

County of Santa Barbara
BOARD OF SUPERVISORS

ACTION SUMMARY

March 04, 2003

**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

7:50 A.M. Convened and Recessed to Closed Session

9:00 A.M. Reconvened to Regular Session

Roll Call

Present: Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: Supervisor Schwartz

Invocation: Dan Reynolds, Public Health

Report from Closed Session

No reportable action taken.

Approval of Minutes of the February 25, 2003 meeting

A motion was made by Supervisor Rose, Seconded by Supervisor Marshall to continue the approval of the Minutes of February 25, 2003 to March 11, 2003.

The motion carried by the following vote:

Ayes: 4- Supervisor Rose, Supervisor Marshall, Supervisor Gray, Supervisor Centeno
Absent: 1 - Supervisor Schwartz

Administrative Agenda

Resolutions to be Presented at 9:00 AM

- A-1) SUPERVISOR MARSHALL [File Reference No. 03-00233](#)
Adopt a resolution recognizing March 7, 2003 as Arbor Day.
A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Adopted
RESOLUTION NO. 03-060
The motion carried by the following vote:
Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 1 - Supervisor Schwartz
- A-2) SUPERVISOR SCHWARTZ [File Reference No. 03-00217](#)
Adopt a resolution proclaiming March 2003 "Professional Social Worker Month" in Santa Barbara County.
A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Adopted
RESOLUTION NO. 03-061
The motion carried by the following vote:
Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 1 - Supervisor Schwartz
- A-3) SUPERVISOR SCHWARTZ [File Reference No. 03-00225](#)
Adopt a Resolution of Commendation for Brenda Farrell, Somjai Muenkid, John Chaves, Katina Clark of the Public Works Department as Santa Barbara County Employees of the Month for March 2003.
A motion was made by Supervisor Rose, seconded by Supervisor Gray, that this matter be Adopted
RESOLUTION NO. 03-062
The motion carried by the following vote:
Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 1 - Supervisor Schwartz
- A-4) SUPERVISOR SCHWARTZ [File Reference No. 03-00230](#)
Adopt a Resolution of Commendation for Rudolfo "Rudy" Medina, Sheriff's Senior Correction Officer, upon his retirement after 28 years of Service to the County of Santa Barbara.
A motion was made by Supervisor Centeno, seconded by Supervisor Rose, that this matter be Adopted
RESOLUTION NO. 03-063
The motion carried by the following vote:
Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 1 - Supervisor Schwartz

Administrative Items

- A-5) AUDITOR-CONTROLLER [File Reference No. 03-00231](#)

Authorize the Auditor-Controller to impound from various tax agencies up to \$4,200,000 of disputed property tax revenue resulting from taxpayer assessment appeals for Fiscal Year 2002-03, per Government Code Section 26906.1.

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Authorized. The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-6) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT and BOARD OF DIRECTORS, WATER AGENCY [File Reference No. 03-00235](#)

Approve and authorize the Chair to execute the Joint Funding Agreement with the United States Geological Survey (USGS) to continue the cooperative stream gaging program from November 1, 2002 to October 31, 2003 at a cost to the Flood Control District of \$68,050 and to the Water Agency of \$160,820 for a total cost of \$228,870, all Districts.

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Approved; Chair to Execute. The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-7) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 03-00236](#)

Accept an Easement Deed for conveyance of a permanent easement on a portion of APN 061-160-007, located at 500 Puente Drive, from Daniel F. Craviotto and Maria Carmen Craviotto to the Santa Barbara County Flood Control and Water Conservation District and authorize the Clerk of the Board to execute the Certificate of Acceptance, Second District.

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Accepted. The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-8) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 03-00237](#)

Consider recommendations regarding Lower Mission Creek Project Cost Sharing Agreements, First and Second Districts, as follows:

a) Approve and authorize the Chair to execute the Pre-Construction Engineering and Design Agreement (PED) and to sign the Certification Regarding Lobbying with the US Army Corps of Engineers (Corps) for design of the Lower Mission Creek Corps Project at an estimated local cost of \$530,500;

b) Approve a 10% contingency fund in the amount of \$53,050 and authorize the Public Works Director to execute increases in the PED Agreement up to that amount;

c) Approve and Authorize the Chair to execute the Local Sponsor Cost Sharing Agreement with the City of Santa Barbara (City) for cost sharing of the local costs at an estimated cost share of \$397,875 Flood Control District (District) and \$132,625 City.

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

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

The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-9) COUNTY EXECUTIVE OFFICE [File Reference No. 03-00245](#)

Approve Budget Revision requests. (SEE EXHIBIT A WITH POSTED AGENDA)

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Approved. The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-10) GENERAL SERVICES [File Reference No. 03-00220](#)

Consider recommendations regarding the Alcohol Drug and Mental Health Services Children's Services Building Phase I Demolition, Second District, as follows:

- a) Award a Construction Agreement in the amount of \$352,392 to J.W. Bailey (a local vendor) subject to provisions of the documents and certifications as set forth in the plans and specifications applicable to the project and as required by California Law;
- b) Authorize the Chair to execute the Construction Contract upon return of the contractor's executed contract documents, and the review and approval of County Counsel, Auditor-Controller, and Risk Manager or their authorized representatives;
- c) Authorize the Director of General Services to approve change orders in the aggregate amount of 10% of the contract amount.

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

- a) **Awarded.**
- b) **Authorized; Chair to execute.**
- c) **Authorized.**

The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-11) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 03-00228](#)

Consider appointments to the Economic Development Advisory Committee (EDAC), as follows:

- a) Add to the Economic Development Advisory Committee (EDAC):

UCSB's Center for Entrepreneurship & Engineering Management (CEEM);
Santa Barbara Public Education Foundation (SBPEF);

b) Approve appointments to EDAC of the designated representatives and alternates for the following:

UCSB's Center for Entrepreneurship & Engineering Management (CEEM)
Tim Schwartz, Representative

Santa Barbara Public Education Foundation (SBPEF)
Tina Fanucchi, Representative

Guadalupe Chamber of Commerce
Bruno Bornino, Representative
Beverly Chapman, Alternate

City of Guadalupe
Lupe Alvarez Representative
Carlos Aquilera, Alternate

Santa Barbara Industrial Association
Mike Stoker, Alternate

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

a) Approved.

b) Approved.

The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-12) PLANNING AND DEVELOPMENT

[File Reference No. 03-00221](#)

Approve and execute a Professional Services Contract with Roy Harthorn (a local vendor) for specialized plan review services increasing the original Purchase Order (8190350) in the amount of \$50,000 due to an increased workload, for a total amount not to exceed \$150,000.

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Approved; Chair to Execute. The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-13) PLANNING AND DEVELOPMENT

[File Reference No. 03-00224](#)

Approve and execute a CREF contract (BC03-158) with the City of Santa Barbara to install new beach access stairs at Shoreline Park, in the amount of \$30,000 for the period of March 4, 2003 to April 15, 2003.

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Approved; Chair to Execute. The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-14) PLANNING AND DEVELOPMENT[File Reference No. 03-00226](#)

Approve the revised project description for the vehicle barrier at Rancho Guadalupe Dunes Park and allow the Parks Department to receive the 2002 CREF award for \$13,450.

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Approved. The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-15) PLANNING AND DEVELOPMENT[File Reference No. 03-00227](#)

Approve and execute a CREF contract (BC03-165) with the Summerland Citizens Association to improve the Summerland Greenwell Preserve, in the amount of \$16,000 for the period of March 4, 2003 to April 15, 2004.

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Approved; Chair to Execute. The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-16) PLANNING AND DEVELOPMENT[File Reference No. 03-00234](#)

Approve and execute a CREF contract (BC03-164) with the Growing Solutions Restoration Educational Institute to install a shade structure and purchase associated equipment for the County transfer station, for the period of March 4, 2003 to December 15, 2003, in the amount of \$15,000, Second District.

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Approved; Chair to Execute. The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-17) PLANNING AND DEVELOPMENT[File Reference No. 03-00243](#)

Reschedule the Local Coastal Plan window date from March 4, 2003 to March 18, 2003.

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Approved. The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-18) PUBLIC HEALTH[File Reference No. 03-00222](#)

Consider recommendations regarding the Carpinteria Clinic Expansion, First District, as follows:

- a) Award a construction contract to Thompson Construction, a local contractor, in the amount of \$356,059 subject to provisions of the documents and certifications as set forth in the plans and specifications, and as required by California Law;
- b) Authorize the Chair to execute the construction contract upon return of the contractor's executed contract documents, and the review and approval of the County Counsel, Auditor-Controller and Risk Manager or their authorized representatives;

c) Authorize the Director of General Services to approve change orders in the aggregate amount of 10% of the contract amount.

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

a) Awarded.

b) Authorized; Chair to execute.

c) Authorized.

The motion carried by the following vote:

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

Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-19) PUBLIC HEALTH

[File Reference No. 03-00238](#)

Approve the continued Local Emergency, Resolution Number 00-193, due to the spread and on-going epidemic of blood-borne viral hepatitis (Hepatitis B and C) and human immunodeficiency virus (HIV) infections among injection drug users and authorize Pacific Pride Foundation as the agent of the County to carry out the Syringe Exchange and Education Program.

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Approved. The motion carried by the following vote:

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

Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-20) PUBLIC WORKS

[File Reference No. 03-00232](#)

Approve and authorize Chair to execute a Memorandum of Agreement with City of Carpinteria, City of Santa Barbara, City of Goleta and any other interested Cities to file a joint Notice of Intent as "Co-permittees" in compliance with NPDES Phase II regulations.

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Approved; Chair to Execute. The motion carried by the following vote:

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

Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-21) PUBLIC WORKS

[File Reference No. 03-00241](#)

Consider recommendations regarding the Isla Vista Sidewalk Project (County Project No. 310300), Third District, as follows:

a) Approve and execute the Real Property Purchase Contract and Escrow Instructions for the acquisition of a permanent easement for sidewalk, roadway and public utility purposes at 850 Camino Pescadero Road, Isla Vista (APN 075-062-009) in the amount of \$14,900 from Norbert Koscinski et al.;

b) Approve and execute the Real Property Purchase Contract and Escrow Instructions for the acquisition of a permanent easement for sidewalk, roadway and public utility purposes at 6598 Seville Road, Isla Vista (APN 075-161-004) in the amount of \$3,820 from H&R Properties LP.

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

a) and b) Approved; Chair to execute.

The motion carried by the following vote:

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

Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-22) SHERIFF

[File Reference No. 03-00229](#)

Authorize the Purchasing Manager to procure one Inmate Security Transportation Vehicle from Motor Coach Industries (MCI) (sole source vendor) in the amount of \$371,370.07.

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Authorized. The motion carried by the following vote:

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

Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-23) SHERIFF

[File Reference No. 03-00239](#)

Approve and execute a Service Agreement with Quality Clear Solutions for inmate commissary services for the period of March 1, 2003 to October 1, 2003, allocating 26% of generated revenues to the Sheriff's Department Inmate Welfare Fund.

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Approved; Chair to Execute. The motion carried by the following vote:

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

Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-24) SOCIAL SERVICES

[File Reference No. 03-00240](#)

Approve and execute an agreement with Allan Hancock College for the provision of youth employment and training services pursuant to the Workforce Investment Act for the period of July 1, 2002 through June 30, 2003, in an amount not to exceed \$170,000.

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Approved; Chair to Execute. The motion carried by the following vote:

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

Absent: 2 - Supervisor Schwartz and Supervisor Rose

Board of Supervisors

A-25) SUPERVISOR CENTENO

[File Reference No. 03-00244](#)

Approve the reappointment of Gregg Ravatt to the Board of Architectural Review, Fifth District.

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Approved. The motion carried by the following vote:

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

Absent: 2 - Supervisor Schwartz and Supervisor Rose

Hearing Requests

A-26) GENERAL SERVICES

[File Reference No. 03-00223](#)

Set a hearing to accept a staff presentation on the Workers Compensation Fund for the County of Santa Barbara.

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Set for a hearing, as follows: March 18, 2003 (EST. 30 MIN.) The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 2 - Supervisor Schwartz and Supervisor Rose

A-27) PLANNING AND DEVELOPMENT

[File Reference No. 03-00242](#)

Set a hearing to consider the Mecay/ Hotchkiss Lot Line Adjustment, General Plan Amendment, Rezone and Coastal Development Permit located at 2305 and 2311 Finney Street and the Morris Place (APN 005-240-001 and -002), Carey Place and Finney Street Right-of-Ways located east of Lookout Park and south of Wallace Avenue, Summerland area, First District.

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, that this matter be Set for a hearing, as follows: March 18, 2003 (EST. 120 MIN.) The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 2 - Supervisor Schwartz and Supervisor Rose

Approval of Administrative Agenda

A motion was made by Supervisor Gray, seconded by Supervisor Marshall, to Approve the Administrative Agenda. The motion carried by the following vote:

Ayes: 3 - Supervisor Marshall, Supervisor Gray and Supervisor Centeno
Absent: 2 - Supervisor Schwartz and Supervisor Rose

[File Reference No. 03-00094](#)

PUBLIC COMMENT

Accepted Public Comment

People 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. 92-398) (03-00,094)**

RE: Congratulations to Senior Deputy County Counsel, William M. Dillon for receiving a 2002 Clay Award as California Lawyer of the Year in the Land Use Catagory - County Counsel Stephen "Shane" Stark addressed the Board.

RE: Mental Health Home Care Issues - Maureen Attebury addressed the Board.

RE: Gang Violence Issues / County Boundries - George Alvarez addressed the Board.

RE: Health Care Issues / World Peace - Sister Janet Corcoran addressed the Board.

RE: Toro Canyon Property Issues - John Thorndike IV addressed the Board.

RE: "The Sun Warrior" and the "Un-Conscious Mind" - Christopher A. Brown addressed the Board.

RE: Jury Pay Issues / "Sleeping Giant" - Floyd Meyer addressed the Board.

RE: Williamson Act Issues - Fourth District Supervisor Joni Gray, County Administrator Michael F. Brown and County Counsel Stephen "Shane" Stark addressed the Board

Departmental Agenda -- Public Hearings1) **PLANNING AND DEVELOPMENT**[File Reference No. 03-00193](#)

HEARING - Consider the Ballantine appeal of the Planning Commission's July 17, 2002 approval of 01LUP-01180, to allow for the demolition of an existing single family residence and attached garage and construction of a replacement single family residence and garage in the 7-R-1 Zone District under Article III, Chapter 35 of the County Code, located at 2682 Montrose Place (APN 023-114-005), Mission Canyon Area, First District, as follows: (EST. TIME: 30 MIN.)

- a) Uphold the Planning Commission's July 17, 2002 decision to deny 02APL-00000-00012 and approve 01LUP-00000-01180 per the attached findings and conditions set forth in this Board letter (Attachments A & B);
- b) Deny the appeal;
- c) Refer back to staff if the Board takes other than the recommended action for appropriate findings and conditions.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

a) Upheld the Planning Commission's denial of 02APL-00000-00012 and approved Land Use Permit 01LUP-00000-01180. Adopted associated findings and conditions of approval as amended on March 4, 2003. Directed that staff add language to conditions 13 and 14 (Page B-4 of Conditions of Approval dated March 4, 2003) stating that said conditions are to be enforced by the private parties to appeal 02APL-00000-00023 per the Memorandum of Understanding dated September 20, 2002.

b) Denied the appeal.

c) No action taken. The motion carried by the following vote:

Ayes: 4 - Supervisor Rose, Supervisor Marshall, Supervisor Gray and Supervisor Centeno

Absent: 1 - Supervisor Schwartz

Adjourn to March 11, 2003**Betteravia Government Center****Board Hearing Room****511 East Lakeside Parkway****Santa Maria****Adjourn****Announcements**

THE MEETING OF MARCH 4, 2003 WILL BE TELECAST LIVE ON GOVERNMENT ACCESS TV CHANNEL 20 AT 9:00 A. M., AND WILL BE REBROADCAST ON THE FOLLOWING THURSDAY, MARCH 6, 2003 AT 5:00 P.M. ON GATV CHANNEL 20.

<http://www.countyofsb.org>