

County of Santa Barbara BOARD OF SUPERVISORS

ACTION SUMMARY

May 07, 2002

**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

Roll Call

Present: Supervisor Marshall, Supervisor Gray, Supervisor Rose, Supervisor Schwartz and Supervisor Urbanske

Invocation: Tommy Liddel, Public Works

Report from Closed Session

The Board took the following actions:

By a vote of 5-0, the Board authorized County Counsel to execute a funding agreement with the County Counsel's Association of California for a pledge of \$5,030 plus \$738 paid to date, as the County's contribution to the coordinated counties participation in PG & E Bankruptcy proceeding.

County Counsel announced the following:

County Counsel announced that the United States Supreme Court, by a vote of 6-3, held in *Tahoe Planning Council v. Tahoe Regional Planning Agency*, that a takings claim against a planning moratorium must be analyzed on a case-by-case basis. County Counsel co-authored a friend of the court brief on behalf of California counties and cities.

Details may be obtained in the office of County Counsel.

Approval of Minutes of the April 23, 2002 meeting

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

Administrative Agenda

Resolutions to be Presented at 2:00 PM

- A-1) SUPERVISOR MARSHALL [File Reference No. 02-00458](#)
Adopt a resolution proclaiming the week of May 13, 2002 as Astronomy Week in the Santa Ynez Valley.
A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted
RESOLUTION NO. 02-159
The motion carried unanimously.
- A-2) SUPERVISOR MARSHALL [File Reference No. 02-00486](#)
Adopt a resolution proclaiming May 2002 as Veterans Appreciation Month in Santa Barbara County.
A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted
RESOLUTION NO. 02-160
The motion carried unanimously.
- A-3) SUPERVISOR MARSHALL [File Reference No. 02-00469](#)
Adopt a Resolution of Commendation for Judy Brown, General Services Department, as Santa Barbara County Employee of the Month for May 2002.
A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted
RESOLUTION NO. 02-161
The motion carried unanimously.
- A-4) SUPERVISOR MARSHALL [File Reference No. 02-00471](#)
Adopt a resolution proclaiming May 2002 as Water Awareness Month in the County of Santa Barbara.
A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted
RESOLUTION NO. 02-162
The motion carried unanimously.
- A-5) SUPERVISOR MARSHALL [File Reference No. 02-00476](#)
Adopt a resolution proclaiming May 12 through May 18, 2002 as National Women's Health Week.
A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted
RESOLUTION NO. 02-163
The motion carried unanimously.
- A-6) SUPERVISOR SCHWARTZ [File Reference No. 02-00475](#)

Adopt a resolution proclaiming May 6, 2002 as National Nurses Day and May 6 through May 11, 2002 as National Nurses Week.

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted

RESOLUTION NO. 02-164

The motion carried unanimously.

Honorary Resolutions

A-7) SUPERVISOR GRAY

[File Reference No. 02-00481](#)

Adopt a Resolution of Commendation for the crew of the USS Ronald Reagan.

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted

RESOLUTION NO. 02-165

The motion carried unanimously.

A-8) SUPERVISOR SCHWARTZ and SUPERVISOR MARSHALL

[File Reference No. 02-00453](#)

Adopt a resolution of Commendation for Marilyn Ulvaeus for her service to the County of Santa Barbara.

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted

RESOLUTION NO. 02-166

The motion carried unanimously.

A-9) SUPERVISOR SCHWARTZ and SUPERVISOR MARSHALL

[File Reference No. 02-00454](#)

Adopt a Resolution of Commendation for Sue Burrows for her service to the County of Santa Barbara.

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted

RESOLUTION NO. 02-167

The motion carried unanimously.

A-10) SUPERVISOR SCHWARTZ and SUPERVISOR ROSE

[File Reference No. 02-00482](#)

Adopt a Resolution of Commendation for Peter MacDougall for his service to Santa Barbara City College.

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

A-11) SUPERVISOR URBANSKE

[File Reference No. 02-00468](#)

Adopt a resolution proclaiming May 5 through May 11, 2002 as Suicide Prevention Week.

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted

RESOLUTION NO. 02-168

The motion carried unanimously.

Administrative Items**A-12) COMMUNICATIONS FOR REFERRAL [File Reference No. 02-00451](#)**

City of Carpinteria - Approve the consolidation of a General Municipal Election with the Statewide General Election to be held on November 5, 2002. (APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR-REGISTRAR OF VOTERS)

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Approved and Referred to the COUNTY CLERK-RECORDER-ASSESSOR. The motion carried unanimously.

A-13) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 02-00484](#)

Consider recommendations regarding the Santa Barbara County Substance Abuse Crime Prevention Plan for Fiscal Year 2002-03, as follows:

a) Approve the Santa Barbara County Plan for FY 2002-03, which is required by the Substance Abuse and Crime Prevention Act of 2000 (Proposition 36);

b) Adopt a Resolution to approve and submit the FY 2002-2003 County Plan for SACPA (Proposition 36) to the State Alcohol and Drug Programs (State ADP) and authorize the Director of Alcohol, Drug and Mental Health Services (ADMHS), or designee, to revise and submit to the State ADP any future amendments that reduce funding or are non-monetary for SACPA and Drug Testing (S.B. 223), in concert with the SACPA Policy Council.

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

a) Approved.

b) Adopted.

RESOLUTION NO. 02-169

The motion carried unanimously.

A-14) COUNTY EXECUTIVE OFFICE [File Reference No. 02-00487](#)

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

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

A-15) GENERAL SERVICES [File Reference No. 02-00455](#)

Approve and execute Amendment No. 1 with Southern California Risk Management Associates, Inc. to provide administration of an additional caseload for professional Workers' Compensation claims to selected County Departments, for the period of November 7, 2001 through June 30, 2004, in the amount of \$186,480, for a total contract in the amount of \$762,480.

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

A-16) GENERAL SERVICES [File Reference No. 02-00459](#)

Approve and execute Amendment No. 3 to the contract with Robert Nisbet for facility development

services extending the term from October 31, 2002 to October 31, 2003 in the amount of \$105,000 including benefits.

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Continued, as follows: May 14, 2002. The motion carried unanimously.

A-17) GENERAL SERVICES

[File Reference No. 02-00463](#)

Consider recommendations regarding the Lompoc Health Care Building Re-Roof (Project No. E052) located at 301 North R Street, Lompoc, Fourth District, as follows:

a) Approve and execute Amendment No. 1 with Tower Roofing in the amount of \$10,516.16 for a total contract amount of \$156,000.16 for necessary specification changes;

b) Accept the Notice of Completion accepting the work as complete under the terms of the Construction Agreement for the project.

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

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

b) **Accepted.**

The motion carried unanimously.

A-18) GENERAL SERVICES

[File Reference No. 02-00464](#)

Consider recommendations regarding the Lompoc Social Services Building Re-Roof (Project No. E051) located at 1100 W. Laurel, Lompoc, Fourth District, as follows:

a) Approve and execute Amendment No. 1 with Tower Roofing in the amount of \$9,314.20 for a total contract amount of \$154,798.20 for necessary specification changes;

b) Accept the Notice of Completion accepting the work as complete under the terms of the Construction Agreement for the project.

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

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

b) **Accepted.**

The motion carried unanimously.

A-19) GENERAL SERVICES

[File Reference No. 02-00465](#)

Consider recommendations regarding the Santa Maria Trial Court Clerks temporary modular unit, located at 312 E. Cook, Santa Maria, Fifth District, as follows:

a) Approve plans and specifications for a temporary modular building for the Santa Maria Court Clerks (Project No. G00135/8526);

b) Authorize the General Services Department to advertise the project for public bidding.

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

a) Approved.

b) Authorized.

The motion carried unanimously.

A-20) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES

[File Reference No. 02-00472](#)

Adopt one (1) resolution, effective April 29, 2002, as follows:

Establish the job classification of Patients' Rights Advocate (Class 5649), Range 541 (\$3,603-\$4,399 per month);

Reclassification (Alcohol, Drug and Mental Health Services):

Add one (1.0 FTE) Patients Rights Advocate;

Delete one (1.0 FTE) Mental Health Practitioner Intern/I/II (Class 5190/5191/5192), Ranges 512/532/541 (\$3,118-3,807/\$3,445-4,206/\$3,603-4,399 per month).

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted

RESOLUTION NO. 02-170

The motion carried unanimously.

A-21) PARKS

[File Reference No. 02-00461](#)

Approve a budget revision to appropriate \$3,000 from the South Coast East Quimby Trust Fund for the preparation of two legal survey descriptions on the Perkins Trail and Franklin Trail, First District.

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

A-22) PARKS

[File Reference No. 02-00462](#)

Authorize the County Purchasing Manager to waive the formal bidding process for the purchase of lifeguard towers from Industrial Design Research for Goleta Beach, Arroyo Burro Beach and Jalama Beach, in the amount of \$59,851.

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

A-23) PLANNING AND DEVELOPMENT

[File Reference No. 02-00290](#)

Approve and direct execution and recordation by the Clerk of the Board of a new replacement contract 96-AP-006 for the Costa Agricultural Preserve, 70-AP-076A, located southwest of Foxen Canyon Road, known as 6530 Foxen Canyon Road (APN 101-050-005), Santa Maria area, Fifth District.

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

A-24) PLANNING AND DEVELOPMENT[File Reference No. 02-00291](#)

Approve and direct execution and recordation by the Clerk of the Board of a new replacement contract 01-AGP-00000-00010 for the Beringer/Blass Agricultural Preserve, known as 6020 Foxen Canyon Road (APNs 129-210-031 and -036), Santa Maria area, Fifth District.

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

A-25) PLANNING AND DEVELOPMENT[File Reference No. 02-00296](#)

Approve and direct execution and recordation by the Clerk of the Board of a new replacement contract 00-AP-005 for the Ferrero Agricultural Preserve, 71-AP-050, located approximately 1 1/4 miles southwest of the intersection of Highway 135 and Bell Street (APNs 099-030-013 and -050), Los Alamos area, Third District.

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

A-26) PLANNING AND DEVELOPMENT[File Reference No. 02-00445](#)

Set date to consider the Drewisch Agricultural Preserve Non-Renwal (Case No. 76-AP-062), located off Aliso Canyon Road, approximately 3/4 mile north of the intersection of Foothill Road and Aliso Canyon Road (APNs 147-150-016 and -018), New Cuyama area, Fifth District. (SET DATE FOR MAY 21, 2002 ON ADMINISTRATIVE AGENDA)

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Set on the Administrative Agenda, as follows: May 21, 2002. The motion carried unanimously.

A-27) PLANNING AND DEVELOPMENT[File Reference No. 02-00457](#)

Set date to consider the Petersen Agricultural Preserve Replacement Contract (Case No. 01AGP-00000-00011) located west of Foxen Canyon Road, known as 7055 Foxen Canyon Road (APNs 101-050-011 and -045), Santa Maria area, Fifth District. (SET DATE FOR JUNE 11, 2002 ON ADMINISTRATIVE AGENDA)

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Set on the Administrative Agenda, as follows: June 18, 2002. The motion carried unanimously.

A-28) PLANNING AND DEVELOPMENT[File Reference No. 02-00473](#)

Approve and execute a Coastal Resource Enhancement Fund grant contract with the Community Environmental Council to conduct a public outreach program on steelhead recovery in Carpinteria Creek, for the period of May 7, 2002 through June 15, 2004, in the amount of \$15,036.

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

A-29) PLANNING AND DEVELOPMENT[File Reference No. 02-00474](#)

Approve and execute a Coastal Resource Enhancement Fund grant contract with the Santa Barbara Museum of Natural History to purchase and outfit a van for its Wave on Wheels program, for the period of May 7, 2002 through December 31, 2007, in the amount of \$25,000.

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

A-30) PUBLIC HEALTH [File Reference No. 02-00444](#)

Accept the Public Health Department's report on the Syringe Exchange and Education Program.

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Accepted. The motion carried unanimously.

A-31) PUBLIC HEALTH [File Reference No. 02-00480](#)

Approve the 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 as the agent of the County to carry out the Needle Exchange and Education Program.

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

A-32) PUBLIC WORKS [File Reference No. 02-00477](#)

Adopt a resolution authorizing the filing of a claim in the amount of \$1,239,042 with the Santa Barbara County Association of Governments (SBCAG) for an allocation of Transportation Development Act funds for Fiscal Year 2002-03, All Districts.

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Adopted

RESOLUTION NO. 02-171

The motion carried unanimously.

A-33) SHERIFF [File Reference No. 02-00466](#)

Approve the destruction of certain Civil Bureau records for the years 1998 through 2000 that are no longer required by law to be retained.

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

A-34) SOCIAL SERVICES [File Reference No. 02-00448](#)

Consider recommendations regarding the Family Preservation and Support Program (FPSP), as follows:

a) Accept the County of Santa Barbara Family Preservation and Support Program Update for Fiscal Year 2001-02;

b) Adopt a resolution approving the Three-Year Plan for the FPSP for FY 2002-03 through 2004-05 and authorize the Social Services Department to forward the plan to the California Department of Social Services.

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

a) Accepted.

b) Adopted.

RESOLUTION NO. 02-172

The motion carried unanimously.

A-35) SOCIAL SERVICES [File Reference No. 02-00450](#)

Approve the destruction of designated case records, no longer required by law to be retained.

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

A-36) TREASURER-TAX COLLECTOR [File Reference No. 02-00467](#)

Consider recommendations regarding the 2002 update to the Consolidated Plan (Action Plan), as follows:

a) Adopt a resolution approving the 2002 Update to the Consolidated Plan to be submitted to the US Department of Housing and Urban Development;

b) Authorize the Treasurer-Tax Collector to execute all certifications and grant application (SF 424) included with the submission of the 2002 update and documents required for administration of the HOME program.

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

a) Adopted.

RESOLUTION NO. 02-173

b) Authorized.

The motion carried unanimously.

Board of Supervisors

- A-37) BOARD OF SUPERVISORS [File Reference No. 02-00449](#)
Approve the appointment of Brian Carroll to the In-Home Supportive Services (IHSS) Advisory Committee, as Adult and Aging Network representative.
A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Approved. The motion carried unanimously.
- A-38) SUPERVISOR GRAY [File Reference No. 02-00483](#)
Approve the appointment of Janet B. Gaussoin to the Commission for Women, Fourth District.
A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Approved. The motion carried unanimously.
- A-39) SUPERVISOR MARSHALL [File Reference No. 02-00446](#)
Approve the reappointment of Reynaldo R. Ybarra to the Affirmative Action Commission, Third District.
A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Approved. The motion carried unanimously.
- A-40) SUPERVISOR MARSHALL [File Reference No. 02-00447](#)
Approve the reappointment of Elizabeth Colon to the Affirmative Action Commission, Third District.
A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Approved. The motion carried unanimously.
- A-41) SUPERVISOR URBANSKE [File Reference No. 02-00479](#)
Approve the appointment of Ernest Steven Armenta to the Mental Health Commission, Fifth District.
A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Withdrawn from the agenda. The motion carried unanimously.

Hearing Requests

- A-42) COUNTY EXECUTIVE OFFICE [File Reference No. 02-00485](#)
Set a hearing to consider appointing a County representative to the Local Government Committee, formed for the purpose of discussing and making recommendations regarding the allocation of Tribal Gaming Special Distribution Funds.
A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Set for a hearing, as follows: May 14, 2002 (EST. TIME: 30 MIN.) The motion carried unanimously.
- A-43) FIRE [File Reference No. 02-00460](#)
Set a hearing to consider the 2002 Hazard Reduction Program, as follows:

a) Consider declaring all properties whose owners have been notified to abate and have not complied as a fire nuisance and authorize the issuance of misdemeanor citations and necessary abatement work relative to the 2002 Fire Department Hazard Reduction Program (Weed Abatement);

- b) Direct the Clerk of the Board to post the affected Property Owners List in a location easily accessible to the public.

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Set for a hearing, as follows: June 18, 2002 (EST. TIME: 10 MIN.) The motion carried unanimously.

A-44) PLANNING AND DEVELOPMENT

[File Reference No. 02-00470](#)

Set a hearing to consider recommendations regarding zoning ordinance text amendments for the installation of small wind energy systems in the unincorporated portions of the County outside of urbanized areas (Case Nos. 02ORD-00000-00001, 02ORD-00000-00002, 02ORD-00000-00003), as follows:

- a) Find that the amendments are categorically exempt from the California Environmental Quality Act pursuant to section 15308 of the Guidelines for Implementation of CEQA;
- b) Adopt findings for approval of the proposed amendments;
- c) Adopt a resolution and Ordinance amending Article II;
- d) Adopt an Ordinance amending Article III;
- e) Adopt an Ordinance amending Article IV to revise the existing permitting process regarding wind energy conversion systems.

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Set for a hearing, as follows: May 21, 2002 (EST. TIME: 75 MIN.) The motion carried unanimously.

A-45) PUBLIC WORKS

[File Reference No. 02-00456](#)

Set a hearing to consider recommendations regarding the Road Maintenance Annual Plan for Fiscal Year 2002-03, as follows:

- a) Adopt the FY 2002-03 Road Maintenance Annual Plan (Road Map);
- b) Approve the funded projects listed for Maintenance Program (County Forces) and Surface Treatment Program (Contracts) within the Road Maintenance Annual Plan;
- c) Approve the Notice of Exemption pursuant to the County's California Environmental Quality Act Guidelines for the project;
- d) Authorize the Director of Public Works to advertise the projects contained within the FY 2002-03 Road Maintenance Annual Plan.

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Set for a hearing, as follows: June 18, 2002 (EST. TIME: 45 MIN.) The motion carried unanimously.

A-46) PUBLIC WORKS

[File Reference No. 02-00478](#)

Set a hearing to consider the appeal of Patricia C. Elton, agent for Kathy Rounds, on decisions made by the County Surveyor regarding Certificates of Compliance 01-CC-63 and 02-CC-77 for APN 005-160-053, First District, as follows:

a) Uphold the decision of the County Surveyor and direct the County Surveyor to send a notice of intent to record a notice of violation by certified mail to the owner, Kathy Rounds, pursuant to California Government Code Section 66499.36 if the owner does not file for Conditional Certificates of Compliance within 30 days of the appeal hearing decision;

OR

b) Uphold the appeal of Kathy Rounds and direct the County Surveyor to issue two Certificates of Compliance pursuant to Government Code Section 66499.35.

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Set for a hearing, as follows: May 21, 2002 (EST. TIME: 60 MIN.) The motion carried unanimously.

A-47) SHERIFF

[File Reference No. 02-00443](#)

Set a hearing to consider adoption of a resolution establishing the booking fees for Fiscal Year 2002-03.

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Set for a hearing, as follows: May 21, 2002 (EST. TIME: 10 MIN.) The motion carried unanimously.

A-48) TREASURER-TAX COLLECTOR

[File Reference No. 02-00452](#)

Set a hearing to consider the formation of the Community Facilities District (Mello Roos), as follows:

a) Consider the adoption of a Resolution of Intent to Adopt a Community Facilities District for Orcutt Community Plan Key Sites 5,6,7,8,9,12,17 and 29 pursuant to Government Code Section 53321;

b) Direct the County Parks Director, County Sheriff, County Fire Chief and County Public Works Director to file a report with the Board containing a brief description of the services which will be required to adequately meet the needs of the community facilities district and their estimate of the cost of providing those services.

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, that this matter be Set for a hearing, as follows: May 14, 2002 (EST. TIME: 30 MIN.) The motion carried unanimously.

Approval of Administrative Agenda

A motion was made by Supervisor Urbanske, seconded by Supervisor Schwartz, to Approve the Administrative Agenda. The motion carried unanimously.

[File Reference No. 02-00025](#)

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. 92-398)
(02-00,025)

RE: Support for Affordable Housing - Sister Janet Corcoran addressed the Board.

RE: Announcement from the Architecture Foundation - Cass Ensberg addressed the Board.

RE: National Prayer Week - John Thorndike addressed the Board.

RE: Report on "Law Day" - Fourth District Supervisor Joni Gray addressed the Board.

RE: Introduction of Jeff Bartley, Cabrillo High School Junior, as Fourth District Supervisor of the Day - Fourth District Supervisor Joni Gray addressed the Board.

RE: Introduction of Lucas Gunn, Santa Maria High School Junior, as Fifth District Supervisor of the Day - Fifth District Supervisor Tom Urbanske Addressed the Board.

Departmental Agenda -- Public Hearings1) FIRST 5, CHILDREN AND FAMILIES COMMISSION [File Reference No. 02-00397](#)

HEARING - Conduct a joint meeting between the Board of Supervisors and the Children and Families Commission to discuss the 2002-04 funding recommendations for Proposition 10. (EST. TIME: 30 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

A motion was made by Supervisor Schwartz, seconded by Supervisor Urbanske, that this matter be Continued, as follows: June 18, 2002. The motion carried unanimously.

2) COUNTY EXECUTIVE OFFICE [File Reference No. 02-00333](#)

HEARING - Consider the adoption (Second Reading) of an Ordinance amending Ordinance 4439, which granted a Cable Communications System Franchise to Cox Com, Inc., to make technical changes clarifying the role of the County and other government franchise authorities in establishing a new nonprofit corporate provider of public access television services. (EST. TIME: 5 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

ORDINANCE NO. 4458

The motion carried unanimously.

3) PLANNING AND DEVELOPMENT [File Reference No. 02-00403](#)

HEARING - Consider two Coastal Resource Enhancement Fund grant contracts, as follows: (EST. TIME: 30 MIN.)

a) Approve and execute a CREF contract with the Cachuma Resource Conservation District to apply toward a facilitator for the Gaviota Coast Common Ground process, for the period of May 7, 2002 through December 31, 2002, in the amount of \$15,000;

b) Approve and execute a CREF contract with the Gaviota Coast Conservancy to identify feasible methods to preserve the Gaviota Coast, for the period of May 7, 2002 through January 31, 2004, in the amount of \$25,000.

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that recommendation a) be acted on as follows:

a) Approved, Chair to execute.

The motion carried by the following vote:

Ayes: 4 - Supervisor Marshall, Supervisor Rose, Supervisor Schwartz, Supervisor Urbanske

Noes: 1 - Supervisor Gray

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that recommendation b) be acted on as follows:

b) Approved; Chair to execute.

The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Rose, Supervisor Schwartz

Noes: 2 - Supervisor Gray, Supervisor Urbanske

4)

PLANNING AND DEVELOPMENT

[File Reference No. 02-00205](#)

HEARING - Consider zoning ordinance text amendments regarding the permitting of commercial and non-commercial telecommunications facilities (Case No. 01-OA-005: Article II Coastal Zoning Ordinance; Case No. 01-OA-006: Article III Inland Zoning Ordinance; Case No. 01-OA-007: Article IV Montecito Zoning Ordinance), as follows: (EST. TIME: 2 HRS.)

a) Determine that 97-ND-02 is adequate environmental review for the project pursuant to CEQA Guidelines § 15162;

b) Adopt the required findings for the proposed project;

c) Adopt a resolution and an Ordinance amending Article II (01-OA-005);

d) Adopt an Ordinance amending Article III (01-OA-006);

e) Adopt an Ordinance amending Article IV (01-OA-007).

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

a) Approved.

b) Adopted.

c) Adopted.

RESOLUTION NO. 02-174

ORDINANCE NO. 4459

d) Adopted.

ORDINANCE NO. 4460

e) Adopted.

ORDINANCE NO. 4461

Directed staff to amend ordinance text amendments to reflect the following:

i) That all vegetation removal shall be completed under the direction of a licensed arborist:

Article II - Sec. 35-144F.4.1.j.5

Article III - Sec. 35-292h.4.1.j.5

Article IV - Sec. 35-474C.4.1.i.5

ii) That permittees shall not be required to undertake changes that exceed 10% of the total cost of facility construction:

Article II - Sec. 35-144F.5.2.a

Article III - Sec. 35-292h.5.2.a

Article IV - Sec. 35-474C.5.2.a

The motion carried unanimously.

2:00 P.M. Presentation of Resolutions and Awards**Planning Items and Public Hearings**5) COUNTY EXECUTIVE OFFICE[File Reference No. 02-00441](#)

HEARING - Consider recommendations regarding a comment letter from the Santa Barbara County Board of Supervisors to the Santa Ynez Band of Chumash Indians regarding the Tribe's Environmental Evaluation of the Chumash Casino Consolidation Project, as follows: (EST. TIME: 1 HR.)

- a) Review a comment letter from the Santa Barbara County Board of Supervisors to the Santa Ynez Band of Chumash Indians regarding the Tribe's Environmental Evaluation of the Chumash Casino Consolidation Project;
- b) Authorize the Chair to execute the comment letter and represent the Board at a public meeting held at the Chumash Pavilion in Santa Ynez on the Environmental Evaluation of the Chumash Casino Consolidation Project scheduled for May 10, 2002;
- c) Authorize staff to request a meeting and meet with the Tribe to discuss mitigation of significant off-reservation environmental impacts pursuant to the Tribal Environmental Ordinance.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

- a) Reviewed comment letter.**
- b) Authorized; Chair to execute.**
- c) Authorized.**

The motion carried unanimously.

6) PUBLIC WORKS[File Reference No. 02-00320](#)

HEARING - Consider recommendations regarding Measure D 1/2 Cent Sales Tax for Transportation Five Year Program of Projects, as follows: (EST. TIME: 1 HR.)

- a) Adopt a resolution for the Measure D Five-Year Program of Projects for Fiscal Years 2003-08, for submittal to the Santa Barbara County Local Transportation Authority for acceptance;
- b) Reaffirm Resolution 89-465, which established priorities and policies for the use of the local portion of the 1/2 cent sales tax for the transportation needs in Santa Barbara County;
- c) Approve the Notice of Exemption pursuant to the County's California Environmental Quality Act guidelines for the project.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

a) Adopted.

RESOLUTION NO. 02-175

b) Reaffirmed Resolution 89-465.

c) Approved.

The motion carried by the following vote:

Ayes: 4- Supervisor Marshall, Supervisor Gray, Supervisor Rose, Supervisor Schwartz

Noes: 1- Supervisor Urbanske

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

Directed the Public Works Director to return to the Board during the FY 2002-2003 Budget Hearings in June 2002 with a draft job description for the proposed Alternative Transportation Coordinator.

The motion carried by the following vote:

Ayes: 3 - Supervisor Schwartz, Supervisor Rose, Supervisor Marshall

Noes: 2 - Supervisor Gray, Supervisor Urbanske

7)

COUNTY EXECUTIVE OFFICE

[File Reference No. 02-00190](#)

HEARING - Receive the annual Santa Barbara County Strategic Scan presentation regarding Support Services (Auditor-Controller; Clerk-Recorder-Assessor; General Services; Human Resources; Treasurer-Tax Collector-Public Administrator). (EST. TIME: 1 HR.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

Received presentation.

Adjourned to May 14, 2002

Betteravia Government Center

Board Hearing Room

511 East Lakeside Parkway

Santa Maria

Adjourned

Announcements

THE MEETING OF MAY 7, 2002 WILL BE TELECAST LIVE ON GOVERNMENT ACCESS TV CHANNEL 20 AT 9:00 A. M., AND WILL BE REBROADCAST ON THE FOLLOWING THURSDAY, MAY 9, 2002 AT 5:00 P.M. ON GATV CHANNEL 20.

THE LEGISLATIVE PROGRAM COMMITTEE MEETING IS SCHEDULED TO BEGIN AT 2:30 PM ON MONDAY MAY 20, 2002, 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>