

County of Santa Barbara
BOARD OF SUPERVISORS



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

Chandra L. Wallar, County Executive Officer

Agenda

Tuesday, October 15, 2013

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, 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

Persons may address the Board of Supervisors in person or by using the remote video testimony system located at the County Administration Building, Board Hearing Room, Fourth Floor, 105 East Anapamu Street, in Santa Barbara or at the Betteravia Government Center, Board of Supervisors' Conference Room, 511 East Lakeside Parkway, Santa Maria. Persons may address the Board on any matter listed on the agenda by completing and delivering to the Clerk a speaker slip before the item is considered. Matters not listed on the agenda may be addressed during the public comment period at the conclusion of the administrative agenda. Further information on agenda items can be obtained in the Clerk of the Board Office, Room 407, in the County Administration Building in Santa Barbara.

Board Meeting Procedures

The Board of Supervisors is the legislative body for the County of Santa Barbara. Persons are encouraged to attend and testify before the Board on any matter appearing on the agenda. Correspondence to the Board regarding items appearing on the agenda should be directed to the Clerk of the Board, 105 East Anapamu Street, Room 407, Santa Barbara CA 93101. For information regarding the meetings of the Board of Supervisors including specific meeting times contact the Clerk of the Board at (805) 568-2240. Procedures for the conduct of the meetings of the Board of Supervisors can be found in Board Resolutions 09-368 (General) and 91-333 (Land Use).

The schedule of the Board of Supervisors, meeting agendas, supplemental hearing materials and minutes of the Board meetings are available on the Internet at: www.countyofsb.org

Board Meetings are televised live on County of Santa Barbara TV channel 20. For information about obtaining a videotape of a public hearing or a schedule of CSBTV broadcasts please call (805) 568-3427.

Late Distribution

Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the Clerk of the Board to all or a majority of the members of the Board of Supervisors less than 72 hours prior to that meeting are available for inspection in the Clerk of the Board Office, 105 East Anapamu Street, Room 407, Santa Barbara, CA, at the Office of the Board of Supervisors, Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria, CA and on the Internet at: <http://santabarbara.legistar.com/Calendar.aspx#current>.

Disability Access

The Board of Supervisors Hearing Room in Santa Barbara is located on the Fourth Floor of the County Administration Building, 105 East Anapamu Street. The Hearing Room is wheelchair accessible. Accessible public parking is available behind the County Administration Building and in City Parking Lot #6 located at the corner of Anacapa Street and Anapamu Street.

The Board of Supervisors Hearing Room in Santa Maria is located at the Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria. The Hearing Room is wheelchair accessible. Accessible public parking is available at the Betteravia Government Center.

American Sign Language interpreters, Spanish language interpretation and sound enhancement equipment may be arranged by contacting the Clerk of the Board of Supervisors by 4:00 p.m. on Friday before the Board meeting. For information about these services please contact the Clerk of the Board at (805) 568-2240.

Closed Session

The Board of Supervisors conducts a Closed Session every Tuesday between 12:00 P.M. and 1:00 P.M. and at 7:50 A.M. as necessary. Closed Sessions are not open to the public. Matters discussed during Closed Session include existing and pending litigation, personnel matters and real property negotiations. Actions taken by the Board during Closed Session will be announced during open session (Gov. Code Sections 54957.1(a) & (b), Ralph M. Brown Act). The Closed Session agenda is posted as an addendum to the Board's agenda each Friday in the Office of the Clerk of the Board. For information related to Closed Session announcements please contact County Counsel at (805) 568-2950.

9:00 A.M. Convene to Regular Session**Roll Call****Pledge of Allegiance****Approval of Minutes of the October 8, 2013 Meeting****12:00 P.M. Recess to Closed Session****Report from Closed Session**COUNTY COUNSEL[13-00009](#)

Closed Session 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. 09-368) (13-00001)

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

Administrative Agenda

All matters listed hereunder constitute a consent agenda, and will be acted upon by a single roll call vote of the Board. Matters listed on the Administrative Agenda will be read only on the request of a member of the Board or the public, in which event the matter shall be removed from the administrative agenda and considered as a separate item.

Resolutions to be Presented at 9:00 A.M.A-1) SUPERVISOR WOLF[13-00764](#)

Adopt a Resolution of Commendation honoring the Goleta Valley Girls Softball Association for their 2013 Allstar season.

A-2) SUPERVISOR CARBAJAL [13-00727](#)

Adopt a Resolution of Commendation honoring A.J. Quinoveva of the Community Services Department as the October 2013 Santa Barbara County Employee of the Month.

A-3) SUPERVISOR CARBAJAL [13-00765](#)

Adopt a Resolution proclaiming October 2013 as Energy Awareness Month in Santa Barbara County.

A-4) SUPERVISOR CARBAJAL [13-00797](#)

Adopt a Resolution of Commendation honoring the Fund for Santa Barbara upon its 20th Anniversary of Bread and Roses.

A-5) SUPERVISOR CARBAJAL, SUPERVISOR WOLF [13-00776](#)

Adopt a Resolution proclaiming October 2013 as Arts and Humanities Month and October 4, 2013 as California Arts Day in Santa Barbara County.

A-6) SUPERVISOR WOLF [13-00767](#)

Adopt a Resolution proclaiming October 2013 as National Disability Employment Awareness Month in Santa Barbara County.

Honorary ResolutionsA-7) SUPERVISOR CARBAJAL, SUPERVISOR FARR [13-00777](#)

Adopt a Resolution proclaiming October 24, 2013 as Food Awareness Day in Santa Barbara County.

Administrative ItemsA-8) AGRICULTURAL COMMISSIONER [13-00781](#)

Consider recommendations regarding approval of Light Brown Apple Moth Amendment 12-0534-SF, as follows:

a) Approve and authorize the Chair to execute an amended Revenue Contract with the California Department of Food and Agriculture for the Agricultural Commissioner's Office to be reimbursed for regulatory activities for the Light Brown Apple Moth Program in the County of Santa Barbara for the period of October 1, 2012 through September 30, 2013 in the amount of \$315,048.81; and

b) Determine that the above action involves government funding mechanisms and/or fiscal activities and is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(4).

A-9) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES[13-00793](#)

Consider recommendations regarding Alcohol and Drug Program (ADP) Substance Abuse and Mental Health Services Administration (SAMHSA) Veterans Entering Treatment Services Grant Contract Amendments, as follows:

- a) Approve and authorize the Chair to execute an Amendment to the Contract with Coast Valley Substance Abuse Treatment Center (a local vendor) for substance use disorder treatment services, to increase the contract by \$42,900.00 for a new maximum amount not to exceed \$379,102.00 through June 30, 2014;
- b) Approve and authorize the Chair to execute an Amendment to the Contract with Good Samaritan Shelter, Inc. (a local vendor) for substance use disorder treatment services, to increase the Contract by \$33,039.00 for a new maximum amount not to exceed \$1,225,959.00 through June 30, 2014;
- c) Approve and authorize the Chair to execute an Amendment to the Contract with Mental Health Systems, Inc. (a local vendor) for substance use disorder treatment services, to increase the Contract by \$24,375.00 for a new maximum amount not to exceed \$301,775.00 through June 30, 2014;
- d) Approve and authorize the Chair to execute an Amendment to the Contract with The Regents of the University of California, Santa Barbara (a local vendor) for the provision of additional Alcohol and Drug Program evaluation services for Substance Abuse and Mental Health Services Administration grants, to increase the existing contract by \$48,288.00 for a new maximum amount not to exceed \$203,698.00 through June 30, 2014; and
- e) Determine that the approvals of the Amendments to the Contracts are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), finding that the activities are covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and where it can be seen with certainty that there is no possibility that the activities in question may have a significant effect on the environment, the activities are not subject to CEQA.

A-10) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES[13-00792](#)

Consider recommendations regarding an Amendment to Contractor-on-Payroll Agreement for Psychiatric Services, as follows:

a) Approve and authorize the Chair to execute an Amendment to the Contractor-on-Payroll Agreement with Fred Berge, MD, for psychiatrist services at Alcohol, Drug and Mental Health Services facilities, to increase the Contract by \$30,800.00 for a new maximum amount not to exceed \$162,360.00 through June 30, 2014; and

b) Determine that the approval of the First Amendment to Agreement for Services of Contractor on Payroll is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), finding that the activities are covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and where it can be seen with certainty that there is no possibility that the activities in question may have a significant effect on the environment, the activities are not subject to CEQA.

A-11) COMMUNITY SERVICES[13-00770](#)

Consider recommendations regarding the Los Adobes de Maria II Partial Release of Regulatory Agreement and State of California Department of Housing and Community Development Subordination Agreement and Estoppel Certificate, as follows:

a) Approve and authorize the Chair to execute the Partial Release of Regulatory Agreement;

b) Approve and authorize the Chair to execute the Subordination Agreement and Estoppel Certificate in favor of the State of California Department of Housing and Community Development (State HCD); and

c) Find that pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15162, no substantial changes are proposed, there are no substantial changes in circumstances and no new information of substantial importance has come to light regarding environmental effects of the project or feasibility of mitigation measures and, therefore this action is within the scope of the Mitigated Negative Declaration approved and adopted by your Board on June 4, 2002, and that, therefore, no new environmental document is required.

A-12) COMMUNITY SERVICES[13-00773](#)

Consider recommendations regarding the Union Bank Subordination Agreement and Amendments to County HOME Loan Agreement, County Land Loan Regulatory Agreement and related Notice of Affordability Restrictions for Pescadero Lofts Affordable Housing Project, Third District, as follows:

- a) Approve and authorize the Chair to execute the Subordination Agreement that subordinates the deeds of trust securing a County HOME Loan and a County Land Loan and subordinates the related County HOME Loan Regulatory Agreement and County Land Loan Regulatory Agreement to a deed of trust securing a loan from Union Bank, N.A. for Pescadero Lofts, an affordable housing project to be constructed at 761 Camino Pescadero in Isla Vista;
- b) Approve and authorize the Chair to execute the First Amendment to the First Amended, Restated and Renamed County HOME Loan Agreement with revised Exhibit B, Budget and authorize the County's Community Services Department Director to approve subsequent line item changes to Exhibit B, Budget, as long as the total principal amount of the County HOME Loan is not increased;
- c) Approve and authorize the Chair to execute the County Land Loan Regulatory Agreement that sets higher rent and income limits for the one project manager's unit;
- d) Approve the County Land Loan Notice of Affordability Restrictions on Transfer of Property; and
- e) After considering the previously certified Environmental Impact Report (EIR) for the Isla Vista Master Plan (03-EIR-08), determine pursuant to Public Resources Code sections 21090(b) and 21166 and CEQA Guideline sections 15162 and 15168 that, as reflected in the CEQA findings, no subsequent EIR or Negative Declaration shall be prepared for this project.

A-13) COMMUNITY SERVICES[13-00787](#)

Consider recommendations regarding CDBG Grant Funding Contract for Santa Ynez Valley People Helping People, Inc. HVAC and Window Replacement, as follows:

- a) Approve and authorize the Chair to execute a CDBG funding Contract with Santa Ynez Valley People Helping People, Inc. in the amount of \$149,180.00, consisting of CDBG funds already allocated by the Board as part of the Board-approved Fiscal Years 2008/2009, 2009/2010, 2010/2011, 2011/2012, 2012/2013, and 2013/2014 Annual Action Plan Substantial Amendments; and
- b) Determine that approval and execution of the CDBG funding Contract is exempt from the California Environmental Quality Act (CEQA), pursuant to Section 15301 of the State Guidelines for the Implementation of CEQA, which consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alterations of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of existing use, and approve the filing of a Notice of Exemption on that basis.

A-14) COUNTY CLERK-RECORDER-ASSESSOR [13-00769](#)

Consider recommendations regarding Assessor's Certification of Value for Partial Cancellation of Williamson Act Contract No. 76-AP-072, as follows:

a) Receive and file the Assessor's certification of the value of the 167-acre portion of APN 149-140-076, described in the Petition for Partial Cancellation of Williamson Act Contract No. 76-AP-072;

b) Certify to the County Auditor the cancellation fee of \$125,000.00 to be paid by the landowner to the County Treasurer; and

c) Direct the Clerk of the Board to provide a minute order of the Board's certification of the cancellation fee to the Auditor.

A-15) COUNTY COUNSEL [13-00779](#)

Approve and authorize the Chair to execute an Amendment to Agreement for Professional Legal Services in pending and potential litigation between the County of Santa Barbara and McCarthy and Kroes, Attorneys at Law, increasing the maximum amount of payments from \$75,000.00 to \$175,000.00. (4/5 Vote Required)

A-16) COUNTY COUNSEL [13-00780](#)

Approve and authorize the Chair to execute an Agreement for Professional Legal Services between the County of Santa Barbara and Boornazian, Jensen and Garthe, a Professional Corporation, extending the term of the Agreement for one year and increasing the maximum amount of payments from \$25,000.00 to \$50,000.00. (4/5 Vote Required)

A-17) COUNTY EXECUTIVE OFFICE [13-00768](#)

Receive and file the Annual Report of the Civil Service Commission for Fiscal Year 2012/2013.

A-18) COUNTY EXECUTIVE OFFICE [13-00783](#)

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

A-19) GENERAL SERVICES[13-00778](#)

Consider recommendations regarding an Application for the Destruction of Various Records, as follows: (4/5 Vote Required)

- a) Approve the Application for Destruction of Records so that records may be destroyed in accordance with Government Code Section 26202 thereby determining that the records are no longer necessary or required for County purposes; and
- b) Determine that the proposed action is not a “project” under the provisions of CEQA, pursuant to State CEQA Guidelines Section 15378(b) (5), as it is a governmental administrative activity that will not result in direct or indirect changes in the environment.

A-20) GENERAL SERVICES[13-00782](#)

Consider recommendations regarding the Courthouse Legacy Foundation, Five Year Project Plan, First District, as follows:

- a) Receive and file the Santa Barbara Courthouse Legacy Foundation’s Five-Year Capital Improvement Plan (Plan) of conservation, restoration and preservation projects at the Historic Santa Barbara Courthouse; and
- b) Find that the proposed project is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Sections 15331 and 15301, as it involves historic restoration and rehabilitation, repair, maintenance, and minor alterations to existing structures, facilities and topographical features involving negligible or no expansion of existing use; and approve the filing of a Notice of Exemption on that basis.

A-21) GENERAL SERVICES[13-00789](#)

Consider recommendations regarding a Janitorial Services Contract for Downtown Santa Barbara Facilities, First District, as follows:

- a) Approve and authorize the Chair to execute a Service Contract with Big Green Cleaning Company of Santa Barbara in the amount of \$504,672.00 to provide janitorial services to facilities in downtown Santa Barbara for a period of twenty-four (24) months to begin November 1, 2013 and end October 31, 2015 with two (2) additional two (2) year extension options; and
- b) Determine that the proposed action is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15301, as it involves the maintenance of existing public structures that will result in no or negligible expansion of existing use.

A-22) GENERAL SERVICES[13-00790](#)

Consider recommendations regarding Countywide Telephone System Upgrade, Award Contract, as follows:

- a) Approve the project to upgrade the Countywide Telephone System;
- b) Award the Contract in the amount of \$2,583,540.00 to NEC Corporation of America, 6536 N. State Highway 161, Irving, TX 75039, which includes a base Contract amount of \$2,348,673.00 and a 10% contingency fund of \$234,867.00;
- c) Approve and authorize the Chair to execute the Contract with NEC for the Countywide Telephone System Upgrade;
- d) Authorize the Director of General Services or designee to approve Change Orders in an amount not to exceed \$234,867.00 for the Contract with NEC for the Countywide Telephone System Upgrade; and
- e) Determine that the proposed project is exempt from the provisions of CEQA pursuant to State CEQA Guidelines Section 15301, as it involves the operation and maintenance of County equipment that will result in no or negligible expansion of existing use.

A-23) GENERAL SERVICES[13-00799](#)

Consider recommendations regarding Main Jail Kitchen Renovation/Sewer Replacement Project No. 8720, Second District, as follows:

- a) Approve and authorize the Chair to execute the Professional Services Agreement (PSA) with AECOM to provide Architectural, Engineering, and related professional design services for the Main Jail Kitchen Renovation Sewer Replacement Project 8720, with a maximum compensation limit of \$150,000.00; and
- b) Determine that the proposed project is exempt from the provisions of California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15301(a), and approve the filing of a categorical exemption on that basis.

A-24) GENERAL SERVICES[13-00800](#)

Consider recommendations regarding a Janitorial Services Contract for North County Facilities, Third, Fourth, and Fifth Districts, as follows:

- a) Approve and authorize the Chair to execute a Service Contract with Service Master, CBM of Santa Maria in the amount of \$783,384.00 to provide janitorial services to facilities in North County for a period of twenty-four (24) months to begin November 1, 2013 and end October 31, 2015 with two (2) additional two (2) year extension options; and
- b) Determine that the proposed action is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15301, as it involves the maintenance of existing public structures that will result in no or negligible expansion of existing use.

A-25) GENERAL SERVICES[13-00802](#)

Consider recommendations regarding Janitorial Services Contract for South County Goleta Facilities, Second District, as follows:

a) Approve and authorize the Chair to execute a Service Contract with Big Green Cleaning Company of Santa Barbara in the amount of \$209,208.00 to provide janitorial services to facilities in the Goleta area for a period of twenty-four (24) months to begin November 1, 2013 and end October 31, 2015 with two (2) additional two (2) year extension options; and

b) Determine that the proposed action is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15301, as it involves the maintenance of existing public structures that will result in no or negligible expansion of existing use.

A-26) PLANNING AND DEVELOPMENT[13-00785](#)

Adopt a Resolution extending the Gaviota Coast Planning Advisory Committee (hereinafter referred to as the GavPAC) term of office for two years and two months and reduce the GavPAC from eleven members to the following nine members (with a quorum being five members), appointed by the Third District Supervisor:

- i) Beverly Boise-Cossart;
- ii) Terri Bowman;
- iii) Michael Feeney;
- iv) Charles D. Kimbell;
- v) Mark Lloyd;
- vi) Philip McKenna;
- vii) Jenifer McNabb;
- viii) Guner Tautrim; and
- ix) Paul Van Leer.

A-27) PLANNING AND DEVELOPMENT[13-00794](#)

Acting as the Successor Agency to the former Santa Barbara County Redevelopment Agency:

Consider recommendations regarding Long-Range Property Management Plan for the Successor Agency to the former Santa Barbara County Redevelopment Agency, 970 Embarcadero Del Mar (Medical Clinic) Property, Third District, as follows:

- a) Approve the Long-Range Property Management Plan for the Medical Clinic property held by the Successor Agency to the former Santa Barbara County Redevelopment Agency, included herein as Attachments 1 and 2 (cover worksheet and narrative);
- b) Direct staff of the Successor Agency to submit the Long-Range Property Management Plan for the “Medical Clinic” property held by the Successor Agency to the Oversight Board and the Department of Finance for approval under Health and Safety Code Section 34191.5(b), and provide copies to the County Auditor-Controller and County Executive Officer; and
- c) Determine that the above actions do not constitute approval of a project under the California Environmental Quality Act (CEQA) but instead consist of government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, pursuant to CEQA Guideline Section 15378(b)(4) and direct staff to file a Notice of Exemption.

A-28) PLANNING AND DEVELOPMENT[13-00796](#)

Acting as the Successor Agency to the former Santa Barbara County Redevelopment Agency:

Consider recommendations regarding Long-Range Property Management Plan for the Successor Agency to the former Santa Barbara County Redevelopment Agency, 976 Embarcadero Del Mar (Church) Property, Third District, as follows:

- a) Approve the Long-Range Property Management Plan for the Church property held by the Successor Agency to the former Santa Barbara County Redevelopment Agency;
- b) Direct staff of the Successor Agency to submit the Long-Range Property Management Plan for the “Church” property held by the Successor Agency to the Oversight Board and the Department of Finance for approval under Health and Safety Code Section 34191.5(b), and provide copies to the County Auditor-Controller and County Executive Officer; and
- c) Determine that the above actions do not constitute approval of a project under the California Environmental Quality Act (CEQA) but instead consist of government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, pursuant to CEQA Guideline Section 15378(b)(4) and direct staff to file a Notice of Exemption.

A-29) PROBATION[13-00775](#)

Authorize the Chief Probation Officer to submit an application for the Probation Specialized Supervision Program (PSSP) Grant from the California Governor's Office of Emergency Services (Cal OES) for the period October 1, 2013, through September 30, 2014, in the amount of \$100,000.00.

A-30) PUBLIC HEALTH[13-00766](#)

Consider recommendations regarding the STD Community Intervention Program Award, as follows:

- a) Approve and authorize the Public Health Department Director to execute Agreement No. 13-20389 with the California Department of Public Health for the STD Community Intervention Program, for the period of January 1, 2014 through June 30, 2015 for a total amount not to exceed \$18,950.00; and
- b) Determine that this action is exempt from California Environmental Quality Act review per CEQA Guideline section 15378(b)(4), since the recommended action is a government fiscal activity which does not involve commitment to any specific project which may result in a potentially significant physical impact on the environment.

A-31) PUBLIC WORKS[13-00788](#)

Consider recommendations regarding re-appropriations of Fiscal Year 2012/2013 Public Works Transportation Capital Projects and Equipment, as follows: (4/5 Vote Required)

- a) Approve Budget Revision Request No. 0003074 for Public Works Transportation consisting of road fund appropriations of \$6,458,602.00 for: \$377,600.00 in Roads Operations Capital; \$4,543,564.00 in Capital Maintenance Projects; \$1,504,488.00 in Capital Improvement Projects; and \$32,950.00 for an Alternative Transportation Capital Project; and
- b) Find that the proposed action does not constitute a project within the meaning of the California Environmental Quality Act (CEQA), pursuant to 14CCR 15378 (b)(5), in that it is a government administrative activity that will not result in direct or indirect changes in the environment.

A-32) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

13-00801

Acting as the Board of Directors, Flood Control and Water Conservation District:

Consider recommendations regarding the Temporary Assignment of Flood Control Easements for the Lower Mission Creek Flood Control Project, First and Second Districts, as follows:

- a) Approve and authorize the Public Works Director to execute the Temporary Assignment of Flood Control Easements for the construction of the Mason Street Bridge Project and adjacent elements of the Lower Mission Creek Flood Control Project (Project) for a period not to exceed 2 years from the date of execution;
- b) Direct staff to negotiate a Cost Sharing Agreement with the City of Santa Barbara for the construction of elements of Phases 1A-2 and 1B of the Project to be built concurrent with the Mason Street Bridge Project and return to the Board for execution;
- c) Direct staff to negotiate a Project Implementation Agreement with the City of Santa Barbara to address the respective needs of the City and County on future elements of the Project and return to the Board for execution; and
- d) Find that pursuant to the California Environmental Quality Act (CEQA) Guidelines section 15162, no substantial changes are proposed, there are no substantial changes in circumstances and no new information of substantial importance has come to light regarding environmental effects of the project or feasibility of mitigation measures and, therefore this action is within the scope of the project covered by the Environmental Impact Report/Environmental Impact Statement (EIR/EIS) for the Lower Mission Creek Flood Control Project as well as the Findings, and Statement of Overriding Considerations approved and adopted by the Board on May 10, 2011, and therefore, no subsequent environmental document is required.

A-33) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY[13-00798](#)

Acting as the Board of Directors, Water Agency:

Consider recommendations regarding the Cloud Seeding Program 2013/2014, as follows:

- a) Approve the 2013-2014 Cloud Seeding Program and authorize the Chair to execute the Agreement with North American Weather Consultants Inc. (not a local vendor) for cloud seeding for the period of November 15, 2013 through June 30, 2014 unless earlier terminated, in an amount not to exceed \$307,375.00;
- b) Make the required California Environmental Quality Act (CEQA) findings for the Santa Barbara County and Twitchell Reservoir Cloud Seeding Program and adopt the Mitigated Negative Declaration (MND) 13NGD-00000-00011 for the Santa Barbara County and Twitchell Reservoir Cloud Seeding Program and the Mitigation and Monitoring Plan included in MND 13NGD-00000-00011 for this program, pursuant to CEQA Guideline Section 15074;
- c) Approve and authorize the Chair to execute the Lease Agreement for Cloud Seeding Site to lease of a portion of APN 153-280-021 located on West Camino Cielo, with Rincon Broadcasting LLC for meteorological monitoring and the operation of cloud seeding equipment for the period of November 1, 2013 through October 31, 2014 in the amount of \$1,200.00 with an option to renew the lease on an annual basis for up to five years; and
- d) Approve and authorize the Chair to execute the Lease Agreement for Cloud Seeding Site to lease of a portion of APN 113-190-001 located on Mt. Lospe, with Mr. Earl Dolcini for meteorological monitoring and the operation of cloud seeding equipment for the period of November 1, 2013 through October 31, 2014 in the amount of \$1,500.00 with an option to renew the lease on an annual basis for up to five years.

A-34) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY[13-00795](#)

Acting as the Board of Directors, Water Agency:

Consider recommendations regarding the San Antonio Groundwater Basin Study, Third, Fourth and Fifth Districts, as follows:

a) Approve and authorize the Chair to execute the Joint Funding Agreement No. 13WSCA600081610 with the United States Geological Survey (USGS) to initiate a comprehensive five-year study (project period being October 1, 2013 through September 30, 2018) of the San Antonio Groundwater Basin in order to assess current and future water availability in the amount of \$778,928.00 for the first phase of the project in which \$673,950.00 to be funded by the County Water Agency and \$104,978.00 to be funded by the USGS; and

b) Find that the San Antonio Groundwater Study is exempt under California Environmental Quality Act (CEQA) guidelines, Section 15262; Feasibility and Planning Studies and Section 15306 (Class 6) Basic data collection, research, experimental management, and resource evaluation activities, and direct the Clerk of the Board to file the attached CEQA Notice of Exemption.

A-35) PUBLIC WORKS, SHERIFF[13-00791](#)

Consider recommendations regarding parking restrictions, road closures and reconfiguration in Isla Vista during Halloween, Third District, as follows:

a) Adopt a Resolution, delegating to the Public Works Director, as County Road Commissioner, and his designees, the authority to order the temporary restriction of parking, and closing or reconfiguration of roads as needed to assist the County Sheriff and the California Highway Patrol (CHP) in maintaining control of traffic and pedestrians for public safety within the Isla Vista community during Halloween activities for the week preceding and the week following Halloween; and

b) Determine that the proposed action is exempt from the provisions of CEQA pursuant to State CEQA Guidelines Section 15304, as it involves the temporary alteration of the use of public roads that will have no permanent effects on the environment.

Board of Supervisors**A-36) SUPERVISOR FARR**[13-00803](#)

Consider recommendations regarding membership on Oversight Boards for Successor Agencies to Former Redevelopment Agencies, as follows:

Acting as the Board of Supervisors of the County of Santa Barbara:

a) End the service of County Executive Officer Chandra L. Wallar on the Oversight Boards of the Successor Agencies to the former City of Guadalupe and City of Santa Barbara Redevelopment Agencies; and

b) Determine pursuant to CEQA Guidelines Section 15378(b)(4) that the above action is not a project subject to environmental review under the California Environmental Quality Act; and

Acting as the Board of Directors of the Santa Barbara County Fire Protection District:

a) End the service of County Executive Officer Chandra L. Wallar on the Oversight Boards of each of the Successor Agencies to the former City of Buellton, the City of Goleta and the County of Santa Barbara Redevelopment Agencies; and

b) Determine pursuant to CEQA Guidelines Section 15378(b)(4) that the above action is not a project subject to environmental review under the California Environmental Quality Act.

Hearing Requests**A-37) COMMUNITY SERVICES****13-00786**

Set a hearing to consider recommendations for the Housing Authority of the County of Santa Barbara (Housing Authority) to issue multifamily housing revenue bonds for Leland Park Apartments and Positano Apartments (Projects), as follows:
(Set hearing for November 5, 2013. Time estimate 10 minutes.)

a) Open Public Hearing regarding the issuance by the Housing Authority of multifamily housing revenue bonds for Leland Park Apartments and close Public Hearing as required by Section 147(f) of the Internal Revenue Code of 1986;

b) Adopt a Resolution approving the issuance by the Housing Authority of multifamily housing revenue bonds for Leland Park Apartments;

c) Open Public Hearing regarding the issuance of multifamily housing revenue bonds for Positano Apartments and close Public Hearing as required by Section 147(f) of the Internal Revenue Code of 1986;

d) Adopt a Resolution approving the issuance by the Housing Authority of multifamily housing revenue bonds for Positano Apartments; and

e) Determine that the above actions are not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the actions are the creation of government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and direct staff to file the Notice of Exemption.

A-38) PLANNING AND DEVELOPMENT**13-00763**

Set a hearing to consider recommendations regarding Case No. 13APL-00000-00017, the applicant appeal of the County Historic Landmarks Advisory Commission's July 8, 2013 decision requesting that the applicant remove, repair, and restore specific components within the Mattei's Tavern bar area to their original condition, APNs 135-073-003 (Lots 1-7) and 135-073-005 (lots 9-11), located at 2350 Railway Avenue in the Los Olivos area, Third District, as follows:
(Set hearing for November 12, 2013. Time estimate 30 minutes.)

a) Deny the appeal, Case No. 13APL-00000-00017, thereby confirming the County Historic Landmarks Advisory Commission's determination; and

b) Determine the Board's action is exempt from the California Environmental Quality Act pursuant to CEQA Guidelines section 15308.

A-39) PLANNING AND DEVELOPMENT[13-00784](#)

Set a hearing to consider recommendations regarding an Ordinance, Case No. 13ORD-00000-00012, that (1) amends Ordinance No. 4584 that established the Central, North and South Boards of Architectural Review to delete the expiration of the Ordinance, and (2) amends Article V, Planning and Zoning, of Chapter 2, Administration, of the County Code, to update the procedures regarding appointing members of the North Board of Architectural Review, as follows:

(Set hearing for November 5, 2013. Time estimate: 30 minutes)

a) Determine that the adoption of this Ordinance is categorically exempt from the California Environmental Quality Act in compliance with Sections 15061(b)(3) of the Guidelines for Implementation of CEQA;

b) Consider the introduction (first reading) of an Ordinance, Case No. 13ORD-00000-00012, amending Ordinance No. 4584 and Article V, Planning and Zoning, of Chapter 2, Administration, of the County Code; and

c) Set a hearing on the Administrative agenda of November 12, 2013 to consider recommendations, as follows:

i) Consider the adoption (second reading) of an Ordinance, Case No. 13ORD-00000-00012, amending Ordinance No. 4584 and Article V, Planning and Zoning, of Chapter 2, Administration, of the County Code; and

ii) Waive full reading into the record of an Ordinance, Case No. 13ORD-00000-00012, amending Ordinance No. 4584 and Article V, Planning and Zoning, of Chapter 2, Administration, of the County Code.

Administrative Item**A-40) PLANNING AND DEVELOPMENT**[13-00755](#)

Consider recommendations regarding the authorization of an Agreement for Services with AMEC Environment and Infrastructure, Inc. to complete an Environmental Impact Report for the Amendments to the County Comprehensive Plan and Land Use and Development Code (CP/LUDC) and Cuyama Solar Facility Project, First District, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute an Agreement for Services with AMEC Environment and Infrastructure, Inc. to complete an Environmental Impact Report for the Amendments to the Comprehensive Plan and Land Use Development Code and Cuyama Solar Facility Project for the period of October 8, 2013 through October 8, 2014 in an amount not to exceed \$99,042.00, which includes a base cost of \$86,124.00 as proposed by the contractor and a 15 percent contingency cost of \$12,918.00;
- b) Approve Budget Revision Request No. 0003129 increasing Account 7510, Contractual Services, offset by an increase to revenue Account 5101, Environmental Resource Service, in Planning and Development in the amount of \$99,042.00; and
- c) Determine that this action is exempt from CEQA pursuant to Section 15378(b)(5), which are organizational or administrative activities of governments that will not result in direct or indirect physical changes to the environment.

Approval of Administrative Agenda

Departmental Agenda
Planning Items and Public Hearings

1) DISTRICT ATTORNEY[13-00709](#)

HEARING - Consider recommendations regarding an increase to the Real Estate Fraud Prosecution Program Recording Fee, from \$3.00 to \$10.00, as follows: (EST. TIME: 20 MIN.)

a) Adopt a Fee Resolution effective October 15, 2013, authorizing the Clerk-Recorder-Assessor to increase the Recording Fee from \$3.00 to \$10.00 as authorized by Government Code section 27388 for the Real Estate Fraud Prosecution Program in the District Attorney's Office;

b) Adopt a Personnel Resolution effective October 15, 2013, adding to Budget Unit 2865, as follows:

i) One (1.0 FTE) Deputy District Attorney I/II/III/IV/Senior position
2250/2251/2252/2253/2254;
\$5,696.00-\$6,954.00/\$6,293.00-\$7,683.00/\$7,309.00-\$8,923.00/\$8,458.00-\$12,083.00/\$9,834.00-\$13,751.00 approximately per month; and

ii) One (1.0 FTE) Legal Office Professional I/II/III position 97004/7005,7006;
\$2,545.00-\$3,153.00/\$3,327.00-\$4,121.00/\$4,348.00-\$5,386.00 approximately per month;
and

c) Receive and file the Fiscal Year 2009/2010 and Fiscal Year 2012/2013 Real Estate Fraud Prosecution Program Annual Reports.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

2) COMMUNITY SERVICES[13-00715](#)

HEARING - Consider recommendations regarding an Ordinance providing for the contribution of revenues from the County of Santa Barbara Community Services Department, Parks Division's adopted budget to supplement the County of Santa Barbara Community Facilities District No. 2002-1 (Orcutt Community Plan) for the maintenance of parks, parkways and open space, Fourth District, as follows: (EST. TIME: 10 MIN.)

a) Consider the introduction (first reading) of an Ordinance authorizing the use of County funds necessary to supplement the County of Santa Barbara Community Facilities District No. 2002-1 (Orcutt Community Plan) for the maintenance of parks;

b) Read the title and waive further reading of the Ordinance; and

c) Set a hearing on the Administrative Agenda of November 5, 2013 to consider recommendations, as follows:

i) Consider the adoption (second reading) of an Ordinance authorizing the use of County funds necessary to supplement the County of Santa Barbara Community Facilities District No. 2002-1 (Orcutt Community Plan) for the maintenance of parks; and

ii) Determine that the adoption of the Ordinance is not the approval of a project subject to environmental review under the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines section 15378(b)(4), finding that the project is a creation of a governmental funding mechanism or other government fiscal activity, and which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and direct staff to file the draft Notice of Exemption.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

3) COUNTY EXECUTIVE OFFICE[13-00771](#)

HEARING - Consider recommendations regarding the Response to Camp 4 Fee to Trust Application, as follows: (EST. TIME: 2 HRS.)

a) Receive and consider background on the Application for Transfer of Title for Fee Lands Into Trust (Application) submitted by the Santa Ynez Band of Chumash Mission Indians for the property commonly referred to as Camp 4;

b) Consider options for responding to the Application;

c) Provide direction on next steps, if any, to the County Executive Officer; and

d) Determine pursuant to CEQA Guidelines Section 15378(b)(5) that the above actions involving potential providing responses to the Application are not a project subject to CEQA review.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

4) COUNTY EXECUTIVE OFFICE[13-00774](#)

HEARING - Consider recommendations regarding the Deferred Maintenance/Asset Management Plan Development Process, as follows: (EST. TIME: 30 MIN.)

a) Receive an update on the terms, scope and timeline of a project to:

i) Review the current condition of County facilities, including all buildings and parks as well as their components;

ii) Identify the deferred, preventative and predictive maintenance needs on each County facility and components;

iii) Identify anticipated remaining useful life of each facility and their components, and

iv) Analyze and prioritize County facility maintenance needs including the development of a 20-year Asset Management Plan and Maintenance Management Plan;

b) Approve a Contract with Roy Jorgensen and Associates (not a local vendor) for \$280,000.00 to conduct the Facility Condition Assessment on County facilities, including all buildings and parks and develop a prioritized 20-year Maintenance Management Plan that includes life-cycle cost modeling and potential reserve fund requirements for building replacement; and

c) Determine this project is exempt from the California Environmental Quality Act (CEQA), under California Government Code Section 15378 (b)(5) as an organizational or administrative activity of government that will not result in direct or indirect physical changes to the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

5) COUNTY EXECUTIVE OFFICE, AUDITOR-CONTROLLER [13-00772](#)

HEARING - Consider recommendations regarding the Budget Development Process and Budget Development Policies for the Fiscal Years 2014 through 2016 Operating Plan, as follows: (EST. TIME: 20 MIN.)

- a) Receive and file the Budget Development Calendar and presentation outlining the six Budget Development Updates; and
- b) Adopt the Budget Development and General Fund Allocation Policies for the Fiscal Years 2014 through 2016 Operating Plan.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

6) PUBLIC WORKS [13-00732](#)

HEARING - Consider recommendations regarding the Initiation of CEQA Review of Proposed Single-Use Plastic Bag Ban in the Unincorporated Areas of Santa Barbara County, as follows: (EST. TIME: 45 MIN.)

- a) Receive and endorse the draft Single-Use Plastic Bag Ban Ordinance; and
- b) Direct Staff to initiate review of this Ordinance pursuant to the California Environmental Quality Act (CEQA) and designate the County Public Works Department, Resource Recovery and Waste Management Division (RRWMD) as the CEQA Lead Agency.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Adjourn to**November 5, 2013****County Administration Building
Board Hearing Room
105 East Anapamu Street , Fourth Floor
Santa Barbara****Challenges**

IF YOU CHALLENGE A DETERMINATION MADE ON A MATTER ON THIS AGENDA IN COURT, YOU MAY BE LIMITED TO RAISING ONLY THOSE ISSUES YOU OR SOMEONE ELSE RAISED AT THE PUBLIC HEARING DESCRIBED IN THIS NOTICE, OR IN WRITTEN CORRESPONDENCE TO THE BOARD OF SUPERVISORS AT, OR PRIOR TO, THE PUBLIC HEARING.

Announcements

The meeting of Tuesday, October 15, 2013 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, October 17, 2013, at 5:00 PM and on Saturday, October 19, 2013, at 10:00 AM on CSBTV Channel 20.

THE BOARD OF SUPERVISORS WILL NOT BE MEETING ON TUESDAY, OCTOBER 22, 2013, THIS IS A 4TH TUESDAY OR TUESDAY, OCTOBER 29, 2013, THIS IS A 5TH TUESDAY THE NEXT REGULAR MEETING OF THE BOARD OF SUPERVISORS WILL BE ON TUESDAY, NOVEMBER 5, 2013 IN SANTA BARBARA.

<http://www.countyofsb.org>