

BOARD OF SUPERVISORS

County of Santa Barbara



First District - Salud Carbajal

Second District - Janet Wolf

Third District - Doreen Farr

Fourth District - Joni Gray

Fifth District - Joseph Centeno

AGENDA

Tuesday, January 6, 2009

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

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

Live Web Streaming of the Board of Supervisors Meetings, Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at: www.countyofsb.org

Persons may address the Board of Supervisors in person or by using the remote video testimony system located at the County Administration Building, Board Hearing Room, Fourth Floor, 105 East Anapamu Street, in Santa Barbara or at the Betteravia Government Center, Board Hearing Room, 511 East Lakeside Parkway, Santa Maria. Persons may address the Board on any matter listed on the agenda by completing and delivering to the Clerk a speaker slip before the item is considered. Matters not listed on the agenda may be addressed during the public comment period at the conclusion of the administrative agenda. Further information on agenda items can be obtained in the Clerk of the Board Office, Room 407, in the County Administration Building in Santa Barbara.

Board Meeting Procedures

The Board of Supervisors is the legislative body for the County of Santa Barbara. Persons are encouraged to attend and testify before the Board on any matter appearing on the agenda. Correspondence to the Board regarding items appearing on the agenda should be directed to the Clerk of the Board, 105 East Anapamu Street, Room 407, Santa Barbara CA 93101. For information regarding the meetings of the Board of Supervisors including specific meeting times contact the Clerk of the Board at (805) 568-2240. Procedures for the conduct of the meetings of the Board of Supervisors can be found in Board Resolutions 03-282 (General) and 91-333 (Land Use).

The schedule of the Board of Supervisors, meeting agendas, supplemental hearing materials and minutes of the Board meetings are available on the Internet at: www.countyofsb.org

Board Meetings are televised live on County of Santa Barbara TV channel 20. For information about obtaining a videotape of a public hearing or a schedule of CSBTV broadcasts please call (805) 568-3427.

Late Distribution

Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the Clerk of the Board to all or a majority of the members of the Board of Supervisors less than 72 hours prior to that meeting are available for inspection in the Clerk of the Board Office, 105 East Anapamu Street, Room 407, Santa Barbara, CA, at the Office of the Board of Supervisors, Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria, CA and on the Internet at: <http://bos-agenda.sbcgov.net/calendar/#current>.

Disability Access

The Board of Supervisors Hearing Room in Santa Barbara is located on the Fourth Floor of the County Administration Building, 105 East Anapamu Street. The Hearing Room is wheelchair accessible. Accessible public parking is available behind the County Administration Building and in City Parking Lot #6 located at the corner of Anacapa Street and Anapamu Street.

The Board of Supervisors Hearing Room in Santa Maria is located at the Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria. The Hearing Room is wheelchair accessible. Accessible public parking is available at the Betteravia Government Center.

American Sign Language interpreters, Spanish language interpretation and sound enhancement equipment may be arranged by contacting the Clerk of the Board of Supervisors by 4:00 p.m. on Friday before the Board meeting. For information about these services please contact the Clerk of the Board at (805) 568-2240.

Closed Session

The Board of Supervisors conducts a Closed Session every Tuesday between 8:00 A.M. and 9:00 A.M. and between 1:00 P.M. and 2:00 P.M. as necessary. Closed Sessions are not open to the public. Matters discussed during Closed Session include existing and pending litigation, personnel matters and real property negotiations. Actions taken by the Board during Closed Session will be announced during open session (Gov. Code Sections 54957.1(a) & (b), Ralph M. Brown Act). The Closed Session agenda is posted as an addendum to the Board's agenda each Friday in the Office of the Clerk of the Board. For information related to Closed Session announcements please contact County Counsel at (805) 568-2950.

- 1) -
Installation Ceremony 2009

[File Reference No. 09-00012](#)

7:50 A.M. Convene and Recess to Closed Session

9:00 A.M. Reconvene to Regular Session

Roll Call

Pledge of Allegiance

Report from Closed Session

COUNTY COUNSEL

[File Reference No. 09-00039](#)

Closed Session Agenda

Approval of Minutes of the December 16, 2008 Meeting

Approval of Minutes of the December 23, 2008 Meeting

Administrative Agenda

All matters listed hereunder constitute a consent agenda, and will be acted upon by a single roll call vote of the Board. Matters listed on the Administrative Agenda will be read only on the request of a member of the Board or the public, in which event the matter shall be removed from the administrative agenda and considered as a separate item.

Administrative Items

A-1) COUNTY CLERK-RECORDER-ASSESSOR

[File Reference No. 09-00032](#)

Approve the certification of the Santa Barbara Employees Retirement System Election and the election of Zandra Cholmondeley to the Retired Member Position.

A-2) COUNTY CLERK-RECORDER-ASSESSOR

[File Reference No. 09-00002](#)

Accept and file the Certification of Results of the Official Canvass and Official Election Summary for the Presidential General Election held on November 4, 2008, as required by law or routine business necessity.

A-3) COUNTY EXECUTIVE OFFICE, OFFICE OF EMERGENCY SERVICES and PUBLIC WORKS

[File Reference No. 08-01041](#)

Adopt a Resolution reaffirming the ongoing existence of local emergency due to environmental impacts, response and recovery costs from the Tea Fire.

Legislative History

11/18/08 BOARD OF SUPERVISORS Acted on as follows:

Received and filed a staff presentation and conducted public hearing.

a) Received.

b) Adopted.

RESOLUTION NO. 08-405

11/25/08 BOARD OF SUPERVISORS Acted on as follows:

Received and filed staff presentation and conducted public hearing.

a) Adopted.

RESOLUTION NO. 08-409

b) Authorized.

12/9/08 BOARD OF SUPERVISORS

Approved

RESOLUTION NO. 08-411

12/23/08 BOARD OF SUPERVISORS Acted on as follows:

Received and filed staff presentation and conducted hearing.

a) Adopted.

RESOLUTION NO. 08-430

b) Accepted.

A-4) PUBLIC HEALTH [File Reference No. 09-00008](#)

Consider recommendations regarding the Medi-Cal Administrative Activities (MAA) Agreement 08-85132 with the California Department of Health Care Services, as follows:

a) Approve and authorize the Chair to execute Agreement 08-85132 with the California Department of Health Care Services for Medi-Cal Administrative Activities (MAA) allowable for Federal Financial Participation (FFP), for the period of July 1, 2008 through June 30, 2011, in the amount of \$2,850,000; and

b) Authorize the Public Health Director to execute any future amendments for the Medi-Cal Administrative Activities (MAA) Agreement 08-85132 with the California Department of Health Care Services provided that any such amendments do not exceed ten percent (10%) of the annual allocation amount.

A-5) PUBLIC WORKS [File Reference No. 09-00009](#)

Consider recommendations regarding the Construction of Zaca Fire Repair on Santa Barbara Canyon Road, Santa Barbara County Project No. 810533, Fifth District, as follows:

a) Accept a Notice of Completion for work performed by the Contractor, Union Asphalt, Inc. (a local vendor), 1625 East Donovan Road, Santa Maria, California 93454; and

b) Review and approve the Statement of Final Quantities for work performed and materials supplied for this project by the Contractor, in the amount of \$322,649.36.

A-6) PUBLIC WORKS [File Reference No. 09-00010](#)

Approve and authorize the Chair to execute Contract Change Order No. 2 which provides for a

retaining wall system, and authorize an increase to the contract of an additional \$70,000.00 for a new contract total of \$550,429.77, Hummel Drive Extension and Roadway Improvements Project, Public Works Project No. 420195, State Project No. RPSTPL-5951 (096), Fourth District.

Board of Supervisors

- A-7) SUPERVISOR CARBAJAL [File Reference No. 09-00003](#)
Approve the reappointment of Sue Jane Burrows to the Montecito Planning Commission, term ending January 4, 2010, First District.
- A-8) SUPERVISOR CARBAJAL [File Reference No. 09-00004](#)
Approve the reappointment of Michael Cooney to the Santa Barbara County Planning Commission, term ending January 1, 2011, First District.
- A-9) SUPERVISOR CARBAJAL [File Reference No. 09-00005](#)
Approve the reappointment of Michael Phillips to the Montecito Planning Commission, term ending January 3, 2011, First District.
- A-10) SUPERVISOR CARBAJAL [File Reference No. 09-00006](#)
Approve the reappointment of Jack Overall to the Montecito Planning Commission, term ending January 3, 2011, First District.
- A-11) SUPERVISOR FARR [File Reference No. 09-00016](#)
Approve the appointment of Marell Brooks to the Santa Barbara County Planning Commission, term ending January 1, 2011, Third District.
- A-12) SUPERVISOR GRAY [File Reference No. 09-00007](#)
Approve the reappointment of Joe Valencia to the Santa Barbara County Planning Commission, term ending January 1, 2011, Fourth District.
- A-13) SUPERVISOR CENTENO [File Reference No. 09-00015](#)
Approve the reappointment of Daniel Blough to the Santa Barbara County Planning Commission, term ending January 1, 2011, Fifth District.

Hearing Requests

- A-14) COUNTY EXECUTIVE OFFICE [File Reference No. 09-00017](#)
HEARING - Consider recommendations regarding the 2009 Legislative Platform, as follows: (EST. TIME: 30 MIN.)
- a) Receive a report on issues and projects included as part of the County's 2009 Legislative Platform;
and
- b) Adopt the County's 2009 Legislative Platform.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION:

A-15) PLANNING AND DEVELOPMENT[File Reference No. 09-00013](#)

Set hearing to consider recommendations regarding amendments to the Land Development Fee Resolution for Planning and Development, as follows:

- a) Adopt a Resolution to amend Land Development Fees effective on May 1, 2009; and
- b) Approve a Notice of Exemption for Planning and Development Land Development Fee Resolution. (Set Hearing for 1/27/2009. Time estimate 15 minutes.)

Approval of Administrative Agenda**Public Comment Period**

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) (09-00001)

WHEN TESTIFYING BEFORE THE BOARD OF SUPERVISORS, PERSONAL ATTACKS AND OTHER DISRUPTIVE BEHAVIOR IS NOT APPROPRIATE.

Departmental Agenda
Planning Items and Public Hearings

ADDENDUM**Departmental Item No. 1) is amended as follows:**

- 1) COUNTY EXECUTIVE OFFICE File Reference No. 08-01138
- HEARING - Consider Board of Supervisor appointments to Boards, Commissions and Committees as follows: (EST. TIME: 15 MIN.)
- a) Mental Health Commission - one regular member, one alternate member;
 - b) Area Agency on Aging (Central Coast Commission for Senior Citizens) - one regular member to Advisory Council;
 - c) Library Advisory Committee - one regular member;
 - d) Retirement Board of the Santa Barbara County Employees Retirement System - one regular member;
 - e) Community Action Commission of Santa Barbara County - one regular member, one alternate member;
 - f) CenCal Health - one regular member;
 - g) Goleta Valley Community Center Board of Directors - one regular member, one alternate member;
 - h) Beach Erosion Authority for Control Operations and Nourishment (BEACON) - two regular members;
 - i) City/County Homeless Advisory Committee - two regular members as Co-Chairs;
 - j) Law Library Board of Trustees - Chair as Ex-Officio Member;
 - k) K.I.D.S. Network Policy Council - two members to serve as Chair and Vice-Chair;
 - l) Legislative Program Committee - two regular members;
 - m) Debt Advisory Committee - one regular member;
 - n) Adult and Aging Network - one Chair of the Policy Council and one Co-Chair;
 - o) Juvenile Justice Coordination Council - Two regular members, one North County and one South County;
 - p) First Five Children and Families Commission of Santa Barbara County - one regular member, one alternate member (terms amended to commence in January beginning 2005);
 - q) Multi-jurisdictional Solid Waste Task Force - two regular members;
 - r) Indian Gaming Local Community Benefit Committee - two regular members, one alternate member;

and

s) Local Agency Formation Commission (LAFCO) - One Regular Member.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

12/16/08 BOARD OF SUPERVISORS

Set for a hearing, as follows:

January 6, 2009 in Santa Barbara (EST. TIME: 15 MIN.)

ADDENDUM

Departmental Item No. 2) is added to the agenda as follows:

2) COUNTY EXECUTIVE OFFICE

File Reference No. 09-00033

HEARING - At the request of Second District Supervisor Janet Wolf, receive and file a report from County Fire and the Petroleum Administrator regarding unauthorized discharges of oil or wastes from onshore oil facilities within the County of Santa Barbara since September 23, 2008.

Adjourn to

January 13, 2009

Betteravia Government Center

Board Hearing Room

511 East Lakeside Parkway

Santa Maria

IF YOU CHALLENGE A DETERMINATION MADE ON A MATTER ON THIS AGENDA IN COURT, YOU MAY BE LIMITED TO RAISING ONLY THOSE ISSUES YOU OR SOMEONE ELSE RAISED AT THE PUBLIC HEARING DESCRIBED IN THIS NOTICE, OR IN WRITTEN CORRESPONDENCE TO THE BOARD OF SUPERVISORS AT, OR PRIOR TO, THE PUBLIC HEARING.

Announcements

The meeting of Tuesday, January 6, 2009 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, January 8, 2009, at 5:00 PM and on Saturday, January 10, 2009 at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>