

County of Santa Barbara
BOARD OF SUPERVISORS

ACTION SUMMARY

September 26, 2006

**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. Reconvene to Regular Session

CONVENED AT 9:20 AM

Roll Call

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

Pledge of Allegiance

Report from Closed Session

No reportable action taken.

Stephen Shane Stark, County Counsel, reported the previous agreement to a Tolling Agreement in *Pierce v. SBCAG*.

Approval of Minutes of the September 12, 2006 meeting

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

Administrative Agenda

Resolutions to be Presented to be presented at 11:45 A.M.

A-1) SUPERVISOR GRAY

[File Reference No. 06-00900](#)

Adopt a Resolution of Commendation recognizing Jacqueline G. Finnegan, Parks Department, as the County of Santa Barbara's Employee of the Month for September 2006.

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

RESOLUTION NO. 06-286

The motion carried unanimously.

Honorary Resolutions

A-2) SUPERVISOR CARBAJAL

[File Reference No. 06-00905](#)

Adopt a Resolution of Commendation honoring Thomas J. Luby for his selection as the Scottish Rite Bodies of Santa Barbara Patriot of the Year.

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

RESOLUTION NO. 06-287

The motion carried unanimously.

A-3) SUPERVISOR GRAY

[File Reference No. 06-00903](#)

Adopt a Resolution of Commendation honoring the winners of the Santa Barbara County Green Awards for 2006.

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

RESOLUTION NO. 06-288

The motion carried unanimously.

Administrative Items

A-4) AGRICULTURAL COMMISSIONER

[File Reference No. 06-00881](#)

Consider recommendations regarding the Santa Barbara County Oak Tree Restoration Program-All American Pipeline Project, as follows:

a) Approve and authorize the Chair to execute the attached agreement in the amount of \$140,000 for the continuation of the Santa Barbara County Oak Restoration Program with the Regents of the University of California; and

b) Approve the Agricultural Commissioner's Office to administer this program.

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

a) Approved and authorized; Chair to Execute.

b) Approved.

The motion carried unanimously.

A-5) AGRICULTURAL COMMISSIONER

[File Reference No. 06-00888](#)

Approve and authorize the Agricultural Commissioner to execute an agreement with the California Department of Food and Agriculture to support the Glassy-winged Sharpshooter/Pierce's Disease Program for the period of July 1, 2006 through June 30, 2007 in the amount of \$136,538.

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

A-6) AGRICULTURAL COMMISSIONER

[File Reference No. 06-00889](#)

Authorize the Agricultural Commissioner to execute an agreement with the Center for Invasive Plant Management, Montana State University (Contract No. G269-06-W0094) for the Santa Cruz Island Native Plant Restoration Project in the amount of \$5,000. The term of this agreement is May 1, 2006 through April 30, 2007.

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

A-7) AGRICULTURAL COMMISSIONER

[File Reference No. 06-00911](#)

Authorize the Chair to sign letters addressed to the City of Guadalupe, Jack O'Connell, and Assemblyman Sam Blakeslee to adopt feasible mitigation to protect agricultural lands surrounding the DJ Farms Development proposal.

A motion was made by Supervisor Firestone, seconded by Supervisor Centeno, that this matter be Continued, as follows: October 24, 2006 in Santa Maria. The motion carried unanimously.

A-8) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES

[File Reference No. 06-00906](#)

Consider recommendations regarding the Budget Reforecasting Plan for FY 2006-2007, as follows:

a) Approve the Budget Revision Request BJE 2006298 decreasing MediCal and Early Periodic Screening, Diagnosis and Treatment (EPSDT) revenues and expenditures by \$5.2 million;

b) Adopt one Personnel Resolution, effective September 25, 2006 deleting;

One (1.0) Executive Secretary (Class 3421), Range 5296 (\$3404-\$4156);

One (1.0) Office Assistant Senior (Class 1702), Range 4576 (\$2377-\$2902);

Five (1.0) ADMHS Practitioner Interns (Class 5190), Range 5286 (\$3387-\$4135).

c) Transfer from the Mental Health budget Division to the Alcohol and Drug Program budget Division:

One (1.0) ADMHS Practitioner Intern (Class 5190), Range 5286 (\$3387-\$4135);

One (1.0) Clinical Psychologist Postdoctoral Intern (Class 1757), Range 5566 (\$3895-\$4755);

One (1.0) ADMHS Case Worker (Class 5155), Range 5046 (\$3005-\$3669).

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

a) Approved.

b) Adopted.

RESOLUTION NO. 06-289

c) Approved.

The motion carried unanimously.

A-9) AUDITOR-CONTROLLER

[File Reference No. 06-00883](#)

Accept and file the report summarizing the annual allocation of \$1,290,065 for the Citizens Option for Public Safety Program (COPS) and \$294,140 for the Juvenile Justice Programs from the County Supplemental Law Enforcement Services Fund (SLESF) for fiscal year 2005-2006.

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

A-10) AUDITOR-CONTROLLER

[File Reference No. 06-00902](#)

Receive and file the County of Santa Barbara's Comprehensive Annual Financial Report (CAFR) and Financial Highlights for the fiscal year ended June 30, 2006.

A motion was made by Supervisor Firestone, seconded by Supervisor Centeno, that this matter be Received and filed. The motion carried unanimously.

A-11) COUNTY EXECUTIVE OFFICE

[File Reference No. 06-00910](#)

Consider a request to support Assembly Bill 2449 (in-store recycling bag program) and authorize the Chair of the Board to sign and send a letter urging Governor Schwarzenegger to sign this bill.

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

A-12) COUNTY EXECUTIVE OFFICE

[File Reference No. 06-00876](#)

Approve Budget Revision Request. (SEE EXHIBIT A WITH POSTED AGENDA)(4/5 vote required)

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

A-13) COUNTY COUNSEL

[File Reference No. 06-00909](#)

Approve the settlement of Thomas Claim/Threatened Litigation, 2375 Finney Street, Summerland, First District.

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

A-14) COUNTY EXECUTIVE OFFICE: COMPREHENSIVE PLANNING

[File Reference No. 06-00898](#)

Receive a report on the Planning Commission's action on the Annual Report of the County's Comprehensive Plan (General Plan).

A motion was made by Supervisor Firestone, seconded by Supervisor Centeno, that this matter be Received and filed. The motion carried unanimously.

A-15) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[File Reference No. 06-00899](#)

Receive and file the Annual Report of the Civil Service Commission.

**A motion was made by Supervisor Firestone, seconded by Supervisor Centeno, that this matter be Received and filed.
The motion carried unanimously.**

A-16) DISTRICT ATTORNEY[File Reference No. 06-00901](#)

Consider the recommendations regarding the expansion of the District Attorney's Vertical Prosecution Block Grant due to additional financing from the State Office of Emergency Services, as follows:

a) Authorize the District Attorney's Office to execute an amended grant award agreement with the State Office of Emergency Services increasing the grant amount from \$75,875 to \$146,981 to partially finance an Elder Abuse Vertical Prosecution Unit in Santa Maria and a Career Criminal Prosecution Unit in Santa Barbara;

b) Adopt a budget revision in the amount of \$71,106 in appropriations and revenues to finance the additional costs associated with the expanded FY 06-07 State funding; and

c) Adopt a Personnel Resolution, effective 9/25/06, adding:

1.0 FTE Deputy District Attorney I/V (Classes 2250-2254), Ranges 6032/7132
(\$4,914-\$5,999/\$8,506-\$10,384 per month).

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

a) Authorized.

b) Adopted.

c) Adopted.

RESOLUTION NO. 06-290

The motion carried unanimously.

A-17) HOUSING AND COMMUNITY DEVELOPMENT[File Reference No. 06-00882](#)

Consider recommendations regarding the 2006 Community Development Block Grant Application Planning and Technical Assistance Program, as follows:

a) Adopt a resolution to approve the \$35,000 Economic Development Allocation CDBG grant application to the State Department of Housing and Community Development;

b) Authorize the Interim Housing and Community Development Director to submit the \$35,000 grant application to the California State Department of Housing and Community Development for funds to conduct traffic impact analysis and cost estimates for road improvements for a proposed visitors center near Vandenberg Air Force Base; and

c) Authorize the Housing and Community Development Interim Director to sign all documents required for submittal of the CDBG application, grant agreement, drawdown of funds, submittal of minor amendment requests and grant administration.

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

a) Adopted.

RESOLUTION NO. 06-291

b) and c) Authorized.

The motion carried unanimously.

A-18) PUBLIC HEALTH

[File Reference No. 06-00894](#)

Authorize the County Executive Officer to approve and execute an Agreement with CoreMedical Group (not a local vendor) to provide licensed medical personnel on a temporary basis at the Medical Therapy Units for the period August 1, 2006 through July 31, 2008 in an amount not to exceed \$500,000.

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

Department requests to withdraw Administrative Agenda Item No. A-19) from the Agenda.

A-19) PUBLIC WORKS

[File Reference No. 06-00884](#)

Consider the recommendation regarding Proposition 42 funding for Transportation, All Districts, as follows:

a) Approve the list of streets as a program of projects for the use of partial early payback Proposition 42 funding;

b) Approve Notice of Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the Proposition 42 funding for the asphalt concrete overlay of various streets County wide; and

c) Direct staff to advertise for competitive bids to complete the listed streets/roads program of projects for construction in the spring of 2007.

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

A-20) PUBLIC WORKS

[File Reference No. 06-00886](#)

Consider recommendations regarding the Tajiguas Landfill Main Access Road (Project No. 828353), Third District, as follows:

a) Approve plans and specifications for construction of the Tajiguas Landfill Main Access Road (Project No. 828353);

b) Award the construction contract in the amount of \$587,654.00 to the lowest responsible bidder, Granite Construction Company with a local office, 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 approval of County Counsel, Auditor Controller and Risk Manager or their authorized representatives; and

d) Approve contingency fund in the amount of \$41,882.25 for construction of the Tajiguas Landfill Main Access Road (Project No. 828353).

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

a) and b) Approved.

c) Authorized; Chair to Execute.

d) Approved.

The motion carried unanimously.

A-21) PUBLIC WORKS

[File Reference No. 06-00890](#)

Consider recommendations regarding construction of 2005/2006 Regional Surface Transportation Program (RSTP) Augmentation Road Rehabilitation (Asphalt Concrete Overlay and Stress Absorbing Membrane Interlayer-SAMI) on Floradale Avenue, County Project No. 810524, Third District, as follows:

a) Approve plans and specifications for Construction of 2005/2006 Regional Surface Transportation Program (RSTP) Augmentation Road Rehabilitation (Asphalt Concrete Overlay and Stress Absorbing Membrane Interlayer-SAMI) on Floradale Avenue, Santa Barbara County, County Project No. 810524;

b) Award the construction contract in the amount of \$424,812.50 to the lowest responsive bidder, Union Asphalt, Inc., a California Corporation (a local vendor), P.O. Box 1280, Santa Maria, CA 93456-1280, subject to the provisions of documents and certification, as set forth in the plans specifications applicable to the project and as required by 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, Risk Manager or their authorized representatives; and

d) Approve a contingency fund in the amount of \$33,740.63 for Construction of 2005/2006 Regional Surface Transportation Program (RSTP) Augmentation Road Rehabilitation (Asphalt Concrete Overlay and Stress Absorbing Membrane Interlayer-SAMI) on Floradale Avenue, Santa Barbara County, County Project Number 810524.

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

a) and b) Approved.

c) Authorized; Chair to Execute.

d) Approved.

The motion carried unanimously.

A-22) PUBLIC WORKS

[File Reference No. 06-00893](#)

Approve the Application for Destruction of Construction Records to destroy records that are older than five years. (4/5 vote required)

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

A-23) PUBLIC WORKS

[File Reference No. 06-00896](#)

Consider recommendations regarding the Right of Way Vacation: Portion of North Patterson, Goleta, as follows: (4/5 vote required)

a) Approve the attached Notice of Exemption pursuant to California Environmental Quality Act (CEQA) guidelines regarding vacating the County's right-of-way known as North Patterson Avenue. The subject right of way underlies a portion of Santa Barbara County Assessor's Parcel Number 069-060-040; and

b) Adopt and execute the attached Resolution, Summary Order to Vacate, vacating the above referenced portion of North Patterson Avenue.

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

a) Approved.

b) Adopted.

RESOLUTION NO. 06-292

The motion carried unanimously.

A-24) SHERIFF

[File Reference No. 06-00892](#)

Approve the Application for the Destruction of Accounting Records which include accounts payable claims processed between 2000 to 2003 and accounts receivable billings or deposit slips from 2000 to 2001 that have no further administrative, legal or fiscal value.(4/5 vote required)

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

A-25) SOCIAL SERVICES

[File Reference No. 06-00887](#)

Approve the submission of the Workforce Investment Act (WIA) Five-Year Plan modification update for 2006-2007 as required by State Directive.

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

A-26) SOCIAL SERVICES

[File Reference No. 06-00897](#)

Consider recommendations regarding the designation of Workforce Resource Consortium as WIA One-Stop Operator, as follows:

a) Adopt a Memorandum of Understanding between the Santa Barbara County Workforce Investment Board and the Workforce Resource Consortium for the operation of the mandated one-stop system through June 30, 2007; and

b) Authorize the Workforce Investment Board to exercise the two-year renewal option, upon its appropriate action provided for in the Memorandum of Understanding for the period of July 1, 2007 through June 30, 2009.

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

a) Adopted.

b) Authorized.

The motion carried unanimously.

Board of Supervisors

A-27) SUPERVISOR ROSE

[File Reference No. 06-00908](#)

Approve the appointment of Dug Uyesaka to the Arts Commission, Second District.

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

A-28) SUPERVISOR ROSE

[File Reference No. 06-00907](#)

Approve the reappointment of Pat Jones to the Assessment Appeals Board No. 1, Second District.

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

Hearing Requests

A-29) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES

[File Reference No. 06-00885](#)

Set hearing to consider policy recommendations regarding use and compensation for Contractors on Payroll (COPs).

A motion was made by Supervisor Firestone, seconded by Supervisor Centeno, that this matter be Set for a hearing, as follows: October 3, 2006 in Santa Barbara (EST. TIME: 30 MIN.) The motion carried unanimously.

A-30) PLANNING AND DEVELOPMENT

[File Reference No. 06-00891](#)

Set hearing to consider the recommendations of the County Planning Commission and the Montecito Planning Commission regarding Case No. 06ORD-00000-00009, an ordinance repealing Articles I, II, III, IV and V of Chapter 35 of the Santa Barbara County Code and adopting Section 35-1, the Santa Barbara County Land Use and Development Code and Section 35-2, the Santa Barbara County Montecito Land Use and Development Code, of Chapter 35 of the Santa Barbara County Code, as follows:

a) Find that the adoption of this Ordinance is categorically and statutorily exempt from the California Environmental Quality Act pursuant to Sections 15061(b)(3) and 15265 of the Guidelines for Implementation of CEQA;

b) Adopt findings for approval of the proposed Ordinance;

c) Adopt an Ordinance repealing Articles I, II, III, IV and V of County Code Chapter 35 and adopting Section 35-1, the Santa Barbara County Land Use and Development Code, and Section 35-2, the Santa Barbara County Montecito Land Use and Development Code, of Chapter 35 of the Santa Barbara County Code; and

d) Adopt a Resolution transmitting this Ordinance for certification by the California Coastal Commission as an amendment to the certified Local Coastal Program for Santa Barbara County.

Set for a hearing, as follows:

October 17, 2006 in Santa Barbara. (EST. TIME: 45 MIN.)

Redevelopment Agency Board of Directors

A-31) BOARD OF DIRECTORS, REDEVELOPMENT AGENCY

[File Reference No. 06-00904](#)

Authorize the Chair to execute a contract amendment with P&D Consultants, a subsidiary of EDAW corporation (not a local vendor) to extend the contract termination date to June 30, 2008, to provide additional time to complete the Isla Vista Master Plan project with no change to the maximum contract costs, Third District.

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

A-32) BOARD OF DIRECTORS, REDEVELOPMENT AGENCY and
COUNTY EXECUTIVE OFFICE

[File Reference No. 06-00874](#)

Consider recommendations regarding Isla Vista Bus Stop Improvements, Third District.

A motion was made by Supervisor Firestone, seconded by Supervisor Centeno, that this matter be Continued, as follows: October 3, 2006 in Santa Barbara (EST. TIME: 15 MIN.) The motion carried unanimously.

Approval of Administrative Agenda

HEARING TIME: 9:20 AM - 10:40 AM (20 MIN.)

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

Public Comment Period

HEARING TIME: 9:40 AM - 10:35 AM (55 MIN.)

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) (06-00049)

A motion was made by Supervisor Carbajal, second by Supervisor Centeno, that members from the public would be given one minute to speak.

RE: Isla Vista Evictions Issues - Natalia Bautistoi; Victor Frankel; Kevin Davis; Maria Patricia Florez; Vanessa Villaseno; Dolores Mondragon; Cervin Morris; Australia Cazares; Rosa Tapia; Maria Calzada; Christine Byon; Jamison Heldrich; Luz Silva; Ana Rizo; Rev Mark Asman; Obed Zamura; Harley Augustino; Rosa Hernandez; Joaquin Villegas; Joel Rodriguez-Flores; Guadalupe Macias; George Alvarez Addressed the Board.

A motion was made by Supervisor Firestone, second by Supervisor Rose, that County Counsel work with the District Attorney to explore options regarding the Isla Vista eviction issue.

RE: Employment Issues with Human Resources process - Robert Johns, Ph.D. Addressed the Board.

RE: Invitation to attend the Santa Barbara Rape Crisis Center Community Housewarming on September 28, 2006 at new location - 433 East Canon Perdido Street, Santa Barbara - Elsa Granado Addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

Department requests the continuance of Departmental Item No. 1) to October 3, 2006.

1) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 06-00771](#)

HEARING - Consider recommendations regarding the 101 Traffic Reduction Initiative, as follows:
(EST. TIME: 15 MIN.)

Authorize the funding for a County contribution of \$10.00 per month per employee who participates in the Commuter Choice Tax Benefit Program.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:53 AM - 10:34 AM (1 MIN.)

A motion was made by Supervisor Centeno, seconded by Supervisor Firestone, that this matter be Continued, as follows: October 3, 2006 in Santa Barbara (EST. TIME: 15 MIN.) The motion carried unanimously.

2) PROBATION [File Reference No. 06-00760](#)

HEARING - Consider the recommendation to authorize the Chair to execute a supplement to the Purchasing Contract with the Community Action Commission, a local vendor, to provide lunch to the Santa Barbara Juvenile Hall, the Villa Esperanza, Camino Segundo and Casa Floral Counseling and Education Centers, and lunch and dinner meals to the Santa Maria Juvenile Hall in an amount not to exceed \$436,888 between July 1, 2006 and June 30, 2007. (EST. TIME: 15 MIN)

COUNTY EXECUTIVE OFFICERS RECOMMENDATION: APPROVE

HEARING TIME: 10:55 AM - 11:15 AM (20 MIN.)

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

Received and filed staff report and conducted public hearing.

Approved; Chair to Execute.

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

Consider bifurcation of North County facilities from contract when this matter comes before the Board of Supervisors next year for 2007-2008.

The motion carried by the following vote:

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

3) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 06-00863](#)

HEARING - Consider the recommendations regarding the implementation of the Mental Health Services Act (MHSA), as follows: (EST. TIME: 25 MIN.)

a) Accept \$5.1 million from the State Department of Mental Health for implementation and operation of the MHSA programs for Fiscal Year 06-07;

b) Direct the Auditor-Controller to create a separate Special Revenue Fund for the purpose of segregating MHSA funding, expenditures and designations;

c) Adopt one resolution, effective September 25, 2006 adding:

One (.75 FTE) Psychiatrist I/II, (Class 6165/6166), Ranges 7290/7510
(\$11,235-\$11,235/\$12,538-\$12,538);

One (.5 FTE) Psychiatrist I/II, (Class 6165/6166), Ranges 7290/7510
(\$11,235-\$11,235/\$12,538-\$12,538);

One (1.0 FTE) Clinical Psychologist I/II, (Class 1758/1759), Ranges 5866/6066
(\$4,524-\$5,523/\$4,998-\$6,102);

Five (1.0 FTE) Psychiatric Nurse I/II, (Class 6147/6148), Ranges 5926/6026
(\$4,661-\$5,690/\$4,900-\$5,981);

Six (1.0 FTE) ADMHS Recovery Assistant, (Class 5160), Range 4446
(\$2,228-\$2,720);

Eight (1.0 FTE) ADMHS Practitioner Intern/I/II, (Class 5190/5191/5192),
Ranges 5286/5486/5576 (\$3,387-\$4,135/\$3,743-\$4,569/\$3,914-\$4,779);

One (1.0 FTE) Accountant III, (Class 0016), Range 5726 (\$4,219-\$5,150); and

d) Approve the Budget Revision Request 2006290 to establish the budget for MHSA funding and associated revenues and expenditures of \$5.1 million.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:15 AM - 11:40 AM (25 MIN.)

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

Received and filed staff report and conducted public hearing.

a) and b) Approved.

c) Adopted.

RESOLUTION NO. 06-293

d) Approved.

The motion carried unanimously.

4) PLANNING AND DEVELOPMENT

[File Reference No. 06-00565](#)

HEARING - Consider recommendations regarding the appeal by Mr. and Mrs. Oscar Nunez [BOS Appeal Case No. 05APL-00000-00039] of the Rancho Danza del Sol Commercial Horse Facility, [99-CP-059], located at 1140 Via Regina, APN 059-010-079, Goleta area, Second District, as follows: (EST. TIME: 45 MIN.)

a) Adopt the required findings for the project, as specified in the Planning Commission action letter dated October 3, 2005, including CEQA findings;

b) Approve the Negative Declaration (05NGD-00000-00001) and adopt the mitigation monitoring program contained in the conditions of approval;

c) Deny the appeal, upholding the Planning Commission's approval of Conditional Use Permit

99-CP-059; and

d) Grant de novo approval of the project subject to the conditions included in the Planning Commission's action letter as revised.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 11:50 AM - 12:20 PM - CONTINUED 1:40 PM - 2:05 PM (55 MIN.)

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Acted on as follows: Received and filed staff report and conducted public hearing.

a) Adopted findings as specified in Planning Commission letter dated October 3, 2005, including CEQA findings.

b) Approved Negative Declaration.

c) Denied the appeal, upholding approval by Planning Commission of CUP.

d) Granted, subject to conditions of approval.

The motion carried unanimously.

5) COUNTY EXECUTIVE OFFICE: COMPREHENSIVE
PLANNING

[File Reference No. 06-00589](#)

HEARING - Consider recommendations regarding the initiation of the Santa Ynez Valley Community Plan, Third District, as follows: (EST. TIME: 1 HR.)

a) Receive and file staff presentation, consider recommendations of the Board Subcommittee and conduct a public hearing; and

b) Adopt a Resolution formally initiating the Comprehensive Plan amendments, including related rezones, proposed in the Santa Ynez Valley Community Plan Environmental Review Draft.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 2:05 PM - 3:15 PM (70 MIN.)

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

a) Received and filed staff presentation and conducted public hearing. The recommended policies as expressed in the letter dated September 20, 2006 from the subcommittee consisting of Supervisor Gray and Supervisor Firestone are included in the Santa Ynez Plan Policies and are to be initiated with the exception of number 9, the intent of which was adopted, the wording to be framed by County Counsel.

b) Adopted.

RESOLUTION NO. 06-294.

The motion carried by the following vote:

Ayes: 3 - Supervisor Firestone, Supervisor Gray and Supervisor Centeno

Noes: 2 - Supervisor Carbajal and Supervisor Rose

6) COUNTY EXECUTIVE OFFICE

[File Reference No. 06-00818](#)

HEARING - Consider recommendations regarding the annexation of Orcutt Creek Estates Residential Development into Orcutt Community Facilities District No. 2002-1 and Levy Special Taxes Therein, Fourth District, as follows: (EST. TIME: 10 MIN.)

- a) Hold a public hearing on the annexation of territory to Orcutt Community Facilities District No. 2002-1 and the authorization of the levying of special taxes on the proposed parcels to be annexed for the Orcutt Creek Estates residential development (tentative tract map 14,627 on APN 103-740-016);
- b) Receive testimony regarding written protests that have been filed, if any;
- c) Hold a special election on the annexation of Orcutt Creek Estates into the Orcutt Community Facilities District (No. 2002-1) and the levying of special taxes therein and trail this matter so that the election may be held and the results tallied during the Board meeting;

Later, on September 26, 2006, after the election results are tallied, if the vote of qualified electors approves the annexation and authorizes the levy of a special tax on the newly annexed parcels, it is recommended that the Board of Supervisors:

- d) Certify the election results;
- e) Adopt the Resolution Declaring Results of Special Election and Directing Recording of Notice of Special Tax Lien;
- f) Consider the introduction of an ordinance (First Reading) entitled "An Ordinance of the Board of Supervisors of the County of Santa Barbara Approving the Annexation of Territory to Orcutt Community Facilities District (No. 2002-1) and Authorizing the Levy of Special Taxes Therein.";
- g) Set hearing to consider the adoption of an ordinance (Second Reading) entitled "An Ordinance of the Board of Supervisors of the County of Santa Barbara Approving Annexation of Territory to Orcutt Community Facilities District (No. 2002-1) and Authorizing the Levy of Special Taxes Therein."

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HERING TIME: 3:25 PM - 3:36 PM (11 MIN.)

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

- a) Conducted public hearing.**
- b) No written protests filed.**
- c) Conducted special election. The vote of qualified electors approved the annexation and authorized the levy of a special tax on the newly annexed parcels.**
- d) Certified.**
- e) Adopted.**

RESOLUTION NO: 06-295

f) Read title, waived reading of the ordinance in it's entirety. Introduction approved, adopted (second reading) set for October 3, 2006 in Santa Barbara.

g) Adoption (second reading) set for October 3, 2006 in Santa Barbara.

The motion carried by the following vote:

Ayes: 3 - Supervisor Carbajal, Supervisor Rose and Supervisor Firestone

Abstentions: 2 - Supervisor Gray and Supervisor Centeno

7)

PLANNING AND DEVELOPMENT

[File Reference No. 06-00840](#)

HEARING - Consider recommendation from the Planning Commission to amend the Coastal and Inland Zoning Ordinances, exempting specific structures and equipment from adherence to applicable height limits where adherence is technically infeasible, and approve the environmental review and findings for these amendments, as follows: (EST. TIME: 20 MIN.)

a) Adopt an Ordinance Amending Divisions 2 and 7 of the Coastal Zoning Ordinance, as follows:

i) Amend Division 7, "General Regulations," of Article II, Chapter 35, of the Santa Barbara County Code, by revising Section 35-127.A.1 to exempt temporary oil/gas drilling rigs, oil/gas workover/pulling rigs, amine columns, distillation columns, stripper columns, and flare stacks from adherence to applicable height limits, and by repealing section 35-127.D;

ii) Amend Division 2, "Definitions," of Article II, Chapter 35, of the Santa Barbara County Code, by adding definitions for Amine Column or Tower, Distillation Column or Tower, Flare Stack, Oil/Gas Drilling Rig, Oil/Gas Workover/Pulling Rig, and Stripper Column or Tower;

b) Adopt an Ordinance Amending Divisions 2 and 7 of the Inland Zoning Ordinance, as follows:

i) Amend Division 7, "General Regulations," of Article III, Chapter 35, of the Santa Barbara County Code, by revising Section 35-276.A.1 to exempt temporary oil/gas drilling rigs, oil/gas workover/pulling rigs, amine columns, distillation columns, stripper columns, flare stacks, wind turbines, industrial silos, and other general industry structures and equipment from adherence to applicable height limits;

ii) Amend Division 2, "Definitions," of Article III, Chapter 35, of the Santa Barbara County Code, by adding definitions for Amine Column or Tower, Distillation Column or Tower, Flare Stack, Oil/Gas Drilling Rig, Oil/Gas Workover/Pulling Rig, and Stripper Column or Tower, and Silo (Industrial);

c) Approve findings for adoption of the foregoing amendments, as included in the Planning Commission's Resolution 06-05; and

d) Accept Negative Declaration 06NGD-00000-00022, as adequate environmental review for the proposed zoning ordinance amendments.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 3:21 PM - 3:25 PM (6 MIN.)

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

a) i and ii) Adopted.

ORDINANCE NO. 4622

b) i and ii) Adopted Ordinance as amended: Section 35-276.A.1.a, Section 4) is amended to read as follows:

"Temporary drilling rigs necessary to explore for and develop oil and gas reservoirs, or to inject gas or fluids into subsurface reservoirs, allowed in compliance with Division 8 of this Article".

ORDINANCE NO. 4623

c) and d) Approved.

The motion carried unanimously.

8) PLANNING AND DEVELOPMENT

[File Reference No. 06-00838](#)

HEARING - Consider the Appeal #O6APL-00000-00028 of Rancho San Marcos Golf Course Expansion project, O3RVP-00000-00002. The application involves AP Nos. 145-160-065, 067, 070, 071, located at 4600 Hwy 154, east of Lake Cachuma, in the Santa Ynez Valley, Third District, as follows: (EST. TIME: 1 HR. 30 MIN.)

a) Adopt the required findings for the project specified in the Planning Commission's action letter dated July 6, 2006, including CEQA findings;

b) Certify the Supplemental Environmental Impact Report, O5ELR-00000-00006 and adopt the mitigation monitoring program contained in the conditions of approval of the action letter;

c) Deny the appeal and uphold the Planning Commission's June 28, 2006 approval of O3RVP-00000-00002, and

d) Grant de novo approval of Case No. O3RVP-00000-00002 subject to the conditions included in the Planning Commission's action letter dated July 6, 2006.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 3:44 PM - 5:14 PM (90 MIN.)

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

Received and filed staff report and conducted public hearing.

a) Adopted, as revised by deleting the reference to "Planning Commission" in findings 1.1 and 1.2 and adding "Board of Supervisors" and adding "90-EIR-10" after the word "considered".

b) Certified and Adopted.

c) Denied.

d) Granted, as revised by changing the word "dusk" to "sunset" in condition no. 1 and changing condition 84 to reflect the date of September 26, 2006 on the Fire Department's letter.

The motion carried by the following vote:

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

Absent: 1 - Supervisor Rose

9) PLANNING AND DEVELOPMENT[File Reference No. 06-00839](#)

HEARING - Consider the appeal by the applicant, the Land Trust for Santa Barbara County, and uphold the Planning Commission's August 9, 2006 approval with conditions of the Arroyo Hondo Steelhead Passage Project, 06DVP-00000-00010. The project involves AP No. 081-150-002, -010; 081-010-005 and Cal Trans property (no APN), Gaviota Area, Third District, as follows: (EST. TIME: 1 HR.)

- a) Adopt the required findings for the project, as specified in the Planning Commission action letter dated August 14, 2006 and as revised in the August 24, 2006 action letter, including CEQA findings;
- b) Consider the Mitigated Negative Declaration prepared by the California Department of Fish and Game for purposes of approving the project and adopt the mitigation monitoring program contained in the conditions of approval;
- c) Deny the appeal, upholding the Planning Commission's approval with conditions of Development Plan 06DVP-00000-00010; and
- d) Grant de novo approval of the project subject to the conditions included in the Planning Commission's action letter.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 3:42 PM - 3:43 PM (1 MIN.)

A motion was made by Supervisor Firestone, seconded by Supervisor Rose, that this matter be Continued, as follows: October 3, 2006 in Santa Barbara The motion carried unanimously.

Adjourned at 5:15 PM

Adjourned to

October 3, 2006

County Administration Building

Board Hearing Room

105 East Anapamu Street , Fourth Floor

Santa Barbara

Announcements

The meeting of September 26, 2006, will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, September 28, 2006, at 5:00 PM on CSBTV Channel 20.

<http://www.countyofsb.org>