

County of Santa Barbara
BOARD OF SUPERVISORS

ACTION SUMMARY

March 14, 2006

**BETTERAVIA GOVERNMENT CENTER
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, Redevelopment Agency, the Santa Barbara Fund for Public and Educational Access and other Special Districts.

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 9:06 AM

Roll Call

Present: Supervisor Carbajal, Supervisor Rose, Supervisor Firestone, Supervisor Gray and Supervisor Centeno

Pledge of Allegiance

Report from Closed Session

No reportable action taken.

Approval of Minutes of the March 7, 2006 meeting.

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

Ayes: 4 - Supervisor Rose, Supervisor Firestone, Supervisor Gray and Supervisor Centeno

Abstentions: 1 - Supervisor Carbajal

Administrative Agenda

Honorary Resolutions

A-1) SUPERVISOR CARBAJAL [File Reference No. 06-00213](#)

Adopt a Resolution of Commendation Honoring Susan Gwynne upon her retirement from U.C. Santa Barbara Arts and Lectures.

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

RESOLUTION NO. 06-068

The motion carried unanimously.

A-2) SUPERVISOR CARBAJAL [File Reference No. 06-00229](#)

Adopt a Resolution of Commendation Honoring the 2005 Santa Barbara Foundation Woman of the Year.

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

RESOLUTION NO. 06-069

The motion carried unanimously.

A-3) SUPERVISOR ROSE [File Reference No. 06-00230](#)

Adopt a Resolution of Commendation Honoring the 2005 Santa Barbara Foundation Man of the Year.

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

RESOLUTION NO. 06-070

The motion carried unanimously.

Administrative Items

A-4) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 06-00216](#)

Consider the recommendations regarding Westside Storm Drain Project Phase II (SC8320), First and Second Districts, as follows:

- a) Award the construction contract in the amount of \$4,705,773 to the lowest responsible bidder, Lash Construction, a local vendor, subject to the provisions of documents and certifications, as set forth in the plans and specification applicable to the project and as required by law;
- b) Authorize the Chair to execute the construction contract upon return of the contractor's executed contract documents, and the review and approval of the County Counsel, Auditor-Controller, and Risk Manager or their authorized representatives;
- c) Approve a contingency fund in the amount of \$150,000 for the above subject project;
- d) Approve plans and specifications for the project;

e) Authorize the Chair to execute the Agreement with Fugro West Inc., a local vendor, in the amount of not to exceed \$158,000 for construction inspection services for the project from the period of March 14, 2006 through June 30, 2007; and

f) Authorize a 15% contingency fund with Fugro West, Inc. in the amount of \$23,700 for additional work that may be needed to complete the project.

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

a) Approved.

b) Authorized; Chair to execute.

c) and d) Approved

e) Authorized; Chair to execute.

f) Authorized.

The motion carried unanimously.

A-5) COUNTY COUNSEL [File Reference No. 06-00190](#)

Consider and approve the amendment to the conflict of interest code of the Santa Barbara County Education Office.

A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Approved. The motion carried unanimously.

A-6) COUNTY EXECUTIVE OFFICE [File Reference No. 06-00233](#)

Approve and authorize the Chair to sign the attached letter and application to the Department of Alcohol Beverage Control (ABC) determining that public convenience will be served by approving the new On-sale Beer and Wine license to Aletha Fern Keithley, located at 425 Bell Street, Los Alamos, Third District.

A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Approved; Chair to Execute. The motion carried unanimously.

A-7) PARKS [File Reference No. 06-00215](#)

Approve a budget revision to appropriate \$4,000 from the Orcutt Quimby Fee Trust Fund (#1397) to the Orcutt Babe Ruth League for refurbishment of the infield at Morrison Field located within Waller County Park in Santa Maria, Fourth District.

A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Approved. The motion carried unanimously.

A-8) PLANNING AND DEVELOPMENT [File Reference No. 06-00109](#)

Consider the recommendations regarding 05AGP-00000-00028 (75-AP-034), Oak Investors Agricultural Preserve Non-Renewal, Assessor's Parcels 099-640-008, 135-010-019, -020 located approximately 3,200 feet south of the Highway 101 and 154 interchange, in the Los Olivos area, Third District, as follows:

a) Accept the request for Non-Renewal of Agricultural Preserves 75-AP-034; and

b) Authorize the Chair to execute the Notice of Non-Renewal Land Conservation Contract by the County.

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

a) **Accepted.**

b) **Authorized; Chair to execute.**

The motion carried unanimously.

A-9) PROBATION

[File Reference No. 06-00218](#)

Authorize the Chair to execute a contract with the Community Action Commission, a local vendor, to provide lunch to the Santa Barbara Juvenile Hall and the Villa Esperanza Counseling and Education Center (CEC), and lunch and dinner meals to the Santa Maria Juvenile Hall in an amount not to exceed \$361,288 between July 1, 2005 and June 30, 2006.

A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Continued, as follows: March 28, 2006. The motion carried unanimously.

A-10) PROBATION

[File Reference No. 06-00219](#)

Consider the recommendations regarding the application for 2006 Byrne Justice Assistance Grant (JAG) Funds to support the Santa Barbara Regional Narcotics Enforcement Team (SBRNET), as follows:

a) Authorize the County Executive Officer to execute the Interlocal Agreement between the City of Santa Barbara and the County of Santa Barbara for the 2006 Byrne Justice Assistance Grant (JAG) program; and

b) Authorize the Chief Probation Officer to apply for and accept the 2006 Byrne Justice Assistance Grant (JAG).

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

a) and b) Authorized.

The motion carried unanimously.

A-11) PUBLIC WORKS

[File Reference No. 06-00220](#)

Adopt a resolution initiating proceedings to annex Knollwood Meadows to the North County Lighting District and County Service Area 5, Fourth District.

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

RESOLUTION NO. 06-071

The motion carried unanimously.

A-12) PUBLIC WORKS

[File Reference No. 06-00221](#)

Authorize the Director of Public Works to advertise for the Tajiguas Landfill 48-Inch Drainage Pipe, County Project No. 828720, Third District.

A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Authorized. The motion carried unanimously.

A-13) PUBLIC WORKS[File Reference No. 06-00222](#)

Consider the recommendations regarding Tract No. 14,478 (Harp Springs), Fourth District, as follows:

- a) Approve the Final Map of Tract No. 14,478;
- b) Require the subdivider to post a certified check in the amount of \$12,000 to guarantee the setting of the interior monuments for Tract No. 14,478, pursuant to Section 66496 of the State Subdivision Map Act;
- c) Accept the offer of dedication as easements for road purposes, Hollysprings Lane and Cosima Lane as shown on said map;
- d) Accept offer of dedication in Fee for Lot 45 for Public Open Space purposes as shown on said map;
- e) Accept offer of dedication in Fee for Public Trails as shown on said map;
- f) Accept offer of dedication of the Secondary Emergency Access easement as shown on said map; and
- g) Accept offer of dedication for Lot 45 as an easement for sewer purposes to Laguna County Sanitation District.

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

- a) and b) Approved
- c) through g) Accepted.

The motion carried unanimously.

A-14) PUBLIC WORKS[File Reference No. 06-00236](#)

Adopt a Resolution of Necessity for the acquisition of a permanent easement (approximately 3.033 acres) for slope and drainage purposes associated with the San Marcos Road, Slide Project on a portion of real property known as County Assessor Parcel No. 153-320-021, owned by David R. Finear, Second District.

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

RESOLUTION No. 06-072

The motion carried unanimously.

A-15) SOCIAL SERVICES[File Reference No. 06-00223](#)

Accept the 2005 Children's Scorecard for Santa Barbara County as produced by the KIDS Network in collaboration with the UCSB Gevirtz Graduate School of Education, the First 5 Children and Families Commission and various county departments and community-based agencies.

A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Accepted. The motion carried unanimously.

Board of Supervisors

- A-16) SUPERVISOR CARBAJAL [File Reference No. 06-00225](#)
Approve the reappointment of Anthony E. Brown to the Sedgwick Ranch Agricultural Oversight Committee, First District.
A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Approved. The motion carried unanimously.
- A-17) SUPERVISOR CARBAJAL [File Reference No. 06-00226](#)
Approve the appointment of Lisa Monaghan to the Affirmative Action Commission, First District.
A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Approved. The motion carried unanimously.
- A-18) SUPERVISOR CARBAJAL [File Reference No. 06-00235](#)
Approve the appointment of Jesus Manuel Casas to the Mental Health Commission, First District.
A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Approved. The motion carried unanimously.
- A-19) SUPERVISOR CARBAJAL [File Reference No. 06-00227](#)
Approve the reappointment of Louis Weider to the Mental Health Commission, First District.
A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Approved. The motion carried unanimously.
- A-20) SUPERVISOR CARBAJAL [File Reference No. 06-00228](#)
Approve the reappointment of Magda Arroyo to the Santa Barbara Bowl Foundation Board of Directors, First District.
A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Approved. The motion carried unanimously.
- A-21) SUPERVISOR ROSE [File Reference No. 06-00231](#)
Approve the name change of the City/County Homeless Advisory Committee to the South Coast Homeless Advisory Committee of Santa Barbara County.
A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Approved. The motion carried unanimously.
- A-22) SUPERVISOR GRAY [File Reference No. 06-00234](#)
Approve the reappointment of Soma Baldwin to the Law Library Board of Trustees filling the Attorney At Large position.
A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Approved. The motion carried unanimously.

Hearing Requests

A-23) COUNTY EXECUTIVE OFFICE [File Reference No. 06-00212](#)

Set a hearing to consider recommendations regarding the Second Quarter Report on the Comprehensive Planning Division's 2005-08 Three Year Work Program as follows:

- a) Accept the Second Quarterly Report on the Comprehensive Planning Division's 2005-08 Three Year Work Program (Work Program); and
- b) Allocate Funding to complete approved high priority work efforts in the amount of \$95,000 in FY 05-06.

A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: March 21, 2006 in Santa Barbara (EST. TIME: 60 MIN.) The motion carried unanimously.

A-24) GENERAL SERVICES [File Reference No. 06-00214](#)

Set a hearing to consider findings and recommendations from the Staff Report regarding the development of a Regional Conservation Strategy to protect the California Tiger Salamander (CTS) and provide relief to property owners impacted by its listing as an endangered species; as follows:

- a) Adopt the method of a Conservation Strategy similar to Sonoma County's approach, in the pursuit of a regional habitat conservation strategy limited to the range of the CTS, but with the requirement that the approach be re-evaluated before development of a Memorandum Of Understanding with wildlife agencies, or other implementation effort;
- b) Authorize staff, in partnership with the US Fish & Wildlife and the City of Santa Maria, to develop a Conservation Strategy Team structure for consideration by the Board at a later hearing; and
- c) Approve a budget revision in the amount of \$130,000 for additional staff and consulting costs, to be released from the Vehicle License Fee Gap Loan.

A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: March 28, 2006 in Santa Maria (EST. TIME: 120 MIN.) The motion carried unanimously.

A-25) PLANNING AND DEVELOPMENT [File Reference No. 06-00217](#)

Set a hearing to consider the Gelber, Flum, Adizes and Grassini appeals of the Montecito Planning Commission approvals of the Klink SFD Addition and Klink New SFD, 1787 Fernald Point Lane, Montecito Community Plan Area, APN 007-380-008, under case numbers 04CDH-00000-00039 and 04CDH-00000-00042, [Appeal Case No. 05APL-00000-00030], First District.

A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: April 18, 2006 in Santa Barbara (EST TIME: 60 MIN.) The motion carried unanimously.

A-26) PUBLIC WORKS [File Reference No. 06-00232](#)

Set a hearing to consider recommendations regarding the Road Maintenance Annual Plan for Fiscal Year 2006-07, as follows:

- a) Adopt the FY 2006/07 Road Maintenance Annual Plan (RdMap);

- b) Approve the funded projects listed for Maintenance Program (County Forces) and Surface Treatment Program (Contracts) within the Road Maintenance Annual Plan;
- c) Approve Notice of Exemptions pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the above; and
- d) Authorize the Director of Public Works to advertise the above mentioned projects contained within the FY 2006/07 Road Maintenance Annual Plan;

A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: March 28, 2006 in Santa Maria (EST. TIME: 45 MIN.) The motion carried unanimously.

Approval of Administrative Agenda

HEARING TIME: 9:06 AM - 9:36 AM (30 MIN.)

A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, to Approve the Administrative Agenda as Amended. The motion carried unanimously.

[File Reference No. 06-00049](#)

PUBLIC COMMENT

Accepted 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. 03-282) (06-00049)**

RE: Requested that the Board conduct a public hearing on low income housing issues at 6:00 PM on April 11, 2006 in Santa Maria and that staff coordinate the creation of a coalition including the Board of Supervisors, City Council Members, County Staff as appropriate and representatives from the Private Sector - Fifth District Supervisor Joe Centeno addressed the Board.

RE: Announced Santa Barbara Foundation Man -James H. Hurley Jr., and Woman - Leni Fe Bland, of the Year / Report from attendance at National Association of Counties Conference in Washington D.C. - First District Supervisor Salud Carbajal addressed the Board.

RE: Invocation - Floyd Meyer addressed the Board.

RE: Sunshine Week - League of Women Voters, Sheila Kamhi addressed the Board.

RE: County Split - Dee Greenwald addressed the Board.

RE: County Split / Invocation - Sister Janet Corcoran addressed the Board.

Departmental Agenda
Public Hearings and Planning Matters

Department requests continuance of Departmental Item No. 1 to March 21, 2006.

1) PLANNING AND DEVELOPMENT

[File Reference No. 06-00141](#)

HEARING - Consider Planning Commission Recommendations to Adopt Revisions to Oil & Gas Consolidation Policies and Regulations, as follows: (EST. TIME: 45 MIN.)

a) Adopt a Resolution, amending Chapter 3.6 of the County's Coastal Plan to remove descriptive text that is no longer accurate; to repeal the Consolidated Oil and Gas Processing Site designation of the former Gaviota oil and gas processing site; to delete criteria for siting new oil tank farms in the Coastal Zone; and to define and address the consolidation of pipeline terminals that support offshore oil and gas development;

b) Adopt a Resolution, amending South Coast Policy 5 of the County's Land Use Element to repeal the Consolidated Oil and Gas Processing designation of the former Gaviota oil and gas processing site;

c) Adopt an Ordinance, amending the Coastal Zoning Ordinance (Article II) deleting references to the Gaviota consolidated oil and gas processing site in Sections 35-58, 35-69.4, 35-150, 35-154, 35-157, 35-158, and adding a new Section 35-159 to define Consolidated Pipeline Terminal as a permitted use in the Agriculture II (AG-II) and Coastal-Related Industry (MC-R) zone districts;

d) Adopt an Ordinance, amending the Inland Zoning Ordinance (Article III) to delete references to the Gaviota oil and gas consolidated processing site;

e) Adopt the CEQA findings, determining that Negative Declaration 05NGD-00000-00025 constitutes full and adequate disclosure of potential impacts associated with the plan and ordinance revisions and has been completed in compliance with CEQA;

f) Adopt the legislative findings for approval of these amendments to Articles II and III of Chapter 35 of the Santa Barbara County Code, to the Land Use Element, and to the Coastal Plan; and

g) Adopt a resolution for items A & C above, submitting Local Coastal Program amendments to the California Coastal Commission for certification.

HEARING TIME: 10:17 AM - 10:18 AM (1 MIN.)

A motion was made by Supervisor Firestone, seconded by Supervisor Carbajal, that this matter be Continued, as follows: March 21, 2006 in Santa Barbara. (EST. TIME: 45 MIN.) The motion carried unanimously.

2) PUBLIC WORKS

[File Reference No. 06-00168](#)

HEARING - Consider the recommendations regarding a weight limit restriction on Bonita School Road in the Santa Maria Area, Fourth District, as follows: (EST. TIME: 45 MIN.)

a) Consider the introduction (First Reading), on March 14, 2006, of an ordinance amending Section 23-13.5 of the Santa Barbara County Code, adding weight limit restrictions of 14,000 pounds gross on Bonita School Road in the Guadalupe area; and

b) Set a hearing on March 21, 2006, to consider the adoption (Second Reading) of an ordinance, amending Section 23-13.5 of the Santa Barbara County Code, adding weight limit restrictions of 14,000 pounds gross on Bonita School Road in the Guadalupe area.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:18 AM - 11:03 AM (1 HR. 5 MIN.)

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

Received and filed staff report and conducted public hearing.

No action taken.

The motion carried unanimously.

3) PLANNING AND DEVELOPMENT

[File Reference No. 06-00171](#)

HEARING - Consider the recommendations regarding the appeals by the Gaviota Coast Conservancy, Urban Creeks Council and Citizens Planning Association and uphold the Planning Commission's January 25, 2006 approval of the Gaviota Beach Road and Bridge Replacement, 05DVP-00000-00002 and 05CUP-00000-00005, Third District, as follows: (EST. TIME: 1 HR. 30 MIN.)

a) Adopt the required findings for the project, as specified in the Planning Commission action letter dated January 26, 2006, including CEQA findings;

b) Certify the Environmental Impact Report (05EIR-00000-00007) and adopt the mitigation monitoring program contained in the conditions of approval;

c) Deny the appeal, upholding the Planning Commission's approval of Development Plan 05DVP-00000-00002 and Conditional Use Permit 05CUP-00000-00005; and

d) Grant de novo approval of the project subject to the conditions included in the Planning Commission's action letter.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 11:08 AM - 12:38 PM (30 MIN.)

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

Received and filed staff report and conducted public hearing.

a) Adopted the required findings

b) Certified (05EIR-00000-00007)

c) Denied the appeal.

d) Granted de novo approval

The motion carried by the following vote:

Ayes: 3 - Supervisor Firestone, Supervisor Gray and Supervisor Centeno

Noes: 2 - Supervisor Carbajal and Supervisor Rose

4) PLANNING AND DEVELOPMENT[File Reference No. 06-00125](#)

HEARING - Consider the recommendations regarding the Bloom Appeal of Kaslow Lot Split Case Nos. 05APL-00000-00026, (04TPM-00000-00002, TPM 14,648) Located in the Santa Ynez Valley at 2600 Baseline Ave, adjacent to Oak Hill Cemetery, near the township of Ballard, Third District, as follows: (EST. TIME: 1 HR.)

- a) Adopt the required findings for the project specified in the Planning Commission's action letter dated December 27, 2005, including CEQA findings;
- b) Approve the Negative Declaration (05NGD-00000-00024) and adopt the mitigation monitoring program contained in the conditions of approval of the action letter;
- c) Deny the appeal and uphold the Planning Commission's December 14, 2005 approval of 04TPM-00000-00002; and
- d) Grant de novo approval of Case No. 04TPM-00000-00002 subject to the conditions included in the Planning Commission's action letter dated December 27, 2005.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 12:50 PM - 1:35 PM (45 MIN.)

A motion was made by Supervisor Firestone, seconded by Supervisor Carbajal, that this matter be Acted on and continued, as follows: Received and filed staff report and conducted public hearing.

Continued the matter to April 11, 2006.

The motion carried unanimously.

ADJOURNED AT 1:35 PM

Adjourn to

Tuesday, March 21, 2006

County Administration Building

Board Hearing Room

105 East Anapamu Street , Fourth Floor

Santa Barbara

Announcements

The meeting of March 14, 2006 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, March 16, 2006, at 5:00 PM on CSBTv Channel 20.

<http://www.countyofsb.org>