
ACTION SUMMARY

July 15, 2008

**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.

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

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

CONVENED AT 9:03 A.M.

Roll Call

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

Pledge of Allegiance**Report from Closed Session**1) COUNTY COUNSEL

[File Reference No. 08-00711](#)

Closed Session Agenda

County Counsel reported that the Board of Supervisors authorized the filing of an appeal to the adverse Superior Court decision in Frost v. County of Santa Barbara, SBSC Case No. 1265213. Details of this announcement may be obtained from the Office of County Counsel.

Approval of Minutes of the July 8, 2008 meeting

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

Receive Report on the status of the Gap Fire.

Received and filed staff report - Michael Harris, Chief of Emergency Operations, Addressed the Board.

Administrative Agenda**Resolutions to be Presented at 9:15 A.M.**A-1) SUPERVISOR CARBAJAL

[File Reference No. 08-00668](#)

Adopt a Resolution proclaiming the week of July 13-19, 2008 as "Probation, Parole and Community Supervision Officers' Week" in Santa Barbara County.

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

RESOLUTION NO. 08-264

The motion carried unanimously.

A-2) SUPERVISOR CARBAJAL

[File Reference No. 08-00704](#)

Adopt a resolution proclaiming the months of August and September 2008 as the Traffic Solutions Commute Challenge in Santa Barbara County.

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

RESOLUTION NO. 08-265

The motion carried unanimously.

Honorary Resolutions

A-3) SUPERVISOR CARBAJAL [File Reference No. 08-00702](#)

Adopt a Resolution honoring the 20th Anniversary of HELP of Carpinteria.

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

RESOLUTION NO. 08-266

The motion carried unanimously.

A-4) SUPERVISOR GRAY [File Reference No. 08-00692](#)

Adopt a Resolution of Commendation honoring the 2008 Lompoc Woman of the Year.

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

RESOLUTION NO. 08-267

The motion carried unanimously.

A-5) SUPERVISOR GRAY [File Reference No. 08-00693](#)

Adopt a Resolution of Commendation honoring the 2008 Lompoc Man of the Year.

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

RESOLUTION NO. 08-268

The motion carried unanimously.

Administrative Items

A-6) GENERAL SERVICES [File Reference No. 08-00685](#)

Consider recommendations regarding the Burton Mesa Public Safety Center Project 8657 Award Amendment, as follows:

a) Approve and authorize Chair to execute Amendment No. 5 to the contract with Maino Construction Company Inc., of San Luis Obispo, CA, (not a local vendor) for the Burton Mesa Public Safety Center Project in the amount of \$46,202.62 for a total contract amount of \$4,175,115.84; and

b) Accept Notice of Completion for work performed by Maino Construction Company Inc., of San Luis Obispo, CA, (not a local vendor) for the Burton Mesa Public Safety Center Project and authorize Clerk to record.

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

a) Approved; Chair to execute.

b) Accepted.

The motion carried unanimously.

A-7) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 08-00682](#)

Consider recommendations regarding contracts for Adult Mental Health services for FY 08-09, as follows:

- a) Approve and authorize the Chair to execute a contract with Mental Health Association in Santa Barbara (a local vendor) for the period of August 1, 2008 through June 30, 2009 in the amount of \$392,434;
- b) Approve and authorize the Chair to execute a contract with PathPoint (formerly Work Training Programs) (a local vendor) to provide adult mental health services for the period of August 1, 2008 through June 30, 2009 in the amount of \$637,470;
- c) Approve and authorize the Chair to execute a contract with Telecare Corporation (a local vendor) for the period of August 1, 2008 through June 30, 2009 in the amount of \$1,420,029;
- d) Approve and authorize the Chair to execute a contract with Transitions Mental Health Association (a local vendor) for the period of August 1, 2008 through June 30, 2009 in the amount of \$387,563; and
- e) Approve and execute a contract with Phoenix of Santa Barbara (a local vendor) for the period of August 1, 2008 through June 30, 2009 in the amount of \$883,962.
- f) Authorize the Director of ADMHS to approve amendments to the proposed contracts, provided that any such amendments do not exceed ten percent (10%) of each contract's dollar amount.

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

a) through e) Approved; Chair to execute.

f) Authorized.

Directed staff to return to the Board in October 2008 with a quarterly report on the status of client services.

The motion carried unanimously.

A-8) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

[File Reference No. 08-00687](#)

Consider the recommendation regarding the State Water Project Agreement with State Department of Water Resources and San Luis Obispo County Flood Control District regarding delivery of excess Table A amount from San Luis Obispo County Flood Control District to Central Coast Water Authority (CCWA) for use by CCWA members in Santa Barbara County as a drought buffer for a period of two years, as follows:

Approve and authorize the Chair to execute an Agreement to allow the State Department of Water Resources (DWR) to deliver up to 5,200 Acre Feet of unneeded San Luis Obispo County Flood Control District (SLOFCD) State Water to Central Coast Water Authority (CCWA) to help restore deliveries to Santa Barbara County Water Purveyors.

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

A-9) COMMUNICATIONS FOR REFERRAL

[File Reference No. 08-00694](#)

City of Goleta - Approve the following requests of the City of Goleta:

a) Call and give notice of the holding of a General Municipal Election to be held on Tuesday, November 4, 2008, for the election of certain officers as required of California relating to general law cities; and

b) Consolidate the General Municipal Election with the Statewide General Election to be held on November 4, 2008; and

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

a) and b) Approved. Referred to the County Clerk-Recorder-Assessor.

The motion carried unanimously.

A-10) COMMUNICATIONS FOR REFERRAL

[File Reference No. 08-00695](#)

City of Buellton - Approve the request of the City of Buellton to Call and Give Notice of the Holding of an Election that is Requested to be Consolidated with the General Election to be Held on Tuesday, November 4, 2008 for the Submission to the Qualified Voters of the Question: "Should the Buellton General Plan be Amended, Until December 31, 2014, to Prohibit (With Limited Exceptions) Changes to Existing City Limits or the Provision of Water or Sewer Services Beyond the Existing City Limits of Buellton, Except by Another Initiative Election"

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

Approved. Referred to the County Clerk-Recorder-Assessor.

The motion carried unanimously.

A-11) COMMUNICATIONS FOR REFERRAL

[File Reference No. 08-00696](#)

Board of Education of the Santa Barbara High School District calling an election for voter approval of an education parcel tax, establishing specifications of the election order, and requesting to consolidate this election with the presidential general election held on November 4, 2008.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

Approved. Referred to the County Clerk-Recorder-Assessor.

The motion carried unanimously.

A-12) COMMUNICATIONS FOR REFERRAL[File Reference No. 08-00697](#)

Board of Education of the Santa Barbara Elementary School District calling an election for voter approval of an education parcel tax, establishing specifications of the election order, and requesting to consolidate this election with the presidential general election held on November 4, 2008.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

Approved. Referred to the County Clerk-Recorder-Assessor.

The motion carried unanimously.

A-13) COUNTY EXECUTIVE OFFICE[File Reference No. 08-00666](#)

Adopt a resolution to reaffirm the ongoing existence of local emergency due to environmental impacts, response and recovery costs from the Gap Fire.

**A motion was made by Supervisor Centeno, seconded by Supervisor Gray, that this matter be Adopted
RESOLUTION NO. 08-269**

The motion carried unanimously.

A-14) COUNTY EXECUTIVE OFFICE[File Reference No. 08-00117](#)

Receive and file the Potential Financial Impacts report.

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

A-15) COUNTY EXECUTIVE OFFICE[File Reference No. 08-00688](#)

Consider recommendations regarding the Certificate of Acceptance and Related Documents for Real Property Acquisition of 881 Embarcadero Del Mar, Isla Vista, Third District, as follows:

- a) Accept the real property conveyed from Union Oil Company of California, a California corporation, to the County of Santa Barbara, located at 881 Embarcadero Del Mar, in Isla Vista, and known as Assessor Parcel Numbers 075-111-006 and 075-111-014 (Property); by authorizing the Chair to execute the Certificate of Acceptance attached to the Certified Copy of the Grant Deed; and
- b) Approve and authorize the Chair to execute the License Agreement between the County of Santa Barbara and Union Oil Company of California, which will allow Union to enter the Property for the purpose of continuing remediation activities and groundwater monitoring at the Property as required by the Santa Barbara County Fire Department, Fire Prevention Division; and
- c) Approve and authorize the Chair to execute the Agreement and Declaration of Covenants, Conditions and Environmental Restrictions between Union Oil Company of California, and the County of Santa Barbara, which shall be recorded concurrently with the Grant Deed and the Certificate of Acceptance for the Property.

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

- a) **Accepted.**
- b) **and c) Approved; Chair to execute.**

The motion carried unanimously.

A-16) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[File Reference No. 08-00671](#)

Consider recommendations regarding the Contract Extension with Sheriff's Managers Association, as follows:

- a) Approve a deferral of previously negotiated equity adjustments as part of an extension of the MOU with the Santa Barbara County Sheriff's Managers Association (SMA), through April 15, 2012;
- b) Adopt a resolution effective September 8, 2008 implementing previously approved salary adjustments for certain classifications represented by the SMA. These adjustments were delayed by mutual agreement for approximately four months to assist the County with its budget challenges;
- c) Adopt a resolution effective April 20, 2009 increasing salaries for employees represented by the SMA;
- d) Adopt a resolution effective October 19, 2009 increasing salaries for employees represented by the SMA;
- e) Adopt a resolution effective April 19, 2010 increasing salaries for employees represented by the SMA;
- f) Adopt a resolution effective October 18, 2010 increasing salaries for employees represented by the SMA;

g) Adopt a resolution effective April 18, 2011 increasing salaries for employees represented by the SMA; and

h) Adopt a resolution effective October 17, 2011 increasing salaries for employees represented by the SMA.

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

a) **Approved.**

b) **Adopted.**

RESOLUTION NO. 08-270

c) **Adopted.**

RESOLUTION NO. 08-271

d) **Adopted.**

RESOLUTION NO. 08-272

e) **Adopted.**

RESOLUTION NO. 08-273

f) **Adopted.**

RESOLUTION NO. 08-274

g) **Adopted.**

RESOLUTION NO. 08-275

h) **Adopted.**

RESOLUTION NO. 08-276

The motion carried unanimously.

A-17) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES

[File Reference No. 08-00672](#)

Adopt a resolution in accordance with the previously negotiated and approved collective bargaining agreement with the Service Employees International Union, Local 721 (Local 721), effective July 14, 2008 providing equity adjustments for certain classifications represented by Local 721.

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

RESOLUTION NO. 08-277

The motion carried unanimously.

A-18) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[File Reference No. 08-00705](#)

Consider recommendations regarding the Temporary Services Contracts, as follows:

a) Authorize the Chair to execute the agreement with Select Staffing for temporary employment services to County departments on an as needed basis effective 7/15/2008 through 6/30/2009 with the option of the County Purchasing Manager to extend, in writing and by mutual consent, for two (2) consecutive one (1) year periods under the same terms and conditions through contracts administered by CEO/Human Resources (CEO/HR); and

b) Authorize the Chair to execute the agreement with Crossroads Staffing Services for temporary employment services to County departments on an as needed basis effective 7/15/2008 through 6/30/2009 with the option of the County Purchasing Manager to extend, in writing and by mutual consent, for two (2) consecutive one (1) year periods under the same terms and conditions through contracts administered by CEO/Human Resources (CEO/HR).

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

a) and b) Authorized; Chair to execute.

The motion carried unanimously.

A-19) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[File Reference No. 08-00706](#)

Consider recommendations regarding the Employee Relations Items - DDAA and SEIU Local 620, as follows:

a) Approve an increase of \$20 biweekly in the benefit allowance for employees represented by the Deputy District Attorneys Association (DDAA) and for unrepresented attorneys, effective June 30, 2008; and

b) Approve the restoration of any vacation leave balance hours that would otherwise be forfeited by one employee represented by the Service Employees International Union Local 620 (Local 620) in the Sheriff's Department between pay periods 12-2008 and 17-2008.

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

a) and b) Approved.

The motion carried unanimously.

A-20) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[File Reference No. 08-00703](#)

Approve and authorize the Chair to execute a contract extending the appointment of John S. Baker as the Assistant CEO/ Planning and Development Director through July 15, 2009.

A motion was made by Supervisor Firestone, seconded by Supervisor Gray, 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

Noes: 1 - Supervisor Wolf

A-21) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 08-00670](#)

Consider recommendations regarding amendments to renew Agreements for Mental Health and Substance Abuse Services for FY 08-09, as follows:

- a) Approve and authorize the Chair to execute an amendment to the contract with Casa Pacifica (a local vendor) to continue providing children's mental health services for the period of July 1, 2008 through June 30, 2009 in the amount of \$3,816,213;
- b) Approve and authorize the Chair to execute an amendment to the contract with Mental Health Systems, Inc. (not a local vendor) to continue providing alcohol and drug treatment services for the period of July 1, 2008 through June 30, 2009 in the amount of \$300,532; and
- c) Authorize the Director of ADMHS to approve amendments to the proposed contracts, provided that any such amendments do not exceed ten percent (10%) of each contract's dollar amount.

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.

c) Authorized.

The motion carried unanimously.

A-22) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 08-00669](#)

Approve and authorize the Chair to execute an Amendment to Loan Agreement with College Park Housing Associates Limited Partnership to amend the unit mix of restricted units so as to make the project economically feasible consistent with Santa Barbara County HOME funding and federal Low Income Housing Tax Credit (LIHTC), rental limit requirements, Fourth District.

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

A-23) PARKS [File Reference No. 08-00709](#)

Authorize the County Executive Officer to direct County Parks to implement a management and access plan for Point Sal Reserve.

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

A-24) PLANNING AND DEVELOPMENT [File Reference No. 08-00681](#)

Approve and authorize the Chair to execute a professional services contract with the consulting firm of AMEC Earth & Environmental, Inc. (AMEC) to prepare an Environmental Impact Report (EIR) for the proposed Paradiso del Mare Ocean and Inland Estates for the period of July 15, 2008 through July 15, 2009 in an amount not to exceed \$320,754.00.

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

A-25) PUBLIC HEALTH[File Reference No. 08-00675](#)

Approve and authorize the Chair to execute Agreement Number MS-0809-15 with the California Department of Aging for the Multipurpose Senior Services Program for the four month period of July 1, 2008 through October 31, 2008 in the amount of \$257,100.

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

A-26) PUBLIC HEALTH[File Reference No. 08-00677](#)

Consider recommendations for the Public Health Department's FY 2008-09 ongoing grants, as follows:

- a) Authorize the Public Health Director to execute the 39 ongoing grants for the Public Health Department approved by the Board with the FY 2008-09 budget; and
- b) Authorize the Public Health Director to execute any amendments to the grants that are within 10% of the amount approved with the budget.

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

a) and b) Authorized.

The motion carried unanimously.

A-27) PUBLIC WORKS[File Reference No. 08-00676](#)

Consider recommendations regarding the Refugio Road Site Distance Improvement Project, County Project No. 864032, Third District, as follows:

- a) Approve the project and Notice of Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the construction of the Refugio Road Site Distance Improvement Project; and
- b) Authorize the Director of Public Works to advertise for construction of the Refugio Road Site Distance Improvement Project.

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

a) Approved.

b) Authorized.

The motion carried unanimously.

A-28) PUBLIC WORKS[File Reference No. 08-00679](#)

Consider recommendations regarding Plans for the Construction of Water System Improvements at the Closed Ballard Canyon Landfill, County Project No. 828355, Third District, as follows:

- a) Approve plans and specifications for Plans for the Construction of Water System Improvements at the Closed Ballard Canyon Landfill;
- b) Award the construction contract in the amount of \$340,199.20 to the lowest responsible bidder, Dotzler Construction, Inc., (a local vendor) subject to the provisions of documents and certification set forth in the plans and specifications applicable to the project, as required under Californian 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 a contingency in the amount of \$29,509.96 for the construction of Water System Improvements at the Closed Ballard Canyon Landfill.

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

- a) and b) **Approved.**
- c) **Authorized.**
- d) **Approved.**

The motion carried unanimously.

A-29) PUBLIC WORKS[File Reference No. 08-00680](#)

Review and approve the Application for Destruction of Records, for construction project records no longer required by law to be retained. (4/5 Vote Required)

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

A-30) PUBLIC WORKS[File Reference No. 08-00690](#)

Consider recommendations regarding the construction of Pardall Road Enhancement Project; Third District, Public Works Project No. 720723, as follows: (4/5 vote required)

- a) Approve plans and specifications for the Pardall Road Enhancement Project in Isla Vista;
- b) Award the construction contract in the amount of \$2,787,967.00 to the lowest responsible bidder, John Madonna Construction, Inc., 12165 Los Osos Valley Road, San Luis Obispo, CA 93405, (not a local vendor) subject to the provision of documents and certifications, 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 review and approval of the County Counsel, Auditor-Controller and Risk Manager or their authorized representatives;
- d) Approve contingency fund in the amount of \$151,898.35 for the Pardall Road Enhancement Project in Isla Vista, County Project No. 720723.
- e) Approve the Public Works Budget Revision Request for \$2,939,865.35, allowing the Road Fund to accept reimbursement for this project from the Redevelopment Agency.

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

- a) and b) Approved.**
- c) Authorized.**
- d) and e) Approved.**

The motion carried unanimously.

A-31) SOCIAL SERVICES[File Reference No. 08-00674](#)

Consider recommendations regarding the designation of Workforce Resource Consortium as 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, 2010; 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 July 1, 2009 through June 30, 2011.

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

- a) Adopted.**
- b) Authorized.**

The motion carried unanimously.

Hearing Requests

A-32) SUPERVISOR CENTENO and SUPERVISOR FIRESTONE [File Reference No. 08-00707](#)

Set hearing to discuss the energy crisis now facing the nation and take action to communicate the position of the Santa Barbara County Board of Supervisors to appropriate State and Federal officials.

A motion was made by Supervisor Firestone, seconded by Supervisor Centeno, that this matter be Set for a hearing, as follows: August 26, 2008 in Santa Maria (EST. TIME: 60 MIN.) The motion carried by the following vote:

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

Noes: 2 - Supervisor Carbajal and Supervisor Wolf

A-33) BOARD OF SUPERVISORS [File Reference No. 08-00678](#)

Set hearing to conduct a Gaviota Preservation Workshop on Monday August 18, 2008, at 9:00 a.m. in the Board of Supervisors' Hearing Room in Santa Barbara.

A motion was made by Supervisor Centeno, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: August 18, 2008 in Santa Barbara (EST. TIME: 180 MIN.) The motion carried unanimously.

A-34) PLANNING AND DEVELOPMENT [File Reference No. 08-00673](#)

Set hearing to consider appeals filed by Save the Cuyama Valley (08APL-00000-00024) and Coalition to Stop the Trucks (08APL-00000-00025) of the County Planning Commission's May 14, 2008 approval of the Diamond Rock Sand and Gravel Mine and Processing Facility (Case Nos. 03CUP-00000-00037; 03RPP-00000-00002; and 05EIR-0000-00001) located on the west side of Highway 33, approximately 5.9 miles south of its junction with Highway 166 (APNs 149-220-02; 149-220-11; & 149-220-65) in the Cuyama/Ventucopa area, Fifth District, as follows:

a) Adopt the required findings for the project specified in the Planning Commission action letter dated May 19, 2008; including those pertaining to Certification of Final Environmental Impact Report 05EIR-00000-00001;

b) Approve 05EIR-00000-00001 as adequate to meet the environmental review requirements for this proposal, and adopt the mitigation monitoring program contained in the conditions of approval.

c) Deny the appeals, 08APL-00000-00024 and 08APL-00000-00025, thereby upholding the Planning Commission's approval of 03CUP-00000-00037; 03RPP-00000-00002; and 05EIR-00000-00001; and

d) Grant de novo approval of Case Nos. 03CUP-00000-00037 and 03RPP-00000-00002 subject to the conditions specified in the Planning Commission action letter and attachments dated May 19, 2008.

A motion was made by Supervisor Centeno, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: August 26, 2008 in Santa Maria (EST. TIME: 120 MIN.) The motion carried unanimously.

A-35) PLANNING AND DEVELOPMENT[File Reference No. 08-00683](#)

Set hearing to consider recommendations regarding the adoption of California Model Codes Relating to Building Construction as the Santa Barbara County Building Code (Chapter 10), and fee ordinance for Planning and Development, Building and Safety Division, as follows:

- a) Consider the introduction (first reading) of an ordinance amending Chapter 10 of the Santa Barbara County Building Code relating to Building Regulations;
- b) Consider the introduction (first reading) of an ordinance adjusting fees for Planning and Development Building and Safety Division.
- c) Set hearing on September 2, 2008 to consider the adoption (second reading) of an ordinance amending Chapter 10 of the Santa Barbara County Code and to consider the adoption the Building fee ordinance, to be effective 60 days from adoption.

A motion was made by Supervisor Centeno, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: August 26, 2008 in Santa Maria (EST. TIME: 15 MIN.) The motion carried unanimously.

A-36) SHERIFF[File Reference No. 08-00686](#)

Set hearing to perform certain actions to meet compliance with a conditional award granted by the Corrections Standards Authority under Assembly Bill 900 regarding the County Jail-Northern Branch, as follows:

- a) Adopt a Resolution giving assurance of site ownership for the Santa Barbara County Main Jail-Northern Branch;
- b) Authorize the Chairman of the Board of Supervisors to sign a siting Agreement with the California Department of Corrections and Rehabilitation for a Reentry Program Facility; and
- c) Accept a staff report and Debt Advisory Committee (DAC) recommendations on financing options for the Santa Barbara Jail-Northern Branch.

A motion was made by Supervisor Centeno, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: August 19, 2008 in Santa Barbara (EST. TIME: 60 MIN.) The motion carried unanimously.

Board of Directors, Redevelopment AgencyA-37) BOARD OF DIRECTORS, REDEVELOPMENT AGENCY[File Reference No. 08-00691](#)

Acting as the Board of Directors of the Redevelopment Agency:

Authorize the Chair to execute the Lease Agreement between the Redevelopment Agency and Paradise Ivy, LLC, for the Agency's use of approximately 2,000 square feet of office space located at 909 Embarcadero del Mar, Isla Vista, for a period from July 15, 2008, through December 30, 2008, at a monthly base rent of \$2,000.00. The proposed office space will be used by Redevelopment Agency and Public Works staff for project oversight and community outreach and public parking during construction, Third District.

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

Board of Directors, In-Home Supportive Services

- A-38) BOARD OF DIRECTORS, IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY [File Reference No. 08-00684](#)

Acting as the Board of Directors of the In-Home Supportive Services Public Authority:

Receive and file a report of activities performed by the Public Authority between January 1, and June 30, 2008, and provide direction to staff as appropriate.

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

Board of Supervisors

- A-39) SUPERVISOR FIRESTONE [File Reference No. 08-00710](#)

Direct the County Executive Officer to acquire independent financial consultant assistance to help prepare the 2009-10 budgetary and financial forecast, assist with the long-range forecast, and provide recommendations to the County as appropriate.

Acted on as follows:

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

Directed.

The motion carried by the following vote:

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

Noes: 2 - Supervisor Carbajal and Supervisor Wolf

It should be noted that the item as presented did not include the actual funding transfer that would have required a 4/5 vote.

- A-40) PARKS [File Reference No. 08-00712](#)

Authorize the County Parks Director to sign on behalf of the County of Santa Barbara an application for a Coastal Estuarine and Land Conservation Program ("CELCP") grant administered by the National Oceanic and Atmospheric Administration ("NOAA") to assist in the purchase of real property in the Point Sal Reserve Area, Fourth District.

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

Approval of Administrative Agenda

HEARING TIME: 9:13 A.M. - 11:23 A.M. (130 MIN.)

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

File Reference No. 08-00001

Public Comment

HEARING TIME: 11:24 A.M. - 11:27 A.M. (3 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) (08-00001)

RE: Introduction of Raymond McDonald, Executive Director of the Workforce Investment Board - Kathy Gallagher, Social Services Director, Addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

Department requests the continuance of Departmental Item No. 1) to October 7, 2008.

- 1) SUPERVISOR CARBAJAL and SUPERVISOR GRAY [File Reference No. 08-00299](#)

HEARING - Consider recommendations regarding a Social Host Ordinance in the County of Santa Barbara, as follows: (EST. TIME: 1 HR.)

- a) Adopt policy direction to establish a Countywide Social Host Ordinance, and direct staff to proceed with the necessary coordination and documents needed to adopt such an ordinance; and
- b) Return to the Board within 90 days with an ordinance for Board consideration.

HEARING TIME: 11:28 A.M. - 11:29 A.M. (1 MIN.)

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

October 7, 2008 in Santa Barbara (EST. TIME: 60 MIN.)

The motion carried unanimously.

- 2) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 08-00657](#)

HEARING - Consider recommendations regarding a Special Tax Levy for Orcutt Community Facilities District, Fourth District, as follows: (EST. TIME: 15 MIN.)

- a) Receive Summary of Proposed Fiscal Year 2008-2009 Tax Levy for Orcutt Community Facilities District No. 2002-1; and
- b) Adopt a Resolution Levying Special Taxes within the County of Santa Barbara Community Facilities District No. 2002-1.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:30 A.M. - 11:42 (12 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Received.

b) Adopted.

RESOLUTION NO. 08-278

The motion carried by the following vote:

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

3) PARKS[File Reference No. 08-00656](#)

HEARING - Consider recommendations regarding a Special Tax Levy for Providence Landing Community Facilities District, Third District, as follows: (EST. TIME; 15 MIN.)

- a) Receive Summary of Proposed Fiscal Year 2008-09 Tax Levy for Providence Landing Community Facilities District No. 2004-1; and
- b) Adopt a Resolution Levying Special Taxes within the County of Santa Barbara Community Facilities District No. 2004-1, Providence Landing.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:43 A.M. - 11:49 P.M. (6 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Received and filed.

b) Adopted.

RESOLUTION NO. 08-279

The motion carried by the following vote:

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

Noes: 1 - Supervisor Centeno

4) PLANNING AND DEVELOPMENT[File Reference No. 08-00647](#)

HEARING - Consider recommendations regarding the grant contract(s) for Gaviota Village Property Acquisition, Third District, as follows: (EST. TIME: 15 MIN.)

- a) Approve up to \$860,938 from the Coastal Resource Enhancement Fund (CREF) for the fiscal year of 2008-2009 to acquire 43 acres, known as the Gaviota Village property, along the Gaviota Coast;
- b) Approve a \$418,553 grant from the Coastal Impact Assistance Program of 2001 (CIAP 2001) to acquire the Gaviota Village property, if the National Oceanic and Atmospheric Administration (NOAA) extends the term of this grant for the Gaviota Village property acquisition; and
- c) Direct staff to return on the Administrative Agenda to execute a contractual agreement with the Trust for Public Land, for up to \$918,553, to purchase the Gaviota Village property.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:50 A.M. - 12:03 P.M. (13 MIN.)

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

- a) **Approved.**
- b) **No action taken.**
- c) **Directed staff to return on the Administrative Agenda to execute a contractual agreement with the Trust for Public Land, for \$860,938, to purchase the Gaviota Village Property.**

The motion carried unanimously.

5) COUNTY EXECUTIVE OFFICE[File Reference No. 08-00511](#)

HEARING - Consider recommendations regarding the Annexation of Evergreen Shopping Center into the Orcutt Community Facilities District (No. 2002-1) and levy special taxes on the proposed parcel to be annexed, Fourth District, as follows: (EST. TIME: 30 MIN.)

- a) Receive a staff report of the options regarding options for modification of the requirements for participants in the Orcutt Community Facilities District.
- b) Receive testimony regarding written protests that have been filed, if any;
- c) Certify the results of a special election and adopt a Resolution Declaring Results of Special Election and Directing Recording of Notice of Special Tax Lien;
- d) Consider the introduction (First Reading) of an Ordinance 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.";
- e) Set hearing on August 19, 2008 to consider the adoption (Second Reading) of an Ordinance 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

HEARING TIME: 12:04 P.M. - 12:45 (41 MIN.)

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

b) No written protests filed.

c) Certified and Adopted.

RESOLUTION NO. 08-280

d) Read title, waived reading of Ordinance in it's entirety. Introduction approved; adoption (second reading) set for August 19, 2008.

e) Set for August 19, 2008 in Santa Barbara.

The motion carried unanimously.

6) PLANNING AND DEVELOPMENT[File Reference No. 08-00651](#)

HEARING - Consider recommendations regarding the Development Code ordinance amendments regarding overall sign plans, ridgeline/hillside development, small additions, special care homes, and temporary sales offices, as follows: (EST. TIME: 30 MIN.)

- a) Adopt findings for approval of the proposed ordinances;
- b) Find that the adoption of these ordinances are categorically exempt from the California Environmental Quality Act pursuant to Section 15061(b)(3) of the Guidelines for Implementation of CEQA;
- c) Adopt an Ordinance (Case No. 08ORD-00000-00006) amending Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code; and
- d) Adopt an Ordinance (Case No. 08ORD-00000-00007) amending Section 35-2, the Santa Barbara County Montecito Land Use and Development Code, of Chapter 35, Zoning, of the County Code.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 1:25 P.M. - 2:04 P.M. (39 MIN.)

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

Received and filed staff presentation and conducted public hearing.

- a) **Adopted.**
- b) **Approved.**
- c) **Adopted, excluding provisions for Hillside & Ridgeline Guidelines exemption and zoning clearance for single story additions to residences.**

ORDINANCE NO. 4680

- d) **Adopted.**

ORDINANCE NO. 4681

The motion carried unanimously.

7) FIRE[File Reference No. 08-00699](#)

HEARING - Receive a presentation on the Fire Department Vegetation Management Program and its project work in Vandenberg Village, the Burton Mesa reserve and the surrounding communities. (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 2::05 P.M. - 2:25 P.M.(20 MIN.)

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

Received and filed staff presentation and conducted public hearing.

The motion carried unanimously.

8) COUNTY EXECUTIVE OFFICE [File Reference No. 08-00701](#)

HEARING - Consider the response to the Civil Grand Jury report entitled " Main Jail Health Services: Inmate Care Gets a Check-Up", as follows: (EST. TIME: 15 MIN.)

- a) Adopt the responses as the Board of Supervisors' response to the 2007-08 Grand Jury Report entitled " Main Jail Health Services: Inmate Care Gets a Check-Up"; and
- b) Authorize the Chair to sign the letter forwarding the responses to the Presiding Judge.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 2:26 P.M. - 2:27 P.M. (1 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Adopted.

b) Authorized.

The motion carried unanimously.

9) COUNTY EXECUTIVE OFFICE [File Reference No. 08-00700](#)

HEARING - Consider the response to the Civil Grand Jury report entitled "Inpatient Psychiatric Treatment: 16 BedsAnd Deeper in Debt", as follows: (EST. TIME: 15 MIN.)

- a) Adopt the responses as the Board of Supervisors' response to the 2007-08 Grand Jury Report entitled "Inpatient Psychiatric Treatment: 16 BedsAnd Deeper in Debt"; and
- b) Authorize the Chair to sign the letter forwarding the responses to the Presiding Judge.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 3:31 P.M. - 3:37 P.M. (6 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Adopted in amended form, as follows:

Page 4, Response to Recommendation 5, inserted the following:

(Please see attached General Fund Contribution chart for clarification).

b) Authorized; Chair to execute.

The motion carried unanimously.

10) PLANNING AND DEVELOPMENT[File Reference No. 08-00564](#)

HEARING - Consider recommendations regarding the Gaviota Coast Conservancy's Appeal of the Planning Commission's Approval of the Ballantyne Residence and Accessory Structures (Case Numbers 06APL-00000-00019, 05LUP-00000-006), The proposed project is located at 500 Farren Road, Goleta Area, APN 079-090-036, Third District, as follows: (EST. TIME: 1 HR. 30 MIN.)

Option 1 - Deny the Appeal, Approve the Project

1) Deny the appeal (Case Number 06APL-00000-00045) and uphold the Planning Commission's November 8, 2006 decision to approve the project (Case Number 06APL-00000-00019); and

2) a) Adopt the Proposed Final Mitigated Negative Declaration (Environmental Document 08NGD-00000-00014), including any revisions as specified by your Board; or

2) b) Refer the environmental document back to staff for additional analysis pursuant to the Guidelines for Implementation of the California Environmental Quality Act; and

3) If your Board adopts the Proposed Final Mitigated Negative Declaration, then also select one of the following:

a) Adopt the required findings and conditions of approval to approve the project (Case Number 05LUP-00000-00611), revised to include water and gas lines (Case Number 08CDP-00000-00006), as approved by the Planning Commission and as specified in Attachment A (Findings of Approval) and Attachment B (Conditions of Approval) of the November 13, 2006 Planning Commission Action Letter, and also incorporate mitigation for fire protection and noise according to the Proposed Final Mitigated Negative Declaration; or

b) Adopt the required findings and conditions of approval to conditionally approve the project (Case Number 05LUP-00000-00611), revised to include water and gas lines (Case Number 08CDP-00000-00006), subject to any new revisions to the project description or conditions of approval as approved by the Planning Commission and as specified in Attachment A (Findings of Approval) and Attachment B (Conditions of Approval) of the November 13, 2006 Planning Commission Action Letter, including any specific modifications to the siting, design, scale and/or other aspects of the project as specified by your Board, and also incorporate mitigation for fire protection and noise according to the Proposed Final Mitigated Negative Declaration.

Option 2 - Approve the Appeal, Deny the Project;

1) Grant the appeal (Case Number 06APL-00000-00045) and reverse the Planning Commission's November 8, 2006 decision to approve the project (Case Number 06APL-00000-00019); and

2) Adopt the required findings to deny the project (Case Numbers 05LUP-00000-00611), revised to include water and gas lines (Case Number 08CDP-00000-00006), as specified in Attachment A (Denial Findings) of the September 15, 2006 Planning Commission Staff Report.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 3:41 P.M. - 5:33 P.M. (113 MIN.)

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

Received and filed staff presentation and conducted public hearing.

Option 1 - Deny the Appeal.

1) Denied the appeal and approved the project.

2)a) Adopted.

3)a) Adopted.

The motion carried by the following vote:

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

Noes: 2 - Supervisor Carbajal and Supervisor Wolf

11) COUNTY EXECUTIVE OFFICE

[File Reference No. 08-00708](#)

HEARING - Consider recommendations regarding Assembly Bill 2686.(EST. TIME: 15 MIN.)

a) Receive a report on Assembly Bill 2686 (Nava) and consult with special water legal counsel to conduct further analysis; and

b) Communicate with Assemblyman Nava's office its desire to hold legislation until the scope of community concerns are researched.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 2:38 P.M. - 3:23 P.M. (45 MIN.)

Acted on as follows:

A motion was made by Supervisor Firestone, seconded by Supervisor Gray as follows:

Release opinion letter by special water legal counsel as public information.

The motion carried unanimously.

A motion was made by Supervisor Firestone, seconded by Supervisor Wolf as follows:

Received and filed staff presentation and conducted public hearing.

a) Received.

b) Communicate with Assemblyman Nava's office to proceed as he sees fit regarding Assembly Bill 2686 and convey the appreciation of the Board of Supervisors.

The motion carried unanimously.

12) COUNTY EXECUTIVE OFFICE

[File Reference No. 08-00658](#)

HEARING - Consider a request from Supervisor Gray to support a waiver of planning and building fees for Halsell Builders, Inc. for a charitable home expansion in the Orcutt community area, Fourth District. (4/5 Vote Required) (EST. TIME: 30 MIN.)

HEARING TIME: 3:38 P.M. - 4:40 P.M. (2 MIN.)

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

X-Agenda13) COUNTY EXECUTIVE OFFICE[File Reference No. 08-00713](#)

Approve and authorize the Chair to execute a letter to Governor Schwarzenager expressing concerns regarding potential impacts to Santa Barbara County due to invoking 1A and Proposition 42 reductions.

Acted on as follows:

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

Approved consideration of X-agenda request.

The motion carried unanimously.

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

Approved; Chair to execute.

The motion carried unanimously.

Adjourned at 5:35 PM

The Board of Supervisors adjourned the meeting of July 15, 2008 in honor of Mary Cheadle of UCSB, Santa Barbara.

Adjourned to

Monday, August 18, 2008

County Administration Building

Board Hearing Room

105 East Anapamu Street , Fourth Floor

Santa Barbara

Announcements

The meeting of July 15, 2008, will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, July 17, 2008, at 5:00 PM on CSBTV Channel 20.

THE BOARD OF SUPERVISORS WILL NOT MEET ON THE FOLLOWING DATES: TUESDAY, JULY 22, 2008, TUESDAY, JULY 29, 2008 (THIS IS A FIFTH TUESDAY ORDINANCE NO. 3352), TUESDAY, AUGUST 5, 2008 AND TUESDAY, AUGUST 12, 2008.

THE NEXT REGULAR BOARD OF SUPERVISORS HEARING WILL BE HELD TUESDAY AUGUST 19, 2008, IN SANTA BARBARA.

<http://www.countyofsb.org>