

County of Santa Barbara
BOARD OF SUPERVISORS

ACTION SUMMARY

February 27, 2007

**BETTERAVIA GOVERNMENT CENTER
BOARD HEARING ROOM
511 EAST LAKESIDE PARKWAY, SANTA MARIA**

The Board of Supervisors meets concurrently as the Board of Directors of the Flood Control & Water Conservation District, Water Agency, Redevelopment Agency, the Santa Barbara Fund for Public and Educational Access and other Special Districts.

Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at:
www.countyofsb.org

7:50 A.M. Convened and Recessed to Closed Session

9:00 A.M. Reconvened to Regular Session

CONVENED AT 9:05 A.M.

Roll Call

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

Pledge of Allegiance

Report from Closed Session

Acted on as follows:

By a vote of 5-0, the Board agreed to join a MediCal test claim which questions what constitutes an appropriate locality for medical reimbursement rates.

Approval of Minutes of the February 20, 2007 meeting

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, to Approve the Minutes. The motion carried unanimously.

Administrative Agenda

Administrative Items

A-1) SOCIAL SERVICES [File Reference No. 07-00182](#)

Approve and authorize the Chair to execute the System Improvement Plan developed in accordance with Assembly Bill 636, Chapter 678, Statutes of 2001, and the California Child and Family Services Review for submission to the California Department of Social Services.

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

A-2) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 07-00176](#)

Consider recommendations regarding the contract for professional services of Ronald Koegler, M.D., as follows:

a) Approve and authorize the Chair to execute a contract in the amount of \$40,000, with Ronald Koegler, M.D., a Contractor on Payroll, to provide psychiatric services to severely emotionally disturbed youth in Santa Barbara County. The contract term is February 26, 2007 through June 30, 2007. This contract complies with the County of Santa Barbara Contractor On Payroll Policy; and

b) 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 Carbajal, seconded by Supervisor Centeno, that this matter be Acted on as follows:

a) Approve; Chair to execute.

b) Authorized.

The motion carried unanimously.

A-3) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 07-00181](#)

Consider recommendations regarding the contract for professional services of Dr. Irwin Lunianski, M.D., as follows:

a) Approve and authorize the Chair to execute a contract in the amount of \$26,000, with Irwin Lunianski, M.D., a Contractor on Payroll, to provide psychiatric services to seriously mentally ill adults in North Santa Barbara County. The contract term is February 26, 2007 through June 30, 2007. This contract complies with the County of Santa Barbara Contractor On Payroll Policy; and

b) 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 Carbajal, seconded by Supervisor Centeno, that this matter be Acted on as follows:

a) Approved, Chair to execute.

b) Authorized.

The motion carried unanimously.

A-4) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 07-00184](#)

Consider recommendations regarding the contract for a Contractor on Payroll professional services with Jeanie Sleigh, MS., LMHP, CADCII, as follows:

a) Approve and authorize the Chair to execute a contract in the amount of \$31,000, with Jeanie Sleigh, MS., LMHP, CADCII, a Contractor on Payroll, to provide specialized training development services to Alcohol, Drug, and Mental Health Services (ADHMS) employees and community providers. The contract term is from February 26, 2007, through June 30, 2007. This contract complies with the County of Santa Barbara Contractor On Payroll Policy.

b) 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 Carbajal, seconded by Supervisor Centeno, that this matter be Withdrawn from the agenda. The motion carried unanimously.

A-5) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00191](#)

Adopt the Amended Resolution of the Board of Supervisors of the County of Santa Barbara Calling a Special Election for County of Santa Barbara Detachment of Lot F from Community Facilities District No. 2002-1 (Orcutt Community Facilities District) which amends Resolution No. 06-406.

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

RESOLUTION NO. 07-019

The motion carried unanimously.

A-6) FIRE [File Reference No. 07-00183](#)

Adopt a Resolution authorizing certain employees to execute an application and documents on behalf of the Santa Barbara Operational Area for the purpose of obtaining \$48,500 in financial assistance through the Fiscal Year 2005 Buffer Zone Protection Program (BZPP).

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

RESOLUTION NO. 07-020

The motion carried unanimously.

A-7) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 07-00186](#)

Consider recommendations regarding the Housing Authority of the County of Santa Barbara purchase of very low income affordable restricted units at Providence Landing, Lompoc, Fourth District, as follows:

a) Approve the amendment of the agreement to provide affordable housing at Providence Landing to allow for the sale of up to four (4) very low income affordable restricted units at Providence Landing to the Housing Authority of the County of Santa Barbara; and

b) Authorize the Director of Housing and Community Development to execute all necessary documents to implement the amendment.

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

A-8) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 07-00190](#)

Consider recommendations regarding previously negotiated equity adjustments, as follows:

a) Adopt a resolution effective February 26, 2007 providing equity adjustments for certain classifications represented by the Deputy Sheriff's Association; and

b) Adopt a resolution effective April 23, 2007 providing equity adjustments for certain classifications represented by the Sheriff's Managers Association.

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

a) Adopted.

RESOLUTION NO. 07-021

b) Adopted.

RESOLUTION NO. 07-022

The motion carried unanimously.

A-9) PARKS [File Reference No. 07-00185](#)

Approve the request to waive the collection of Park Quimby Fees for the TPM14,651 Nathe Parcel Map, Fifth District.

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

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

Noes: 1 - Supervisor Wolf

A-10) PUBLIC HEALTH[File Reference No. 07-00175](#)

Approve and authorize the Chair to execute a revenue Agreement with ExxonMobil Medicine and Occupational Health to provide for testing of their employees for exposure to tuberculosis (TB) for the period March 1, 2007 through June 30, 2008.

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

A-11) PUBLIC WORKS[File Reference No. 07-00189](#)

Consider recommendations regarding the hiring of a project manager to assist in developing a solid waste conversion facility on the South Coast, First, Second and Third Districts, as follows;

a) Authorize the Public Works Director to solicit proposals for an expert project manager to assist with the evaluation and selection of a Municipal Solid Waste Conversion Technology to be located on the South Coast, in cooperation with the City of Santa Barbara; and

b) Authorize the Public Works Director to draft a Memorandum of Understanding (MOU) between the County and the City of Santa Barbara to structure oversight and determine responsibilities between the jurisdictions for the project.

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

a) and b) Authorized.

The motion carried unanimously.

A-12) SHERIFF[File Reference No. 07-00180](#)

Consider recommendations regarding the Grant for the California Multi-Jurisdictional Methamphetamine Enforcement Team (CAL-MMET) program, as follows: (4/5 vote required)

a) Accept a \$350,000 grant, for FY 2006-07, from the Governor's Office of Emergency Services (OES) to fund the creation of a Methamphetamine Enforcement Team;

b) Approve Budget Revision 2006399 recognizing the grant revenue and appropriating expenditures in the Sheriff's Department; and

c) Adopt a Personnel Resolution effective February 26, 2007, adding two (2.0 FTE), Sheriff's Deputy Trainee/Sheriff's Deputy /Sheriff's Deputy Special Duty Positions (Class 6904-6906) Range 5572-5972-6072 (\$3,907- \$6,120 monthly) for the duration of the grant.

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

a) Accepted.

b) Approved.

c) Adopted.

RESOLUTION NO. 07-023

The motion carried unanimously.

A-13) SUPERVISOR WOLF [File Reference No. 07-00188](#)

Approve the reappointment of Marc Chyttilo to the Air Pollution Control District Community Advisory Committee, Second District.

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

A-14) SUPERVISOR WOLF [File Reference No. 07-00187](#)

Approve the reappointment of Jarrod Schwartz to the Human Relations Commission, Second District.

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

A-15) SUPERVISOR FIRESTONE [File Reference No. 07-00177](#)

Approve the appointment of Mark Powers to the Los Alamos Cemetery District, Third District.

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

Hearing Requests

A-16) PUBLIC WORKS [File Reference No. 07-00179](#)

Set hearing to consider recommendations regarding 2007/08 through 2009/2010 Measure "D" Three-Year Local Program of Projects as follows:

- a) Adopt a Resolution for the Measure "D" Three-Year Local Program of Projects for Fiscal Years 2007/08 through 2009/10, for submittal to the Santa Barbara County Local Transportation Authority for acceptance;
- b) Reaffirm Resolution 89-465, which established priorities and policies related to the use of the local portion of the one-half cent sales tax for transportation needs in Santa Barbara County;
- c) Approve Notice of Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines;
- d) Reaffirm or consider revisions to Measure "D" distribution formula for allocation of revenues within Supervisorial Districts; and
- e) Direct staff to prepare Fiscal Year 2007/2008 Road Maintenance Annual Plan (RdMap) based upon approved Measure "D" distribution formula.

A motion was made by Supervisor Carbajal, seconded by Supervisor Centeno, that this matter be Set for a hearing, as follows: March 13, 2007 in Santa Maria (EST. TIME: 45 MIN.) The motion carried unanimously.

Approval of Administrative Agenda

HEARING TIME: 9:06 A.M. 9:22 A.M. (16 MIN.)

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

[File Reference No. 07-00001](#)

PUBLIC COMMENT

HEARING TIME: 9:23 A.M. - 10:00 A.M. (37 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) (07-00001)**

RE: Low Cost Housing - Floyd Meyers Addressed the Board.

RE: Santa Barbara County Food Bank - Sister Janet Cororan Addressed the Board.

RE: Onstott Road Issues - Gwyn Michelson Addressed the Board.

RE: Discrimination Issues - Robert Johns, Ph.D. Addressed the Board.

RE: Indian Gaming Issues - Supervisor Joe Centeno Addressed the Board.

RE: Charlene Chase Kids Network Fund - Social Services Director Kathy Gallagher Addressed the Board.

RE: Indian Gaming Issues - Andy Caldwell Addressed the Board.

RE: Report on Sacramento Meetings - Supervisor Janet Wolf Addressed the Board.

RE: Report on CSAC Conference - Fourth District Supervisor Joni Gray Addressed the Board.

RE: Housing Element / High Density Housing Issues - County Executive Officer Michael F. Brown Addressed the Board.

RE: First Amendment / Guadalupe Levee - George Alvarez Addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

1) FIRE[File Reference No. 07-00016](#)

HEARING - Consider recommendations regarding an ordinance amending Section 15-9 of Chapter 15 of the Santa Barbara County Code regarding California Fire Code Section 103.1.4.1, Appeals, as follows: (EST. TIME: 5 MIN.)

- a) Consider the adoption (Second Reading) of an ordinance amending Article I of Chapter 15 of the Santa Barbara County Code regarding the operations of a Fire Board of Appeal;
- b) Appoint five (5) members to County Fire's Board of Appeals; and
- c) Adopt by resolution, the operating rules and regulations for County Fire's Board of Appeals.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:00 A.M. - 10:02 A.M. (2 MIN.)

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

- a) **Adopted**

ORDINANCE NO: 4639

- b) **Members of the Board of Supervisors to make appointments as appropriate.**

- c) **Adopted.**

RESOLUTION NO. 07-024

The motion carried unanimously.

2) COUNTY EXECUTIVE OFFICE[File Reference No. 07-00146](#)

HEARING - Consider recommendations regarding the Fiscal Year 2006-07 Mid-Year Update, Summary of the Governor's Proposed FY 2007-08 Budget, and Five Year Forecast of Various County Funds, as follows: (EST. TIME: 1 HR.)

- a) Receive and file the Fiscal Year 2006-07 Financial Status Report as of December 31, 2006, showing the status of appropriations and financing for all departmental budgets adopted by the Board of Supervisors, per the provisions of Government Code Section 29126.2,
- b) Accept and file a report on the Governor's Proposed FY 2007-08 Budget with emphasis on possible impacts on County departments, and
- c) Accept the updated five year financial forecasts of the Public Health (fund 0042), Alcohol, Drug, and Mental Health Services (fund 0044), Social Services (fund 0055), Fire Department Operations (funds 0001 and 2280 - Fire Protection District) and the County General Fund (fund 0001).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:08 A.M. - 11:35 A.M. (1 HR. 27 MIN.)

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

Received and filed staff report and conducted public hearing.

a) Received.

b) and c) Accepted.

The motion carried unanimously.

3) COUNTY EXECUTIVE OFFICE: COMPREHENSIVE
PLANNING

[File Reference No. 07-00149](#)

HEARING - Consider the Rice Ranch Specific Plan Amendment regarding the Stubblefield Rd Connection, Fourth District, as follows: (EST. TIME: 1 HR.)

- a) Receive the Planning Commission's recommendations;
- b) Adopt the CEQA findings and findings for approval of the proposed amendments;
- c) Approve the project subject to the conditions;
- d) Approve and consider the Addendum dated January 18, 2007, with recommended revisions at the Planning Commission's Hearing, to the Certified Final Program EIR for the Orcutt Community Plan (95-EIR-01) and the Rice Ranch Specific Plan (03-EIR-05), as revised by staff; and
- e) Consider the adoption of an Ordinance 06ORD-00000-00016 approving specific plan amendments for the Rice Ranch Project, APNS 101-400-001 and 101-400-002 located on the south side of Stubblefield Road and Rice Ranch Road, in the Orcutt Area, Fourth District, to connect Stubblefield Road to Black Oak Drive.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:36 A.M. - 12:07 P.M. (31 MIN.)

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

Received and filed staff report and conducted public hearing.

- a) Received.
- b) Adopted CEQA findings.
- c) and d) Approved.
- e) Adopted.

ORDINANCE NO: 4640

The motion carried unanimously.

4) SUPERVISOR FIRESTONE [File Reference No. 07-00152](#)

HEARING - Consider recommendations regarding actions by Santa Barbara County to address the potential impacts of expanded gaming as follows: (EST. TIME: 30 MIN.)

- a) Consider the approval and execution of a letter to Governor Schwarzenegger regarding the potential impacts associated with expanded gaming;
- b) Consider the adoption of a resolution expressing the position of Santa Barbara County with respect to potential impacts associated with expanded gaming; and
- c) Provide any addition direction to staff as deemed appropriate.

HEARING TIME: 1:05 P.M. - 3:11 P.M. (2 HRS. 6 MIN.)

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

Conducted public hearing.

a) Approved and authorized the Chair to execute a letter to Governor Schwarzenegger amended at the hearing of February 27, 2007 as follows:

Delete the last sentence in first paragraph, delete last sentence in the final paragraph and add the following sentence to the second paragraph:

"Santa Barbara County is in the process of conducting our own "impacts study" to include the traffic, crime, economic, social, environmental and infrastructure impacts of the existing 2,000 slot gaming operation at the Chumash Casino."

Further directed that staff transmit final letter pending consultation with Chumash Chairman Armenta by Supervisor Firestone and Supervisor Centeno.

b) and c) No action taken.

The motion carried by the following vote:

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

Noes: 1 - Supervisor Carbajal

5) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 07-00126](#)

HEARING - Presentation of Santa Barbara County Employee Service Awards, as follows: (EST. TIME: 15 MIN.)

Award County service pins to eligible employees who have served the County for 30 years or more in Santa Maria

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 2:00 P.M. - 2:-06 P.M. (6 MIN.)

Acted on as follows:

Presented service awards.

6) PLANNING AND DEVELOPMENT[File Reference No. 07-00145](#)

HEARING - Consider the Brady Appeal, 06APL-00000-00052, of the Planning Commission's approval of Halsell SFD Addition and Grading, 06LUP-00000-00585, Fourth District, as follows:
(EST. TIME: 1 HR. 30 MIN.)

- a). Adopt the required findings for the project specified in the Planning Commission's action letter dated December 13, 2006 including CEQA findings;
- b) Deny the appeal and uphold the Planning Commission's December 13, 2006 approval of 06LUP-00000-00585; and
- c) Grant de novo approval of Case No. 06LUP-00000-00585

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 3:16 P.M. - 4:52 P.M. (96 MIN.)

Acted on as follows:

Received and filed staff report and conducted public hearing.

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

To accept into evidence a petition from appellant.
The motion carried unanimously.

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

- a) No action taken.
- b) Conceptually upheld the appeal overturning the Planning Commission's December 13, 2006 approval of 06LUP-00000-00585 and directed staff to return to the Board on March 13, 2007 with findings as appropriate.
- c) No action taken.

The motion carried by the following vote:

Ayes: 3 - Supervisor Carbajal, Supervisor Wolf, Supervisor Gray
Noes: 2 - Supervisor Firestone, Supervisor Centeno

Adjourned at 4:53 P.M.

**The Board of Supervisors Adjourned the Meeting of February 27, 2007 in
Honor of Wayne Hasselbarth of Santa Maria.**

Adjourn to March 6, 2007

County Administration Building
Board Hearing Room
105 East Anapamu Street , Fourth Floor
Santa Barbara

Announcements

The meeting of February 27, 2007, will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, March 1, 2007, at 5:00 PM on CSBTV Channel 20.

<http://www.countyofsb.org>