

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



*First District - Salud Carbajal*  
*Second District - Janet Wolf*  
*Third District - Doreen Farr*  
*Fourth District - Peter Adam*  
*Fifth District - Steve Lavagnino*

*Chandra L. Wallar, County Executive Officer*

**Agenda**

**Tuesday, January 8, 2013**

**9:00 AM**

**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, 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)

Persons may address the Board of Supervisors in person or by using the remote video testimony system located at the County Administration Building, Board Hearing Room, Fourth Floor, 105 East Anapamu Street, in Santa Barbara or at the Orcutt Room, Social Services Building, 2125 Centerpointe Parkway, Betteravia Government Center, Santa Maria. Persons may address the Board on any matter listed on the agenda by completing and delivering to the Clerk a speaker slip before the item is considered. Matters not listed on the agenda may be addressed during the public comment period at the conclusion of the administrative agenda. Further information on agenda items can be obtained in the Clerk of the Board Office, Room 407, in the County Administration Building in Santa Barbara.

## **Board Meeting Procedures**

*The Board of Supervisors is the legislative body for the County of Santa Barbara. Persons are encouraged to attend and testify before the Board on any matter appearing on the agenda. Correspondence to the Board regarding items appearing on the agenda should be directed to the Clerk of the Board, 105 East Anapamu Street, Room 407, Santa Barbara CA 93101. For information regarding the meetings of the Board of Supervisors including specific meeting times contact the Clerk of the Board at (805) 568-2240. Procedures for the conduct of the meetings of the Board of Supervisors can be found in Board Resolutions 09-368 (General) and 91-333 (Land Use).*

*The schedule of the Board of Supervisors, meeting agendas, supplemental hearing materials and minutes of the Board meetings are available on the Internet at: [www.countyofsb.org](http://www.countyofsb.org)*

*Board Meetings are televised live on County of Santa Barbara TV channel 20. For information about obtaining a videotape of a public hearing or a schedule of CSBTV broadcasts please call (805) 568-3427.*

## **Late Distribution**

*Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the Clerk of the Board to all or a majority of the members of the Board of Supervisors less than 72 hours prior to that meeting are available for inspection in the Clerk of the Board Office, 105 East Anapamu Street, Room 407, Santa Barbara, CA, at the Office of the Board of Supervisors, Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria, CA and on the Internet at: <http://santabarbara.legistar.com/Calendar.aspx#current>.*

## **Disability Access**

*The Board of Supervisors Hearing Room in Santa Barbara is located on the Fourth Floor of the County Administration Building, 105 East Anapamu Street. The Hearing Room is wheelchair accessible. Accessible public parking is available behind the County Administration Building and in City Parking Lot #6 located at the corner of Anacapa Street and Anapamu Street.*

*The Board of Supervisors Hearing Room in Santa Maria is located at the Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria. The Hearing Room is wheelchair accessible. Accessible public parking is available at the Betteravia Government Center.*

*American Sign Language interpreters, Spanish language interpretation and sound enhancement equipment may be arranged by contacting the Clerk of the Board of Supervisors by 4:00 p.m. on Friday before the Board meeting. For information about these services please contact the Clerk of the Board at (805) 568-2240.*

## **Closed Session**

*The Board of Supervisors conducts a Closed Session every Tuesday between 12:00 P.M. and 1:00 P.M. and at 7:50 A.M. as necessary. Closed Sessions are not open to the public. Matters discussed during Closed Session include existing and pending litigation, personnel matters and real property negotiations. Actions taken by the Board during Closed Session will be announced during open session (Gov. Code Sections 54957.1(a) & (b), Ralph M. Brown Act). The Closed Session agenda is posted as an addendum to the Board's agenda each Friday in the Office of the Clerk of the Board. For information related to Closed Session announcements please contact County Counsel at (805) 568-2950.*

[13-00045](#)**Welcome**

*Supervisor Doreen Farr, 2012 Chair, Board of Supervisors*

**Presentation of Colors and Pledge of Allegiance**

*United States Marine Corps Honor Guard*

**Invocation**

*Father Randall C.K. Day*

*Saint Marks in the Valley Episcopal Church*

**Musical Presentation**

*Santa Barbara High School Madrigal Singers*

*Phillip McLendon, Choral Director*

**Introduction of Officials Elected in 2012**

*Chandra L. Wallar, County Executive Officer*

**Administration of the Oath of Office**

*Honorable Judge Thomas Adams*

*Santa Barbara County Superior Court*

**Keynote Address**

*Brigadier General Frederick R. Lopez - USMC, Retired*

**Call to Order and Election of Officers of the  
2013 Board of Supervisors,  
Board of Directors of the Flood Control & Water Conservation District,  
and Board of Directors of the Water Agency**

*Michael Allen, Chief Deputy Clerk of the Board*

**Nomination of the 2013 Chair and Vice Chair**

*Supervisor Doreen Farr, 2012 Chair, Board of Supervisors*

**Presentation of Gavel**

*Remarks, Doreen Farr, 2012 Chair, Board of Supervisors*

*Remarks, 2013 Chair, Board of Supervisors*

**Recess**

*A reception will follow in the*

*County Administration Building,*

*Board of Supervisors Conference Room, Fourth Floor*

**9:00 A.M. .... Convene to Regular Session****Roll Call****Pledge of Allegiance****Approval of Minutes of the December 11, 2012 Meeting****12:00 P.M. .... Recess to Closed Session****Report from Closed Session****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. 09-368) (13-00001)*

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

**Administrative Agenda**

*All matters listed hereunder constitute a consent agenda, and will be acted upon by a single roll call vote of the Board. Matters listed on the Administrative Agenda will be read only on the request of a member of the Board or the public, in which event the matter shall be removed from the administrative agenda and considered as a separate item.*

**Honorary Resolutions****A-1) SUPERVISOR WOLF, SUPERVISOR FARR [13-00032](#)**

Adopt a Resolution of Commendation honoring Margaret Connell upon her retirement from the Goleta City Council and recognizing her lifelong commitment to activism, leadership, advocacy and dedicated service to her community.

**Administrative Items****A-2) COUNTY COUNSEL [13-00014](#)**

Approve and authorize the Chair to execute an Agreement for Professional Legal Services with Olson Hagel & Fishburn LLP for the period of January 8, 2013 to January 7, 2014, in an amount not to exceed \$25,000.00.

**A-3) COUNTY EXECUTIVE OFFICE [13-00046](#)**

Consider recommendations regarding Retirement Benefits for Employees Hired on or after January 1, 2013, as follows:

a) Adopt a Resolution implementing the new retirement plan mandated by the State of California, which will become County Retirement Plan 8, for both general and safety employees hired on or after January 1, 2013;

b) Adopt the employer and employee rates for Retirement Plan 8 for Fiscal Year 2012/2013 and Fiscal Year 2013/2014 as previously adopted by the Santa Barbara County Employees Retirement System (SBCERS) Board on December 12, 2012; and

c) Approve the amendment to the County's 401 (h) Plan.

**A-4) COUNTY EXECUTIVE OFFICE [13-00023](#)**

Approve and authorize the Chair to sign, on behalf of the Board, a letter to the Judicial Council of California supporting adoption of recommendations allowing the Santa Barbara Superior Court's new criminal court building project to move forward.

**A-5) FIRST 5, CHILDREN AND FAMILIES COMMISSION [13-00044](#)**

Approve and authorize the First 5 Executive Director to execute an annual Contractor on Payroll Agreement with Maricela Morales to provide programming support for the implementation of three grants, on a temporary basis for First 5 Santa Barbara County, for the period of January 8, 2013 through December 31, 2015, in an amount not to exceed \$168,000.00

A-6) GENERAL SERVICES[13-00010](#)

Consider recommendations regarding a Contract Amendment for the Santa Barbara Health Care Center Multi Zone Air Handler No. 6 and Roof Replacement Project No. J02014-K2, Second District, as follows:

a) Approve and authorize the Chair to execute Amendment No. 1 to contract with Newton Construction and Management, Inc. (a local vendor) for the Santa Barbara Health Care Center Multi Zone No. 6 Project, increasing the total contract value to \$251,424.00 to cover an additional \$9,424.00 in scope; and

b) Find that pursuant to California Environmental Quality Act (CEQA) Section 15301(a) (d), the project consists of maintenance, repair and alteration of an existing public structure with no expansion and, therefore, the added scope is within the categorical exemption of the original contract approved by the Board for this project on May 22, 2012 and, therefore, no new environmental document is required.

A-7) GENERAL SERVICES[13-00011](#)

Consider recommendations regarding New Cuyama Recreation Hall Renovation Phase 2, Project No. 8733, as follows:

a) Award a Fixed Price Construction Contract in the amount of \$260,016.00 to the lowest responsible bidder, Tomar Construction, Inc. (not a local contractor) subject to the provisions of the documents and certifications as set forth in the plans and specifications applicable to the project and as required by California Law;

b) Approve and authorize the Chair to execute the Construction Contract upon return of the Contractor's executed contract documents, and the review and approval of County Counsel, Auditor-Controller and Risk Manager or their authorized representatives;

c) Authorize the Director of General Services or designee to approve change orders up to the limit specified in Public Contract Code Section 20142, which is \$25,500.80 for this Contract; and

d) Find that a Notice of Exemption under the California Environmental Quality Act (CEQA) Guidelines Section 15301 was approved by the Board for New Cuyama Recreation Hall Renovations on August 10, 2010, and that the award of a contract for the previously-approved renovations is therefore an administrative activity not constituting a "Project" within the meaning of CEQA, as set forth in 14 CCR 15378(b) (2).

**A-8) GENERAL SERVICES****13-00012**

Consider recommendations regarding a Contract Amendment for the Santa Barbara Clinic Chiller Replacement Project No. J02014-K1, Second District, as follows:

a) Approve and authorize the Chair to execute Amendment No. 1 to the Contract with Newton Construction and Management, Inc. (a local vendor) for the Santa Barbara Clinic Chiller Replacement Project, increasing the total contract value to \$232,301.35 to cover an additional \$5,301.35 in scope; and

b) Find that pursuant to California Environmental Quality Act (CEQA) Section 15301(a) (d), the project consists of maintenance, repair, and alteration of an existing public structure with no expansion and, therefore, the added scope is within the categorical exemption of the original Contract approved by the Board for this project on April 17, 2012 and, therefore, no new environmental document is required.

**A-9) GENERAL SERVICES****13-00013**

Consider recommendations regarding a Contract Amendment for the Santa Barbara Courthouse Air Handler Retrofit Project No. F02003, First District, as follows:

a) Approve and authorize the Chair to execute Amendment No. 1 to the Contract with Smith Electric Service, Inc. DBA Brannon, Inc. (a local vendor) for the Santa Barbara Courthouse Air Handler Retrofit Project No. F02003, increasing the total contract value to \$1,106,581.00 to cover an additional \$ 17,693.00 in scope; and

b) Find that pursuant to California Environmental Quality Act (CEQA) Section 15301(a) (d), the project consists of maintenance, repair, and alteration of an existing public structure with no expansion and, therefore, the added scope is within the categorical exemption of the original Contract approved by the Board for this project on May 01, 2012 and, therefore, no new environmental document is required.

**A-10) PROBATION****13-00034**

Adopt a Resolution authorizing the Chief Probation Officer to apply for and accept the Anti-Drug Abuse (ADA) Enforcement Team award in the amount of \$159,223.00 from the Board of State and Community Corrections (BSCC) for Fiscal Year 2012/2013.

**A-11) SOCIAL SERVICES****13-00030**

Approve the appointment of Joe Pierre as a new community member to serve on the Santa Barbara County Workforce Investment Board (WIB), term ending January 31, 2015.

**A-12) SOCIAL SERVICES****13-00035**

Approve and authorize the Chair to execute Amendment No. 1 with Community Action Commission of Santa Barbara County (CAC), decreasing Agreement BC12-141 by \$37,005.00, for a total contract amount not to exceed \$89,055.00 to Provide Workforce Investment Act Youth Follow-Up Services.

**Board of Supervisors**

- A-13) SUPERVISOR CARBAJAL [13-00024](#)  
Approve the reappointment of Jack Overall to the Montecito Planning Commission, term ending January 1, 2015, First District.
- A-14) SUPERVISOR CARBAJAL [13-00025](#)  
Approve the appointment of Nathan Alley to the Air Pollution Control District Community Advisory Council, term ending December 31, 2016, First District.
- A-15) SUPERVISOR CARBAJAL [13-00026](#)  
Approve the reappointment of Suzanne Perkins to the Santa Barbara County Parks Commission, term ending December 31, 2016, First District.
- A-16) SUPERVISOR CARBAJAL [13-00027](#)  
Approve the reappointment of Bill Palladini to the Montecito Board of Architectural Review, term ending January 1, 2017, First District.
- A-17) SUPERVISOR CARBAJAL [13-00028](#)  
Approve the reappointment of Michael Phillips to the Montecito Planning Commission, term ending January 1, 2015, First District.
- A-18) SUPERVISOR CARBAJAL [13-00029](#)  
Approve the reappointment of Daniel Eidelson to the Montecito Planning Commission, term ending January 1, 2015, First District.
- A-19) SUPERVISOR FARR [13-00015](#)  
Approve the reappointment of Judith Adams to the Oakhill Cemetary District, term ending December 31, 2016, Third District.
- A-20) SUPERVISOR FARR [13-00016](#)  
Approve the reappointment of Yalila (Lee) Gonzales to the Community Health Center Board, term ending January 1, 2017, Third District.
- A-21) SUPERVISOR FARR [13-00017](#)  
Approve the reappointment of Dr. Ingeborg Cox to the Air Pollution Control District Community Advisory Council, term ending December 31, 2016, Third District.



**A-22) SUPERVISOR FARR [13-00018](#)**

Approve the reappointment of Sharyne Merritt to the Agricultural Advisory Committee, term ending January 1, 2017, Third District.

**A-23) SUPERVISOR FARR [13-00019](#)**

Approve the reappointment of Ann Glasgow to the Historic Landmarks Advisory Committee, term ending December 31, 2016, Third District.

**A-24) SUPERVISOR FARR [13-00020](#)**

Approve the reappointment of Puck Erickson to the Board of Architectural Review - Central, term ending January 1, 2017, Third District.

**A-25) SUPERVISOR FARR [13-00021](#)**

Approve the reappointment of Kris Miller-Fisher to the Board of Architectural Review - Central, term ending January 1, 2017, Third District.

**A-26) SUPERVISOR FARR [13-00022](#)**

Approve the reappointment of Bethany Clough to the Board of Architectural Review - Central, term ending January 1, 2017, Third District.

**A-27) SUPERVISOR ADAM [13-00041](#)**

Approve the appointment of Larry Ferini to the Planning Commission, term ending December 31, 2014, Fourth District.

**A-28) SUPERVISOR ADAM [13-00042](#)**

Approve the appointment of Mike Anthony Ruffoni to the Agricultural Advisory Committee, term ending December 31, 2016, Fourth District.

**A-29) SUPERVISOR LAVAGNINO [13-00039](#)**

Approve the appointment of Douglas Lee Rich to the Riding and Hiking Trails Committee, term ending June 30, 2013, Fifth District.

**A-30) SUPERVISOR LAVAGNINO [13-00040](#)**

Approve the appointment of Laura E. Selken to the Library Advisory Committee, for an open term, Fifth District.

**Hearing Requests****A-31) PLANNING AND DEVELOPMENT****13-00037**

Set a hearing for January 15, 2013, to consider recommendations regarding the Crown Castle appeal of the Montecito Planning Commission's November 28, 2012 denial of the Crown Castle Distributed Antenna System Upgrade project (Montecito Coastal), Case Nos. 12CUP-00000-00018 and 12CDP-00000-000-038, located in County public rights-of-way (no Assessor Parcel Numbers), in the Montecito area, First Supervisorial District, as follows: (Set hearing for 1/15/13. Time estimate 30 minutes.)

- a) Uphold the appeal, Case No. 12APL-00000-00021, thereby reversing the Montecito Planning Commission's denials of 12CUP-00000-00018 and 12CDP-00000-00038;
- b) Make the required findings for approval of Case Nos. 12CUP-00000-00018 and 12CDP-00000-00038, included in the Montecito Planning Commission Staff Report dated November 8, 2012;
- c) Determine that the project is exempt from CEQA, pursuant to State CEQA Guidelines Sections 15301(b), 15303(d) and 15304(f), as described in the Notice of Exemption included in the Montecito Planning Commission Staff Report dated November 8, 2012; and
- d) Grant de novo approval of Case Nos. 12CUP-00000-00018 and 12CDP-00000-00038, subject to the conditions of approval in the Montecito Planning Commission Staff Report dated November 8, 2012.

**A-32) PLANNING AND DEVELOPMENT****13-00038**

Set hearing to consider recommendations regarding the Crown Castle appeal of the Montecito Planning Commission's November 28, 2012 denial of the Crown Castle Distributed Antenna System Upgrade project (Montecito Inland), Case No. 12CUP-00000-00013 located in County public rights-of-way (no Assessor Parcel Numbers), in the Montecito area, First Supervisorial District, as follows:

(Set Hearing for 1/15/13. Time estimate: 30 min.)

- a) Uphold the appeal, Case No. 12APL-00000-00020, thereby reversing the Montecito Planning Commission's denial of 12CUP-00000-00013;
- b) Make the required findings for approval of Case No. 12CUP-00000-00013, included in the Montecito Planning Commission Staff Report dated November 8, 2012;
- c) Determine that the project is exempt from CEQA, pursuant to State CEQA Guidelines Sections 15301(b), 15303(d) and 15304(f), as described in the Notice of Exemption included in the Montecito Planning Commission Staff Report dated November 8, 2012; and
- d) Grant de novo approval of Case No. 12CUP-00000-00013, subject to the conditions of approval in the Montecito Planning Commission Staff Report dated November 8, 2012.

**Approval of Administrative Agenda**

**Departmental Agenda**  
**Planning Items and Public Hearings**

1) COUNTY EXECUTIVE OFFICE[13-00043](#)

HEARING - Consider Board of Supervisor appointments to Boards, Commissions and Committees, as follows: (EST. TIME: 15 MIN.)

- a) Mental Health Commission - one regular member, one alternate member;
  - b) Area Agency on Aging (Central Coast Commission for Senior Citizens) - one regular member to Advisory Council;
  - c) Library Advisory Committee - one regular member;
  - d) Retirement Board of the Santa Barbara County Employees Retirement System - one regular member;
- Note: Supervisor Wolf is Regular Member appointed to term ending December 31, 2013
- e) Community Action Commission of Santa Barbara County - one regular member, one alternate member;
  - f) CenCal Health - one regular member, one alternate member;
  - g) Beach Erosion Authority for Control Operations and Nourishment (BEACON) - two regular members;
  - h) City/County Homeless Advisory Committee - two regular members as Co-Chairs;
  - i) Law Library Board of Trustees - Chair as Ex-Officio Member;
  - j) K.I.D.S. Network Policy Council - two members to serve as Chair and Vice-Chair;
  - k) Legislative Program Committee - two regular members;
  - l) Debt Advisory Committee - one regular member;
  - m) Adult and Aging Network - one Chair of the Policy Council and one Co-Chair;
  - n) Juvenile Justice Coordination Council - two regular members, one North County, one South County;
  - o) First Five Children and Families Commission of Santa Barbara County - one regular member, one alternate member;

- p) Multi-jurisdictional Solid Waste Task Force - two regular members;
- q) Indian Gaming Local Community Benefit Committee - two regular members, one alternate member;
- r) National Association of Counties (NACO) - one regular member, one alternate member.
- s) California State Association of Counties (CSAC) - one regular member, one alternate member.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

**Adjourn to**

**January 15, 2013**

**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, January 8, 2013 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, January 10, 2013, at 5:00 PM and on Saturday, January 12, 2013, at 10:00 AM on CSBTV Channel 20.*

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