

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

**ACTION SUMMARY**

**July 01, 2003**

**COUNTY ADMINISTRATION BUILDING  
BOARD HEARING ROOM, FOURTH FLOOR  
105 EAST ANAPAMU STREET, SANTA BARBARA**

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

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**

**Roll Call**

Present: Supervisor Schwartz, Supervisor Marshall and Supervisor Centeno

Absent: Supervisor Rose and Supervisor Gray

**Invocation: Chaplain Ivan Vorster, Sheriff's Department**

**Report from Closed Session**

County Counsel announced the following :

By a vote of 5-0, The Board authorized County Counsel to seek rehearing of the panel decision of the United States Court of Appeals for the Ninth Circuit in the case Carpinteria Valley Farms v. County.

Announced that the California Supreme Court issued its opinion in the case State Department of Rehabilitation v. Workers Compensation Appeals Board. The court decided unresolved issues of workers compensation law favorably to employers; County Counsel wrote an amicus brief for CSAC Excess Insurance Authority in support of the State.

Details of these announcements may be obtained in the Office of County Counsel.

**Approval of Minutes of the June 24, 2003 meeting**

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

**Administrative Agenda**

**Resolutions to be Presented at 9:00 AM**A-1) SUPERVISOR SCHWARTZ[File Reference No. 03-00661](#)

Adopt a Resolution of Commendation for Leslie Robinson-Stone, Office of the County Administrator, as Santa Barbara County Employee of the Month for July 2003.

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

**RESOLUTION NO. 03-205**

**The motion carried unanimously.**

A-2) SUPERVISOR SCHWARTZ[File Reference No. 03-00672](#)

Adopt a resolution proclaiming July 13 through July 19, 2003 as Probation, Parole and Community Supervision Officers' Week.

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

**RESOLUTION NO. 03-206**

**The motion carried unanimously.**

**Honorary Resolutions**

A-3) SUPERVISOR GRAY [File Reference No. 03-00652](#)

Adopt a resolution proclaiming July as Parks and Recreation Month in Santa Barbara County.

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

**RESOLUTION NO. 03-207**

**The motion carried unanimously.**

**Administrative Items**

A-4) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 03-00669](#)

Consider recommendations regarding Alcohol and Drug Program (ADP) service contracts, as follows:

a) Approve and execute a Negotiated Net Amount (NNA) treatment service agreement with Casa Serena, Inc. (a local vendor) for the period of July 1, 2002 through June 30, 2003, increasing a purchase agreement by \$48,990 to a total in the amount of \$146,500 to allow for additional treatment services;

b) Approve and execute an amendment to the existing NNA service contract with the Council on Alcoholism and Drug Abuse, increasing the provisional funding by \$187,500 to a new total of \$784,150 for increased service delivery provided during FY 2002-03 for a total three-year (FY 00-03) NNA contract amount of \$1,846,829.

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

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

**The motion carried unanimously.**

A-5) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 03-00670](#)

Consider recommendations regarding the Santa Rosa Creek Channel Stabilization Project, Third District, as follows:

a) Accept the Notice of Completion for the Santa Rosa Creek Channel Stabilization Project and authorize the Clerk of the Board to record;

b) Adopt a Resolution establishing the final quantities for work performed and materials supplied for the Santa Rosa Creek Channel Stabilization Project by the contractor A.J. Diani Construction Company Inc. (a local vendor) in the amount of \$1,396,803.38.

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

**a) Accepted.**

**b) Adopted.**

**RESOLUTION NO. 03-208**

**The motion carried unanimously.**

- A-6) COUNTY EXECUTIVE OFFICE [File Reference No. 03-00671](#)
- Approve the Memorandum of Understanding between Allan Hancock College Joint Community College District and the County of Santa Barbara for the period of July 1, 2003 through June 30, 2004 for Employees' University classes.
- A motion was made by Supervisor Rose, seconded by Supervisor Marshall, that this matter be Approved. The motion carried unanimously.**
- A-7) GENERAL SERVICES [File Reference No. 03-00659](#)
- Approve and authorize the Chair to execute a Letter of Permission granting the Solvang Senior Center the right to serve beer and wine at the July 10, 2003 Solvang Chamber of Commerce meeting valid for the hours of 5:00 PM until 7:00 PM on July 10, 2003, Third District.
- A motion was made by Supervisor Rose, seconded by Supervisor Marshall, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-8) GENERAL SERVICES [File Reference No. 03-00676](#)
- Consider professional services contracts for Project Management and Facility Development Services, as follows:
- a) Approve and execute a Professional Services Contract with Jack T. Williams as Facilities Projects Manager for the period of July 1, 2003 through June 30, 2004, in an amount not to exceed \$85,000 per 12-month period;
- b) Approve and execute a Professional Services Contract with Robert Nisbet for facility development services for the period of July 1, 2003 through June 30, 2005 in an amount not to exceed \$120,000 per 12- month period.
- A motion was made by Supervisor Rose, seconded by Supervisor Marshall, that this matter be Acted on as follows:**
- a) and b) Approved; Chair to execute.**
- The motion carried unanimously.**
- A-9) PLANNING AND DEVELOPMENT [File Reference No. 03-00654](#)
- Authorize the Director of Planning and Development to issue a Notice to Proceed to the consulting firm of URS Corporation (a local vendor) for preparation of the Environmental Impact Report for the proposed Ocean Meadows project (Case Numbers 03GPA-00000-00003, 03RZN-00000-00002, 03TRM-00000-00002, 03DVP-00000-00022) located south of the Highway 101 and Storke Avenue interchange (APN 073-090-062), Goleta area, Third District.
- A motion was made by Supervisor Rose, seconded by Supervisor Marshall, that this matter be Authorized. The motion carried unanimously.**
- A-10) PLANNING AND DEVELOPMENT [File Reference No. 03-00667](#)
- Set a date to consider the request of May Costa to consider an Agricultural Preserve Replacement Contract (Case No. 99-AP-010) located southwest of Foxen Canyon Road, known as 6530 Foxen Canyon Road (APN 101-050-005), Santa Maria area, Fifth District. (SET DATE FOR AUGUST 12, 2003 ON ADMINISTRATIVE AGENDA)

**A motion was made by Supervisor Rose, seconded by Supervisor Marshall, that this matter be Set on the Administrative Agenda, as follows: August 12, 2003 in Santa Maria. The motion carried unanimously.**

A-11) PLANNING AND DEVELOPMENT

[File Reference No. 03-00668](#)

Consider recommendations regarding the Fisheries Enhancement Fund's Seafood Safety Equipment Reimbursement Program, as follows:

a) Approve the allocation of \$15,000 from the Fisheries Enhancement Fund (FEF) to the Seafood Safety Equipment Reimbursement Program to reimburse those commercial fishers who demonstrate that they have purchased equipment that preserves their catch in the freshest state;

b) Direct staff to solicit eligible fishers for reimbursements as described below.

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

a) **Approved.**

b) **Directed.**

**The motion carried unanimously.**

A-12) PROBATION

[File Reference No. 03-00658](#)

Approve and execute the Amendment No. 22 to the Lease Agreement between the County of Santa Barbara (Probation Department) and the Lompoc Unified School District for Casa Floral Counseling & Education Center at La Mesa School extending the term for one year from June 15, 2003 to June 14, 2004 with successive one-year renewals by written request on or before April 15 of each year, in the amount of \$1,512 per month. The Amendment also grants the Chief Probation Officer, or designee, the authority to exercise the renewal options as stated above, or terminate the Agreement with 60-days prior written notice without cause, Lompoc area, Fourth District.

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

A-13) PUBLIC HEALTH

[File Reference No. 03-00663](#)

Approve the continued Local Emergency, Resolution Number 00-193, due to the spread and on-going epidemic of blood-borne viral hepatitis (Hepatitis B and C) and human immunodeficiency virus (HIV) infections among injection drug users and authorize Pacific Pride Foundation as the agent of the County to carry out the Syringe Exchange and Education Program.

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

A-14) PUBLIC WORKS

[File Reference No. 03-00653](#)

Approve and execute Amendment No. 3, to extend the contract with Padre Associates, Inc. (a local vendor) for two months for additional environmental work associated with the Leaking Underground Fuel Tank (LUFT) Program for a total contract amount not to exceed \$478,955, Second District.

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

A-15) PUBLIC WORKS

[File Reference No. 03-00655](#)

Approve and execute an Agreement with Tetra Tech, Incorporated (a local vendor) for environmental

clean up associated with the Leaking Underground Fuel Tank (LUFT) Program at various locations, in the amount of \$265,926, First, Second and Third Districts.

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

A-16) PUBLIC WORKS

[File Reference No. 03-00656](#)

Receive and approve the Summary of Proceedings of the Traffic Engineering Committee (TEC) meeting of May 14, 2003 regarding the Barrier Island Removal on Pardall Road and Camino Pescadero (Item 05-03-02), Isla Vista area, Third District.

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

A-17) PUBLIC WORKS

[File Reference No. 03-00657](#)

Receive and approve the Summary of Proceedings of the Traffic Engineering Committee (TEC) meeting of May 14, 2003 regarding the Barrier Island Removal on Del Playa Drive and Camino Pescadero (Item 05-03-01), Isla Vista area, Third District.

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

### Board of Supervisors

A-18) SUPERVISOR CENTENO

[File Reference No. 03-00665](#)

Approve the appointment of Monica Flores-Alfaro to the Advisory Board on Alcohol and Drug Problems, Fifth District.

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

A-19) SUPERVISOR GRAY

[File Reference No. 03-00615](#)

Approve the appointment of George D. Croll to the Santa Barbara County Air Pollution Control District Community Advisory Council, Fourth District.

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

A-20) SUPERVISOR GRAY

[File Reference No. 03-00675](#)

Approve the appointment of Walter L. Futch to the Santa Barbara County Library Advisory Committee, Fourth District.

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

A-21) SUPERVISOR SCHWARTZ

[File Reference No. 03-00666](#)

Approve the appointment of Jenny S. Benjamin to the Human Relations Commission, First District.

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

**Hearing Requests**

- A-22) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 03-00651](#)
- Set a hearing to adopt a resolution authorizing the County Director of Housing and Community Development, as follows:
- a) Become the official representative of the County to the Santa Barbara County HOME Consortium and to be authorized to act on behalf of the County in all manners of business related to the functions of the Consortium;
  - b) Have signing authority over the implementation of the administrative functions for the U.S. Department of Housing and Urban Development HOME Investment Partnership and McKinney-Ventu (Continuum of Care) Programs;
  - c) Have signing authority over implementation of the administrative functions of the County for the State Department of Housing and Community Development (HCD) Community Development Block Grant and Disaster Recovery Initiative Programs;
  - d) Have signing authority over the implementation of the administrative functions for the Affordable Housing Inclusionary Program and In-Lieu Fee Program.
- A motion was made by Supervisor Rose, seconded by Supervisor Marshall, that this matter be Set for a hearing, as follows: July 15, 2003 (EST. TIME: 20 MIN.) The motion carried unanimously.**
- A-23) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 03-00673](#)
- Set a hearing to consider implementing an outplacement program for laid-off employees, including adoption of Government Code Section 31648.3 Retirement Service Credit by Laid-Off Employees, effective July 15, 2003.
- A motion was made by Supervisor Rose, seconded by Supervisor Marshall, that this matter be Set for a hearing, as follows: July 15, 2003 (EST. TIME: 20 MIN.) The motion carried unanimously.**
- A-24) PLANNING AND DEVELOPMENT [File Reference No. 03-00660](#)
- Set a hearing to consider comments to the Notice of Proposed Rulemaking to amend regulations implementing the Coastal Zone Management Act regarding offshore oil and gas leasing and development published by the National Oceanic and Atmospheric Administration in the Federal Register (Vol. 68, No. 112, Wednesday, June 11, 2003, pp. 34851-34874).
- A motion was made by Supervisor Rose, seconded by Supervisor Marshall, that this matter be Set for a hearing, as follows: August 12, 2003 in Santa Maria (EST.TIME: 30 MIN.) The motion carried unanimously.**
- A-25) PLANNING AND DEVELOPMENT [File Reference No. 03-00662](#)
- Set a hearing to receive a briefing on the Planning and Development Department's process improvement project.
- A motion was made by Supervisor Rose, seconded by Supervisor Marshall, that this matter be Set for a hearing, as follows: July 22, 2003. (EST. TIME: 45 MIN.) The motion carried unanimously.**
- A-26) SUPERVISOR CENTENO [File Reference No. 03-00664](#)
- Set a hearing to receive the 2003 Cachuma Resource Conservation District Annual Progress Report.

A motion was made by Supervisor Rose, seconded by Supervisor Marshall, that this matter be Set for a hearing, as follows: July 8, 2003 in Santa Maria (EST. TIME: 15 MIN.) The motion carried unanimously.

A-27) COUNTY EXECUTIVE OFFICE [File Reference No. 03-00674](#)

Approve Budget Revision requests. (SEE EXHIBIT A WITH POSTED AGENDA)

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

A-28) GENERAL SERVICES [File Reference No. 03-00619](#)

Consider recommendations regarding the Santa Maria Animal Services Center, Fifth District, as follows:

a) Adopt the CEQA findings and the Final Mitigated Negative Declaration 03-ND-08 including the Mitigation Monitoring and Reporting Program;

b) Adopt the project approval findings and approve the Santa Maria Animal Services Center Project specified in the project description in Final Mitigated Negative Declaration 03-ND-08, subject to compliance with mitigation measures.

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

### Resolution to be Presented at 9:00 AM

A-29) SUPERVISOR SCHWARTZ [File Reference No. 03-00677](#)

Adopt a resolution proclaiming July 20, 2003 as A Day for Community and Justice and honoring the Walk as One Walk-A-Thon.

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

RESOLUTION NO. 03-209

The motion carried unanimously.

A-30) PUBLIC HEALTH [File Reference No. 03-00678](#)

Approve and execute an agreement with John Anthony, M.D., contractor on payroll, to provide professional medical services at the County Health Clinics, in an amount not to exceed \$103,000 plus benefits, for the period July 1, 2002 through June 30, 2003.

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

### Approval of Administrative Agenda

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

[File Reference No. 03-00094](#)

PUBLIC COMMENT

Accepted Public Comment



People 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. 92-398) (03-00,094)**

**RE: Assessed Value of Property within Santa Barbara County on Tax Roll/Introduction of Staff - Clerk-Recorder-Assessor, Joe Holland addressed the Board.**

**RE: Law Enforcement Issues - Bruce Rittenhouse addressed the Board.**

**RE: Care of Wild Mustangs in the Buellton Area - Vern Mc Williams and Myrt Starr addressed the Board.**

**RE: Lompoc Animal Shelter Support - Freya Elliott addressed the Board.**

**RE: Housing Issues - Andy Caldwell addressed the Board.**

**RE: Universal Health Care/APCD Annual Report - Sister Janet Corcoran addressed the Board.**

**RE: Ground Breaking for the "Wellness Center" in Lompoc - Fourth District Supervisor Joni Gray addressed the Board.**

**Departmental Agenda -- Public Hearings**1) PLANNING AND DEVELOPMENT[File Reference No. 03-00451](#)

HEARING - Approve the appeal of Larry Schaub, owner, of the Zoning Administrator's February 18, 2003 decision to deny the request for the construction of a new guesthouse of approximately 800 square feet with an attached garage/tack room of approximately 800 square feet (02CDH-00000-00012 and 03APL-00000-00007) located at Parcel 27, Hollister Ranch (APN 083-670-002), Third District, as follows: (EST. TIME: 15 MIN.)

- a) Adopt the required findings for the project (Attachment A to the Board Letter dated July 1, 2003);
- b) Approve the appeal, reversing the Zoning Administrator's denial of Coastal Development Permit application 02CDH-00000-00012, thereby approving the project subject to the Conditions of Approval (Attachment B to the Board Letter dated July 1, 2003).

## COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

a) **Adopted.**

b) **Approved.**

**The motion carried unanimously.**

2) PLANNING AND DEVELOPMENT[File Reference No. 03-00577](#)

HEARING - Review and authorize the Chair to execute a comment letter to the National Park Service on the Draft Gaviota Coast Feasibility Study. (EST. TIME: 45 MIN.)

## COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

**Authorized submission of comment letter as amended; Chair to execute.**

**The motion carried unanimously.**

3) COUNTY COUNSEL[File Reference No. 03-00679](#)

HEARING - Consider recommendations regarding the adoption of three Interim Ordinances pursuant to Government Code Section 65858 to add Development Standards for Detached Residential Second Units for Article II, Coastal Zoning Ordinance, Article III, Inland Zoning Ordinance, and Article IV, Montecito Zoning ordinance, as follows: (EST. TIME: 30 MIN.)

- a) Find that the ordinances are statutorily exempt from environmental review pursuant to CEQA Guidelines § 15282(i);
- b) Adopt the three (3) Interim Ordinances and associated findings (to add Development Standards for Detached Residential Second Units for Article II, Coastal Zoning Ordinance; Article III, Inland Zoning Ordinance; and Article IV, Montecito Zoning Ordinance).

Acted on as follows:

A motion was made by Supervisor Marshall, seconded by Supervisor Rose that this matter be continued to 2:00 P.M.

The motion carried unanimously.

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

a) Approved.

b) Adopted as revised at hearing of July 1, 2003.

ORDINANCE NO. 4499 (Article II)

ORDINANCE NO. 4500 (Article III)

ORDINANCE NO. 4501 (Article IV)

The motion carried unanimously.

**Adjourn to July 8, 2003**

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

**Adjourn**

**Announcements**

THE MEETING OF JULY 1, 2003 WILL BE TELECAST LIVE ON GOVERNMENT ACCESS TV CHANNEL 20 AT 9:00 A. M., AND WILL BE REBROADCAST ON THE FOLLOWING THURSDAY, JULY 3, 2003 AT 5:00 P.M. ON GATV CHANNEL 20.

THE LEGISLATIVE PROGRAM COMMITTEE MEETING IS SCHEDULED TO BEGIN AT 2:30 PM ON MONDAY JULY 21, 2003, IN THE BOARD OF SUPERVISORS CONFERENCE ROOM, 105 E. ANAPAMU STREET, SANTA BARBARA, CA. THE COMMITTEE MEETS TO REVIEW LEGISLATIVE ISSUES AND MAKE RECOMMENDATIONS ON THEM TO THE BOARD OF SUPERVISORS. AN AGENDA PACKET IS AVAILABLE AT BOTH THE COUNTY ADMINISTRATOR'S OFFICE AND THE CLERK OF THE BOARD'S OFFICE, LOCATED AT THE COUNTY ADMINISTRATION BUILDING, 105 E. ANAPAMU STREET, SANTA BARBARA, CA.

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