

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

**ACTION SUMMARY**

**February 13, 2007**

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

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.

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

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

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

*CONVENED AT 9:08 A.M.*

**Roll Call**

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

**Pledge of Allegiance**

**Report from Closed Session**

No reportable action taken.

**Approval of Minutes of the February 6, 2007 meeting**

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

## Administrative Agenda

### Administrative Items

- A-1) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 07-00142](#)

Approve and authorize the Chair to execute the Real Property Agreement Secondary Use of Flood Control Easement along Franklin Channel in the Carpinteria area, APN 004-004-037, with the R. and J. Van Wingerden Family Trust, First District.

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

- A-2) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 07-00148](#)

Consider recommendations regarding the Las Vegas/San Pedro Creek Improvement Project, Third District, as follows:

a) Approve and authorize the Chair to execute an Agreement with HDR Engineering, Inc. (not a local vendor) for engineering services in the amount of \$489,351 for the period of February 13, 2007 through December 31, 2009 for the Las Vegas/San Pedro Creeks Improvement Project;

b) Authorize a 10% contingency in the amount of \$48,935.10 with HDR Engineering, Inc. for additional work that may be needed to complete work for the project;

c) Approve and authorize the Chair to execute an Agreement with Dudek (a local vendor) for environmental services in the amount of \$216,078 for the period of February 13, 2007 through December 31, 2009 for the project; and

d) Authorize a 10% contingency in the amount of \$21,607.80 with Dudek for additional work that may be needed to complete the environmental process

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

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

**b) Authorized.**

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

**d) Authorized.**

**The motion carried unanimously.**

- A-3) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 07-00151](#)

Adopt the Human Capital Strategy New Hire Recruiting Incentives and Reimbursement Policy.

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

A-4) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[File Reference No. 07-00147](#)

Adopt a resolution effective February 12, 2007, in budget unit 3710, to implement a position allocation change in the approved during fiscal year 2006-07 budget hearings as follows:

**RE-TITLE JOB CLASSIFICATION**

Emergency Medical Services Coordinator (Class 3099) to  
Safety Standards Coordinator (Class 3099) Range 6396 (\$5,892.00 - \$7,194.00).

**ADD POSITION**

Fire (#3710)

(1.0 FTE) Safety Standards Coordinator (Class 3099) Range 6396 (\$5,892.00 - \$7,194.00).

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

**RESOLUTION NO. 07-016**

**The motion carried unanimously.**

A-5) HOUSING AND COMMUNITY DEVELOPMENT[File Reference No. 07-00150](#)

Consider the recommendations regarding the Ted Zenich Gardens Apartments Housing Loan Documents, Fifth District, as follows:

- a) Consider and approve the Mitigated Negative Declaration prepared by the City of Santa Maria for the Ted Zenich Gardens multifamily affordable housing development;
- b) Approve the commitment of \$1,456,188 in HOME funds for development and financing costs associated with the Ted Zenich Gardens affordable housing project;
- c) Approve and Authorize the Chair of the Board of Supervisors to execute a Loan Agreement in the total amount of \$1,456,188, Regulatory Agreement, and Subordination Agreement, for development of this project;
- d) Authorize the Director of Housing and Community Development to execute additional Subordination Agreements for this loan that are consistent with the Loan Agreement;
- e) Approve the budget revision to account for the disbursement of \$1,456,188 to the Ted Zenich construction escrow account.

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

**a) and b) Approved.**

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

**d) Authorized.**

**e) Approved.**

**The motion carried unanimously.**

A-6) PUBLIC WORKS [File Reference No. 07-00144](#)

Approve and execute the Recycled Water Use Agreement with American Ethanol, Inc., Fourth District.

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

A-7) TREASURER-TAX COLLECTOR [File Reference No. 07-00143](#)

Consider the recommendations regarding the Treasurer's Investment Pool, 2006-2007 Second Quarter (October-December), as follows:

- a) Accept for filing the 2006-2007 Second Quarter (October-December) report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b);
- b) Review and approve the Investment Policy Statement, as amended, and authorize the County Treasurer to manage the investment pool in accordance with the Policy, pursuant to sections 53646(a) and 53607 of the Government Code; and
- c) Receive and file the Auditor-Controller's Review Report on the assets held in the Santa Barbara County Treasury Pool for the quarter ended December 31, 2006.

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

- a) **Accepted.**
- b) **Approved.**
- c) **Received and filed.**

**The motion carried unanimously.**

### Board of Supervisors

A-8) SUPERVISOR GRAY [File Reference No. 07-00141](#)

Approve the appointment of Jennifer M. Dolan to the Commission for Women, Fourth District.

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

**Hearing Requests**A-9) COUNTY EXECUTIVE OFFICE[File Reference No. 07-00146](#)

Set hearing to consider recommendations regarding the Fiscal Year 2006-07 Mid-Year Update, Summary of the Governor's Proposed FY 2007-08 Budget, and Five Year Forecast of Various County Funds, as follows:

- a) Receive a Financial Status Report for Fiscal Year 2006-07 as of December 31, 2006, showing the status of appropriations and financing for all department budgets adopted by the Board of Supervisors;
- b) Receive a report on the Governor's Proposed FY 2007-08 Budget with emphasis on possible impacts on County departments;
- c) Receive the Five Year Forecast of the County's Mental Health, Public Health, Social Services, Fire and Resource Recovery and Waste Management Funds, and the County General Fund; and
- d) Approve financial reserve policies for the County's Enterprise Funds.

**A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: February 27, 2007 in Santa Maria (EST. TIME: 90 MIN.) The motion carried unanimously.**

A-10) COUNTY EXECUTIVE OFFICE: COMPREHENSIVE  
PLANNING[File Reference No. 07-00149](#)

Set hearing to consider the Rice Ranch Specific Plan Amendment regarding the Stubblefield Rd Connection, Fourth District, as follows:

- a) Receive the Planning Commission's recommendations;
- b) Adopt the CEQA findings and findings for approval of the proposed amendments;
- c) Approve the project subject to the conditions included;
- d) Approve and consider the Addendum dated January 18, 2007, with recommended revisions at the Planning Commission's Hearing, to the Certified Final Program EIR for the Orcutt Community Plan (95-EIR-01) and the Rice Ranch Specific Plan (03-EIR-05), as revised by staff; and
- e) Consider the adoption of an Ordinance 06ORD-00000-00016 approving specific plan amendments for the Rice Ranch Project, APNS 101-400-001 and 101-400-002 located on the south side of Stubblefield Road and Rice Ranch Road, in the Orcutt Area, Fourth District, to connect Stubblefield Road to Black Oak Drive.

**A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: February 27, 2007 in Santa Maria (EST. TIME: 60 MIN.) The motion carried unanimously.**

A-11) PLANNING AND DEVELOPMENT[File Reference No. 07-00145](#)

Set hearing to consider the Brady Appeal, 06APL-00000-00052, of the Planning Commission's approval of Halsell SFD Addition and Grading, 06LUP-00000-00585, Fourth District, as follows:

- a). Adopt the required findings for the project specified in the Planning Commission's action letter dated December 13, 2006 including CEQA findings;
- b) Deny the appeal and uphold the Planning Commission's December 13, 2006 approval of 06LUP-00000-00585; and
- c) Grant de novo approval of Case No. 06LUP-00000-00585

**A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: February 27, 2007 in Santa Maria (EST. TIME: 90 MIN.) The motion carried unanimously.**

**Honorary Resolution**A-12) SUPERVISOR CENTENO[File Reference No. 07-00159](#)

Adopt a Resolution of Commendation honoring the life and accomplishments of former Social Services Director, Charlene Chase.

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

**RESOLUTION NO. 07-017**

**The motion carried unanimously.**

**Approval of Administrative Agenda**

*HEARING TIME 9:09 A.M. - 9:22 A.M. (13 MIN.)*

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

[File Reference No. 07-00001](#)

PUBLIC COMMENT

*HEARING TIME: 9:20 A.M. - 9:36 A.M. (16 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: War in Iraq - Floyd Meyers Addressed the Board.

RE: Racism Issues - Robert L. John, Ph.D Addressed the Board.

RE: Santa Barbara Roundtable - Parker Montgomery Addressed the Board.

RE: Endangered Levee in City of Guadalupe - George Alvarez Addressed the Board.

RE: Brown Act Violation Issues - Steve Pappas Addressed the Board.

RE: Reports regarding trip to Washington, D.C. - Supervisor Gray and Supervisor Carbajal Addressed the Board.

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

1) SUPERVISOR FIRESTONE

[File Reference No. 07-00152](#)

HEARING - Consider the impacts of the Chumash Casino and the potential additional impacts that any expansion of gaming might generate and take action as determined appropriate.  
(EST. TIME: 1 HR.)

*HEARING TIME: 9:37 A.M. - 12:04 P.M. (2 HRS. 27 MIN.)*

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

Received and filed staff presentation and conducted public hearing.

Directed staff to draft a letter to Governor Arnold Schwarzenegger regarding the potential expansion of gaming consistent with the statement read into the record at the hearing of February 13, 2007 and to return to the Board on February 20, 2007 for consideration by the Board. Further directed staff to contact the Santa Ynez Band of Chumash Indians regarding said letter.

The motion carried unanimously.

2) SUPERVISOR GRAY[File Reference No. 07-00077](#)

HEARING - Consider recommendations regarding the Methamphetamine Prevention Network Summit Report: (EST. TIME: 45 MIN.)

- a) Accept a report on the Methamphetamine Prevention Network Summit;
- b) Support the creation of a Methamphetamine Prevention Network to continue to refine and ultimately implement strategies to combat methamphetamine, which will include representatives of stakeholder groups;
- c) Designate a member of the Board of Supervisors, and/or their designee as alternate, to serve as liaison to the Network;
- d) Endorse the creation of a part-time Project Manager position within the Alcohol, Drug and Mental Health Services Department, within existing budget allocation, to serve as staff to the Network;
- e) Endorse the development of a countywide coordinated data system to facilitate measurement and monitoring of outcomes, in concert with the County Executive Office and General Services;
- f) Encourage cities within the County to:
  - i) Designate a member of the City Council and/or appropriate staff to serve on the Network; and
  - ii) Contribute resources to coalitions in support of their local efforts.

*HEARING TIME: 12:06 P.M. - 12:48 P.M. (42 MIN.)*

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

- a) Accepted report and conducted public hearing.**
- b) Approved creation of the Methamphetamine Prevention Network.**
- c) Appointed Supervisor Joni Gray and Supervisor Salud Carbajal (and/or their designees as alternates).**
- d) through f) Approved.**

**The motion carried unanimously.**



3) FIRE [File Reference No. 07-00016](#)

HEARING - Consider recommendations regarding an ordinance amending Section 15-9 of Chapter 15 of the Santa Barbara County Code regarding California Fire Code Section 103.1.4.1, Appeals, as follows: (EST. TIME: 30 MIN.)

a) Consider the introduction (First Reading) of an ordinance amending Article I of Chapter 15 of the Santa Barbara County Code regarding the operations of a Fire Board of Appeal;

b) Set hearing for February 20, 2007, as follows:

i) Consider the adoption (Second Reading) of an ordinance amending Article I of Chapter 15 of the Santa Barbara County Code regarding the operations of a Fire Board of Appeal;

ii) Appoint five (5) members to County Fire's Board of Appeals; and

iii) Adopt by resolution, the operating rules and regulations for County Fire's Board of Appeals.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 1:55 P.M. - 2:05 P.M. (10 MIN.)*

**A motion was made by Supervisor Centeno, seconded by Supervisor Gray, that this matter be Acted on and continued, as follows: Received staff reports and conducted public hearing.**

a) Read title, waived reading of ordinance in it's entirety. Introduction approved; adoption (second reading) set for February 20, 2007 in Santa Barbara.

b) Set for February 20, 2007 in Santa Barbara.

**Directed staff to return with recommendations regarding appointment requirements and procedure of proposed board members.**

**The motion carried unanimously.**

4) PARKS [File Reference No. 07-00076](#)

HEARING - Receive and file the December 5, 2006 memorandum entitled "Comparison of the Park Facilities at Providence Landing and San Marcos Foothills." (EST. TIME: 15 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 2:06 P.M. - 2:44 P.M. (38 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.**

**The motion carried unanimously.**

5) GENERAL SERVICES [File Reference No. 07-00121](#)

HEARING - Consider the recommendation regarding the Countywide Policy for the use of County Meeting Rooms, as follows: (EST TIME: 20 MIN.)

Adopt the countywide policy regarding the use of county conference rooms and hearing rooms by non-county organizations and incorporate into the on-line Policy and Procedure Manual (Option 1).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

*HEARING TIME: 2:45 P.M. - 3:20 P.M. (35 MIN.)*

**Acted on as follows:**

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

**A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal that the Board adopt Option 1, with enhanced protocols and designated General Services as the administrative entity. The motion carried by the following vote:**

**Ayes: 4 - Supervisors Centeno, Supervisor Gray, Supervisor Carbajal and Supervisor Wolf.**

**Absent: 1 - Supervisor Firestone**

**A further motion was made to allow a partial fee waiver to the Alpha Literary and Improvement Club of Lompoc for use of the Lompoc Veteran's Memorial Building. Fees in excess of \$250 will be allocated from the Third and Fourth Supervisorial Districts' budgets. The motion carried by the following vote:**

**Ayes: 4 - Supervisors Centeno, Supervisor Gray, Supervisor Carbajal and Supervisor Wolf.**

**Absent: 1 - Supervisor Firestone**

6) PLANNING AND DEVELOPMENT [File Reference No. 07-00105](#)

HEARING - Consider recommendations regarding the Coastal Resource Enhancement Fund (CREF) Guidelines, as follows: (EST. TIME: 45 MIN.)

a) Discuss whether to pursue revisions to the Coastal Resource Enhancement Fund (CREF) Guidelines, including Section 3.6, which reserves half of each cycle's CREF fees for land acquisitional projects; and

b) Direct staff to return with recommended language to execute desired revisions, if any.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

*HEARING TIME: 3:22 P.M. - 3:32 P.M. (10 MIN.)*

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

**Conducted public hearing and continued hearing to February 20, 2007 in Santa Barbara  
The motion carried by the following vote:**

**Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Gray and Supervisor Centeno**

**Absent: 1 - Supervisor Firestone**

7) AUDITOR-CONTROLLER[File Reference No. 07-00117](#)

HEARING - Receive and file reports and take under consideration the findings, recommendations and management comments regarding the Housing and Community Development Department Audit.  
(EST. TIME: 45 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 3:35 P.M. - 5:05 P.M. (90 MIN.)*

**A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Received and filed. The motion carried by the following vote:**

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

Absent: 1 - Supervisor Firestone

8) HOUSING AND COMMUNITY DEVELOPMENT[File Reference No. 07-00129](#)

HEARING - Direct staff to further pursue payment of in-lieu fees for 73 low income units as part of the Rice Ranch project in Orcutt, following the applicable public process, including: public comment, CEQA compliance and Planning Commission recommendations, Fourth District.(EST. TIME: 15 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 5:06 P.M. - 5:23 P.M. (17 MIN.)*

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

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

Noes: 1 - Supervisor Wolf

Absent: 1 - Supervisor Firestone

9) COUNTY EXECUTIVE OFFICE: COMPREHENSIVE PLANNING [File Reference No. 06-01053](#)

HEARING - Consider recommendations regarding the Uniform Rules Update Project, as follows:  
(EST. TIME: 30 MIN.)

a) Receive and file the status report from the County Executive Office pertaining to the Uniform Rules Proposal Final Environmental Impact Report ; and

b) Continue to June 26, 2007.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

*HEARING TIME: 5:30 P.M. - 6:35 P.M. (65 MIN.)*

Acted on and continued, as follows:

Received and filed staff report and conducted public hearing.

a) Received and filed status report from CEO pertaining to Uniform Rules Proposal Final EIR.

b) No action taken.

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

Directed staff to return to the Board regarding cumulative impacts analysis and to conduct a public workshop. The motion failed by the following vote:

Ayes: 2 - Supervisor Carbajal and Supervisor Wolf

Noes: 2 - Supervisor Centeno and Supervisor Gray

Absent: 1 - Supervisor Firestone

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

Directed staff to return to the Board at the completion of the cumulative analysis related to the recirculation of the Draft EIR. The motion passed by the following vote:

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

Absent: 1 - Supervisor Firestone.

**Adjourned at 6:35 p.m.**

**Adjourn to**  
**February 20, 2007**

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

**Announcements**

The meeting of February 13, 2007, will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, February 15, 2007, at 5:00 PM on CSBTV Channel 20.  
<http://www.countyofsb.org>