

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

**ACTION SUMMARY**

**January 14, 2003**

**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.

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**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: Suzanne Isbell, Parks Department**

**Report from Closed Session**

No reportable action taken.

**Approval of Minutes of the January 7, 2003 meeting**

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

**Administrative Agenda**

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

A-1) SUPERVISOR GRAY

[File Reference No. 03-00044](#)

Adopt a Resolution of Commendation for Intake and Release Specialist Dana B. Winslow upon her retirement after 24 years of service to the County of Santa Barbara.

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

RESOLUTION NO. 03-006

The motion carried unanimously.

### Administrative Items

A-2) Agricultural Advisory Committee

[File Reference No. 03-00062](#)

Receive and refer recommendations regarding proposed revisions to the County's Uniform Rules for Agricultural Preserves, as follows:

- a) Receive proposed revisions to the County's Uniform Rules for Agricultural Preserves developed by the agricultural industry and endorsed by the County's Agricultural Advisory Committee;
- b) Refer proposed revisions to Planning and Development for review.

A motion was made by Supervisor Marshall, seconded by Supervisor Gray, that this matter be Continued, as follows: January 28, 2003 on the Administrative Agenda. The motion carried unanimously.

A-3) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

[File Reference No. 03-00045](#)

Approve and execute the Release of License which releases Scandia-Anderson from a license agreement no longer needed because it has been replaced by an easement deed for a portion of Zaca Creek through the Pea Soup Andersons property on Highway 246 in the City of Buellton, Third District.

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

A-4) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

[File Reference No. 03-00046](#)

Consider recommendations regarding the Franciscan Sediment Basin Project Completion (SC8314), First District, as follows:

- a) Accept the Notice of Completion for the Franciscan Sediment Basin Project and authorize the Clerk of the Board to record;
- b) Adopt a Resolution establishing the final quantities for work performed and materials supplied for the Franciscan Sediment Basin Project by the contractor Elevation General Engineering Contractors (a local vendor) in the amount of \$779,263.75.

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

a) Accepted.

b) Adopted.

RESOLUTION NO. 03-007

The motion carried unanimously.

- A-5) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 03-00047](#)
- Approve and execute the Easement Deed conveying an easement for bikeway and recreation purposes to the City of Santa Maria, located on McCoy Lane, Fifth District.
- A motion was made by Supervisor Marshall, seconded by Supervisor Gray, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-6) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 03-00048](#)
- Approve and authorize the Chair to execute a License Agreement with Union Asphalt Company for an access license along a portion of the Santa Maria River Levee (APNs 128-094-006 and 128-094-003), Fifth District.
- A motion was made by Supervisor Marshall, seconded by Supervisor Gray, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-7) COUNTY EXECUTIVE OFFICE [File Reference No. 03-00058](#)
- Approve and execute a Lease Agreement between the County of Santa Barbara, as Lessee, and State and Anapamu, a California Limited partnership, as Lessor, for the lease of 2345 square feet of office space for the Children and Families Commission, located at 1 East Anapamu Street, for the period of January 1, 2003 through December 21, 2005, in the amount of \$4,103.75 per month, subject to a cost of living adjustment, plus the proportionate share of triple-net operating costs, Santa Barbara, First District.
- A motion was made by Supervisor Marshall, seconded by Supervisor Gray, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-8) COUNTY CLERK-RECORDER-ASSESSOR [File Reference No. 02-01052](#)
- Appoint Directors of Special District in lieu of election, as recommended by the Santa Maria Valley Water Conservation District.
- A motion was made by Supervisor Marshall, seconded by Supervisor Gray, that this matter be Acted on as follows:**
- Approved Ken Nelson for a 4 year term for division 3.**
- The motion carried unanimously.**
- A-9) GENERAL SERVICES [File Reference No. 03-00056](#)
- Approve and execute a Lease Agreement for a portion of the new Casa Nueva Building to the Santa Barbara County Association of Governments (SBCAG), located at 260 North San Antonio Road, in the unincorporated area of Santa Barbara County, for a period of thirty (30) years, commencing on May 1, 2003, for 5,979 square feet of office space in the amount of \$7,729.65 per month for the duration of the term. The lease also provides that SBCAG pay for actual costs for maintaining and operating the building including \$597.90 per month to a capital replacement reserve fund, Second District.
- A motion was made by Supervisor Marshall, seconded by Supervisor Gray, that this matter be Approved; Chair to Execute. The motion carried unanimously.**

- A-10) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 03-00041](#)
- Approve an Application for Destruction of Records prior to December 31, 1998, that are no longer required by law to be retained.
- A motion was made by Supervisor Marshall, seconded by Supervisor Gray, that this matter be Approved. The motion carried unanimously.**
- A-11) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 03-00064](#)
- Receive and file cost information from the Retirement System and its Actuary regarding Government Code Section 31648.3 regarding the purchase of retirement credit following layoff.
- A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Received and filed. The motion carried by the following vote:**
- Ayes: 3 - Supervisor Schwartz, Supervisor Rose and Supervisor Marshall  
Noes: 2 - Supervisor Gray and Supervisor Centeno
- A-12) PLANNING AND DEVELOPMENT [File Reference No. 03-00050](#)
- Approve and authorize the Chair to execute general services contracts with environmental consulting firms to provide environmental review services as needed for private development projects under review by the Planning and Development Department, as follows:
- AMEC Earth & Environmental, Inc.  
Rincon Consultants, Inc.  
Science Applications International, Inc.  
The Morro Group, Inc.  
Firma
- A motion was made by Supervisor Marshall, seconded by Supervisor Gray, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-13) PUBLIC HEALTH [File Reference No. 03-00059](#)
- Approve and execute an Agreement with the County of Ventura Public Health Department for professional services as a subcontractor for the Tri-Counties Cancer Detection Partnership (formerly the Breast Cancer Early Detection Program), for the period of July 1, 2002 through June 30, 2005, in the amount of \$106,350 in Fiscal Year (FY) 2002-03, \$109,475 in FY 2003-04, and \$112,704 in FY 2004-05 for a total in the amount of \$328,529.
- A motion was made by Supervisor Marshall, seconded by Supervisor Gray, that this matter be Withdrawn from the agenda. The motion carried unanimously.**
- A-14) PUBLIC HEALTH [File Reference No. 03-00060](#)
- Consider recommendations regarding the Women, Infants and Children Program, as follows:
- a) Approve and execute a contract with the California Department of Health Services, Women, Infants and Children Program, for the period of October 1, 2002 through September 30, 2005 in the amount of \$2,103,160 per year for three years and a total in the amount of \$6,310,380;
- b) Authorize the Public Health Director to execute amendments defining the scope of work for the additional nutrition services within the base allocation.

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

a) Approved; Chair to execute.

b) Authorized.

The motion carried unanimously.

A-15) PUBLIC HEALTH

[File Reference No. 03-00065](#)

Consider recommendations regarding agreements with Sojourn Services, Inc. and Child Abuse Listening Mediation for Targeted Case Management services, as follows:

a) Approve and execute an agreement with Sojourn Services Inc. (not a local vendor) to pass through a maximum of \$3,386,240 in Medicaid federal financial participation (FFP) for targeted case management (TCM) services for the period July 1, 2002 through June 30, 2003;

b) Approve and execute an agreement with Child Abuse Listening Mediation (CALM) (a local vendor) to pass through a maximum of \$211,640 in Medicaid FFP for TCM services for the period July 1, 2002 through June 30, 2003.

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

a) and b) Approved; Chair to execute.

The motion carried unanimously.

A-16) PUBLIC HEALTH

[File Reference No. 03-00066](#)

Approve and execute the Standard Agreement with the State of California for the Emergency Medical Services Appropriation to California Healthcare for Indigents counties for Fiscal Year 2002-03 in the amount of \$176,762.

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

A-17) PUBLIC HEALTH

[File Reference No. 03-00061](#)

Consider recommendations regarding the Public Health Laboratory Upgrade and Bioterrorism Response, as follows:

a) Award and authorize the Chair to execute a construction agreement with J.W. Bailey Construction Company (a local vendor) in the amount of \$116,653 subject to the provisions as set forth in the plans and specifications, and as required by California Law;

b) Authorize the Director of General Services to approve change orders in the aggregate amount of 10% of the contract amount.

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

a) Authorized; Chair to execute.

b) Authorized.

The motion carried unanimously.

A-18) PUBLIC WORKS [File Reference No. 03-00052](#)

Consider recommendations regarding the Mahoney Road Storm Damage Repair (County Project No. 01STRM-R038), Fourth District, as follows:

- a) Approve the Project and Categorical Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the project;
- b) Authorize Public Works to proceed with right-of-way negotiations for the project;
- c) Authorize the Director of Public Works to advertise for construction bids for the project.

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

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

**The motion carried unanimously.**

A-19) PUBLIC WORKS [File Reference No. 03-00053](#)

Consider recommendations regarding the Rhoads Bioswale Project, Second District, as follows:

- a) Approve the Rhoads Bioswale Project;
- b) Approve plans and specifications for the project;
- c) Authorize the Public Works Director to advertise and receive bids for the project.

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

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

**The motion carried unanimously.**

A-20) PUBLIC WORKS [File Reference No. 03-00063](#)

Approve and execute a service contract with the City of Solvang for Public Works surveying services and authorize the appointment of Michael Emmons as City Surveyor contingent upon approval by the City Council of the City of Solvang.

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

A-21) SHERIFF [File Reference No. 03-00040](#)

Consider recommendations regarding the extension of positions funded by the Mentally Ill Offender Crime Reduction Grant Program, as follows:

- a) Adopt a Personnel Resolution, effective January 1, 2003, to add two (2.0 FTE) Deputy Probation Officer (Class 6061), Range 5240 (\$3,311-\$4,042 per month) in the Probation Department (3440);

b) Adopt a Personnel Resolution, effective July 7, 2003, deleting one (1.0 FTE) Deputy Probation Officer (Class 6061), Range 5240 (\$3,311-\$4,042 per month);

c) Adopt a Personnel Resolution, effective October 13, 2003, deleting one (1.0 FTE) Deputy Probation Officer (Class 6061), Range 5240 (\$3,311-\$4,042 per month).

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

**a) Adopted.**

**RESOLUTION NO. 03-008**

**b) Adopted.**

**RESOLUTION NO. 03-009**

**c) Adopted.**

**RESOLUTION NO. 03-010**

**The motion carried unanimously.**

## Board of Supervisors

A-22) SUPERVISOR GRAY [File Reference No. 03-00051](#)

Approve the appointment of Pastor Richard S. Reynolds to the Santa Barbara County Human Services Commission, Fourth District.

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

A-23) SUPERVISOR GRAY [File Reference No. 03-00057](#)

Approve the reappointment of Coleen R. Carter to the Santa Barbara Regional Health Authority Board of Directors as Non-Physician Provider representative.

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

A-24) SUPERVISOR MARSHALL [File Reference No. 03-00042](#)

Approve the reappointment of Gerry Winant to the Santa Barbara Coastal Vector Control District, Third District.

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

A-25) SUPERVISOR MARSHALL [File Reference No. 03-00043](#)

Approve the reappointment of Mary Ann Rajala to the Santa Barbara Coastal Vector Control District, Third District.

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

A-26) SUPERVISOR SCHWARTZ [File Reference No. 03-00055](#)

Approve the appointment of Alex Rodriguez to the Santa Barbara County Human Services Commission, First District.

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

### Hearing Requests

A-27) PLANNING AND DEVELOPMENT [File Reference No. 03-00054](#)

Set a hearing to receive a report and adopt a resolution regarding park designations by the Isla Vista Recreation and Park District (IVRPD) on Redevelopment Agency owned parks in Isla Vista.

**A motion was made by Supervisor Marshall, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: January 28, 2003 (EST. TIME: 20 MIN.) The motion carried unanimously.**

X-1) COUNTY EXECUTIVE OFFICE [File Reference No. 03-00099](#)

Adopt a resolution reaffirming opposition to the taking of County Vehicle License Fee based revenues by the State.

**Acted on as follows:**

**A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that Item X-1 be added to the agenda.**

**The motion carried unanimously.**

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

**Adopted.**

**RESOLUTION NO. 03-011**

**The motion carried unanimously.**



**Approval of Administrative Agenda**

[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: Health Care Issues - Sister Janet Corcoran Addressed the Board.**

**RE: Santa Maria Library Support - Hinda Beaman addressed the Board.**

**RE: Orcutt Community Plan Issues - Mrs. Locarnini addressed the Board.**

**RE: Nuisance Ordinance - Susie Forster-Saunders addressed the Board.**

**RE: California Governor Gray Davis's Proposed Fiscal Year 2003/2004 Budget Presentation - County Administrator Analyst, Lori Norton addressed the Board.**

## Departmental Agenda -- Public Hearings

### Request continuance of Departmental Item No. 1) to February 11, 2003.

1) PLANNING AND DEVELOPMENT

[File Reference No. 02-01051](#)

HEARING - Consider General Plan Amendment Case No. 02GPA-00000-00008, adoption of an amendment to the language of Policy WAT-O-2 (Water -Orcutt 2 Policy) of the Orcutt Community Plan, as follows:

- a) Adopt the required findings for the project including CEQA findings;
- b) Accept the memorandum prepared pursuant to Section 15162 of the Guidelines for Implementation of the California Environmental Quality as adequate environmental review for this project;
- c) Adopt a Resolution to amend the language of Policy WAT-O-2 of the Orcutt Community Plan.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

**A motion was made by Supervisor Rose, seconded by Supervisor Centeno, that this matter be Continued, as follows: February 11, 2003 in Santa Maria. The motion carried unanimously.**

2) COUNTY EXECUTIVE OFFICE

[File Reference No. 02-01167](#)

HEARING - Receive a report from Waterman and Associates regarding Federal Legislative issues of interest to the County. (EST. TIME: 45 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

3) PLANNING AND DEVELOPMENT

[File Reference No. 02-01142](#)

HEARING - Receive a presentation from United States Fish & Wildlife Service staff regarding the status of the Endangered Species Act listing of the California Tiger Salamander in Santa Barbara County. (EST. TIME: 1 HR.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

**Received and filed presentation.**

**Established a working group consisting of Supervisor Gray and Supervisor Centeno, County Staff and Representatives of the United States Fish and Wildlife Service to work with stakeholders including but not limited to officials from the City of Santa Maria and the Santa Maria Airport, and representatives of the agricultural community to discuss issues related to the Endangered Species Act listing of the California Tiger Salamander in Santa Barbara County.**

**The motion carried unanimously.**

**2:00 P.M. .... Presentation of Resolutions and Awards****Planning Items and Public Hearings**4) **PUBLIC WORKS**[File Reference No. 02-01215](#)

HEARING - Consider the introduction (First Reading) of an ordinance amending Chapter 23, Sections 23-15.2 through 23-15.6, of the Santa Barbara County Code, pertaining to speed limits on certain County Roads, based on recommendations of the Traffic Engineering Committee, First, Second, Third and Fourth Districts. (EST. TIME: 30 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

**A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Continued, as follows: January 28, 2003 (EST. TIME: 30 MIN.) The motion carried unanimously.**

5) **SUPERVISOR MARSHALL and SUPERVISOR GRAY**[File Reference No. 02-00947](#)

HEARING - Consider recommendations regarding winery permit process streamlining, as follows: (EST. TIME: 1 HR.)

- a) Receive a report from the Central Coast Wine Growers Association Wine Industry Task Force Winery Sub-Committee on a proposed Tiered Permit Process for Winery Applications;
- b) Direct the Santa Barbara County Planning & Development Department Wine Industry Team to work with the Wine Industry Task Force in a series of meetings to jointly develop a new tiered permit process for winery applications, based on the tiered matrix included as Attachment C to the Board Letter dated January 7, 2003;
- c) Direct the Santa Barbara County Planning and Development Department to report back to the Board of Supervisors in one month on a work plan and budget for this project, with the goal of completing a draft ordinance ready for adoption as part Article III of Chapter 35 of the County Code in six months.

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

**a) Received and Filed.**

**b) No action taken.**

**c) Directed.**

**Planning and Development to return to the Board on February 18, 2003 with a work plan and budget for the project.**

**The motion carried unanimously.**

6) **PLANNING AND DEVELOPMENT**[File Reference No. 02-01181](#)

HEARING - Consider vacating the Zoning Administrator's action on the Wells Fargo/Sederland Parcel Map (case number 02TPM-00000-00006) and direct staff to prepare an Initial Study and appropriate environmental analysis (either a Negative Declaration or Environmental Impact Report, as appropriate), to include an agricultural viability analysis, to be considered by the Planning Commission prior to final action on the proposed tentative parcel map, located at 2540 Mesa Verde

Road (APN 139-250-035), Santa Ynez area, Third District, as follows: (EST. TIME: 45 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

Denied the appeal of the Planning and Development Department and affirmed the decision and findings of the Zoning Administrator.

The motion carried by the following vote:

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

Noes: 1 - Supervisor Schwartz

**Adjourn to January 21, 2003**

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

**Adjourn**

**Announcements**

THE MEETING OF JANUARY 14, 2003 WILL BE TELECAST LIVE ON GOVERNMENT ACCESS TV CHANNEL 20 AT 9:00 A. M., AND WILL BE REBROADCAST ON THE FOLLOWING THURSDAY, JANUARY 16, 2003 AT 5:00 P.M. ON GATV CHANNEL 20.

THE LEGISLATIVE PROGRAM COMMITTEE MEETING IS SCHEDULED TO BEGIN AT 12:00 PM ON TUESDAY JANUARY 28, 2003, IN THE BOARD OF SUPERVISORS CONFERENCE ROOM, 105 E. ANAPAMU STREET, SANTA BARBARA, CA. THE COMMITTEE MEETS TO REVIEW LEGISLATIVE ISSUES AND MAKE RECOMMENDATIONS ON THEM TO THE BOARD OF SUPERVISORS. AN AGENDA PACKET IS AVAILABLE AT BOTH THE COUNTY ADMINISTRATOR'S OFFICE AND THE CLERK OF THE BOARD'S OFFICE, LOCATED AT THE COUNTY ADMINISTRATION BUILDING, 105 E. ANAPAMU STREET, SANTA BARBARA, CA.

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