

**County of Santa Barbara**  
**BOARD OF SUPERVISORS**



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

*Michael F. Brown, County Executive Officer*

**Action Summary**

**Tuesday, October 13, 2009**

**9:00 AM**

**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.

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](http://www.countyofsb.org).

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

**9:00 A.M. .... Reconvened to Regular Session**

*CONVENED AT 9:13 A.M.*

**Roll Call**

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

**Pledge of Allegiance**

**Report from Closed Session**

COUNTY COUNSEL

[09-00895](#)

Closed Session Agenda

**No reportable action taken.**

**Approval of Minutes of the October 6, 2009 Meeting**

**A motion was made by Supervisor Gray, seconded by Supervisor Farr, to Approve the Minutes. The motion carried by the following vote:**

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

**Administrative Agenda**

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

A-1) SUPERVISOR WOLF [09-00885](#)

Adopt a Resolution proclaiming the month of October 2009 as National Breast Cancer Awareness Month in Santa Barbara County.

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

**RESOLUTION NO. 09-288**

**The motion carried by the following vote:**

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

A-2) SUPERVISOR CENTENO [09-00873](#)

Adopt a Resolution proclaiming the month of October 2009 as National Disabilities Employment Awareness Month in Santa Barbara County.

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

**RESOLUTION NO. 09-289**

**The motion carried by the following vote:**

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

**Honorary Resolutions**

A-3) SUPERVISOR CARBAJAL [09-00874](#)

Adopt a Resolution of Commendation honoring Easy Lift Transportation upon its 30th anniversary in Santa Barbara County.

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

**RESOLUTION NO. 09-290**

**The motion carried by the following vote:**

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

**Administrative Items**

A-4) PLANNING AND DEVELOPMENT [09-00871](#)

Approve and authorize the Chair to execute and direct recordation by the Clerk of the Board of a new prime agricultural preserve contract 09AGP-00000-00008 for Rancho Feliz, LLC. The new contract involves APNs 001-030-027 and 001-030-037, located at 6200 Casitas Pass Road, near Lillingston Canyon Road, east of the City of Carpinteria, First District.

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

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

A-5) PLANNING AND DEVELOPMENT [09-00872](#)

Approve and authorize the Chair to execute a time and materials contract with Rincon Consultants, Inc. (not a local vendor) for a total not-to-exceed amount of \$148,464 to prepare an environmental impact report (EIR) for the SB Clark, LLC project located on Key Site 3 in the Orcutt Planning Area, Fourth District. This contract supersedes a previously approved Purchase Order with Rincon Consultants, Inc. in an amount of \$98,909.

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

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

## A-6) PROBATION

[09-00884](#)

Consider recommendations regarding the application for and acceptance of anticipated Anti-Drug Abuse (ADA) Enforcement Team Program funds, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chief Probation Officer to apply for and accept the anticipated Anti-Drug Abuse (ADA) Enforcement Team Program award in the amount of \$283,558 from the California Emergency Management Agency (Cal EMA) for Fiscal Year 2009-2010; and
- b) Approve the Budget Revision Request recognizing the first year revenue and appropriations.

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

**a) and b) Approved.**

**The motion carried by the following vote:**

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

## A-7) PUBLIC HEALTH

[09-00882](#)

Approve and authorize the Chair to execute Amendment No. 4 to the Physicians Services Provider Agreement (Federally Qualified Health Center or Rural Health Clinic) with CenCal Health for payment of established fees for healthcare services rendered to Medi-Cal members.

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

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

## A-8) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY

[09-00875](#)

Consider recommendations regarding the Cloud Seeding Program 2009-2010, as follows:

- a) Accept the Planning and Development Department's finding that CEQA Section 15164 is applicable to 00-ND-29 and that this document is adequate to meet the requirements of CEQA for the Santa Barbara County-Twitchell Reservoir Cloud Seeding Program; and
- b) Approve and authorize the Chair to execute an agreement with North American Weather Consultants Inc. (not a local vendor) for the Cloud Seeding Program for the period of October 13, 2009 through June 30, 2010 unless earlier terminated, in an amount not to exceed \$168,200.

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

**a) Accepted.**

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

**The motion carried by the following vote:**

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

**A-9) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY**

**09-00876**

Consider recommendations regarding the Cuyama Ground-water Basin Study, Fifth District, as follows:

- a) Approve and authorize the Chair to execute a Joint Funding Agreement No. 09W4CAD03910, Amendment No. 2 with the United States Geological Survey (USGS) to continue a comprehensive study of the Cuyama Ground-water Basin in order to assess current and future water availability, in the amount of \$55,600 for the period of October 1, 2008 through December 31, 2012 in which \$27,800 to be funded by the County Water Agency and \$27,800 will be funded by the USGS;
- b) Approve and authorize the Chair to execute a Joint Funding Agreement No. 09W4CAD03920, Amendment No. 1 with the United States Geological Survey (USGS) to provide drilling associated with a comprehensive study of the Cuyama Ground-water Basin in order to assess current and future water availability, in the amount of \$373,700 for the period of October 1, 2008 through December 31, 2012;
- c) Authorize the Public Works Director or his designee to seek and apply for additional sources of funding including State of California AB303 local groundwater assistance grants in support of a comprehensive study of the Cuyama Ground-Water Basin to better understand current and future water availability; and
- d) Authorize the Public Works Director or his designee to execute any and all grant agreements and any subsequent amendments to receive grant funds consistent with the attached project description.

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

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

**c) and d) Authorized.**

**The motion carried by the following vote:**

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

**A-10) SHERIFF**

[09-00883](#)

Consider recommendations regarding the donation of a UH-1N Helicopter to the Sheriff’s Department, as follows: (4/5 Vote Required)

- a) Accept one (1) UH-1N twin engine helicopter donated from the 1033 Federal Law Enforcement Support Office to be used for drug interdiction, counter-terrorism, search and rescue and tactical team insertions for law enforcement personnel county-wide; and
- b) Approve Budget Revision No. 2008059 shifting \$36,000 of existing budgeted funds to cover the cost of flight operations for the remainder of Fiscal Year 2009-2010.

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

- a) Authorized.**
- b) Approved.**

**The motion carried by the following vote:**

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

**Board of Supervisors**

**A-11) SUPERVISOR GRAY**

[09-00877](#)

Consider recommendations regarding the Child Care Planning Council Membership Certification, as follows:

- a) Approve the current membership of Santa Barbara County’s Child Care Planning Council; and
- b) Approve and authorize the Chair to execute the Certification Statement Regarding Composition of Local Planning Council Membership.

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

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

**The motion carried by the following vote:**

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

## A-12) SUPERVISOR CENTENO

[09-00878](#)

Approve the appointment of Lino (Lee) A. Diaz to the Santa Maria Cemetery District Board, term ending December 31, 2011, Fifth District.

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

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

### Hearing Requests

## A-13) COUNTY EXECUTIVE OFFICE

[09-00887](#)

HEARING - Consider recommendations regarding the 2010 Appointment of the County Representative(s) to the California State Association of Counties (CSAC) and to the National Association of Counties (NACO), as follows: (EST. TIME: 10 MIN.)

a) Appoint one member of the Board of Supervisors as the 2010 Santa Barbara County representative on the California State Association of Counties (CSAC) Board of Directors and one member as the alternate representative; and

b) Appoint one member of the Board of Supervisors as the 2010 Santa Barbara County representative to the National Association of Counties (NACO).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

**A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: October 20, 2009 in Santa Barbara (EST. TIME: 10 MIN.).The motion carried by the following vote:**

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



## A-14) PUBLIC HEALTH

[09-00886](#)

HEARING - Consider recommendations regarding Environmental Health Services Fee Resolutions, as follows:  
(EST. TIME: 30 MIN.)

- a) Adopt a Resolution amending fees for Environmental Health Services pursuant to the California Uniform Retail Food Facilities Law, Health and Safety Code §113700, et seq., including an option for Nonprofit Temporary Food Facilities;
- b) Adopt a Resolution amending fees for Environmental Health Services relating to Swimming Pool Sanitation, Organized Camps, Bacteriological Water Samples, Septic Tank Pumper Trucks and Sewage Violation Inspections pursuant to the California Health and Safety Code, and Chapter 16 of the Santa Barbara County Code;
- c) Adopt a Resolution amending fees for Environmental Health Services relating to Substandard Housing Complaint Inspections pursuant to Health and Safety Code §17910;
- d) Adopt a Resolution amending fees for Environmental Health Services relating to Tattooing, Body Piercing and Permanent Cosmetics pursuant to California Health and Safety Code §119300 et seq.;
- e) Adopt a Resolution amending fees for Environmental Health Services relating to Septic Systems, Graywater Systems, and Other On-site Sewage Disposal Systems;
- f) Adopt a Resolution amending fees for Environmental Health Services pursuant to the California Safe Drinking Water Act, Health and Safety Code §§116270-116751;
- g) Adopt a Resolution amending fees for Environmental Health Services relating to Water Wells and Private Water Systems;
- h) Adopt a Resolution amending fees for Environmental Health Services relating to Land Development Review; and
- i) Pursuant to California Environmental Quality Act (CEQA) guidelines, approve the Notices of Exemption from the California Environmental Quality Act of 1970 (CEQA) for each of the Fee Resolutions.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

**A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: October 27, 2009 in Santa Maria (EST. TIME: 30). The motion carried by the following vote:**

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

## A-15) PUBLIC WORKS

[09-00880](#)

HEARING - Consider recommendations regarding the Union Valley Parkway Extension/Interchange Project, County Project Nos. 863011 and 864010, Fourth District, as follows: (EST. TIME: 45 MIN.)

- a) Consider the environmental effects set forth in the Environmental Impact Report/Environmental Assessment (05-463800) in this matter pursuant to CEQA Guideline 15096(f);
- b) Approve the portion of the project within County jurisdiction and pursuant to CEQA Guideline 15096(g)(1), determine that the EIR adequately mitigates or avoids the direct or indirect environmental effects of the portion

of the project undertaken by the County, including County actions necessary for roadway construction and acquisition of right of way within the County’s jurisdiction, and for the execution of an easement deed;

c) Determine that the subset of the environmental mitigation monitoring program is adequate and adopt this portion of the program that is subject to County action to construct roadway within County jurisdiction pursuant to CEQA Guideline 15096(g)(2);

d) Adopt the findings, consistent with the above determinations, pursuant to CEQA Guidelines 15091, 15093 and 15096(h);

e) Direct issuance of a Notice of Determination that the EIR prepared by the City of Santa Maria has been considered by your Board pursuant to CEQA Guideline 15096(i);

f) Authorize the County Public Works Department to proceed with negotiations for the acquisition of permanent easements and temporary rights-of-entry with adjacent property owners; and

g) Approve and authorize the Chair to execute the Easement Deed (Permanent Easement) conveying to the City of Santa Maria a portion of land located on the property known as Santa Barbara County Assessor Parcel No. 111-231-004.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

**A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: October 27, 2009 in Santa Maria (EST. TIME: 45 MIN.). The motion carried by the following vote:**

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

**Approval of Administrative Agenda**

*HEARING TIME: 9:15 A.M. - 9:55 A.M. (40 MIN.)*

**A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, to Approve the Administrative Agenda. The motion carried by the following vote:**

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

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

09-00001

Public Comment

*HEARING TIME: 9:56 A.M. - 10:26 A.M. (30 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) (09-00001)**

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

**RE: Candidate for Councilmember for the City of Santa Barbara/Election laws - Cruzito Cruz Addressed the Board.**

**RE: Upcoming Santa Barbara County District Attorney Election - Dr. Robert L. Johns**

**RE: Invitation to Santa Maria Levee Improvement Project Groundbreaking Ceremony, October 19, 2009 at 11:00 a.m. - County Deputy Director of Flood Control/Water Resources Tom Fayram Addressed the Board.**

**RE: Isla Vista annual Halloween event/mitigation procedures/law enforcement efforts - Former Third District Supervisor Brooks Firestone, Fourth District Supervisor Joni Gray and Sheriff Bill Brown Addressed the Board.**

**RE: Possible flooding conditions in County/public press release procedures/request Flood Control staff report to Board - Second District Supervisor Janet Wolf Addressed the Board.**

**RE: Preparatory staging of the Emergency Operations Center reported by Michael Harris, Chief of Emergency Services - First District Supervisor Salus Carbajal Addressed the Board.**

**RE: Traffic issues at the corner of Hwy 135 and Lakeview Road/request staff report by Public Works regarding improved traffic safety - Fourth District Supervisor Joni Gray Addressed the Board.**

*Departmental Agenda  
Planning Items and Public Hearings*

- 1) COUNTY EXECUTIVE OFFICE, BOARD OF DIRECTORS, REDEVELOPMENT AGENCY [09-00780](#)  
 HEARING - Consider recommendations regarding a Public Parking Lot Meter Ordinance and Resolution, located in Isla Vista, Third District, as follows: (EST. TIME: 15 MIN.)

Acting as the Board of Supervisors:

- a) Consider the adoption (second reading) of an Ordinance adding Chapter 23E to the Santa Barbara County Code regarding Parking Lot Meters; and
- b) Consider the adoption of a Resolution establishing the downtown Isla Vista parking lot meter fee amounts.

Acting as the Redevelopment Agency Board of Directors:

- c) Authorize the County to operate a parking program on the Agency's behalf on public parking lots owned by the Redevelopment Agency in the area covered by the Isla Vista Master Plan.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 10:35 A.M. - 10:40 A.M. (5 MIN.)*

**Received and filed staff presentation and conducted public hearing.**

**A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be acted on as follows:**

**Acting as the Board of Supervisors:**

- a) **Adopted.**

**ORDINANCE NO. 4730**

- b) **Adopted**

**RESOLUTION NO. 09-291**

**The motion carried by the following vote:**

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

**Acting as the Board of Directors, Redevelopment Agency**

**A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be acted on as follows:**

- c) **Authorized**

**The motion carried by the following vote:**

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

2) PUBLIC HEALTH

[09-00860](#)

HEARING - Consider recommendations regarding obtaining a Community Health Center (CHC) designation for the Public Health Department Federally Qualified Health Center (FQHC) clinics, as follows: (EST. TIME: 20 MIN.)

- a) Receive a presentation on Community Health Center status designation for FQHC clinics from the Public Health Department (PHD) Interim Director and Deputy Director;
- b) Authorize the PHD Interim Director to direct staff to complete the co-applicant agreement (PHD and Board of Supervisors as co-applicants) to the Federal Government's Bureau of Primary Health Care to obtain CHC designation for the PHD FQHC clinics; and
- c) Provide direction to staff in the development of a Community Health Center Board.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 10:41 A.M. - 10:56 P.M. (15 MIN.)*

**Received and filed staff presentation and conducted public hearing.**

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

- a) Received.**
- b) Authorized.**
- c) Directed that the Community Health Center Board consist of thirteen members, one appointment made by each supervisor, from their own supervisorial district, and eight members appointed by the Public Health Department. Further directed the Community Health Center Board to report to the Board of Supervisors annually.**

**The motion carried by the following vote:**

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

3) PUBLIC WORKS

[09-00811](#)

HEARING - Consider recommendations regarding an update on the Conversion Technology Project and Release of Request for Proposals (RFP), as follows: (EST. TIME 30 MIN.)

- a) Direct Staff to publically release the Request for Proposals (RFP) to establish a conversion technology facility proposed at the Tajiguas Landfill;
- b) Approve and authorize the Chair to execute the Letter of Interest to be included in the proposed RFP which indicates the County’s interest in participating in the project as long as specified goals are met; and
- c) Approve and authorize the Chair to execute a new contract with Alternative Resources, Inc. (not a local vendor) for consulting services over the next 12 months to assist in the distribution of the RFP, evaluation of responses, and selection of proposed vendor for an amount not to exceed \$155,100.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

*HEARING TIME: 10:57 A.M. - 12:00 P.M. (63 MIN.)*

**Received and filed staff presentation and conducted public hearing.**

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

- a) Directed staff to publicly release the RFP to establish a conversion technology facility proposed to process waste currently buried at the Tajiguas Landfill.**
- b) Approved; Chair to execute as amended. The Letter of Interest to include language reflecting that that the RFP is for a conversion technology facility to "process wasted currently buried" at the Tajiguas Landfill; and**
- c) Approved; Chair to execute. Amended the scope of work to include language reflecting that the contractor will assist in a selection process for a conversion technology facility to "process wasted currently buried" at the Tajiguas Landfill.**

**The motion carried by the following vote:**

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

## 4) COUNTY EXECUTIVE OFFICE

[09-00817](#)

HEARING - Accept the Fiscal Issues Report and receive a presentation on the economic context and impending financial challenges faced by the County of Santa Barbara in Fiscal Year 2009-2010 and in the immediate horizon. (EST. TIME 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

**Received and filed staff presentation and conducted public hearing.**

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

**Received and filed Fiscal Issues Report. Directed staff to return to the Board as appropriate in response to issues raised at hearing and to be communicated to the County Executive Office by members of the Board.**

**The motion carried by the following vote:**

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

## 5) COUNTY EXECUTIVE OFFICE

[09-00694](#)

HEARING - Conduct a joint hearing as the Board of Supervisors of the County of Santa Barbara; Board of Supervisors of Santa Barbara North County Lighting District; Board of Supervisors of Mission Canyon Lighting District; Board of Supervisors of County Service Area No. 3; Board of Supervisors of County Service Area No. 4; Board of Supervisors of County Service Area No. 5; Board of Supervisors of County Service Area No. 11; Board of Supervisors of County Service Area No. 31; Board of Directors of Santa Barbara County Flood Control and Water Conservation District; Board of Directors of Santa Barbara County Water Agency; and Board of Directors of Santa Barbara County Fire Protection District and adopt the following recommendations: (EST. TIME: 1 HR.)

A) It is recommended that the Board of Supervisors of the County of Santa Barbara:

- i) Consider strategies to mitigate the impact of the Proposition 1A Suspension and select the State Finance Securitization option;
- ii) Adopt the Resolution (A Resolution Approving The Form Of And Authorizing The Execution And Delivery Of A Purchase And Sale Agreement And Related Documents With Respect To The Sale Of The Seller's Proposition 1A Receivable From The State; And Directing And Authorizing Certain Other Actions In Connection Therewith);
- iii) Direct Authorized Officers and staff to execute and deliver the above-described Resolution and Purchase and Sale Agreement along with related legal documents to bond counsel by November 6, 2009; and
- iv) Enact other solutions in addition to securitizing, including establishing greater efficiencies, enhancing revenues, and/or reducing service levels;

B) It is recommended that the Board of Supervisors of Santa Barbara North County Lighting District:

- i) Adopt the Resolution (A Resolution Approving The Form Of And Authorizing The Execution And Delivery Of A Purchase And Sale Agreement And Related Documents With Respect To The Sale Of The Seller's Proposition 1A Receivable From The State; And Directing And Authorizing Certain Other Actions In



Connection Therewith); and

ii) Direct Authorized Officers and staff to execute and deliver the above-described Resolution and Purchase and Sale Agreement along with related legal documents to bond counsel by November 6, 2009;

C) It is recommended that the Board of Supervisors of Mission Canyon Lighting District:

i) Adopt the Resolution (A Resolution Approving The Form Of And Authorizing The Execution And Delivery Of A Purchase And Sale Agreement And Related Documents With Respect To The Sale Of The Seller's Proposition 1A Receivable From The State; And Directing And Authorizing Certain Other Actions In Connection Therewith); and

ii) Direct Authorized Officers and staff to execute and deliver the above-described Resolution and Purchase and Sale Agreement along with related legal documents to bond counsel by November 6, 2009;

D) It is recommended that the Board of Supervisors of County Service Area No. 3:

i) Adopt the Resolution (A Resolution Approving The Form Of And Authorizing The Execution And Delivery Of A Purchase And Sale Agreement And Related Documents With Respect To The Sale Of The Seller's Proposition 1A Receivable From The State; And Directing And Authorizing Certain Other Actions In Connection Therewith); and

ii) Direct Authorized Officers and staff to execute and deliver the above-described Resolution and Purchase and Sale Agreement along with related legal documents to bond counsel by November 6, 2009;

E) It is recommended that the Board of Supervisors of County Service Area No. 4:

i) Adopt the Resolution (A Resolution Approving The Form Of And Authorizing The Execution And Delivery Of A Purchase And Sale Agreement And Related Documents With Respect To The Sale Of The Seller's Proposition 1A Receivable From The State; And Directing And Authorizing Certain Other Actions In Connection Therewith); and

ii) Direct Authorized Officers and staff to execute and deliver the above-described Resolution and Purchase and Sale Agreement along with related legal documents to bond counsel by November 6, 2009;

F) It is recommended that the Board of Supervisors of County Service Area No. 5:

i) Adopt the Resolution (A Resolution Approving The Form Of And Authorizing The Execution And Delivery Of A Purchase And Sale Agreement And Related Documents With Respect To The Sale Of The Seller's Proposition 1A Receivable From The State; And Directing And Authorizing Certain Other Actions In Connection Therewith); and

ii) Direct Authorized Officers and staff to execute and deliver the above-described Resolution and Purchase and Sale Agreement along with related legal documents to bond counsel by November 6, 2009;

G) It is recommended that the Board of Supervisors of County Service Area No. 11:

i) Adopt the Resolution (A Resolution Approving The Form Of And Authorizing The Execution And Delivery Of A Purchase And Sale Agreement And Related Documents With Respect To The Sale Of The Seller's Proposition 1A Receivable From The State; And Directing And Authorizing Certain Other Actions In Connection Therewith); and

ii) Direct Authorized Officers and staff to execute and deliver the above-described Resolution and Purchase and Sale Agreement along with related legal documents to bond counsel by November 6, 2009;

H) It is recommended that the Board of Supervisors of County Service Area No. 31:

i) Adopt the Resolution (A Resolution Approving The Form Of And Authorizing The Execution And Delivery Of A Purchase And Sale Agreement And Related Documents With Respect To The Sale Of The Seller's Proposition 1A Receivable From The State; And Directing And Authorizing Certain Other Actions In Connection Therewith); and

ii) Direct Authorized Officers and staff to execute and deliver the above-described Resolution and Purchase and Sale Agreement along with related legal documents to bond counsel by November 6, 2009;

I) It is recommended that the Board of Directors of Santa Barbara County Flood Control and Water Conservation District:

i) Adopt the Resolutions (A Resolution Approving The Form Of And Authorizing The Execution And Delivery Of A Purchase And Sale Agreement And Related Documents With Respect To The Sale Of The Seller's Proposition 1A Receivable From The State; And Directing And Authorizing Certain Other Actions In Connection Therewith) for the following entities:

a) Santa Barbara County Flood Control and Water Conservation District

b) Santa Barbara County Flood Control and Water Conservation District - Guadalupe Flood Zone No. 3

c) Santa Barbara County Flood Control and Water Conservation District - Lompoc City Flood Zone No. 2

d) Santa Barbara County Flood Control and Water Conservation District - Lompoc Valley Flood Zone No. 2

e) Santa Barbara County Flood Control and Water Conservation District - Los Alamos Flood Zone No. 1

f) Santa Barbara County Flood Control and Water Conservation District - Orcutt Flood Zone No. 3

g) Santa Barbara County Flood Control and Water Conservation District - Santa Maria Flood Zone No. 3

h) Santa Barbara County Flood Control and Water Conservation District - Santa Maria River Levee Maintenance Zone

i) Santa Barbara County Flood Control and Water Conservation District - Santa Ynez Flood Zone No. 1

j) Santa Barbara County Flood Control and Water Conservation District - South Coast Flood Zone No. 2

ii) Direct Authorized Officers and staff to execute and deliver the above-described Resolutions and Purchase and Sale Agreements along with related legal documents to bond counsel by November 6, 2009;

J) It is recommended that the Board of Directors of Santa Barbara County Water Agency:

i) Adopt the Resolution (A Resolution Approving The Form Of And Authorizing The Execution And Delivery Of A Purchase And Sale Agreement And Related Documents With Respect To The Sale Of The Seller's Proposition 1A Receivable From The State; And Directing And Authorizing Certain Other Actions In Connection Therewith); and

ii) Direct Authorized Officers and staff to execute and deliver the above-described Resolution and Purchase and Sale Agreement along with related legal documents to bond counsel by November 6, 2009;

K) It is recommended that the Board of Directors of Santa Barbara County Fire Protection District:

i) Adopt the Resolution (A Resolution Approving The Form Of And Authorizing The Execution And Delivery Of A Purchase And Sale Agreement And Related Documents With Respect To The Sale Of The Seller's Proposition 1A Receivable From The State; And Directing And Authorizing Certain Other Actions In Connection Therewith); and

ii) Direct Authorized Officers and staff to execute and deliver the above-described Resolution and Purchase and Sale Agreement along with related legal documents to bond counsel by November 6, 2009.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 2:10 P.M. - 2:35 P.M. (25 MIN.)*

Received and filed staff presentation and conducted public hearing.

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

A) i) Selected the State Finance Securitization option.

ii) Adopted.

RESOLUTION NO. 09-292

iii) Approved; Chair to execute.

iv) Directed staff to return to the Board at a publicly noticed hearing for a discussion of budget issues as appropriate.

B) i) Adopted.

RESOLUTION NO. 09-293

ii) Approved; Chair to execute.

C) i) Adopted.

RESOLUTION NO. 09-294

ii) Approved; Chair to execute.

D) i) Adopted.

RESOLUTION NO. 09-295

ii) Approved; Chair to execute.

E) i) Adopted.

RESOLUTION NO. 09-296

ii) Approved; Chair to execute.

F) i) Adopted.

RESOLUTION NO. 09-297

ii) Approved; Chair to execute.

G) I) Adopted.

RESOLUTION NO. 09-298

ii) Approved; Chair to execute.

H) i) Adopted.

RESOLUTION NO. 09-299

I) i) Adopted.

- a) RESOLUTION NO. 09-300
- b) RESOLUTION NO. 09-301
- c) RESOLUTION NO. 09-302
- d) RESOLUTION NO. 09-303
- e) RESOLUTION NO. 09-304
- f) RESOLUTION NO. 09-305
- g) RESOLUTION NO. 09-306
- h) RESOLUTION NO. 09-307
- i) RESOLUTION NO. 09-308
- j) RESOLUTION NO. 09-309

ii) Approved; Chair to execute.

J) i) Adopted.

RESOLUTION NO. 09-310

ii) Approved; Chair to execute.

K) i) Adopted.

RESOLUTION NO. 09-311

ii) Approved; Chair to execute.

The motion carried by the following vote:

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

6) PLANNING AND DEVELOPMENT

[09-00766](#)

HEARING - Consider the request of Susan Petrovich, agent for William Foley, owner, regarding the Crossroads Special Events and Rezone, for the following cases, Third District: (EST. TIME 1 HR.)

1) Case No. 07RZN-00000-00004 for approval of a consistency rezone on AP No. 133-190-014 from Limited Agriculture, 40-acres minimum lot area with oil drilling combining regulations (40-AL-O), under Zoning Ordinance 661, to Agriculture II, 40-acres minimum gross lot area (AG-II-40) under Section 35.104 of the County Land Use & Development Code; and

2) Case No. 09CUP-00000-00021 for approval of a Minor Conditional Use Permit under Land Use & Development Code Section 35.42.250, in the AG-II-40 zone district, to allow for a maximum of 20 commercial special events per year and up to five charitable special events per year (with a maximum of two charitable events per calendar month) and a maximum of 250 attendees per event unless the prospective event sponsor obtains a separate Land Use Permit for larger special events from Planning & Development.

Consider recommendations regarding the subject parcel located at 3345 Foxen Canyon Rd., in the Los Olivos area, as follows:

- a) Adopt the required findings for the project, as revised including CEQA findings;
- b) Adopt an Ordinance Zoning Map Amendment for APN 133-190-014, amending the Inland Zoning Map for the Santa Ynez Valley Rural Areas Zone;
- c) Approve the revised Mitigated Negative Declaration No. 08NGD-00000-00013, and adopt the mitigation monitoring program, as revised; and
- d) Approve 07CUP-00000-00026 subject to the conditions of approval specified as revised by the Board of Supervisors.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

*HEARING TIME: 2:40 P.M. - 4:40 P.M. (2 HRS.)*

**Received and filed staff presentation and conducted public hearing.**

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

- 1) Conceptually approved Case No. 07RZN-00000-00004, a consistency rezone on AP No. 133-190-014.**
- 2) a) - d) Conceptually Denied Case No. 09CUP-00000-00021, a request for a Minor Conditional Use Permit. Directed staff to return on November 3, 2009 in Santa Barbara with findings for denial.**

**The motion carried by the following vote:**

- Ayes:** 3 - Supervisor Carbajal, Supervisor Wolf, and Supervisor Farr
- Noes:** 2 - Supervisor Gray, and Supervisor Centeno

7) PLANNING AND DEVELOPMENT

[09-00436](#)

HEARING - Consider recommendations regarding the High Meadow HOA Appeal of Planning Commission Approval of the Old Mill Tract Road Land Use Permit, Solvang area, Third District, as follows: (EST. TIME: 1 HR. 30 MIN.)

- a) Adopt the required findings for the project, including CEQA findings, specified in the Planning Commission action letter dated January 27, 2009;
- b) Adopt the Section 15164 Addendum to the City of Solvang Environmental Impact Report for the Old Mill Vesting Tentative Tract Map (SCH No. 2005081109) as complete and adequate pursuant to the requirements of the California Environmental Quality Act (CEQA), including Section 15231 (Adequacy of EIR or ND for Use by Responsible Agencies) and adopt the mitigation monitoring program contained in the conditions of approval;
- c) Deny the appeal, Case No. 09APL-00000-00003, thereby upholding the Planning Commission's approval of 08LUP-00000-00143; and
- d) Grant de novo approval of Case No. 08LUP-00000-00143 subject to the conditions specified in the Planning Commission action letter and attachments dated January 27, 2009.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

*HEARING TIME: 4:41 P.M. - 5:01 P.M. (20 MIN.)*

**Received and filed staff presentation and conducted public hearing.**

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

- a) and b) Adopted.**
- c) Deny the Appeal, Case No. 09APL-00000-00003.**
- d) Grant de novo approval of Case No. 08LUP-00000-00143 subject to the conditions specified in the Planning Commission action letter and attachments dated January 27, 2009.**

**The motion failed by the following vote:**

**Ayes:** 2 - Supervisor Gray, and Supervisor Centeno

**Noes:** 2 - Supervisor Carbajal, and Supervisor Wolf

**Recused:** 1 - Supervisor Farr

**Note: A 2:2 ( tie) vote resulted in the denial of Case No. 08LUP-00000-00143.**

**Adjourned at 5:02 PM**

**Adjourned to**

**October 20, 2009**

**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 13, 2009 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, October 15, 2009, at 5:00 PM and on Saturday, October 17, 2009, at 10:00 AM on CSBTV Channel 20.

**<http://www.countyofsb.org>**