

County of Santa Barbara
BOARD OF SUPERVISORS

ACTION SUMMARY

April 19, 2005

**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.

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 9:03 AM)

Roll Call

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

Invocation: Stanton Speck, M.F.T., Alcohol, Drug and Mental Health Services

Report from Closed Session

No reportable action taken.

Approval of Minutes of the April 12, 2005 meeting

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

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

Absent: 1 - Supervisor Carbajal

Administrative Agenda

Resolutions to be Presented at 2:00 PM

A-1) SUPERVISOR ROSE [File Reference No. 05-00421](#)

Adopt a resolution proclaiming April 2005 as Autism Awareness Month.

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

RESOLUTION NO. 05-114

The motion carried unanimously.

A-2) SUPERVISOR ROSE [File Reference No. 05-00422](#)

Adopt a resolution proclaiming April 2005 as Fair Housing Month.

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

RESOLUTION NO. 05-115

The motion carried unanimously.

A-3) SUPERVISOR ROSE [File Reference No. 05-00423](#)

Adopt a Resolution of Commendation for Selma Rubin for over 40 years of dedicated service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 05-116

The motion carried unanimously.

Honorary Resolutions

A-4) SUPERVISOR ROSE [File Reference No. 05-00406](#)

Adopt a resolution honoring David Lee Galloway, Probation Department, upon his retirement after 23 years of service to the County of Santa Barbara.

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

RESOLUTION NO. 05-117

The motion carried unanimously.

A-5) SUPERVISOR GRAY [File Reference No. 05-00420](#)

Adopt a resolution honoring the winners of the Lompoc Elks Public Safety Members Appreciation Awards for 2005.

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

RESOLUTION NO. 05-118

The motion carried unanimously.

Administrative Items

A-6) COUNTY COUNSEL [File Reference No. 05-00409](#)

Barbara County Association of Governments (SBCAG). (SET DATE FOR MAY 3, 2005 ON THE ADMINISTRATIVE AGENDA)

A motion was made by Supervisor Firestone, seconded by Supervisor Carbajal, that this matter be Set on the Administrative Agenda, as follows: May 3, 2005. The motion carried unanimously.

A-7) COUNTY EXECUTIVE OFFICE

[File Reference No. .05-00414](#)

Adopt a resolution terminating the local emergency that was declared as a result of the 2005 storms.

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

RESOLUTION NO. 05-119

The motion carried unanimously.

A-8) COUNTY EXECUTIVE OFFICE

[File Reference No. 05-00418](#)

Consider recommendations regarding real property purchase contract and escrow instructions for the Yankwich/ Adams property, located on the 6700 block of Del Playa Drive, which runs along the coastal bluffs, and is known as APN 075-193-005, 075-193-008, 075-193-009, 075-193-010, and 075-193-013, Isla Vista, Third District, as follows:

- a) Approve the Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines;
- b) Approve and execute the Real Property Purchase Contract With Option and Escrow Instructions between the County of Santa Barbara and Richard I. Yankwich and Elizabeth I. Yankwich, as trustees of the Yankwich Family Trust Dated July 15, 2002 and IYA Limited Partnership to acquire vacant property in Isla Vista (APNs 075-193-005, 075-193-008, 075-193-009, 075-193-010, and 075-193-013) in the amount of \$2,500,000;
- c) Approve and execute a budget revision to appropriate \$2,635,359 (\$2,500,000, plus closing costs) for the purchase of the land from the County Capital Outlay fund (4/5 vote required).

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

a) Approved.

b) and c) Approved; Chair to execute.

The motion carried unanimously.

A-9) FIRE

[File Reference No. 05-00415](#)

Authorize the Purchasing Manager to execute a sole source contract with Search Systems Incorporated for a Searchcam® EntryLink Hazmat Wireless Video System, under the terms and conditions of the Fiscal Year 2004 State Homeland Security Grant Program without being required to conduct a formal bid process, in an amount not to exceed \$42,000.

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

A-10) PROBATION

[File Reference No. 05-00410](#)

Consider recommendations regarding an application to pursue fifth year allocation funding under the

Juvenile Justice Crime Prevention Act (JJCPA), as follows:

- a) Authorize the Chief Probation Officer, as lead agent, to submit the Application for Approval to the Board of Corrections in order to utilize fifth year funding allocated to Santa Barbara County under the JJCPA, for the period of July 1, 2005 through June 30, 2006;
- b) Adopt a resolution authorizing the Chief Probation Officer to sign the grant application for funding, including and upon Board approval, application amendments or extensions with the State of California and authorize the Board of Supervisors to enter into the grant contract;
- c) Assure that the County, if awarded funding, will adhere to the California Board of Correction's contract terms and statutory requirements, participate in the collection of the required data, and use grant funding to supplement and not supplant existing programs.

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

a) **Authorized.**

b) **Adopted.**

RESOLUTION NO. 05-120

c) **Approved.**

The motion carried unanimously.

A-11) PUBLIC HEALTH

[File Reference No. 05-00408](#)

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 Firestone, seconded by Supervisor Carbajal, that this matter be Approved. The motion carried unanimously.

A-12) PUBLIC WORKS

[File Reference No. 05-00411](#)

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

- a) Approve plans and specifications for the project;
- b) Award and authorize Chair to execute the construction contract in the amount of \$357,022 to the lowest responsible bidder, Vince Lopez & Sons (a local vendor), subject to the provisions of documents and certification, as set forth in the plans and specifications applicable to the project, as required under California Law;
- c) Authorize the Chair to execute the construction contract upon return of the Contractor's executed contract documents and the review and approval of the County Counsel, Auditor-Controller and Risk Manager or their authorized representatives;
- d) Approve a Contingency fund in the amount of \$30,351.10 for the project.

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

a) Approved.

b) and c) Authorized; Chair to execute.

d) Approved.

The motion carried unanimously.

Hearing Requests

A-13) BOARD OF DIRECTORS, LAGUNA COUNTY
SANITATION DISTRICT

[File Reference No. 05-00407](#)

Set hearings to consider Laguna County Sanitation District service charges, connection fees and trunk line fees on the tax rolls, Fourth and Fifth Districts, as follows:

a) Set a hearing for May 10, 2005, to consider the following: (EST. TIME: 45 MIN.)

i. Consider the introduction (First Reading) of an ordinance amending Ordinance No. 3130 which establishes service charges, connection fees and other rules and regulations for the Laguna County Sanitation District;

ii. Approve the Notice of Exemption pursuant to Section 15273 of the California Environmental Quality Act (CEQA) Guidelines;

b) Set a hearing for May 24, 2005 to consider the following: (EST. TIME: 10 MIN.)

i. Consider the adoption (Second Reading) of an ordinance amending Ordinance No. 3130, to establish service charges, connection fees and other rules and regulations for the Laguna County Sanitation District;

ii. Adopt a resolution relative to the collection of service charges and connection fees on the tax rolls.

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

A-14) COUNTY EXECUTIVE OFFICE [File Reference No. 05-00413](#)

Set a hearing to consider recommendations regarding the Board of Architectural Review, as follows:

- a) Receive a report regarding the status of the County Board of Architectural Review;
- b) Provide direction on the options to modify the Board of Architectural Review for the Fourth and Fifth Supervisorial Districts.

A motion was made by Supervisor Firestone, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: April 26, 2005 in Santa Maria (EST. TIME: 45 MIN.) The motion carried unanimously.

A-15) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 05-00416](#)

Set a hearing to receive and file report regarding an update to the Affordable Housing Program compliance monitoring by the Housing and Community Development Department.

A motion was made by Supervisor Firestone, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: April 26, 2005 in Santa Maria (EST. TIME: 30 MIN.) The motion carried unanimously.

A-16) PUBLIC WORKS [File Reference No. 05-00419](#)

Consider recommendations regarding County Service Area 3, County Service Area 31 and North County Lighting District Benefit Assessment for Fiscal Year 2005-06, Second, Third, Fourth and Fifth Districts, as follows:

- a) Adopt a resolution setting a public hearing for May 10, 2005 regarding street lighting districts County Service Area 3, County Service Area 31 and North County Lighting District;
- b) Receive and file a fixed Charge Fee Report for fiscal year 2005-06 with which reports the proposed benefit assessment for County Service Area 3, County Service Area 31 and North County Lighting District;
- c) Approve Public Works Department Notice of Exemption pursuant to County California Environmental Quality Act (CEQA) Guidelines;
- d) Set a hearing to consider adoption of a resolution establishing street lighting charges for the above subject lighting districts for the fiscal year 2005-06.

A motion was made by Supervisor Firestone, seconded by Supervisor Carbajal, that this matter be Acted on and set for a hearing, as follows:

a) Adopted.

RESOLUTION NO. 05-121

b) Received and filed.

c) Approved.

d) Set for May 10, 2005 in Santa Maria (EST. TIME: 5 MIN.)

The motion carried unanimously.

A-17) SOCIAL SERVICES [File Reference No. 05-00412](#)

Social Services.

A motion was made by Supervisor Firestone, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: May 17, 2005 (EST. TIME: 90 MIN.) The motion carried unanimously.

A-18) SUPERVISOR CARBAJAL and SUPERVISOR FIRESTONE [File Reference No. 05-00405](#)

Set a hearing to consider a proposal establishing an advisory Blue Ribbon Budget Task Force and adopt goals and objectives for the body.

A motion was made by Supervisor Firestone, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: May 3, 2005 (EST. TIME: 60 MIN.) The motion carried unanimously.

A-19) SUPERVISOR CARBAJAL [File Reference No. 05-00353](#)

Adopt a resolution honoring Engineer Tony Masiel and Firefighter Paramedic Gabriel Aubert upon receiving the Ventura County Fire Protection District Medal of Valor for their heroic actions during the La Conchita mudslides.

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

RESOLUTION NO. 05-122

The motion carried unanimously.

A-20) COUNTY EXECUTIVE OFFICE [File Reference No. 05-00424](#)

Request that the Board of Supervisors approve staff entering into negotiations with the City of Lompoc to form a City/County Partnership so that the County of Santa Barbara can obtain U.S. Department of Housing and Urban Development (HUD) designation as an entitlement Urban County for Community Development Block Grant (CDBG) funds.

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

A-21) SUPERVISOR CARBAJAL [File Reference No. 05-00425](#)

Adopt a Resolution of Commendation for Fire Chief Warner McGrew upon his retirement after 35 years of service with the Santa Barbara City Fire Department

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

RESOLUTION NO. 05-123

The motion carried unanimously.

A-22) SUPERVISOR GRAY [File Reference No. 05-00437](#)

Adopt a resolution proclaiming April 25, 2005 as Red Hat Society Day.

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

RESOLUTION NO. 05-124

The motion carried unanimously.

Approval of Administrative Agenda

HEARING TIME: 9:07 AM - 9:17 AM (10 MIN.)

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

[File Reference No. 05-00051](#)

PUBLIC COMMENT

Accepted Public Comment

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: Toro Canyon Property Issues - John Thorndike IV addressed the Board.

RE: "Denim Day" April 27, 2005 - Rape Crisis Center Executive Director Elsa Granados addressed the Board.

RE: Homelessness in Santa Barbara County - Floyd Meyer addressed the Board.

RE: Uninsured Children / Food Bank Warehouse Donation - Sister Janet Corcoran addressed the Board.

RE: Thanks to all Santa Barbara County Employees - Fourth District Supervisor Joni Gray and Second District Supervisor Susan Rose addressed the Board.

Departmental Agenda -- Public Hearings

Department requests continuance of Departmental Item No. 1 to May 10, 2005.

- 1) PUBLIC HEALTH [File Reference No. 05-00270](#)

HEARING - Receive presentation regarding Departmental Operations from the Public Health Department. (EST. TIME: 1 HR. 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE
HEARING TIME: 9:32 AM - 9:33 AM (1 MIN.)

A motion was made by Supervisor Centeno, seconded by Supervisor Firestone, that this matter be Continued, as follows: May 10, 2005 in Santa Maria (EST. TIME: 90 MIN.) The motion carried unanimously.

- 2) SUPERVISOR ROSE and HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 05-00256](#)

HEARING - Consider recommendations regarding a 10-year plan to end chronic homelessness, as follows: (EST. TIME: 45 MIN.)

a) Authorize the Housing and Community Development Department to develop a 10-year plan to end chronic homelessness;

b) Authorize Housing and Community Development to hire a contracted employee to coordinate an intergovernmental committee, including representatives from the Cities of Santa Maria, Lompoc and Santa Barbara to develop a 10-year plan to end chronic homelessness.
HEARING TIME: 9:34 AM - 10:07 AM (33 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) and b) Authorized.

The motion carried unanimously.

- 3) SUPERVISOR CARBAJAL [File Reference No. 05-00399](#)

HEARING - Receive a report on the Voluntary Wildland Fire Evacuation Drill that will occur on April 30, 2005 in the Mission Canyon area, First District. (EST. TIME: 30 MIN.)
HEARING TIME: 10:10 AM - 10:55 AM (45 MIN.)

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

Received and filed staff presentation and conducted public hearing.

The motion carried unanimously.

- 4) COUNTY EXECUTIVE OFFICE [File Reference No. 05-00417](#)

HEARING - Consider recommendations from the Legislative Program Committee, as follows: (EST. TIME: 30 MIN.)

- a) Oppose AB 260 (Bermudez) which would require the Chief Fire Official for each fire department to report information, including response time and staffing, to the State Fire Marshall.
- b) Oppose AB 1248 (Umberg) which would remove felonies, DUI's, misdemeanor batteries, and serious sex crimes from the list of crimes for which the County can share booking fees to Cities;
- c) Receive a copy of a letter, dated April 8, 2005, prepared as directed by the Legislative Program Committee, and signed by Supervisor Rose and Supervisor Firestone, expressing opposition to the State usurping local control through proposed housing and land use reform legislation.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:57 AM - 11:03 AM (6 MIN.)

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

- a) through c) Approved.

The motion carried unanimously.

11:45 AM Time Certain

5) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES

[File Reference No. 05-00334](#)

HEARING - Recognize 10 employees who have earned Certificates for meeting the training criteria as set by the Employees' University. (EST. TIME: 15 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:47 AM - 12 NOON (13 MIN.)

Presented Certificates.

2:00 P.M. Presentation of Resolutions and Awards

Planning Items and Public Hearings

6) PLANNING AND DEVELOPMENT

[File Reference No. 05-00329](#)

HEARING - Consider the Damron appeal of the Zoning Administrator's March 3, 2003 denial of a height variance (02VAR-00000-00007) and garage addition (02CDH-00000-00015), located at 1076 The Fairway Road (APN 009-282-032), First District, as follows: (EST. TIME: 1 HR.)

- a) Deny the appeal, as follows:

- i. Adopt the required findings for denial of the project (02VAR-00000-00007 and 02CDH-00000-00015), as specified in the Zoning Administrator action letter dated March 10, 2003;

- ii. Deny the appeal, upholding the Zoning Administrator's denial of 02VAR-00000-00007 and 02CDH-00000-00015;

iii. Deny the Variance 02VAR-00000-00007 and Coastal Development Permit 02CDH-00000-00015;

OR

b) Uphold the appeal, as follows:

i. Adopt the required findings for approval of the Variance (02VAR-00000-00007) and Coastal Development Permit (02CDH-00000-00015), included as Attachment A;

ii. Accept the exemption, included as Attachment B, pursuant to CEQA Section 15303(e);

iii. Uphold the appeal, overturning the Zoning Administrator's denial of 02VAR-00000-00007 and 02CDH-00000-00015;

iv. Approve the Variance 02VAR-00000-00007 and Coastal Development Permit 02CDH-00000-00015, subject to the conditions of approval included as Attachment C and D.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 2:05 AM - 2:35 AM (30 MIN.)

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

Received and filed staff report. Conducted public hearing.

a) No action taken.

b) Upheld the appeal as follows:

i.) Adopted the required findings for the Variance (02VAR-00000-00007) and Coastal Development Permit (02CDH-00000-00015) in Attachment "A" of Planning and Development Board Letter dated April 19, 2005.

ii.) Accepted the CEQA Exemption in Attachment "B" of Planning and Development Board Letter dated April 19, 2005.

iii.) Upheld the appeal.

iv.) Approved the Variance 02VAR-00000-00007) and Coastal Development Permit 02CDH-00000-00015, subject to the conditions of approval included as Attachments C and D of Planning and Development Board Letter dated April 19, 2005.

The motion carried unanimously.

7) PLANNING AND DEVELOPMENT

[File Reference No. 05-00330](#)

HEARING - Consider the Alligood Appeal of the Bischof/Odell Lot Line Adjustment, located at 1400 Northridge Road (APN 055-030-055) San Roque Area, Second District, as follows: (EST. TIME: 1 HR.)

a) Adopt the required findings for the project, as specified in the Zoning Administrator action letter dated March 8, 2005, including CEQA findings;

b) Deny the appeal, upholding the Zoning Administrator's approval of Lot Line Adjustment

02LLA-00000-00015;

C) Grant de novo approval of the project subject to the conditions included as Attachment C of the Zoning Administrator action letter dated March 8, 2005.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 2:37 AM - 4:10 PM (93 MIN.)

Acted on as follows:

Received and filed staff report. Conducted public hearing.

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

Accept into the record a letter dated April 18, 2005 from Derek Westen, attorney for Mr. Allgood.

The motion carried unanimously.

A motion was made by Supervisor Rose, seconded by Supervisor Centeno as follows:

a) Adopted the required findings.

b) Denied the appeal.

c) Granted de novo approval of the project subject to the conditions included as Attachment C of the Zoning Administrator's Action Letter dated March 8, 2005, and amending the "Project Description" therein by adding a last sentence to the second paragraph as follows: "The single family residence on reconfigured parcel one shall not exceed the height standards for rural ridge lines."

The motion carried unanimously.

Adjourn to April 26, 2005

Betteravia Government Center

Board Hearing Room

511 East Lakeside Parkway

Santa Maria

Adjourn

(Adjourned at 4:10 P.M.)

Announcements

THE MEETING OF APRIL 19, 2005 WILL BE TELECAST LIVE ON GOVERNMENT ACCESS TV CHANNEL 20 AT 9:00 A. M., AND WILL BE REBROADCAST ON THE FOLLOWING THURSDAY, APRIL 21, 2005 AT 5:00 P.M. ON GATV CHANNEL 20.

<http://www.countyofsb.org>