

County of Santa Barbara
BOARD OF SUPERVISORS



Action Summary

Tuesday, March 11, 2014

9:00 AM

**JOSEPH CENTENO BETTERAVIA GOVERNMENT
ADMINISTRATION**

BUILDING, BOARD HEARING ROOM

511 EAST LAKESIDE PARKWAY, SANTA MARIA

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

Roll Call

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

Pledge of Allegiance

Approval of Minutes of the March 10, 2014 Meeting

A motion was made by Supervisor Carbajal, 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

[14-00001](#)

Public Comment

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) (14-00001)

No Request to Speak

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 ADAM 14-00190

Adopt a Resolution proclaiming the spring months as “Branding Season” while honoring the California Cattlemen’s Association of Santa Barbara County.

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

RESOLUTION NO. 14-50

The motion carried by the following vote:

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

A-2) SUPERVISOR LAVAGNINO 14-00180

Adopt a Resolution of Commendation honoring Susie Valencia of the Social Services Department upon her retirement after 29 years of dedicated service to the County of Santa Barbara.

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, that this matter be Continued, as follows: March 18, 2014 in Santa Barbara. The motion carried by the following vote:

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

Honorary Resolutions**A-3) SUPERVISOR CARBAJAL [14-00194](#)**

Adopt a Resolution proclaiming the week of March 8, 2014 through March 15, 2014 as Tibet Week in Santa Barbara County.

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

RESOLUTION NO. 14-51

The motion carried by the following vote:

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

A-4) SUPERVISOR ADAM [14-00181](#)

Adopt a Resolution of Commendation honoring Sally Ryan upon her retirement from the Public Health Department after 19 years of dedicated service to the Santa Barbara County.

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

RESOLUTION NO. 14-52

The motion carried by the following vote:

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

A-5) SUPERVISOR ADAM [14-00183](#)

Adopt a Resolution of Commendation honoring Maria Ruano upon her retirement from the Public Health Department after over 17 years of dedicated service to the Santa Barbara County.

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

RESOLUTION NO. 14-53

The motion carried by the following vote:

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

A-6) SUPERVISOR ADAM[14-00184](#)

Adopt a Resolution of Commendation honoring Angelique McNamara upon her retirement from the Public Health Department after 16 years of dedicated service to the County of Santa Barbara.

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

RESOLUTION NO. 14-54

The motion carried by the following vote:

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

Administrative ItemsA-7) COMMUNITY SERVICES[14-00178](#)

Consider recommendations regarding Santa Rita Village - Subordination of County Loan to Permanent Lender, Fourth District, as follows:

- a) Approve and authorize the Chair to execute the First Amendment to the County HOME Regulatory Agreement with Santa Rita Village, L.P. a California limited partnership for the purpose of obtaining permanent financing for the Santa Rita Village Phase I project, located at 815 West Ocean Avenue in the City of Lompoc, County of Santa Barbara, California, (the Project);
- b) Approve and authorize the Chair to execute the Subordination Agreement that subordinates the County HOME Loan Permanent Deed of Trust, Assignment of Rents, and Security Agreement that secures the County HOME Loan Agreement and the County HOME Loan Regulatory Agreement to a deed of trust securing a loan from Community Reinvestment Corporation (CCRC) as originator, with the loan at a later date to be sold to Wells Fargo Bank for loan servicing; and
- c) Determine, pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(4), that the approval of the Amendment and Subordination Agreement is not the approval of a project that is subject to environmental review under CEQA after finding that the actions are not a project which may result in a potentially significant physical impact on the environment, and direct staff to file a Notice of Exemption.

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

a) and b) Approved; Chair to execute; and

c) Approved.

The motion carried by the following vote:

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

A-8) COMMUNITY SERVICES

14-00201

Consider recommendations regarding a revised Legal Description for the HOME Loan for Casa de las Flores Affordable Housing Project, First District, as follows:

a) Approve a revised Legal Description for the HOME Loan and related Agreements for the Casa de las Flores project originally approved by the Board on February 11, 2014 and authorize the Chair to execute the duly updated County HOME Loan Agreement, Regulatory Agreement and two Subordination Agreements; and

b) Find that pursuant to California Environmental Quality Act (CEQA) Section 15162, no substantial changes are proposed, and no new information of substantial importance has come to light regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures, and therefore the recommended actions for the Casa de las Flores Affordable Housing Project are within the scope of the project covered by Final Mitigated Negative Declaration for the Casa de las Flores (Project No. 10-1543-DP/CDP) approved on December 6, 2010 by the City of Carpinteria Planning Commission, and that therefore no new environmental document is required.

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, 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-9) COUNTY EXECUTIVE OFFICE[14-00203](#)

Consider amending the April, 2014 Budget Workshop Schedule for Fiscal Year 2014-2015, as follows:

a) Reschedule Fiscal Year 2014-2015 Budget Workshops for Monday, April 7, Tuesday, April 8 and Wednesday, April 9, 2014 at 9:00 AM in the County Administration Building, Board of Supervisors Hearing Room, Fourth Floor, 105 E. Anapamu Street, Santa Barbara.

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, 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-10) GENERAL SERVICES[14-00185](#)

Consider recommendations regarding an Orcutt Babe Ruth League Use Agreement at Waller County Park, Folio No. 002302, Fourth District, as follows:

a) Approve and authorize the Chair to execute a Use Agreement between the County of Santa Barbara and Orcutt Babe Ruth League, at Waller County Park (APN 111-100-015), to continue their use of a portion of the Park for the purpose of operating a youth baseball facility, for a period of approximately five (5) years, with two additional five-year options to extend, which can be approved and executed by the Director of the General Services Department, or designee; and

b) Determine that the proposed action is exempt from the California Environmental Quality Act (CEQA) guidelines, pursuant to Section 15301, Existing Facilities, and approve and direct staff to file and post a Notice of Exception on that basis.

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, 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-11) GENERAL SERVICES[14-00187](#)

Consider recommendations regarding Computer Infrastructure Equipment Procurement, as follows:

a) Authorize the Purchasing Agent to execute a Purchase Order, with suppliers of information technology goods and services piggybacking on the State's competitively bid Western State Contracting Alliance (WSCA) master/cooperative Agreement, pursuant to California Public Contract Code Section 10298;

b) Authorize the Purchasing Agent to contract with World Wide Technology (WWT, not a local vendor) for the procurement of computer infrastructure equipment and professional services on the basis of the State's competitively bid WSCA master/cooperative Agreement in an amount of \$1,209,491.00;

c) Authorize the Purchasing Agent to establish a blanket purchase order with WWT for system components on the basis of the State's competitively bid WSCA master/cooperative Agreement in an amount not to exceed \$100,000.00 annually; and

d) Determine that the proposed actions are administrative activities that will not result in physical changes to the environment and are therefore not a project subject to the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15378.

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

a) through c) Authorized; and

d) 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 DEVELOPMENT[14-00189](#)

Approve the reappointment of Phillip Beguhl to the County Fish and Game Commission, term ending July 2014, representing the Commercial Fisherman.

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, 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-13) PUBLIC HEALTH

14-00193

Consider recommendations regarding Amendment No. 1 to Grant Agreement No. 12-048-250 for Ocean Water Quality Monitoring and Public Notification Services, as follows: (4/5 Vote required)

- a) Approve and authorize the Public Health Department Director to execute and ratify Amendment No. 1 to the existing Public Beach Safety Grant Program Agreement, No. 12-048-250, with the State of California to provide public beach water quality monitoring and public notification services extending the term of the Agreement to September 30, 2014 and adding \$115,111.00 to the grant amount;
- b) Approve Budget Revision Request No. 0003179 reflecting \$67,311.00 of unanticipated revenue from the State Water Resources Control Board and increasing Services and Supplies for Fiscal Year 2013-2014 in the County’s financial system; and
- c) Determine that these activities are exempt from California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(4), since the recommended actions are government fiscal activities which do not involve commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

- a) Authorized;**
- b) and c) 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, BOARD OF DIRECTORS, LAGUNA COUNTY
SANITATION DISTRICT

14-00182

Acting as the Board of Directors, Laguna County Sanitation District:

Consider recommendations regarding a Recycled Water Use Agreement with Righetti-Pyche Trust, Third District, as follows:

a) Approve and authorize the Chair to execute the Recycled Water Use Agreement with the Righetti-Pyche Trust; and

b) Find that the proposed action does not constitute a “Project” within the meaning of the California Environmental Quality Act (CEQA), pursuant to 14 CCR 15378 (b)(5), in that it is a government administrative activity that will not result in direct or indirect changes in the environment.

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, that this matter be Withdrawn from the agenda. The motion carried by the following vote:

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

A-15) PUBLIC WORKS[14-00192](#)

Consider recommendations regarding Construction of Fiscal Year (FY) 2012-2013 North County Repair of Failed Areas, County Project No. 820637, First, Third, Fourth and Fifth Districts, as follows:

- a) Approve and authorize the Chair to execute the Statement of Final Quantities for the Construction of FY 2012-2013 North County Repair Failed Areas in the First, Third, Fourth and Fifth Districts, for work performed and materials supplied by Granite Construction Company (a local vendor), P. O. Box 6744, Santa Barbara, California 93160, in the amount of \$416,817.42; and
- b) Determine that the proposed action is not subject to California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15378(b) (5), as it is an administrative action that will not result in direct or indirect changes to the environment.

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, that this matter be Continued, as follows: March 18, 2014 in Santa Barbara. The motion carried by the following vote:

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

A-16) PUBLIC WORKS[14-00141](#)

Consider recommendations regarding prohibiting the use of parking on various County roadways by certain vehicles, First, Second, and Third Districts, as follows:

- a) Consider the adoption (second reading) of an Ordinance, amending Santa Barbara County Codes, Chapter 23 Section 23-13.11, prohibiting the use of a portion of Ballard Canyon Road by certain vehicles, Third District and Section 23-13.12 prohibiting the parking of oversized vehicles between 10 pm and 6 am on certain portions of Olive Mill Road, Channel Drive, Hill Road, and Butterfly Lane in the Montecito area of the First District and Camino Del Remedio, San Antonio Road, and Oak Glen Drive in the Goleta area of the Second District;
- b) Read the title of the Ordinance and waive the reading of the Ordinance in full;
- c) Find that the proposed action is for the operation and maintenance of existing public facilities, involving negligible, or no expansion of use beyond that which presently exists, that the proposed action is therefore exempt from the California Environmental Quality Act (CEQA) pursuant to 14 CCR 15301; and
- d) Approve the filing of a Notice of Exemption on that basis.

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

a) Adopted.

ORDINANCE NO. 4878

b) through d) 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

[14-00142](#)

Consider recommendations regarding removal of abandoned bicycles in public right-of-way, as follows:

- a) Consider the adoption (second reading) of an Ordinance, amending Santa Barbara County Code, Chapter 9 pertaining to bicycles;
- b) Read the title of the Ordinance and waive the reading of the Ordinance in full;
- c) Find that the proposed action is for the operation and maintenance of existing public facilities, involving negligible, or no expansion of use beyond that which presently exists, that the proposed action is therefore exempt from the California Environmental Quality Act (CEQA) pursuant to 14 CCR 15301; and
- d) Approve the filing of a Notice of Exemption on that basis.

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

a) Adopted.

ORDINANCE NO.4879

b) through d) Approved.

The motion carried by the following vote:

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

Board of Supervisors**A-18) SUPERVISOR CARBAJAL****14-00200**

Approve the appointment of Dorinne Lee Johnson to the Montecito Board of Architectural review, term ending January 2, 2017, First District.

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, 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-19) SUPERVISOR CARBAJAL**14-00195**

Approve the reappointment of David Seehof to the Carpinteria Cemetery District, term ending December 31, 2018, First District.

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, 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-20) SUPERVISOR CARBAJAL**14-00196**

Approve the reappointment of Randy Graham to the Carpinteria Cemetery District, term ending December 31, 2018, First District.

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, 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-21) SUPERVISOR CARBAJAL**14-00197**

Approve the reappointment of Fred Lemere to the Carpinteria Cemetery District, term ending December 31, 2018, First District.

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, 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-22) SUPERVISOR CARBAJAL

14-00198

Approve the reappointment of Mike Moropoulos to the Fish and Game Commission, term ending December 31, 2016, First District.

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, 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-23) SUPERVISOR ADAM

14-00191

Approve the reappointment of Brenda French to the Arts Commission, term ending March 10, 2017, Fourth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, 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 LAVAGNINO

14-00202

Approve the appointment of James King to the North County Board of Architectural Review, term ending December 31, 2014, Fifth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, 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-25) COMMUNITY SERVICES

[14-00186](#)

Set a hearing for the Draft Fiscal Year (FY) 2014-2015 Annual Action Plan for the use of Federal Funds under the HOME Investment Partnerships Program (HOME), Community Development Block Grant (CDBG), and Emergency Solutions Grant (ESG) Annual Grant Programs, and for FY 2011-2012, 2012-2013 and 2013-2014 Annual Action Plan Substantial Amendments to reprogram prior year unspent federal funds under the HOME Investment Partnerships (HOME) and Community Development Block Grant (CDBG) Programs, as follows: (Set hearing for April 15, 2014. Time estimate: 20 minutes)

a) Receive and file a staff report on the HOME Consortium and CDBG Urban County Partnership Draft FY 2011-2012, 2012-2013 and 2013-2014 Action Plan Substantial Amendments (Amendments) and FY 2014-2015 Annual Action Plan and the annual Notice of Funding Availability (NOFA) process, including recommendations for the award of HOME, CDBG and ESG funding;

b) Approve revisions to the County Citizen Participation Plan which defines County Citizen Participation requirements related to the Consolidated Plan;

c) Direct staff to finalize the Draft FY 2011-2012, 2012-2013 and 2013-2014 Action Plan Substantial Amendments and the FY 2014-2015 Annual Action Plan and return to the Board on May 6, 2014 to approve the Amendments and the Annual Action Plan for submission to the United States Department of Housing and Urban Development (HUD); and

d) Set a hearing on the Administrative Agenda of May 6, 2014 to consider recommendations, as follows:

i) Approve the Draft 2014-2015 Action Plan and Annual Action Plan Substantial Amendments (Amendments) to the Annual Action Plans for FY 2011-2012, FY 2012-2013 and FY 2013-2014 to reprogram unspent CDBG funds, and to add the use of HOME funds for Tenant-Based Rental Assistance by the City of Santa Maria;

ii) Adopt a Resolution authorizing submittal of the Final FY 2014-2015 Annual Action Plan and Amendments to the FY 2011-2012, 2012-2013 and FY 2013-2014 Annual Action Plans to HUD;

iii) Authorize the County Executive Officer or designee to execute all certifications, standard forms and other related documents required for HOME, CDBG and ESG Program administration and implementation and for submittal to and approval by HUD of the Final FY 2014-2015 Annual Action Plan and Action Plan Amendments; and

iv) Determine that the approval of the FY 2014-2015 Action Plan and FY 2011-2012, 2012-2013 and 2013-2014 Action Plan Amendments are not the approvals of a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the actions are not a project as they are the creation 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, and direct staff to file the Notice of Exemption.

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, that this matter be Set for a hearing, as follows: April 15, 2014 in Santa Barbara (EST. TIME: 20 MIN.). The motion carried by the following vote:

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

Board of Supervisors

A-26) SUPERVISOR ADAM

[14-00232](#)

Approve the appointment of Gloria Dias to the Orcutt Trails Commission, open term, Fourth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, 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

Departmental Agenda
Planning Items and Public Hearings

1) **PUBLIC HEALTH**

14-00165

HEARING - Consider recommendations regarding a Clinical Laboratory Services Agreement with Pacific Diagnostic Laboratories, as follows: (EST. TIME: 15 MIN.)

a) Approve and authorize the Chair to execute a Clinical Laboratory Services Agreement with Pacific Diagnostic Laboratories for the period of March 4, 2014 to June 30, 2017, in an amount not to exceed \$120,000.00 annually and \$400,000.00 for the term of the Agreement;

b) Receive a public presentation on the contracting out of the PHD Clinical Laboratory Services; and

c) Determine that these activities are exempt from California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(4), since the recommended actions are government fiscal activities which do not involve commitment to any specific project which may result in a potentially significant physical impact on the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 9:12 A.M. - 10:17 A.M. (1 HR. 5 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Approved; Chair to execute.

b) Received and filed.

c) Approved.

The motion failed by the following vote:

Ayes: 2 - Supervisor Adam, and Supervisor Lavagnino

Noes: 2 - Supervisor Carbajal, and Supervisor Wolf

Abstained: 1 - Supervisor Farr

No further action taken.

2) PLANNING AND DEVELOPMENT

14-00188

HEARING - Consider recommendations regarding the Rose Petition for Termination of the Grove Non-Conforming Use on APN 133-220-020; Third District, as follows: (EST. TIME: 5 HRS.)

a) Determine that the hearing is Exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15061(b)(3), no possibility of a significant effect on the environment; and

b) Take one of the following actions:

i) Direct staff to prepare a written decision containing findings of fact and rendering a decision to permit the continuance of the nonconforming use; and continue this item to April 1, 2014 for final action; or

ii) Direct staff to prepare a written decision containing findings of fact, ordering the nonconforming use terminated, and specifying the time within which the nonconforming use shall be terminated; and continue the item to April 1, 2014 for final action; or

iii) Render no decision on the item.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 10:37 A.M. - 4:17 P.M. (4HR. 47 MIN.)

Received and filed staff presentation and conducted public hearing.

A motion was made by Supervisor Adam, seconded by Supervisor Farr, as follows:

That statements made through public comment, whether written or oral, will be considered as argument, but generally will not be admitted as evidence because they are not subject to the rights to cross examination and oath that Land Use Development Code Section 35.101.070.B.2 provide.

The motion carried by the following vote:

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

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

Provided Chair Lavagnino with the authority to make determinations regarding the admissibility of all evidence, after receiving advice of counsel.

The motion carried by the following vote:

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

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

a) Approved.

b) i) Approved and directed staff to prepare findings and a written decision (Permitting the continuance of the nonconforming use). Continued the matter to April 1, 2014 in Santa Barbara to consider the draft findings that include reference to the Planning and Development letter dated July 3, 2012 and the positive credibility of Mr. Grove, Ms. Grove and Ms. Kirby as witnesses.

b) ii) and iii) No action taken.

The motion failed by the following vote:

Ayes: 2 - Supervisor Adam, and Supervisor Lavagnino

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

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

a) Approved.

b) ii) Approved and directed staff to prepare findings and a written decision (ordering the nonconforming use terminated). Continued the matter to April 1, 2014 in Santa Barbara to consider the draft findings that include reference to the Planning and Development Tract Map report dated June 16, 1991 and the positive credibility of Mr. Rose as a witness, and with the draft written decision ordering the nonconforming use terminated within 3 years.

b) i) and iii) No action taken.

The motion carried by the following vote:

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

Noes: 2 - Supervisor Adam, and Supervisor Lavagnino

Adjourned at 4:17 PM

Adjourned to

Tuesday, March 18, 2014

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, March 11, 2014 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, March 13, 2014, at 5:00 PM and on Saturday, March 15, 2014, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>