

County of Santa Barbara
BOARD OF SUPERVISORS

ACTION SUMMARY

August 15, 2006

**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.

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 9:31 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 August 8, 2006 meeting

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

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

Abstentions: 1 - Supervisor Gray

X-Agenda

X-1) FIRE [File Reference No. 06-00824](#)

Authorize the Purchasing Manager to procure an internal electric helicopter rescue hoist for the County's helicopter from The Goodrich Hoist & Winch Corporation, in an amount not to exceed \$150,000 under the terms and conditions of the Fiscal Year 2004 State Homeland Security Grant Program without being required to conduct a formal bid process.

Acted on as follows:

A motion was made by Supervisor Firestone, Seconded by Supervisor Carbajal as follows:

Approved consideration of X-1).

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Rose, Supervisor Firestone, Supervisor Gray

Absent: 1 - Supervisor Centeno

A motion was made by Supervisor Firestone, Seconded by Supervisor Carbajal as follows:

Authorized.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Rose, Supervisor Firestone, Supervisor Gray

Absent: 1 - Supervisor Centeno

X-2) GENERAL SERVICES [File Reference No. 06-00825](#)

Consider recommendations regarding the Santa Ynez Valley Airport Rehabilitation of Taxi lane E and F/G, Drainage and Fencing Project - Airport Improvement Program 10 (AIP-10) Project # 8555, Third District, as follows:

a) Adopt the resolution authorizing the submittal of an application, acceptance of an allocation of funds and execution of a grant agreement with the State of California, Department of Transportation for an Airport Improvement Program Matching Grant of approximately \$32,401.75 not to exceed the maximum allowable amount of \$37,262.01;

b) Authorize the Director of General Services to execute the Federal Aviation Administration Grant Agreement Offer No. 3-06-0243-10 of approximately \$648,034.90 not to exceed the maximum allowable amount of \$745,240.14; and

c) Authorize the Director of General Services to act as agent on behalf of the County of Santa Barbara pertaining to the acceptance of this Grant Allocation and the Grant Agreement.

Acted on as follows:

A motion was made by Supervisor Firestone, Seconded by Supervisor Carbajal as follows:

Approved consideration of X-2).

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Rose, Supervisor Firestone, Supervisor Gray

Absent: 1 - Supervisor Centeno

A motion was made by Supervisor Firestone, Seconded by Supervisor Rose as follows:

Received and filed staff report.

a) Adopted.

RESOLUTION NO. 06-270

b) and c) Authorized.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Rose, Supervisor Firestone, Supervisor Gray

Absent: 1 - Supervisor Centeno

Administrative Agenda

Resolutions to be Presented at 11:45 A.M.

A-1) SUPERVISOR CARBAJAL

[File Reference No. 06-00777](#)

Adopt a Resolution proclaiming September 2006 as National Alcohol and Drug Addiction Recovery Month in Santa Barbara County.

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

RESOLUTION NO. 06-258

The motion carried unanimously.

A-2) SUPERVISOR GRAY

[File Reference No. 06-00778](#)

Adopt a Resolution of Commendation honoring Pastor Bernie Federmann on the occasions of his 50th birthday, 30th wedding anniversary and 20th anniversary as minister of Lompoc Foursquare Church and recognizes him for all the good works he does for the Lompoc community.

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

RESOLUTION NO. 06-259

The motion carried unanimously.

A-3) SUPERVISOR ROSE

[File Reference No. 06-00780](#)

Adopt a Resolution proclaiming World Breastfeeding Month, the World Health Organization (WHO) Code Watch: 25 Years of Protecting Breastfeeding in Santa Barbara County.

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

RESOLUTION NO. 06-260

The motion carried unanimously.

Administrative Items

A-4) AGRICULTURAL COMMISSIONER [File Reference No. 06-00798](#)

Approve the appointment of Greg France, nominated by the California Strawberry Commission, to the Agricultural Advisory Committee.

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

A-5) AGRICULTURAL COMMISSIONER [File Reference No. 06-00801](#)

Approve the destruction of records in accordance with the "Schedule of Records for Destruction" attached. (4/5 vote required)

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

A-6) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 06-00806](#)

Consider recommendations regarding the Phoenix of Santa Barbara FY 06/07 Contract, as follows:

a) Approve and authorize the Chair to execute a contract with Phoenix of Santa Barbara (Phoenix) (a local vendor) to continue providing psychiatric, rehabilitation and mental health services to mentally ill adults, for the period of July 1, 2006, through June 30, 2007, in the amount of \$1,431,542; and

b) Authorize the Director of ADMHS to approve amendments to the proposed contracts, provided that any such amendments do not exceed ten percent (10%) of the contract's dollar amount.

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

a) **Approved; Chair to execute.**

b) **Authorized.**

The motion carried unanimously.

A-7) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 06-00810](#)

Consider recommendations regarding the Santa Maria Valley Youth & Family Center Contract as follows:

a) Approve and authorize the Chair to execute a contract in the amount of \$1,250,100 with Santa Maria Valley Youth & Family Center (a local vendor) to provide therapeutic foster care services to children and their families. The contract term is from July 1, 2006 through June 30, 2007; and

b) Authorize the Director of ADMHS to approve amendments to the proposed contracts, provided that any such amendments do not exceed ten percent (10%) of the contract's dollar amount.

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

a) Approved; Chair to execute.

b) Authorized.

The motion carried unanimously.

A-8) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES

[File Reference No. 06-00813](#)

Consider recommendations regarding the Child Abuse Listening & Mediation Inc. (CALM) Contract as follows:

a) Approve and authorize the Chair to execute a contract amendment in the amount of \$1,205,973, with Child Abuse Listening and Mediation (a local vendor) to expand therapeutic foster care services to children and their families. The contract term is from July 1, 2006 through June 30, 2007; and

b) Authorize the Director of ADMHS to approve amendments to the proposed contracts, provided that any such amendments do not exceed ten percent (10%) of the contract's dollar amount.

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

a) Approved; Chair to execute.

b) Authorized.

The motion carried unanimously.

A-9) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES

[File Reference No. 06-00816](#)

Consider recommendations regarding Professional Services Contracts for Stacy McCrory, MFT, and John Scott, OTR/L, (Contractor on Payroll), as follows:

a) Approve and authorize the Chair to execute a professional services contract in the amount of \$56,858, with Stacy McCrory, MFT, a Contractor on Payroll, to provide mental health services at the County of Santa Barbara Psychiatric Health Facility to clients adjudicated as Incompetent to Stand Trial. The contract is effective July 1, 2006 through June 30, 2007;

b) Approve and authorize the Chair to execute a professional services contract in the amount of \$41,700, with John Scott, a Contractor on Payroll, to provide rehabilitation services to seriously mentally ill adults in the Santa Barbara County Psychiatric Health Facility (PHF). The contract term is from July 1, 2006 through June 30, 2007; and

c) Authorize the Director of ADMHS to approve amendments to the proposed contract, provided that any such amendments do not exceed ten percent (10%) of the contract's dollar amount.

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

a) and b) Approved; Chair to execute.

c) Authorized.

The motion carried unanimously.

A-10) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT and PUBLIC WORKS [File Reference No. 06-00808](#)

Approve and authorize the Chair to execute a Cost Sharing Agreement with the Santa Maria Plaza Partners, LLC (Partners) to allow the Partners to construct the Getty Pump Project within the Flood Control District's Getty Basin in the City of Santa Maria, Fifth District.

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

A-11) COUNTY EXECUTIVE OFFICE [File Reference No. 06-00779](#)

Approve the application for destruction of hard copy (paper) records of the proceedings of the Board of Supervisors for the following years:

January 1, 1997 through December 31, 1997 (File Nos. 97-20,334 - 97-20,714)

January 1, 1998 through December 31, 1998 (File Nos. 98-20,715 - 98-21,119)

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

A-12) COUNTY EXECUTIVE OFFICE [File Reference No. 06-00803](#)

Consider recommendations regarding the replacement of the County's Recurring Performance Measures and Project Reporting Systems, as follows:

a) Approve and Authorize the Chair to execute a contract with Pilot Software (not a local vendor) in the amount of \$249,996 to replace the County's Recurring Performance Measures (RPM) System; and

b) Authorize the County Executive Officer to approve amendments to the proposed contract amount, provided that any such amendments do not exceed 10% of the contract amount.

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

a) Approved; Chair to execute.

b) Authorized.

The motion carried unanimously.

A-13) COUNTY EXECUTIVE OFFICE: COMPREHENSIVE PLANNING [File Reference No. 06-00796](#)

Adopt a resolution reallocating \$150,000 in funding for the Los Alamos Community Plan Update project, previously approved on June 16, 2006, from "Professional and Special Services" to "Salaries and Benefits" establishing one additional full time equivalent (FTE) position in Comprehensive Planning.

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

RESOLUTION NO. 06-261

The motion carried unanimously.

A-14) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 06-00802](#)

Adopt a resolution, effective August 14, 2006, to implement changes approved during fiscal year 2006-07 budget hearings as follows:

ADMHS (#5250)

Delete: 1.0 FTE Account Technician (Class 0157)

GENERAL COUNTY PROGRAMS-COMP PLANNING (#0100)

Add: 1.0 FTE Planner III (Class 6022)

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

RESOLUTION NO. 06-262

The motion carried unanimously.

A-15) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 06-00805](#)

Consider recommendations regarding Special Duty Pay in the Clerk-Recorder-Assessor's Office, as follows:

a) Adopt a Personnel Resolution effective August 14, 2006 to authorize a 5, 10, or 15 percent Special Duty allowance for employees in two single-position classifications in the Elections Division of the County Clerk Recorder Assessor's Department - Elections Division Manager (class 006514; position 10199) and Management Specialist T (class 005023; position 9218); and

b) Authorize the County Register of Voters (County Clerk Recorder Assessor) to approve special duty pay for up to six pay periods (including the pay period of the election) leading into an election and 2 pay periods following the election at a rate of 5, 10, or 15 percent based upon the scope and magnitude of the election to be conducted.

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

a) Adopted.

RESOLUTION NO. 06-263

b) Authorized.

The motion carried unanimously.

A-16) DISTRICT ATTORNEY [File Reference No. 06-00799](#)

Authorize the Chair to execute a three year agreement with American Corrective Counseling Services, Inc. to provide a Non-Sufficient Fund (NSF) Bad Check Diversion Program on behalf of the District Attorney, effective August 15, 2006 through August 31, 2009.

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

A-17) GENERAL SERVICES [File Reference No. 06-00797](#)

Consider recommendations regarding the Alcohol, Drug and Mental Health, Children's Services Building, Site # J02007; Project # 8612, Second District, as follows:

a) Approve and authorize the Chair to execute Amendment No. 4, in the amount of \$70,342, to the construction contract BC-05-154 with Morrissey Construction Company for construction change orders associated with the Children's Services Building construction project #8612, for a revised contract total of \$4,115,877; and

b) Approve the Budget Revisions, one of which transfers funds in the sum of \$119,015 from the General Fund's General County Program Capital Outlay Designation and the other which transfers funds in the sum of \$119,000 from ADMHS Fund 0030 Capital Outlay Designation to General Services Fund 0030, Project 8612 in order to make final payments on the project.

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

a) Approved; Chair to execute.

b) Approved.

The motion carried unanimously.

A-18) GENERAL SERVICES

[File Reference No. 06-00800](#)

Consider the recommendations regarding the Santa Ynez Valley Airport Reconstruction of Taxi-Ways and New Perimeter Fencing - Airport Improvement Program 10 (AIP-10), Project #8555, Third District, as follows:

a) Approve the plans and specifications for Reconstruction of Taxi-Ways at the West Hanger Complex and New Perimeter Fencing project at the Santa Ynez Valley Airport. The estimated construction cost is \$650,000;

b) Approve the Categorical Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for this project; and

c) Authorize the Director of General Services to advertise for construction bids for this project.

A motion was made by Supervisor Centeno, seconded by Supervisor Rose, that this matter be Withdrawn from the agenda. The motion carried unanimously.

A-19) GENERAL SERVICES

[File Reference No. 06-00811](#)

Consider recommendation regarding the ADMHS Crisis Outreach Center (CARES) Project #8665, Fifth District, as follows:

a) Approve the plans and specifications to remodel an existing 10,000 square foot building into a Crisis Outreach Center for Alcohol, Drug, and Mental Health Services. The estimated construction cost is \$1,765,000;

b) Approve the Categorical Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the ADMHS Crisis Outreach Center (CARES) project; and

c) Authorize the Director of General Services to advertise for construction bids for ADMHS Crisis Outreach Center (CARES) project.

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

a) and b) Approved.

c) Authorized.

The motion carried unanimously.

A-20) GENERAL SERVICES

[File Reference No. 06-00812](#)

Consider recommendations regarding the Los Prietos Staff Housing, Project #8646, Third District, as follows:

a) Reject the Construction Bid (\$1.2 million) opened June 15, 2006, for the Los Prietos Staff Housing Project #8646;

b) Approve the plans and specifications to perform site work in preparation for four future modular homes for the Los Prietos Staff at the Los Prietos Boys Camp; 3900 Paradise Road, Santa Barbara, CA 93105, Project #8646. Construction cost estimate is \$350,000; and

c) Authorize the General Services Department to advertise the project for public bidding.

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

a) Rejected.

b) Approved.

c) Authorized.

The motion carried unanimously.

A-21) HOUSING AND COMMUNITY DEVELOPMENT

[File Reference No. 06-00807](#)

Authorize the Director of Housing and Community Development to execute a Subrecipient Agreement with Casa Esperanza in the amount of \$160,586, First District.

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

A-22) HOUSING AND COMMUNITY DEVELOPMENT

[File Reference No. 06-00815](#)

Adopt a resolution authorizing the County Executive Officer to enter into the Cooperative Agreements with the cities of Lompoc, Carpinteria, Buellton and Solvang for the purpose of participation in the urban county CDBG program and authorizing the County Executive Officer or his designee to act on behalf of the County in all manner of business related to the functions of the urban county.

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

RESOLUTION NO. 06-264

The motion carried unanimously.

A-23) PLANNING AND DEVELOPMENT

[File Reference No. 06-00795](#)

Approve and execute a professional services contract with CH2M HILL, Inc. (CH2M HILL) for preparation of an EIR for the proposed Lompoc Wind Energy Project for the period beginning August

15, 2006 and ending September 1, 2007 in the amount of \$492,199.77 (which includes an optional task and a 15% contingency).

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

A-24) PUBLIC HEALTH

[File Reference No. 06-00790](#)

Approve and authorize the County Executive Officer to execute an Agreement with Marian Medical Center for Hospitalist Services for the period September 1, 2006, to June 30, 2009, in the amount of \$814,877.

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

Approved as follows: Authorized the Chief Executive Officer to execute the agreement with Marian Medical Center for Hospitalist Services contingent upon receipt of executed side letter from the Union of American Physicians and Dentists.

The motion carried by the following vote:

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

Absent: 1 - Supervisor Rose

A-25) PUBLIC HEALTH

[File Reference No. 06-00791](#)

Receive a report by Environment Health Services confirming abatement of a public safety hazard and potential source of groundwater contamination posed by an open, abandoned well located at 1990 Las Canoas Rd., Santa Barbara area, First District.

A motion was made by Supervisor Centeno, seconded by Supervisor Rose, that this matter be Received and filed. The motion carried unanimously.

A-26) PUBLIC HEALTH

[File Reference No. 06-00792](#)

Consider recommendations regarding Project LEAN Program Revenue Agreements for FY 06-07, as follows:

a) Approve and authorize the Chair to execute Subcontract #1011418 with the Public Health Institute (PHI) for the California Project LEAN Program (Leaders Encouraging Activity and Nutrition) for the period of July 1, 2006 through June 30, 2007 in the amount of \$20,000; and

b) Approve and authorize the Chair to execute Contract #06-55335 with the California Department of Health Services for the California Project LEAN Program (Leaders Encouraging Activity and Nutrition) for the period of July 1, 2006 through June 30, 2007 in the amount of \$18,000.

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

a) and b) Approved; Chair to execute.

The motion carried unanimously.

A-27) PUBLIC HEALTH

[File Reference No. 06-00819](#)

Consider recommendations regarding the ongoing grants for the Public Health Department FY 2006-07, as follows:

a) Authorize the Public Health Director to execute the 42 ongoing grants for the Public Health Department approved by the Board with the FY 06/07 budget; and

b) Authorize the Public Health Director to execute any amendments to the grants that are within 10% of the amount approved with the budget.

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

a) and b) Authorized.

The motion carried unanimously.

A-28) PUBLIC WORKS

[File Reference No. 06-00787](#)

Consider recommendations regarding the construction of 2006/2007 County Wide Measure 'D' Preventive Maintenance Application of Scrub Seal and Micro Surfacing, County Project No. 820607, as follows:

a) Reject all bids for the Construction of 2006-2007 County Wide Measure 'D' Preventive Maintenance Application of Scrub Seal and Micro-Surfacing County Project No. 820607 pursuant to Article 25, Section 20395 of the California Public Contract Code; and

b) Authorize the Director of Public Works to re-advertise for construction bids for the 2006-2007 Countywide Measure "D" Preventive Maintenance Application of Scrub Seal and Micro Surfacing, County Project No. 820607.

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

a) Rejected.

b) Authorized.

The motion carried unanimously.

A-29) PUBLIC WORKS

[File Reference No. 06-00788](#)

Consider recommendations regarding the construction of Gibraltar Road Retaining Walls at M.P. 0.4(Site 1T44), 0.5(Site 1T46), 1.6(Site 1T48), 2.2(Site 1T38), and 2.7(Site 1T39), County Project Number 05STRM, First District, as follows:

a) Approve plans and specifications for the Construction of Gibraltar Road Retaining Walls at M.P. 0.4(Site 1T44), 0.5(Site 1T46), 1.6(Site 1T48), 2.2(Site 1T38), and 2.7(Site 1T39), First Supervisorial District, County Project Number 05STRM;

b) Award the construction contract in the amount of \$1,692,781.00 to the lowest responsible bidder, Granite Construction Company, (a local vendor with an office in Santa Barbara), P.O. Box 50085, Watsonville, CA 95077, subject to the provisions of documents and certification, as set forth in the plans and specifications applicable to the project and as required by law;

c) 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; and

d) Approve a contingency fund in the amount of \$97,139.05 for Construction of Gibraltar Road Retaining Walls at M.P. 0.4(Site 1T44), 0.5(Site 1T46), 1.6(Site 1T48), 2.2(Site 1T38), and 2.7(Site 1T39).

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

a) and b) Approved.

c) Authorized; Chair to execute.

d) Approved.

The motion carried unanimously.

A-30) PUBLIC WORKS

[File Reference No. 06-00789](#)

Construction of Storm Damaged Asphalt Concrete Overlay and Roadway Repair in southern Santa Barbara County, County Project No. 810527, First, Second and Third Districts, as follows:

a) Approve plans and specifications for Construction of Storm Damaged Asphalt Concrete Overlay and Roadway Repair in 1st, 2nd, 3rd Supervisorial Districts; in southern Santa Barbara County, County Project No. 810527;

b) Award the construction contract in the amount of \$825,653.00 to the lowest responsible bidder, Granite Construction Company, (a local vendor with an office in Santa Barbara), P.O. Box 50085, Watsonville, CA 95077, subject to the provisions of documents and certification, as set forth in the plans and specifications applicable to the project and as required by law;

c) 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; and

d) Approve a contingency fund in the amount of \$53,782.65 for Construction of Storm Damaged Asphalt Concrete Overlay and Roadway Repair, County Project No. 810527.

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

a) Approved.

b) Awarded.

c) Authorized; Chair to execute.

d) Approved.

The motion carried unanimously.

A-31) PUBLIC WORKS

[File Reference No. 06-00809](#)

Approve and authorize the Chair to execute "Amendment No. 3" to the Agreement dated August 26, 2003 Between the City of Solvang and the County of Santa Barbara for a Storm Water Management Program" pursuant to National Pollutant Discharge Elimination System (NPDES) Phase II regulations, specifically to extend County support extending the period to June 30, 2007, in an amount not to exceed \$38,756.00.

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

A-32) PUBLIC WORKS [File Reference No. 06-00814](#)

Accept the offer of dedication of 25 feet of Public Road Easement on Cuna Drive, as offered on TPM 14,675, from Marci L. Zermeno, owner. The subject property is located on Cuna Drive in the unincorporated area of Santa Barbara, Second District.

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

A-33) SHERIFF [File Reference No. 06-00784](#)

Authorize the Chair to execute a revenue sharing agreement with Allan Hancock College for mandated and non-mandated training for the period July 1, 2006 through June 30, 2007.

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

A-34) SHERIFF [File Reference No. 06-00785](#)

Authorize the Chair to execute the revenue agreement with Los Alamos Valley Men's Club for supplemental security services from August 1, 2006 through June 30, 2009 in an amount that reimburses actual, direct costs.

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

A-35) TREASURER-TAX COLLECTOR [File Reference No. 06-00782](#)

Adopt a Resolution Authorizing the Allan Hancock Joint Community College District to Issue and Sell Voter Approved General Obligation Bonds in its Own Behalf in Accordance with Education Code Section 15140 in an amount not to exceed \$68,000,000.

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

RESOLUTION NO. 06-265

The motion carried unanimously.

A-36) TREASURER-TAX COLLECTOR [File Reference No. 06-00781](#)

Consider recommendations regarding the Treasurer's Investment Pool, F/Y 2005-2006 Fourth Quarter (April-June, 2006), as follows:

- a) Accept for filing the F/Y 2005-2006 Fourth Quarter (April-June, 2006) report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b);
- b) Adopt a resolution authorizing the County of Santa Barbara "Public Agency" to join with other public agencies as a participant of the Investment Trust of California, carrying on business as CalTRUST;
- c) Accept and approve the Santa Barbara County Treasurer Investment Policy; as amended; and
- d) Receive and file the Auditor - Controller's Review Report on the assets held in the Santa Barbara County Treasury Pool for the quarter ended June 30, 2006.

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

a) Accepted.

b) Adopted.

RESOLUTION NO. 06-266

c) Accepted.

d) Received and filed.

The motion carried unanimously.

Board of Supervisors

A-37) SUPERVISOR ROSE [File Reference No. 06-00820](#)

Approve the appointment of Marsha Gossard to the Development Disabilities Board-Area IX, Second District.

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

A-38) SUPERVISOR FIRESTONE [File Reference No. 06-00776](#)

Approve the reappointment of Ann Eldridge to the Mental Health Commission, Third District.

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

A-39) SUPERVISOR GRAY and SUPERVISOR CENTENO [File Reference No. 06-00783](#)

Direct the County Executive Officer to hire a consultant to conduct a management services study of the Sheriff's Department.

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

Hearing Requests

A-40) COUNTY EXECUTIVE OFFICE [File Reference No. 06-00817](#)

Consider recommendation regarding Hummel Drive annexation to Orcutt Community Facilities District, as follows:

a) Adopt a Resolution Initiating Annexation of Territory to Orcutt Community Facilities District No. 2002-1 and to Authorize the Levy of Special Taxes Therein for the Hummel Drive residential development (APN 107-270-003);

b) Adopt a Resolution Calling for a Special Election for Annexation of Hummel Drive into the Orcutt Community Facilities District (No. 2002-1);

c) Set a public hearing on September 26, 2006 regarding the intent to annex territory known as Hummel Drive residential development into the Orcutt Community Facilities District (No. 2002-1) and levy special taxes on the proposed parcel to be annexed. On September 26, 2006, the Board of Supervisors will:

- i) Receive testimony regarding written protests that have been filed, if any;
- ii) Hold a special election on the annexation of Hummel Drive into the Orcutt Community Facilities District (No. 2002-1) and the levying of special taxes on the parcel proposed to be annexed and trail this matter so that the election may be held and the results tallied during the Board meeting; Later, on September 26, 2006, after the election results are tallied, if the vote of qualified electors approves the annexation and authorizes the levy of a special tax on the newly annexed parcels, it is recommended that the Board of Supervisors:
- iii) Certify the election results;
- iv) Adopt the Resolution Declaring Results of Special Election and Directing Recording of Notice of Special Tax Lien; and
- v) Introduce the first reading of an Ordinance entitled "An Ordinance of the Board of Supervisors of the County of Santa Barbara Approving Annexation of Territory (Hummel Drive) to Orcutt Community Facilities District (No. 2002-1) and Authorizing the Levy of Special Taxes Therein."
- d) Set a hearing on the administrative agenda for October 3, 2006 to:
 - i) Adopt the attached ordinance (second reading) entitled "An Ordinance of the Board of Supervisors of the County of Santa Barbara Approving Annexation of Territory (Hummel Drive) to Orcutt Community Facilities District (No. 2002-1) and Authorizing the Levy of Special Taxes Therein."

A motion was made by Supervisor Centeno, seconded by Supervisor Rose, that this matter be Continued, as follows: September 12, 2006 in Santa Maria. The motion carried unanimously.

A-41) COUNTY EXECUTIVE OFFICE

[File Reference No. 06-00818](#)

Consider recommendation regarding Orcutt Creek Estates annexation to Orcutt Community Facilities District, as follows:

- a) Adopt a Resolution Initiating Annexation of Territory to Orcutt Community Facilities District No. 2002-1 and to Authorize the Levy of Special Taxes Therein for the Orcutt Creek Estates residential development (tentative tract map 14,627 on APN 103-740-016);
- b) Adopt a Resolution Calling for a Special Election for Annexation of Orcutt Creek Estates into the Orcutt Community Facilities District (No. 2002-1);
- c) Set a public hearing on September 26, 2006 regarding the intent to annex territories known as Orcutt Creek Estates residential development into the Orcutt Community Facilities District (No. 2002-1) and levy special taxes on the proposed parcels to be annexed. On September 26, 2006, the Board of Supervisors will:
 - i) Receive testimony regarding written protests that have been filed, if any;
 - ii) Hold a special election on the annexation of Orcutt Creek Estates into the Orcutt Community Facilities District (No. 2002-1) and the levying of special taxes on the parcels proposed to be annexed and trail this matter so that the election may be held and the results tallied during the Board meeting; Later, on September 26, 2006, after the election results are tallied, if the vote of qualified electors approves the annexation and authorizes the levy of a special tax on the newly annexed parcels, it is

recommended that the Board of Supervisors:

- iii) Certify the election results;
 - iv) Adopt the Resolution Declaring Results of Special Election and Directing Recording of Notice of Special Tax Lien; and
 - v) Introduce the first reading of an Ordinance entitled "An Ordinance of the Board of Supervisors of the County of Santa Barbara Approving Annexation of Territory (Orcutt Creek Estates) to Orcutt Community Facilities District (No. 2002-1) and Authorizing the Levy of Special Taxes Therein."
- d) Set a hearing on the administrative agenda for October 3, 2006 to:
- i) Adopt the attached ordinance (second reading) entitled "An Ordinance of the Board of Supervisors of the County of Santa Barbara Approving Annexation of Territory (Orcutt Creek Estates) to Orcutt Community Facilities District (No. 2002-1) and Authorizing the Levy of Special Taxes Therein."

A motion was made by Supervisor Centeno, seconded by Supervisor Rose, that this matter be Acted on as follows: a) Adopted.

RESOLUTION NO. 06-267

b) Adopted.

RESOLUTION NO. 06-268

c) Set for September 26, 2006 in Santa Barbara (EST. TIME: 30 MIN.)

d) Set for October 3, 2006 in Santa Barbara (EST. TIME: 30 MIN.)

The motion carried unanimously.

A-42) PLANNING AND DEVELOPMENT

[File Reference No. 06-00794](#)

Set hearing to consider recommendation regarding a zoning ordinance text amendment to the Article III Zoning Ordinance to provide additional opportunities for home occupations on agriculturally zoned lots, as follows:

- a) Find that this amendment is categorically exempt from the California Environmental Quality Act pursuant to Section 15061(b)(3) of the Guidelines for Implementation of CEQA;
- b) Adopt findings for approval of the proposed amendment;
- c) Adopt an Ordinance (Case No. 06ORD-00000-00005) amending Article III of Chapter 35 of the County Code.

A motion was made by Supervisor Centeno, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: September 12, 2006 in Santa Maria. (EST. TIME: 30 MIN.) The motion carried unanimously.

A-43) SUPERVISOR ROSE

[File Reference No. 06-00821](#)

Approve the reappointment of William G. Elliott to the Mental Health Commission as an alternate, Second District.

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

Resolutions to be Presented at 11:45 A.M.A-44) SUPERVISOR ROSE[File Reference No. 06-00822](#)

Adopt a Resolution of Commendation proclaiming August 26, 2006 as Women's Equality Day in the County of Santa Barbara.

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

RESOLUTION NO. 06-269

The motion carried unanimously.

Approval of Administrative Agenda

HEARING TIME 9:53 AM - 10:45 AM (52 MIN.)

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

Public Comment Period

HEARING TIME: 10:55 AM - 11:07 AM (12 MIN.)

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. **THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 03-282) (06-00049)**

RE: Contaminated soil in City of Guadalupe / Homeless Services - George Alvarez Addressed the Board

RE: Immigration Reform / Administrative Agenda / Invocation Issues - Sister Janet Corcoran Addressed the Board.

RE: Employment Issues with Human Resources process - Robert Johns, Ph.D. Addressed the Board.

RE: Public Information Notice regarding Fruit Fly - Second District Supervisor Susan Rose Addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE [File Reference No. 06-00763](#)

HEARING - Consider recommendations regarding FY 05-06 Financial Status Report #4 and State Budget Update, as follows: (EST. TIME: 30 MIN.)

- a) Accept and file, per the provisions of Government Code Section 29126.2, the end of fiscal year (FY) 2005-06 Financial Status Report (report as of June 30, 2006) showing the status of appropriations and financing for all department budgets adopted by the Board of Supervisors; and
- b) Receive a report on impacts of the Adopted Fiscal Year 2006-07 State Budget on the County's FY 2006-07 Adopted Budget.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:20 AM - 11:33 AM (13 MIN.)

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

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

The motion carried unanimously.

2) COUNTY EXECUTIVE OFFICE [File Reference No. 06-00804](#)

HEARING - Consider recommendations regarding the Legislative Program Committee Recommendations, as follows: (EST. TIME: 20 MIN.)

- a) Consider whether to Support SB 426, Senator Joe Simitian and Assembly member Fran Pavley, - State Energy Resources Conservation and Development Commission: liquefied natural gas terminals;
- b) Consider whether to Support AB 3056, Committee on Natural Resources - Beverage Containers Refund Value Increase; and
- c) Support a request from the Board of Directors of the Santa Barbara Metropolitan Transit District (MTD) for the Board of Supervisors to support the introduction of legislation to amend Section 95000, et. seq. of the Public Utilities Code, to expand the MTD Board from Five to Seven Members, and authorize the Chair of the Board to sign and send a letter of support for the expanded membership to the MTD Board of Directors.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:34 PM - 2:07 PM (33 MIN.)

Acted on as follows:

A motion was made by Supervisor Rose, Seconded by Supervisor Carbajal as follows:

a) Support SB 426.

The motion failed by the following vote:

Ayes: 2 - Supervisor Carbajal, Supervisor Rose

Noes: 1 - Supervisor Gray

Abstentions: 2 - Supervisor Firestone, Supervisor Centeno

A motion was made by Supervisor Carbajal, Seconded by Supervisor Rose as follows:

b) Support AB 3056.

The motion failed by the following vote:

Ayes: 2 - Supervisor Carbajal, Supervisor Rose

Abstentions: 3 - Supervisor Firestone, Supervisor Gray, Supervisor Centeno

A motion was made by Supervisor Centeno, Seconded by Supervisor Carbajal as follows:

c) Approve MTD request that the Board of Supervisors support introduction of Legislation to expand the MTD Board from five to seven members; Chair to execute letter.

The motion carried unanimously.

3) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES

[File Reference No. 06-00771](#)

HEARING - Consider recommendations regarding the 101 Traffic Reduction Initiative, as follows:
(EST. TIME: 15 MIN.)

Authorize the funding for a County contribution of \$10.00 per month per employee who participates in the Commuter Choice Tax Benefit Program.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 2:14 PM - 2:55 PM (41 MIN.)

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

Received and filed staff report and conducted public hearing.

a) Approved.

b) Authorized.

c) Authorized.

d) Continued to September 26, 2006 in Santa Barbara. Directed staff to conduct a survey of potential participants in order to identify interest level and associated cost of the program.

e) Approved.

The motion carried unanimously.

4) FIRE [File Reference No. 06-00746](#)

HEARING - Consider the recommendations regarding two Hazardous Materials Specialist Positions to the Site Mitigation Unit for Oil Field Clean-up Oversight and Related Fee Increase, as follows: (EST. TIME: 15 MIN.)

- a) Adopt the personnel resolution effective August 28, 2006, adding two Hazardous Materials Specialist I/II positions (3858/3859, range 5148/5438, \$3162-\$3860/\$3654-\$4461 per month) to the Fire Department's, Site Mitigation Unit;
- b) Adopt a Fee Resolution adjusting the Hazardous Materials Fee Schedule to recover the full cost of the Site Mitigation Unit. The hourly billable rate will increase from \$102 per hour to \$113 per hour;
- c) Approve the Budget Revision (Unanticipated Revenue) Related to the Addition of the two Specialists and the Fee Adjustment; (4/5 Vote Required) and
- d) Approve the Notice of Exemption Pursuant to Section 15273 of the California Environmental Quality Act Guidelines.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 3:00 PM - 3:15 PM (15 MIN.)

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

Received and filed staff report and conducted public hearing.

a) Adopted.

RESOLUTION NO. 06-271

b) Adopted.

RESOLUTION NO. 06-272

c) and d) Approved.

The motion carried by the following vote:

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

Absent: 1 - Supervisor Rose

5) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 06-00425](#)

HEARING - Consider the recommendations of the Homebuyer Assistance Program Guideline Revisions, as follows: (EST. TIME: 30 MIN.)

Approve the revised Homebuyer Assistance Program Guidelines.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 3:15 PM - 3:16 PM (1 MIN.)

A motion was made by Supervisor Centeno, seconded by Supervisor Firestone, that this matter be Continued, as follows: September 12, 2006 in Santa Maria (EST. TIME: 30 MIN) The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Firestone, Supervisor Gray and Supervisor Centeno
Absent: 1 - Supervisor Rose

6) PLANNING AND DEVELOPMENT

[File Reference No. 06-00088](#)

HEARING - Consider recommendations regarding the appeal of the Montecito Planning Commission's denial of Peter Sperling's Minor Conditional Use Permit, to locate a 10 foot high fence around the property perimeter, Sperling Fence project, 05CUP-00000-00046, located at 675 Picacho Lane, known as APNs 001-130-022 and 019, in the Montecito Community Plan area, First District, as follows: (EST. TIME: 1 HR.)

a) Adopt the required findings for denial of the project [05CUP-00000-00046] as specified in the Montecito Planning Commission's Action letter dated November 22, 2005 included as Attachment A of this Board Agenda Letter; and

b) Deny the appeal [05APL-00000-00035] and uphold the decision of the Montecito Planning Commission to deny 05CUP-00000-00026.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 11:34 AM - 12:00 PM (26 MIN.)

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

a) Upheld the appeal. Adopted required findings for project, including CEQA findings.

b) Accepted CEQA Exemption pursuant to CEQA Section 15303(e).

c) Approved Case No. 05CUP-00000-00046 subject to conditions of approval.

The motion carried unanimously.

7) SUPERVISOR FIRESTONE and SUPERVISOR GRAY

[File Reference No. 06-00675](#)

HEARING - Consider recommendations regarding the creation of a Zone of Benefit within County Service Area No. 45 (Library Services) for the Vandenberg Village Area, Third and Fourth Districts, as follows: (EST. TIME: 15 MIN.)

a) Advance the second reading of the "Ordinance of the Board of Supervisors of the County of Santa Barbara Creating a New Zone of Benefit for Vandenberg Village and Authorizing the Levying of Special Taxes Therein" from the original date of September 12, 2006 to the new date of August 15, 2006; and

b) Adopt the ordinance (second reading) entitled "An Ordinance of the Board of Supervisors of the County of Santa Barbara Creating a New Zone of Benefit for Vandenberg Village and Authorizing the Levying of Special Taxes Therein." The Ordinance will become effective if there is majority support (2/3 of registered voters) based on the results of the ballots received as part of the November 7, 2006 general election.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 3:17 PM - 3:18 PM (1 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) Approved.

b) Adopted.

ORDINANCE NO. 4621

No written protests filed at hearing.

The motion carried by the following vote:

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

Absent: 1 - Supervisor Rose

Adjourned at 3:18 PM
Adjourned to September 12, 2006

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

Announcements

The Board of Supervisors will not meet on August 22, August 29 and September 5, 2006. The next regular meeting of the Board will be September 12, 2006 in Santa Maria.

<http://www.countyofsb.org>