

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Salud Carbajal
Second District - Janet Wolf
Third District - Doreen Farr
Fourth District - Joni Gray
Fifth District - Joseph Centeno

Michael F. Brown, County Executive Officer

Action Summary

Tuesday, August 18, 2009

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 9:16 A.M.

Roll Call

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

Pledge of Allegiance

Report from Closed Session

COUNTY COUNSEL

09-00752

Closed Session Agenda

County Council reported that the Board of Supervisors appointed Michele Mickiewicz as interim Public Health Director and Dr. Peter Hasler as interim Public Health Officer, by the following vote:

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

Approval of Minutes of the July 14, 2009 Meeting

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

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

A moment of silence was observed by all present in memory of Mayor Dick DeWees of Lompoc, who passed away July 30, 2009.

9:00 A.M. Administration of Oath of Office and Swearing in of Michael W. Dyer as Santa Barbara County Fire Chief and Receive Update on the La Brea Fire.

Administrative Agenda

Resolutions to be Presented at 9:15 A.M.

A-1) SUPERVISOR CENTENO [09-00727](#)

Adopt a Resolution of Commendation honoring Pamela Avila of the Auditor-Controller’s Office as the August 2009 Santa Barbara County Employee of the Month.

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

RESOLUTION NO. 09-228

The motion carried by the following vote:

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

Honorary Resolutions

A-2) SUPERVISOR CARBAJAL [09-00734](#)

Adopt a Resolution welcoming the New American Alliance Education Initiative to Santa Barbara County.

A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this Honorary Resolution be Adopted.

RESOLUTION NO. 09-229

The motion carried by the following vote:

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

A-3) SUPERVISOR CARBAJAL, SUPERVISOR FARR [09-00728](#)

Adopt a Resolution of Commendation honoring Michael A. Glassow for 40 years of service as a Professor of Anthropology at the University of California, Santa Barbara.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Honorary Resolution be Adopted.

RESOLUTION NO. 09-230

The motion carried by the following vote:

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

A-4) SUPERVISOR GRAY [09-00716](#)

Adopt a Resolution of Commendation recognizing Mark Smith as the Santa Maria Valley Chamber of Commerce 2009 Citizen of the Year.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Honorary Resolution be Adopted.

RESOLUTION NO. 09-231

The motion carried by the following vote:

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

A-5) SUPERVISOR CENTENO [09-00703](#)

Adopt a Resolution proclaiming the week of September 27, 2009 through October 3, 2009 as Sea Otter Awareness Week in Santa Barbara County.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Honorary Resolution be Adopted.

RESOLUTION NO. 09-232

The motion carried by the following vote:

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

Administrative Items**A-6) AGRICULTURAL COMMISSIONER [09-00707](#)**

Approve the appointment of Wilja Happe as an alternate to the Agricultural Advisory Committee, nominated by the Santa Barbara County Flower and Nursery Growers.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Approved. The motion carried by the following vote:

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

A-7) AUDITOR-CONTROLLER [09-00715](#)

Receive and file a report summarizing the annual allocation of \$1,076,093.02 for the Citizens' Option for Public Safety Program (COPS) and \$851,722.44 for the Juvenile Justice Programs, along with \$3,021.84 in interest earnings from the County Supplemental Law Enforcement Services Fund (SLEF) for Fiscal Year 2008/2009.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Received and filed. The motion carried by the following vote:

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

A-8) COUNTY EXECUTIVE OFFICE [09-00731](#)

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

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

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

A-9) COUNTY EXECUTIVE OFFICE [09-00741](#)

Receive and file the Fiscal Issues Report.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Received and filed. The motion carried by the following vote:

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

A-10) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [09-00698](#)

Approve and authorize the Chair to execute Change Order 1, which increases the professional service contract by \$75,000. This change order would modify the existing Board Contract No. BC-08-115 with Mercer Inc. for the purposes of providing expert assistance to the County regarding various issues related to the administration of the County Retirement Plan.

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

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

A-11) COUNTY EXECUTIVE OFFICE, BOARD OF DIRECTORS, FLOOD [09-00714](#)**CONTROL AND WATER CONSERVATION DISTRICT**

Consider recommendations regarding Agreements to Provide Specialized Crane and Trucking Services, as follows:

a) Approve and authorize the Chair to execute agreements for specialized crane services for the period of August 18, 2009 through June 30, 2011, in an amount not to exceed \$300,000 with each of the following contractors:

- i) T & T Trucking and Crane Service (not a local vendor);
- ii) OST Crane Service Inc. (not a local vendor);
- iii) Specialty Crane & Rigging (a local vendor); and

b) Approve and authorize the Chair to execute agreements for trucking services for the period of August 18, 2009 through June 30, 2011, in an amount not to exceed \$300,000 with each of the following contractors:

- i) CalPortland Construction (a local vendor);
- ii) Speed's Oil Tool Service, Inc. (a local vendor);
- iii) Charlene's Transportation (a local vendor).

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Acted on as follows:

a) and b) Approved; Chair to execute.

The motion carried by the following vote:

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

A-12) COUNTY EXECUTIVE OFFICE, BOARD OF DIRECTORS, WATER [09-00713](#)**AGENCY**

Approve and authorize the Water Agency Manager or his designee to seek and apply for water conservation project and program grants from Federal or State government agencies or other funding entities during FY 2009/2010.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Approved. The motion carried by the following vote:

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

A-13) GENERAL SERVICES [09-00723](#)

Authorize and direct the General Services Department to release the Request for Proposals (RFP) to solicit and advertise for a food service concession at the County of Santa Barbara Betteravia Government Center in Santa Maria, Office of Real Estate Services (ORES) Folio No. 003605, Fifth District.

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

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

A-14) GENERAL SERVICES

[09-00724](#)

Approve the Categorical Exemption pursuant to the County’s California Environmental Quality Act (CEQA) guidelines for the Fire Station No. 23 Modular Building Replacement, Project No. 8690, at 5003 Depot Avenue, Sisquoc, Fifth District.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Approved. The motion carried by the following vote:

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

A-15) GENERAL SERVICES

[09-00726](#)

Consider recommendations regarding the T-Mobile Lease Agreement at the County Bowl and Clearwire Lease Agreement at the County Bowl at 1126 N. Milpas Street, Santa Barbara, First District, as follows:

- a) Approve and authorize the Chair to execute the Lease Agreement between the County of Santa Barbara and Omnipoint Communications, Inc., (T-Mobile) (not a local vendor), for the placement of a wireless communication facility adjacent to the existing Verizon Wireless facility on the northwest portion of the County Bowl property, which is located near the intersection of Anapamu and Milpas Streets in Santa Barbara;
- b) Authorize the General Services Director, or Designee, to execute the Development Agreement with T-Mobile;
- c) Approve and authorize the Chair to execute the Lease Agreement between the County of Santa Barbara and Clear Wireless LLC, (Clearwire) (not a local vendor), for the placement of a wireless communication facility adjacent to the existing Verizon Wireless facility on the northwest portion of the County Bowl property, which is located near the intersection of Anapamu and Milpas Streets in Santa Barbara;
- d) Authorize the General Services Director, or Designee, to execute the Development Agreement to be agreed upon by both parties with Clearwire; and
- e) Authorize that three wireless communication facilities (cell sites) on this property be the limit allowed by the County, which with the addition of the T-Mobile facility and the Clearwire facility to the existing Verizon facility would reach the allowable limit of three (3) facilities.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Acted on as follows:

- a) Approved; Chair to execute.**
- b) Authorized.**
- c) Approved; Chair to execute.**
- d) and e) Authorized.**

The motion carried by the following vote:

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

A-16) HOUSING AND COMMUNITY DEVELOPMENT

[09-00712](#)

Receive an update on revisions to projects recommended for inclusion in the Substantial Amendment to the County of Santa Barbara Consolidated Plan's 2008/2009 Annual Action Plan for the Community Development Block Grant-Recovery Program (CDBG-R), under the American Recovery and Reinvestment Act of 2009 (ARRA).

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

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

A-17) PARKS

[09-00717](#)

Consider recommendations regarding the construction of the Cachuma Lake Mohawk Restroom remodel, Project No. D00103, Third District, as follows:

a) Approve the Notice of Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the construction of the Cachuma Lake Mohawk Restroom remodel, County Project No. D00103; and

b) Authorize the Director of Parks to advertise for the construction of the Lake Mohawk Restroom remodel.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Acted on as follows:

a) Approved.

b) Authorized.

The motion carried by the following vote:

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

A-18) PLANNING AND DEVELOPMENT

[09-00721](#)

Consider recommendations regarding the request of Charles and Linda Thompson, owners, for the creation of a new prime agricultural preserve contract, Case No. 08AGP-00000-00039, Carpinteria area, First District, as follows:

- a) Approve the creation of a new nonprime Agricultural Preserve Contract;
- b) Accept the Notice of Exemption pursuant to CEQA Sections 15317;
- c) Approve and authorize the Chair to execute an agreement creating Agricultural Preserve 08AGP-00000-00039; and
- d) Adopt a Resolution creating Agricultural Preserve 08AGP-00000-00039.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Acted on as follows:

- a) Approved.**
- b) Accepted.**
- c) Approved; Chair to execute.**
- d) Adopted.**

RESOLUTION NO. 09-233

The motion carried by the following vote:

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

A-19) PROBATION

[09-00730](#)

Adopt a Resolution authorizing the Chief Probation Officer to accept the California Gang Reduction, Intervention and Prevention (CalGRIP) Management and Youth Violence Prevention Training Grant award and related contracts, amendments, or extensions with the training provider.

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

RESOLUTION NO. 09-234

The motion carried by the following vote:

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

A-20) PUBLIC HEALTH

[09-00718](#)

Receive and file the Annual Report for Fiscal Year 2008/2009 on The Right Outfit Syringe Exchange Program.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Received and filed. The motion carried by the following vote:

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

A-21) PUBLIC HEALTH

[09-00719](#)

Consider recommendations regarding the American Recovery and Reinvestment Act Grant for Health Care Centers Capital Improvement Program, as follows: (4/5 Vote Required)

a) Approve and authorize the Public Health Department to accept and receive the Grant Award 1 C81CS13532-01-00 from the Department of Health and Human Services Health Resources and Services Administration (HRSA) for American Recovery and Reinvestment Act of 2009 (ARRA) Capital Improvement Program for the period of June 29, 2009 through June 28, 2011 in the amount of \$418,315; and

b) Approve and authorize the Budget Revision Request No. BJE 000466 reflecting \$418,315 of unanticipated revenue from the Federal government for an ARRA Capital Improvement Program grant, and increase Services and Supplies (\$137,752) and Fixed Assets (\$280,563) for Fiscal Year 2009/2010 in the County's financial system.

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

a) and b) Approved.

The motion carried by the following vote:

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

A-22) PUBLIC WORKS[09-00709](#)

Consider recommendations regarding County Service Area No. 41, Cebada Canyon Road Maintenance Assessments for Fiscal Year 2009/10, Fourth District, as follows:

- a) Adopt a Resolution establishing road maintenance charges with no increase in benefit assessment for County Service Area No. 41; and
- b) Approve a Public Works Notice of Exemption pursuant to the County of Santa Barbara's California Environmental Quality Act (CEQA) guidelines.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Acted on as follows:

a) Adopted.

RESOLUTION NO. 235

b) Approved.

The motion carried by the following vote:

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

A-23) PUBLIC WORKS[09-00710](#)

Approve and authorize the Chair to execute an application for the destruction of accounting records for the Transportation Division of Public Works. (4/5 Vote Required)

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Approved; Chair to Execute. The motion carried by the following vote:

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

A-24) PUBLIC WORKS[09-00737](#)

Adopt a Resolution authorizing the submittal of a regional application for the California Integrated Waste Management Board's Fifteenth Cycle, FY 09/10, Used Oil Recycling Block Grant in the estimated amount of \$31,334.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Adopted.

RESOLUTION NO. 09-236

The motion carried by the following vote:

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

A-25) PUBLIC WORKS[09-00738](#)

Approve and authorize the Chair to execute the First Amendment to Landfill Gas Lease and Operation Agreement between the County of Santa Barbara and Neo Tajiguas, LLC, a Delaware limited liability company for the continued operation of their methane gas collection and processing facilities at the Tajiguas Landfill, Third District.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Approved; Chair to Execute. The motion carried by the following vote:

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

A-26) SHERIFF[09-00720](#)

Consider recommendations regarding Agreements to provide security services to various non-profit agencies for the period from July 1, 2009 through June 30, 2012 in an amount that reimburses actual, direct costs, as follows:

- a) Approve and authorize the Chair to execute a Revenue Agreement with the Lompoc Unified School District;
- b) Approve and authorize the Chair to execute a Revenue Agreement with Santa Maria Joint Union High School;
- c) Approve and authorize the Chair to execute a Revenue Agreement with the Santa Ynez Valley Union High School District;
- d) Approve and authorize the Chair to execute a Revenue Agreement with Saint Joseph High School;
- e) Approve and authorize the Chair to execute a Revenue Agreement with the Cuyama Joint Unified School District;
- f) Approve and authorize the Chair to execute a Revenue Agreement with the Los Alamos Valley Men's Club; and
- g) Approve and authorize the Chair to execute a Revenue Agreement with Elks Recreation, Inc.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Acted on as follows:

a) through g) Approved; Chair to execute.

The motion carried by the following vote:

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

A-27) SHERIFF[09-00732](#)

Approve and authorize the Chair to execute the Agreement providing accredited Administration of Justice courses through Santa Barbara City College to the Santa Barbara County Sheriffs Department in order to facilitate in-service training and to obtain State funding for classes offered by way of Instructional Service Agreements/Contracts as provided in Title 5 of the California Code of Regulations and the Education Code Section 78015.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Approved; Chair to Execute. The motion carried by the following vote:

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

A-28) SHERIFF, INFORMATION TECHNOLOGY SERVICES[09-00736](#)

Approve and authorize the Chair to execute a Transfer Agreement with the City of Santa Ana that will accept Public Safety Interoperability Communications Grant Funds in the amount of \$198,700 for the Sheriff's Department and the County Information Technology Division.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Approved; Chair to Execute. The motion carried by the following vote:

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

A-29) TREASURER-TAX COLLECTOR[09-00702](#)

Consider recommendations regarding the 2009/2010 Veterans' Services Office - County Subvention Program and Medi-Cal Cost Avoidance Program, as follows:

a) Approve and authorize the Chair to execute the California Department of Veterans' Affairs Subvention Certificate of Compliance for Fiscal Year 2009/2010; and

b) Approve and authorize the Chair to execute the California Department of Veterans' Affairs Medi-Cal Certificate of Compliance for Fiscal Year 2009/2010.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Acted on as follows:

a) and b) Approved; Chair to execute.

The motion carried by the following vote:

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

A-30) TREASURER-TAX COLLECTOR[09-00711](#)

Receive and file the Fiscal Year 2008/2009 Fourth Quarter (April - June 2009) report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b).

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Received and filed. The motion carried by the following vote:

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

A-31) AUDITOR-CONTROLLER[09-00735](#)

Consider recommendations regarding the Auditor's Reports on the Treasurer's Statement of Assets and the Treasurer's compliance with the Treasury Oversight Committee provisions contained in Sections 27130-27137 of the California Government Code, as follows:

a) Receive and file the Auditor-Controller's Audit Reports on the Statement of Assets in the Santa Barbara County Treasury Pool, as of June 30, 2009; and

b) Receive and file the Auditor-Controller's Audit Report on the Treasurer's Compliance with the Treasury Oversight Committee provisions contained in Sections 27130-27137 of the California Government Code for the Fiscal Years ended June 30, 2008 and June 30, 2009.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Acted on as follows:

a) and b) Received and filed.

The motion carried by the following vote:

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

Board of Supervisors**A-32) SUPERVISOR CARBAJAL**[09-00739](#)

Approve the appointment of Michael Olsen to the Human Services Commission, term ending June 30, 2012, First District.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Appointment/BOS item be Approved. The motion carried by the following vote:

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

A-33) SUPERVISOR FARR [09-00705](#)

Approve the appointment of Nancy Jacobs to the Advisory Board on Alcohol and Drug Problems in Santa Barbara County, term ending August 1, 2012, Third District.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Appointment/BOS item be Approved. The motion carried by the following vote:

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

A-34) SUPERVISOR CENTENO [09-00706](#)

Approve the reappointment of Lisa A. Walters to the Commission for Women, term ending May 1, 2012, Fifth District.

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Appointment/BOS item be Approved. The motion carried by the following vote:

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

Hearing Requests**A-35) CHILD SUPPORT SERVICES [09-00733](#)**

Set hearing to receive and file an update on the benefits of Child Support.
(Set Hearing for 8/25/09. Time estimate 15 minutes.)

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Set for a hearing, as follows: August 25, 2009 in Santa Maria (EST. TIME: 15 MIN.). The motion carried by the following vote:

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

A-36) COUNTY EXECUTIVE OFFICE [09-00704](#)

Set hearing to discuss and consider the Board of Supervisors' responses to the 2008/2009 Grand Jury Report entitled "A Child's Death in Foster Care: An Unavoidable Tragedy?"
(Set Hearing for 8/25/09. Time estimate 10 minutes.)

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Set for a hearing, as follows: August 25, 2009 in Santa Maria (EST. TIME: 10 MIN.). The motion carried by the following vote:

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

A-37) PARKS[09-00708](#)

Set hearing to approve an Amendment to an Agreement with Capital Pacific Homes, developer of Providence Landing Park, to establish responsibility for payment for future maintenance of the park.
(Set Hearing for 8/25/09. Time estimate 30 minutes.)

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Set for a hearing, as follows: August 25, 2009 in Santa Maria (EST. TIME: 30 MIN.). The motion carried by the following vote:

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

A-38) PLANNING AND DEVELOPMENT[09-00725](#)

Set hearing to consider recommendations regarding the Staal Lot Line Adjustment and Rezone, in the Goleta area, Second District, as follows:

a) Adopt the required findings for Case Nos. 09RZN-00000-00005 and 08LLA-00000-00013, including CEQA findings;

b) Accept the Notice of Exemption pursuant the California Environmental Quality Act Guidelines Section 15305;

c) Adopt an Ordinance effectuating a Zoning Map Amendment for APNs 153-340-031 and 153-340-010 amending the Inland Zoning Map for the Santa Barbara Rural area from 40-AL and 40-E-1 to AG-II-40; and

d) Approve the project, including the following Case Nos.:

i) 09RZN-00000-00005, for a Zoning Map Amendment to rezone Parcel 1 and Parcel 2 from 40-E-1 and 40-AL, respectively, to AG-II-40 (Agriculture II, 40-acre minimum gross lot area); and

ii) 08LLA-00000-00013, for a Lot Line Adjustment, subject to conditions included in the Planning Commission action letter dated July 8, 2009.

(Set hearing for 9/1/09. Time estimate 15 minutes.)

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Set for a hearing, as follows: September 1, 2009 in Santa Barbara (EST. TIME: 15 MIN.). The motion carried by the following vote:

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

A-39) PLANNING AND DEVELOPMENT

09-00729

Set hearing to consider the El Encinal Appeal (Case No. 09APL-00000-00009) of the County Planning Commission’s April 8, 2009 decision granting the appeal (Case No. 08APL-00000-00010) and denying the Land Use Permit (Case No. 08LUP-00000-00024) overturning the Planning and Development’s approval of the El Encinal Pole Barn (Case No. 08LUP-00000-00024) identified as Assessor Parcel Number 099-030-040, located at approximately 1 1/4 miles southwest of the intersection of Highway 135 and Santa Rita Road, in the Los Alamos area, Fourth District, as follows:

- a) Adopt the required findings for denial of the project specified in the Planning Commission action letter dated April 10, 2009;
- b) Accept the Notice of Exemption pursuant to CEQA Guidelines Section 15270;
- c) Deny the appeal, Case No. 09APL-00000-00009, thereby upholding the Planning Commission’s denial of 08LUP-00000-00024; and
- d) Deny the project, de novo Case No. 08LUP-00000-00024.
(Set hearing for 9/8/09. Time estimate 1 hour and 30 minutes.)

A motion was made by Supervisor Joni Gray, seconded by Supervisor Salud Carbajal, that this Agenda Item be Set for a hearing, as follows: September 8, 2009 in Santa Maria (EST. TIME: 30 MIN.) The motion carried by the following vote:

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

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)**

RE: Ordinance 4444 item on today's departmental agenda - Mickey Flacks Addressed the Board.

RE: County School Issues - Kate Smith Addressed the Board.

RE: Discrimination - Dr. Robert L. Johns, Ph.D.

RE: SEIU - Local 620 Union Issues - Jose Ramirez, Darryl Scheck, Mark Langdorf, Sara Scofield, Mark Walter and Angelique McNamara Addressed the Board.

RE: Earl Warren Showgrounds as possible site for permanent OES - Scott Grieve Addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

1) **PLANNING AND DEVELOPMENT**

[09-00358](#)

HEARING - Consider recommendations regarding the Santa Barbara Ranch Development, Third District, as follows: (EST. TIME: 2 HRS.)

a) Receive a report on the status of the Santa Barbara Ranch Project approved by the Board of Supervisors on October 21, 2008 and December 9, 2008 and responses to issues raised in the letters from Stanley Lampert on behalf of Santa Barbara Ranch Interests (SBRI) dated February 5 and 27, 2009 and from the Environmental Defense Center and Law Office of Marc Chytilo dated February 16 and 25, 2009;

b) Direct staff to respond to the Coastal Commission's incomplete letter dated January 6, 2009 related to the Local Coastal Program Amendments for the Santa Barbara Ranch Project and Transfer of Development Rights Ordinance; and

c) Direct staff to respond to the Coastal Commission's deficiency notice dated February 4, 2009 related to the County's Notice of Final Action for the Project by acting as follows:

i) Submit Notices of Final Action for the Vesting Tentative Map and Conditional Certificates of Compliance;

ii) Agree to the dispute resolution process related to the lot mergers as appealable actions; and

iii) File separate Notices of Final Actions for separate components of the Santa Barbara Ranch Project as outlined in this Board Agenda Letter.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:52 A.M. - 10:55 A.M. (3 MIN.)

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this Agenda Item be Continued, as follows: October 20, 2009 in Santa Barbara (EST. TIME: 2 HRS.). The motion carried by the following vote:

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

2) SUPERVISOR CARBAJAL, SUPERVISOR FARR

09-00627

HEARING - Consider recommendations regarding amendments to Ordinance 4444 of the Santa Barbara County Code relating to the rights and duties and landlords and tenants in rental properties, as follows: (EST. TIME: 1 HR.)

- a) Direct the Department of Housing and Community Development to review and propose amendments to Ordinance 4444 of the County Code and take necessary steps to implement the following:
 - i) The expansion of categories covered by the ordinance to include demolition, remodel, rezoning of land use from residential to commercial and condo conversions in addition to the red tagged properties that the ordinance currently applies to;
 - ii) Designation of Housing and Community Development as the overseeing department, establishment of a process and formal system of tracking of evictions, and implementation of an “incremental fee” for non-reporting;
 - iii) Increase relocation payments, and;
 - iv) Establish a protocol for working with Community Based Organizations for enhanced community education regarding this ordinance.

HEARING TIME: 10:56 A.M. - 12:25 P.M. (89 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) i) - iv) Directed. Further directed staff to engage all appropriate stakeholder groups to elicit input in drafting the Ordinance, to review and consider the language contained in the City of Santa barbara Ordinance, to provide for specificity in the language of the Ordinance to the greatest extent possible and to return to the Board with recommendations as appropriate.

The motion carried by the following vote:

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

3) COUNTY EXECUTIVE OFFICE, AUDITOR-CONTROLLER

[09-00555](#)

HEARING - Consider recommendations regarding the Fiscal Year 2008-2009 year end revisions and Financial Status Report, as follows: (4/5 Vote Required) (EST. TIME: 20 MIN.)

- a) Approve budget revisions and transfers necessary to close the County's accounting records for all County funds for the Fiscal Year ended June 30, 2009; and
- b) Receive and file, per the provisions of Government Code Section 29126.2, the June 20, 2009 Financial Status Report showing the status of appropriations and financing for all department budgets adopted by the Board of Supervisors.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 3:27 P.M. - 4:04 P.M. (37 MIN.)

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

- a) Approved.**
- b) Received and filed.**

Received and filed staff presentation and conducted public hearing.

The motion carried by the following vote:

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

- 4) COUNTY EXECUTIVE OFFICE, BOARD OF DIRECTORS, [09-00694](#)
REDEVELOPMENT AGENCY
HEARING - Consider recommendations regarding State budget impacts, as follows:(EST. TIME: 1 HR.)

Acting as the Board of Supervisors:

- a) Receive and file a report on amendments to the Fiscal Year 2009-10 State budget that impact the County, including the State borrowing local government funds (Proposition 1A);
- b) Consider borrowing strategies to mitigate the impact of the Proposition 1A suspension and select the State Finance Securitization option;
- c) Enact other solutions in addition to borrowing, including establishing greater efficiencies, enhancing revenues, modifying salary and benefit options, and/or reducing service levels;
- d) Direct staff to return on September 22, 2009 with Budget Revision Requests, resolution(s), and or other necessary instruments to implement the above recommendations; and
- e) Consider budget revision requests to modify Board adopted budget as a result of State budget impacts.

Acting as the Board of Directors, Redevelopment Agency:

- f) Consider a budget revision request to modify Agency Board of Directors adopted budget as a result of State budget impacts. (4/5 Vote Required)

COUNTY EXECUTIVE OFFICER RECOMMENDATION: APPROVE

HEARING TIME: 4:05 PM - 4:55 PM (50 MIN.)

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

- a) Received and filed staff presentation and conducted public hearing.
- b) Directed staff to analyze the State Finance Securitization option as well as borrowing from internal County funds and to return to the Board with a recommendation as appropriate.
- c) and d) Continued to September 15, 2009 in Santa Barbara. Directed staff to return with additional information including a FY 2008-09 furlough savings report by department divided by general fund and non-general Fund dollars and how the furlough savings were allocated, a listing of budget cuts by percentage taken by each department, FTE reductions by department as a percentage of total staff and management to staff ratios by department.
- e) Approved.

The motion carried as follows:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, Supervisor Centeno

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

- f) Approved.

The motion carried as follows:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, Supervisor Centeno

5) COUNTY EXECUTIVE OFFICE, OFFICE OF EMERGENCY SERVICES, GENERAL SERVICES [09-00722](#)

SERVICES, GENERAL SERVICES

HEARING - Consider recommendations regarding the Emergency Operations Center Project No. 8666 Approval of Plans and Specifications and Authorization to Bid, as follows: (EST. TIME: 1 HR.)

- a) Receive and file a staff report on Emergency Operations Center; (Majority Vote)
- b) Approve the plans and specifications to construct a 9,922 square foot building to serve as the Santa Barbara County Emergency Operations Center. The estimated construction cost is approximately \$5.0 million; (Majority Vote)
- c) Authorize the Director of General Services to advertise for public construction bids for the Emergency Operations Center project; (Majority Vote)
- d) Authorize the County Executive Officer, in accordance with Board resolution 99-485, and County policy (Acceptance of Gifts by County), to accept financial contributions towards the construction of the EOC so long as there are no caveats or obligations placed upon the County by accepting these contributions ; and (Majority Vote)
- e) Approve the Budget Revision for the transfer of \$171,504 from the Office of Emergency Services Fund 5275 (Santa Barbara Operational Area Emergency Services) to the Capital outlay. (4/5 Vote Required)

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION:

HEARING TIME: 1:40 PM - 3:11 PM (1 HR. 31 MIN.)

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

- a) Received and filed staff presentation and conducted public hearing.**
- b) Approved.**
- c) and d) Authorized.**

The motion carried as follows:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, Supervisor Centeno

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

- e) Approved.**

Further directed staff to place subsequent matters related to approval of the Emergency Operations Center on the Departmental Agenda for consideration by the Board.

The motion carried as follows:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, Supervisor Centeno

6) PLANNING AND DEVELOPMENT

[09-00685](#)

HEARING - Consider the request of Susan Basham, attorney for Paul Colombo, to consider the appeal, Case No. 09APL-00000-00017 (filed June 5, 2009), of the Montecito Planning Commission's approval of the Coastal Development Permit for the Terzian Cabana Alterations for exterior alterations to an existing cabana, Case No. 09CDH-00000-00005, in compliance with Section 35-182 of the Article II Coastal Zoning Ordinance, on property located in the 1-E-1 zone, APN 009-360-005, located at 1491 Edgecliff Lane in the Montecito Area, First District, as follows: (EST. TIME: 15 MIN.)

- a) Deny the appeal, Case No. 09APL-00000-00017;
- b) Adopt the required findings for approval of the modified project, Case No. 09CDH-00000-00005, specified in the Montecito Planning Commission's action letter, including the CEQA findings;
- c) Accept the CEQA exemption included as Attachment B of the staff report to the Montecito Planning Commission for Case No. 09CDH-00000-00005; and
- d) Approve the modified project, Case No. 09CDH-00000-00005, subject to the revised conditions of approval.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 3:20 P.M. - 3:27 P.M. (7 MIN.)

Received and filed staff presentation and conducted public hearing.

A motion was made by Supervisor Carbajal, seconded by Supervisor Centeno, that this Agenda Item be Acted on as follows:

- a) Denied the appeal;
- b) Adopted required findings for approval of the modified project, Case No. 09CDH-00000-00005, specified in the Montecito Planning Commission's action letter, including CEQA findings (Attachment A of Planning and Development letter dated July 14, 2009);
- c) Accepted the CEQA exemption included as Attachment B of the staff report to the Montecito Planning Commission for Case No. 09CDH-00000-00005 (Attachment B of Planning and Development letter dated July 14, 2009);
- d) Approved modified project, Case No. 09CDH-00000-00005, subject to the revised conditions of approval included as attachment A of Planning and Development Board Letter dated August 18, 2009.

The motion carried as follows:

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

7) GENERAL SERVICES

[09-00696](#)

HEARING - Consider recommendations regarding a Safe Parking Program on County Property License and Service Agreement, ORES 003506, First District, as follows: (EST. TIME: 20 MIN.)

- a) Receive and file a report on the status of the Safe Parking Program from Gary Linker of New Beginnings Counseling Center, regarding the operation and administration of overnight dwelling vehicle parking areas; and
- b) Direct the General Services Department to amend the existing License and Service Agreement based on New Beginnings Counseling Center's request to extend the Safe Parking Program for another three (3) years from September 1, 2009 through August 31, 2012, and increase the total of designated parking spaces from 10 to 15 at the County Administration parking lot.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 4:56 PM - 5:01 PM (5 MIN.)

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

- a) Received and filed.**
- b) Directed.**

The motion carried unanimously.

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

Directed staff to return to the Board as appropriate with a report on opportunities to expand the Safe Parking Program on a County wide basis.

The motion carried unanimously.

Adjourned at 5:01 PM

**The Board of Supervisors adjourned the meeting of July 15, 2009 in honor of Mayor
Dick DeWees of Lompoc.**

Adjourned to

August 25, 2009

Betteravia Government Center
Board Hearing Room
511 East Lakeside Parkway
Santa Maria

Announcements

The meeting of Tuesday, August 25, 2009 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, August 27, 2009, at 5:00 PM and on Saturday, August 29, 2009, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>