ACTION SUMMARY May 15, 2007

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

CONVENED AT 9:15 A.M.

Roll Call

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

Pledge of Allegiance

Report from Closed Session

COUNTY COUNSEL

File Reference No. 07-00525

No reportable action taken.

Approval of Minutes of the May 1, 2007 meeting

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

Ayes: 4 - Supervisor Carbajal, Supervisor Firestone, Supervisor Gray and Supervisor Centeno Abstentions: 1 - Supervisor Wolf

Administrative Agenda

Resolutions to be Presented at 11:30 A.M.

A-1) SUPERVISOR CARBAJAL

File Reference No. 07-00416

Adopt a Resolution of Commendation honoring Greg Mohr upon his retirement after 28 years of dedicated service to the Planning and Development Department of the County of Santa Barbara.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Continued, as follows: June 5, 2007 in Santa Barbara. The motion carried unanimously.

A-2) SUPERVISOR CARBAJAL and SUPERVISOR FIRESTONE

File Reference No. 07-00463

Adopt a Resolution proclaiming May 18 as Space Enterprise Day in Santa Barbara County.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Continued, as follows: June 5, 2007 in Santa Barbara.

The motion carried unanimously.

A-3) SUPERVISOR CARBAJAL and SUPERVISOR CENTENO

File Reference No. 07-00490

Adopt a Resolution supporting the goal of health insurance for all children in Santa Barbara County.

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

RESOLUTION NO. 07-114

The motion carried unanimously.

A-4) SUPERVISOR FIRESTONE

File Reference No. 07-00441

Adopt a Resolution of Commendation honoring David Vyenielo as Santa Barbara County's May 2007 Employee of the Month for his outstanding efforts toward public service as the Planning and Development Office's Senior Grading Inspector.

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

RESOLUTION NO. 07-115

The motion carried unanimously.

A-5) <u>SUPERVISOR GRAY</u>

File Reference No. 07-00457

Adopt a Resolution proclaiming the month of May 2007 as Trauma Awareness Month and the week of May 20-26, 2007 National EMS Week and the day of May 23, 2007 National EMS for Children Day.

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

RESOLUTION NO. 07-116

The motion carried unanimously.

A-6) SUPERVISOR CENTENO

File Reference No. 07-00464

Adopt a Resolution proclaiming the month of May 2007 as "Veterans Appreciation Month" in Santa Barbara County.

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

RESOLUTION NO. 07-117

The motion carried unanimously.

Resolution to be Presented at the same time as Departmental Item No. 4)

A-7) SUPERVISOR CARBAJAL

File Reference No. 07-00460

Adopt a Resolution of Commendation honoring the 10th Anniversary of the Southern California Wetlands Recovery Project.

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

RESOLUTION NO. 07-118

The motion carried unanimously.

Honorary Resolutions

A-8) <u>SUPERVISOR CARBAJAL</u>

File Reference No. 07-00491

Adopt a Resolution of Commendation honoring Lady Leslie Ridley-Tree as a recipient of the Antioch University Santa Barbara 2007 Horace Mann Award.

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

RESOLUTION NO. 07-119

The motion carried unanimously.

A-9) <u>SUPERVISOR CARBAJAL</u>

File Reference No. 07-00492

Adopt a Resolution of Commendation honoring Rodney Gustafson as a recipient of the Antioch University Santa Barbara 2007 Horace Mann Award.

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

RESOLUTION NO. 07-120

The motion carried unanimously.

A-10) SUPERVISOR WOLF

File Reference No. 07-00439

Adopt a Resolution of Commendation honoring Lee Marie Wiersema upon her retirement from the Probation Department for 20 years of dedicated service to the County of Santa Barbara.

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

RESOLUTION NO. 07-121

The motion carried unanimously.

A-11) SUPERVISOR FIRESTONE

File Reference No. 07-00435

Adopt a Resolution of Commendation for the UCSB Cycling Team in recognition of their efforts in the 2007 Second Annual Island View Classic.

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

RESOLUTION NO. 07-122

The motion carried unanimously.

A-12) <u>SUPERVISOR FIRESTONE</u>

File Reference No. 07-00437

Adopt a Resolution of Commendation honoring the UCSB Environmental Affairs Board in their effort to implement "Blue IV".

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

RESOLUTION NO. 07-123

The motion carried unanimously.

A-13) <u>SUPERVISOR FIRESTONE</u>

File Reference No. 07-00462

Adopt a Posthumous Resolution of Commendation honoring Kathleen Frances Morrelli, Deputy Probation Officer, Senior, for her outstanding service to the citizens of Santa Barbara County and the Probation Department.

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

RESOLUTION NO. 07-124

The motion carried unanimously.

A-14) <u>SUPERVISOR CENTENO</u>

File Reference No. 07-00448

Adopt a Resolution of Commendation honoring Kacey Lee Hadick as the Student of the Year for Santa Maria Elks Lodge #1538.

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

RESOLUTION NO. 07-125

The motion carried unanimously.

A-15) <u>SUPERVISOR CENTENO</u>

File Reference No. 07-00455

Adopt a Resolution of Commendation honoring Samantha Noel Rhine as the Student of the Year for Santa Maria Elks Lodge #1538.

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

RESOLUTION NO. 07-126

The motion carried unanimously.

A-16) SUPERVISOR CENTENO

File Reference No. 07-00456

Adopt a Resolution of Commendation honoring Mike Gibson as the Citizen of the Year for Santa

RESOLUTION NO. 07-127

The motion carried unanimously.

Administrative Items

A-17) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES

File Reference No. 07-00473

Consider recommendations regarding the Charles Golodner Counseling Group FY 06-07 Contract, as follows:

- a) Approve and authorize the Chair to execute a contract with Charles Golodner Counseling Group (a local vendor) for Drug Medi-Cal services to clients in the Santa Maria/Lompoc areas for the period of July 1, 2006 through June 30, 2007 in the amount of \$170,000; and
- b) Authorize the Director of ADMHS to approve amendments to the proposed contracts, provided that any such amendments do not exceed ten percent (10%) of the contract's dollar amount.

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

- a) Approved; Chair to Execute.
- b) Authorized.

The motion carried unanimously.

A-18) <u>ALCOHOL, DRUG AND MENTAL HEALTH SERVICES</u>

File Reference No. 07-00475

Consider recommendations regarding the American Medical Response MHAT Contract for Fiscal Year 2006-09, as follows:

- a) Approve and authorize the Chair to execute a contract with American Medical Response (a local vendor) for the continued provision of Mental Health Assessment Team services for the three-year period of July 1, 2006 through June 30, 2009, in the amount of \$2,243,615; and
- b) Authorize the Director of ADMHS to approve amendments to the proposed contracts, provided that any such amendments do not exceed ten percent (10%) of the contract's dollar amount.

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

- a) Approved; Chair to Execute.
- b) Authorized.

The motion carried unanimously.

A-19) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES

File Reference No. 07-00476

Consider recommendations regarding the Milhous Treatment Center Contract for Fiscal Year 2006-07, as follows:

a) Approve and authorize the Chair to execute a contract with Milhous Treatment Center (not a local vendor) to provide residential treatment for children with severe emotional disturbances for the period of July 1, 2006 to June 30, 2007, in the amount of \$105,000; and

b) Authorize the Director of ADMHS to approve amendments to the proposed contract, provided that any such amendments do not exceed ten percent (10%) of the contract's dollar amount.

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

- a) Approved; Chair to Execute.
- b) Authorized.

The motion carried unanimously.

A-20) <u>BOARD OF DIRECTORS, FLOOD CONTROL AND WATER</u> CONSERVATION DISTRICT

File Reference No. 07-00479

Consider recommendations regarding Grant Funding from the California Department of Water Resources for the 2006 Emergency Maintenance Work along the Santa Maria River Levee, Fifth District, as follows:

- a) Adopt the resolution entitled "In the Matter of Accepting the Terms and Conditions of the Grant agreement with the State of California Department of Water Resources to receive Grant Funding" for the 2006 Emergency Maintenance Work along the Santa Maria Levee in the amount of up to \$58,802.50; and
- b) Authorize the Public Works Director or his designee to execute Grant Agreement No. 4600007550 and all subsequent agreements to receive grant monies and to sign requests for disbursements of State funds associated with this Grant Agreement.

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

a) Adopted.

RESOLUTION NO. 07-128

b) Authorized.

The motion carried unanimously.

A-21) BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

File Reference No. 07-00481

Consider recommendations regarding the grant applications for the Gobernador Debris Basin Modification Project, First District, as follows:

- a) Concur with the grant application for \$1.1 million to the California Department of Fish and Game to fund costs for the construction phase of the Gobernador Debris Basin Modification Project which will improve the basin's function by passing sediment through the basin while retaining the more critical, larger debris as well as improve fish passage; and
- b) Authorize the Flood Control District to apply for other grants that may become available to help fund the construction phase of this project.

- a) Approved.
- b) Authorized.

The motion carried unanimously.

A-22) <u>COUNTY EXECUTIVE OFFICE</u>

File Reference No. 07-00446

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

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

A-23) <u>COUNTY EXECUTIVE OFFICE and OFFICE OF</u>

File Reference No. 07-00483

EMERGENCY SERVICES

Consider recommendations regarding the FY 2007 Emergency Management Performance Grant, as follows: (4/5 Vote Required)

- a) Adopt a resolution designating certain county officials as being authorized to seek financial assistance under the Emergency Management Performance Grant; and
- b) Authorize the Santa Barbara County Office of Emergency Services to apply for the 2007 Emergency Management Performance Grant Program in the amount of \$97,296, which provides funding for emergency management planning.

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

a) Adopted.

RESOLUTION NO. 07-129

b) Authorized.

The motion carried unanimously.

A-24) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES

File Reference No. 07-00495

Consider recommendations regarding the Deputy District Attorneys Association Contract Extension, as follows:

- a) Approve an extension of the current Memorandum of Understanding with the Santa Barbara County Deputy District Attorney's Association from October 7, 2007 through October 4, 2009.
- b) Adopt the new pay ranges and broadband and approve CEO/HR, the District Attorney, and the Deputy District Attorneys Association to finalize the performance pay plan.
- c) Adopt a resolution effective October 8, 2007 setting forth salaries for classifications represented by the Deputy District Attorneys Association.
- d) Adopt a resolution effective April 7, 2008 setting forth salaries for classifications represented by the Deputy District Attorneys Association.

e) Adopt a resolution effective October 6, 2008 setting forth salaries for classifications represented by the Deputy District Attorneys Association.

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

- a) Approved.
- b) Adopted.
- c) Adopted.

RESOLUTION NO. 07-130

d) Adopted.

RESOLUTION NO. 07-131

e) Adopted.

RESOLUTION NO. 07-132

The motion carried unanimously.

A-25) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES

File Reference No. 07-00468

Consider the recommendations regarding the Proposed Equity Adjustments and MOU Changes, as follows:

- a) Adopt a resolution effective May 21, 2007 providing equity adjustments for certain classifications represented by the Service Employees International Union, Local 620 (SEIU Local 620);
- b) Adopt a resolution effective October 8, 2007 providing equity adjustments for certain classifications represented by SEIU Local 620;
- c) Adopt a resolution effective May 21, 2007 providing equity adjustments for incumbents in certain social worker classifications represented by the Service Employees International Union Local 535 (SEIU Local 535);
- d) Adopt a resolution effective May 21, 2007 providing salary adjustments for unrepresented attorneys;
- e) Approve effective May 21, 2007, establishing an incentive pay for incumbents in certain accounting classifications for earning and maintaining Certified Public Accountant (CPA) licensure; and
- f) Approve effective May 21, 2007, amending the Memorandum of Understanding (MOU) with SEIU Local 620 to make three additional classifications eligible for Weekend Differential pay.

a) Adopted.

RESOLUTION NO. 07-133

b) Adopted.

RESOLUTION NO. 07-134

c) Adopted.

RESOLUTION NO. 07-135

d) Adopted.

RESOLUTION NO. 07-136

e) and f) Approved.

The motion carried unanimously.

A-26) <u>COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES</u>

File Reference No. 07-00499

Adopt the following recommendations for medical and dental plan renewals for active employees, non-Medicare and Medicare covered retirees, effective July 1, 2007 for a one year term:

- a) Approve the renewal of the following Blue Shield medical plans:
- 1) High Option HMO Plan;
- 2) Low Option HMO Plan;
- 3) Point-of-Service Plan;
- 4) Preferred Provider Organization Plan;
- 5) MHN Employee Assistance Plan Approve the continuation of the current plan with no increase in premium rates; and
- 6) Healthcare Assistance Plan Approve the continuation of the healthcare assistance counseling services for all covered employees with CareCounsel at a 2.5% monthly increase to \$1.66 per month for employees and to \$2.82 per month for retirees as shown on; and
- b) Dental Plans:
- 1) County Self-Funded Dental Plan Continue the existing program benefits with no increase in premium rates for all employee and retiree groups; and
- 2) Golden West Pacesetter Dental HMO Plan Continue the existing program benefits with no increase in premium rates for all employee and retiree groups.

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

a) and b) Approved.

The motion carried unanimously.

A-27) GENERAL SERVICES

File Reference No. 07-00440

Approve and authorize the Chair to execute Amendment No. 1 to the contract with Beachside Associates, for the La Morada Youth Center in the amount of \$50,856.87 for a total contract amount

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

A-28) GENERAL SERVICES

File Reference No. 07-00442

Consider recommendations regarding the Fire Station 11, Facilities Remodel Project # 8667, Third District, as follows:

- a) Award a Fixed Price Construction Contract in the amount of \$147,900 to the lowest responsible bidder, Effect Contractors (not a local vendor) subject to the provisions of the documents and certifications as set forth in the plans and specifications applicable to the project and as required by California Law; and
- b) Authorize the Director of General Services to approve change orders of an amount not to exceed 10% of the contract's dollar amount, or \$14,790.

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

- a) Approved.
- b) Authorized.

The motion carried unanimously.

A-29) GENERAL SERVICES

File Reference No. 07-00445

Approve and authorize the Chair to execute Amendment No. 1 to the contract with Lack Construction, Inc. for the Superior Court Remodel in the amount of \$80,408 for a total contract amount of \$1,066,013, First District.

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

A-30) GENERAL SERVICES

File Reference No. 07-00447

Approve and authorize the Chair to execute Amendment No. 1 to the contract with Carroll Construction Company Inc., for the Los Prietos Staff Housing in the amount of \$49,576.00 for a total contract amount of \$408,309.00, Project # 8646, Third District.

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

A-31) GENERAL SERVICES

File Reference No. 07-00458

Approve and authorize the Chair to execute the Agreement to Provide Information Services between the County of Santa Barbara and the Montecito Fire Protection District which facilitates the provision of various Information Technology Services at County standard rates as published on the rate sheet each year.

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

A-32) <u>GENERAL SERVICES</u>

File Reference No. 07-00459

Approve and authorize the Chair to execute the Agreement to Provide Information Services between the County of Santa Barbara and the Carpinteria-Summerland Fire Protection District which facilitates the provision of various Information Technology Services at County standard rates as A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Approved; Chair to Execute. The motion carried unanimously.

A-33) GENERAL SERVICES

File Reference No. 07-00480

Authorize the Chair to execute the Clerk-Recorder-Assessor, Elections Division (Folio 003339) Lease Agreement between 1101 Anacapa, LLC, and the County of Santa Barbara, for the County's use of approximately 4,431 square feet of office space located at 1101 Anacapa Street, in the City of Santa Barbara; commencing upon execution of the Lease, and extending through January 31, 2009, for a monthly rental amount of \$12,503.73 for the period from October 1, 2007, through January 31, 2009, subject to a \$285.80 monthly increase beginning April 1, 2008; in addition to monthly operating cost for the period from May of 2007, through January 31, 2009.

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

A-34) GENERAL SERVICES

File Reference No. 07-00482

Accept the Grant of Easement from Curtis A. Goller, Jr. and Judith L. Goller for a permanent non-exclusive ten (10) feet wide easement at Richardson County Park for the purpose of a public riding and hiking trail which affects APN 149-290-001 and -004, by authorizing the Clerk of the Board to sign the Certificate of Acceptance, Fifth District.

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

A-35) HOUSING AND COMMUNITY DEVELOPMENT

File Reference No. 07-00484

Consider recommendations regarding the 2007-08 HOME Consortium Annual Action Plan, as follows:

- a) Adopt a resolution approving the Santa Barbara County HOME Consortium's 2007-2008 Annual Action Plan for submittal to the Federal 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 Program administration and implementation attendant to submittal and approval of the 2007-2008 Annual Action Plan.

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

a) Adopted.

RESOLUTION NO. 07-137

b) Authorized.

The motion carried unanimously.

A-36) LEGISLATIVE PROGRAM COMMITTEE

File Reference No. 07-00489

Receive a written report on corrections reform resulting from the passage of Assembly Bill 900, the Public Safety and Offender Rehabilitation Services Act of 2007.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Received and filed. The motion carried unanimously.

A-37) PARKS File Reference No. 07-00470

Consider recommendations regarding the construction of Waller County Park Prefabricated Comfort Station Installation, Project No. D62608, Fourth District, as follows:

- a) Approve plans and specifications for the construction of Waller County Park Prefabricated Comfort Station Installation, Project No. D62608; and
- b) Award the construction contact in the amount of \$159,700.00 to the lowest responsible bidder, Sansone Company (not a local vendor), 710 Fiero Lane, Suite 21, San Luis Obispo, Ca 93401 subject to the provision of documents and certifications, as set forth in the plans and specifications applicable to the project and as required by law.

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

- a) Approved.
- b) Authorized.

The motion carried unanimously.

A-38) PLANNING AND DEVELOPMENT

File Reference No. 07-00329

HEARING - Consider per the request of Charles Porter, IJC, Inc., the recommendations regarding Case No. 06AGP-00000-00032, for nonrenewal of an existing agricultural preserve contract, as follows:

- a) Accept the request for nonrenewal of Agricultural Preserve 76-AP-001; and
- b) Execute the attached Notice of Nonrenewal by the County Land Conservation Contract for Assessor's Parcel No. 128-099-005, located approximately 1,700 feet northwest of the intersection of Betteravia and Philbric Roads, in the Santa Maria area, Fifth District.

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

- a) Accepted.
- b) Authorized; Chair to Execute.

The motion carried unanimously.

A-39) PLANNING AND DEVELOPMENT

File Reference No. 07-00330

Set hearing at the request of John Wickenden, agent for Wickenden Family Trust, to consider recommendations regarding Case No. 05AGP-00000-00019 for approval of an agricultural preserve replacement contract, as follows:

Approve and authorize the Chair to execute the new contract 05AGP-00000-00019 replacing a portion of the original Agricultural Preserve 70-AP-058. The replacement contract involves Assessor's Parcel No. 101-050-016 (portion of), located on the north side of Foxen Canyon Road, in the Santa Maria area, Fifth District. (SET ON ADMINISTRATIVE AGENDA)

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

A-40) PLANNING AND DEVELOPMENT

File Reference No. 07-00331

Set hearing at the request of John Wickenden, agent for Wickenden Family Trust, to consider

recommendations regarding Case No. 05AGP-00000-00020 for approval of an agricultural preserve replacement contract, as follows:

Approve and authorize the Chair to execute the new contract 05AGP-00000-00020 replacing a portion of the original Agricultural Preserve 70-AP-058. The replacement contract involves Assessor's Parcel No. 101-050-016 (portion of), located on the north side of Foxen Canyon Road, in the Santa Maria area, Fifth District. (SET ON ADMINISTRATIVE AGENDA)

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

A-41) PLANNING AND DEVELOPMENT

File Reference No. 07-00443

Receive and file the report on Emergency Permit Case No. 07EMP-00000-00004 involving AP No. 049-072-010, Las Positas Water Tanks, located at 3575 Modoc Road in the Goleta Area, Second Supervisorial District.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Received and filed. The motion carried unanimously.

A-42) PLANNING AND DEVELOPMENT

File Reference No. 07-00449

Approve and authorize the Chair to execute the amendment to the contract with for the Lompoc Wind Energy Project Environmental Impact Report (EIR) which increases the total contract amount by \$21,495.25 (including a \$5,000 contingency) Third District.

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

A-43) PLANNING AND DEVELOPMENT

File Reference No. 07-00469

Receive and file a report on Emergency Permit 07EMP-00000-00006, approved April 9, 2007, for construction of a retaining wall of approximately 220 feet in length along the north, west and southwest portions of the property, 1091 Camino Del Rio, APN 059-250-006, Second District.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Received and filed. The motion carried unanimously.

A-44) <u>PLANNING AND DEVELOPMENT</u>

File Reference No. 07-00487

Consider recommendations regarding the Coastal Commission's certification of amendments to the Local Coastal Program regarding height calculation methodology and revisions to the telecommunications permit process, as follows:

- a) Receive notice of the California Coastal Commission's certification of the County's amendments to the County's Local Coastal Program (Coastal Commission Case Nos. MAJ-1-05-B, Height Calculation, and MAJ-1-05-C, Telecommunications) with suggested modifications;
- b) Adopt a Resolution acknowledging receipt of the California Coastal Commission's certification with modifications and adopting the Local Coastal Program Amendments with the suggested modifications; and
- c) Authorize the Planning and Development Department to transmit the adopted Resolution to the Coastal Commission.

- a) Received and filed.
- b) Adopted.

RESOLUTION NO. 07-138

c) Authorized.

The motion carried unanimously.

A-45) PUBLIC HEALTH

File Reference No. 07-00451

Receive and file the Summaries of Evaluations for 2006 Annual Health Inspections of Detention Facilities by the County Health Officer regarding compliance with environmental, nutritional, and medical/mental health standards for detention facilities within Santa Barbara County.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Received and filed. The motion carried unanimously.

A-46) PUBLIC HEALTH

File Reference No. 07-00477

Authorize the Purchasing Manager to issue purchase orders for Consolidated Seed & Pet, Inc.(not a local vendor), PO Box 866 La Mirada, CA 90637, for animal food in the amount of \$50,000 and MWI Veterinary Supply (not a local vendor), PO Box 910, Meridian, ID 83680, for pharmaceuticals and surgical supplies in the amount of \$40,000 for each Fiscal Years 2006-07, 2007-08, and 2008-09 without a competitive bid.

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

A-47) PUBLIC WORKS

File Reference No. 07-00452

Adopt the Americans with Disabilities Act (ADA) Transition Plan Amendment for the Public Works Department, Transportation Division.

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

A-48) PUBLIC WORKS

File Reference No. 07-00453

Consider recommendations regarding the Elton Gallegly Demonstration Project, Asphalt Overlay on San Miguelito Canyon Road and Palmer Road, Project 863034, Third and Fourth Districts, as follows:

- a) Approve the Project and Notice of Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the asphalt overlay on Palmer Road and San Miguelito Canyon Road; and
- b) Authorize the Director of Public Works to advertise for construction bids for the asphalt overlay on San Miguelito Canyon Road and Palmer Road.

- a) Approved.
- b) Authorized.

The motion carried unanimously.

A-49) <u>PUBLIC WORKS</u>

File Reference No. 07-00471

Adopt a resolution initiating proceedings to annex territory, Key Site 29 of the Orcutt Community Plan, to the North County Lighting District and County Service Area 5, Fourth District.

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

RESOLUTION NO. 07-139

The motion carried unanimously.

A-50) <u>PUBLIC WORKS</u>

File Reference No. 07-00474

Authorize the Public Works Director to advertise for construction of the Tajiguas Landfill Paving Projects, County Project No. 828721.

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

A-51) PUBLIC WORKS

File Reference No. 07-00494

Consider recommendations regarding the Construction of Jonata Park Road Bridge No. 51C-0347, Federal Project No. BROS-083(016), County Project No. 863001 near the City of Buellton, California, Third District, as follows:

- a) Approve plans and specifications for the Construction of Jonata Park Road Bridge No. 51C-0347;
- b) Award the construction contract in the amount of \$1,558,809.00 to the lowest responsible bidder, Souza Engineering Contracting, Inc. (not a local vendor), P.O. Box 3810, San Luis Obispo, CA 93403-3810, subject to the provision of documents and certifications, as set forth in the plans and specifications applicable to the project, as required under California Law;
- c) Authorize the chair to execute the construction contract upon return of the Contractor's executed contract documents, and the review and approval of the County Counsel, Auditor-Controller and Risk Manager or their authorized representatives; and
- d) Approve contingency fund in the amount of \$90,440.45 for Construction of Jonata Park Road Bridge No. 51C-0347.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Continued, as follows: May 22, 2007 in Santa Maria. The motion carried unanimously.

A-52) PUBLIC WORKS

File Reference No. 07-00498

Consider recommendations regarding the Isla Vista Beach Access Stairway Repair Project in the Isla Vista area, County Project No. 862252, Third Supervisorial District;

a) Approve the project and adopt the three following categorical exemptions pursuant to the County's

California Environmental Quality Act (CEQA) guidelines as adequate Environmental Review for the Rehabilitation of the following (3) three coastal access stairway locations:

Southerly terminus of Camino del Sur, CEQA No. 07DVP-00000-00005; Southerly terminus of Camino Pescadero, CEQA No. 07DVP-0000-00007; Escondido Pass, CEQA No. 07DVP-00000-00006; and

b) Authorize the Director of Public Works to advertise for construction bids for the rehabilitation of the following (3) three coastal access stairway locations:

Southerly terminus of Camino del Sur;

Southerly terminus of Camino Pescadero;

Escondido Pass.

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

- a) Approved.
- b) Authorized.

The motion carried unanimously.

A-53) SHERIFF File Reference No. 07-00436

Approve the transfer of ownership of Sheriff's canine, "Zeus", to Deputy Ken Rushing for the sum of one dollar.

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

A-54) SHERIFF File Reference No. 07-00438

Approve the transfer of ownership of Sheriff's canine, "Adam", to Senior Corrections Deputy Tracey Martinez for the sum of one dollar.

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

A-55) <u>SOCIAL SERVICES</u>

File Reference No. 07-00454

Consider recommendations regarding the contract with Community Action Commission of Santa Barbara County to provide Workforce Investment Act (WIA) Out-of-School Youth Services, as follows:

- a) Approve and authorize the Chair to execute a contract for the period June 1, 2007 through May 31, 2010 with Community Action Commission of Santa Barbara County (CAC) in the amount of \$658,962 to provide countywide Workforce Investment Act (WIA) Youth Services to Out-of-School eligible youth between the ages of 16 and 21 years of age; and
- b) Authorize the Director of the Department of Social Services to approve amendments to the proposed contract, provided that any such amendments do not exceed ten percent (10%) of the contract's dollar amount.

- a) Approved; Chair to Execute.
- b) Authorized.

The motion carried by the following vote:

Ayes: 4 - Supervisor Wolf, Supervisor Firestone, Supervisor Gray and Supervisor Centeno Abstentions: 1 - Supervisor Carbajal

Board of Supervisors

A-56) <u>SUPERVISOR FIRESTONE</u>

File Reference No. 07-00465

Approve the appointment of Charles Stacy to the Human Services Commission, Third District.

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

A-57) SUPERVISOR WOLF

File Reference No. 07-00461

Approve the appointment of Richard Jenkins to the Human Services Commission, Second District.

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

A-58) <u>SUPERVISOR WOLF</u>

File Reference No. 07-00466

Approve the appointment of Stan Schwartz to the Board of Fire Appeals, Second District.

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

A-59) SUPERVISOR WOLF

File Reference No. 07-00467

Approve the appointment of Kristine Ovland Pilkington to the Advisory Board for Alcohol and Drug Problems, Second District.

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

A-60) SUPERVISOR WOLF and SUPERVISOR CARBAJAL

File Reference No. 08-00800

Adopt a resolution supporting Senate Bill 151, which prohibits new oil and gas leasing in federal waters off California.

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

RESOLUTION NO. 07-140

The motion carried by the following vote:

Ayes: 3 - Supervisor Carbajal, Supervisor Wolf and Supervisor Firestone Abstentions: 2 - Supervisor Gray and Supervisor Centeno

A-61) SUPERVISOR WOLF

File Reference No. 07-00496

Consider recommendations regarding a grant to the Goleta Valley South Little League as follows: (4/5 Vote Required)

- a) Direct staff to work with the Goleta Valley South Little League regarding ADA improvements to their baseball facilities located on County land; and
- b) Adopt the necessary Budget Revision to allocate \$75,000 from County Service Area No. 3 regarding ADA improvements to their baseball facilities.

- a) Approved.
- b) Adopted.

The motion carried unanimously.

Hearing Requests

A-62) COUNTY EXECUTIVE OFFICE

File Reference No. 07-00444

Set hearing to consider recommendations regarding the Fiscal Year 2006-07 Third Quarter Financial Update and Proposed Fiscal Year 2007-08 Budget Preview, as follows:

- a) Receive the Financial Status Report for Fiscal Year 2006-07 as of March 31, 2007, showing the status of appropriations and financing for all department budgets adopted by the Board of Supervisors; and
- b) Receive the Preview of the Fiscal Year 2007-08 Proposed Budget with emphasis on General Fund fund balance estimates.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: May 22, 2007 in Santa Maria (EST. TIME: 45 MIN.) The motion carried unanimously.

A-63) HOUSING AND COMMUNITY DEVELOPMENT

File Reference No. 07-00450

Set hearing to consider the approval and submittal of the Urban County 2007-2010 Consolidated Plan and 2007 Action Plan, mandated elements of the Federal Community Development Block Grant (CDBG).

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: May 22, 2007 in Santa Maria (EST. TIME: 30 MIN.) The motion carried unanimously.

A-64) HOUSING AND COMMUNITY DEVELOPMENT

File Reference No. 07-00472

Set hearing to receive and file the quarterly update from Housing and Community Development.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: June 19, 2007 in Santa Barbara (EST. TIME: 45 MIN.) The motion carried unanimously.

A-65) PLANNING AND DEVELOPMENT

File Reference No. 07-00485

Set hearing to consider an appeal filed by the applicant (Case No. 07APL-00000-00005) of the Planning Commission's February 7, 2007 denial of the proposed Calderon New Single-Family Residence, Case No. 06CDP-00000-00031. The project involves Assessor's Parcel No. 005-320-010, located at 1765 Ocean Oaks Road in the Toro Canyon Community Plan area, First District, as follows:

- a) Adopt the required findings for approval of Case No. 06CDP-00000-00031, including CEQA findings;
- b) Accept the exemption; and
- c) Approve the appeal, Case No. 07APL-00000-00005, thereby upholding Planning and Development's approval and grant de novo approval of Coastal Development Permit Case No. 06CDP-00000-00031.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: June 5, 2007 in Santa Barbara (EST. TIME: 75 MIN.) The motion carried unanimously.

A-66) PLANNING AND DEVELOPMENT

File Reference No. 07-00493

Set hearing to consider the Gray appeal of the Planning Commission's January 3, 2007 approval of the Pulver Lot Split, Case Nos. 01TPM-00000-00016 & 04DVP-00000-00040, located at 4860 Vieja Drive (AP No. 065-240-021), Goleta Area, Second District, as follows:

- a) Deny the appeal, Case No. 07APL-00000-00001, thereby upholding the Planning Commission's approval;
- b) Adopt the required findings for approval of Case Nos. 01TPM-00000-00016 & 04DVP-00000-00040, included with the Planning Commission Action Letter dated January 9, 2007;
- c) Approve the Negative Declaration, Case No. 06NGD-00000-00007, and adopt the mitigation monitoring program contained within the conditions of approval; and
- d) Grant de novo approval of Tentative Parcel Map Case Nos. 01TPM-00000-00016 & 04DVP-00000-00040.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: June 5, 2007 in Santa Barbara (EST. TIME: 30 MIN.) The motion carried by the following vote:

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Firestone, Supervisor Gray and Supervisor Centeno

Board of Directors of the Redevelopment Agency

A-67) BOARD OF DIRECTORS, REDEVELOPMENT AGENCY

File Reference No. 07-00488

Approve and authorize the Chair of the Board of Directors to execute a Conflict Waiver to allow the law firm of Goldfarb and Lipman to represent the Housing Authority of the County of Santa Barbara in a proposed transaction involving a loan from the Santa Barbara County Redevelopment Agency to the Housing Authority for the purchase and rehabilitation of property to be used for affordable housing.

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

A-68) BOARD OF DIRECTORS, REDEVELOPMENT AGENCY

File Reference No. 07-00486

Set Hearing to consider the proposed ordinance regarding County Redevelopment Agency compliance with SB 53 and SB 1809, as follows:

a) Set hearing for May 22, 2007, as follows:

- i) Consider the introduction (first reading) of an ordinance describing the Santa Barbara County Redevelopment Agency's Program concerning the use of eminent domain to acquire real property in the Isla Vista Redevelopment Project Area and finding that the Agency does not have the power of eminent domain in the Project Area for compliance with SB 53 and SB 1809;
- ii) Approve the Notice of Exemption pursuant to Section 15378 of the California Environmental Quality Act (CEQA) Guidelines;
- b) Set hearing for June 6, 2007, as follows:
- i) Consider the adoption (second reading) of an ordinance describing the Santa Barbara County Redevelopment Agency's Program concerning the use of eminent domain to acquire real property in the Isla Vista Redevelopment Project Area and finding that the Agency does not have the power of eminent domain in the Project Area in compliance with SB 53 and SB 1809.

A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: May 22, 2007 in Santa Maria (EST. TIME: 15 MIN.) The motion carried unanimously.

A-69) <u>COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES</u>

File Reference No. 07-00500

Adopt the Commuter Benefits Plan document effective April 1,2007.

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

Approval of Administrative Agenda

HEARING TIME: 9:17 A.M. - 10:47 A.M. (30 MIN.)

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

File Reference No. 07-00001

PUBLIC COMMENT

This matter was Accepted Public Comment. The motion carried.

<u>Departmental Agenda</u> Planning Items and Public Hearings

1) PLANNING AND DEVELOPMENT

File Reference No. 07-00429

HEARING - Consider the request of Bob Easton, agent for the owner, Robert Largura, to consider the appeal of the Montecito Planning Commission's January 17, 2007 denial of the Largura New Single-Family Dwelling Project, Case Number 06LUP-00000-00349. The project involves APN 007-040-022, located at 2480 Bella Vista Drive in the Montecito Area, First District, as follows: (EST. TIME: 1 HR. 30 MIN.)

- a) Adopt the required findings for denial of Case No. 06LUP-00000-00349, including CEQA findings, in the Montecito Planning Commission Staff Report dated November 15, 2006;
- b) Deny the appeal, Case No. 06APL-00000-00023; and

c) Deny the project, Case No. 06LUP-00000-00349.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:18 A.M. -10:19 A.M. (1 MIN.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Centeno, that this matter be Withdrawn from the agenda. The motion carried unanimously.

2) PLANNING AND DEVELOPMENT

File Reference No. 07-00051

HEARING - Consider an appeal filed by the applicant (Case No. 06APL-00000-00041) of the County Zoning Administrator's October 23, 2006 denial of the request for a Variance to the Bella Vista Floor Area Ratio maximum for a residential dwelling (Case No. 05VAR-00000-00005) in the Summerland area, First District, as follows: (EST. TIME: 1 HR. 30 MIN.)

- a) Deny the appeal, thereby upholding the Zoning Administrator's decision;
- b) Adopt the required findings for the project, including CEQA findings; and
- c) Deny the Variance request.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:19 A.M. - 10:20 A.M. (1 MIN.)

A motion was made by Supervisor Wolf, seconded by Supervisor Carbajal, that this matter be Continued, as follows: June 19, 2007 in Santa Barbara (1 HR. 30 MIN.) The motion carried unanimously.

3) PLANNING AND DEVELOPMENT

File Reference No. 07-00409

HEARING - Consider the recommendations of the County and Montecito Planning Commissions regarding the Coastal Development Permit, Conditional Use Permit and Development Plan Process changes to the Land Use Development Code for the County and Montecito to amend coastal development permits, conditional use permits, minor conditional use permits, development plans, land use permits, and zoning clearances to provide that 1) coastal development permits for which the public hearing has been waived shall be under the jurisdiction of the director; 2) to provide that the approval of a conditional use permit, minor conditional use permit, or development plan shall also consistitute the approval of a coastal development permit in certain instances; and, 3) to allow for the approval of a zoning clearance (rather than land use permit) to permit development approved by a conditional use permit, minor conditional use permit or development plan in certain instances, as follows: (EST. TIME: 30 MIN.)

- a) Adopt findings for approval of the proposed ordinances;
- b) Find that adoption of these ordinances are categorically exempt from the California Environmental Quality Act pursuant to Section 15061(b)(3) and Section 15625 of the Guidelines for Implementation of CEQA;
- c) Adopt an Ordinance (Case No. 07ORD-00000-00001) amending Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code; and
- d) Adopt an Ordinance (Case No. 07ORD-00000-00002) amending Section 35-2, the Santa Barbara

County Montecito Land Use and Development Code, of Chapter 35, Zoning, of the Santa Barbara County Code.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:27 A.M. - 10:49 A.M. (22 MIN.)

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

- a) Adopted.
- b) Approved.
- c) Adopted.

ORDINANCE NO. 4643

d) Adopted.

ORDINANCE NO. 4644

The motion carried unanimously.

4) <u>SUPERVISOR CARBAJAL</u>

File Reference No. 07-00427

Set a hearing to receive and file an informational report on the Southern California Wetlands Recovery Project. (EST. TIME: 30 MIN.)

HEARING TIME: 10:51 A.M. - 11:03 A.M. (12 MIN.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be Continued, as follows: Informational report on the Southern California Wetlands Recovery Project to be rescheduled as appropriate.

The motion carried unanimously.

5) PLANNING AND DEVELOPMENT

File Reference No. 07-00281

HEARING - Consider approval of grant awards from the Coastal Resource Enhancement Fund (CREF) for fiscal year 2007-2008. (EST. TIME: 1 HR.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATIONS: APPROVE

HEARING TIME: 11:04 A.M. -12:13 P.M. (1 HR. 9 MIN.)

Acted on as follows:

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

Approved staff recommended CREF allocations as reflected in Planning and Development Staff presentation dated May 15, 2007 amended as follows:

Allocate \$250,000 to the purchase of the Doty Property;

Allocate an additional \$50,000 to the Walter Capps Park Project;

Allocate \$50,000 back into the acquisitions fund; and

Directed that final action on the acquisition of the Doty Property be contingent upon satisfactory resolution of issues as articulated by the Board at the hearing of May 15, 2007.

The Board also encouraged all entities, including County Parks and Trust for Public Lands, related to the potential acquisition of the GTC and Gaviota Village Properties to continue to negotiate with the property owners.

The motion failed by the following vote:

Ayes: 2 - Supervisor Carbajal, Supervisor Wolf

Noes: 3 - Supervisor Firestone, Supervisor Gary, Supervisor Centeno

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

Approved staff recommended CREF allocations as reflected in Planning and Development Staff presentation dated May 15, 2007 amended as follows:

Allocated an additional \$50,000 to the Walter Capps Park Project.

The Board encouraged all entities, including County Parks and Trust for Public Lands, related to the potential acquisition of the GTC and Gaviota Village Properties to continue to negotiate with the property owners; and

Directed staff to continue to negotiate the satisfactory resolution of issues related to the purchase of the Doty Property as articulated by the Board at the hearing of May 15, 2007.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Firestone, Supervisor Gray, Supervisor Centeno

Noes: 1 - Supervisor Wolf

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

Directed the County Executive Officer to return as appropriate with recommendations regarding alternative CREF methodologies that focus on land acquisition.

The motion carried by the following vote:

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

Noes: 2 - Supervisor Carbajal, Supervisor Wolf

Adjourn at 12:16 PM

The Board of Supervisors Adjourned the Meeting of May 15, 2007 in memory of Ursula Bland and Pearl Harris of Lompoc.

Adjourn to

May 22, 2007

Betteravia Government Center Board Hearing Room 511 East Lakeside Parkway Santa Maria

Announcements

The meeting of May 15, 2007, will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, May 17, 2007, at 5:00 PM on CSBTV Channel 20.

http://www.countyofsb.org