

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

## **ACTION SUMMARY**

**August 06, 2002**

**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.

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 and Supervisor Urbanske  
Absent: Supervisor Gray

**Invocation: Kristina Brumbaugh, Probation Department**

### **Report from Closed Session**

No reportable action taken.

### **Approval of Minutes of the July 23, 2002 meeting**

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

### **Administrative Agenda**

### **Resolutions to be Presented at 9:00 AM**

A-1) SUPERVISOR SCHWARTZ

[File Reference No. 02-00808](#)

Consider recommendations recognizing Child Abuse Listening Mediation (CALM) for outstanding achievement, as follows:

- a) Adopt a resolution recognizing CALM's Great Beginnings program as the top ranked child abuse prevention home visitation pilot project in the State out of seventeen participating counties;
- b) Receive the results of the evaluation report of the Answers Benefiting Children (ABC) grant from the State Offices of Child Abuse Prevention to Santa Barbara County Alcohol, Drug and Mental Health Services for the period of June 1, 1999 through June 30, 2002.

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

- a) Adopted.

RESOLUTION NO. 02-274

- b) Received.

The motion carried unanimously.

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

- A-2) SUPERVISOR MARSHALL [File Reference No. 02-00783](#)

Adopt a resolution proclaiming the month of August 2002 as Child Support Awareness Month.

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

RESOLUTION NO. 02-275

The motion carried unanimously.

- A-3) SUPERVISOR MARSHALL [File Reference No. 02-00790](#)

Adopt a resolution recognizing the 30th anniversary of the Clean Water Act and proclaiming October 18, 2002 as Clean Water Act Day.

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

RESOLUTION NO. 02-276

The motion carried unanimously.

- A-4) SUPERVISOR MARSHALL [File Reference No. 02-00826](#)

Adopt a Resolution of Commendation for Jamie Jamison and Anna Patague, Department of Social Services, as Santa Barbara County Employees of the Month for August 2002.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Continued, as follows:  
August 13, 2002 on the Administrative Agenda. The motion carried unanimously.

- A-5) SUPERVISOR ROSE [File Reference No. 02-00820](#)

Adopt a Resolution of Commendation for the Santa Barbara County Public Health department Nutrition Services/WIC Program for World Breastfeeding Month Activities.

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

RESOLUTION NO. 02-277

The motion carried unanimously.

A-6) SUPERVISOR ROSE[File Reference No. 02-00823](#)

Adopt a resolution proclaiming August 6, 2002 as National Night Out 2002.

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

**RESOLUTION NO. 02-278**

**The motion carried unanimously.**

**Administrative Items**A-7) AGRICULTURAL COMMISSIONER[File Reference No. 02-00782](#)

Approve the appointment of Willy Chamberlin, nominated by the Santa Barbara County Cattleman's Association, as an alternate member to the Agricultural Advisory Committee.

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

A-8) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT[File Reference No. 02-00812](#)

Approve and authorize the Chair to execute the Subdivider's Agreement for the maintenance of private improvements with Oly Chadmar Sandpiper (Owner of the Residences at Sandpiper, APN 79-210-49), Third District

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

A-9) BOARD OF DIRECTORS, LAGUNA COUNTY SANITATION DISTRICT[File Reference No. 02-00811](#)

Approve and execute Amendment No. 1 to the agreement with CH2MHill for additional construction engineering and management services for the Laguna County Sanitation District's Total Dissolved Solids Reduction and Recycled Water project, in the amount of \$323,885.

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

A-10) COMMUNICATIONS FOR REFERRAL[File Reference No. 02-00791](#)

City of Guadalupe - Approve the request of the City of Guadalupe to consolidate a General Municipal Election to be held on November 5, 2002 with the Statewide General Election, pursuant to Section 10403 of the Elections Code. (APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

A-11) COMMUNICATIONS FOR REFERRAL[File Reference No. 02-00800](#)

Lompoc Unified School District - Approve the request of the Lompoc Unified School District to consolidate an election to be held on November 5, 2002 with the Statewide General Election. (APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

A-12) COUNTY EXECUTIVE OFFICE[File Reference No. 02-00827](#)

Consider recommendations regarding the Comcast Franchise and merger of Comcast Corporation and AT&T Broadband, Inc., as follows:

a) Adopt a resolution granting a six-month extension of the non-exclusive cable television franchises to Comcast Cablevision of Santa Maria, LLC through November 1, 2002;

b) Adopt a resolution consenting to a Transfer of Control and Merger of Comcast Corporation and AT&T Broadband Corporation and consent to transfer of franchise to AT&T Comcast Corporation.

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

**a) Adopted.**

**RESOLUTION NO. 02-279**

**b) Adopted.**

**RESOLUTION NO. 02-280**

**The motion carried unanimously.**

A-13) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[File Reference No. 02-00797](#)

Adopt a resolution, effective September 2, 2002, implementing provisions of IRS Code 414(h) for all County employees.

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

**RESOLUTION NO. 02-281**

**The motion carried unanimously.**

A-14) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[File Reference No. 02-00799](#)

Consider the following resolutions:

a) Adopt one resolution effective August 5, 2002 to implement changes approved during fiscal year 02-03 budget hearing as follows:

RETITLE JOB CLASSIFICATIONS:

Health Care Services Program Administrator (Class 003940), Range 5800 (\$4,377-\$5,344 per month) to PUBLIC HEALTH PROGRAM ADMINISTRATOR;

Health Care Services Program Administrator/Public Health Nurse (Class 003942), Range 5800 (\$4,377-\$5,344 per month) to PUBLIC HEALTH PROGRAM ADMINISTRATOR/PUBLIC HEALTH NURSE;

Health Care Services Director (Class 003896), Range 7310 (\$9,296-\$11,348 per month) to PUBLIC HEALTH DIRECTOR;

PUBLIC HEALTH (#5210)

Delete: 1.0 FTE Administrative Services Clerk (Class 000250), Range 4680 (\$2,504-\$3,057 per month);

Delete: 1.0 FTE Data Entry Operator (Class 002139), Range 4320 (\$2,092-\$2,554 per month).

Delete: 1.0 FTE Office Assistant II (Class 001701), Range 4140 (\$1,913-\$2,335 per month);

**AUTHORIZE SPECIAL DUTY ALLOWANCE**

Authorize 1 California Children's Services Caseworker (Class 001399), Range 4520 (\$2,312-\$2,822 per month) to receive 5% special duty allowance;

b) Adopt one resolution effective August 4, 2003 to implement changes approved during Fiscal Year 2002-03 Budget Hearings as follows:

**DELETE SPECIAL DUTY ALLOWANCE**

Delete 5% special duty allowance for 1 California Children's Services Caseworker (Class 001399), Range 4520 (\$2,312-\$2,822 per month);

c) Adopt one resolution effective September 30, 2002, as follows:

**COUNTY ADMINISTRATOR (#0130)**

Add: 1.0 FTE Director of Budget and Research (Class# 002345), Range 6690 (\$6,823-\$8,330 per month);

d) Adopt one resolution effective March 3, 2003, as follows:

**COUNTY ADMINISTRATOR (#0130)**

Delete: 1.0 FTE Director of Budget and Research (Class# 002345), Range 6690 (\$6,823-\$8,330 per month).

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

**a) Adopted.**

**RESOLUTION NO. 02-282**

**b) Adopted.**

**RESOLUTION NO. 02-283**

**c) Adopted.**

**RESOLUTION NO. 02-284**

**d) Adopted.**

**RESOLUTION NO. 02-285**

**The motion carried unanimously.**

**A-15) PLANNING AND DEVELOPMENT**

[File Reference No. 02-00654](#)

Consider recommendations regarding the Carrari Agricultural Preserve Non-Renewal, as follows:

a) Accept the request for nonrenewal of Agricultural Preserve 00-AP-009;

b) Approve and execute the Notice of Nonrenewal by the County Land Conservation Contract for Assessor's Parcel Nos. 099-030-029, -050 (portion of), -051, and 101-090-015, located 1 ¼ miles

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

a) Accepted.

b) Approved; Chair to execute.

The motion carried unanimously.

A-16) PLANNING AND DEVELOPMENT

[File Reference No. 02-00657](#)

Consider recommendations regarding the Buss Agricultural Preserve Non-Renewal, as follows:

a) Accept the request for nonrenewal of Agricultural Preserve 70-AP-104;

b) Approve and execute the Notice of Nonrenewal by the County Land Conservation Contract for Assessor's Parcel No. 128-064-001, located on the northeast corner of Stowell Road and Highway 101, in the Santa Maria area, Fifth District.

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

a) Accepted.

b) Approved; Chair to execute.

The motion carried unanimously.

A-17) PLANNING AND DEVELOPMENT

[File Reference No. 02-00788](#)

Set date to consider the request of Joe and Phyllis Carrari for one Agricultural Replacement Contract (Case No. 02AGP-00000-00020) located 1 1/4 miles southwest of the intersection of Highway 135 and Bell Street (APNs 099-030-02, -050, and -051), Los Alamos area, Third District. (SET DATE FOR SEPTEMBER 17, 2002 ON ADMINISTRATIVE AGENDA)

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set on the Administrative Agenda, as follows: September 17, 2002. The motion carried unanimously.

A-18) PLANNING AND DEVELOPMENT

[File Reference No. 02-00819](#)

Adopt a personnel resolution, effective August 19, 2002, as follows:

COMPREHENSIVE PLANNING:

Delete 0.50 Planner III (Range 581) (\$4,399-\$5,370)

Add 0.625 Planner III (Range 581) (\$4,399-\$5,370);

ADMINISTRATION:

Delete 0.50 Planning Process Analyst - Program (Range 611) (\$5,109-\$6,237)

Add 1.0 Planning Process Analyst - Program (Range 611) (\$5,109-\$6,237).

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

RESOLUTION NO. 02-286

The motion carried unanimously.

A-19) PUBLIC HEALTH

[File Reference No. 02-00807](#)

Approve the Local Emergency, Resolution Number 00-193, due to the spread and on-going epidemic

of blood-borne viral hepatitis (Hepatitis B and C) and human immunodeficiency virus (HIV) infections among injection drug users and authorize Pacific Pride as the agent of the County to carry out the Needle Exchange and Education Program.

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

A-20) PUBLIC HEALTH

[File Reference No. 02-00821](#)

Consider recommendations regarding supplemental funding for Public Health Preparedness and Response for Bioterrorism, as follows:

- a) Approve and execute the Standard Agreement for Supplemental Funding with the State of California for the period of February 19, 2002 through August 20, 2003, in the amount of \$124,671;
- b) Authorize the Director of Public Health to execute the subsequent Standard Agreement for Supplemental Funding with the State of California for the period of July 1, 2002 through August 30, 2003, in the amount of \$468,132;
- c) Authorize the Director of Public Health to execute the subsequent Standard Agreement with the State of California for Supplemental Funding for biologic laboratory capacity for the period of July 1, 2002 through August 30, 2003, in the amount of \$41,675.

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

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

**b) and c) Authorized.**

**The motion carried unanimously.**

A-21) PUBLIC HEALTH

[File Reference No. 02-00822](#)

Consider recommendations regarding agreements for professional services for Emergency Medical Services, as follows:

- a) Approve and execute the standard agreement with Marc Burdick for professional services for the Emergency Medical Dispatch Program, for the period of August 5, 2002 through June 8, 2003, in an amount not to exceed \$47,414 plus estimated benefits and reimbursable expenses in the amount of \$10,541;
- b) Approve and execute the standard agreement with Arthur W. Lehr, RN, for professional services, for the period of August 5, 2002 through June 8, 2003, in an amount not to exceed \$49,790 plus estimated benefits and reimbursable expenses in the amount of \$10,954;
- c) Approve and execute the standard agreement with Carol Powers, for professional services as EMS Agency's Car Seat Safety Specialist, for the period of June 10, 2002 through June 8, 2003, in an amount not to exceed \$50,502 plus estimated benefits and reimbursable expenses in the amount of \$11,516.

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

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

**The motion carried unanimously.**

A-22) PUBLIC WORKS[File Reference No. 02-00789](#)

Consider recommendations regarding the Old Coast Highway Bridge Replacement (County Project No. 863019), Third District, as follows:

- a) Approve and authorize the Chair to execute an agreement with Quincy Engineering, Inc. (not a local vendor) for preliminary and final engineering for the project, for the period of August 13, 2002 through December 31, 2003, in the amount of \$164,391.71;
- b) Authorize the Director of Public Works to approve amendments to the agreement for supplemental work up to \$16,000.

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

- a) **Approved; Chair to execute.**
- b) **Authorized.**

**The motion carried unanimously.**

A-23) PUBLIC WORKS[File Reference No. 02-00792](#)

Review and approve the Statement of Final Quantities for work performed and materials supplied by the contractor AJ Diani Construction Company, Inc (a local vendor) for construction of 2000-01 STIP Fund Pavement Rehabilitation of Foxen Canyon Road, Refugio Road, Betteravia Road and Blosser Road (County Project No. 810465) in the amount of \$1,176,778.58, Third, Fourth and Fifth Districts.

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

A-24) PUBLIC WORKS[File Reference No. 02-00793](#)

Consider the vacation of a portion of St. Joseph Street and Shaw Street adjacent to APN 101-241-022 (Project No. 762009), Los Alamos area, Third District, as follows:

- a) Adopt a Resolution of Intent to Vacate declaring that a portion of an easement interest in County road rights-of-way on St. Joseph Street and Shaw Street is no longer needed by the public for road or bike path purposes and that the Board intends to vacate said portion of roads;
- b) Set date for adoption of the Order to vacate. (SET DATE FOR SEPTEMBER 3, 2002 ON ADMINISTRATIVE AGENDA)

**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted and set on Administrative Agenda, as follows: a) Adopted.**

**RESOLUTION NO. 02-287**

**b) Hearing set for September 3, 2002.**

**The motion carried unanimously.**

A-25) PUBLIC WORKS[File Reference No. 02-00798](#)

Approve the release of a Monument Deposit in the amount \$8,000 which was posted for Tract No. 14,381, Cottages at Summerland, First District.

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

- A-26) PUBLIC WORKS [File Reference No. 02-00804](#)
- Approve and authorize the Chair to execute an agreement between the County and Easy Lift Transportation Company to provide Measure D monies in the amount of \$48,000 for South County paratransit services during Fiscal Year 2002-03.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-27) PUBLIC WORKS [File Reference No. 02-00805](#)
- Accept the Notice of Completion for work performed by Specialty Construction Company (not a local vendor) for construction of storm damage repair on Ballard Canyon Road at MP 2.49 (County Project No. 98R054) and authorize the Clerk of the Board to record, Third District.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Accepted. The motion carried unanimously.**
- A-28) PUBLIC WORKS [File Reference No. 02-00809](#)
- Adopt a resolution initiating proceedings to annex Jensen's Crossing/ Cobblestone Creek Tract 14,429 (APN 103-200-068 and -069) to the North County Lighting District and County Service Area #5 (Orcutt), Fourth District.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted**
- RESOLUTION NO. 02-288**
- The motion carried unanimously.**
- A-29) PUBLIC WORKS [File Reference No. 02-00810](#)
- Adopt a resolution initiating proceedings to annex Mesa Verde Tract 14,303, (APN 101-010-003) to the North County Lighting District and County Service Area #5 (Orcutt), Fourth District.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Adopted**
- RESOLUTION NO. 02-289**
- The motion carried unanimously.**
- A-30) PUBLIC WORKS [File Reference No. 02-00813](#)
- Receive and file the County of Santa Barbara Solid Waste and Utilities Division Final Customer Satisfaction Survey, prepared by Anthony Mulac, PhD.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Received and filed. The motion carried unanimously.**
- A-31) SOCIAL SERVICES [File Reference No. 02-00806](#)
- Approve the current membership of the County of Santa Barbara's Child Care Planning Council, and authorize the Chair to execute the Certification Statement Regarding Composition of Local Planning Council Membership.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Approved. The motion carried unanimously.**

A-32) TREASURER-TAX COLLECTOR[File Reference No. 02-00795](#)

Consider recommendations regarding 2002-03 Veterans' Services Office - Certificate of Compliance and Medi-Cal Cost Avoidance Agreement, as follows:

- a) Approve and authorize the Chair to execute the State of California Department of Veterans Affairs Certificate of Compliance;
- b) Approve and execute an agreement with California Department of Veterans' Services for the Medi-Cal Cost Avoidance program, for Fiscal year 2002-03, setting forth the County's obligation for program administration.

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

- a) and b) Approved; Chair to execute.**

**The motion carried unanimously.**

**Board of Supervisors**A-33) SUPERVISOR MARSHALL[File Reference No. 02-00784](#)

Approve the appointment of Lupe Lopez to the Commission for Women, Third District.

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

**Hearing Requests**A-34) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT[File Reference No. 02-00801](#)

Set a hearing to consider recommendations regarding the Lower Devereux Creek Project (02-ND-25), Third District, as follows

- a) Approve the Lower Devereux Creek Project;
- b) Approve the Negative Declaration (02-ND-25) for the Project pursuant to the California Environmental Quality Act (CEQA) Guidelines;
- c) Authorize the Public Works Director to advertise and receive bids for the project.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: September 3, 2002 (EST. TIME: 45 MIN.) The motion carried unanimously.**

A-35) COUNTY EXECUTIVE OFFICE[File Reference No. 02-00785](#)

Set a hearing to consider adoption of the Board of Supervisors' response to the 2001-02 Grand Jury Report entitled "Voter Registration."

**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: August 20, 2002 (EST. TIME: 30 MIN.) The motion carried unanimously.**

- A-36) COUNTY EXECUTIVE OFFICE [File Reference No. 02-00786](#)
- Set a hearing to consider the Board of Supervisors' response to the 2001-02 Grand Jury Report entitled "Emergency Medical Services."
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: August 13, 2002 in Santa Maria (EST. TIME 30 MIN.) The motion carried unanimously.**
- A-37) COUNTY EXECUTIVE OFFICE [File Reference No. 02-00787](#)
- Set a hearing to consider the Board of Supervisors' response to the 2001-02 Grand Jury Report entitled "Isla Vista - Who's in Charge."
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: August 20, 2002 (EST. TIME 60 MIN.) The motion carried unanimously.**
- A-38) PARKS [File Reference No. 02-00794](#)
- Set a hearing to receive a report on the Parks Development Mitigation Fee Reduction Program for Beneficial Projects in the South Coast West Recreation Demand Area, Second and Third District, as follows:
- a) Receive a report on the fee reductions granted on Parks Development Mitigation Fees within the South Coast West Recreation Demand Area;
  - b) Determine whether or not to continue the fee reduction program.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: August 20, 2002 (EST. TIME: 30 MIN.) The motion carried unanimously.**
- A-39) PLANNING AND DEVELOPMENT [File Reference No. 02-00802](#)
- Set a hearing to receive a resolution from the Rural Resource Protection Program Technical Advisory Committee.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: September 3, 2002 (EST. TIME: 15 MIN.) The motion carried unanimously.**
- A-40) PLANNING AND DEVELOPMENT [File Reference No. 02-00818](#)
- Set a hearing to consider the appeal of Jennifer Foster, agent for the applicant, Nuevo Energy Company, of the Planning Commission's June 20, 2002 denial of the Tranquillon Ridge Project. This project involves proposed revisions to the Final Development Plan for the Nuevo Point Pedernales project 94-DP-027 RV02 to allow oil and gas development and production from a new proposed state tidelands lease (Tranquillon Ridge Unit). The application involves Platform Irene, located in federal waters on the outer continental shelf, subsea pipelines across federal and state waters, and the Lompoc Oil and Gas Plant (LOGP), Assessor Parcel Number (097-360-010), located 2.7 miles northeast of the City of Lompoc (addressed as 3602 Harris Grade Road), Fourth District. The project also involves multiple parcels along the pipeline right-of-way between landfall at Surf Beach on Vandenberg Air Force Base and the LOGP, and from the LOGP north to Orcutt, Third and Fourth Districts.
- A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: September 10, 2002 in Santa Maria. The motion carried unanimously.**
- A-41) PLANNING AND DEVELOPMENT [File Reference No. 02-00817](#)

Set a hearing to consider the appeal of Jennifer Foster, agent for the applicant, Nuevo Energy Company, of the Planning Commission's June 20, 2002 approval of the Lompoc Oil and Gas Plant Produced Water Treatment Expansion and Upgrade project. This project involves proposed revisions to the Final Development Plan for the Nuevo Point Pedernales project 94-DP-027 RV04 to allow an upgrade and expansion of a produced water treatment facility at the Lompoc Oil and Gas Plant (LOGP) (APN 097-360-010), located 2.7 miles northeast of the City of Lompoc addresses as 3602 Harris Grade Road), Fourth District.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: September 10, 2002 in Santa Maria (EST. TIME: 30 MIN.) The motion carried unanimously.**

A-42) PLANNING AND DEVELOPMENT

[File Reference No. 02-00816](#)

Set a hearing to consider the appeal of Brien Vierra, agent for the applicant, Tosco Refining Company, of the Planning Commission's June 20, 2002 approval of the Sisquoc Pipeline Bi-directional Flow Project. This project involves proposed revisions to the Final Development Plan for the Sisquoc Pipeline project 94-DP-003 RV05 to allow the existing Sisquoc pipeline to operate in two flow directions between the Suey Junction and the Sisquoc Pump Station (APN 129-260-029), Santa Maria pump station (128-093-002 and 128-093-005) and multiple parcels along the pipeline right-of-way, Fifth District.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: September 10, 2002 in Santa Maria (EST. TIME: 30 MIN.) The motion carried unanimously.**

A-43) PLANNING AND DEVELOPMENT

[File Reference No. 02-00825](#)

Set a hearing to consider recommendations regarding Coastal Resource Enhancement Fund (CREF) 2003-07 Fee Assessment, as follows:

- a) Consider staff's recommendations regarding the amount of mitigation fees required of four major oil and gas developments for the 2003-07 CREF assessment period;
- b) Approve the amendment of CREF Guidelines to include the approved mitigation fees and minor updates.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: September 24, 2002 The motion carried unanimously.**

A-44) PUBLIC WORKS

[File Reference No. 02-00803](#)

Set a hearing to consider the introduction (First Reading) of an ordinance amending Section 23-11.3 of Chapter 23 of the Santa Barbara County Code, regarding one hour parking regulations, All Districts.

**A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: August 20, 2002 (EST. TIME: 10 MIN.) The motion carried unanimously.**

A-45) PUBLIC WORKS

[File Reference No. 02-00814](#)

Adopt a resolution setting a public hearing for County Service Area 3, County Service Area 31 and North County Lighting District Benefit Assessment maintaining fees at current levels for Fiscal Year 2002-03 Second, Third, Fourth and Fifth Districts.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Acted on and set for a hearing, as follows:

Adopted.

RESOLUTION NO. 02-290

Set Hearing for August 20, 2002 (EST. TIME: 10 MIN.)

The motion carried unanimously.

A-46)

PUBLIC WORKS

[File Reference No. 02-00815](#)

Consider recommendations regarding County Service Area 12 (Mission Canyon Sewer District), for the Collection of Connection, Service and Administration Charges on the Tax Roll for Fiscal Year 2002/03, First District, as follows:

- a) Receive a report entitled Mission Canyon Sewer District Fixed Charges Fee Report for Fiscal Year 2002/2003;
- b) Approve Public Works Department Notice of Exemption pursuant to County California Environmental Quality Act Guidelines (Post.);
- c) Set a public hearing to consider proposed service charges maintaining fees at current levels for County Service Area 12 Mission Canyon Sewer District Fixed Charges.

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Acted on and set for a hearing, as follows:

a) Recieved and Filed.

b) Approved.

c) Set hearing for August 20, 2002.

The motion carried unanimously.

A-47)

PUBLIC WORKS

[File Reference No. 02-00824](#)

Set a hearing to consider the appeal of Teresa Seiler of Certificate of Compliance 01-CC-89 (APN 153-290-008), Second District, as follows:

- a) Uphold the decision of the County Surveyor, and direct the County Surveyor to send a notice of intent to record a notice of violation by certified mail to the owner of APN 153-290-008 in accordance with California Government Code Section 66499.36 if the owner does not file for a Conditional Certificate of Compliance within 30 calendar days of the appeal hearing decision. Additionally, send a notice of intent to record a notice of violation by certified mail to the owner of APN 153-290-005 in accordance with California Government Code Section 66499.36 if the owner does not show valid proof to the County Surveyor of legality of the parcel within 60 calendar days of written notification;

OR:

- b) Uphold the appeal of Teresa Seiler, and direct the County Surveyor to issue two (2) Certificates of Compliance for APN 153-290-008 and APN 153-290-005 as set forth in California Government Code

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: September 3, 2002 (EST. TIME: 60 MIN.) The motion carried unanimously.

A-48) COUNTY EXECUTIVE OFFICE

[File Reference No. 02-00828](#)

Receive a copy of a letter executed by the Chair of the Board, reaffirming opposition to SB 910 (Dunn), providing for State imposed penalties if certain local housing element conditions are not met. SB 910 has recently been amended adding unprecedented punitive enforcement language.

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

### Approval of Administrative Agenda

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

[File Reference No. 02-00025](#)

### 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) (02-00,025)

RE: Campaign Issues - Andy Caldwell addressed the Board.

RE: Opposition of Bradley Ranch Annexation - Ernest Armenta addressed the Board.

RE: Farming and Agriculture Land - Steven Musick addressed the Board.

RE: "Human Conscience that Drives Behaviors" - Christopher Brown addressed the Board.

RE: Toro Canyon Property and Hazardous Gate - John P. Thorndike IV addressed the Board.

### **Departmental Agenda -- Public Hearings**

1) **PLANNING AND DEVELOPMENT**

[File Reference No. 02-00496](#)

HEARING - Consider recommendations regarding the Planning and Development Program for compliance with the National Pollutant Discharge Elimination System (NPDES) Phase II Storm Water Regulations, as follows: (EST. TIME: 1 HR.)

- a) Receive a report on Planning and Development's program for compliance with the National Pollutant Discharge Elimination System (NPDES) Phase II Storm Water Regulations;
- b) Approve CEQA Notices of Exemption for the Grading Ordinance revisions and amendments to the County of Santa Barbara Environmental Thresholds and Guidelines Manual;
- c) Adopt the following components of Planning and Development's program for compliance with the National Pollutant Discharge Elimination System (NPDES) Phase II Storm Water Regulations:
  - i. Policy Interpretive and Implementation Guidelines for Hillside and Watershed Protection Policies 3, 4, 5 and 7 (Coastal Plan Policy equivalents 3-15, 3-16, 3-17 and 3-19);
  - ii. A resolution to amend the County Environmental Thresholds and Guidelines Manual creating a new section addressing surface and storm water quality impacts;
  - iii. Best management practices manuals for construction site runoff control identified in Attachment D to the Board Letter dated June 25, 2002.
- d) Consider the introduction (First Reading) of an Ordinance amending Chapter 14 of the Santa Barbara County Code (Santa Barbara County Grading, Erosion and Sediment Control Ordinance).

**COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY**

**A motion was made by Supervisor Rose, seconded by Supervisor Urbanske, that this matter be Continued, as follows:**

**September 24, 2002.**

**The motion carried unanimously.**

2) **PLANNING AND DEVELOPMENT**

[File Reference No. 02-00693](#)

HEARING - Consider the adoption (Second Reading) of an Ordinance (Case No.02 ORD-00000-00005) repealing Ordinance No. 4350 (as amended), the Goleta Growth Management Ordinance. (EST. TIME: 5 MIN.)

**COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE**

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

**ORDINANCE NO. 4474**

**The motion carried unanimously.**

3) COUNTY EXECUTIVE OFFICE[File Reference No. 02-00737](#)

HEARING - Consider the adoption (Second Reading) of an Ordinance Authorizing the Redevelopment of a Specific Area in the County by the City of Lompoc and Transferring Redevelopment Authority Over that Specific Area to the Lompoc Redevelopment Agency. (EST. TIME: 5 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

**ORDINANCE NO. 4475**

The motion carried unanimously.

4) PUBLIC WORKS[File Reference No. 02-00771](#)

HEARING - Consider recommendations regarding the Northern and Coastal California Water Bond Initiative Coalition, as follows: (EST. TIME: 15 MIN.)

a) Adopt a resolution that supports the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002, a statewide initiative, qualified for the November 5, 2002 ballot, and which if passed will provide \$3.44 billion for water projects in California and supports the Public Works Department's participation in the Northern and Coastal California Water Bond Initiative Coalition which seeks to allocate funding from the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002, if passed, for local projects;

b) Consider the appointment of a member of the Santa Barbara County Board of Supervisors to serve as a representative of the County in the Northern and Coastal California Water Bond Initiative Coalition.

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

a) Adopted.

**Resolution No. 02-291**

b) Appointed Fourth District Supervisor Joni Gray as the Santa Barbara County representative. Further directed that the Public Works Director may act as the Santa Barbara County representative to the Coalition should the Board member representative be unavailable.

The motion carried by the following vote:

Ayes: 3 - Supervisor Schwartz, Supervisor Rose and Supervisor Marshall

Noes: 1 - Supervisor Urbanske

Abstentions: 1 - Supervisor Gray

5) PARKS[File Reference No. 02-00359](#)

HEARING - Consider recommendations regarding Proposition 12 and Proposition 40 Bond funding per capita funds allocation, as follows: (EST. TIME: 1 HR.)

a) Receive a staff report on Proposition 12 and Proposition 40 Bond Funding Per Capita Allocation

to Santa Barbara County;

b) Direct staff to prepare a recommended list of projects with a total cost of approximately \$4.1 million using the criteria recommended, for consideration by the Santa Barbara Park Commission, and return to the Board on November 19, 2002 with a recommendation.

**COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE**

**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 report.**

**b) Approved. Directed staff to add to the criteria, specific reference to cooperation with Cities in partnerships that could facilitate the leverage of funding. Directed staff to return to the Board on November 19, 2002.**

**The motion carried unanimously.**

**2:00 P.M. .... Presentation of Resolutions and Awards****Planning Items and Public Hearings**6) **PUBLIC WORKS**[File Reference No. 02-00708](#)

HEARING - Receive an oral presentation regarding the work of the Multi-Jurisdictional Solid Waste Task Group, All Districts. (EST. TIME: 30 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

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

Conducted Public Hearing and received and filed report.

The motion carried unanimously.

7) **PUBLIC WORKS**[File Reference No. 02-00709](#)

HEARING - Consider recommendations regarding the Tajiguas Landfill Expansion Project, Third District, as follows: (EST. TIME: 2 HRS. 30 MIN.)

a) Certify that the Final Environmental Impact Report, 01-EIR-05, for the Tajiguas Landfill Expansion Project has been completed in compliance with the California Environmental Quality Act (CEQA);

b) Certify that the Board has reviewed and considered the information contained in the Final EIR, 01-EIR-05, as well as information presented during the public hearing prior to approval of the project, and adopt the CEQA Findings and Statement of Overriding Considerations;

c) Approve the Proposed Project (Front Canyon Expansion configuration and other project elements) which provides an additional capacity of 8.2 million cubic yards at the Tajiguas Landfill as the preferred project description;

d) Adopt the mitigation measures, with their corresponding monitoring requirements, as the Mitigation Monitoring Program for this project;

e) Direct the Public Works Department to apply for local, State and Federal permits to the extent required by law.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

Conducted public hearing and received and filed report. Public Hearing closed. Directed staff to return on August 13, 2002 to respond to issues raised at hearing including but not limited to: 15 year capacity time frame; the reduced landfill alternative; issues/impacts associated with the "Western Borrow Site"; water quality issues at Pila Creek and in adjacent ocean waters; coastal permitting, zoning and maps; biological/habitat impact issues; emergency permitting and an explanation/recommendation regarding "Water Budget".

The motion carried unanimously.

**Adjourn to August 13, 2002**

**Betteravia Government Center**

**Board Hearing Room**

**511 East Lakeside Parkway**

**Santa Maria**

**Adjourn**

**Announcements**

THE MEETING OF AUGUST 6, 2002 WILL BE TELECAST LIVE ON GOVERNMENT ACCESS TV CHANNEL 20 AT 9:00 A. M., AND WILL BE REBROADCAST ON THE FOLLOWING THURSDAY, AUGUST 8, 2002 AT 5:00 P.M. ON GATV CHANNEL 20.

THE BOARD OF SUPERVISORS WILL NOT MEET ON TUESDAY, AUGUST 27, 2002; THE NEXT REGULAR MEETING WILL BE HELD TUESDAY, SEPTEMBER 3, 2002, IN SANTA BARBARA.

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