County of Santa Barbara BOARD OF SUPERVISORS

ACTION SUMMARY January 11, 2005

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

Roll Call

Present: Supervisor Carbajal, Supervisor Firestone, Supervisor Gray and Supervisor Centeno Absent: Supervisor Rose

Invocation: Sheila Hess, Clerk-Recorder-Assessor Department

Report from Closed Session

County Administrator Michael F. Brown announced that by a vote of 4-0 with Supervisor Rose absent, the Board approved the appointment of Dr. Elliot Schulman as Director of Public Health. This appointment is effective January 31, 2005.

Approval of Minutes of the January 4, 2005 meeting

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

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

Administrative Agenda

Resolutions to be Presented at 9:00 AM

A-1) <u>SUPERVISOR ROSE</u>

File Reference No. 05-00057

Adopt a Resolution of Commendation for Darrell Delgado, Fire Department, as Santa Barbara County Employee of the Month for January 2005.

A motion was made by Supervisor Carbajal, seconded by Supervisor Firestone, that this matter be Continued, as follows: January 18, 2005. The motion carried by the following vote:

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

A-2) SUPERVISOR CENTENO and SUPERVISOR GRAY

File Reference No. 05-00074

Adopt a resolution honoring Judge Barbara Beck upon her retirement from Santa Barbara County.

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

RESOLUTION NO. 05-002

The motion carried by the following vote:

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

Administrative Items

A-3) Agricultural Advisory Committee

File Reference No. 05-00068

Consider appointments to the Agricultural Advisory Committee, as follows:

Approve the reappointment of Carl Stucky, First District;

Approve the appointment of Bill Giorgi, Third District.

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

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

A-4) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES

File Reference No. 05-00058

Consider recommendations regarding an amendment to the contract with Aurora Vista del Mar Hospital, as follows:

- a) Approve and execute a contract amendment in the amount of \$300,000 with Aurora Vista del Mar Hospital (not a local vendor) to continue providing acute hospital services to seriously mentally ill adults for the period of July 1, 2004 through June 30, 2005 for a total contract amount of \$600,000;
- b) Authorize the Director of ADMHS to approve amendments to the proposed contracts, provided that any such amendments do not exceed ten percent (10%) of the contract's dollar amount.

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

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

The motion carried by the following vote:

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

A-5) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

File Reference No. 05-00055

Accept the dedication of a flood control easement on TPM 14,609 located at 560 McMurrey Road in Buellton as dedicated by Joel Baker, owner, and direct the Clerk of the Board to endorse the Board's acceptance of said dedication on the final map, Third District.

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

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

A-6) COUNTY EXECUTIVE OFFICE

File Reference No. 05-00076

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

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

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

A-7) COUNTY COUNSEL

File Reference No. 05-00069

Set date to consider and approve an amendment to the conflict of interest code of the Isla Vista Recreation & Park District. (SET DATE FOR JANUARY 18, 2005, ON ADMINISTRATIVE AGENDA.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Firestone, that this matter be Set on the Administrative Agenda, as follows: January 18, 2005.

The motion carried by the following vote:

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

A-8) <u>COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES</u>

File Reference No. 05-00061

Approve the Application for Destruction of Records for personnel records no longer required by law to be maintained.

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

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

A-9) PLANNING AND DEVELOPMENT

File Reference No. 05-00056

Review and concur with a letter sent to the Minerals Management Service on December 16, 2004, commenting on draft Environmental Assessments for Proposed Suspensions of 36 Undeveloped Leases in Federal Waters Offshore Santa Barbara County.

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

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

A-10) PUBLIC HEALTH

File Reference No. 05-00070

Approve and execute Agreement MS-0405-15, Amendment Number 1 between the California Department of Aging and the County of Santa Barbara, Public Health Department for the Multipurpose Senior Services Program for Fiscal Year 04-05 that restores the contract amount from \$683,634 to \$799,930.

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

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

A-11) PUBLIC WORKS

File Reference No. 05-00077

Adopt a resolution establishing a Disabled Accessible Parking Zone on Orcutt Road in the Orcutt

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

RES. NO. 05-003

The motion carried by the following vote:

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

Absent: 1 - Supervisor Rose

A-12) PUBLIC WORKS

File Reference No. 05-00078

Adopt a resolution establishing a one directional stop control at the intersection of Boardwalk Lane (southbound) and Via Santa Maria in the Orcutt area, Fourth District.

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

RESOLUTION NO. 05-004

The motion carried by the following vote:

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

A-13) PUBLIC WORKS

File Reference No. 05-00079

Adopt a resolution establishing angle parking zones on Orcutt Road in the Orcutt Area, Fourth District.

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

RESOLUTION NO. 05-005

The motion carried by the following vote:

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

A-14) PUBLIC WORKS

File Reference No. 05-00064

Construction of 2004/2005 Measure 'D' Miscellaneous Concrete Repair, Tree Root Pruning and Shielding (County Project No. 820600) Second and Third Districts, as follows:

- a) Approve and execute Contract Change Order Number 1 in the amount of \$41,595 for the project;
- b) Re-establish the project contingency fund in the amount of \$23,885.

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

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

The motion carried by the following vote:

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

A-15) PUBLIC WORKS

File Reference No. 05-00065

Consider recommendations regarding the Tajiguas Landfill West Side 48-Inch Storm Drain Replacement 2005 Project (County Project No. 828718) Third District, as follows:

- a) Approve the Notice of Exemption pursuant to Section 15302 of the California Environmental Quality Act (CEQA) Guidelines;
- b) Authorize the Director of Public Works to advertise for the Tajiguas Landfill West Side 48-inch Storm Drain Replacement 2005 Project, county project No. 828718.

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

- a) Approved.
- b) Authorized.

The motion carried by the following vote:

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

A-16) PUBLIC WORKS

File Reference No. 05-00071

Consider adoption of the administrative update to the 2005 Santa Barbara County Bicycle Master Plan.

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

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

A-17) <u>SOCIAL SERVICES</u>

File Reference No. 05-00062

Approve the current membership of the County of Santa Barbara Child Care Planning Council, as shown on the "Certification Statement Regarding Composition of Local Planning Council Membership" 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 Firestone, that this matter be Approved. The motion carried by the following vote:

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

A-18) TREASURER-TAX COLLECTOR

File Reference No. 05-00059

Authorize the execution and transmission of a letter notifying the Superior Court (Courts) that the Treasurer-Tax Collector will discontinue Deferred Compensation Plan services effective July 1, 2005, pursuant to Government Code 77212.

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

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

A-19) TREASURER-TAX COLLECTOR

File Reference No. 05-00060

the Social Security Compliance Plan.

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

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

Absent: 1 - Supervisor Rose

Board of Supervisors

A-20) <u>SUPERVISOR CARBAJAL</u>

File Reference No. 05-00063

Approve the reappointment of William R. Peitzke to the Air Pollution Control District Community Advisory Council, First District.

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

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

Absent: 1 - Supervisor Rose

A-21) SUPERVISOR CARBAJAL

File Reference No. 05-00066

Approve the reappointment of Sue Adams to the Historic Landmarks Advisory Committee, First District.

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

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

SUPERVISOR CARBAJAL

A-22)

File Reference No. 05-00067

Approve the reappointment of Barbara Chen Lowenthal to the Historic Landmarks Advisory Committee, First District.

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

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

A-23) SUPERVISOR CARBAJAL

File Reference No. 05-00073

Approve the appointment of Claire Gottsdanker to the Montecito Planning Commission, First District.

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

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

A-24) SUPERVISOR ROSE and SUPERVISOR CENTENO

File Reference No. 05-00075

Direct the County Administrator, County Counsel and the Human Resources Director to review Article X of the County Code regarding the position of County Administrator and return on February 1, 2005 with recommendations to strengthen organizational coordination, effectiveness and

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

- a) Approved.
- b) Authorized.

The motion carried by the following vote:

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

A-25) SUPERVISOR CARBAJAL and SUPERVISOR FIRESTONE

File Reference No. 05-00072

Consider recommendations regarding the creation of a Budget Review Committee, as follows:

- a) Create an ad hoc sub-committee on the creation of a Budget Review Committee;
- b) Appoint Supervisor Salud Carbajal and Supervisor Brooks Firestone to the Committee;
- c) Direct the County Administrator to provide such staff assistance as required by the Committee;
- d) Direct the ad hoc sub-committee to report back to the Board by March 2005 with recommendations concerning the Budget Review Committee's size, scope of duties, recommended appointments and other detail which may be required.

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

- a) and b) Approved.
- c) and d) Directed.

The motion carried by the following vote:

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

Hearing Requests

A-26) PLANNING AND DEVELOPMENT

File Reference No. 05-00054

Set a hearing to consider the recommendation of the Planning Commission regarding the request of Tish Beltranena, located at 2440 Telephone Road and 4900 Foxen Canyon Road, Santa Maria area (APN 129-020-001 & -002), Fifth District, as follows:

- a) Case Number 04GPA-00000-00005 proposing to amend the Santa Barbara County Comprehensive Plan Land Use Element, Santa Maria Valley Rural Region, by changing the Land Use Designation from Open and Grazing (O & G) to Agriculture II (A-II), and
- b) Case Number 04RZN-00000-00006 proposing to rezone 160.76 acres from Unlimited Agriculture (U) under Ordinance 661 to Agriculture II, 40 acre minimum lot size (AG-II-40) under the provisions of Santa Barbara County Code Chapter 35 of Article III;
- c) Case Number 04LLA-00000-00004 to adjust the lines between four (4) parcels of 39.96 acres (Lot

128), 39.94 acres (Lot 129), and two parcel of 40.43 acres (Lots 130 and 132) to reconfigure into three parcels of 58.31 acres (Reconfigured Parcel 1), 53.29 acres (Reconfigured Parcel 2), and 49.16 acres, (Reconfigured Parcel 3).

A motion was made by Supervisor Carbajal, seconded by Supervisor Firestone, that this matter be Set for a hearing, as follows: January 25, 2005 The motion carried by the following vote:

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

A-27) SHERIFF

File Reference No. 05-00053

Set a hearing to consider approval of \$1,014,997 in donated funds from the Santa Barbara Sheriff's Council funds.

A motion was made by Supervisor Carbajal, seconded by Supervisor Firestone, that this matter be Set for a hearing, as follows: January 25, 2005. The motion carried by the following vote:

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

X-1) COUNTY EXECUTIVE OFFICE

File Reference No. 05-00114

Adopt a resolution ratifying the proclamation of a local emergency and confirming the request of the Governor to declare a State of Emergency.

Acted on as follows:

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

Approved consideration of X-Agenda item.

The motion carried by the following vote:

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

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

Adopted Resolution ratifying proclamation of the existence of a Local Emergency caused by heavy rain, and confirming the request for a State of Emergency and request for a Presidential Declaration of Emergency.

Further directed staff to provide copies of the Resolution to the Santa Barbara County State and Federal Legislative delegations.

RESOLUTION NO. 05-006

The motion carried by the following vote:

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

Approval of Administrative Agenda

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

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

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. 03-282) (05-00051)

RE: Storm Water Runoff and Agricultural Operations - Andrew Caldwell addressed the Board.

RE: Emergency Response/Early Warning Systems for Natural Disasters - Jim May addressed the Board.

1) COUNTY EXECUTIVE OFFICE

File Reference No. 04-00682

HEARING - Consider recommendations regarding the Providence Landing Community Facilities District, Vandenberg Village area, Third District, as follows: (EST. TIME: 1 HR.)

a) Accept the Community Facilities District (CFD) No. 2004-1 (Providence Landing) report which describes the public services by type that will be required to adequately meet the needs of the CFD and also includes an estimate of the fair and reasonable cost of providing the public services and an estimate of the incidental expenses related thereto (Attachment 1);

Conduct a public hearing and accept testimony of all interested persons and taxpayers for or against the establishment of the Community Facilities District:

- b) Adopt a Resolution forming the County of Santa Barbara Community Facilities District No. 2004-1 (Providence Landing), authorizing the levy of a special tax within the District and establishing an appropriations limit for the District (Attachment 2);
- c) Adopt a Resolution calling a special election for the County of Santa Barbara Community Facilities District No. 2004-1 (Providence Landing) (Attachment 3) and trail this matter so that the election may be held and the results tallied during the Board meeting;

Trail the item to be considered after the conclusion of Departmental Agenda Item No. 2.

After the election results are tallied, if the vote of qualified electors authorizes the levy of a special tax to finance certain services and sets an annual appropriation limit, consider the following:

- d) Adopt a Resolution declaring results of the special election and directing recording of a notice of special tax lien (Attachment 4);
- e) Consider the introduction (First Reading) of an Ordinance levying special taxes within the County of Santa Barbara Community Facilities District No. 2004-1 (Providence Landing) in its entirety and approve the first reading thereof (Attachment 5);
- f) Approve and execute the First Amendment to the Agreement to Maintain a Public Park between the County of Santa Barbara, CPH Lompoc, LLC, and the Channel Islands YMCA to provide for a Developer's Maintenance Contribution for the Providence Landing public park (Attachment 6).

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

Acted on and continued, as follows:

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

a) Accepted report.

The motion carried by the following vote:

Ayes: 3 - Supervisor Carbajal, Supervisor Gray, Supervisor Firestone

Abstentions: 1 - Supervisor Centeno

Absent: 1 - Supervisor Rose

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

b) Adopted.

RESOLUTION NO. 05-007

c) Adopted.

RESOLUTION NO. 05-008

The motion carried by the following vote:

Ayes: 3 - Supervisor Carbajal, Supervisor Gray, Supervisor Firestone

Abstentions: 1 - Supervisor Centeno

Absent: 1 - Supervisor Rose

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

d) Adopted.

RESOLUTION NO. 05-009

- e) Waived reading of the Ordinance in its entirety. Introduction (first reading) approved, second reading (adoption) set for January 18, 2005.
- f) Approved; Chair to execute.

The motion carried by the following vote:

Ayes: 3 - Supervisor Carbajal, Supervisor Gray, Supervisor Firestone Abstentions: 1 - Supervisor Centeno

Absent: 1 - Supervisor Rose

2) SUPERVISOR GRAY

File Reference No. 05-00014

HEARING - Consider recommendations regarding proposed annexation to the Orcutt Fire Protection District (APNs 105-020-041), as follows: (EST. TIME: 5 MIN.)

- a) Adopt a resolution initiating proceedings to annex land to the Orcutt Fire Protection District and concurrently detach it from the Santa Barbara County Fire Protection District;
- b) Direct the County Administrator and Auditor-Controller to conduct the appropriate procedures and return to the Board with a resolution to transfer the property tax apportionment factor in the annexation area from the County Fire Protection District to the Orcutt Fire Protection District.

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

a) Adopted.

RESOLUTION NO. 05-010

b) Directed.

The motion carried by the following vote:

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

Adjourn to January 18, 2005

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

Adjourn

Announcements

http://www.countyofsb.org