

County of Santa Barbara
BOARD OF SUPERVISORS



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

Chandra L. Wallar, County Executive Officer

Action Summary

Tuesday, January 18, 2011

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, 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 9:15 A.M.

Roll Call

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

Pledge of Allegiance

Report from Closed Session

COUNTY COUNSEL

[11-00040](#)

Closed Session Agenda

County Council reported that, by unanimous vote, the Board took the following action:

In Santos v. WCAB (Case Nos. ADJ 2919812, etc.), the Board approved settlement in the amount of \$190,000 of all current and future workers compensation claims.

Details of this announcement may be obtained from the Office of County Counsel.

Approval of Minutes of the January 11, 2011 Meeting

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

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

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

A-1) **BOARD OF SUPERVISORS** **11-00036**

Adopt a Resolution of Commendation honoring Brooke A. Welch and Angela Hacker of the Housing and Community Development Department as the January 2011 Santa Barbara County Employees of the Month.

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

RESOLUTION NO. 11-002

The motion carried by the following vote:

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

A-2) **SUPERVISOR CARBAJAL, SUPERVISOR WOLF** **11-00043**

Adopt a Resolution of Commendation honoring the Jewish Federation of Greater Santa Barbara for its Portraits of Survival programs.

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

RESOLUTION NO. 11-003

The motion carried by the following vote:

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

A-3) SUPERVISOR FARR [11-00047](#)

Adopt a Resolution of Commendation honoring Theresa Kay Hunter upon her retirement from the Sheriff's Department after over 20 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 11-004

The motion carried by the following vote:

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

A-4) SUPERVISOR GRAY [11-00057](#)

Adopt a Resolution of Commendation honoring Katie Hopp as winner of the J. Gordon Edwards Prize for Best Scientific Paper of 2009.

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

RESOLUTION NO. 11-005

The motion carried by the following vote:

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

Honorary Resolutions

A-5) SUPERVISOR CARBAJAL [11-00042](#)

Adopt a Resolution of Commendation celebrating the life and legacy of Dr. Martin Luther King, Jr.

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

RESOLUTION NO. 11-006

The motion carried by the following vote:

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

A-6) SUPERVISOR GRAY [11-00045](#)

Adopt a Resolution of Commendation honoring Charles K. Davis upon his retirement from the Natural Resources Conservation District after nearly 43 years of service to our country, Santa Barbara County, and its citizens.

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

RESOLUTION NO. 11-007

The motion carried by the following vote:

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

A-7) SUPERVISOR GRAY11-00046

Adopt a Resolution of Commendation honoring William A. Ward upon his retirement from the Natural Resources Conservation District after nearly 37 years of service to our country, Santa Barbara County, and its citizens.

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

RESOLUTION NO. 11-008

The motion carried by the following vote:

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

Administrative ItemsA-8) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES11-00053

Consider recommendations regarding Alcohol and Drug Program (ADP) Contract Amendments for Substance Abuse and Mental Health Services Administration (SAMHSA) Grant Funds for Fiscal Year 2010/2011, as follows:

- a) Approve and authorize the Chair to execute an Amendment to the Contract with Coast Valley Substance Abuse Treatment Center (a local vendor) for alcohol and other drug (AOD) treatment services, to increase the contract by \$16,822.00 for a total contract amount not to exceed \$348,152.00 through June 30, 2011;
- b) Approve and authorize the Chair to execute an Amendment to the Contract with the Council on Alcoholism and Drug Abuse (a local vendor) for AOD treatment services, to increase the contract by \$77,747.00 for a total contract amount not to exceed \$1,352,607.00 through June 30, 2011;
- c) Approve and authorize the Chair to execute an Amendment to the Contract with Phoenix of Santa Barbara (a local vendor) for AOD treatment services, to increase the contract by \$35,408.00 for a total contract amount not to exceed \$156,498.00 through June 30, 2011;
- d) Approve and authorize the Chair to execute an Amendment to the Contract with Santa Maria Valley Youth and Family (a local vendor) for AOD treatment services, to increase the contract by \$30,972.00 for a total contract amount not to exceed \$259,632.00 through June 30, 2011; and
- e) Approve and authorize the Chair to execute a Contract with Sanctuary Psychiatric Centers (a local vendor) for the provision of AOD treatment services to increase the existing contract by \$17,298.00 for a total contract amount not to exceed \$110,778.00 through June 30, 2011.

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

a) through e) Approved; Chair to execute.

The motion carried by the following vote:

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

A-9) COUNTY CLERK-RECORDER-ASSESSOR

[11-00054](#)

Adopt a Resolution approving the request of the Santa Rita Hills Community Services District to consolidate their district election with the Statewide General Election and change to even-numbered year elections for Board of Directors.

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Adopted. The motion carried by the following vote:

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

A-10) COUNTY COUNSEL, CARPINTERIA-SUMMERLAND FIRE PROTECTION DISTRICT

[11-00041](#)

Consider recommendations regarding the 2009-2010 Mitigation Fee Act Annual Report, as follows:

a) Receive and file the 2009-2010 Mitigation Fee Act Annual Report for the Carpinteria-Summerland Fire Protection District Development Impact Fire Mitigation fees; and

b) Accept the annual adjustments.

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

a) Received and filed;

b) Accepted.

The motion carried by the following vote:

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

A-11) COUNTY EXECUTIVE OFFICE[11-00056](#)

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

A motion was made by Supervisor Carbajal, 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 Gray, and Supervisor Lavagnino

A-12) COUNTY EXECUTIVE OFFICE[11-00060](#)

Consider recommendations regarding appointments to Indian Gaming Local Community Benefit Committee, as follows:

- a) Approve the reappointment of Joan Jamieson as the City of Solvang representative to the Indian Gaming Local Community Benefit Committee for the term expiring January 1, 2012;
- b) Approve the reappointment of Hans Duus to the Indian Gaming Local Community Benefit Committee for the term expiring January 1, 2012; and
- c) Approve the reappointment of Russell Hicks to the Indian Gaming Local Community Benefit Committee for the term expiring January 1, 2012.

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

a) through c) Approved.

The motion carried by the following vote:

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

A-13) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[11-00055](#)

Approve the implementation of previously-negotiated wage deferrals and adjustments effective January 10, 2011, for classifications represented by the Service Employees International Union, Local 620 and the Engineers and Technicians Association.

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

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

Noes: 2 - Supervisor Gray, and Supervisor Lavagnino

A-14) GENERAL SERVICES

[11-00049](#)

Approve and authorize the Chair to execute the Fourth Amendment to the Lease Agreement between the County of Santa Barbara and Burt E. Fugate, Trustee of the Burt E. Fugate Trust and the Anne LeFever Trust, successor in interest to Santa Maria Office Investments No. Two to modify the Basic Term Rent provision of the lease, and reduce the monthly rent from \$18,401.52 to \$16,910.85 effective March 1, 2011, for the Child Support Services Department located at 201 South Miller Street in Santa Maria, Fifth District.

A motion was made by Supervisor Carbajal, 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 Gray, and Supervisor Lavagnino

A-15) PARKS

[11-00044](#)

Consider recommendations regarding the construction of Cachuma Lake Sewer Lift Station No. 3 Improvements, Project No. D00099, Third District, as follows:

- a) Accept a Notice of Completion for the work performed by the contractor, Raminha Construction Incorporated (a local vendor); and
- b) Review and approve the Statement of Final Quantities for this project in the amount of \$670,965.97.

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

- a) Accepted; and
- b) Approved.

The motion carried by the following vote:

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

A-16) PUBLIC HEALTH[11-00048](#)

Approve and authorize the Chair to execute an Agreement for Contractor on Payroll, Subject to Retirement, with Brian J. Hart (a local vendor), to provide IT Computer Systems Specialist services for the Public Health Department's Emergency Medical Services (EMS) Agency for the period of January 21, 2011 through January 20, 2012, in an amount not to exceed \$74,818.00 in salary.

A motion was made by Supervisor Carbajal, 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 Gray, and Supervisor Lavagnino

A-17) PUBLIC WORKS[11-00051](#)

Consider recommendations regarding the proposed vacation of a portion of Bodger Road right-of-way in the Lompoc area, Fourth District, as follows:

- a) Approve the filing of a Notice of Exemption, pursuant to California Environmental Quality Act (CEQA) guidelines, Section 15301(c), pertaining to minor alteration of existing facilities regarding the vacation and sale of a portion of the Bodger Road right-of-way, located on APN 093-111-019 in the unincorporated area of Santa Barbara County near the City of Lompoc;
- b) Approve and authorize the Chair to execute a Resolution regarding the Summary Order to Vacate a Portion of a County Road know as Bodger Road pursuant to Street and Highway Code, Sections 8334, 8335 and 8355 Et. Seq; and
- c) Direct the removal of the vacated portion of Bodger Road from the County's maintained road system.

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

a) **Approved;**

b) **Adopted;**

RESOLUTION NO. 11-009

c) **Approved.**

The motion carried by the following vote:

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

A-18) PUBLIC WORKS**11-00050**

Consider recommendations regarding the adoption of Engineering Design Standards as the Standards of Engineering Design Review of the County of Santa Barbara, as follows:

- a) Adopt a Resolution for the Engineering Design Standards for use by the County of Santa Barbara in the design and review of road and bridge construction projects; and
- b) Authorize the Chair to appoint the Public Works Director or Designee to act as a representative on the County's behalf for future updates of the Engineering Design Standards.

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Continued, as follows: February 1, 2011 in Santa Barbara. The motion carried by the following vote:

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

A-19) GENERAL SERVICES**11-00037**

Consider recommendations regarding the Emergency Operations Center (EOC) Building Project No. 8666, Second District, as follows: (4/5 Vote Required)

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

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

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

The motion carried by the following vote:

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

Board of Supervisors

A-20) SUPERVISOR CARBAJAL

[11-00058](#)

Approve the appointment of David Mendro to the Montecito Board of Architectural Review, term ending January 1, 2015, First District.

A motion was made by Supervisor Carbajal, 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 Gray, and Supervisor Lavagnino

Approval of Administrative Agenda

HEARING TIME: 9:17 A.M. - 10:17 A.M. (60 MIN.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, to Approve the Administrative Agenda as Amended. The motion carried by the following vote:

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

Board Member Reports

HEARING TIME: 10:27 A.M. - 10:40 A.M. (13 MIN.)

Re: Attended Santa Maria B.R.A.G. event in honor of Martin Luther King, Jr. (keynote speaker Congresswoman Lois Capps) - Fifth District Supervisor Steve Lavagnino Addressed the Board.

Re: Participated in 2011 Martin Luther King March in Santa Barbara and Celebration at the Arlington Theatre - First District Supervisor Salud Carbajal, Second District Supervisor Janet Wolf and Third District Supervisor Doreen Farr Addressed the Board.

Re: Announced upcoming U.C.S.B. events - Third District Supervisor Doreen Farr Addressed the Board.

Re: Attended meetings of CenCal Health and Santa Barbara County Retirement Board and reported on-going Goleta Beach Sand Reclamation Program - Second District Supervisor Janet Wolf Addressed the Board.

Re: Reported Guadalupe Dunes reopened - Fourth District Supervisor Joni Gray Addressed the Board.

Public Comment Period

HEARING TIME: 10:18 A.M. - 10:26 A.M. (8 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) (11-00001)

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

RE: Current State and County Emergency Conditions - Michael Harris, County Office of Emergency Services, Addressed the Board.

RE: Santa Barbara County District Attorney issues and Dr. Martin Luther King - Dr. Robert L. Johns, Ph.D. Addressed the Board.

RE: Pellet gun shooting incident of January 15, 2011 - Bill Brown, Santa Barbara County Sheriff, Addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

1) **SHERIFF**

11-00052

HEARING - Receive and file a presentation on the status of mental health services provided to inmates of the Sheriff's facilities. (EST. TIME: 45 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:48 A.M. - 12:00 P.M. (1 HR., 12 MIN.)

Conducted public hearing.

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

Received and filed staff presentation.

Directed staff to review legislative issues regarding MediCal and return to the board with a report as appropriate.

The motion carried by the following vote:

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

2) PLANNING AND DEVELOPMENT10-00252

HEARING - Consider recommendations regarding Coastal Commission Action on the County and Montecito Land Use and Development Codes, as follows: (EST. TIME: 2 HRS. 30 MIN.)

- a) Receive and file a report on the Coastal Commission's action on the County and Montecito Land Use and Development Codes; and
- b) Direct the Planning and Development Department to prepare the necessary documents to either:
 - i) Accept the Coastal Commission's certification of the County and Montecito Land Use and Development Codes with suggested modifications; or
 - ii) Reject the Coastal Commission's certification of the County and Montecito Land Use and Development Codes with suggested modifications.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:15 P.M. - 3:50 P.M. (2 HRS. 35 MIN.)

Conducted public hearing.

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

- a) Received and filed;**
- b) Directed staff to meet with the Coastal Commission Executive Director Peter Douglas and investigate opportunities for compromise on core LUDC Modifications as enumerated by the Board, and to return with a report on those discussions on February 1, 2011 in Santa Barbara (EST. TIME: 1 HR.).**

The motion carried by the following vote:

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

Adjourned at 3:51 PM

Adjourned to

February 1, 2011

County Administration Building
Board Hearing Room
105 East Anapamu Street , Fourth Floor
Santa Barbara

Announcements

The meeting of Tuesday, January 18, 2011 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, January 20, 2011, at 5:00 PM and on Saturday, January 22, 2011, at 10:00 AM on CSBTV Channel 20.

THE BOARD OF SUPERVISORS WILL NOT MEET ON TUESDAY, JANUARY 25, 2011. THE NEXT REGULAR MEETING WILL BE TUESDAY, FEBRUARY 1, 2011, IN SANTA BARBARA.

<http://www.countyofsb.org>