

County of Santa Barbara
BOARD OF SUPERVISORS

ACTION SUMMARY

March 16, 2004

**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.

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

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

9:00 A.M. Reconvened to Regular Session

Roll Call

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

Invocation: Myfanwy DeVoe, Public Health Department

Report from Closed Session

No reportable action taken.

Approval of Minutes of the March 9, 2004 meeting

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

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

Administrative Agenda

Resolutions to be Presented at 2:00 PM

A-1) SUPERVISOR CENTENO

[File Reference No. 04-00280](#)

Adopt a resolution proclaiming March 2004 as Professional Social Workers' Month.

A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 04-054

The motion carried unanimously.

A-2) SUPERVISOR GRAY [File Reference No. 04-00281](#)

Adopt a resolution proclaiming March 14 through March 20, 2004 as Farm Week.

A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 04-055

The motion carried unanimously.

A-3) SUPERVISOR GRAY [File Reference No. 04-00267](#)

Adopt a resolution proclaiming March 20, 2004 as National Agriculture Day and March 14 through March 20, 2004 as National Agriculture Week.

A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 04-056

The motion carried unanimously.

A-4) SUPERVISOR SCHWARTZ [File Reference No. 04-00271](#)

Adopt a resolution proclaiming March 2004 as Mediation Month in Santa Barbara County.

A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 04-057

The motion carried unanimously.

Honorary Resolutions

A-5) SUPERVISOR SCHWARTZ [File Reference No. 04-00275](#)

Adopt a resolution honoring the 2003 Santa Barbara Foundation Man of the Year.

A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 04-058

The motion carried unanimously.

A-6) SUPERVISOR SCHWARTZ [File Reference No. 04-00276](#)

Adopt a resolution honoring the 2003 Santa Barbara Foundation Woman of the Year.

A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Adopted

RESOLUTION NO. 04-059

The motion carried unanimously.

Administrative ItemsA-7) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [File Reference No. 04-00265](#)

Consider recommendations regarding the Santa Barbara Regional Health Authority Contract for Fiscal Year 2003-06, as follows:

a) Approve and execute a contract for the provision of Crisis Services through the MHAT team to individuals in the Regional Health Authority service area for the period of July 1, 2003 through June 30, 2006, in the amount of \$210,580;

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

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

a) Approved; chair to execute.

b) Authorized.

The motion carried unanimously.

A-8) FIRST 5, CHILDREN AND FAMILIES COMMISSION [File Reference No. 04-00268](#)

Consider recommendations regarding appointments of members to the First Five Children and Families Commission of Santa Barbara County, as follows:

a) Approve amending the term of appointment of one Board of Supervisors Commissioner and one alternate to the First Five Children and Families Commission from June to January of each year;

b) Approve the appointment of Naomi Schwartz to serve as a Commissioner to the First Five Children and Families Commission of Santa Barbara County to complete the current term ending January 2005;

c) Consider appointment of a member of the Board of Supervisors as an alternate on the First Five Children and Families Commission of Santa Barbara County to complete the current term ending January 2005.

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

a) and b) Approved.

c) Appointed Second District Supervisor Susan Rose.

The motion carried unanimously.

A-9) FIRST 5, CHILDREN AND FAMILIES COMMISSION [File Reference No. 04-00269](#)

Approve appointment of Gail Tissier as the Community Alternate to the First Five Children and Families Commission.

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

A-10) COUNTY EXECUTIVE OFFICE [File Reference No. 04-00278](#)

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

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

A-11) GENERAL SERVICES

[File Reference No. 04-00255](#)

Consider recommendations regarding a Telephone System Maintenance and Support Contract, as follows:

a) Approve and execute a Telephone System Maintenance and Support contract with NEC BNS Inc. (a local vendor) for the period of April 1, 2004 through March 31, 2009 with options for five additional one-year extensions, in the amount of \$1,800,000;

b) Authorize the General Services Director to review and approve annual contract extensions for Fiscal Years 2009-10, 2010-11, 2011-12, 2012-13 and 2013-14.

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

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

b) **Authorized.**

The motion carried unanimously.

A-12) GENERAL SERVICES

[File Reference No. 04-00256](#)

Approve and execute a Grant of Easement Deed with the Goleta Sanitary District for an underground sewer easement located on a portion of County property at County Fire Station 12 (APN: 069-160-053) (Real Property Folio No. YI 3452), Second District.

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

A-13) GENERAL SERVICES

[File Reference No. 04-00257](#)

Approve the Notice of Completion for the Casa Nueva Office Building located at 260 N. San Antonio Rd. (County Project No. F62201/8609), Second District.

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

A-14) GENERAL SERVICES

[File Reference No. 04-00258](#)

Approve a request to waive the required bid process allowing the Purchasing Agent to procure a new chiller available for immediate delivery from Carrier/USAD (not a local vendor), to replace the failed unit at Public Health Department Building J012016, Second District.

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

A-15) GENERAL SERVICES

[File Reference No. 04-00259](#)

Approve the transfer of funds in the amount of \$119,000 from the General Fund Contingency to fund several deferred maintenance projects that pose health and safety problems, First, Second, Fourth and Fifth Districts.

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

A-16) GENERAL SERVICES and PUBLIC WORKS[File Reference No. 04-00260](#)

Consider recommendations regarding the Public Works Service Center (Site # T03010, County Project No. 8643), Foster Road, Santa Maria, Fifth District, as follows:

- a) Approve and execute an Agreement in the amount of \$2,174,408 to Deferville Construction, Inc. subject to provisions of the documents and certifications as set forth in the plans and specifications applicable to the project and as required by California Law;
- b) Authorize the Chair to execute the Construction Contract upon return of the contractor's executed contract documents, and the review and approval of County Counsel, Auditor-Controller, and Risk Manager or their authorized representatives;
- c) Authorize the Director of Public Works to approve change orders to the Construction Contract in the aggregate amount of 10% of the contract amount.

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

a) Approved; Chair to execute.

b) Authorized; Chair to execute.

c) Authorized.

The motion carried unanimously.

A-17) GENERAL SERVICES and PUBLIC WORKS[File Reference No. 04-00279](#)

Approve and execute Amendment No. 1 to the Professional Services Agreement with CSA Architects for the Public Works Service Center (Site # T03010 Project No. 8643) at Foster Road, to increase the architect's scope of work, increase the architect's fee by \$22,957.50, to a new contract amount of \$130,957.50 and revise the project schedule to change the building construction completion date to January 25, 2005, Santa Maria, Fifth District.

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

A-18) HOUSING AND COMMUNITY DEVELOPMENT[File Reference No. 04-00261](#)

Authorize the County Administrator to execute the 2004 Supportive Housing Program Subrecipient Agreement with the Casa Esperanza Homeless Center for the period of January 1, 2004 to December 31, 2004, in the amount of \$160,586.

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

A-19) PARKS[File Reference No. 04-00274](#)

Accept a Grant of Easement for Riding and Hiking Trail from Mark S. Cerami on APN 155-250-007, a segment of trail easement for a future Picay Creek Trail and authorize the Clerk of the Board to execute, Montecito Area, First District.

A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Accepted. The motion carried unanimously.

A-20) PLANNING AND DEVELOPMENT[File Reference No. 04-00174](#)

Approve and direct the Clerk of the Board to execute and record an amendment to the Damron Grant of Conservation Easement (APN 009-282-032 from James and Bonnie Damron to the County), to supercede Exhibit A of the Grant of Conservation Easement approved by the Board of Supervisors on November 20, 1990, First District.

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

A-21) PLANNING AND DEVELOPMENT

[File Reference No. 04-00262](#)

Approve a Budget Revision Request for one time transfer of \$25,000 from Housing and Community Development, and one time transfer of Isla Vista Code Enforcement costs to County Redevelopment Agency to make \$30,000 of General Fund available to Planning and Development to assist in long-range planning efforts.

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

A-22) PLANNING AND DEVELOPMENT

[File Reference No. 04-00264](#)

Consider recommendations regarding the Fisheries Enhancement Fund's Reimbursement Programs, as follows:

- a) Approve allocation of \$10,000 from the Fisheries Enhancement Fund (FEF) to the Seafood Safety Equipment Reimbursement Program, which reimburses commercial fishers who demonstrate that they have purchased equipment that preserves their catch in the freshest state;
- b) Approve allocation of \$10,000 from FEF to the Safety Equipment Reimbursement Program, which reimburses commercial fishers who demonstrate that they have purchased specified safety equipment for their fishing vessels;
- c) Direct staff to solicit eligible fishers for reimbursements.

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

a) and b) Approved.

c) Directed.

The motion carried unanimously.

A-23) PLANNING AND DEVELOPMENT

[File Reference No. 04-00272](#)

Receive and file report regarding inspections of offshore platforms in the Santa Barbara Channel and Santa Maria Offshore Basin, as well as onshore and near-shore facilities that process, store, and transport product.

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

A-24) PUBLIC HEALTH

[File Reference No. 04-00266](#)

Consider recommendations regarding contracts for Hospital and Emergency Room Care funded through the Tobacco Settlement for FY 2003-2004, as follows:

- a) Approve agreements for adults and children who are uninsured and not eligible for publicly

funded programs for the period of July 1, 2003 through June 30, 2004

- i. Approve and execute an agreement with Cottage Hospital in the amount of \$340,577.85;
 - ii. Approve and execute an agreement with Marian Medical Center in the amount of \$248,046.42;
- b) Authorize the Director of Public Health to execute any amendments to these contracts during the Fiscal period of 2003-2004.

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

a) Approved.

i) and ii) Approved; Chair to execute.

b) Authorzied.

The motion carried unanimously.

A-25) PUBLIC WORKS

[File Reference No. 04-00273](#)

Consider recommendations regarding construction of Concrete Sidewalk and Roadway Improvements at various locations Safe Route To School (SR2S) Program, (Project No. 862246), Third, Fourth and Fifth Districts, as follows:

- a) Accept Notice of Completion for work performed by the Contractor, G. Sosa Construction Co., Inc. (not a local Vendor), and authorize the Clerk to record;
- b) Review and approve the Statement of Final Quantities for work performed and materials supplied by the Contractor, G. Sosa Construction Company, Inc., in the amount of \$327,826.40.

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

a) Accepted.

b) Approved.

The motion carried unanimously.

Hearing Requests

A-26) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES

[File Reference No. 04-00263](#)

Set a hearing to receive an informational presentation regarding access to psychiatric facilities for North County residents.

A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: April 13, 2004 in Santa Maria (EST. TIME: 45 MIN.) The motion carried unanimously.

A-27) GENERAL SERVICES

[File Reference No. 04-00232](#)

Set a hearing to consider recommendations regarding the Local Vendor Outreach Program.

A motion was made by Supervisor Marshall, seconded by Supervisor Rose, that this matter be Set for a hearing, as follows: April 20, 2004 (EST. TIME: 30 MIN.) The motion carried unanimously.

Approval of Administrative Agenda

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

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

PUBLIC COMMENT**Accepted Public Comment**

People desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. **THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 92-398) (03-00,094)**

RE: North County Issues / Support for Third District Supervisor Gail Marshall - George Alvarez addressed the Board.

RE: Food Bank Donations / Uninsured and Prescription Drugs for Seniors - Sister Janet Corcoran addressed the Board.

RE: "Community Partners in Caring" - Renee Hoskinson addressed the Board.

RE: Announced a Fund Raiser at "Chads" Restaurant for the Tom Rogers Scholarship Fund on Wednesday 3/17, from 4:PM to 7:PM - Environmental Studies Associate Nancy Minick addressed the Board.

RE: "Santa Barbara County Militia"/Jury Pay Issues - Floyd Meyer addressed the Board.

RE: Family Services and Adult Aging Network - Bill Batty addressed the Board.

RE: United Domestic Workers of American for Higher Wages - Elien Boris, Das Williams, Harley Augustino, Gloria Campos, Miguel Cardenas, Olivia Cardenas, Tim Allison addressed the Board.

Departmental Agenda -- Public Hearings

Department requests continuance of the following Item No. 1) to April 20, 2004.

1) PLANNING AND DEVELOPMENT [File Reference No. 04-00143](#)

HEARING - Consider the appeal of Deborah (Satya) Kirsch, Jon Warner, and Donald Sharpe, of the Montecito Planning Commission's approval of a proposed new single family dwelling located at 640 Cowles Road (APN 013-180-014) First District, as follows:

a) Adopt the required findings for 02LUP-00000-01133 specified in the Montecito Planning Commission Action Letter dated November 25, 2003;

b) Deny the appeal, upholding the Montecito Planning Commission's approval of Land Use Permit application 02LUP-00000-01133.

A motion was made by Supervisor Schwartz, seconded by Supervisor Gray, that this matter be Continued, as follows: April 20, 2004.

The motion carried unanimously.

2) PLANNING AND DEVELOPMENT [File Reference No. 04-00203](#)

HEARING - Adopt a resolution revising land use fees for Planning and Development and approve a budget revision in the amount of \$20,000. (EST. TIME: 10 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

Received and filed staff report and conducted public hearing. Adopted resolution and approved budget revision request. Directed staff to add the following language: "...unless waived by the Director of the department." to the end of the last paragraph of Section VII, Non Payment of Fees or Deposits, of the Land Development Fee Schedule.

RESOLUTION No. 04-060

The motion carried unanimously.

3) PLANNING AND DEVELOPMENT [File Reference No. 04-00163](#)

HEARING - Authorize the Chair to execute a letter commenting on the US Environmental Protection Agency's revised draft General National Pollutant Discharge Elimination System Permit dated December 10, 2003 to the California Coastal Commission with a copy to the Environmental Protection Agency Region 9. (EST. TIME: 30 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

4) PUBLIC WORKS[File Reference No. 04-00152](#)

HEARING - Consider recommendations regarding Measure "D" 1/2 Cent Sales Tax for Transportation, all Districts, as follows: (EST. TIME: 45 MIN.)

- a) Adopt a Resolution for the Measure "D" Five-Year Local Program of Projects for Fiscal Years 2004/05 through 2008/09, for submittal to the Santa Barbara County Local Transportation Authority for acceptance;
- b) Reaffirm Resolution 89-465, which established priorities and policies for the use of the local portion of the one-half cent sales tax for the transportation needs in Santa Barbara County;
- c) Approve Notice of Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the above; (Post);
- d) Reaffirm Measure "D" distribution formula for allocation of revenues within Supervisorial Districts;
- e) Direct staff to prepare Fiscal Year 2004/2005 Road Maintenance Annual Plan (RdMap) based upon approved Measure "D" distribution formula.

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

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

a) **Adopted.**

RESOLUTION No. 04-061

b) **Reaffirmed Resolution No. 89-465.**

c) **Approved.**

d) **Reaffirmed.**

e) **Directed.**

The motion carried unanimously.

11:15 AM TIME CERTAIN

- 5) Commission For Women [File Reference No. 04-00058](#)

HEARING - Present Women's History Month Awards and honor one Woman of the Year and one Young Teen Woman of the Year from each Supervisorial District. (A brief reception will follow in the Board of Supervisors' Conference Room) (EST. TIME: 45 MIN.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

Adopted resolution proclaiming March 2004 as Women's History Month. Presented Woman of the Year and Young Teen Woman of the year awards.

RESOLUTION No. 04-062

2:00 P.M. Presentation of Resolutions and Awards**Planning Items and Public Hearings**

- 6) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES [File Reference No. 04-00054](#)

HEARING - Present service awards to South County employees in categories of 20 years of service and over and department heads and elected officials in categories of 10 years of service and over. (EST. TIME: 1 HR.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

Presented Awards.

- 7) COUNTY EXECUTIVE OFFICE [File Reference No. 04-00252](#)

HEARING - Receive and file a report introducing the concept of a Strategy Based Budget Reduction Model. (EST. TIME: 1 HR.)

COUNTY ADMINISTRATOR'S RECOMMENDATION: POLICY

Conducted public hearing and received staff report.

- 8) COUNTY EXECUTIVE OFFICE [File Reference No. 04-00198](#)

HEARING - Consider adoption of County Federal Legislative Priorities for the 108th Congress, 2nd Session 2003, as follows: (EST. TIME: 15 MIN.)

Comprehensive Advocacy Issues - Continue Advocacy
Community Development Block Grant Entitlement Status
Lake Cachuma Surcharge Impacts
TEA-21 Transportation Project Funding
Conservation and Reinvestment Act (CARA) / Coastal Assistance Program (CIAP)

Monitor and Report Issues -
Beach, Shore Erosion Projects - Continue Monitoring

Emerging Opportunities - Continue Monitoring
Indian Lands (Fee-to-Trust), Tribal Gaming, Status of Indian Tribes - Continue Monitoring
Base Realignment and Closure - Reinstate Monitoring

COUNTY ADMINISTRATOR'S RECOMMENDATION: APPROVE

A motion was made by Supervisor Schwartz, seconded by Supervisor Rose, that this matter be Continued, as follows:
March 23, 2004 (15 MIN.) The motion carried unanimously.

Adjourn to March 23, 2004

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

Adjourn

Announcements

THE MEETING OF TUESDAY, MARCH 16, 2004, WILL BE TELECAST LIVE ON GOVERNMENT ACCESS TV CHANNEL 20 AT 9:00 AM, AND WILL BE REBROADCAST ON THURSDAY, MARCH 18, 2004, AT 5:00 PM ON GATV CHANNEL 20.

THE BOARD OF SUPERVISORS WILL NOT MEET ON TUESDAY, MARCH 30, 2004; THIS IS A FIFTH TUESDAY (ORDINANCE NO. 3352). THE NEXT REGULAR MEETING WILL BE TUESDAY APRIL 6, 2004, IN SANTA BARBARA.

<http://www.countyofsb.org>