

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

**ACTION SUMMARY**

**February 06, 2007**

**COUNTY ADMINISTRATION BUILDING  
BOARD HEARING ROOM, FOURTH FLOOR  
105 EAST ANAPAMU STREET, SANTA BARBARA**

The Board of Supervisors meets concurrently as the Board of Directors of the Flood Control & Water Conservation District, Water Agency, Redevelopment Agency, the Santa Barbara Fund for Public and Educational Access and other Special Districts.

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 9:06 A.M.*

**Roll Call**

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

**Pledge of Allegiance**

**Report from Closed Session**

*Acted on as follows:*

**By a 4-0 vote (with Supervisor Firestone abstaining) the Board directed staff to proceed with the revisions and recirculation of the Environmental Impact Report for the Uniform Agricultural Preserve Amendments and to return to the Board on February 13, 2007 for additional consideration.**

**Approval of Minutes of the January 23, 2007 meeting**

**A motion was made by Supervisor Wolf, seconded by Supervisor Carbajal, to Approve the Minutes. The motion carried unanimously.**

## Administrative Agenda

### Resolutions to be Presented at 9:00 A.M.

A-1) SUPERVISOR CARBAJAL [File Reference No. 07-00136](#)

Adopt a resolution proclaiming February 2007 as Black History Month.

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

**RESOLUTON NO. 07-009**

**The motion carried unanimously.**

A-2) SUPERVISOR CARBAJAL [File Reference No. 07-00125](#)

Adopt a resolution proclaiming February 2007 as Children's Dental Health Month.

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

**RESOLUTION NO. 07-010**

**The motion carried unanimously.**

### Administrative Items

A-3) AUDITOR-CONTROLLER [File Reference No. 07-00122](#)

Authorize the Purchasing Manager to acquire certain computer equipment on behalf of the Auditor-Controller's office without being required to conduct a formal bid process.

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

A-4) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT and PUBLIC WORKS [File Reference No. 07-00123](#)

Accept a Permanent Easement from Charles and Tawny Crail, owner of Santa Barbara Assessor parcel number 007-340-154 in Montecito, First District (4/5 vote required).

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

A-5) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 07-00127](#)

Consider recommendations regarding the Leadership Project, Allocation of Executives and Certain Managers into Leadership Classifications, as follows:

- a) Adopt a resolution effective February 6, 2007 allocating certain executive and management positions to Leadership classifications; and
- b) Adopt a resolution to designate certain positions as specified in Section 5 of Resolution No. 06-206 as exempt from the Civil Service System in accordance with Section 27-25(a), 11 of the Santa Barbara County Code effective February 6, 2007.

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

**a) Adopted.**

**RESOLUTION NO. 07-011**

**b) Adopted.**

**RESOLUTION NO. 07-012**

**The motion carried unanimously.**

A-6) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 07-00140](#)

Approve the appointment of Greg Paraskou as Public Defender for the County of Santa Barbara effective February 6, 2007.

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

A-7) COUNTY COUNSEL [File Reference No. 07-00048](#)

Consider and approve the amendment to the conflict of interest code of the Santa Barbara County Education Office.

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

A-8) COUNTY COUNSEL [File Reference No. 07-00087](#)

Approve Amendment No. 13 to the Santa Barbara Single Comprehensive Conflict of Interest Code for County "Local Agencies" to the Single Code adopted by the Santa Barbara County Clerk-Recorder-Assessor for agencies specified in Resolution No. 95-450, as amended.

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

A-9) GENERAL SERVICES [File Reference No. 07-00116](#)

Consider recommendations regarding the La Morada Youth Center, Project #8658, Second District, as follows:

a) Award and authorize the Chair to execute a fixed priced Construction Contract in the amount of \$309,425 to the lowest responsive bidder, Beachside Associates, Inc, Goleta, California, 93117 (a local vendor) subject to the provisions of the documents and certifications as set forth in the plans and specifications applicable to the project and as required by California Law; and

b) Authorize the Director of General Services to approve change orders of an amount not to exceed 10% of a base amount of \$250,000 plus 5% of the bid in excess of the base amount, or \$27,971 for this contract

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

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

**b) Authorized.**

**The motion carried unanimously.**

A-10) GENERAL SERVICES [File Reference No. 07-00121](#)

Consider the recommendation regarding the Countywide Policy for the use of County Meeting Rooms, as follows:

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).

**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Continued, as follows: February 13, 2007 in Santa Maria (EST. TIME: 20 MIN.) The motion carried unanimously.**

A-11) PLANNING AND DEVELOPMENT [File Reference No. 07-00113](#)

Receive and file a report for the repair of a bridge (Bridge 51C-048) over Picay Creek at 180 Sheffield Drive in the Montecito area, APN 005-560-005, Emergency Permit 06EMP-00000-00009, First District.

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

A-12) PLANNING AND DEVELOPMENT[File Reference No. 07-00114](#)

Set the 2007 window dates for acting on proposed Comprehensive Plan (amendments to mandatory elements) and Local Coastal Program Amendments, as follows:

- a) February 20, May 15, July 10 and October 16, 2007 for proposed Comprehensive Plan (amendments to mandatory elements);
- b) March 20, July 10 and October 16, 2007 for proposed Local Coastal Program amendments.

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

**a) and b) Approved.**

**The motion carried unanimously.**

A-13) PUBLIC WORKS[File Reference No. 07-00118](#)

Accept Notice of Completion for construction of Sabado Tarde Road Streetscape Improvements from El Embarcadero East in Isla Vista, County Project No. 310309 performed by the Contractor, Granite Construction Company (a local vendor, with an office in Santa Barbara), PO Box 50085, Watsonville, CA 95077, Third District.

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

A-14) PUBLIC WORKS[File Reference No. 07-00119](#)

Consider recommendations regarding the Tajiguas Landfill Main Access Road (Project No. 828353), Third District, as follows:

- a) Accept Notice of Completion for work performed by the Contractor, Granite Construction Company (a local vendor), 2023 Preisker Lane, Suite B, Santa Maria, California 93454; and
- b) Approve and authorize the Chair to execute the Statement of Final Quantities for work performed and materials supplied for this project by the Contractor, Granite Construction Company (a local vendor), in the amount of \$585,465.02.

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

**a) Accepted.**

**b) Approved; Chair to Execute.**

**The motion carried unanimously.**

A-15) PUBLIC WORKS[File Reference No. 07-00139](#)

Approve the submittal of a Grant Application, dated January 29, 2007, for the Santa Maria Valley Farm Worker Vanpool Program planning funds, Fourth and Fifth Districts.

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

A-16) PUBLIC WORKS [File Reference No. 07-00120](#)

Authorize the Chair to execute Amendment No. 1, for a time extension to the existing agreement with WILLDAN (not a local vendor), 374 Poli Street, Suite 101, Ventura, CA 93001-2605, for preliminary design services for the Summerland Circulation and Parking Improvement project, Project No. 862256, First District.

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

A-17) SUPERVISOR CARBAJAL and PUBLIC WORKS [File Reference No. 07-00124](#)

Consider recommendations regarding the Santa Barbara/Ventura Highway 101 High Occupancy Vehicle Project, All Districts, as follows:

a) Adopt the Resolution of Support for the Santa Barbara/Ventura Highway 101 High Occupancy Vehicle Project; and

b) Authorize the Chair to execute two letters on behalf of the Board of Supervisors to State Senator McClintock and Assemblymember Nava.

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

**a) Adopted.**

**RESOLUTION NO. 07-013**

**b) Authorized, Chair to execute.**

**The motion carried unanimously.**

### Board of Supervisors

A-18) SUPERVISOR CARBAJAL [File Reference No. 07-00115](#)

Approve the appointment of Arthur Merovick to the Advisory Board on Alcohol and Drug Problems, First District.

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

A-19) SUPERVISOR WOLF [File Reference No. 07-00135](#)

Approve the appointment of Jonathan Cook to the Mosquito and Vector Management District of Santa Barbara County, Second District.

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

A-20) SUPERVISOR WOLF [File Reference No. 07-00134](#)

Approve the reappointment of Martha Jane Levy to the Affirmative Action Commission, Second District.

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

- A-21) SUPERVISOR WOLF [File Reference No. 07-00133](#)  
Approve the reappointment of David Pritchett to the Santa Barbara County Fish and Game Commission, Second District.  
**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Approved. The motion carried unanimously.**
- A-22) SUPERVISOR CENTENO [File Reference No. 07-00111](#)  
Approve the appointment of Martin L. Mariscal to the Civil Service Commission, Fifth District.  
**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Approved. The motion carried unanimously.**
- A-23) SUPERVISOR CENTENO [File Reference No. 07-00130](#)  
Approve the appointment of Daniel D. Blough to the Planning Commission, Fifth District.  
**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Approved. The motion carried unanimously.**

### Hearing Requests

- A-24) AUDITOR-CONTROLLER [File Reference No. 07-00117](#)  
Set hearing to receive and file reports and take under consideration the findings, recommendations and management comments regarding the Housing and Community Development Department Audit.  
**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: February 13, 2007 in Santa Maria (EST. TIME: 45 MIN.) The motion carried unanimously.**
- A-25) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 07-00126](#)  
Set two hearings for presentation of Santa Barbara County Employee Service Awards, as follows:  
  
a) Set a hearing for February 27, 2007 to award County service pins to eligible employees in the Santa Maria, (EST. TIME: 15 MIN.)  
  
b) Set a hearing for March 6, 2007 to a County service pins to eligible employees in Santa Barbara. (EST. TIME: 20 MIN)  
  
**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Approved, as follows:**  
  
a) **Set for February 27, 2007 in Santa Maria (EST. TIME: 45 MIN.)**  
  
b) **Set for March 6, 2007 in Santa Barbara (EST. TIME: 20 MIN.)**  
  
**The motion carried unanimously.**
- A-26) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 07-00129](#)  
Set hearing to 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.  
**A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: February 13, 2007 in Santa Maria (EST. TIME: 15 MIN.) The motion carried unanimously.**

**Board of Directors, Redevelopment Agency**A-27) BOARD OF DIRECTORS, REDEVELOPMENT AGENCY[File Reference No. 07-00128](#)

Consider recommendations regarding the Sabado Tarde Sidewalk Construction Health & Safety Code Section 33445, as follows:

Acting as the Board of Supervisors:

a) Adopt a resolution making findings required by Health & Safety Code Section 33445 relating to the Redevelopment Agency funding the construction of a new sidewalk on Sabado Tarde east of El Embarcadero in Isla Vista;

Acting as the Redevelopment Agency Board of Directors:

b) Adopt a resolution making findings required by Health & Safety Code Section 33445 relating to the Redevelopment Agency funding the construction of \$250,000 of new sidewalk on Sabado Tarde east of El Embarcadero in Isla Vista; and

c) Approve a Budget Revision Request BJE 2006541 moving \$35,000 from Professional and Special Services into the Infrastructure budget object level in Fund 3100 - SB RDA and 2) increase Services & Supplies and Unanticipated Revenues by \$250,000 in Fund 0015 - Road Fund. (4/5 vote required).

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

**Acting as the Board of Supervisors:**

**a) Adopted.**

**RESOLUTION NO. 07-014**

**Acting as the Redevelopment Agency Board of Directors:**

**b) Adopted.**

**RESOLUTION NO. 07-015**

**c) Approved.**

**The motion carried unanimously.**

**Approval of Administrative Agenda**

*HEARING TIME 9:08 A.M. - 9:34 A.M. (26 MIN.)*

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



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

PUBLIC COMMENT

*HEARING TIME: 9:35 A.M. - 10:05 A.M. (30 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: Justice System and Law Enforcement Issues - Robert John, Ph.D. Addressed the Board.**

**RE: Countywide Policy regarding County Meeting Rooms - Deborah Brasket Addressed the Board.**

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

**RE: Stop Stroke Act / Universal Health Care Issues - Sister Janet Corcoran Addressed the Board.**

**RE: Black History Month / War in Iraq Issues - Floyd Meyers Addressed the Board.**

**RE: Agricultural Freeze / One Stop Center Applications - Kathy Gallagher Addressed the Board.**

**RE: Willaimson Act Issues - Fourth District Supervisor Joni Gray Addressed the Board.**

**RE: Directed Staff to study and prepare letter to Legislature regarding Santa Barbara County development constraints due in part, but not limited to, Coastal Zones, Agricultural Preserves and Federally Owned Land - Fifth District Supervisor Joseph Centeno Addressed the Board.**

**RE: Los Padres Council Boy Scouts Local Projects and Annual Report - Justin Jepsen Addressed the Board.**

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

1) SUPERVISOR CARBAJAL[File Reference No. 07-00132](#)

HEARING - Consider the recommendations regarding the feasibility of establishing a Short-Term Agricultural Freeze Loan Program, as follows: (EST. TIME: 15 MIN.)

a) Direct the County Executive Officer, Auditor-Controller, and the Treasurer-Tax Collector in cooperation with Agricultural Commissioner to explore the feasibility of a short-term agricultural loan program for farmers who suffered severe crop damage as a result of the January, 2007 freeze; and

b) In the event such a program appears to be feasible, present the Board with recommendations for possible adoption.

*HEARING TIME: 10:13 A.M. - 10:22 A.M. (9 MIN.)*

Acted on and continued, as follows:

Received and filed staff report and conducted public hearing.

a) and b) Directed staff to return with recommendations regarding the adoption, if feasible, of a draft short-term agricultural loan program.

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf that this matter be continued to March 6, 2007 in Santa Barbara (EST. TIME: 15 MIN.) The motion carried unanimously.

2) 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: 10:22 A.M. - 10:23 A.M. (1 MIN.)*

A motion was made by Supervisor Firestone, seconded by Supervisor Centeno, that this matter be Continued, as follows: February 13, 2007 in Santa Maria (EST. TIME: 15 MIN.) The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Firestone, Supervisor Gray and Supervisor Centeno

3) PLANNING AND DEVELOPMENT[File Reference No. 07-00138](#)

HEARING - Consider the appeal filed by the Citizens Concerned Over Westmont Expansion, (Case No. 06APL-00000-00043) of the Montecito Planning Commission's November 20, 2006 approval of a revised Conditional Use Permit including an updated Campus Master Plan (Case No. 90-CP-096 RV01) for Westmont College in the Montecito area, First District, as follows: (EST. TIME: 2 HRS. 30 min.)

- a) Deny the appeal, thereby upholding the Montecito Planning Commission's decision;
- b) Adopt the required findings for approval of 90-CP-096 RV01, including the Campus Master Plan for Westmont College, specified in the Montecito Planning Commission action letter, dated November 30, 2006, including CEQA findings;
- c) Certify the Final Subsequent Environmental Impact Report, 05SEIR-00000-00010 to Negative Declaration 90-ND-60, Negative Declaration 74-ND-140, and Environmental Impact Report 76-EIR-1, including the FSEIR Revision Letter (RV1), dated September 29, 2006, as revised by staff memorandum dated October 30, 2006, which describes the environmental effects and policy consistency of the final revised project and includes errata, and adopt the mitigation monitoring program contained in the conditions of approval;
- d) Grant de novo approval of 90-CP-096 RV01, including the Campus Master Plan, for Westmont College marked as Planning Commission Exhibit No. 1 and dated October 16, 2006, and build out of Phase I, subject to the conditions of approval included in the Montecito Community Plan action letter dated November 30, 2006; and
- e) Grant de novo approval of the requested height modification of 49 feet in height for the Chapel/Auditorium.

## COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

*HEARING TIME: 10:32 A.M. - 11:56 A.M., 1:05 P.M. - 4:37 P.M. (236 MIN.)*

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

- a) **Denied the appeal.**
- b) **Adopted the findings for approval of 90-CP-096 RV01, including the Campus Master Plan for Westmont College, specified in the Montecito Planning Commission action letter, dated November 30, 2006, including CEQA findings.**
- c), d) and e) **No Action Taken.**

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

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

4) PLANNING AND DEVELOPMENT[File Reference No. 07-00011](#)

HEARING - Consider the appeal filed by the applicant, Westmont College, (Case No. 06APL-00000-00044) of the Montecito Planning Commission's November 20, 2006 approval of a revised Conditional Use Permit including an updated Campus Master Plan (Case No. 90-CP-096 RV01) for Westmont College in the Montecito area, First District, as follows: (EST. TIME: 2 HRS.)

- a) Deny the appeal, thereby upholding the Montecito Planning Commission's decision;
- b) Adopt the required findings for approval of 90-CP-096 RV01, including the Campus Master Plan for Westmont College, specified in the Montecito Planning Commission action letter, dated November 30, 2006, including CEQA findings;
- c) Certify the Final Subsequent Environmental Impact Report, 05SEIR-00000-00010 to Negative Declaration 90-ND-60, Negative Declaration 74-ND-140, and Environmental Impact Report 76-EIR-1, including the FSEIR Revision Letter (RV1), dated September 29, 2006, as revised by staff memorandum dated October 30, 2006, which describes the environmental effects and policy consistency of the final revised project and includes errata, and adopt the mitigation monitoring program contained in the conditions of approval;
- d) Grant de novo approval of 90-CP-096 RV01, including the Campus Master Plan, for Westmont College marked as Planning Commission Exhibit No. 1 and dated October 16, 2006, and build out of Phase I, subject to the conditions of approval included in the Montecito Community Plan action letter dated November 30, 2006; and
- e) Grant de novo approval of the requested height modification of 49 feet in height for the Chapel/Auditorium.

## COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

*HEARING TIME: 4:37 P.M. - 4:38 P.M. (1 MIN.)*

**A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Continued, as follows: February 20, 2007 in Santa Barbara (EST. TIME: 2 HRS.) The motion carried by the following vote:**

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

**Adjourned at 4:39 P.M.**

**The Board adjourned the meeting of February 6, 2007 in Honor of Vijay Pawar, Charlene Chase and Col. Earle Sweetland of Lompoc and Jim May of Santa Maria.**

**Adjourn to**

**February 13, 2007**

**Betteravia Government Center**

**Board Hearing Room**

**511 East Lakeside Parkway**

**Santa Maria**

**Announcements**

The meeting of February 6, 2007, will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, February 8, 2007, at 5:00 PM on CSBTV Channel 20.

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