

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Salud Carbajal, Vice-Chair

Second District - Janet Wolf

Third District - Doreen Farr, Chair

Fourth District - Joni Gray

Fifth District - Steve Lavagnino

Chandra L. Wallar, County Executive Officer

Action Summary

Tuesday, July 10, 2012

9:00 AM

**JOSEPH CENTENO BETTERAVIA GOVERNMENT
ADMINISTRATION BUILDING
BOARD HEARING ROOM**

511 EAST LAKESIDE PARKWAY, SANTA MARIA

The Board of Supervisors meets concurrently as the Board of Directors of the Flood Control & Water Conservation District, Water Agency, 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.

9:00 A.M. Convened to Regular Session

CONVENED AT 9:07 A.M.

Roll Call

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

Pledge of Allegiance

Approval of Minutes of the June 26, 2012 Meeting

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

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

Approval of Minutes of the July 3, 2012 Meeting

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

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

12:00 P.M. Recessed to Closed Session

Report from Closed Session

COUNTY COUNSEL

12-00009

Closed Session Agenda

In the matter of Wilson v County of Santa Barbara, County Counsel reported that by a unanimous vote, the Board of Supervisors authorized settlement of all pending and future workers compensation claims in the amount of \$68,438.11.

County Counsel reported that the Board of Supervisors did not consider the matter Preservation of Los Olivos and Preservation of Santa Ynez v Pacific Regional Director, Bureau of Indian Affairs (Interior Board of Indian Appeals docket number IBIA 05-050-A) at the Closed Session of July 10, 2012.

Details of these announcements may be obtained at the Office of County Counsel.

Public Comment Period

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 09-368) (12-00001)

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

No requests to speak.

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 9:00 A.M.

A-1) SUPERVISOR CARBAJAL [12-00552](#)

Adopt a Resolution proclaiming the month of July 2012 as Parks and Recreation Month in Santa Barbara County.

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

RESOLUTION NO. 12-160

The motion carried by the following vote.

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

A-2) SUPERVISOR FARR [12-00607](#)

Adopt a Resolution proclaiming the week of July 15 through 21, 2012 as Probation, Parole and Community Supervision Week in Santa Barbara County.

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

RESOLUTION NO. 12-161

The motion carried by the following vote.

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

A-3) SUPERVISOR LAVAGNINO [12-00568](#)

Adopt a Resolution of Commendation recognizing Peter Brumana upon receiving the Paul Harris Fellowship.

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

RESOLUTION NO. 12-162

The motion carried by the following vote.

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

Honorary Resolutions

A-4) SUPERVISOR WOLF [12-00566](#)

Adopt a Resolution of Commendation honoring Yolanda Perez upon her retirement from the Department of Social Services after 40 years of service to the County of Santa Barbara.

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

RESOLUTION NO. 12-163

The motion carried by the following vote.

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

Administrative Items

A-5) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [12-00601](#)

Approve and authorize the Director of Alcohol, Drug and Mental Health Services to execute a Mental Health Plan Revenue Contract with the State of California Department of Health Care Services and Department of Mental Health, for the period of April 1, 2012 through December 31, 2012, for a maximum contract amount of \$36,993,724.00.

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

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

A-6) AUDITOR-CONTROLLER [12-00578](#)

Receive and file the Auditor-Controller's Report on the External Monitoring Reports of County Departments for Calendar Year 2011.

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

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

A-7) AUDITOR-CONTROLLER[12-00613](#)

Acting as the Board of Directors, Successor Agency to the former County of Santa Barbara Redevelopment Agency (RDA):

Approve a Budget Revision Request to establish appropriations in the amount of \$1,603,500.00 in the RDA Successor Agency Operations Fund, to provide for a Contribution to Other Governments per Health and Safety Code Section 34183.5, funded by a release of restricted fund balance. (4/5 Vote Required)

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

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

A-8) AUDITOR-CONTROLLER, COUNTY EXECUTIVE OFFICE[12-00610](#)

Approve budget revisions and transfers necessary to close the County's accounting records for all County funds for the fiscal year ended June 30, 2012. (4/5 Vote Required)

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

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

A-9) AUDITOR-CONTROLLER, COUNTY EXECUTIVE OFFICE**12-00548**

Consider recommendations regarding the County of Santa Barbara Hotel Incentive Program, as follows:

- a) Consider the adoption (second reading) of an Ordinance adding Chapter 49 to the County Code, adopting a Hotel Incentive Program with a 70% - 20% - 10% split; and
- b) Determine that the above actions are not a “project” for purposes of the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines, because they involve the creation of government funding mechanisms and fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical effect on the environment.

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

a) Adopted.

ORDINANCE NO. 4837

b) Approved.

The motion carried by the following vote:

Ayes: 3 - Supervisor Carbajal, Supervisor Gray, and Supervisor Lavagnino

Noes: 2 - Supervisor Wolf, and Supervisor Farr

A-10) COMMUNICATIONS FOR REFERRAL**12-00553**

City of Guadalupe - Approve the requests of the City of Guadalupe, as follows:

- a) Call and give notice of the holding of a general municipal election to be held on Tuesday, November 6, 2012 for the purpose of submitting a measure to the qualified voters of Guadalupe regarding the imposition of a special tax upon parcels located within the City of Guadalupe for the purpose of providing essential funding to protect and maintain library staffing, facilities and services, and directing the City Attorney to prepare impartial analysis thereof;
- b) Call and give notice of the holding of a general municipal election to be held on Tuesday, November 6, 2012, for the purpose of submitting a measure to the qualified voters of Guadalupe regarding a change in corporate name from the City of Guadalupe to the City of Guadalupe Beach; and
- c) Approve the consolidation of a General Municipal Election to be held on Tuesday, November 6, 2012, with the Statewide General Municipal Election on the same date, pursuant to Section 10403 of the Elections Code.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

a) through c) Approved. Referred to the County Clerk-Recorder-Assessor.

The motion carried by the following vote.

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

A-11) COMMUNICATIONS FOR REFERRAL

[12-00558](#)

Santa Ynez Valley Union High School District - Approve the request of the Santa Ynez Valley Union High School District to call and give notice of an election to authorize the issuance of school bonds, to establish specifications of the election order, and to request consolidation with other elections to be held on Tuesday, November 6, 2012.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

Approved. Referred to the County Clerk-Recorder-Assessor.

The motion carried by the following vote.

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

A-12) COMMUNICATIONS FOR REFERRAL**12-00554**

City of Santa Maria - Approve the requests of the City of Santa Maria, as follows:

- a) Call and give notice of the holding of a general municipal election to be held on Tuesday, November 6, 2012, for the purpose of the election of a Mayor, two Members of the City Council, a City Treasurer, and a City Clerk for the full term of four years;
- b) Approve the consolidation of a General Municipal Election to be held on Tuesday, November 6, 2012, with the Statewide General Municipal Election on the same date, pursuant to Section 10403 of the Elections Code.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

a) and b) Approved. Referred to the County Clerk-Recorder-Assessor.

The motion carried by the following vote.

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

A-13) COMMUNICATIONS FOR REFERRAL**12-00555**

City of Buellton - Approve the requests of the City of Buellton, as follows:

- a) Call and give notice of the holding of a General Municipal Election to be held on Tuesday, November 6, 2012, for the purpose of submitting a measure to the qualified voters of the City of Buellton regarding increasing the rate of the City of Buellton's Transient Occupancy Tax; and
- b) Approve the consolidation of a General Municipal Election to be held on Tuesday, November 6, 2012, with the Statewide General Municipal Election on the same date, pursuant to Section 10403 of the Elections Code;

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

a) and b) Approved. Referred to the County Clerk-Recorder-Assessor.

The motion carried by the following vote.

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

A-14) COMMUNICATIONS FOR REFERRAL**12-00556**

City of Goleta - Approve the requests of the City of Goleta, as follows:

- a) Call and give notice of the holding of a General Municipal Election to be held on Tuesday, November 6, 2012, for the purpose of the election of two members of the City Council for four year full terms;
- b) Call and give notice of the holding of a General Municipal Election to be held on Tuesday, November 6, 2012, for the purpose of submitting a measure to the qualified voters of the City of Goleta regarding increasing the rate of the City of Goleta's Transient Occupancy Tax;
- c) Call and give notice of the holding of a General Municipal Election to be held on Tuesday, November 6, 2012, for the purpose of submitting an initiative to the qualified voters of the City of Goleta regarding Goleta Agricultural Land Protection; and
- d) Approve the consolidation of a General Municipal Election to be held on Tuesday, November 6, 2012, with the Statewide General Municipal Election on the same date, pursuant to Section 10403 of the Elections Code.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

a) through d) Approved. Referred to the County Clerk-Recorder-Assessor.

The motion carried by the following vote.

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

A-15) COMMUNICATIONS FOR REFERRAL**12-00557**

City of Lompoc - Approve the following requests of the City of Lompoc:

- a) Call and give notice of the holding of a General Municipal Election to be held on Tuesday, November 6, 2012, for the purpose of electing a Mayor for a full term of two years and two members of the City Council for full terms of four years each, as required by the laws of the State of California relating to General Law Cities;
- b) Consolidate a General Municipal Election of the City of Lompoc with services to be provided by the County of Santa Barbara, relating to the conduct of a general municipal election to be held on Tuesday, November 6, 2012; and
- c) Adopt regulations for candidates for elective office pertaining to cost of candidate's statements submitted to the voters at the consolidated general municipal election to be held on Tuesday, November 6, 2012.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

a) through c) Approved. Referred to the County Clerk-Recorder-Assessor

The motion carried by the following vote.

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

A-16) COMMUNICATIONS FOR REFERRAL

12-00581

Santa Barbara Unified School District - Approve the request of the Santa Barbara Unified School District to call and give notice of an election to approve a secondary education parcel tax, to establish specifications of the election order, and to request consolidation with the presidential primary election to be held on November 6, 2012.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

Approved. Referred to the County Clerk-Recorder-Assessor.

The motion carried by the following vote.

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

A-17) COMMUNICATIONS FOR REFERRAL

12-00582

Santa Barbara Unified School District - Approve the request of the Santa Barbara Unified School District to call and give notice of an election to approve an elementary education parcel tax within the boundaries of the former Santa Barbara Elementary School District, to establish specifications of the election order, and to request consolidation with the presidential primary election to be held on November 6, 2012.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

Approved. Referred to the County Clerk-Recorder-Assessor.

The motion carried by the following vote.

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

A-18) COMMUNICATIONS FOR REFERRAL

12-00583

College School District - Approve the request of the College School District to call and give notice of an election to authorize the issuance of school bonds, to establish specifications of the election order, and to request consolidation with other elections to be held on Tuesday, November 6, 2012.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

Approved. Referred to the County Clerk-Recorder-Assessor.

The motion carried by the following vote.

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

A-19) COMMUNICATIONS FOR REFERRAL[12-00559](#)

Montecito Fire Protection District - Approve the requests of the Montecito Fire Protection District, as follows:

- a) Call and give notice of the holding of a general district election to be held on Tuesday, November 6, 2012, for the purpose of submitting a measure to the qualified voters regarding increasing the membership of the Montecito Fire Protection District Board of Directors from three Directors to Five Directors, pursuant to Section 13845 of the Health and Safety Code;
- b) Call and give notice of the holding of a general district election to be held on Tuesday, November 6, 2012, for the purpose of the election of two new Directors to the Montecito Fire Protection District Board of Directors;
- c) Consolidate a general district election of the Montecito Fire Protection District with services to be provided by Elections Official of the County of Santa Barbara Clerk-Recorder-Assessor's Office, relating to the conduct of a general district election to be held on Tuesday, November 6, 2012, pursuant to Section 10002 of the Elections Code; and
- d) Approve the consolidation of a general district election to be held on Tuesday, November 6, 2012, with the Statewide General Municipal Election on the same date.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

a) through d) Approved. Referred to the County Clerk-Recorder-Assessor.

The motion carried by the following vote.

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

A-20) COUNTY CLERK-RECORDER-ASSESSOR[12-00602](#)

Receive and file the Certification of Results for the Presidential Primary Election held on June 5, 2012, as required by law.

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

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

A-21) COUNTY COUNSEL[12-00609](#)

Approve and authorize the Chair to execute a Contract with the law firm of Kronick, Moskovitz, Tiederman and Girard to assist County Counsel in the representation of the Assessor in Assessment Appeals filed by the County of Santa Barbara's oil and gas companies.

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

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

A-22) COUNTY EXECUTIVE OFFICE[12-00560](#)

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

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

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

A-23) COUNTY EXECUTIVE OFFICE[12-00599](#)

Receive and file comments prepared by the County's Planning and Development, Public Works, and General Services Departments regarding the draft post-construction stormwater management requirements for development projects in the Central Coast Region.

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

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

A-24) COUNTY EXECUTIVE OFFICE[12-00572](#)

Consider recommendations regarding a Joint Labor Compliance Program, as follows:

- a) Adopt a Joint Labor Compliance Program for the Departments of General Services, Community Services, and Public Works for all Capital Improvement Contracts.
- b) Find that the proposed action(s) do not constitute a “Project” within the meaning of CEQA, pursuant to 14 CCR 15378(b)(2), continuing administrative or maintenance activities, such as purchases for supplies, personnel-related actions, general policy and procedure making; and
- c) Approve the filing of a Notice of Exemption on that basis.

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

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

The motion carried by the following vote.

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

A-25) FIRE[12-00509](#)

Consider recommendations regarding the 2012 Hazard Reduction Program, as follows:

- a) Approve the declaration of 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 2012 Fire Department Defensible Space Program - Weed Abatement; and
- c) Direct the Clerk of the Board to post the affected Property Owners List.

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

- a) Approved.**
- b) Authorized; and**
- c) Directed.**

The motion carried by the following vote.

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

A-26) GENERAL SERVICES

12-00588

Consider recommendations regarding Amendment No. 5 to the License and Service Agreement with New Beginnings Counseling Center for the Safe Parking Program on County property, ORES No. 003506, First and Second Districts, as follows:

- a) Approve and authorize the Chair to execute Amendment No. 5 to the License and Service Agreement with New Beginnings Counseling Center (a local vendor) for the Safe Parking Program on County property, to extend the term on a year to year basis not to exceed 10 years, or until either party gives the other 10-days written notice to terminate; and
- b) Approve the filing of a Notice of Exemption from the California Environmental Quality Act (CEQA) pursuant to CEQA Section 15301 - Class 1 consists of the operation, permitting, leasing, licensing, or minor alterations of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use.

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

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

The motion carried by the following vote.

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

A-27) GENERAL SERVICES12-00590

Consider recommendations regarding the award of a Construction Contract for the Goleta Beach Sewer Lift Station Replacement, Project No. 8729, located in the Goleta Beach area, Second District, as follows:

- a) Grant Brough Construction, Inc. relief from their bid obligation on the Goleta Beach Sewer Lift Station Replacement, in light of a mathematical error in completing the bid form;
- b) Find that Hanly General Engineering Corporation is the lowest responsible bidder submitting a responsive bid;
- c) Approve the award of a Fixed Price Construction Contract in the amount of \$287,500.00 to Hanly General Engineering Corp., 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;
- d) 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 County Counsel, Auditor-Controller and Risk Manager or their authorized representatives;
- e) Authorize the Director of General Services or designee to approve change orders up to the limit specified in Public Contract Code Section 20142, or \$26,875.00 for this contract; and
- f) Find that pursuant to California Environmental Quality Act (CEQA) Section 15162, no substantial changes are proposed, and no new information of substantial importance has come to light regarding environmental effects of the project or of the sufficiency or feasibility of exemption, and therefore the award of the Construction Contract is within the scope of the project covered by the exemption that was approved and adopted by the Board for this project on September 13, 2011, and that therefore no new environmental document is required.

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

a) through d) Approved;

e) Authorized; and

f) Approved.

The motion carried by the following vote.

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

A-28) GENERAL SERVICES**12-00589**

Consider recommendations regarding the Santa Ynez Valley Airport AIP 12 Project No. 8734, Third District, as follows:

- a) Approve the plans and specifications for the Taxiway and Pedestrian Access project, Airport Capital Improvement Program NPIAS 06-0243-12, Grant 12, at the Santa Ynez Valley Airport, with an estimated construction cost in the amount of \$629,700.00;
- b) Approve a Categorical Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for alterations and improvements associated with the Airport Capital Improvement Program NPIAS 06-0243-12 at the Santa Ynez Valley Airport; and
- c) Authorize the Director of General Services to advertise for construction bids for Grant 12 Airport Capital Improvement Program NPIAS 06-0243-12 at the Santa Ynez Valley Airport.

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

a) and b) Approved.

c) Authorized.

The motion carried by the following vote.

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

A-29) GENERAL SERVICES, PUBLIC WORKS**12-00608**

Consider recommendations regarding the Union Valley Parkway Extension Phase 3 Acquisition, Walmart Stores, Inc., County Project No. 863011, Fourth District, as follows:

- a) Approve and authorize the Chair to execute an original Real Property Purchase Contract and Escrow Instructions with Walmart Stores, Inc., for purchase of roads (in fee interest) over a portion of the owner's property known as APNs 107-250-011, 107-250-012, and 107-250-013 in the amount of \$1,350,000.00, in connection with the Union Valley Parkway Extension (Phase 3) Project;
- b) Accept the Grant Deed to the real property conveyed from Walmart Stores, Inc. to the County of Santa Barbara for a portion of land located on the property known as APNs 107-250-011, 107-250-012 and 107-250-013, by authorizing the Clerk of the Board to execute the Certificate of Acceptance;
- c) Direct the County Surveyor to issue four (4) Unconditional Certificate of Compliances on the remaining parcels owned by Walmart Stores, Inc. following conveyance of roadways to the County of Santa Barbara; and

d) Direct County Counsel to take appropriate action regarding termination on the pending eminent domain case.

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

a) Approved; Chair to execute.

b) Accepted.

c) and d) Directed.

The motion carried by the following vote.

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

A-30) PLANNING AND DEVELOPMENT

12-00561

Consider recommendations regarding NRG/OSR Agricultural Preserve Replacement Contract No. 11AGP-00000-00009 in the Santa Maria area, Fifth District, as follows:

a) Approve and authorize the Chair to execute one prime agricultural preserve replacement Contract No. 11AGP-00000-00009, on a single 75.74-acre parcel located approximately 1 mile east of the intersection of Highway 101 and Betteravia Road, in the Santa Maria area, creating Agricultural Preserve 11AGP-00000-00009;

b) Authorize recordation by the Clerk of the Board; and

c) Find that the proposed action is an administrative activity, as described in 14 CCR 15378(b)(5), which will not result in direct or indirect physical changes in the environment and is therefore not a “project” as defined for purposes of the California Environmental Quality Act (CEQA).

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

a) Approved; Chair to execute;

b) Authorized; and

c) Approved.

The motion carried by the following vote.

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

A-31) PLANNING AND DEVELOPMENT12-00562

Consider recommendations regarding NRG/OSR Agricultural Preserve Replacement Contract No. 11AGP-00000-00010 in the Santa Maria area, Fifth District, as follows:

- a) Approve and authorize the Chair to execute one prime agricultural preserve replacement Contract No. 11AGP-00000-00010, on a single 118.38-acre parcel located approximately 1 mile east of the intersection of Highway 101 and Betteravia Road, in the Santa Maria area, creating Agricultural Preserve 11AGP-00000-00010;
- b) Authorize recordation by the Clerk of the Board; and
- c) Find that the proposed action is an administrative activity, as described in 14 CCR 15378(b)(5), which will not result in direct or indirect physical changes in the environment and is therefore not a "project" as defined for purposes of the California Environmental Quality Act (CEQA).

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

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

The motion carried by the following vote.

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

A-32) PLANNING AND DEVELOPMENT[12-00563](#)

Consider recommendations regarding OSR/PIM Cooler Partners, LLC Agricultural Preserve Replacement Contract No. 11AGP-00000-00011 in the Santa Maria area, Fifth District, as follows:

- a) Approve and authorize the Chair to execute one prime agricultural preserve replacement Contract No. 11AGP-00000-00011, on a single 40-acre parcel located approximately 1 mile east of the intersection of Highway 101 and Betteravia Road, in the Santa Maria area, creating Agricultural Preserve 11AGP-00000-00011;
- b) Authorize recordation by the Clerk of the Board; and
- c) Find that the proposed action is an administrative activity, as described in 14 CCR 15378(b)(5), which will not result in direct or indirect physical changes in the environment and is therefore not a “project” as defined for purposes of the California Environmental Quality Act (CEQA).

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

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

The motion carried by the following vote.

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

A-33) PLANNING AND DEVELOPMENT[12-00564](#)

Consider recommendations regarding Pyche/Righetti Agricultural Preserve Replacement Contract No. 11AGP-00000-00012 in the Santa Maria area, Fourth District, as follows:

- a) Approve and authorize the Chair to execute one prime agricultural preserve replacement Contract No. 11AGP-00000-00012, on a single 644-acre parcel located approximately 1/4 mile northeast of the intersection of Highway 1 and Graciosa Road, known as 7476 Graciosa Road in the Santa Maria area, creating Agricultural Preserve 11AGP-00000-00012;
- b) Authorize recordation by the Clerk of the Board; and
- c) Find that the proposed action is an administrative activity, as described in 14 CCR 15378(b)(5), which will not result in direct or indirect physical changes in the environment and is therefore not a “project” as defined for purposes of the California Environmental Quality Act (CEQA).

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

a) Approved; Chair to execute.

b) Authorized; and

c) Approved.

The motion carried by the following vote.

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

A-34) PLANNING AND DEVELOPMENT[12-00565](#)

Consider recommendations regarding Pyche/Righetti Agricultural Preserve Replacement Contract No. 11AGP-00000-00013 in the Santa Maria area, Fourth District, as follows:

- a) Approve and authorize the Chair to execute one prime agricultural preserve replacement Contract No. 11AGP-00000-00013, on a single 1,917-acre parcel located approximately 1/4 mile northwest of the intersection of Highway 1 and Graciosa Road, known as 7367 Graciosa Road in the Santa Maria area, creating Agricultural Preserve 11AGP-00000-00013;
- b) Authorize recordation by the Clerk of the Board; and
- c) Find that the proposed action is an administrative activity, as described in 14 CCR 15378(b)(5), which will not result in direct or indirect physical changes in the environment and is therefore not a "project" as defined for purposes of the California Environmental Quality Act (CEQA).

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

a) Approved; Chair to execute.

b) Authorized; and

c) Approved.

The motion carried by the following vote.

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

A-35) PLANNING AND DEVELOPMENT[12-00600](#)

Approve and authorize the Chair to execute a Time and Materials Contract with LSA Associates, Inc., (not a local vendor), for completion of an Environmental Impact Report (EIR) for the Santa Rita Land and Vine, LLC Project located on the Mattei's Tavern property, in an amount not to exceed \$120,623.00 and a term to end on June 30, 2013, Third District.

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

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

A-36) PUBLIC HEALTH

12-00584

Consider recommendations regarding the acceptance of a donation from the American Society for the Prevention of Cruelty to Animals (ASPCA), as follows:

a) Authorize the Public Health Department Director to accept a donation in the amount of \$15,000.00 from the American Society for the Prevention of Cruelty to Animals designated for the care of animals that were seized from a County resident and are now available for adoption; and

b) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15061(b)(3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

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

a) Authorized; and

b) Approved.

The motion carried by the following vote.

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

A-37) PUBLIC HEALTH[12-00586](#)

Consider recommendations regarding Public Health Fiscal Year 2012/2013 ongoing grants and contracts, as follows:

a) Approve and authorize the Public Health Director to execute ongoing Contracts for 17 grant agreements, 8 revenue contracts, 2 contractors on payroll and 10 expenditure contracts for the Public Health Department approved by the Board of Supervisors with the Fiscal Year 2012/2013 Budget; and

b) Approve and authorize the Public Health Director to execute any Amendments to the ongoing Contracts for 17 grant agreements, 8 revenue contracts, 2 contractors on payroll and 10 expenditure contracts for the Public Health Department approved by the Board of Supervisors with the Fiscal Year 2012/2013 Budget that are within 10% of the amount approved with the Fiscal Year 2012/13 Budget.

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

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

A-38) PUBLIC HEALTH[12-00587](#)

Consider recommendations regarding a Contractor on Payroll Agreement with Shellie Wallace, RN, as follows:

a) Approve and authorize the Chair to execute a Contractor on Payroll Agreement, Subject to Retirement, with Shellie Wallace, RN (a local vendor), to provide Trauma Program Performance Improvement services for the Public Health Department's Emergency Medical Services (EMS) Agency for the period of July 23, 2012 through July 23, 2013, in an amount not to exceed \$51,617.00; and

b) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15061(b)(3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

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

a) Approved; Chair to execute; and

b) Approved.

The motion carried by the following vote.

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

A-39) PUBLIC WORKS

12-00573

Consider recommendations regarding establishing a No Parking Zone on Refugio Road, Third District, as follows:

- a) Adopt a Resolution establishing a no parking zone on Refugio Road in the Gaviota Coast area of the Third District; and
- b) Find that the proposed action is for the operation, leasing or licensing of an existing public structures, facilities, mechanical equipment or topographical feature, involving negligible or no expansion of use beyond that which presently exists, that the proposed action is therefore exempt from CEQA pursuant to 14 CCR 15301(c); and
- c) Approve the filing of a Notice of Exemption on that basis.

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

a) Adopted.

RESOLUTION NO. 12-164

b) and c) Approved.

The motion carried by the following vote.

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

A-40) PUBLIC WORKS

12-00574

Consider recommendations regarding parking restrictions on various roads, Third District, as follows:

- a) Adopt a Resolution establishing new “no parking” zones on Gonzales Drive and Saint Joseph Street in the Los Alamos area, Third District; and
- b) Find that the proposed action is for the operation and maintenance of existing public facilities, involving negligible, or no expansion of use beyond that which presently exists, that the proposed action is therefore exempt from CEQA pursuant to 14 CCR 15301; and
- c) Approve the filing of a Notice of Exemption on that basis.

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

a) Adopted.

RESOLUTION NO. 12-165

b) and c) Approved.

The motion carried by the following vote.

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

A-41) PUBLIC WORKS[12-00577](#)

Consider recommendations regarding a Resolution designating the Fire Station Alley in Old Town Orcutt area as the Ron Bennett Memorial Alley, Fourth District, as follows:

- a) Adopt a Resolution designating the Alley behind the Orcutt Fire Station on Union Avenue, between Clark and Union Avenues, and Gray Street and Pacific Street in Old Town Orcutt, Fourth District, as the Chief Ron Bennett Memorial Alley;
- b) Approve and authorize the Director of Public Works to post signs along the Orcutt Fire Station Alley confirming this action;
- c) Find that the proposed action is for the operation, leasing or licensing of an existing public structures, facilities, mechanical equipment or topographical feature, involving negligible or no expansion of use beyond that which presently exists, that the proposed action is therefore exempt from CEQA pursuant to 14 CCR 15301(c); and
- d) Approve the filing of a Notice of Exemption on that basis.

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

a) Adopted.

RESOLUTION NO. 12-166

b) through d) Approved.

The motion carried by the following vote.

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

A-42) PUBLIC WORKS[12-00585](#)

Consider recommendations regarding a Tajiguas Landfill Reconfiguration and Baron Ranch Restoration Project, Contract for the Baron Ranch Restoration Phase IV and V Implementation, Third District, as follows:

a) Approve and authorize the Chair to execute Amendment No. 2 to Professional Services Contract No. BC-11-051 with the consulting firm of Ecological Conservation and Management, Inc. (ECM) (not a local vendor), for the implementation of Phase IV (5.8 acres) and V (6.9 acres) of the Baron Ranch Restoration Plan and maintenance and monitoring of Phase I-V (~34 acres) through June 2015, in the amount of \$961,065.00, for a total contract amount not to exceed \$1,566,587.00, which includes a contingency amount of \$36,870.00, as part of the required mitigation program for the Tajiguas Landfill Reconfiguration Project in the Gaviota Coast area; and

b) Find that pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15162, no substantial changes are proposed, and no new information of substantial importance has come to light regarding environmental effects of the project or the sufficiency or feasibility of mitigation measures, and therefore the contract to implement Phase IV and V of the Baron Ranch Restoration Plan is within the scope of the project covered by the Tajiguas Landfill Reconfiguration and Baron Ranch Restoration Final Subsequent Environmental Impact Report, 08EIR-00000-00007, State Clearinghouse No. 20080210520, certified by the Board of Supervisors on May 5, 2009.

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

a) Approved; Chair to execute; and

b) Approved.

The motion carried by the following vote.

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

A-43) PUBLIC WORKS[12-00603](#)

Consider recommendations regarding a Reimbursement Agreement for development of the Icon Project as part of the El Embarcadero Enhancement Project - Phase 2, County Project No. 310312R, Third District, as follows:

a) Approve and authorize the Chair to execute a Sidewalk Improvement Reimbursement Agreement as part of the El Embarcadero Enhancement Project that - Phase 2, consistent with the terms set forth in the Agreement;

b) Determine that approving the proposed Sidewalk Improvement Reimbursement

Agreement is exempt from the California Environmental Quality Act (CEQA) pursuant to 14 CCR 15301(c): negligible or no expansion of use of existing facilities; and

c) Approve the filing of a Notice of Exemption on that basis.

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

a) Approved; Chair to execute;

b) and c) Approved.

The motion carried by the following vote.

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

A-44) PUBLIC WORKS

12-00532

Consider recommendations regarding Breeze Transit Service, Revised Memorandums of Understanding, Third, Fourth, and Fifth Districts, as follows:

a) Approve and authorize the Chair to sign the revised Memorandum of Understanding for the Breeze service between the Cities of Santa Maria, Lompoc and the County of Santa Barbara in the amount of \$270,000.00 annually;

b) Approve and authorize the Chair to sign the Memorandum of Understanding to extend the Breeze service between the Cities of Santa Maria, Solvang, Buellton and the County of Santa Barbara in the amount of \$28,500.00 annually;

c) Find that the proposed action(s) do not constitute a "Project" within the meaning of CEQA, pursuant to 14 CCR 15378(b)(2), continuing administrative or maintenance activities, such as purchases for supplies, personnel-related actions, general policy and procedure making; and

d) Approve the filing of a Notice of Exemption on that basis.

A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Continued, as follows: September 11, 2012. The motion carried by the following vote.

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

A-45) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

12-00394

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

Consider recommendations regarding the Flood Benefit Assessment Program for Fiscal Year 2012/2013, as follows:

- a) Make a determination upon each assessment described in the report ordered filed by the Board at the June 19, 2012 meeting;
- b) Adopt a Resolution confirming Flood Control Benefit Assessment for Fiscal Year 2012/2013, and authorize the Clerk of the Board to record a certified copy;
- c) 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 imposing Flood Control Benefit Assessments for Fiscal Year 2012/2013;
- d) Find that the assessment revenue will be used for meeting operating expenses, including employee wage rates and fringe benefits, purchasing or leasing supplies, equipment, or materials, meeting financial reserve needs and requirements and obtaining funds for capital projects necessary to maintain service within existing service areas, and that the recalculation and imposition of the annual Flood Control Benefit Assessment are therefore exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15273(a)(1, 2, 3, and 4); and
- e) Approve the filing of a Notice of Exemption on that basis.

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

a) Approved.

b) Adopted

RESOLUTION NO. 12-167

b) Approved; and

c) Adopted.

ORDINANCE NO. 4838

d) and e) Approved.

The motion carried by the following vote.

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

A-46) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT 12-00570

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

Consider recommendations regarding the Carpinteria Salt Marsh, Franklin Creek Channel Wall Extension Project, First District, as follows:

- a) Find that the bid received from Heathcote Geotechnical for the Carpinteria Salt Marsh, Franklin Creek Channel Wall Extension Project is nonresponsive, and reject the bid on that basis;
- b) Award the Construction Contract for the Carpinteria Salt Marsh, Franklin Creek Wall Extension Project in the amount of \$146,621.00 to the lowest responsive, responsible bidder Brough Construction, Inc. (a tri-county vendor), subject to the provisions of documents and certifications, as set forth in the plans and specification 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, and Risk Manager or their authorized representatives;
- d) Approve a contingency in the amount of \$14,662.10 for the above Construction Contract;
- e) Approve plans and specifications for the Carpinteria Salt Marsh, Franklin Creek Wall Extension Project; and
- f) Find that pursuant to the California Environmental Quality Act (CEQA) 14 CCR, Section 15162, no substantial changes are proposed in the project, no new effects will occur and no new mitigation measures would be required as a result of the proposed action and therefore pursuant to CEQA Section 15162, the Carpinteria Salt Marsh, Franklin Creek Channel Wall Extension Project is within the scope of the project covered by the EIR No. 2003021016 for the Carpinteria Salt Marsh Enhancement Plan as well as the Findings approved by the Board July 15, 2003, and no new environmental document is required.

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

a) through f) Approved.

The motion carried by the following vote.

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

A-47) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

12-00571

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

Consider recommendations regarding the Lillingston Canyon Debris Basin Modification Project Phase 2, First District, as follows:

- a) Approve the award of a Construction Contract for the Lillingston Canyon Debris Basin Modification Project Phase 2 in the amount of \$157,147.50 to the lowest responsible bidder, AIS Construction Company (a local vendor), subject to the provisions of documents and certifications, as set forth in the plans and specification applicable to the project and as required by law;
- b) Approve and authorize the Chair to execute a 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) Approve a contingency in the amount of \$15,714.75 for the above subject construction contract;
- d) Approve plans and specifications for Lillingston Canyon Debris Basin Modification Project Phase 2; and
- e) Find that pursuant to the California Environmental Quality Act (CEQA) 14 CCR, Section 15162, no new effects will occur and no new mitigation measures would be required as a result of the project and therefore pursuant to CEQA Section 15168 (2) Program EIR, that the Lillingston Canyon Debris Basin Project is within the scope of the project covered by the Program Environmental Impact Report (PEIR) for the Updated Routine Maintenance Program (01-EIR-01), Findings, and Statement of Overriding Considerations approved in December, 2001, and the Lillingston Debris Basin addendum to the PEIR approved June 15, 2010, and no new environmental document is required.

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

a) through e) Approved.

The motion carried by the following vote.

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

A-48) PUBLIC WORKS, BOARD OF DIRECTORS, LAGUNA COUNTY
SANITATION DISTRICT

12-00592

Acting as the Board of Directors, Laguna County Sanitation District:

Consider recommendations regarding a Recycled Water Storage Tank 2 Project, Third District, as follows:

- a) Approve and authorize the Chair to execute the Statement of Final Quantities for the Recycled Water Storage Tank 2 project (WTANK2) for work performed and materials supplied by Crosno Construction, Incorporated (a tri-county vendor) in the amount of \$778,901.82; and
- b) Find that the proposed action does not constitute a "Project" within the meaning of the California Quality Act (CEQA), pursuant to 14 CCR 15378 (b)(5), in that it is a government administrative activity that will not result in direct or indirect changes in the environment.

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

a) Approved; Chair to execute; and

b) Approved.

The motion carried by the following vote.

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

A-49) PUBLIC WORKS, BOARD OF DIRECTORS, LAGUNA COUNTY
SANITATION DISTRICT

12-00594

Acting as the Board of Directors, Laguna County Sanitation District:

Consider recommendations regarding a Professional Services Contract for Design of the Sludge Drying Beds Project, Third District, as follows:

- a) Approve and authorize the Chair to execute an Agreement with Cannon Corporation (not a local vendor) in the amount of \$97,620.00 for the design of new sludge drying beds and return flow system at the Laguna County Sanitation District Wastewater Reclamation Plant;
- b) Authorize a 10% contingency in the amount of \$9,762.00 with Cannon Corporation for additional work that may be needed to complete work for the project; and
- c) Find that the proposed action does not constitute a "Project" within the meaning of the California Environmental Quality Act (CEQA), pursuant to 14 CCR 15378 (b)(5), in that it is a government administrative activity that will not result in direct or indirect changes in the environment.

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

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

The motion carried by the following vote.

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

A-50) PUBLIC WORKS, BOARD OF DIRECTORS, LAGUNA COUNTY
SANITATION DISTRICT

12-00345

Acting as the Board of Directors, Laguna County Sanitation District:

Consider recommendations regarding a Laguna County Sanitation District Board Ordinance adopting service charges, connection fees, and trunk line fees, and a Resolution relative to the collection of service charges on the tax roll, Third, Fourth, and Fifth Districts, as follows:

- a) Consider the adoption (second reading) of an Ordinance amending Ordinance No. 3130 to revise service charges, connection fees and other related fees for the Laguna County Sanitation District;
- b) Adopt a Resolution relative to the collection of service charges on the tax rolls;
- c) Adopt the written findings in the Notice of Exemption that the proposed action is for the establishment of rates for services provided by the Laguna County Sanitation District, that no expansion of services or facilities will result, and that any increased revenues will be used for meeting operating expenses and financial reserve needs and requirements, and that the action is therefore exempt from the California Environmental Quality Act (CEQA) pursuant to 14 CCR Section 15273; and
- d) Approve the filing of a Notice of Exemption on that basis.

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

a) Adopted.

ORDINANCE NO. 4839

b) Adopted.

RESOLUTION NO. 12-168

c) Adopted; and

d) Approved.

The motion carried by the following vote.

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

A-51) SHERIFF[12-00569](#)

Approve and authorize the Chair to execute a Contract providing law enforcement services to the City of Goleta by the Sheriff's Office for the period from July 1, 2012 through June 30, 2017.

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

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

A-52) SHERIFF[12-00595](#)

Approve and authorize the Chair to execute a Professional Services Agreement with the lowest bidder, Aramark Correctional Services (not a local vendor), to provide food services for the Santa Barbara County jail subject to the provisions of the Board Agreement and related exhibits, for the period of July 10, 2012 through June 30, 2019, in the amount of \$1,250,000.00.

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

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

A-53) SOCIAL SERVICES[12-00612](#)

Adopt a Resolution authorizing the Department of Social Services to submit an application to the U.S. Department of Health and Human Services for the Partnerships to Demonstrate the Effectiveness of Supportive Housing for Families in the Child Welfare System grant, Grant No. HHS-2012-ACF-ACYF-CA-0538.

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

RESOLUTION NO. 12-169

The motion carried by the following vote.

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

A-54) SUPERIOR COURT[12-00580](#)

Approve and authorize the Chair to execute an extension for the provision of conflict defense (alternate Public Defender) services in the north county Superior Court to North County Defense Team (NCDT) for the period of July 1, 2012 through June 30, 2014 for the amount of \$71,748.00 per month commencing July 1, 2012.

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

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

A-55) TREASURER-TAX COLLECTOR[12-00596](#)

Consider recommendations regarding the Great-West Retirement Services Roth 457 Option, as follows:

- a) Adopt a Resolution authorizing the Treasurer-Tax Collector to execute necessary documents to set up a Roth 457 option under Great-West Retirement Services to allow County employees to have the option to contribute after tax earnings to their Great-West deferred compensation account; and
- b) Approve a Great-West deferred compensation amended adoption Agreement for the County's regular 457b plan to include the Roth 457 option.

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

a) Adopted.

RESOLUTION NO. 12-170

b) Approved.

The motion carried by the following vote.

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

Board of Supervisors**A-56) SUPERVISOR WOLF [12-00567](#)**

Approve the appointment of Laurie Romano to the South Coast Board of Architectural Review, term ending December 31, 2016, Second District.

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

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

A-57) SUPERVISOR GRAY [12-00604](#)

Approve the reappointment of Katherine Smith to the Advisory Board on Alcohol and Drug Problems, term ending June 30, 2015, Fourth District.

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

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

A-58) SUPERVISOR GRAY [12-00605](#)

Approve the reappointment of Danny R. Macagni to the Advisory Board on Alcohol and Drug Problems, term ending June 30, 2015, Fourth District.

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

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

A-59) SUPERVISOR GRAY [12-00606](#)

Approve the reappointment of John S. Richards to the Advisory Board on Alcohol and Drug Problems, term ending June 30, 2015, Fourth District.

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

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

Hearing Requests**A-60) PLANNING AND DEVELOPMENT****12-00598**

Set hearing to consider recommendations regarding the Goolsby and Kay Appeal, Case No. 12APL-00000-00011, of the Montecito Planning Commission's approval of a Verizon Wireless Facility at Montecito Switch Station located at 512 Santa Angela Lane in the Montecito area, APN 011-200-015 and 011-200-016, Case Nos. 12CUP-00000-00007, First District, as follows:

(Set hearing for 8/21/12. Time estimate: 45 minutes.)

- a) Deny the appeal, Case No. 12APL-00000-00011, thereby upholding the Montecito Planning Commission's approval of the project;
- b) Make the required findings for the project, including California Environmental Quality Act (CEQA) findings;
- c) Determine that the project is exempt from the California Environmental Quality Act pursuant to Section 15301 and 15303 of the State Guidelines for the Implementation of the California Environmental Quality Act; and
- d) Approve the Conditional Use Permit for the proposed telecommunications facility, 12CUP-00000-00007, subject to conditions.

A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: August 21, 2012 in Santa Barbara (EST. TIME: 45 MIN.). The motion carried by the following vote.

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

A-61) PUBLIC WORKS12-00575

Set hearing to consider recommendations regarding a 72-hour Parking Limit Ordinance, as follows:

(Set hearing for 8/21/12, Time estimate: 15 minutes.)

a) Set hearing to consider the introduction (first reading) of an Ordinance amending Chapter 28 of the Santa Barbara County Code pertaining to the ability to restrict parking to a 72-hour limits; and

b) Set a hearing on the Administrative Agenda September 4, 2012 to consider recommendations as follows:

i) Consider the adoption (second reading) of an Ordinance amending Chapter 28 of the Santa Barbara County Code, to restrict parking to a 72-hour limits;

ii) Find that the proposed action is for the operation, leasing or licensing of an existing public structures, facilities, mechanical equipment or topographical feature, involving negligible or no expansion of use beyond that which presently exists, and is therefore exempt from CEQA pursuant to 14 CCR 15301(c); and

iii) Approve the filing of a Notice of Exemption on that basis.

A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: August 21, 2012 in Santa Barbara (EST. TIME: 15 MIN.). The motion carried by the following vote.

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

Departmental Agenda
Planning Items and Public Hearings

1) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES 12-00543

HEARING - Consider recommendations regarding Alcohol, Drug and Mental Health Services Published Charges, as follows: (EST. TIME: 20 MIN.)

- a) Consider the introduction (first reading) of an Ordinance adjusting the Santa Barbara County Published Charges for Psychiatric Health Facility and outpatient mental health services; and
- b) Set a hearing on the Administrative Agenda of August 14, 2012 to consider the adoption (second reading) of an Ordinance adjusting the Santa Barbara County Published Charges for Psychiatric Health Facility and outpatient mental health services.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 9:50 A.M. - 10:01 A.M. (11 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Read title, waived reading of the ordinance in it's entirety. Introduction approved; Adoption (second reading) set for August 14, 2012 in Santa Maria on Administrative Agenda.**
- b) Set for August 14, 2012 in Santa Maria on administrative agenda.**

Directed staff to return to the Board as appropriate on the Administrative Agenda with a report which summarizes the Published Charges.

The motion carried by the following vote:

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

Departmental Item No. 2) Time Certain - 10:00 A.M.

2) COUNTY EXECUTIVE OFFICE

[12-00597](#)

HEARING - Consider recommendations regarding an appeal of the federal Fee To Trust determination for a 6.9 acre parcel for Santa Ynez Band of Mission Indians, as follows: (EST. TIME: 45 MIN.)

- a) Receive and file a staff report;
- b) Provide direction on undertaking an administrative appeal to the Department of Interior’s Interior Board of Indian Appeals (IBIA) of the Regional Director’s decision to accept 6.9 acres of land in trust for the Santa Ynez Band of Mission Indians; and
- c) Determine through California Environmental Quality Act (CEQA) Guidelines sections 15060, 15352 and 15378 that the County’s decision about undertaking an administrative appeal concerning the decision by the Bureau of Indian Affairs to accept 6.9 acres of land into trust for the Santa Ynez Band of Mission Indians is not the approval of a project subject to the California Environmental Quality Act.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 10:10 A.M. - 1:15 P.M. (3 HR. 5 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Received and filed.**
- b) Directed that the County not proceed with an administrative appeal to the Department of the Interior's Interior Board of Indian Appeals (IBIA) of the Regional Director's decision to accept 6.9 acres of land in trust for the Santa Ynez Band of Mission Indians.**
- c) Determined.**

The motion carried by the following vote:

- Ayes:** 3 - Supervisor Carbajal, Supervisor Gray, and Supervisor Lavagnino
- Noes:** 2 - Supervisor Wolf, and Supervisor Farr

3) SHERIFF, FIRE

12-00591

HEARING - Receive and file a presentation from the Sheriff's Office and the Fire Department describing the implementation status of the County Air Support Unit. (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Continued, as follows:

August 14, 2012 in Santa Maria.

The motion carried by the following vote:

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

4) PLANNING AND DEVELOPMENT[12-00471](#)

HEARING - Consider recommendations regarding the Rice Ranch Recorded Map Modification and Specific Plan Amendment, located on the south side of Stubblefield and Rice Ranch Roads in the southeastern portion of the Orcutt Community Plan area, Fourth District, as follows: (EST. TIME: 30 MIN.)

- a) Make the required findings for the project specified in the Planning Commission Action Letter dated May 16, 2012, including California Environmental Quality Act (CEQA) findings;
- b) After considering the previously adopted Environmental Impact Report, 03-EIR-05, prepared for the Rice Ranch project, determine that as reflected in the CEQA findings, no subsequent Environmental Impact Report or Negative Declaration shall be prepared for this project pursuant to CEQA Guidelines Section 15162;
- c) Consider the adoption (second reading) of Ordinance No. 12ORD-00000-00010, approving Case No. 12SPP-00000-00001 to amend Section 4.3.2, Affordable Housing, Implementation and Monitoring of the approved Rice Ranch Specific Plan, 97-SPP-001; and
- d) Approve Case No. 12RMM-00000-00001 to modify Condition No. 50, of TM 14,430, as shown in the Planning Commission Action Letter dated May 16, 2012.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 2:25 P.M. - 2:37 P.M. (12 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Adopted findings.

b) Approved.

c) Adopted.

ORDINANCE NO. 4840

d) Approved.

The motion carried by the following vote:

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

5) COMMUNITY SERVICES

12-00489

HEARING - Consider recommendations regarding Amendment No. 1 to the Agreement to Provide Affordable Low Income Housing and Workforce Housing that amends two existing agreements, the Agreement to Provide Affordable Low Income Housing and the Agreement to Provide Workforce Housing for Rice Ranch Ventures, LLC, Tract Map No. 14,430, APNs 101-380-001, 101-380-002, 101-380-003, 101-390-001, 101-390-003, 101-390-007, 101-400-001, 101-400-002, 101-400-003, and 101-440-029, as follows: (EST. TIME: 10 MIN.)

a) Approve and authorize the Chair to execute Amendment No. 1 to the Agreement for Rice Ranch Ventures, LLC;

b) Direct Community Services Department staff to record Amendment No. 1; and

c) After considering the previously adopted Environmental Impact Report, 03-EIR-05, prepared for the Rice Ranch project, determine that no subsequent Environmental Impact Report or Negative Declaration shall be prepared for this project pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15162.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 2:38 PM - 2:41 PM (3 MIN.)

Received and filed staff presentation and conducted public hearing:

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

- a) **Approved, Chair to execute.**
- b) **Directed.**
- c) **Approved.**

The motion carried by the following vote:

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

6) COMMUNITY SERVICES[12-00593](#)

HEARING - Consider recommendations regarding a Greenwell Preserve Lease Agreement, First District, as follows: (EST. TIME: 15 MIN.)

a) Direct the Community Services Department to draft, for the Board's consideration and approval at a later date, a Lease and Agreement with the Summerland Citizen's Association (SCA) to operate, maintain and repair the Greenwell Preserve, a County park in Summerland, for a period of twenty (20) years, with optional extensions of three (3) one-year periods upon the mutual agreement of SCA and the Director of Community Services, and County's payment of \$36,320.00 to SCA over a three-year period for one-time deferred maintenance that includes the removal of non-native plants, maintenance of native plants and also the completion of an existing wall, and if the Board later approves, a 4/5 vote is required;

b) Consider the Summerland Citizen's Association's request for annual funds in an amount not to exceed \$3,120.00, to pay for ongoing maintenance, nursery management and administration, including utilities and waste holding tank maintenance; and either:

i) Direct the Community Services Department to draft a provision in the Lease and Agreement for County's annual payments in an amount not to exceed \$3,120.00 to the Summerland Citizen's Association, for ongoing maintenance, nursery management and administration, including utilities and waste holding tank maintenance, and if the Board later approves, a 4/5 vote is required; or

ii) Direct the Community Services Department to draft a provision in the Lease and Agreement requiring the Summerland Citizen's Association to pay for ongoing maintenance, nursery management and administration, including utilities and waste holding tank maintenance at no cost to the County;

c) If the Board later approves the Lease and Agreement, determine that the Board's approval of the Lease and Agreement is exempt from the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines section 15301, finding that the project is for the operation, repair, maintenance, leasing, licensing, or minor alteration of existing public structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the Board's determination; and

d) If the Board later approves the Lease and Agreement, approve the filing of a Notice of Exemption on that basis.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 2:42 PM - 2:57 PM (15 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Directed.**
- b) Acted on as follows:**
 - i) Considered and approved.**
 - ii) No action taken.**
- c) and d) Approved.**

The motion carried by the following vote.

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

7) COMMUNITY SERVICES[12-00531](#)

HEARING - Consider recommendations regarding the Fiscal Year 2012/2013 Special Tax Levy for the County of Santa Barbara Community Facilities District No. 2002-1, Orcutt Community Plan, and for the County of Santa Barbara Community Facilities District No. 2004-1, Providence Landing, as follows: (EST. TIME: 20 MIN.)

a) Receive and file Administration Reports summarizing the Proposed Fiscal Year 2012/2013 Special Tax Levy for the County of Santa Barbara Community Facilities District No. 2002-1, Orcutt Community Plan, and for the County of Santa Barbara Community Facilities District No. 2004-1, Providence Landing;

b) Adopt a Resolution levying special taxes within the County of Santa Barbara Community Facilities District No. 2002-1, Orcutt Community Plan;

c) Adopt a Resolution levying special taxes within the County of Santa Barbara Community Facilities District No. 2004-1, Providence Landing;

d) Certify the list of all parcels within the County of Santa Barbara Community Facilities District No. 2002-1, Orcutt Community Plan, subject to the special tax levy including the amount of the tax to be levied on each parcel for Fiscal Year 2012/2013;

e) Direct the Clerk of the Board or other designated official to file the certified list of all parcels within the County of Santa Barbara Community Facilities District No. 2002-1, Orcutt Community Plan, subject to the special tax levy including the amount of the tax to be levied on each parcel for Fiscal Year 2012/2013 with the County Auditor-Controller;

f) Certify the list of all parcels within the County of Santa Barbara Community Facilities District No. 2004-1, Providence Landing, subject to the special tax levy including the amount of the tax to be levied on each parcel for Fiscal Year 2012/2013;

g) Direct the Clerk of the Board or other designated official to file the certified list of all parcels within the County of Santa Barbara Community Facilities District No. 2004-1, Providence Landing, subject to the special tax levy including the amount of the tax to be levied on each parcel for Fiscal Year 2012/2013 with the County Auditor-Controller;

h) Determine that the levying of the Fiscal Year 2012/2013 Orcutt and Providence Landing Community Facilities Districts Special Taxes are not the approvals of a project subject to environmental review under the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines section 15378(b)(4), finding that the project is a creation of a governmental funding mechanism or other government fiscal activity, and which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment; and

i) Approve the filing of a Notice of Exemption on that basis.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 2:58 PM - 3:02 PM (4 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Received and filed.

b) Adopted.

RESOLUTION NO. 12-171

c) Adopted.

RESOLUTION NO. 12-172

d) Certified.

e) Directed.

f) Certified.

g) Directed.

h) and i) Approved.

The motion carried by the following vote:

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

8) COMMUNITY SERVICES

12-00539

HEARING - Consider recommendations regarding an increase to the Fiscal Year 2012/2013 Library Special Tax Rate for County Service Area No. 3 in the Goleta area, Second District, as follows: (EST. TIME: 20 MIN.)

a) Adopt a Resolution that confirms the written report that contains a description of each parcel of real property receiving the extended library facilities and services in County Service Area (CSA) No. 3 in the Goleta area, and the amount of the special tax for each parcel for Fiscal Year 2012/2013, and that increases the Fiscal Year 2012/2013 library special tax rate in CSA No. 3 by 2.7%, which reflects the percentage change in the Consumer Price Index (CPI) for 2011;

b) Determine that the adoption of the Resolution that confirms the Report and increases the Fiscal Year 2012/2013 library special tax rate in CSA No.3 by 2.7% is not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines section 15378(b)(4), finding that the project is a creation of a governmental funding mechanism or other government fiscal activity, which

does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment; and

c) Approve the filing of a Notice of Exemption.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 3:05 PM - 3:10 PM (5 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Adopted.

RESOLUTION NO. 12-173

b) and c) Approved.

The motion carried by the following vote:

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

9) PLANNING AND DEVELOPMENT

[12-00441](#)

HEARING - Consider recommendations regarding Case No. 12APL-00000-00006, the Salentine Appeal of the County Planning Commission's de novo approval of the Brown Grading and Horse Arena Project, Case No. 08LUP-00000-00830, located at 1215 Franklin Ranch Road, APN 077-030-013, in the Goleta Community Plan Area, Second District, as follows: (EST. TIME: 1 HR.)

a) Deny the appeal, Case No. 12APL-00000-00006, thereby affirming the County Planning Commission's denial of the Salentine appeal, Case No. 11APL-00000-00021;

b) Make the required findings for approval of the project, including California Environmental Quality Act (CEQA) findings;

c) Determine approval of the project is exempt from the California Environmental Quality Act pursuant to CEQA Guidelines Sections 15303 and 15304; and

d) Grant de novo approval of Case No. 07LUP-00000-00830, subject to the conditions of approval.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 3:00 PM - 5:15 PM (2 HRS. 15 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Conceptually upheld the appeal.
- b) Directed staff to return on August 14, 2012 in Santa Maria with findings for denial of the project.
- c) Continued to August 14, 2012 in Santa Maria.
- d) Conceptually denied project (Case No. 07LUP-00000-00830). Directed staff to return on August 14, 2012 in Santa Maria with findings for denial of the project.

The motion failed by the following vote:

Ayes: 2 - Supervisor Wolf, and Supervisor Farr
Noes: 1 - Supervisor Gray
Abstained: 2 - Supervisor Carbajal, and Supervisor Lavagnino

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

- a) Conceptually upheld the appeal.
- b) Directed staff to return on August 14, 2012 in Santa Maria with findings for denial of the project.
- c) Continued to August 14, 2012 in Santa Maria.
- d) Conceptually denied project (Case No. 07LUP-00000-00830). Directed staff to return on August 14, 2012 in Santa Maria with findings for denial of the project.

Further directed staff to report to the Board at the August 14, 2012 hearing regarding options, including appropriate language, for waiving administrative penalties/fines for past violations during a redesign of the project.

The motion carried by the following vote:

Ayes: 3 - Supervisor Wolf, Supervisor Farr, and Supervisor Lavagnino
Abstained: 2 - Supervisor Carbajal, and Supervisor Gray

Adjourned at 5:17 PM

The Santa Barbara County Board of Supervisors Adjourned the Meeting of July 10, 2012 in Honor of Peter Brumana of Santa Maria.

Adjourn to

August 14, 2012

Joseph Centeno Betteravia Government Administration Building
Board Hearing Room
511 East Lakeside Parkway
Santa Maria

Challenges

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

Announcements

The meeting of Tuesday, July 10, 2012 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, July 12, 2012, at 5:00 PM and on Saturday, July 14, 2012, at 10:00 AM on CSBTV Channel 20.

THE BOARD OF SUPERVISORS WILL NOT MEET ON THE FOLLOWING DATES: TUESDAY, JULY 17, 2012; TUESDAY, JULY 24, 2012 (THIS IS A FOURTH TUESDAY); TUESDAY, JULY 31 (THIS IS A FIFTH TUESDAY) AND TUESDAY, AUGUST 7, 2012.

<http://www.countyofsb.org>