
ACTION SUMMARY

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

7:50 A.M. Convene and Recess to Closed Session**9:00 A.M. Reconvene to Regular Session**

CONVENED AT 9:01 A.M.

Roll Call

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

Pledge of Allegiance**Report from Closed Session**COUNTY COUNSEL

[File Reference No. 07-00939](#)

Closed Session Agenda

No reportable action taken.

Approval of Minutes of the September 18, 2007 meeting

A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, to Approve the Minutes. The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Firestone and Supervisor Centeno

Abstentions: 1 - Supervisor Gray

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

RESOLUTION NO. 07-284

The motion carried unanimously.

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.

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

RESOLUTION NO. 07-285

The motion carried unanimously.

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

RESOLUTION NO. 07-286

The motion carried unanimously.

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

RESOLUTION NO. 07-287

The motion carried unanimously.

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

RESOLUTION NO. 07-288

The motion carried unanimously.

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.

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

RESOLUTION NO. 07-289

The motion carried unanimously.

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

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

RESOLUTION NO. 07-290

The motion carried unanimously.

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

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

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

a) Approved; Chair to execute.

b) Approved.

The motion carried unanimously.

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

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

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

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

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

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

The motion carried unanimously.

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

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

RESOLUTION NO. 07-291

The motion carried unanimously.

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.

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

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.

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

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.

A motion was made by Supervisor Carbajal, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: October 16, 2007 in Santa Barbara (EST. TIME: 45 MIN.) The motion carried unanimously.

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.

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

Approval of Administrative Agenda

HEARING TIME: 9:02 A.M. - 9:13 A.M. (11 MIN.)

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

[File Reference No.](#)

PUBLIC COMMENT

HEARING TIME: 9:14 A.M. - 9:39 A.M. (25 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: Board of Supervisors Actions During the Zaca Emergency / Human Services Commission Budget - Lynn Schiffmacher Addressed the Board.

RE: Catholic Charities - Brian Clark and Cheryl Keyes Addressed the Board.

RE: American Red Cross / Children's Health Provisions - Sister Janet Corcoran Addressed the Board.

RE: Employment / Nepotism - Robert L. Johns, Ph.D. Addressed the Board.

RE: "SMOOTH" / Human Services Commission - Jim Talbot Addressed the Board

RE: Proposed Displacement of Santa Barbara Catholic Nuns - Evangelina Diaz Addressed the Board.

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

HEARING TIME: 9:40 A.M. - 9:53 A.M. (13 MIN.)

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

ORDINANCE NO. 4654

Directed staff to return in October 2008 with a status report.

The motion carried 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

HEARING TIME: 9:49 A.M. - 9:59 A.M. (10 MIN.)

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

Received and filed staff presentation and conducted public hearing.

Adopted.

RESOLUTION NO. 07-292

The motion carried unanimously.

- 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.)
- HEARING TIME: 10:00 A.M. - 10:29 A.M. (29 MIN.)*
- A motion was made by Supervisor Firestone, seconded by Supervisor Wolf, that this matter be Acted on as follows:**
- Received and filed staff presentation and conducted public hearing.**
- Approved.**
- The motion carried unanimously.**
- 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
- HEARING TIME: 10:45 A.M. - 10:55 A.M. (10 MIN.)*
- A motion was made by Supervisor Firestone, seconded by Supervisor Centeno, that this matter be Acted on as follows:**
- Received and filed staff presentation and conducted public hearing.**
- Directed staff to stop any further work and not complete the Greater Santa Ynez Valley Baseline Report.**
- The motion carried unanimously.**
- 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
- HEARING TIME: 10:56 A.M. - 12:08 P.M. (1 HR. 12 MIN.)*
- A motion was made by Supervisor Carbajal, seconded by Supervisor Centeno, that this matter be Acted on as follows:**
- Received and filed staff presentation and conducted public hearing.**
- Received and filed report.**
- The motion carried unanimously.**

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

HEARING TIME: 1:14 P.M. - 2:02 P.M. (48 MIN.)

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

Received and filed staff presentation and conducted public hearing.

a) Approved a ballot measure to be placed on a forthcoming election to fund the Maddy Emergency Medical Services and Trauma Care System.

i) Approved a measure creating a parcel tax to raise \$4 million (\$32.00 a year per parcel) to fund the emergency medical and trauma care fund.

ii) and iii) No action taken.

b) Approved February 5, 2008 as the date of the election on which said ballot measure shall be placed.

c) Approved. Directed staff to return on October 9, 2007 with the necessary resolution/ordinance to consolidate such a ballot measure with the February 2008 election.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Firestone and Supervisor Gray

Noes: 1 - Supervisor Centeno

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

HEARING TIME: 2:03 P.M. - 5:45 P.M. (3 HR. 42 MIN.)

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:

b) Certify the Final Environmental Impact Report (04-EIR-08) and Mitigation Monitoring and Reporting Plan.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Centeno, Supervisor Gray and Supervisor Wolf

Recused: 1 - Supervisor Firestone

A motion was made by Supervisor Wolf, seconded by Supervisor Carbajal, as follows:

c) Adopt a Resolution to amend the Uniform Rules for Agricultural Preserves and Farmland Security Zones, amended as follows:

Approve agricultural processing facilities to 20 acres;
Approve wineries to a limit of 20 acres as recommended by staff;
Approve commercial composting to a limit of 20 acres;
Eliminate the use of guest ranches;
Approve the use of duck hunting and wind farms as recommended by staff;
Eliminate golf courses and landfills as an appropriate use;
Eliminate Agricultural Industrial Overlay;
Approve the use of principle dwellings as recommended by staff;
Approve uses of filming and special events as recommended by staff; and

Approve recommended Uniform Rule amendments 1 through 4 as reflected in Planning and Development staff report dated September 25, 2007.

The motion failed by the following vote:

Ayes: 2 - Supervisor Carbajal and Supervisor Wolf

Noes: 2 - Supervisor Centeno and Supervisor Gray

Recused: 1 - Supervisor Firestone

A motion was made by Supervisor Wolf, seconded by Supervisor Carbajal, as follows:

a) Adopt the Findings and Statement of Overriding Considerations for approval of the amended Uniform Rules; and

c) Adopt a Resolution to amend the Uniform Rules for Agricultural Preserves and Farmland Security Zones, amended as follows:

Approve agricultural processing facilities to 30 acres;
Approve wineries to a limit of 20 acres as recommended by staff;
Approve commercial composting to a limit of 20 acres;
Eliminate the use of guest ranches;
Approve the use of duck hunting and wind farms as recommended by staff;
Eliminate golf courses and landfills as an appropriate use;
Eliminate Agricultural Industrial Overlay;
Approve the use of principle dwellings as recommended by staff;
Approve uses of filming and special events as recommended by staff; and

Approve recommended Uniform Rule amendments 1 through 4 as reflected in Planning and Development staff report dated September 25, 2007.

Adopted. RESOLUTION NO. 07-293

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Centeno and Supervisor Gray

Recused: 1 - Supervisor Firestone

Adjourned at 5:46 PM

**The Board adjourned the meeting of September 25, 2007 in Honor of
Barry Segal of Santa Barbara.**

Adjourned to

October 9, 2007

Betteravia Government Center

Board Hearing Room

511 East Lakeside Parkway

Santa Maria

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 Maria

<http://www.countyofsb.org>