

BOARD OF SUPERVISORS

County of Santa Barbara



First District - Salud Carbajal

Second District - Janet Wolf, Vice Chair

Third District - Doreen Farr

Fourth District - Joni Gray

Fifth District - Joseph Centeno, Chair

AGENDA

Tuesday, July 7, 2009

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

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

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

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

Board Meeting Procedures

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

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

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

Late Distribution

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

Disability Access

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

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

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

Closed Session

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

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

9:00 A.M. Reconvene to Regular Session

Roll Call

Pledge of Allegiance

Report from Closed Session

COUNTY COUNSEL

[File Reference No. 09-00692](#)

Closed Session Agenda

Approval of Minutes of the June 23, 2009 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 9:15 A.M.

A-1) SUPERVISOR WOLF

[File Reference No. 09-00660](#)

Adopt a Resolution of Commendation honoring Michele Fitzpatrick upon her retirement after 38 years of exemplary service to the citizens of Santa Barbara County and the employees of the Department of Social Services.

Request for continuance of Administrative Item No. A-2) to July 14, 2009

A-2) SUPERVISOR CENTENO

[File Reference No. 09-00655](#)

Adopt a Resolution of Commendation honoring the Santa Barbara County Probation Department on their Centennial Celebration, and proclaiming the week of July 19 - July 25, 2009 as Probation, Parole, and Community Supervision Officers' Week.

Honorary Resolutions

A-3) SUPERVISOR CARBAJAL

[File Reference No. 09-00637](#)

Adopt a Resolution honoring the Carpinteria Valley Historical Society upon its 50th anniversary.

A-4) SUPERVISOR CARBAJAL and SUPERVISOR WOLF

[File Reference No. 09-00643](#)

Adopt a Resolution of Commendation honoring Ventura County Firefighters Brian Bulger, Robert Lopez and Ron Topolinski for their extraordinary service to the County of Santa Barbara in responding to the Jesusita Fire.

A-5) SUPERVISOR FARR

[File Reference No. 09-00645](#)

Adopt a Resolution of Commendation honoring Michael Brendan Mahoney for his distinguished service as Pastor of Old Mission Santa Ines in Solvang, California.

- A-6) SUPERVISOR CENTENO [File Reference No. 09-00636](#)

Adopt a Resolution of Commendation honoring Traci R. Lewis of the Agricultural Commissioner's Office as the July 2009 Santa Barbara County Employee of the Month.

Administrative Items

- A-7) AGRICULTURAL COMMISSIONER [File Reference No. 09-00632](#)

Adopt a Resolution authorizing the Agricultural Commissioner/Director of Weights and Measures to execute standard Agreements and Memoranda of Understanding for various programs and services.

- A-8) COMMUNICATIONS FOR REFERRAL [File Reference No. 09-00668](#)

Cachuma Resource Conservation District - Consider request from the Cachuma Resource Conservation District to have the Board of Supervisors agree to appoint qualified applicants to serve as directors to the District's governing board in accordance with the Public Resources Code Section 9314. (APPROVE AND REFER TO THE CLERK-RECORDER-ASSESSOR)

- A-9) COUNTY EXECUTIVE OFFICE [File Reference No. 09-00633](#)

Approve the appointment of Joan Jamieson to the Indian Gaming Local Community Benefit Committee, representing the City of Solvang, for the term of July 1, 2009 through February 1, 2010.

- A-10) COUNTY EXECUTIVE OFFICE [File Reference No. 09-00664](#)

Approve Budget Revision Requests (SEE EXHIBIT A WITH POSTED AGENDA). (4/5 Vote Required).

- A-11) GENERAL SERVICES [File Reference No. 09-00640](#)

Approve and authorize the Chair to execute the Seventh Amendment to the Lease Agreement between the County of Santa Barbara and Burt E. Fugate, Trustee of the Burt E. Fugate Trust and the Anne Le Fever Trust for the use of approximately 2,440 square feet office space located at 201 South Miller, Suite 208, in Santa Maria, by the Superior Court Family Custody-Mediation Services staff for a monthly rent amount of \$4,239.13, Folio No. 002617. This Amendment extends the term for a period of one (1) year from August 1, 2009 through July 31, 2010 and adds two (2) renewal options of 1 year each, which may be exercised by the Director of General Services, or designee, on behalf of the Board of Supervisors, Fifth District

- A-12) GENERAL SERVICES [File Reference No. 09-00641](#)

Consider recommendations regarding a Grant of Easement to Golden State Water Company for Public Utilities on County Owned Property in the Orcutt Area, APN 103-200-011, ORES No. 003588, Fourth District, as follows:

a) Approve the Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines; and

b) Approve and authorize the Chair to execute the Easement Deed conveying an easement to the Golden State Water Company on a portion of County property, APN 103-200-011, in the Orcutt area for the purpose of minor alteration to existing utility lines that will provide service to their water well.

A-13) GENERAL SERVICES [File Reference No. 09-00644](#)

Approve the Santa Barbara Bowl Foundation's request for an additional twelve (12) mid-week variance requests for the 2009 concert season at the Santa Barbara Bowl.

A-14) PROBATION [File Reference No. 09-00656](#)

Consider recommendations regarding a Contract for Case Manager Services from the Community Action Commission for a Youthful Offender Block Grant, as follows:

a) Approve and authorize the Chair to execute a contract with the Community Action Commission to provide case management services for wards on Youthful Offender Block Grant caseloads in the Santa Barbara, Santa Maria and Lompoc geographic areas for the Fiscal Year 2009/10, with a not to exceed amount of \$158,960; and

b) Authorize the Chief Probation Officer to approve amendments to the contract provided that the amendments do not exceed ten percent (10%) of the contract dollar amount.

A-15) PROBATION [File Reference No. 09-00657](#)

Consider recommendations regarding a Contract for laundry service at the Susan J. Gionfriddo Juvenile Justice Center, Santa Maria Juvenile Hall, and at the Los Prietos Boys Camp and Los Prietos Boys Academy, as follows:

a) Approve and authorize the Chair to execute a contract with American Cleaners and Laundry, Inc. (a local vendor) to provide laundry services at the Santa Maria Juvenile Hall, Los Prietos Boys Camp and Los Prietos Boys Academy for Fiscal Year 2009/10, with a not to exceed amount of \$160,000; and

b) Authorize the Chief Probation Officer to approve amendments to the contract provided that the amendments do not exceed ten percent (10%) of the contract dollar amount.

A-16) PROBATION [File Reference No. 09-00658](#)

Consider recommendations regarding 2009 Byrne Justice Assistance Grant (JAG) Funds, as follows:

a) Approve and authorize the County Executive Officer to execute the 2009 Byrne Justice Assistance Grant (JAG) Inter-local Agreements between the County of Santa Barbara and the Cities of Santa Barbara, Santa Maria, and Lompoc; and

b) Authorize the Chief Probation Officer to sign the award agreements on behalf of Santa Barbara County and accept the anticipated 2009 Byrne JAG award in the amount of \$180,786 for the grant period of October 1, 2008 through September 30, 2012.

A-17) PUBLIC HEALTH [File Reference No. 09-00647](#)

Consider recommendations regarding an Enforcement Assistance Grant Application for solid waste enforcement pursuant to Public Resources Code Section 43230, as follows:

- a) Adopt a Resolution authorizing the Director of Environmental Health Services to apply for Enforcement Assistance Grants in the amounts of approximately \$24,000 for FY 2009/10 through FY 2013/14 from the California Integrated Waste Management Board; and
- b) Authorize the Director of Environmental Health Services to execute the Enforcement Assistance Grants with the California Integrated Waste Management Board for the approximate amounts of \$24,000 for each Fiscal Year through 2014.

A-18) PUBLIC HEALTH [File Reference No. 09-00648](#)

Consider recommendations regarding a Shelter Nutrition Partnership Agreement with Hill's Pet Nutrition, Inc., as follows:

- a) Approve and authorize the Director of Animal Services to execute a Shelter Nutrition Partnership Agreement with Hill's Pet Nutrition, Inc. (a local vendor) for a one year trial period which, if successful, will automatically renew for FY 2010/11 and FY 2011/12; and
- b) Accept the Shelter Nutrition Partnership Agreement with Hill's Pet Nutrition, Inc. for a free one year's supply of canine and feline food products, except for shipping costs at \$0.35 cents per pound (\$25,025 annually), to the three (3) Santa Barbara County Public Health Department Animal Shelters in exchange for displaying signage of Hill's Science Diet brand pet food at the Shelters. This is a sponsorship rather than a donation, according to the County of Santa Barbara's donation policy.

A-19) PUBLIC HEALTH [File Reference No. 09-00649](#)

Consider recommendations regarding the Immunization Action Project revenue, as follows:

- a) Approve and authorize the Chair to execute Agreement No. 09-11298 with the California Department of Public Health for the Immunization Action Project for the period of July 1, 2009 through June 30, 2010, in an amount not to exceed \$235,789; and
- b) Authorize the Public Health Director to execute any amendments to Agreement No. 09-11298 related to changes in the California Department of Public Health General Fund contribution to the Immunization Action Project.

A-20) PUBLIC HEALTH [File Reference No. 09-00650](#)

Consider recommendations regarding ongoing grants for the Public Health Department FY 2009/10, as follows:

- a) Approve and authorize the Public Health Director to execute the thirty-four (34) ongoing grants for the Public Health Department approved by the Board with the FY 2009/10 budget; and
- b) Authorize the Public Health Director to execute any amendments to the grants that are within 10% of the amount approved with the budget.

A-21) PUBLIC WORKS[File Reference No. 09-00585](#)

Consider recommendations regarding the Construction of 2009 American Recovery and Reinvestment Act (ARRA) Miscellaneous Concrete Repair, County Project No. 820619, Second, Third and Fourth Districts, as follows:

- a) Find the bid of G. Sosa Construction, Inc. for Construction of 2009 American Recovery and Reinvestment Act (ARRA) Miscellaneous Concrete Repair, County Project No. 820619 to be nonresponsive;
- b) Award the construction contract in the amount of \$475,637.00 to the lowest responsive bidder, D-KAL Engineering, Inc., (not a local vendor) subject to the provisions of documents and certification as set forth in the plans specifications applicable to the project and as required by law;
- c) Approve and 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, Risk Manager or their authorized representatives; and
- d) Approve a contingency fund in the amount of \$36,281.85 for Construction of 2009 American Recovery and Reinvestment Act (ARRA) Miscellaneous Concrete Repair, County Project No. 820619.

Legislative History

6/23/09 BOARD OF SUPERVISORS Continued, as follows:
July 7, 2009 in Santa Barbara.

A-22) PUBLIC WORKS[File Reference No. 09-00638](#)

Consider recommendations regarding plans for the construction of water system improvements at the closed Ballard Canyon Landfill, County Project No. 720724/828355, Third District, as follows:

- a) Accept the Notice of Completion for the work performed by the Contractor, Dotzler Construction, Inc. dba North Coast Construction, (a local vendor), P.O. Box 824, Lompoc, CA 93438; and
- b) Review and approve the Statement of Final Quantities for work performed and materials supplied for this project by the Contractor in the amount of \$365,890.66.

A-23) PUBLIC WORKS[File Reference No. 09-00639](#)

Consider recommendations regarding parking restrictions on State Route 192 (Foothill Road), First District, as follows:

- a) Adopt a Resolution establishing two (2) No Parking zones on State Route 192 (Foothill Road) in the Mission Canyon area; and
- b) Approve a Notice of Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the establishment of two (2) No Parking zones on State Route 192 (Foothill Road).

A-24) PUBLIC WORKS and BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [File Reference No. 09-00653](#)

Consider recommendations regarding the Emergency Watershed Response Plan in Response to the Jesusita Fire, as follows: (4/5 Vote Required)

Acting as the Board of Supervisors and the Board of Directors of the Flood Control and Water Conservation District,

- a) Approve the County's Jesusita Fire Emergency Watershed Response Plan;
- b) Approve plans and specifications for installation of basin outlet modifications (cubes) on Mission, San Roque, San Antonio, and Rattlesnake Basins;
- c) Approve plans and specification for debris clean out of Mission, San Roque, San Antonio, and Rattlesnake Basins;
- d) Approve plans and specifications for installation of debris racks on San Antonio and Barger Canyon Creeks;
- e) Approve plans and specifications for construction of a temporary sediment basin on Barger Canyon Creek; and
- f) Approve the Budget Revision Request, BJE No. 2007865, to release designations in the amount of \$1,425,000 to the South Coast flood zone to pay for costs associated with response work relating to damage caused by the Jesusita Fire.

A-25) PUBLIC WORKS and BOARD OF DIRECTORS, LAGUNA COUNTY SANITATION DISTRICT [File Reference No. 09-00659](#)

Approve and authorize the Chair to execute an Agreement with Penfield & Smith Engineers (a local vendor) in the amount of \$121,800 to design the Rancho Maria Golf Course Phase II Recycled Water Distribution project, Fourth District.

A-26) SHERIFF [File Reference No. 09-00635](#)

Consider recommendations regarding the acceptance of a 2006 Urban Areas Security Initiative (UASI) Grant and Waiver of Competition for purchase of law enforcement equipment, as follows:

- a) Accept the UASI (Urban Areas Security Initiative) 2006 Homeland Security Grant in the amount of \$93,750;
- b) Approve and authorize the Chair to execute an Agreement with the City of Los Angeles, Administrator for the UASI Grant for the Los Angeles/Long Beach Urban Area, which includes the County of Santa Barbara; and
- c) Authorize the Purchasing Agent to procure personal protective equipment for the Sheriff's Department without being required to conduct a formal bid process for the period ending June 30, 2010.

A-27) SHERIFF [File Reference No. 09-00646](#)

Approve and authorize the Chair to execute a five-year contract with the Los Angeles County Sheriff's Department for the transportation of prisoners from other jails in California to the Santa Barbara County Jail, effective July 1, 2009, in an amount not to exceed \$100,000 annually.

A-28) SOCIAL SERVICES [File Reference No. 09-00662](#)

Approve the 2009 Child Welfare Services and Probation County Self-Assessment (CSA), which was developed in accordance with Assembly Bill 636, Chapter 678, Statutes of 2001, and the California Child and Family Services Review for submission to the California Department of Social Services (CDSS).

Board of SupervisorsA-29) SUPERVISOR CARBAJAL [File Reference No. 09-00630](#)

Approve the reappointment of Suzanne Perkins to the Santa Barbara County Parks Commission, term ending January 7, 2013, First District.

A-30) SUPERVISOR CARBAJAL [File Reference No. 09-00665](#)

Approve the appointment of Christina Pizarro to the Santa Barbara County Human Services Commission, term ending June 30, 2010, First District.

A-31) SUPERVISOR CARBAJAL [File Reference No. 09-00631](#)

Approve the reappointment of Brandy Armenta to the Santa Barbara County Commission for Women, term ending July 30, 2012, First District.

A-32) SUPERVISOR FARR [File Reference No. 09-00642](#)

Approve the appointment of Sheila Cassidy Federman to the Santa Barbara County Civil Service Commission, term ending July 1, 2013, Third District.

A-33) SUPERVISOR WOLF [File Reference No. 09-00667](#)

Approve the reappointment of Richard Jenkins to the Santa Barbara Human Services Commission, term ending July 1, 2012, Second District.

A-34) SUPERVISOR CENTENO [File Reference No. 09-00666](#)

Approve the reappointment of Edward H. Taylor to the Santa Barbara County Human Services Commission, term ending June 30, 2012, Fifth District.

Hearing Requests

A-35) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 09-00183](#)

Set hearing to consider recommendations regarding the Countywide Pharmacy Discount Program, as follows:

a) Approve the marketing plan, as required by Chapter 26 of the Santa Barbara County Code, Sec 26-132, thereby authorizing the use of the County's seal and name in order to implement a Pharmacy Discount Card Program which would be available to all Santa Barbara County residents and employees of the County of Santa Barbara; and

b) Direct staff to work with the County Public Information Officer to promote the Pharmacy Discount Card Program to County residents and County employees.
(Set Hearing for 7/14/2009. Time estimate 15 minutes.)

Legislative History

3/3/09 BOARD OF SUPERVISORS Set for a hearing, as follows:
March 17, 2009 in Santa Barbara (EST. TIME: 15 MIN.)

3/17/09 BOARD OF SUPERVISORS Continued, as follows:

April 21, 2009 in Santa Barbara.

4/21/09 BOARD OF SUPERVISORS Withdrawn from the agenda

A-36) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 09-00652](#)

Set hearing to consider recommendations regarding the approval and submittal of the 2009-2010 Santa Barbara County HOME Consortium and CDBG Urban County Partnership Annual Action Plan, as follows:

a) Adopt a Resolution approving the Santa Barbara County HOME Consortium and Community Development Block Grant (CDBG) Urban County Partnership's 2009-2010 Annual Action Plan for submittal to the U.S. Department of Housing and Urban Development; and

b) Authorize the County Executive Officer to execute all certifications, standard forms and other related documents required for HOME and CDBG Program administration and implementation pursuant to submittal and approval of the 2009-2010 Annual Action Plan.
(Set Hearing for 7/14/2009. Time estimate 45 minutes.)

A-37) HOUSING AND COMMUNITY DEVELOPMENT [File Reference No. 09-00654](#)

Set hearing to consider recommendations regarding the Levy of Special Tax for Orcutt Community Facilities District, as follows:

a) Receive and file a Summary of Proposed FY 2009/10 Tax Levy for Orcutt Community Facilities District No. 2002-1; and

b) Adopt a Resolution Levying Special Taxes within the County of Santa Barbara Community Facilities District No. 2002-1.
(Set Hearing for 7/14/2009. Time estimate 20 minutes.)

A-38) PARKS [File Reference No. 09-00651](#)

Set hearing to consider recommendations regarding the Levy of Special Taxes for Providence Landing Community Facilities District, as follows:

a) Receive a summary of Proposed Fiscal Year 2009/10 Tax Levy for Providence Landing Community Facilities District No. 2004-1; and

b) Adopt a Resolution Levying Special Taxes within the County of Santa Barbara Community Facilities District No. 2004-1 (Providence Landing).
(Set Hearing for 7/14/2009. Time estimate 15 minutes.)

Board of Directors, Redevelopment Agency

A-39) COUNTY EXECUTIVE OFFICE and BOARD OF DIRECTORS, REDEVELOPMENT AGENCY [File Reference No. 09-00634](#)

Approve and authorize the Chair to execute a Voluntary Merger for APN 075-111-006 and APN 075-111-014, as required for the issuance of the Coastal Development Permit, 08CDP-00000-00076, for the Isla Vista Redevelopment Agency Parking Lot, Third District.

Administrative Items

A-40) COUNTY EXECUTIVE OFFICE and BOARD OF DIRECTORS, WATER AGENCY [File Reference No. 09-00678](#)

Approve Budget Revision Requests (SEE EXHIBIT B WITH POSTED AGENDA). (4/5 Vote Required).

Approval of Administrative Agenda

Public Comment Period

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 03-282) (09-00001)

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

Departmental Agenda
Planning Items and Public Hearings

1) PLANNING AND DEVELOPMENT[File Reference No. 09-00477](#)

HEARING - Consider recommendations regarding the Solar Energy Systems Permit Requirements Ordinance Amendment, as follows: (EST. TIME: 5 MIN.)

a) Consider the recommendation of the County Planning Commission regarding Case No. 09ORD-00000-00001, as follows:

i) Adopt the findings for approval of the proposed Ordinance;

ii) Find that the adoption of this Ordinance is categorically exempt from the California Environmental Quality Act in compliance with Section 15061(b)(3) of the Guidelines for Implementation of CEQA;

iii) Consider the adoption (second reading) of an Ordinance amending Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code to revise the permitting requirements for solar energy systems;

b) Consider the recommendation of the Montecito Planning Commission regarding Case No. 09ORD-00000-00002, as follows:

i) Adopt findings for approval of the proposed Ordinance;

ii) Find that the adoption of this Ordinance is categorically exempt from the California Environmental Quality Act in compliance with Section 15061(b)(3) of the Guidelines for Implementation of CEQA;

iii) Consider the adoption (second reading) of an Ordinance amending Section 35-2, the Santa Barbara County Montecito Land Use and Development Code, of Chapter 35, Zoning, of the County Code to revise the permitting requirements for solar energy systems; and

c) Consider recommendations regarding Case No. 90ORD-00000-00011, as follows:

i) Find that the adoption of this Ordinance is categorically exempt from the California Environmental Quality Act in compliance with Section 15061(b)(3) of the Guidelines for Implementation of CEQA;

ii) Consider the adoption (second reading) of an Ordinance amending Section 10-2.6, Permits, inspections and fees, of Chapter 10, Building Regulations, of the County Code to add a new Subsection (g) to add procedures for the processing of a Solar Use Permit.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

5/19/09	BOARD OF SUPERVISORS	Set for a hearing, as follows: June 23, 2009 in Santa Barbara (EST. TIME: 45 MIN.)
6/23/09	BOARD OF SUPERVISORS	Acted on and set for a hearing, as follows:

Received and filed staff presentation and conducted public hearing.

a) i) and ii) Continued to July 7, 2009 in Santa Barbara (EST. TIME: 5 MIN.)

iii) Read title, waived reading of Ordinance in it's entirety. Introduction approved; adoption (second reading) set for July 7, 2009 in Santa Barbara.

vi) Set for July 7, 2009 in Santa Barbara.

b) i) and ii) Continued to July 7, 2009 in Santa Barbara (EST. TIME: 5 MIN.)

iii) Read title, waived reading of Ordinance in it's entirety. Introduction approved; adoption (second reading) set for July 7, 2009 in Santa Barbara.

iv) Set for July 7, 2009 in Santa Barbara.

c) i) Continued to July 7, 2009 in Santa Barbara (EST. TIME: 5 MIN.)

ii) Read title, waived reading of Ordinance in it's entirety. Introduction approved; adoption (second reading) set for July 7, 2009 in Santa Barbara.

iii) Set for July 7, 2009 in Santa Barbara.

2) PUBLIC WORKS and BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

[File Reference No. 09-00473](#)

HEARING - Consider recommendations regarding a Flood Control Benefit Assessment Program for Fiscal Year 2009-10, all Districts, as follows: (EST. TIME: 5 MIN.)

a) Consider recommendations, as follows:

i) Make a determination upon each assessment described in the report ordered filed by the Board at the June 16, 2009 meeting;

ii) Adopt a Resolution confirming Flood Control Benefit Assessment for Fiscal Year 2009-10 and authorize the Clerk of the Board to record a certified copy;

iii) Consider the adoption (second reading) of an Ordinance amending Ordinance 3150, the Flood Control Benefit Assessment Ordinance, relating to benefit assessments for Flood Control services and imposing Flood Control Benefit Assessments for Fiscal Year 2009-10; and

iv) Receive and file a CEQA Notice of Exemption for the Flood Control Benefit Assessment Program for FY 2009-10.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

5/19/09 BOARD OF SUPERVISORS Set for a hearing, as follows:

June 16, 2009 in Santa Maria (EST. TIME: 15 MIN.)

6/16/09 BOARD OF SUPERVISORS

Acted on as follows:

a) Read title, waived reading of the ordinance in its entirety, Introduction approved; adoption (second reading) set for July 7, 2009 in Santa Barbara.

b) Received and filed.

c) i - iv) Set for July 7, 2009 in Santa Barbara.

3) GENERAL SERVICES

[File Reference No. 09-00606](#)

HEARING - Consider recommendations regarding the General Services Department, Office of Real Estate Services External Fee Increase, as follows: (EST. TIME: 10 MIN.)

a) Consider the introduction (first reading) of an Ordinance setting external fees for the Office of Real Estate Services;

b) Set hearing for July 14, 2009 to consider the adoption (second reading) of an Ordinance of the Santa Barbara County Code to establish external fees of \$98.00 per hour for the Office of Real Estate Services; and

c) Approve a Notice of Exemption from the California Environmental Act (CEQA) for the Ordinance setting external fees.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

6/23/09 BOARD OF SUPERVISORS

Set for a hearing, as follows:

July 7, 2009 in Santa Barbara (EST. TIME: 10 MIN.)

4) FIRE

[File Reference No. 09-00597](#)

HEARING - Consider recommendations regarding the 2009 Hazard Reduction Program, as follows: (EST. TIME: 10 MIN.)

a) Declare all properties, whose owners have not complied with a notice to abate, as a fire nuisance;

b) Authorize the issuance of infraction citations and necessary abatement work relative to the 2009 Fire Department Defensible Space Program (Weed Abatement); and

c) Direct the Clerk of the Board to post the affected Property Owners List in a place easily accessible to the public.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

6/16/09 BOARD OF SUPERVISORS

Set for a hearing, as follows:

July 7, 2009 in Santa Barbara (EST. TIME: 10 MIN.)

5) COUNTY EXECUTIVE OFFICE and OFFICE OF EMERGENCY SERVICES [File Reference No. 09-00580](#)

HEARING - Consider recommendations regarding the Board of Supervisors' response to the 2008-09 Grand Jury Report entitled "Santa Barbara County Emergency Operations Center - How Many More Delays?", as follows: (EST. TIME: 20 MIN.)

- a) Adopt the responses as the Board of Supervisors' responses to the 2008-2009 Grand Jury Report entitled "Santa Barbara County Emergency Operations Center, How Many More Delays?"; and
- b) Approve and authorize the Chair to execute the letter forwarding the responses to the Presiding Judge.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

6/23/09 BOARD OF SUPERVISORS Set for a hearing, as follows:
July 7, 2009 in Santa Barbara (EST. TIME: 20 MIN.)

6) COUNTY EXECUTIVE OFFICE [File Reference No. 09-00583](#)

HEARING - Consider recommendations regarding the Board of Supervisors' response to the 2008-09 Civil Grand Jury report entitled "Alcohol, Drug, and Mental Health Services- An Uncertain Financial Future", as follows: (EST. TIME: 30 MIN.)

- a) Adopt the responses as the Board of Supervisors' responses to the 2008-09 Grand Jury Report entitled "Alcohol, Drug and Mental Health Services- An Uncertain Financial Future"; and
- b) Approve and authorize the Chair to execute the letter forwarding the responses to the Presiding Judge.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

6/23/09 BOARD OF SUPERVISORS Set for a hearing, as follows:
July 7, 2009 in Santa Barbara (EST. TIME: 20 MIN.)

7) PLANNING AND DEVELOPMENT [File Reference No. 09-00599](#)

HEARING - Consider recommendations regarding Public Notice Requirements Ordinance Amendments, as follows: (EST. TIME: 30 MIN.)

- a) Consider the recommendation of the County Planning Commission regarding Case No. 09ORD-00000-00005, as follows:
 - i) Adopt findings for approval of the proposed Ordinance;
 - ii) Find that the adoption of this Ordinance is categorically exempt from the California Environmental Quality Act in compliance with Section 15061(b)(3) of the Guidelines for Implementation of CEQA; and
 - iii) Adopt an Ordinance, Case No. 09ORD-00000-00005, amending Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code to revise the

existing procedures regarding the noticing of applications for development; and

b) Consider the recommendation of the Montecito Planning Commission Case No. 09ORD-00000-00006, as follows:

i) Adopt findings for approval of the proposed Ordinance;

ii) Find that the adoption of this Ordinance is categorically exempt from the California Environmental Quality Act in compliance with Section 15061(b)(3) of the Guidelines for Implementation of CEQA; and

iii) Adopt an Ordinance, Case No. 09ORD-00000-00006, amending Section 35-2, the Santa Barbara County Montecito Land Use and Development Code, of Chapter 35, Zoning, of the County Code to revise the existing procedures regarding the noticing of applications for development.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

6/23/09 BOARD OF SUPERVISORS Set for a hearing, as follows:
July 7, 2009 in Santa Barbara (EST. TIME: 30 MIN.)

8) PLANNING AND DEVELOPMENT

[File Reference No. 09-00602](#)

HEARING- Consider recommendations regarding Time Extensions Due To Economic Hardship Ordinance Amendments, as follows: (EST. TIME: 45 MIN.)

a) Consider the recommendation of the County Planning Commission regarding Case No. 09ORD-00000-00008, as follows:

i) Adopt findings for approval of the proposed Ordinance;

ii) Find that the adoption of this Ordinance is categorically exempt from the California Environmental Quality Act in compliance with Section 15061(b)(3) of the Guidelines for Implementation of CEQA;

iii) Consider the introduction (first reading) of an Ordinance amending Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code to provide for an additional two year time extension under the jurisdiction of the Director of the Planning and Development Department for approved development; and

iv) Set hearing for July 14, 2009 to consider the adoption (second reading) of an Ordinance amending Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code to provide for an additional two year time extension under the jurisdiction of the Director of the Planning and Development Department for approved development; and

b) Consider the recommendation of the Montecito Planning Commission regarding Case No. 09ORD-00000-00012, as follows:

i) Adopt findings for approval of the proposed Ordinance;

ii) Find that the adoption of this Ordinance is categorically exempt from the California Environmental Quality Act in compliance with Section 15061(b)(3) of the Guidelines for Implementation of CEQA;

- iii) Consider the introduction (first reading) of an Ordinance amending Section 35-2, the Santa Barbara County Montecito Land Use and Development Code, of Chapter 35, Zoning, of the County Code to provide for a two year time extension under the jurisdiction of the Director of the Planning and Development Department for approved development; and
- iv) Set hearing for July 14, 2009 to consider the adoption (second reading) of an Ordinance amending Section 35-2, the Santa Barbara County Montecito Land Use and Development Code, of Chapter 35, Zoning, of the County Code to provide for a two year time extension under the jurisdiction of the Director of the Planning and Development Department for approved development; and
- c) Consider recommendations regarding Case No. 90ORD-00000-00014, as follows:
- i) Adopt findings for approval of the proposed Ordinance;
- ii) Find that the adoption of this Ordinance is categorically exempt from the California Environmental Quality Act in compliance with Section 15061(b)(3) of the Guidelines for Implementation of CEQA;
- iii) Consider the introduction (first reading) of an Ordinance amending Chapter 35B, the Montecito Growth Management Ordinance, of Chapter 35, Zoning, of the County Code to provide for a two year time extension under the jurisdiction of the Director of the Planning and Development Department for unexpired allocations issued in compliance with Chapter 35B; and
- iv) Set hearing for July 14, 2009 to consider the adoption (second reading) of an Ordinance amending Chapter 35B, the Montecito Growth Management Ordinance, of Chapter 35, Zoning, of the County Code to provide for a two year time extension under the jurisdiction of the Director of the Planning and Development Department for unexpired allocations issued in compliance with Chapter 35B; and
- d) Consider recommendations regarding Case No. 90ORD-00000-00015, as follows:
- i) Adopt findings for approval of the proposed Ordinance;
- ii) Find that the adoption of this Ordinance is categorically exempt from the California Environmental Quality Act in compliance with Section 15061(b)(3) of the Guidelines for Implementation of CEQA;
- iii) Consider the introduction (first reading) of an Ordinance amending Chapter 21, Land Division, of the County Code to provide for a two year time extension under the jurisdiction of the Director of the Planning and Development Department for unexpired lot line adjustments approved in compliance with Chapter 21; and
- iv) Set hearing for July 14, 2009 to consider the adoption (second reading) of an Ordinance amending Chapter 21, Land Division, of the County Code to provide for a two year time extension under the jurisdiction of the Director of the Planning and Development Department for unexpired lot line adjustments approved in compliance with Chapter 21.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

6/23/09 BOARD OF SUPERVISORS

Set for a hearing, as follows:

July 7, 2009 in Santa Barbara (EST. TIME: 45 MIN.)

9) SUPERVISOR CARBAJAL and SUPERVISOR FARR [File Reference No. 09-00627](#)

HEARING - Consider recommendations regarding amendments to Ordinance 4444 of the Santa Barbara County Code relating to the rights and duties and landlords and tenants in rental properties, as follows: (EST. TIME: 1 HR.)

a) Direct the Department of Housing and Community Development to review and propose amendments to Ordinance 4444 of the County Code and take necessary steps to implement the following:

i) The expansion of categories covered by the ordinance to include demolition, remodel, rezoning of land use from residential to commercial and condo conversions in addition to the red tagged properties that the ordinance currently applies to;

ii) Designation of Housing and Community Development as the overseeing department, establishment of a process and formal system of tracking of evictions, and implementation of an "incremental fee" for non-reporting;

iii) Increase relocation payments, and;

iv) Establish a protocol for working with Community Based Organizations for enhanced community education regarding this ordinance.

Legislative History

6/23/09 BOARD OF SUPERVISORS Set for a hearing, as follows:
July 7, 2009 in Santa Barbara (EST. TIME: 60 MIN.)

10) PLANNING AND DEVELOPMENT [File Reference No. 09-00483](#)

HEARING - Consider the Montecito Planning Commission's recommendations regarding the Montecito Environmentally Sensitive Habitat Overlay Ordinance Amendment, as follows: (EST. TIME: 45 MIN.)

a) Adopt the findings for approval of the proposed ordinance;

b) Find that the adoption of this ordinance is categorically exempt from the California Environmental Quality Act in compliance with Section 15308 (Actions by Regulatory Agencies for Protection of the Environment) of the Guidelines for Implementation of CEQA; and

c) Adopt an Ordinance (Case No. 09ORD-00000-00003) amending Section 35-2, the Santa Barbara County Montecito Land Use and Development Code, of Chapter 35, Zoning, of the County Code.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

5/19/09 BOARD OF SUPERVISORS Set for a hearing, as follows:
July 7, 2009 in Santa Barbara (EST. TIME: 45 MIN.)

11) PLANNING AND DEVELOPMENT[File Reference No. 09-00404](#)

HEARING - Consider recommendations regarding the Klink appeal of the Montecito Planning Commission's December 17, 2008 approval of the Grassini SFD Additions, Case No. 07CDH-00000-00015, located at 1775 Fernald Point Lane (APN 007-380-007) in the Montecito Area, First District, as follows: (EST. TIME: 10 MIN.)

- a) Deny the appeal, Case No. 09APL-00000-00002, thereby upholding the Montecito Planning Commission's approval, as shown in the December 19, 2008 Action Letter;
- b) Adopt the findings for approval of Case No. 07CDH-00000-00015, as shown in Attachment A of the Montecito Planning Commission Action Letter dated December 19, 2008;
- c) Accept the Notice of Exemption, pursuant to CEQA Guidelines Section 15301(e), as shown in Attachment B of the Montecito Planning Commission Staff Report dated May 30, 2008; and
- d) Grant de novo approval of Case No. 07CDH-00000-00015, subject to the conditions of approval, as shown in Attachment C of the Montecito Planning Commission Action Letter dated December 19, 2008.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

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| 5/5/09 | BOARD OF SUPERVISORS | Set for a hearing, as follows:
May 19, 2009 in Santa Barbara (EST. TIME: 30 MIN.) |
| 5/19/09 | BOARD OF SUPERVISORS | Continued, as follows:

June 23, 2009 in Santa Barbara. |
| 6/23/09 | BOARD OF SUPERVISORS | Continued, as follows:

July 7, 2009 in Santa Barbara (EST. TIME: 45 MIN.) Public Hearing closed. |

12) PLANNING AND DEVELOPMENT[File Reference No. 09-00436](#)

HEARING - Consider recommendations regarding the High Meadow HOA Appeal of Planning Commission Approval of the Old Mill Tract Road Land Use Permit, as follows: (EST. TIME: 1 HR. 30 MIN.)

- a) Adopt the required findings for the project, including CEQA findings, specified in the Planning Commission action letter dated January 27, 2009;
- b) Adopt the Section 15164 Addendum to the City of Solvang Environmental Impact Report for the Old Mill Vesting Tentative Tract Map (SCH No. 2005081109) as complete and adequate pursuant to the requirements of the California Environmental Quality Act (CEQA), including Section 15231 (Adequacy of EIR or ND for Use by Responsible Agencies) and adopt the mitigation monitoring program contained in the conditions of approval;
- c) Deny the appeal, Case No. 09APL-00000-00003, thereby upholding the Planning Commission's

approval of 08LUP-00000-00143; and

d) Grant de novo approval of Case No. 08LUP-00000-00143 subject to the conditions specified in the Planning Commission action letter and attachments dated January 27, 2009.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

5/12/09 BOARD OF SUPERVISORS Set for a hearing, as follows:
July 7, 2009 in Santa Barbara (EST. TIME: 90 MIN.)

Adjourn to

July 14, 2009

Betteravia Government Center

Board Hearing Room

511 East Lakeside Parkway

Santa Maria

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

Announcements

The meeting of Tuesday, July 7, 2009 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, July 9, 2009, at 5:00 PM and on Saturday, July 11, 2009, at 10:00 AM on CSBTB Channel 20.

<http://www.countyofsb.org>