

# **BOARD OF SUPERVISORS**

## **County of Santa Barbara**



**First District - Salud Carbajal, Vice Chair**

**Second District - Janet Wolf**

**Third District - Brooks Firestone, Chair**

**Fourth District - Joni Gray**

**Fifth District - Joseph Centeno**

### **AGENDA**

**Tuesday, September 25, 2007**

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

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

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](http://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](http://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.

## 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.

**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. 07-00939](#)

Closed Session Agenda

**Approval of Minutes of the September 18, 2007 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.

**Resolutions to be Presented at 11:45 A.M.**

A-1) SUPERVISOR CARBAJAL and SUPERVISOR WOLF [File Reference No. 07-00917](#)

Adopt a Resolution proclaiming October 5, 2007 as California Arts Day in Santa Barbara County.

A-2) SUPERVISOR FIRESTONE [File Reference No. 07-00934](#)

Adopt a Resolution of Commendation honoring Deputy County Executive Officer Jim Laponis upon his retirement after 31 years of faithful and distinguished government service to the citizens of Santa Barbara County.

**Honorary Resolutions**

A-3) SUPERVISOR CARBAJAL [File Reference No. 07-00924](#)

Adopt a Resolution of Commendation honoring the 100th birthday of UCSB Professor Luis Leal.

A-4) SUPERVISOR FIRESTONE [File Reference No. 07-00915](#)

Adopt a Resolution proclaiming September 23 to September 29, 2007 as "Sea Otter Awareness Week" in Santa Barbara County.

A-5) SUPERVISOR GRAY [File Reference No. 07-00916](#)

Adopt a Resolution proclaiming September 29th as "Native American Flute and Cultural Arts Day" in Guadalupe.

- A-6) SUPERVISOR GRAY [File Reference No. 07-00935](#)  
Resolution Honoring Harlan L. "Bud" Gurney as the Scottish Rite of Freemasonry "Patriot of the Year" for 2007.

### **Administrative Items**

- A-7) COMMUNICATIONS FOR REFERRAL [File Reference No. 07-00925](#)  
Casmalia School District and Orcutt Union School District - Consider request from the Casmalia School District and Orcutt Union School District to transfer 100 percent of the Casmalia School District's territory to Orcutt Union School District effective July 1, 2007. (APPROVE AND REFER TO THE CLERK-RECORDER-ASSESSOR)

- A-8) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00914](#)  
Adopt a resolution, Continuing Proclamation of Emergency Associated with the Zaca Fire, that reaffirms the ongoing existence of local emergency due to environmental impacts, response and recovery costs from the Zaca Fire.

- A-9) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 07-00928](#)  
Authorize the Chair to execute an agreement with Liebert Cassidy Whitmore for consulting, representational and legal services pertaining to employee relations matters on an hourly rate basis from \$160 to \$270 per hour for the Fiscal Year 2007-2008.

- A-10) GENERAL SERVICES [File Reference No. 07-00919](#)  
Approve and authorize the Chair to execute a Memorandum of Understanding (MOU) between the County of Santa Barbara, General Services/Communications, and the City of Goleta, to provide the following services to the City: planning, installation, de-installation and repair for City's radio and communications system in return for payment.

- A-11) GENERAL SERVICES [File Reference No. 07-00929](#)  
Consider recommendations regarding Burton Mesa Public Safety Center Project 8657 Award Amendment, Third District, as follows:  
  
a) Approve and authorize Chair to execute the attached Amendment No. 2 to the contract with Maino Construction Company Inc., for the Burton Mesa Public Safety Center Project in the amount of \$246,878.54., for a total contract amount of \$4,111,522.01.  
  
b) Approve a budget revision request totaling \$614,667 to move Certificate of Participation (COP) Funding, into Fund 0030, Project 8657.

- A-12) PARKS [File Reference No. 07-00921](#)  
Recommend that the Board of Supervisors approve a budget revision to appropriate \$8,000 from the South Coast West Quimby Fee Agency Fund (#1400) for renovations to the existing substandard restroom facility on the Goleta Beach Pier to convert it into a community multi-purpose marine center, Second District.

- A-13) PARKS [File Reference No. 07-00931](#)  
Authorize the Chair to execute an agreement with the City of Santa Barbara for the period of July 1, 2007 through June 30, 2008, for implementation of Art in Civic Culture grants program, Community Events and Festivals funding, Operation Development grants and staffing costs in the amount of \$536,647.
- A-14) PARKS [File Reference No. 07-00932](#)  
Approve a budget revision to appropriate \$20,000 from the South Coast East Quimby Fee Agency Fund (#1399) for consultant services to complete the California Environmental Quality Act (CEQA) documentation required for the proposed Franklin Trail in the Carpinteria area, First District.
- A-15) PUBLIC HEALTH [File Reference No. 07-00937](#)  
Approve appointments to Tobacco Settlement Advisory Committee (TSAC), as follows:  
  
Terri Maus-Nisich, representing the County Executive Office;  
Doug Barton, representing Alcohol, Drug, and Mental Health Services; and  
Gerald W. Arcuri, representing County Hospitals
- A-16) PUBLIC WORKS [File Reference No. 07-00918](#)  
Consider recommendations regarding the construction of Ortega Hill Road in Summerland from Route 101 northbound ramp to Evans Avenue, County Project Number 862118, First District, as follows:  
  
a) Approve plans and specifications for the Construction Ortega Hill Road in Summerland from Route 101 Northbound Ramp to Evans Avenue in the County of Santa Barbara, County Project Number 862118;  
  
b) Award the construction contract in the amount of \$275,395.50 to the lowest responsible bidder, Nye & Nelson, Inc. (not a local vendor) 1860 Eastman Ave #108 Ventura, CA 93003, subject to the provision of documents and certifications, as set forth in the plans and specifications applicable to the project and as required under California Law;  
  
c) Authorize the chair to execute the construction contract upon return of the Contractor's executed contract documents and the review and the approval of the County Counsel, Auditor-Controller and Risk Manager or their authorized representatives; and  
  
d) Approve contingency fund in the amount of \$26,269.78 for the Construction of Ortega Hill Road in Summerland from Route 101 Northbound Ramp to Evans Avenue in the County of Santa Barbara, County Project Number 862118.
- A-17) PUBLIC WORKS [File Reference No. 07-00923](#)  
Authorize the Director of Public Works to advertise for construction of The Tajiguas Landfill Phase 2 Liner Construction Project, County Project No. 828348, Third District.

A-18) PUBLIC WORKS [File Reference No. 07-00926](#)

Adopt a resolution to authorize the submittal of a Farm & Ranch Solid Waste Cleanup Grant application in the amount of \$50,000 from the California Integrated Waste Management Board to abate illegally dumped materials off of Refugio Road in the Santa Ynez Valley, Third District.

A-19) SHERIFF [File Reference No. 07-00922](#)

Consider recommendation regarding a request for a waiver of competitive bid to purchase COPLINK a regional justice information sharing system, as follows:

Authorize the Sheriff's Department through the County Purchasing Agent and the County Office of Emergency Services to utilize Knowledge Computing Corporation of Tucson, Arizona as the prime contractor to procure COPLINK, a regional justice information sharing system.

**Board of Supervisors**A-20) SUPERVISOR CENTENO [File Reference No. 07-00927](#)

Approve the appointment of Charles Edwin Huffines to the Mental Health Commission as an alternate.

**Hearing Requests**A-21) PLANNING AND DEVELOPMENT [File Reference No. 07-00930](#)

Consider recommendations regarding the Process Improvement Update, as follows:

a) Receive a status report on the Planning and Development Department's Process Improvement efforts; and

b) Provide direction to staff as appropriate.  
(Set Hearing for 10/16/2007. Time estimate 45 minutes.)

A-22) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00938](#)

Approve a budget revision to transfer \$85,000 from the General Fund Contingency to Planning and Development for a consulting firm to conduct a fiscal impact analysis of the University of California Santa Barbara's Long Range Development Plan.

**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) (07-00001)

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

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

1) **PUBLIC WORKS**

[File Reference No. 07-00563](#)

HEARING - Consider the adoption (Second Reading) of an Ordinance entitled "An Ordinance Amending Chapters 29 and 24A of the Santa Barbara County Code" relating to Stormwater Runoff Controls. (EST. TIME: 10 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

- |         |                      |   |
|---------|----------------------|---|
| 6/5/07  | BOARD OF SUPERVISORS | Set for a hearing, as follows:<br>July 17, 2007 in Santa Barbara (EST. TIME: 20 MIN.) |
| 7/17/07 | BOARD OF SUPERVISORS | Continued, as follows:<br>August 21, 2007 in Santa Barbara (EST. TIME: 20 MIN.)       |
| 8/21/07 | BOARD OF SUPERVISORS | Continued, as follows:<br>August 28, 2007 in Santa Maria.                             |
| 8/28/07 | BOARD OF SUPERVISORS | Continued, as follows:<br>September 11, 2007 in Santa Maria (20 MIN.)                 |
| 9/11/07 | BOARD OF SUPERVISORS | Acted on as follows:  |

Received and filed staff presentation and conducted public hearing.

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

a) Read title, waive reading of ordinance in it's entirety. Introduction (first reading) approved; second reading (adoption) set for September 25, 2007 in Santa Maria.

b) Set for September 25, 2007 in Santa Maria.

The motion failed by the following vote:

Ayes: 2 - Supervisor Gray and Supervisor Centeno

Noes: 3 - Supervisor Firestone, Supervisor Carbajal and Supervisor Wolf

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

a) Read title, waive reading of ordinance in it's entirety. Introduction (first reading) approved as amended; second reading (adoption) set for September 25, 2007 in Santa Maria.

Directed staff to amend Section 29-50(b)1 to read as follows:

"Whenever necessary to make an inspection to enforce any provision of this article, or whenever the Public Works Director has cause to believe that there exists, or potentially exists, or has occurred in or upon any premise any condition which constitutes a violation of this article, the Director may enter such premises at all reasonable times, provided prior notice has been given to the responsible party, to inspect the same to determine compliance with regulations governing storm water."

Further directed staff to return to the Board with a yearly status report.

b) Set for September 25, 2007 in Santa Maria.

The motion passed by the following vote:

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

Noes: 2 - Supervisor Carbajal and Supervisor Wolf

2) TREASURER-TAX COLLECTOR

[File Reference No. 07-00901](#)

HEARING - Consider a Resolution Approving the Issuance of the Housing Authority of the County of Santa Barbara Revenue Bonds, in a Principal Amount Not to Exceed \$6,000,000. (EST. TIME: 15 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

9/18/07 BOARD OF SUPERVISORS

Set for a hearing, as follows:

September 25, 2007 in Santa Maria (EST. TIME: 15 MIN.)



- 3) SUPERVISOR FIRESTONE [File Reference No. 07-00877](#)  
HEARING - Approve the appointment of Charles Arthur Jackson to the Planning Commission, Third District. (EST. TIME: 15 MIN.)  
Legislative History  
9/11/07 BOARD OF SUPERVISORS Continued, as follows:  
September 25, 2007 in Santa Maria.
- 4) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00885](#)  
HEARING - Consider a Scope of Work for completing the Greater Santa Ynez Valley Baseline Report and provide direction to staff accordingly, Third District. (EST. TIME: 1 HR. 30 MIN.)  
  
COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY  
Legislative History  
9/11/07 BOARD OF SUPERVISORS Set for a hearing, as follows:  
September 25, 2007 in Santa Maria (EST. TIME: 60 MIN.)
- 5) COUNTY EXECUTIVE OFFICE and COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 07-00570](#)  
HEARING - Receive the County of Santa Barbara Financial Analysis Report. (EST. TIME: 45 MIN.)  
  
COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY  
Legislative History  
6/5/07 BOARD OF SUPERVISORS Set for a hearing, as follows:  
June 26, 2007 in Santa Maria (EST. TIME: 60 MIN.)  
6/26/07 BOARD OF SUPERVISORS Acted on and continued, as follows:  
Received and filed report and conducted public hearing. Directed staff to return to the Board on September 4, 2007 with a comprehensive report on the current funding challenges facing the County and to include potential options for income generation as well as additional analysis of the local tax measure options as reflected in the County Executive Office Board Letter dated June 26, 2007.  
9/4/07 BOARD OF SUPERVISORS Continued, as follows:  
September 25, 2007 in Santa Maria (EST. TIME: 60 MIN.)
- 6) COUNTY EXECUTIVE OFFICE and PUBLIC HEALTH [File Reference No. 07-00933](#)  
HEARING - Consider recommendations regarding the Maddy Emergency Medical Services and Trauma Care Fund Ballot Measure, as follows:  
  
a) Determine a funding option to be placed as a ballot measure on a forthcoming election as follows:  
  
i) Determine whether a measure creating a parcel tax to fund the emergency medical and trauma care system shall be placed on the ballot;  
  
ii) Determine whether a measure to increase the sales tax by 0.25 percent for the emergency medical and trauma care system and public safety purposes shall be placed on the ballot; or

- iii) Determine whether a measure to increase the sales tax by 0.50 percent for the emergency medical and trauma care system and public safety purposes shall be placed on the ballot.
- b) Determine the date of the election on which said ballot measure shall be placed: February 5, 2008 or June 3, 2008 or November 4, 2008; and
- c) If it is determined to place a measure on the February 5, 2008 ballot, direct staff to return on October 9, 2007 with the necessary resolution/ordinance to consolidate such a ballot measure with the February 2008 election.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

7) PLANNING AND DEVELOPMENT

[File Reference No. 07-00878](#)

HEARING - Consider amendments to the Uniform Rules for Agricultural Preserves and Farmland Security Zones, as follows: (EST. TIME: 2 HRS.)

- a) Adopt the Findings and Statement of Overriding Considerations for approval of the amended Uniform Rules;
- b) Certify the Final Environmental Impact Report (04-EIR-08) and Mitigation Monitoring and Reporting Plan; and
- c) Adopt a Resolution to amend the Uniform Rules for Agricultural Preserves and Farmland Security Zones, Santa Barbara County, September 2007.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

9/11/07 BOARD OF SUPERVISORS Set for a hearing, as follows:  
September 25, 2007 in Santa Maria (EST. TIME: 120 MIN.)

**Adjourn to****October 9, 2007****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 September 25, 2007, will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, September 27, 2007, at 5:00 PM on CSBTV Channel 20.

The Board of Supervisors will not meet on Tuesday October 2, 2007. The next regular meeting of the Board of Supervisors will be on Tuesday, October 9, 2007 in Santa Barbara.

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