

County of Santa Barbara
BOARD OF SUPERVISORS

ACTION SUMMARY

May 09, 2006

**BETTERAVIA GOVERNMENT CENTER
BOARD HEARING ROOM
511 EAST LAKESIDE PARKWAY, SANTA MARIA**

The Board of Supervisors meets concurrently as the Board of Directors of the Flood Control & Water Conservation District, Water Agency, Redevelopment Agency, the Santa Barbara Fund for Public and Educational Access and other Special Districts.

Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at:
www.countyofsb.org

7:50 A.M. Convened and Recessed to Closed Session

9:00 A.M. Reconvened to Regular Session

CONVENED 9:07 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.

Approval of Minutes of the May 2, 2006 meeting.

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

Administrative Agenda

Resolutions to be Presented

- A-1) SUPERVISOR CENTENO [File Reference No. 06-00390](#)
- Adopt a Resolution proclaiming May 2006 as "Veterans Appreciation Month" in Santa Barbara County.
- A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Adopted**
- RESOLUTION NO. 06-133**
- The motion carried unanimously.**
- A-2) SUPERVISOR CENTENO [File Reference No. 06-00391](#)
- Adopt a Resolution of Commendation honoring Helen Marie Diaz-Sepulveda for 20 years of outstanding service to the citizens of Santa Barbara County and the Probation Department.
- A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Adopted**
- RESOLUTION NO. 06-134**
- The motion carried unanimously.**
- A-3) SUPERVISOR CENTENO [File Reference No. 06-00392](#)
- Adopt a Resolution of Commendation honoring Sydney Ann James upon her retirement from the Santa Maria-Bonita School District.
- A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Adopted**
- RESOLUTION NO. 06-135**
- The motion carried unanimously.**
- A-4) SUPERVISOR CENTENO [File Reference No. 06-00394](#)
- Adopt a Resolution declaring May 7th through May 13th as International Composting Awareness Week in Santa Barbara County.
- A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Adopted**
- RESOLUTION NO. 06-136**
- The motion carried unanimously.**
- A-5) SUPERVISOR GRAY [File Reference No. 06-00393](#)
- Adopt a Resolution of Commendation recognizing May 7th through May 13th as National Correctional Officers' Week.
- A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Adopted**
- RESOLUTION NO. 06-137**
- The motion carried unanimously.**

Honorary Resolutions

A-6) SUPERVISOR CARBAJAL [File Reference No. 06-00395](#)

Adopt a Resolution of Commendation honoring Richard Flacks, Professor of Sociology, upon his retirement after thirty-seven years of dedicated service on the faculty at the University of California, Santa Barbara.

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

RESOLUTION NO. 06-138

The motion carried unanimously.

A-7) SUPERVISOR CARBAJAL and SUPERVISOR ROSE [File Reference No. 06-00412](#)

Adopt a Resolution of Commendation honoring Gisèle Ben-Dor upon her appointment as Conductor Laureate of the Santa Barbara Symphony and for enhancing the cultural lives of the citizens of Santa Barbara County.

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

RESOLUTION NO. 06-139

The motion carried unanimously.

Administrative Items

A-8) COUNTY EXECUTIVE OFFICE [File Reference No. 06-00398](#)

Approve the appointment of Mr. Jim Richardson, Council member, City of Solvang, as a regular member of the Indian Gaming Local Community Benefit Committee.

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

A-9) GENERAL SERVICES [File Reference No. 06-00403](#)

Consider the recommendations regarding Los Prietos Staff Residences Project, Probation Department Project #8646, Third District, as follows:

a) Approve the plans and specifications to prepare the site for four modular homes for the Los Prietos Staff at the Los Prietos Boys Camp; 3900 Paradise Road, Santa Barbara, CA 93105, Project #8646; and

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

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

a) Approved.

b) Authorized.

The motion carried unanimously.

- A-10) GENERAL SERVICES [File Reference No. 06-00404](#)
- Consider the recommendation regarding the New Cuyama Caltrans Easement, Office of Real Estate Services Folio: 003503, Fifth District, as follows:
- Approve and authorize the Chair to execute the Right of Way Contract and Highway Easements Deeds between the County of Santa Barbara and the State of California, for the sale of easements by the County to the State for portions of the County-owned properties known as Santa Barbara County Assessor's Parcel Nos. 149-040-003, 006, 010 and 011, in the total amount of \$71,100.00, to facilitate improvements by Caltrans to Highway 166, in New Cuyama.
- A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-11) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 06-00407](#)
- Authorize the Director of the Housing and Community Development Department to develop and submit a countywide comprehensive application to the United States Department of Housing and Urban Development for the fiscal year 2006 Continuum of Care Homeless Assistance Programs.
- A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Authorized. The motion carried unanimously.**
- A-12) PARKS [File Reference No. 06-00405](#)
- Approve the attached request from the Santa Barbara Bowl Foundation for twelve (12) additional mid-week variances during the 2006 concert season at the Santa Barbara Bowl, First District.
- A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Approved. The motion carried unanimously.**
- A-13) PROBATION [File Reference No. 06-00399](#)
- Adopt a resolution authorizing the Chief Probation Officer to submit, sign, and accept the Juvenile Accountability Block Grant (JABG) in the amount of \$33,354 for the period July 1, 2006 to June 30, 2007 from the California Corrections Standards Authority (CSA).
- A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Adopted**
- RESOLUTION NO. 06-140**
- The motion carried unanimously.**
- A-14) PUBLIC WORKS [File Reference No. 06-00400](#)
- Receive a report from the Resource Recovery and Waste Management division on Cuyama Valley solid waste services, Fifth District.
- A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Received and filed. The motion carried unanimously.**
- A-15) PUBLIC WORKS [File Reference No. 06-00401](#)
- Consider the recommendations regarding the construction of 2005/2006 County Wide Measure 'D' Preventive Maintenance Application of Scrub Seal and Micro Surfacing, Santa Barbara County Project No. 820603, as follows:

a) Accept Notice of Completion for work performed by the Contractor, Intermountain Slurry Seal, Inc. (not a local vendor), 6225 South Walnut Street, Suite C, Loomis, CA 95650, and authorize Clerk to record; and

b) Review and approve the Statement of Final Quantities for work performed and materials supplied for this project by the Contractor, in the amount of \$925,112.78.

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

a) **Accepted.**

b) **Approved.**

The motion carried unanimously.

A-16) PUBLIC WORKS

[File Reference No. 06-00402](#)

Consider the recommendations regarding the State of California, 2005/2006 Exchange and State Match Program, Execute Agreement for the Exchange of Federal Highway Dollars, All Districts, as follows:

a) Authorize the Chair to execute the agreement with State of California, Department of Transportation for the exchange of Federal Highway dollars for Non-Federal State Highway Account dollars, for Fiscal Year 2005/06 apportionments, in the amount of \$558,115; and

b) Authorize Staff to disperse these Regional Surface Transportation Program (RSTP) funds to the City of Buellton, the City of Guadalupe and the City of Solvang, in the amounts identified for FY 2005/2006 in the Federal Transportation Improvement Program (FTIP).

A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Approved, as follows:

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

b) **Authorized.**

The motion carried unanimously.

A-17) PUBLIC WORKS and BOARD OF DIRECTORS, LAGUNA COUNTY SANITATION DISTRICT

[File Reference No. 06-00408](#)

Authorize the Chair to execute Amendment No. 1 to the Recycled Water Use Agreement with Santa Maria Pacific, LLC revising terms related to regulatory approval.

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

A-18) PUBLIC WORKS and BOARD OF DIRECTORS, LAGUNA COUNTY SANITATION DISTRICT

[File Reference No. 06-00409](#)

Accept the Easement Deeds by authorizing the Clerk of the Board to sign the Certificate of Acceptance attached to the original Easement Deeds for the real property conveyed to the Laguna County Sanitation District by the following property owner:

DI-MAC DEVELOPMENT INC. (APN 103-200-048, 103-200-074 and 103-200-052)

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

A-19) TREASURER-TAX COLLECTOR [File Reference No. 06-00396](#)

Consider the recommendations regarding the Treasurer's Investment Pool, F/Y 2005-2006 Third Quarter (January-March, 2006), as follows:

a) Accept for filing the F/Y 2005-2006 Third Quarter (January-March, 2006) report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b).

b) Approve the following members to the Treasury Oversight Committee, pursuant to Government Code section 27132:

Conrad Tedeschi, County of Santa Barbara Education Office
Fred Gaeden, CPA - Public Member

c) Receive and file the Auditor - Controller's Review Report on the assets held in the Santa Barbara County Treasury Pool for the quarter ended March 31, 2006.

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

a) **Accepted.**

b) **Approved.**

c) **Received and filed.**

The motion carried unanimously.

Board of Supervisors

A-20) SUPERVISOR CENTENO [File Reference No. 06-00389](#)

Accept the appointment of Michael R. Gorbell to the Mental Health Commission, Fifth District.

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

A-21) SUPERVISOR ROSE [File Reference No. 06-00397](#)

Approve the Priorities for Subsidized Child Development Program Funding, Santa Barbara County, to be submitted by the Santa Barbara County Child Care Planning Council to the California Department of Education.

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

Hearing Requests

A-22) COUNTY EXECUTIVE OFFICE [File Reference No. 06-00388](#)

Set hearing to consider the recommendations regarding the transportation expenditure plan for the renewal of Measure D.

**A motion was made by Supervisor Rose, seconded by Supervisor Firestone, that this matter be Set for a hearing, as follows: May 23, 2006 in Santa Maria (EST. TIME: 60 MIN.)
The motion carried unanimously.**

A-23) COUNTY EXECUTIVE OFFICE[File Reference No. 06-00413](#)

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

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

Approval of Administrative Agenda

HEARING TIME 9:10 AM - 9:26 AM (16 MIN.)

[File Reference No. 06-00049](#)

PUBLIC COMMENT

HEARING TIME 9:26 AM - 9:36 AM (10 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)**

RE: Homeless Services - George Alvarez Addressed the Board.

RE: Homeless Services/Issues - Robert Ingalls Addressed the Board.

RE: Orcutt Community Plan Key Site 30 - Donna Dart Addressed the Board.

RE: Introduction of Maryanne Garrity as the new ADMHS Deputy Director, Admin. - Dr. James Broderick, ADMHS Director, Addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

1) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES File Reference No. 06-00358

HEARING - Consider recommendations regarding the FY 2006-07 Santa Barbara County SACPA (Substance Abuse and Crime Prevention Act) Plan, as follows: (EST. TIME: 30 MIN.)

a) Receive report regarding the FY 06-07 Santa Barbara County SACPA Annual Services Plan, which is required by the Substance Abuse and Crime Prevention Act of 2000 (SACPA); and

b) Adopt a Resolution to approve the FY 06-07 SACPA Plan and submit to the California Alcohol and Drug Programs and authorize the Department of Alcohol, Drug and Mental Health Services Director, or designee, to revise and submit to 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.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 9:37 AM - 10:00 AM (23 MIN.)

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

a) Received and filed report and conducted public hearing.

b) Adopted.

RESOLUTION NO. 06-141

The motion carried unanimously.

2) PLANNING AND DEVELOPMENT File Reference No. 06-00307

HEARING - Consider the recommendation regarding the proposed Mission Oaks General Plan Amendment, Case Nos. 05GPA-00000-00004; 05RZN-00000-00006 & 05TRM-00000-00002, Zone Change and Tentative Tract Map. The application involves AP No. 097-111-002, located on the south side of Burton Mesa Boulevard, between Rucker Road and Calle Quarta, in the Mission Hills area, Fourth District.(EST. TIME: 1 HR.), as follows:

a) Decline to initiate the formal review process for the Mission Oaks General Plan Amendment (Case No. 05GPA-00000-00004), and corresponding cases (05TRM -00000-00002 and 05RZN-00000-00006), until it can be considered in the context of a comprehensive community plan for the Mission Hills area; or

b) Accept the proposed General Plan Amendment request and direct staff to initiate the formal review process. Correspondingly, the companion Zone Change and Tentative Tract Map applications would also be accepted for processing.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:01 AM - 10:25 AM (24 MIN.)

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

- a) Approved.
- b) No action taken.

The motion carried unanimously.

3) PLANNING AND DEVELOPMENT

[File Reference No. 06-00308](#)

HEARING - Consider the recommendations regarding the Will General Plan Amendment and Rezone (Orcutt Union Plaza), case numbers 05RZN-00000-00005 and 05GPA-00000-00003 for a zoning change and general plan amendment. The application involves APNs 105-091-006 and 105-121-001, located on the southeast intersection of Clark Avenue and Marcum Streets, known as 201 South Broadway, in the Orcutt area, Fourth District, as follows: (EST. TIME: 5 MIN.)

- a) Adopt the required findings for the project, including CEQA findings;
- b) Approve the Negative Declaration;
- c) Adopt the resolution approving Comprehensive Plan Amendment 05GPA-00000-00003, changing the Land Use Designation for a portion of the subject parcel from General Industry to General Commercial/Residential-14.0;
- d) Adopt an ordinance approving Case No. 05RZN-00000-00005 rezoning a portion of the subject parcel from M-1 to OT-R-14/GC; and
- e) Adopt an ordinance for APNs 105-091-006 and 105-121-001, amending the Orcutt Community Plan Zoning Districts Map (Exhibit #35-204.41.2) and designate APNs 105-091-006 and 105-121-001 outside of the core pedestrian overlay zone 1 and the peripheral pedestrian overlay zone 2.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:40 AM - 11:00 AM (20 MIN.)

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

- a) through e) Conceptually approved as amended. Directed staff to amend recommendation e) to read as follows:

"Conceptually adopt an ordinance for APNs 105-091-006 and 105-121-001, amending the Orcutt Community Plan Zoning Districts Map (Exhibit #35-204.41.2) and designate APNs 105-091-006 and 105-121-001 within the peripheral pedestrian overlay zone 2, and:"

- f) Continued to May 16, 2006 for final action on Land Use Element Window Date.

The motion carried unanimously.

4) PLANNING AND DEVELOPMENT

[File Reference No. 06-00312](#)

HEARING - Consider the recommendations regarding the Goller General Plan Amendment and Rezone Request, 05RZN-00000-00011 and 05GPA-00000-00007 for a zoning change and general plan amendment. The application involves APNs 149-023-009 and 149-023-010, located in the northern section of the community of New Cuyama, Fifth District, as follows:(EST. TIME: 45 MIN.)

- a) Conceptually adopt the required findings for the project, including CEQA findings;
- b) Conceptually accept the Notice of Exemption;
- c) Conceptually adopt the ordinance approving Case Number 05RZN-00000-00011 rezoning Assessor Parcel Numbers 149-023-009, and 149-023-010 from CH Highway Commercial to 7-R-1 Residential;
- d) Conceptually adopt the resolution approving Comprehensive Plan Amendment 05GPA-00000-00007, changing the Land Use Designation for Assessor Parcel Numbers 149-023-009 and 149-023-010 from CH Highway Commercial to Residential 4.6 units per acre; and
- e) Continue the project to May 16, 2006 for final action on the designated Land Use Element Window date.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 11:01 AM - 11:15 AM (14 MIN.)

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

- a) through d) **Conceptually approved.**
- e) **Continued to May 16, 2006 for final action on Land Use Element Window Date.**

The motion carried unanimously.

2:00 P.M.

Planning Items and Public Hearings

5) COUNTY EXECUTIVE OFFICE

[File Reference No. 06-00256](#)

HEARING - Consider recommendations regarding amendments required for conditional certification of the County's 2003-2008 Housing Element, as follows: (EST. TIME: 2 HRS. 30 MIN.) (PUBLIC HEARING CLOSED) (Please note that if the Board chooses to make modifications to the Draft Revised Housing Element or discuss topics beyond those that were included in earlier staff submittals or discussed at the April 4th hearing the public hearing should be reopened to allow public input on these issues.)

- a) Receive and file staff presentation, consider recommendations from the Planning Commission and conduct a public hearing;
- b) Find that the Negative Declaration 04NGD-00000-00004 previously adopted by the Board of Supervisors for the 2003-2008 Housing Element, adopted on March 29, 2004, adequately describes the potential environmental effects of the Draft Revised Housing Element;
- c) Adopt the 2003-2008 Draft Revised Housing Element; and
- d) Adopt a Resolution approving associated Findings in support of the Board's final action.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 2:07 PM - 3:17 PM (1 HR. 10 MIN.)

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

- a) Received and filed staff presentation and conducted public hearing.
- b) Approved.
- c) Adopted. Directed staff to amend the language of Policy 8.1 on page 104 of the Draft Revised 2005-2008 Santa Barbara County Housing Element by replacing the word 'exemptions' with the word 'strategies' (intended to include examples thereof).
- d) Adopted.

RESOLUTION NO. 06-142

Directed staff to include the Village Centers concept in the preparation of the Environmental Impact Report.

The motion carried by the following vote:

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

Adjourned at 3:17 PM

Adjourned to

Tuesday May 16, 2006

County Administration Building

Board Hearing Room

105 East Anapamu Street , Fourth Floor

Santa Barbara

Announcements

The meeting of May 9, 2006 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, May 11, 2006, at 5:00 PM on CSBTV Channel 20.

<http://www.countyofsb.org>