
ACTION SUMMARY

September 04, 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

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

CONVENED AT 9:02 A.M.

Roll Call

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

Absent: Supervisor Wolf

Pledge of AllegianceCOUNTY COUNSEL

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

Closed Session Agenda

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

Authorized County Counsel to move for intervention by the County of Santa Barbara in Plata v. Schwarzenegger and Coleman v. Schwarzenegger, the federal cases challenging medical treatment and population in California state prisons.

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

Approval of Minutes of the August 28, 2007 meeting

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

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.

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

RESOLUTION NO. 07-273

The motion carried by the following vote:

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

Absent: 1 - Supervisor Wolf

Honorary Resolutions

- 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.

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

RESOLUTION NO. 07-274

The motion carried by the following vote:

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

Absent: 1 - Supervisor Wolf

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

RESOLUTION NO. 07-275

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 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 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-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 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-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 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-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 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-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, 2017 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 motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Acted on as follows:

a) and b) Approved; Chair to Execute.

c) Adopted.

RESOLUTION NO. 07-276

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. 07-00807](#)

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.

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-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 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-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.

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

Board of SupervisorsA-12) SUPERVISOR FIRESTONE [File Reference No. 07-00849](#)

Approve the reappointment of Brent Zepke to the Human Relations Commission, Third 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-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 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. 07-00847](#)

Approve the reappointment of Ken Pettit to the Affirmative Action 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

Hearing RequestsA-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 motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: September 11, 2007 in Santa Maria (EST. TIME: 2 MIN.) The motion carried by the following vote:

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

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 motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: September, 11, 2007 in Santa Maria (EST. TIME: 2 MIN.) The motion carried by the following vote:

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

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 motion was made by Supervisor Wolf, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: September 11, 2007 in Santa Maria (EST. TIME: 2 MIN.) The motion carried by the following vote:

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

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 motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: September 11, 2007 in Santa Maria (EST. TIME: 2 MIN.) The motion carried by the following vote:

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

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 motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: September 11, 2007 in Santa Maria (EST. TIME: 2 MIN.) The motion carried by the following vote:

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

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.

A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: September 11, 2007 in Santa Maria (EST. TIME: 2 MIN.) 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: 9:06 A.M. - 9:51 A.M. (45 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: 9:52 A.M. - 10:03 A.M. (11 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: Best Wishes to Second District Supervisor Janet Wolf / Drug Abuse Issues - Floyd Meyers Addressed the Board.

RE: Prayer of Thanks - Sister Janet Corcoran Addressed the Board.

RE: Conflict of Interest Issues - Robert L. Johns, Ph.D. Addressed the Board.

RE: Planning Commission Appointment - Sam Cohen Addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

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.)

HEARING TIME: 10:04 A.M. - 10:05 A.M. (1 MIN.)

A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Continued, as follows: September 25, 2007 in Santa Maria (EST. TIME: 60 MIN.) The motion carried by the following vote:

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

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

HEARING TIME: 10:05 A.M. - 10:43 A.M. (38 MIN.)

A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Continued, as follows: October 9, 2007 in Santa Maria (EST. TIME: 30 MIN.) The motion carried by the following vote:

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

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(I), 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

HEARING TIME: 10:58 A.M. - 10:59 A.M. (1 MIN.)

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

Received and filed staff report and conducted public hearing.

- a) **Adopted.**
- b) **Accepted.**
- c) **Approved.**

The motion carried by the following vote:

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

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

HEARING TIME: 11:00 A.M. - 11:01 A.M. (1 MIN.)

A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Continued, as follows: September 18, 2007 in Santa Barbara (40 Min.) The motion carried by the following vote:

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

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

HEARING TIME: 11:01 A.M. - 11:30 A.M. (29 MIN.)

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

Received and filed staff presentation and conducted public hearing. Public Hearing closed.

Continued matter to September 11, 2007 in Santa Maria for final deliberation.(EST. TIME: 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 11:31 A.M.

The Board Adjourned the Meeting of September 4, 2007 in Honor of Dale Scott and Rosie Vest of Santa Maria and Darcy Gelber of Santa Barbara.

Adjourned to September 11, 2007

Betteravia Government Center

Board Hearing Room

511 East Lakeside Parkway

Santa Maria

Announcements

<http://www.countyofsb.org>