

BOARD OF SUPERVISORS

County of Santa Barbara



First District - Salud Carbajal, Vice Chair

Second District - Janet Wolf

Third District - Brooks Firestone, Chair

Fourth District - Joni Gray

Fifth District - Joseph Centeno

AGENDA

Tuesday, September 4, 2007

**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

Persons may address the Board of Supervisors in person or by using the remote video testimony system located at the County Administration Building, Board Hearing Room, Fourth Floor, 105 East Anapamu Street, in Santa Barbara or at the Betteravia Government Center, Board Hearing Room, 511 East Lakeside Parkway, Santa Maria. Persons may address the Board on any matter listed on the agenda by completing and delivering to the Clerk a speaker slip before the item is considered. Matters not listed on the agenda may be addressed during the public comment period at the conclusion of the administrative agenda. Further information on agenda items can be obtained in the Clerk of the Board Office, Room 407, in the County Administration Building in Santa Barbara.

Board Meeting Procedures

The Board of Supervisors is the legislative body for the County of Santa Barbara. Persons are encouraged to attend and testify before the Board on any matter appearing on the agenda. Correspondence to the Board regarding items appearing on the agenda should be directed to the Clerk of the Board, 105 East Anapamu Street, Room 407, Santa Barbara CA 93101. For information regarding the meetings of the Board of Supervisors including specific meeting times contact the Clerk of the Board at (805) 568-2240. Procedures for the conduct of the meetings of the Board of Supervisors can be found in Board Resolutions 03-282 (General) and 91-333 (Land Use).

The schedule of the Board of Supervisors, meeting agendas, supplemental hearing materials and minutes of the Board meetings are available on the Internet at: www.countyofsb.org

Board Meetings are televised live on County of Santa Barbara TV channel 20. For information about obtaining a videotape of a public hearing or a schedule of CSBTV broadcasts please call (805) 568-3427.

Disability Access

The Board of Supervisors Hearing Room in Santa Barbara is located on the Fourth Floor of the County Administration Building, 105 East Anapamu Street. The Hearing Room is wheelchair accessible. Accessible public parking is available behind the County Administration Building and in City Parking Lot #6 located at the corner of Anacapa Street and Anapamu Street.

The Board of Supervisors Hearing Room in Santa Maria is located at the Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria. The Hearing Room is wheelchair accessible. Accessible public parking is available at the Betteravia Government Center.

American Sign Language interpreters, Spanish language interpretation and sound enhancement equipment may be arranged by contacting the Clerk of the Board of Supervisors by 4:00 p.m. on Friday before the Board meeting. For information about these services please contact the Clerk of the Board at (805) 568-2240.

Closed Session

The Board of Supervisors conducts a Closed Session every Tuesday between 8:00 A.M. and 9:00 A.M. and between 1:00 P.M. and 2:00 P.M. as necessary. Closed Sessions are not open to the public. Matters discussed during Closed Session include existing and pending litigation, personnel matters and real property negotiations. Actions taken by the Board during Closed Session will be announced during open session (Gov. Code Sections 54957.1(a) & (b), Ralph M. Brown Act). The Closed Session agenda is posted as an addendum to the Board's agenda each Friday in the Office of the Clerk of the Board. For information related to Closed Session announcements please contact County Counsel at (805) 568-2950.

7:50 A.M. Convene and Recess to Closed Session

9:00 A.M. Reconvene to Regular Session

Roll Call

Pledge of Allegiance

Report from Closed Session

COUNTY COUNSEL

[File Reference No. 07-00869](#)

Closed Session Agenda

Approval of Minutes of the August 28, 2007 meeting

Receive Report on the status of the Zaca Fire.

Administrative Agenda

All matters listed hereunder constitute a consent agenda, and will be acted upon by a single roll call vote of the Board. Matters listed on the Administrative Agenda will be read only on the request of a member of the Board or the public, in which event the matter shall be removed from the administrative agenda and considered as a separate item.

Resolution to be Presented at 9:00 A.M.

A-1) SUPERVISOR CARBAJAL

[File Reference No. 07-00865](#)

Adopt a Resolution proclaiming September as National Alcohol and Drug Addiction Recovery Month in Santa Barbara County.

Honorary Resolutions

ADDENDUM

Item A-2) on the Administrative Agenda is amended, as follows:

A-2) SUPERVISOR WOLF and SUPERVISOR CARBAJAL

[File Reference No. 07-00850](#)

Adopt a Resolution of Commendation in appreciation of Bob Handy for his community service in Santa Barbara County.

Administrative Items

A-3) AUDITOR-CONTROLLER

[File Reference No. 07-00855](#)

Adopt the resolution and tax rates establishing the 2007-08 Rates of Tax Levy for the taxing agencies in the County of Santa Barbara.

A-4) COUNTY CLERK-RECORDER-ASSESSOR

[File Reference No. 07-00863](#)

Appoint members of special district board of directors, Goleta West Sanitary District and Goleta Sanitary District, in lieu of election pursuant to Section 10515 of the California Elections Code.

- A-5) COUNTY CLERK-RECORDER-ASSESSOR [File Reference No. 07-00864](#)
Appoint members of special district board of directors, Cachuma Resource Conservation District, in lieu of election pursuant to Section 10515 of the California Elections Code.
- A-6) GENERAL SERVICES [File Reference No. 07-00854](#)
Approve and authorize the Chair to execute the Professional Services Agreement to provide design, construction documents and construction administration for the New Cuyama Aquatic Complex, Project #8656, in the amount of \$266,400 with The Austin Company of Irvine, CA (not a local vendor), Fifth District.
- A-7) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 07-00848](#)
Consider the recommendation regarding the Community Development Block Grant Human Services Program Agreements, as follows:

Authorize the Housing and Community Development Director to execute 12 Subrecipient Agreements of no more than \$25,000 each with Operating Agencies to implement Board approved human service projects, totaling \$90,598.
- A-8) PUBLIC HEALTH [File Reference No. 07-00851](#)
Consider recommendations regarding the Franklin Clinic remodel and related staffing allocations, First District, as follows:

a) Approve and authorize the Chair to execute a ten-year lease agreement with one ten-year option between the County of Santa Barbara and the City of Santa Barbara for the Franklin Center located at 1136 E. Montecito Street in the amount of \$7,259.20 per month for the period July 1, 2007 to June 30, 2016 for a total amount of \$87,110.40 for the first year and an approximate total contract amount of \$1,025,000. Annual increases are based upon the Community Center Non-Profit lease rate set by the Council of the City of Santa Barbara and have historically been in the 3-4% range;

b) Approve and authorize the Chair to execute a Construction Agreement between the County of Santa Barbara and the City of Santa Barbara for common area facility improvements which will be completed as part of the County's \$1.1 Million renovation; and

c) Adopt a Personnel Resolution effective September 10, 2007, in budget unit 5210 to add the following:

i) One (1.0 FTE) Staff Physician I/II (007102/007103), Range 7456-E/Range 7556-E, (\$12,205/mo & \$12,829/mo)
ii) One (1.0 FTE) Medical Assistant (005123), Range 4756, (\$2,601-\$3,175/mo.)
iii) One (1.0 FTE) Departmental Assistant (002165), Range 5316 (\$3,438-\$4198/mo.).
- A-9) PUBLIC WORKS [File Reference No. 07-00807](#)
Approve and authorize the Chair to execute the agreement with Valley Garbage and Rubbish, Inc. d/b/a Health Sanitation Services (HSS) (a subsidiary of Waste Management) to process commingled recyclables collected pursuant to their existing franchise agreements between the County of Santa Barbara and HSS for the term September 4, 2007 to June 30, 2008 with a one-year extension subject to a 6-month termination notice.

Legislative History

8/21/07 BOARD OF SUPERVISORS Continued, as follows:
September 4, 2007 in Santa Barbara

A-10) PUBLIC WORKS [File Reference No. 07-00852](#)

Review, approve and authorize the Chair to execute the Statement of Final Quantities for work performed and materials supplied for the Construction of 2006/2007 County Wide Roads General Fund Designation and Measure "D" Preventive Maintenance Application of Slurry Seal by the Contractor, Valley Slurry Seal Company (not a local vendor), P.O. Box 981330, West Sacramento, California 95798, in the amount of \$1,146,181.95, Santa Barbara County Project # 820608, First, Second, Third, Fourth and Fifth Districts.

A-11) PUBLIC WORKS [File Reference No. 07-00853](#)

Authorize the Director of Public Works to advertise for construction bids for the Alamo Pintado Creek Bridge Repair of Abutments (Br. No. 51C-081), County Project No. 05STRM (3T14), Third District.

Board of Supervisors

A-12) SUPERVISOR FIRESTONE [File Reference No. 07-00849](#)

Approve the reappointment of Brent Zepke to the Human Relations Commission, Third District.

A-13) SUPERVISOR WOLF [File Reference No. 07-00846](#)

Approve the appointment of Judith Koper to the Board of Assessment Appeals No. 2, Second District.

A-14) SUPERVISOR WOLF [File Reference No. 07-00847](#)

Approve the reappointment of Ken Pettit to the Affirmative Action Commission, Second District.

Hearing Requests

A-15) COUNTY COUNSEL [File Reference No. 07-00856](#)

Set a hearing for September 11, 2007 to consider and approve the proposed amendments to the Conflict of Interests Code of the Goleta Sanitary District.

A-16) COUNTY COUNSEL [File Reference No. 07-00857](#)

Set a hearing for September 11, 2007 to consider and approve the proposed amendments to the Conflict of Interests Code of the Santa Maria Airport District.

A-17) COUNTY COUNSEL [File Reference No. 07-00858](#)

Set a hearing for September 11, 2007 to consider and approve the proposed amendments to the Conflict of Interests Code of the Los Alamos Community Services District.

A-18) COUNTY COUNSEL [File Reference No. 07-00859](#)

Set a hearing for September 11, 2007 to consider and approve the proposed amendments to the Conflict of Interests Code of the Cold Springs Elementary School District.

A-19) COUNTY COUNSEL[File Reference No. 07-00860](#)

Set a hearing for September 11, 2007 to consider and approve the proposed amendments to the Conflict of Interests Code of the Santa Barbara Metropolitan Transit District.

A-20) COUNTY COUNSEL[File Reference No. 07-00861](#)

Set a hearing for September 11, 2007 to consider and approve the proposed amendments to the Conflict of Interests Code of the Lompoc Unified School District.

Approval of Administrative Agenda**Public Comment Period**

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)

WHEN TESTIFYING BEFORE THE BOARD OF SUPERVISORS, PERSONAL ATTACKS AND OTHER DISRUPTIVE BEHAVIOR IS NOT APPROPRIATE.

Departmental Agenda
Planning Items and Public Hearings

Department requests the continuance of Departmental Item No. 1) to September 25, 2007.

1) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00570](#)

HEARING - Consider recommendations regarding the Report on County Funding Challenges and Revenue Generation Opportunities Including Local Tax Measure Options, as follows: (EST. TIME: 1 HR.)

Legislative History

- 6/5/07 BOARD OF SUPERVISORS Set for a hearing, as follows:
June 26, 2007 in Santa Maria (EST. TIME: 60 MIN.)
- 6/26/07 BOARD OF SUPERVISORS Acted on and continued, as follows:
Received and filed report and conducted public hearing. Directed staff to return to the Board on September 4, 2007 with a comprehensive report on the current funding challenges facing the County and to include potential options for income generation as well as additional analysis of the local tax measure options as reflected in the County Executive Office Board Letter dated June 26, 2007.

2) PARKS [File Reference No. 07-00810](#)

HEARING - Consider recommendations regarding adjusting fees at Cachuma Lake and Jalama Beach County Parks, and for Group Picnic Areas in the Day Use Parks, as follows: (EST. TIME: 30 MIN.)

- a) Approve the Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines;
- b) Adopt a resolution adjusting fees at Cachuma Lake and Jalama Beach camping parks; and
- c) Adopt a resolution adjusting fees for the group picnic areas in the day use parks.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

- 8/21/07 BOARD OF SUPERVISORS Set for a hearing, as follows:
September 4, 2007 in Santa Barbara (EST. TIME: 30 MIN.)

3) PLANNING AND DEVELOPMENT [File Reference No. 07-00823](#)

HEARING - Consider recommendations regarding the Bailey Appeal of Planning Commission Approval of the Desilva Addition, as follows: (EST. TIME: 5 MIN.)

Modify the decision of the Planning Commission as agreed to by the applicant and appellant through facilitation with County Counsel on August 22, 2007. To effectuate the agreement of the parties, the Department recommends that at the September 4, 2007 hearing, the Board of Supervisors:

- a) Adopt the required findings for approval of Case No. 06LUP-00000-00575, included as Attachment A to the County Planning Commission Staff Report, dated April 13, 2007;

b) Accept the exemption pursuant to CEQA section 15301(l), included as Attachment C to the County Planning Commission Staff Report, dated April 13, 2007; and

c) Approve Land Use Permit Case No. 06LUP-00000-00575, included as Attachment to this Supplemental Board letter, which specifically includes the revised proposed project plans, dated August 10, 2007.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

8/21/07 BOARD OF SUPERVISORS Set for a hearing, as follows:
September 4, 2007 in Santa Barbara (EST. TIME: 60 MIN.)

ADDENDUM

Department requests the continuance of Departmental Item No. 4) to September 18, 2007.

4) 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

Legislative History

7/10/07 BOARD OF SUPERVISORS Continued, as follows:
August 14, 2007 in Santa Maria.

8/14/07 BOARD OF SUPERVISORS Continued, as follows:
August 21, 2007 in Santa Barbara (EST. TIME: 40 MIN.)

8/21/07 BOARD OF SUPERVISORS Continued, as follows:
August 28, 2007 in Santa Maria.

8/28/07 BOARD OF SUPERVISORS Continued, as follows:
September 4, 2007 in Santa Barbara (EST. TIME: 40 MIN.)

5) PLANNING AND DEVELOPMENT [File Reference No. 07-00822](#)

HEARING - Consider Case No. 07APL-00000-00021 for the Olson Appeal of the Planning Commission's approval of the Maxwell Duplex (06DVP-00000-00022), Second District, as follows:
(EST. TIME: 1 HR. 30 MIN.)

a) Adopt the required findings for the project specified in Attachment A of the Planning Commission staff report dated April 13, 2007, including CEQA findings;

b) Accept the exemption pursuant to CEQA Guidelines Section 15303 contained in Attachment C of the Planning Commission staff report dated April 13, 2007;

c) Deny the appeal, upholding the Planning Commission's approval of the Development Plan for the Maxwell Duplex; and

d) Grant de novo approval of the project subject to the conditions included as Attachment B of the Planning Commission staff report dated April 13, 2007.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

8/21/07 BOARD OF SUPERVISORS

Set for a hearing, as follows:

September 4, 2007 in Santa Barbara (EST. TIME: 90 MIN.)

Adjourn to

September 11, 2007

Betteravia Government Center

Board Hearing Room

511 East Lakeside Parkway

Santa Maria

IF YOU CHALLENGE A DETERMINATION MADE ON A MATTER ON THIS AGENDA IN COURT, YOU MAY BE LIMITED TO RAISING ONLY THOSE ISSUES YOU OR SOMEONE ELSE RAISED AT THE PUBLIC HEARING DESCRIBED IN THIS NOTICE, OR IN WRITTEN CORRESPONDENCE TO THE BOARD OF SUPERVISORS AT, OR PRIOR TO, THE PUBLIC HEARING.

Announcements

The meeting of September 4, 2007, will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, September 6, 2007, at 5:00 PM on CSBTV Channel 20.

<http://www.countyofsb.org>