

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



*First District - Salud Carbajal*  
*Second District - Janet Wolf*  
*Third District - Doreen Farr, Vice Chair*  
*Fourth District - Joni Gray, Chair*  
*Fifth District - Steve Lavagnino*

*Chandra L. Wallar, County Executive Officer*

**Action Summary**

**Tuesday, November 8, 2011**

**9:00 AM**

**JOSEPH CENTENO BETTERAVIA GOVERNMENT  
ADMINISTRATION BUILDING, 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).

**9:00 A.M. .... Convened to Regular Session**

*CONVENED AT 9:01 A.M.*

**Roll Call**

**Present:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Pledge of Allegiance**

**Approval of Minutes of the November 1, 2011 Meeting**

**A motion was made by Supervisor Lavagnino, seconded by Supervisor Farr, to Approve the Minutes. The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**12:00 P.M. .... Recess to Closed Session**

**Report from Closed Session**

**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 11:30 A.M.**

A-1) SUPERVISOR WOLF [11-00825](#)

Adopt a Resolution proclaiming the month of November 2011 as National Adoption and Permanency Month in Santa Barbara County.

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

**RESOLUTION NO. 11-368**

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

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-2) SUPERVISOR LAVAGNINO [11-00818](#)

Adopt a Resolution of Commendation honoring Bill Knowlton, Park Ranger, upon his retirement from the Parks Department after 36 years of faithful, loyal and committed public service to the County of Santa Barbara.

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

**RESOLUTION NO. 11-369**

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

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-3) SUPERVISOR LAVAGNINO [11-00819](#)

Adopt a Resolution recognizing New Hope Missionary Baptist Church upon their 50th Anniversary.

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

**RESOLUTION NO. 11-370**

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

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Honorary Resolutions****A-4) SUPERVISOR CARBAJAL [11-00822](#)**

Adopt a Resolution of Commendation honoring Silvio Dante Di Loreto upon receiving the Military Ball of Santa Barbara Greatest Generation Award.

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

**RESOLUTION NO. 11-371**

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

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Administrative Items****A-5) AUDITOR-CONTROLLER [11-00831](#)**

Acting as the Board of Supervisors, Board of Directors, Fire Protection District, and Board of Directors, Flood Control and Water Conservation Districts:

Consider recommendations regarding the Proposition 4/111 Appropriations Limit, as follows:

- a) Accept the Brown Armstrong CPAs Accountant's Report on the Appropriations Limit Worksheet for the year ended June 30, 2011;
- b) Accept the report of the Proposition 4/111 Appropriation Limits (GANN Initiative);
- c) Set hearing on the Administrative Agenda of December 6, 2011 to adopt the following Resolutions:
  - i) Adopt a Resolution establishing an appropriation limit for Fiscal Year 2011/2012 for the County of Santa Barbara;
  - ii) Adopt a Resolution establishing an appropriation limit for Fiscal Year 2011/2012 for Santa Barbara County Service Area No. 3;
  - iii) Adopt a Resolution establishing an appropriation limit for Fiscal Year 2011/2012 for Santa Barbara County Service Area No. 4;
  - iv) Adopt a Resolution establishing an appropriation limit for Fiscal Year 2011/2012 for Santa Barbara County Service Area No. 5;
  - v) Adopt a Resolution establishing an appropriation limit for Fiscal Year 2011/2012 for Santa Barbara County Service Area No. 12;

- vi) Adopt a Resolution establishing an appropriation limit for Fiscal Year 2011/2012 for Santa Barbara County Service Area No. 32;
  - vii) Adopt a Resolution establishing an appropriation limit for Fiscal Year 2011/2012 for Santa Barbara County Service Area No. 41;
  - viii) Adopt a Resolution establishing an appropriation limit for Fiscal Year 2011/2012 for the Santa Barbara County Fire Protection District;
  - ix) Adopt a Resolution establishing an appropriation limit for Fiscal Year 2011/2012 for the Santa Barbara North County Lighting District; and
  - x) Adopt a Resolution establishing an appropriation limit for Fiscal Year 2011/2012 for the Santa Barbara County Flood Control and Water Conservation Districts;
- d) Select the change in the non-residential new construction as the price factor in determining the Fiscal Year 2011/2012 limit for Santa Barbara County and the California Per Capita Personal Income for special districts, and ratify selections by recorded vote; and
- e) Select the change in population within Santa Barbara County and all contiguous counties as the population factor in determining the Fiscal Year 2011/2012 limit for Santa Barbara County, and the change in population within Santa Barbara County for the special districts and ratify selections by recorded vote.

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

**a) and b) Accepted.**

**c) Set for December 6, 2011 on the Administrative Agenda; and**

**d) and e) Approved.**

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

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**A-6) AUDITOR-CONTROLLER**

**11-00821**

Receive and file the Auditor-Controller's Audit Reports on the Sheriff's Office, California Department of Corrections and Rehabilitation Agreement No. C06.444, for the period February 1, 2007 through June 30, 2009.

**A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Received and filed. The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-7) GENERAL SERVICES

11-00826

Consider recommendations regarding the renewal of the Contractor on Payroll (COP) Contract for Richard Whirty in the General Services, Support, Facilities Division, as follows:

- a) Approve and authorize the Chair to execute the Professional Services Contract with Richard Whirty as Contractor on Payroll in the Facilities Division of General Services Department in the amount of \$38,700.40 for the 7 month period from January 1, 2012 through August 3, 2012; and
- b) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15061(b)(3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

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

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

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

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-8) GENERAL SERVICES

11-00827

Consider recommendations regarding the grant of a Permanent Easement to Caltrans and acceptance of ownership and maintenance of future improvements for the Union Valley Parkway Extension Project, Folio No. 003618, Fourth District, as follows: (4/5 Vote Required)

a) Adopt a Notice of Resolution of Intention to Maintain County Roadway Improvements relating to the County accepting ownership and maintenance of the improvements (culvert, headwalls and rock slope protection) within Caltrans and County future easements at the State Route 135/ Union Valley Parkway intersection in connection with Union Valley Parkway Project; and

b) Approve and authorize the Chair to execute the Highway Easement Deed conveying a permanent easement over a portion of County owned property located at the future State Route 135/ Union Valley Parkway intersection in connection with Union Valley Parkway Project in the unincorporated area of Orcutt in the County of Santa Barbara, CA.

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

**a) Adopted.**

**RESOLUTION NO. 11-372**

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

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

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-9) HOUSING AND COMMUNITY DEVELOPMENT

11-00839

Consider recommendations regarding the Braddock House HOME Investment Partnerships Program (HOME) Loan Agreement, Second District, as follows:

a) Approve and authorize the Chair to execute a Loan Agreement in the amount of \$235,000.00; and

b) Approve and authorize the Chair to execute the HOME Regulatory Agreement with Surf Development Company for the Braddock House Project.

**A motion was made by Supervisor Wolf, seconded by Supervisor Carbajal, that this matter be Continued, as follows: November 15, 2011 in Santa Barbara. The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**A-10) PLANNING AND DEVELOPMENT**

**11-00833**

Consider recommendations regarding the Sunburst Sanctuary Agricultural Preserve Non-Renewal, Lompoc area, Third District, as follows:

- a) Accept the request for nonrenewal of Agricultural Preserve Contract 68-AP-32; and
- b) Approve and authorize the Chair to execute a Notice of Nonrenewal of the County Land Conservation Contract for APNs 083-410-007 and 083-480-026, located approximately 4.5 miles west of Highway 101 in the Lompoc area.

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

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

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

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**A-11) PLANNING AND DEVELOPMENT**

**11-00834**

Consider recommendations regarding Case No. 08AGP-00000-00025 for approval of one Agricultural Preserve Replacement Contract for Magali Farms, LLC., a limited liability company, Third District, as follows:

- a) Approve and authorize the Chair to execute Agricultural Preserve Replacement Contract 08AGP-00000-00025, involving APN 141-041-097 located at 4050 Casey Ave, in the Santa Ynez Area; and
- b) Authorize recordation by the Clerk of the Board.

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

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

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

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino



A-12) PLANNING AND DEVELOPMENT[11-00835](#)

Consider recommendations regarding Case No. 08AGP-00000-00026 for approval of one Agricultural Preserve Replacement Contract for Magali Farms, LLC., a limited liability company, Third District, as follows:

a) Approve and authorize the Chair to execute Agricultural Preserve Replacement Contract 08AGP-00000-00026, involving APN 141-041-098 located at 4050 Casey Ave, in the Santa Ynez Area; and

b) Authorize recordation by the Clerk of the Board.

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

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

**b) Authorized.**

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

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-13) PLANNING AND DEVELOPMENT[11-00836](#)

Consider recommendations regarding Case No. 08AGP-00000-00027 for approval of one Agricultural Preserve Replacement Contract for Magali Farms, LLC., a limited liability company, Third District, as follows:

a) Approve and authorize the Chair to execute Agricultural Preserve Replacement Contract 08AGP-00000-00027, involving APN 141-041-099 located at 4050 Casey Ave, in the Santa Ynez Area; and

b) Authorize recordation by the Clerk of the Board.

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

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

**b) Authorized.**

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

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**A-14) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY****11-00828**

Acting as the Board of Directors, Water Agency:

Consider recommendations regarding a Joint Funding Agreement for the Cooperative Streamgaging Program, as follows:

a) Approve and authorize the Chair to execute the Joint Funding Agreement with the United States Geological Survey (USGS) to continue the cooperative streamgaging program from November 1, 2011 through October 31, 2012, in the amount of \$453,940.00, of which \$300,830.00 will be funded by the County Water Agency; and

b) Find that the Cooperative Streamgaging Program Study is exempt under California Environmental Quality Act (CEQA) guidelines, Section 15262; Feasibility and Planning Studies and Section 15306 (Class 6) Basic data collection, research, experimental management, and resource evaluation activities.

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

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

**b) Approved.**

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

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**A-15) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY****11-00829**

Acting as the Board of Directors, Water Agency:

Consider recommendations regarding the Cuyama Groundwater Basin Study, First District, as follows:

a) Approve and authorize the Chair to execute the Joint Funding Agreement (No. 09W4CAD03910, Amendment 4) with the United States Geological Survey (USGS) to continue and complete a comprehensive study of the Cuyama Groundwater Basin in order to assess current and future water availability in the amount of \$185,000.00 for Fiscal Year 2011/2012, total project period being October 1, 2008 through December 31, 2012, in which \$137,000.00 to be funded by the County Water Agency and \$48,000.00 will be funded by the USGS; and

b) Find that the Cuyama Groundwater Study is exempt under California Environmental Quality Act (CEQA) guidelines, Section 15262; Feasibility and Planning Studies and Section 15306 (Class 6) Basic data collection, research, experimental management, and resource evaluation activities.

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

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

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

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**A-16) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY**

**11-00837**

Acting as the Board of Directors, Water Agency:

Consider recommendations regarding the Cloud Seeding Program 2011-2012, as follows:

- a) Approve the 2011-2012 Cloud Seeding Program;
- b) Approve and authorize the Chair to execute the Agreement with North American Weather Consultants Inc. (not a local vendor) for cloud seeding for the period of November 15, 2011 through June 30, 2012 unless earlier terminated, in an amount not to exceed \$119,060.00; and
- b) Concur with the Planning and Development Department's finding that CEQA Section 15164 is applicable to 00-ND-29 and that this document is adequate to meet the requirements of CEQA for the Santa Barbara County-Twitchell Reservoir Cloud Seeding Program.

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

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

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

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**A-17) TREASURER-TAX COLLECTOR**

**11-00830**

Receive and file the Fiscal Year 2011/2012 First Quarter (July - September, 2011) report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b).

**A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Received and filed. The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**A-18) AUDITOR-CONTROLLER**

**11-00841**

Receive and file the Auditor-Controller’s Report on the Statement of Assets of the Santa Barbara County Treasurer’s Investment Pool, as of September 30, 2011.

**A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Received and filed. The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Board of Supervisors**

**A-19) SUPERVISOR FARR**

**11-00840**

Approve the appointment of Brett Ettinger to the Board of Architectural Review - Central, term ending December 31, 2012, Third District.

**A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Approved. The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-20) SUPERVISOR LAVAGNINO

[11-00820](#)

Approve the appointment of Trent J. Benedetti to the Santa Barbara County Assessment Appeals Board No. 1, term ending September 1, 2013, Fifth District.

**A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Approved. The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-21) SUPERVISOR LAVAGNINO

[11-00832](#)

Approve the appointment of Luis Escobar to the Riding and Hiking Trails Committee, for an open term, Fifth District.

**A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Approved. The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Hearing Requests**

A-22) FIRE

[11-00838](#)

Set hearing to consider recommendations regarding the Hazardous Materials Program Fee Ordinance, as follows:  
(Set hearing for 12/6/11. Time estimate 10 minutes.)

a) Consider the introduction (first reading) of an Ordinance that amends Chapter 15 of the Santa Barbara County Code to:

i) Adopt an updated fee schedule for the Fire Department’s administration and enforcement of the California Health and Safety Code, Chapters 6.5 Hazardous Waste Control, 6.7 Underground Storage of Hazardous Substances, 6.95 Hazardous Materials Release Response Plans and Inventory, 6.11 State of California Unified Program Oversight Fees;

ii) Adopt a fee schedule for the administration and enforcement of the California Health and Safety Code, Chapter 6.67 Aboveground Petroleum Storage Act (APSA); and

iii) Adopt a fee schedule for the delinquent payment of fee(s); and

b) Set hearing on the Administrative Agenda of December 13, 2011 to consider recommendations, as follows:

i) Consider the adoption (second reading) of an Ordinance amending Chapter 15 of the Santa Barbara County Code; and

i) Approve a Notice of Exemption and find that these fee increases enable the operation of the Hazardous Materials regulatory programs and as such are statutorily exempt under section 15273 of the California Environmental Quality Act guidelines.

**A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: December 6, 2011 in Santa Barbara (EST. TIME: 10 MIN.). The motion carried by the following vote.**

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Approval of Administrative Agenda**

*HEARING TIME: 9:05 AM - 9:57 AM (52 MIN.)*

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

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**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. 09-368) (11-00001)*

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

*HEARING TIME: 9:57 AM - 10:17 AM (20 MIN.)*

**Re: Santa Barbara City Council Race/NAACP - Dr. Robert Johns Addressed the Board**

**Re: Goleta Planning Process - Patti Close and Shelly Cobb Addressed the Board**

**Re: Santa Barbara City Council Race - Cruzito Cruz Addressed the Board**

**Re: Public Safety Issues - Kali Zulu Addressed the Board**

**Re: Jobs and Job Creation - George Alvarez Addressed the Board**

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

1) TREASURER-TAX COLLECTOR 11-00824

HEARING - Receive and file a presentation on the Tax Collector’s secured tax billing and collection practices. (EST. TIME: 10 MIN.)

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

*HEARING TIME: 10:17 AM - 10:31 AM (14 MIN.)*

**A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Received and filed. The motion carried by the following vote:**

**Ayes:**        5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

2) COUNTY EXECUTIVE OFFICE 11-00823

HEARING - Consider recommendations regarding the Crude Oil Production Tax, as follows: (EST. TIME: 45 MIN.)

- a) Receive and file a staff report on options for enacting a crude oil production tax;
- b) Authorize staff to begin the process to place a local tax measure on the production of crude oil within Santa Barbara County on the November 2012 ballot;
- c) Determine that actions taken do not constitute a project under CEQA; and
- d) Direct staff to return to Board in January or February 2012 to receive survey findings and consider further direction to staff.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

*HEARING TIME: 10:55 AM - 12:09 PM (1HR. 14 MIN.)*



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

- a) Received and filed.
- b) Authorized.
- c) Approved.
- d) Directed staff to return as soon as practical with information related to price and volume of Santa Barbara County production, tax structure options, additional information as appropriate and with any substantial staff costs associated with moving this forward through the initiative process. Directed that no County funds be expended on consultants or polling.

The motion carried by the following vote.

**Ayes:** 3 - Supervisor Carbajal, Supervisor Wolf, and Supervisor Farr

**Noes:** 2 - Supervisor Gray, and Supervisor Lavagnino

3) PLANNING AND DEVELOPMENT

11-00795

HEARING - Consider recommendations regarding an appeal filed by the Cuyama Valley Conservancy (11APL-00000-00010) of the County Planning Commission's June 8, 2011 approval of a Revision to the Diamond Rock Sand and Gravel Mine and Processing Facility (Case Nos. 11RVP-00000-00032 to 03CUP-00000-00037), located on the west side of Highway 33, approximately 5.9 miles south of its junction with Highway 166 (APNs 149-220-02; 149-220-11; and 149-220-65) in the Cuyama/Ventucopa area, First District, as follows: (EST. TIME: 1 HR.)

- a) Make the required findings for approval of Case No. 11RVP-00000-00032, including the California Environmental Quality Act (CEQA) findings;
- b) Adopt the Addendum to Environmental Impact Report No. 05EIR-00000-00001 pursuant to Section 15164 of the State Guidelines for Implementation of CEQA;
- c) Deny the Appeal, Case No. 11APL-00000-00010, thereby upholding the County Planning Commission's approval of 11RVP-00000-00032; and
- d) Grant de novo approval of Case No. 11RVP-00000-00032 subject to the Conditions of Approval.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this matter be Continued, as follows: November 15, 2011 in Santa Barbara. The motion carried by the following vote.

**Ayes:** 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**Board Member Reports**

*No Board Member Reports*

**Adjourned at 12:09 PM**

**The Santa Barbara County Board of Supervisors Adjourned the Meeting of November 8, 2011 in Honor of Veterans Day and to all of those Veterans who have served.**

**Adjourned to:**

**November 15, 2011**

**County Administration Building**  
**Board Hearing Room**  
**105 East Anapamu Street , Fourth Floor**  
**Santa Barbara**

**Challenges**

*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, November 8, 2011 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, November 10, 2011, at 5:00 PM and on Saturday, November 12, 2011, at 10:00 AM on CSBTV Channel 20.*

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