

**County of Santa Barbara**  
**BOARD OF SUPERVISORS**

**ACTION SUMMARY**

**October 28, 2003**

**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](http://www.countyofsb.org)

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

**9:00 A.M. .... Reconvened to Regular Session**

**Roll Call**

Present: Supervisor Schwartz, Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno

**Invocation: John Snyder, General Services**

**Report from Closed Session**

No reportable action taken.

**Approval of Minutes of the October 21, 2003 meeting**

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

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Gray and Supervisor Centeno

Abstentions: 1 - Supervisor Marshall

**Administrative Agenda**

**Resolutions to be Presented at 2:00 PM**

A-1) SUPERVISOR GRAY [File Reference No. 03-01030](#)

Adopt a resolution proclaiming November as National Native American Heritage Month in Santa Barbara County.

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

**RESOLUTION NO. 03-324**

**The motion carried unanimously.**

A-2) SUPERVISOR SCHWARTZ [File Reference No. 03-01020](#)

Adopt a Resolution of Commendation for Dan Eidelson upon being selected Montecito's 2003 Citizen of the Year.

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

**RESOLUTION NO. 03-325**

**The motion carried unanimously.**

A-3) SUPERVISOR SCHWARTZ [File Reference No. 03-01031](#)

Adopt a resolution commending SCORE (Service Corps of Retired Executives) for their efforts in advising and assisting entrepreneurs to start and operate small businesses in our community.

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

**RESOLUTION NO. 03-326**

**The motion carried unanimously.**

### **Administrative Items**

A-4) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 03-01027](#)

Approve and authorize the Chair to execute the Owner's Agreement to construct and maintain private drainage improvements with Parke Orcutt LLC, owners of Parke Orcutt Apartments (Case No. 01DVP-00000-00053) (APNs: 111-110-012, 111-110-013, 111-110-014 and 111-110-015), Fourth District.

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

A-5) COUNTY EXECUTIVE OFFICE [File Reference No. 03-01032](#)

Approve Budget Revision requests. (SEE EXHIBIT A WITH POSTED AGENDA)

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

A-6) FIRE [File Reference No. 03-01028](#)

Authorize the Purchasing Manager to procure upgrades to the Remotec Robot from Remotec, Inc. (not a local vendor) in an amount not to exceed \$35,000 under the terms and conditions of the Fiscal Year 2002 State Domestic Preparedness Program Grant Award without being required to conduct a formal bid process.

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

A-7) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 03-01029](#)

Consider recommendations regarding HOME Funding for Gianni Apartments, Lompoc area, Fourth District, as follows:

a) Approve the commitment of \$400,000 in County HOME and HOME Program Income funding from the County HOME Consortium to the Lompoc Housing Assistance Corporation (LHAC) for the acquisition and rehabilitation of the Gianni Apartments in Lompoc

b) Authorize Housing and Community Development to execute a Loan Agreement and a Regulatory Agreement with the LHAC for the acquisition and rehabilitation of this project, consistent with the terms and conditions detailed in this Board letter and its attachments.

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

a) **Approved.**

b) **Authorized.**

**The motion carried unanimously.**

A-8) PLANNING AND DEVELOPMENT [File Reference No. 03-01025](#)

Set date to consider the Rio Mesa Land Co., LLC and Ag Land, Inc., agricultural preserve non-renewal (Case No. 71-AP-069) located at the intersection of Jones Street and Rosemary Road (APNs 128-094-018, -019, -020, -021, -024 and 128-056-024), Santa Maria area, Fifth District. (SET DATE FOR DECEMBER 2, 2003 ON ADMINISTRATIVE AGENDA).

**A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Set on the Administrative Agenda, as follows: December 2, 2003. The motion carried unanimously.**

A-9) PUBLIC WORKS [File Reference No. 03-01024](#)

Require the subdivider to post a certified check in the amount of \$3,600 to guarantee the setting of the interior monumentation of Tract No. 14,499 Bluffs at Mesa Oaks, Phase 1, pursuant to Section 66496 of the State Subdivision Map Act, Fourth District.

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

A-10) PUBLIC WORKS [File Reference No. 03-01026](#)

Consider recommendations regarding the Intent to Declare Surplus and Vacate Sanja Cota Road (Project No. R-112), Third District, as follows:

a) Approve an addendum to the Mitigated Negative Declaration (03-ND-12) and find that the

addendum was completed in compliance with CEQA guidelines and together with the Mitigated Negative Declaration is adequate for the Sanja Cota Project, including necessary property transactions;

b) Adopt a Notice and Resolution of Intent to Declare Surplus and Vacate a County Road, which announces the County's intent to declare a portion of Sanja Cota Road as surplus to County needs, to vacate the County's right-of-way interest therein (4/5 vote required);

c) Set date for November 25, 2003 to consider a resolution entitled "Order to Declare Surplus and Vacate" a portion of the Sanja Cota Road right-of-way.

**A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Acted on and continued, as follows: a) Approved.**

**b) Adopted.**

**RESOLUTION NO. 03-327**

**c) Set hearing for November 25, 2003. The motion carried unanimously.**

A-11) PUBLIC WORKS

[File Reference No. 03-01022](#)

Consider the initiation of the Annexation of Providence Landing Tract 14,487 into County Service Area #4 (Mission Hills) and North County Lighting District, Fourth District, as follows:

a) Adopt a resolution initiating proceedings to annex territory Providence Landing, Tract 14,487 (APN 097-370-021) to County Service Area #4 (Mission Hills);

b) Adopt a resolution initiating proceedings to annex territory Providence Landing, Tract 14,487 (APN 097-370-021) to North County Lighting District, conditional upon the creation of a zone of benefit and the imposition of a benefit assessment to pay for street lighting services.

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

**a) Adopted.**

**RESOLUTION NO. 03-328**

**b) Adopted.**

**RESOLUTION NO. 03-329**

**The motion carried unanimously.**

A-12) SHERIFF

[File Reference No. 03-01033](#)

Accept the filing of the 2002-2003 Annual Report on COPS funding sources and uses.

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

## Hearing Requests

A-13) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES

[File Reference No. 03-01023](#)

Set a hearing to receive an informational update on the Geropsychiatric Services Project Team and the actions taken by Cottage Hospital System regarding the reopening of a Geropsychiatric Unit.

**A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: December 2, 2003 ( EST. TIME: 30 MIN.) The motion carried unanimously.**

A-14) PLANNING AND DEVELOPMENT[File Reference No. 03-00693](#)

Reschedule the Coastal Resource Enhancement Fund (CREF) special hearing to receive public testimony on 2004 CREF grant proposals from November 17, 2003 to Monday November 24, 2003 at 5:00 PM.

A motion was made by Supervisor Gray, seconded by Supervisor Rose, that this matter be Rescheduled, as follows: Special hearing set for Monday, November 24, 2003 at 5:00pm (EST. TIME: 180 MIN.) The motion carried unanimously.

**Approval of Administrative Agenda**

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

[File Reference No. 03-00094](#)

## PUBLIC COMMENT

## Accepted Public Comment

People 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. 92-398) (03-00,094)

RE: Introduced Brandon Carroll, a Freshman at Hancock College as Fourth District "Supervisor of the Day" - Fourth District Supervisor Joni Gray addressed the Board.

RE: Multi Cultural Exhibit - Fourth District Supervisor Joni Gray addressed the Board.

RE: United Domestic Workers of America for Higher Wages - Jill Scully and Cam Dinh Huynh addressed the Board.

RE: Santa Barbara School District Issues - Kate Smith addressed the Board.

RE: Control Burns in the Back Country - Andy Caldwell addressed the Board.

**Departmental Agenda -- Public Hearings**

- 1) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 03-01004](#)

HEARING - Consider adoption (Second Reading) of an ordinance to increase the salaries of the Board of Supervisors and compensation for the Chair of the Board of Supervisors by approximately 3.7% effective December 27, 2003. (EST. TIME: 5 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

**ORDINANCE NO. 4511**

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

Ayes: 4 - Supervisor Schwartz, Supervisor Rose, Supervisor Gray and Supervisor Centeno

Noes: 1 - Supervisor Marshall

- 2) AUDITOR-CONTROLLER [File Reference No. 03-00975](#)

HEARING - Consider adoption of ten (10) resolutions setting Fiscal Year 2003-2004 Proposition 4/111 appropriation limits for the County of Santa Barbara and the special districts governed by the Board. (EST. TIME: 15 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

a) Adopted County of Santa Barbara appropriation limit of \$443,274,334

RESOLUTION NO. 03-330

b) Adopted County Service Area No. 3 appropriation limit of \$3,427,613

RESOLUTION NO. 03-331

c) Adopted County Service Area No. 4 appropriation limit of \$43,634

RESOLUTION NO. 03-332

d) Adopted County Service Area No. 5 appropriation limit of \$206,324

RESOLUTION NO. 03-333

e) Adopted County Service Area No. 12 appropriation limit of \$1,200,950

RESOLUTION NO. 03-334

f) Adopted County Service Area No. 32 appropriation limit of \$62,075,538

RESOLUTION NO. 03-335

g) Adopted County Service Area No. 41 appropriation limit of \$240,191

RESOLUTION NO. 03-336

h) Adopted County Fire Protection District appropriation limit of \$55,218,977

RESOLUTION NO. 03-337

i) Adopted North County Lighting District appropriation limit of \$604,821

RESOLUTION NO. 03-338

j) Adopted County Flood Control and Water Conservation District appropriation limit of \$20,563,735

RESOLUTION NO. 03-339

The motion carried by the following vote:

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Schwartz

3) COUNTY EXECUTIVE OFFICE

[File Reference No. 03-00993](#)

HEARING - Consider a request from the Assessment Appeals Boards to consider the introduction (First Reading) of an ordinance increasing the compensation paid to Assessment Appeals Boards Members, as follows: (EST. TIME: 15 MIN.)

Eliminate the half-day stipend of \$125;

Increase single day compensation, for non-complex cases from \$200 (current) to \$250;

Establish single day compensation rate for "complex" cases (As defined per Board of Supervisors Resolution No. 02-228) of \$300.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

A motion was made by Supervisor Marshall, seconded by Supervisor Centeno, that this matter be Read by title; waived reading of the ordinance in its entirety. Introduction approved; adoption (second reading) set, as follows: November 4, 2003.

The motion carried unanimously.

4) COUNTY EXECUTIVE OFFICE and  
AUDITOR-CONTROLLER

[File Reference No. 03-00876](#)

HEARING - Consider recommendations regarding the five-year Financial Forecast for the County and recommended reductions to the County's Fiscal Year 2003-04 Budget, as follows: (EST. TIME: 1 HR.)

- a) Approve a net reduction of \$654,000 to the FY 2003-04 County General Fund budget to complete the full \$8 million reduction recommended by the County Administrator on October 7, 2003 to deal with impacts of the adopted State budget and identified local issues;
- b) Direct departments to submit budget revisions to implement these recommendations;
- c) Receive an updated 5-year financial forecast, focusing on discretionary General Fund revenues and projected salary and benefit changes.

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

a) Approved net budget reduction in the amount of \$504,000 as follows:

Approved recommended Tier 1 reduction nos. 1 through 10, 12 through 15 and 17, as listed in Attachment A (pages 1 and 2) of County Administrator Board Letter dated October 28, 2003. Directed staff to return to the Board on November 25, 2003 for consideration of additional budget reductions including but not limited to Tier 1 options not selected at the hearing of October 28, 2003.

b) Directed.

c) Continued to November 25, 2003.

The motion carried unanimously.

5) COUNTY EXECUTIVE OFFICE

[File Reference No. 03-00952](#)

HEARING - Consider recommendations regarding Annual State Legislative Advocacy Contract with Governmental Advocates, Inc. as follows: (EST. TIME: 45 MIN.)

- a) Authorize the County Administrator to enter into an agreement for legislative advocacy services with Governmental Advocates, Inc. (not a local vendor) for the period of November 1, 2003 through October 31, 2004, in an amount not to exceed \$60,380;
- b) Receive the Annual State Legislative Report.

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE



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

- a) Authorized.
- b) Received and filed report.

The motion carried unanimously.

## **2:00 P.M. .... Presentation of Resolutions and Awards**

### **Planning Items and Public Hearings**

- 6) SHERIFF [File Reference No. 03-01021](#)

HEARING - Consider approval of \$739,917 in resource and use allocation of State COPS funds for supplemental law enforcement equipment, programs and/or personnel for Fiscal Year 2003-04. (EST. TIME: 15 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

- 7) PLANNING AND DEVELOPMENT [File Reference No. 03-01009](#)

HEARING - Consider a response to the California Coastal Commission regarding proposed changes to the Toro Canyon Plan, as follows: (EST. TIME: 1 HR. 30 MIN.)

- a) Consider various options for responding to the California Coastal Commission regarding changes proposed by Commission staff to the Toro Canyon Plan as an amendment to the county's certified Local Coastal Program:
- b) Approve staff's recommended option to urge the Commission to certify the Toro Canyon Plan as submitted, and transmit the attached letter to the Commission for consideration at their hearing in Los Angeles on Thursday, November 6, 2003.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

- a) Approved; Option #3 that recommends that the Commission certify the Plan as submitted.
- b) Approved; Authorized staff to make modifications to the letter as appropriate.

The motion carried unanimously.

8) HOUSING AND COMMUNITY DEVELOPMENT[File Reference No. 03-00696](#)

HEARING - Consider recommendations regarding the Housing Advisory Committee, as follows:  
(EST. TIME: 1 HR.)

- a) Approve the Housing and Community Development Department's creation of the Housing Advisory Committee;
- b) Approve and adopt the proposed Housing Advisory Committee By-Laws; Origination Plan; Code of Ethics; Organizational Structure; and Implementation Time Line;
- c) Approve appointments of Key County Stakeholder positions to the Steering Committee of the Housing Advisory Committee (Attachment F to the Board Letter dated October 28, 2003);
- d) Approve appointments of general members to the Housing Advisory Committee (Attachment G to the Board Letter dated October 28, 2003).

## COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

- a) Received and filed staff report and approved the creation of the Housing Advisory Committee.
- b) Approved and adopted the by-laws for Housing Advisory Committee (Attachment C ) as revised; including the Code of Ethics; the Housing Advisory Committee organizational structure; and the Housing Advisory Committee Time Line.
- c) Approved the appointment of those Key County Stakeholder persons listed on Attachment "B", as revised, to the Steering Committee of the Housing Advisory Committee.
- d) Approved the appointment of those persons listed on Attachment "E" to the Housing Advisory Committee as general members.
- e) Directed staff to return annually with a report on Implementation.

The motion carried unanimously.

**Adjourn to November 4, 2003**

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

**Adjourn**

**Announcements**

THE MEETING OF OCTOBER 28, 2003 WILL BE TELECAST LIVE ON GOVERNMENT ACCESS TV CHANNEL 20 AT 9:00 A. M., AND WILL BE REBROADCAST ON THE FOLLOWING THURSDAY, OCTOBER 30, 2003 AT 5:00 P.M. ON GATV CHANNEL 20.

THE BOARD OF SUPERVISORS WILL NOT MEET ON TUESDAY, NOVEMBER 11, 2003 DUE TO VETERANS' DAY, OR TUESDAY NOVEMBER 18, 2003. THE BOARD OF SUPERVISORS WILL RESUME THE REGULAR SCHEDULE AND MEET TUESDAY, NOVEMBER 25, 2003, IN SANTA BARBARA.

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