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## **ACTION SUMMARY**

**August 28, 2007**

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

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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.

Live Web Streaming of the Board of Supervisors Meetings, Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at: [www.countyofsb.org](http://www.countyofsb.org)

**7:50 A.M. .... Convened and Recessed to Closed Session****9:00 A.M. .... Reconvened to Regular Session**

*CONVENED AT 9:13 A.M.*

**Roll Call**

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

Absent: Supervisor Wolf

**Pledge of Allegiance****Report from Closed Session**

COUNTY COUNSEL

[File Reference No. 07-00862](#)

Closed Session Agenda

County Counsel reported that by a vote of 4-0, with Supervisor Wolf being absent, the Board took the following action:

a) Approved intervention in Plata v. Schwarzenegger and Coleman v. Schwarzenegger, the federal cases challenging medical treatment and population in California state prisons, by Chief Probation Officer and representation by Jones & Mayer at no cost to the County; and

(b) Ratified intervention by Sheriff with representation by Jones & Mayer and intervention by District Attorney with representation by Riverside and San Diego District Attorney.

Details of this announcement may be obtained in the Office of the County Counsel.

**Approval of Minutes of the August 21, 2007 meeting**

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

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

Absent: 1 - Supervisor Wolf

**Receive Report on the status of the Zaca Fire**

Received and filed.

## Administrative Agenda

### Administrative Items

- A-1) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 07-00834](#)

Approve and authorize the Chair to executed the Owner's Agreement to Construct and Maintain Private Drainage Improvements and Private Drainage and Maintenance Easements with the Music Academy of the West for Development Case No. 90-CP-111-RV01 (APNs: 009-282-29, and -30), First District.

**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Approved; Chair to Execute. The motion carried by the following vote:**

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

- A-2) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00835](#)

Adopt a Resolution reaffirming the ongoing existence of Local Emergency due to the Zaca Fire.

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

**RESOLUTION NO. 07-269**

**The motion carried by the following vote:**

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

- A-3) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00836](#)

Consider recommendations regarding amending the existing contract to replace the County's Recurring Performance Measures and Project Reporting Systems, as follows:

a) Approve and authorize the Chair to execute a contract amendment with SAP Public Services (not a local vendor) in the amount of \$102,359 to replace the County's Recurring Performance Measures (RPM) System; and

b) Authorize the County Executive Officer to execute a future amendment to the proposed contract amendment to provide training and technical assistance in an amount not to exceed \$15,000

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

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

**b) Authorized.**

**The motion carried by the following vote:**

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

A-4) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[File Reference No. 07-00839](#)

Consider recommendations regarding Classification and Position Changes, as follows:

a) Adopt a resolution, effective August 27, 2007:

Establish Job Classifications:

EDP Systems & Programming Analyst I-R (Class #2551), Range 6136, (\$5,176-\$6,319/month).

EDP Systems & Programming Analyst II-R (Class #2554), Range 6336, (\$5,719-\$6,981/month).

Position Reallocation-Human Resources:

CEO/Human Resources (#1010)

Reclassify:

From: 1.0 FTE Computer Systems Spec I/II-R (Class 2173/2176)

To: 1.0 FTE EDP Sys & Prog Anlst I/II-R (Class 2551/2554)

Position Reallocation-Public Works

Public Works - Solid Waste (#8810)

Reclassify:

From: 1.0 FTE Public Works Prgm Spec Sr (Class 6357)

To: 1.0 FTE Staff Analyst (Class 7095)

Public Works - Flood Control (#8998)

Add: 1.0 FTE Departmental Asst Sr (Class 2168)

Delete: 1.0 FTE Hydrologist (Class 4097)

Special Duty Pay

GENERAL SERVICES

Delete 5% Special Duty Pay for 1 HVAC Specialist.

b) Adopt a resolution, effective August 27, 2007:

Designate Position No. 4888, Executive Secretary for the County Executive Officer, exempt from the Civil Service System.

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

**a) Adopted.**

**RESOLUTION NO. 07-270**

**b) Adopted.**

**RESOLUTION NO. 07-271**

**The motion carried by the following vote:**

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

Absent: 1 - Supervisor Wolf

A-5) HOUSING AND COMMUNITY DEVELOPMENT[File Reference No. 07-00832](#)

Adopt a resolution amending the budget of the State Community Development Block Grant funding Women's Economic Ventures, First District.

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

**RESOLUTION NO. 07-272**

**The motion carried by the following vote:**

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

Absent: 1 - Supervisor Wolf

A-6) PLANNING AND DEVELOPMENT[File Reference No. 07-00837](#)

Consider recommendations regarding the addition of an alternate member to the Regional Conservation Strategy Conservation Steering Committee, as follows:

a) Approve the appointment of a new alternate representative to the Conservation Steering Committee for the California Tiger Salamander Regional Conservation Strategy project; and

b) Approve the transposition of The Nature Conservancy's committee member with its alternate member.

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

**a) and b) Approved.**

**The motion carried by the following vote:**

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

Absent: 1 - Supervisor Wolf

A-7) PROBATION[File Reference No. 07-00688](#)

Consider recommendations regarding the contracts to provide meals at the Santa Barbara Juvenile Hall, Villa Esperanza, Camino Segundo, and Casa Floral Counseling and Education Centers (CECs), as follows:

a) Approve and authorize the Chair to execute a with Community Action Commission (CAC) to provide lunch at the Santa Barbara Juvenile Hall, Susan J. Gionfriddo Juvenile Justice Center, Villa Esperanza, Camino Segundo, and Casa Floral Counseling and Education Centers for the 2007-08 fiscal year and dinner at the Susan J. Gionfriddo Juvenile Justice Center from July 1 to August 31, 2007 with a not to exceed amount of \$369,077; and

b) Approve and authorize the Chair to execute a contract with the Vocational Training Center (VTC) to provide dinner at the Susan J. Gionfriddo Juvenile Justice Center from September 1, 2007 to June 30, 2008 with a not to exceed amount of \$125,654.

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

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

**The motion carried by the following vote:**

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

Abstentions: 1 - Supervisor Carbajal

Absent: 1 - Supervisor Wolf

A-8) PUBLIC WORKS[File Reference No. 07-00845](#)

Authorize the Director of Public Works to advertise for construction bids for the Construction of Summerland Circulation and Parking Improvements on Ortega Hill Road and Lillie Avenue, County Project No. 862256, First District.

**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Authorized. The motion carried by the following vote:**

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

Absent: 1 - Supervisor Wolf

A-9) PUBLIC WORKS[File Reference No. 07-00833](#)

Receive a report from the Resource Recovery and Waste Management Division on Cuyama Valley Solid Waste Services.

**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Received and filed.**

**The motion carried by the following vote:**

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

Absent: 1 - Supervisor Wolf

A-10) SHERIFF[File Reference No. 07-00838](#)

Consider recommendations regarding the Isla Vista Foot Patrol, Project No. 2388, Third District., as follows: (4/5 Vote Required)

- a) Approve the substitution of subcontractors under Public Contract Code section 4107 (a) (5) and determine that the omission of already listed subcontractors in the 'blank' lines on the Subcontractors Listing Form of the Bid Documents was due to a clerical error;
- b) Authorize the Chair to award and execute the Construction Contract in the amount of \$3,727,305. with the lowest responsible bidder, McGillivray Construction, Inc., (not a local vendor) subject to provision of the documents and certification as set forth in the plans and specifications applicable to the project and as required by California Law; and
- c) Authorize the Sheriff to approve and sign Change Orders up to 10 percent of the original award amount or a maximum of \$372,731.

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

- a) **Approved.**
- b) **Authorized; Chair to Execute.**
- c) **Approved.**

**The motion carried by the following vote:**

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

A-11) SHERIFF[File Reference No. 07-00841](#)

Approve and authorize the Chair to execute an agreement with the City of Santa Barbara for supplemental security services during special events for the period from July 1, 2007 through June 30, 2010 in an amount that reimburses actual direct costs. (4/5 Vote Required)

**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Approved; Chair to Execute. The motion carried by the following vote:**

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

**Hearing Requests**A-12) SUPERVISOR FIRESTONE[File Reference No. 07-00766](#)

Set a hearing on September 4, 2007 to consider a Graffiti Abatement Ordinance, as follows:

a) Consider the introduction (First Reading) of an ordinance adding Chapter 47, Graffiti Abatement, to the Santa Barbara County Code; and

b) Set a hearing on for September 11, 2007 to consider recommendations, as follows:

i) Consider the adoption (Second Reading) of an ordinance adding Chapter 47, Graffiti Abatement, to the Santa Barbara County Code; and

ii) Adopt a Resolution to Enable the Graffiti Ordinance within Isla Vista.

**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Withdrawn from the agenda. The motion carried by the following vote:**

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

Absent: 1 - Supervisor Wolf

**Board of Supervisors**A-13) SUPERVISOR CARBAJAL[File Reference No. 07-00830](#)

Approve the appointment of Jan Winter as an alternate to the Mental Health Commission, First District.

**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Approved. The motion carried by the following vote:**

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

Absent: 1 - Supervisor Wolf

A-14) SUPERVISOR WOLF[File Reference No. 07-00844](#)

Approve the reappointment of Ron Tan to the Housing Authority Commission, Second District.

**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Approved. The motion carried by the following vote:**

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

Absent: 1 - Supervisor Wolf



A-15) SUPERVISOR CENTENO[File Reference No. 07-00825](#)

Approve the reappointment of Warren Reeder to the Assessment Appeals Board No. 1, Fifth District.

**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Approved. The motion carried by the following vote:**

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

**Approval of Administrative Agenda**

*HEARING TIME 9:20 A.M. - 9:42 A.M. (22 MIN.)*

**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, to Approve the Administrative Agenda as Amended. The motion carried by the following vote:**

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

[File Reference No.](#)

PUBLIC COMMENT

*HEARING TIME: 9:43 A.M. - 10:11 A.M. (28 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) (07-00001)**

**RE: 2008 California State Budget - Terry Maus-Nisich and Jason Stilwell Addressed the Board.**

**RE: Children's Services / Santa Maria Food Bank - Sister Janet Corcoran Addressed the Board.**

**RE: Human Services / Funding Issues - Sylvia Barnard, Margie Baker and Frances Romero Addressed the Board.**

**RE: Isla Vista Master Plan - Robert L. Johns, Ph.D. Addressed the Board.**

**RE: Agricultural Preserve Advisory Committee Membership Issues - Bob Fields Addressed the Board.**

**RE: Iraq War - Floyd Meyers Addressed the Board.**

**RE: Attendance at California State Budget Signing Ceremony - Fourth District Supervisor Joni Gray Addressed the Board.**

**RE: City of Pismo Pigeon Relocation Program - Fifth District Supervisor Joe Centeno Addressed the Board.**

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

- 1) COUNTY EXECUTIVE OFFICE and BOARD OF DIRECTORS, REDEVELOPMENT AGENCY [File Reference No. 07-00793](#)

HEARING - Consider the final recommendation regarding the adoption of the Isla Vista Master Plan and related resolutions and implementing ordinances, Third District, as follows: (EST. TIME: 10 MIN.)

Consider the adoption (Second Reading) of an ordinance establishing an In-Lieu Parking Fee Program.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 10:12 A.M. - 10:13 A.M. (1 MIN.)*

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

**ORDINANCE NO. 4650**

**The motion carried by the following vote:**

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

Absent: 1 - Supervisor Wolf

- 2) COUNTY EXECUTIVE OFFICE and BOARD OF DIRECTORS, REDEVELOPMENT AGENCY [File Reference No. 07-00796](#)

HEARING - Consider the adoption (Second Reading) of an ordinance approving and adopting the second amendment to the Redevelopment Plan for the Isla Vista Redevelopment Project., Third District, as follows: (EST. TIME: 5 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 10:13 A.M. - 10:14 A.M. (1 MIN.)*

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

**ORDINANCE NO. 4651**

**The motion carried by the following vote:**

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

Absent: 1 - Supervisor Wolf

3) DISTRICT ATTORNEY and SHERIFF [File Reference No. 07-00798](#)

HEARING - Consider recommendations regarding amended Ordinances for Isla Vista, as follows:  
(EST. TIME: 5 MIN.)

a) Consider the adoption (Second Reading) of an ordinance amending Section 36-6 of the Nuisance Party Ordinance, to become effective 30 days after its passage and adoption; and

b) Consider the adoption (Second Reading) of an ordinance to amend Sections 6-70.01 and 6.107 and add sections 6-108 and 6-109 of the Santa Barbara County Code Chapter 6 (Loud Music Ban), to become effective 30 days after its passage and adoption.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 10:14 A.M. - 10:15 A.M. (1 MIN.)*

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

**a) Adopted.**

**ORDINANCE NO. 4652**

**b) Adopted.**

**ORDINANCE NO. 4653**

**The motion carried by the following vote:**

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

Absent: 1 - Supervisor Wolf

4) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00768](#)

HEARING - Consider the response to the Grand Jury Report on "Detention Facilities Inspections", as follows: (EST. TIME: 10 MIN.)

a) Adopt the responses as the Board of Supervisors' responses to the 2006-07 Grand Jury Report entitled "Detention Facilities Inspections"; and

b) Authorize the Chair to execute the letter forwarding the responses to the Presiding Judge.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 10:15 A.M. - 10:16 A.M. (1 MIN.)*

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

**a) Adopted.**

**b) Authorized; Chair to Execute.**

**The motion carried by the following vote:**

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

Absent: 1 - Supervisor Wolf

5) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00800](#)

HEARING - Consider the response to the Civil Grand Jury report entitled "Effects of Immigration in Santa Barbara County", as follows: (EST. TIME: 15 MIN.)

- a) Adopt the responses as the Board of Supervisors' responses to the 2006-07 Grand Jury Report entitled "Effects of Immigration in Santa Barbara County: A Balanced Assessment", and
- b) Authorize the Chair to sign the letter forwarding the responses to the Presiding Judge.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 10:16 A.M. - 10:22 A.M. (6 MIN.)*

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

- a) **Adopted.**
- b) **Authorized; Chair to Execute.**

**The motion carried by the following vote:**

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

6) AUDITOR-CONTROLLER

[File Reference No. 07-00764](#)

HEARING - Consider the Development Impact Fees, Annual Reports and Automatic Fee Adjustment, as follows: (EST. TIME: 15 MIN.)

- a) Receive the 2006/07 annual reports for the Countywide, Orcutt and Goleta Development Impact Fee programs; and
- b) Receive the automatic annual fee adjustment of 3.3%, which is based on the increase in the Engineering Construction Cost Index.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 10:23 A.M. - 10:37 A.M. (14 MIN.)*

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

**Received and file staff report and conducted public hearing.**

- a) and b) **Approved.**

**The motion carried by the following vote:**

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

7) PUBLIC WORKS [File Reference No. 07-00682](#)

HEARING - Approve revisions to the current Neighborhood Traffic Management Policy for use throughout the County. (EST. TIME: 40 MIN.)

## COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

*HEARING TIME: 10:38 A.M. - 10:39 A.M. (1 MIN.)*

**A motion was made by Supervisor Carbajal, seconded by Supervisor Gray, that this matter be Continued, as follows: September 4, 2007 in Santa Barbara (EST. TIME: 40 MIN.) The motion carried by the following vote:**

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

Absent: 1 - Supervisor Wolf

8) PUBLIC WORKS [File Reference No. 07-00563](#)

HEARING - Consider recommendations regarding the adoption of an Ordinance entitled "An Ordinance Amending Chapters 29 and 24A of the Santa Barbara County Code" relating to Stormwater Runoff Controls, as follows: (EST. TIME: 20 MIN.)

a) Consider the introduction (First Reading) of an Ordinance entitled "An Ordinance Amending Chapters 29 and 24A of the Santa Barbara County Code" relating to Stormwater Runoff Controls; and

b) Set a hearing for September 11, 2007, to consider the adoption (Second Reading) of an Ordinance entitled "An Ordinance Amending Chapters 29 and 24A of the Santa Barbara County Code" relating to Stormwater Runoff Controls.

## COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

*HEARING TIME: 10:40 A.M. - 10:41 A.M. (1 MIN.)*

**A motion was made by Supervisor Carbajal, seconded by Supervisor Centeno, that this matter be Continued, as follows: September 11, 2007 in Santa Maria (20 MIN.) The motion carried by the following vote:**

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

Absent: 1 - Supervisor Wolf

**Adjourned at 10:42 A.M.**

**The Board of Supervisors Adjourned the Meeting of August 28, 2007 in Honor of Robert McHolland of Nipomo, Daniel Ledda of Santa Maria and Don Willis of Lompoc.**

**September 4, 2007**

**County Administration Building**  
**Board Hearing Room**  
**105 East Anapamu Street , Fourth Floor**  
**Santa Barbara**

**Announcements**

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