Approve the proposed amendments to the Conflicts of Interest Code of the Santa Barbara County Education Office.

- A-3) COUNTY COUNSEL

[File Reference No. 09-00127](#)

Approve the proposed amendments to the Conflicts of Interest Code of the Santa Barbara Community College District.

- A-4) COUNTY EXECUTIVE OFFICE

[File Reference No. 09-00152](#)

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

- A-5) COUNTY EXECUTIVE OFFICE

[File Reference No. 09-00052](#)

Receive and file the Fiscal Issues Report.

Legislative History

1/27/09 BOARD OF SUPERVISORS Received and filed

Directed staff to return on February 3, 2009 with recommendations regarding a potential County hiring freeze.

- A-6) DISTRICT ATTORNEY [File Reference No. 09-00132](#)
Approve and authorize the Chair to execute an Agreement with the City of Goleta authorizing the District Attorney to prosecute violations of city laws when requested, effective February 10 through June 30, 2010.

ADDENDUM

Item A-7) on the Administrative Agenda is amended, as follows:

- A-7) GENERAL SERVICES [File Reference No. 09-00154](#)
Direct the staff to ~~stop~~ re-initiate design work on the Emergency Operation Center (EOC) and the Betteravia Government Center Expansion, in anticipation of the Federal Stimulus Package, which includes funding for EOCs.
- A-8) PLANNING AND DEVELOPMENT [File Reference No. 09-00134](#)
Approve and authorize the Chair to execute the Renewal Agreement for energy permitting and planning services with the City of Carpinteria for a period of one year, following execution by the parties, First District.
- A-9) PUBLIC HEALTH [File Reference No. 09-00136](#)
Receive and file the Summaries of Evaluations for 2008 Annual Health Inspections of Detention Facilities by the County Health Officer, regarding compliance with environmental, nutritional, and medical/mental health standards for detention facilities within Santa Barbara County.
- A-10) PUBLIC WORKS [File Reference No. 09-00139](#)
Approve and authorize the Chair to execute Addendum No. 1, which provides a one year time extension and increases the professional services contract from \$267,500 to \$364,500 (an increase of \$97,000). This amendment would modify the existing professional design services agreement with Penfield and Smith Engineering (P&S) (a local vendor) for El Colegio Road Improvements-Phase II, County Project No. 864042, Third District.

ADDENDUM

Department requests the continuance of Item A-11) to February 24, 2009

- A-11) PUBLIC WORKS [File Reference No. 09-00140](#)
Consider recommendations regarding Stop Controls on Various Streets, Fourth District, as follows:
- a) Adopt thirteen Resolutions establishing Stop Controls on North Pacific Street at its intersection with Park Avenue, North First Street at its intersection with Park Avenue, Union Avenue at its intersection with Twitchell Street, Union Avenue at its intersection with Garrett Street, South Gray Street at its intersection with Pinal Avenue, South Pacific Street at its intersection with Pinal Avenue, South First Street at its intersection with Pinal Avenue, Garrett Street at its intersection with Pinal Avenue, Norris Street at its intersection with Pinal Avenue, Twitchell Street at its intersection with Pinal Avenue, South Pacific Street at its intersection with Soares Avenue, South Gray Street at its intersection with Soares Avenue, Soares Avenue at its intersection with Dyer Street (all in the Old Town Orcutt area); and

b) Approve a Notice of Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the establishment of various stop controls in the Orcutt Area.

A-12) PUBLIC WORKS [File Reference No. 09-00141](#)

Approve a Resolution in support of the County's application for funding from the California Department of Forestry and Fire Protection's Urban Forestry Grant Program for FY 2008/2009.

A-13) PUBLIC WORKS [File Reference No. 09-00142](#)

Adopt four Resolutions and approve a Notice of Exemption pursuant to the County's Environmental Quality Act (CEQA) guidelines for the establishment of no parking zones on Turnpike Road in the Goleta area, Cieneguitas Road in the Goleta area, Hummel Drive in the Orcutt area, and Dahlia Place in the Orcutt area, Second and Fourth Districts.

A-14) PUBLIC WORKS [File Reference No. 09-00143](#)

Consider recommendations regarding the 2009 Federal Economic Stimulus Proposed Transportation Project Categories, as follows:

a) Approve the Project Categories and Notice of Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the proposed projects in preparation for the 2009 Federal Economic Stimulus Package; and

b) Authorize the Director of Public Works to advertise for construction bids for the Project Categories as detailed in the Board Letter dated February 17, 2009, in preparation for the 2009 Federal Economic Stimulus Package.

A-15) PUBLIC WORKS [File Reference No. 09-00144](#)

Consider recommendations regarding Amendment No. 2 to the contract with Alternative Resources, Incorporated for consulting services to evaluate the feasibility of and prepare a request for proposals for a conversion technology facility at the Tajiguas Landfill, First, Second, and Third Districts, as follows:

a) Approve and authorize the Chair to execute Amendment No. 2 to the contract with Alternative Resources, Incorporated (not a local vendor), to:

i) Extend the term from January 31, 2009 to August 31, 2009;

ii) Add to the Scope of Work: "Task 6: JPA/MOU Assistance" and "Task 7: Criteria Workshops"; and

iii) Amend the contracted budget for a net increase of \$30,000, from \$152,500 to \$182,500.

A-16) PUBLIC WORKS and BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 09-00137](#)

Consider recommendations regarding the Gobernador Debris Basin Modification Project Completion, First District, as follows:

- a) Accept the Notice of Completion for the Gobernador Debris Basin Modification Project and authorize the Clerk to record; and
- b) Adopt a Resolution establishing the final quantities for work performed and materials supplied for the Gobernador Debris Basin Modification Project by the contractor Shaw Excavating and Grading (not a local vendor), in the amount of \$983,500.14.

A-17) PUBLIC WORKS and BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 09-00138](#)

Consider recommendations regarding the Goleta Slough SEIR Agreement, Second District, as follows:

- a) Approve and authorize the Chair to execute an Agreement with Padre Associates, Inc. (a local vendor) for environmental services in the amount of \$140,200.00 for the period of February 17, 2009 through September 30, 2010 to develop the Goleta Slough Supplemental EIR; and
- b) Authorize a 15% contingency in the amount of \$20,030.00 with Padre Associates, Inc. for additional work that may be needed to complete work for the project.

A-18) SHERIFF [File Reference No. 09-00129](#)

Approve and authorize the Chair to execute an application for the disposal of Internal Affairs files at least five (5) years old. (4/5 Vote Required)

A-19) SOCIAL SERVICES [File Reference No. 09-00131](#)

Approve the appointment and reappointment of the individuals outlined in the Board Letter dated February 17, 2009, to serve on the Santa Barbara County Workforce Investment Board for the term indicated on the roster.

Board of Supervisors

A-20) SUPERVISOR CARBAJAL [File Reference No. 09-00145](#)

Approve the reappointment of Priscilla Whitaker to the Library Advisory Committee, term ending June 30, 2009, First District.

A-21) SUPERVISOR CARBAJAL [File Reference No. 09-00146](#)

Approve the reappointment of Will Rivera to the South Coast Board of Architectural Review, term ending December 31, 2012, First District.

A-22) SUPERVISOR CARBAJAL [File Reference No. 09-00147](#)

Approve the reappointment of Marybeth Carty to the Commission for Women, term ending August 1, 2011, First District.

- A-23) SUPERVISOR CARBAJAL [File Reference No. 09-00148](#)
Approve the reappointment of Sue Adams to the Historic Landmarks Advisory Commission, term ending January 1, 2013, First District.
- A-24) SUPERVISOR CARBAJAL [File Reference No. 09-00149](#)
Approve the reappointment of Louis Weider to the Mental Health Commission, term ending August 1, 2011, First District.
- A-25) SUPERVISOR CARBAJAL [File Reference No. 09-00150](#)
Approve the reappointment of Miriam Flacks to the Housing Authority Board of Commissioners, term ending February 1, 2013, First District.
- A-26) SUPERVISOR CARBAJAL [File Reference No. 09-00151](#)
Approve the reappointment of Barbara Lowenthal to the Historic Landmarks Advisory Committee, term ending January 1, 2013, First District.
- A-27) SUPERVISOR WOLF [File Reference No. 09-00130](#)
Approve the appointment of Gwendolyn P. Hampton to the Santa Barbara County Commission for Women, term ending April 24, 2010, Second District.

Hearing Requests

- A-28) COUNTY COUNSEL [File Reference No. 09-00133](#)
Set hearing to determine whether or not the County of Santa Barbara will approve a Memorandum of Understanding Amendment that contains provisions relating to the processing of applications for development relating to the Santa Barbara Ranch project.
(Set Hearing for 3/3/2009. Time estimate 120 minutes.)
- A-29) FIRST 5 CHILDREN AND FAMILIES COMMISSION [File Reference No. 09-00153](#)
Set hearing to receive the First 5 Children and Families Commission of Santa Barbara County 2007-2008 Annual Report.
(Set Hearing for 3/3/2009. Time estimate 30 minutes.)

A-30) PLANNING AND DEVELOPMENT[File Reference No. 09-00135](#)

Set hearing to consider recommendations regarding Case Nos. 08APL-00000-00043 and 08APL-00000-00044 for the Charles Kolstad and Valerie Olson Appeals of the County Planning Commission's Approval of the Thielmann Second Dwelling Project (06DVP-00000-00006 and 08CDP-00000-00016), Second District, as follows:

- a) Deny the appeals;
- b) Adopt the required findings for the project contained in Attachment A of the November 13, 2008 County Planning Commission Action Letter, including the CEQA findings;
- c) Accept the exemption pursuant to Section 15303 (a) of the State CEQA Guidelines contained in Attachment B of the County Planning Commission Staff Report dated October 24, 2008; and
- d) Grant de novo approval of the project subject to the conditions included as Attachment C of the November 13, 2008 County Planning Commission Action Letter.
(Set Hearing for 3/3/2009. Time estimate 60 minutes.)

ADDENDUM

Item A-31) is added to the Administrative Agenda, as follows:

A-31) SUPERVISOR CARBAJAL[File Reference No. 09-00168](#)

Approve the appointment of Daniel Eidelson to the Montecito Planning Commission, term ending January 3, 2011, First District.

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) (09-00001)

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 continuance of Departmental Item No. 1) to March 3, 2009

- 1) SUPERVISOR CARBAJAL and SUPERVISOR GRAY [File Reference No. 08-00299](#)

HEARING - Consider recommendations regarding a Social Host Ordinance in the County of Santa Barbara, as follows: (EST. TIME: 1 HR.)

- a) Adopt policy direction to establish a Countywide Social Host Ordinance, and direct staff to proceed with the necessary coordination and documents needed to adopt such an ordinance; and
- b) Return to the Board within 90 days with an ordinance for Board consideration.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: CONTINUE TO 3/3/09

Legislative History

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| 4/1/08 | BOARD OF SUPERVISORS | Set for a hearing, as follows:
April 15, 2008 in Santa Barbara (EST. TIME: 60 MIN.) |
| 4/15/08 | BOARD OF SUPERVISORS | Continued, as follows:
May 6, 2008 in Santa Barbara. |
| 5/6/08 | BOARD OF SUPERVISORS | Continued, as follows:
May 20, 2008 in Santa Barbara (EST. TIME: 60 MIN.) |
| 5/20/08 | BOARD OF SUPERVISORS | Acted on as follows:
Received and filed a staff presentation and conducted public hearing.
a) Adopted.
Directed staff to continue development of proposed Countywide Social Host Ordinance in coordination with local law enforcement, local stakeholders and all interested parties (including, but not limited to, the Public Defender, Probation and the Advisory Board on Alcohol & Drug Problems).
b) Continued to July 15, 2008 in Santa Barbara. |
| 7/15/08 | BOARD OF SUPERVISORS | Continued, as follows:

October 7, 2008 in Santa Barbara (EST. TIME: 60 MIN.) |
| 10/7/08 | BOARD OF SUPERVISORS | Continued, as follows:

November 4, 2008 in Santa Barbara (EST. TIME: 60 MIN.) |
| 11/4/08 | BOARD OF SUPERVISORS | Continued, as follows:
January 27, 2009 Santa Maria (EST, TIME: 60 MIN.) |
| 1/27/09 | BOARD OF SUPERVISORS | Continued, as follows:

February 17, 2009 in Santa Barbara (EST. TIME: 1 HR.) |

2) COUNTY EXECUTIVE OFFICE [File Reference No. 09-00125](#)

HEARING - Receive and file a presentation from the Santa Barbara Conference and Visitors Bureau and Film Commission highlighting the ongoing efforts of the Film Commission. (EST. TIME: 10 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

2/10/09 BOARD OF SUPERVISORS Set for a hearing, as follows:
February 17, 2009 in Santa Barbara (EST. TIME: 10 MIN.)

3) COUNTY EXECUTIVE OFFICE [File Reference No. 09-00059](#)

HEARING - Consider recommendations regarding the Fiscal Year 2009-2010 Budget Development Workshop: Part 3 - Five Year Financial Forecasts, as follows: (EST. TIME: 1 HR. 30 MIN.)

a) Hold the third part of a four-part 2009-2010 budget development workshop and receive the Fiscal Year 2009-2010 Budget Development - Five Year Financial Forecasts Report; and

b) Receive and file the updated five year financial forecasts for: Public Health; Alcohol, Drug, & Mental Health Services; Social Services; the Fire Department; Housing and Community Development; the Road Fund; and the County General Fund.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

1/27/09 BOARD OF SUPERVISORS Set for a hearing, as follows:
February 3, 2009 in Santa Barbara (EST. TIME: 90 MIN.)

2/3/09 BOARD OF SUPERVISORS Acted on as follows:

Received and filed staff presentation and conducted public hearing.

Accepted.

2/10/09 BOARD OF SUPERVISORS Acted on as follows:

Received and filed staff presentation and conducted public hearing.

a) Received and filed.

b) Directed staff to proceed in collaboration with the Santa Barbara County Employee Retirement System. Further directed staff to facilitate a presentation to the Board of Supervisors from SBCERS as soon as practical, and to focus on areas of mutual concern with respect to the Retirement System, including principals of investment policies and strategies for managing the costs associated with retirement benefits.

4) SUPERVISOR WOLF and SUPERVISOR FARR[File Reference No. 09-00111](#)

HEARING - Review and consider amendments to Chapter 2, Article X of the Santa Barbara County Code relating to the Establishment and Duties, Responsibilities and Authorities of the County Executive Officer, as follows: (EST. TIME: 1 HR.)

a) Review, discuss and consider amendments to Chapter 2, Article X of the County Code and take appropriate action; and

b) Direct that the hiring of a Planning and Development Director be delayed pending review of Chapter 2, Article X.

Legislative History

2/3/09 BOARD OF SUPERVISORS Set for a hearing, as follows:
February 17, 2009 in Santa Barbara (EST. TIME: 60 MIN.)

Adjourn to**February 24, 2009****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, February 17, 2009 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, February 19, 2009, at 5:00 PM and on Saturday, February 21, 2009, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>