

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Salud Carbajal, Chair
Second District - Janet Wolf
Third District - Doreen Farr
Fourth District - Peter Adam
Fifth District - Steve Lavagnino, Vice Chair

Chandra L. Wallar, County Executive Officer

Agenda

Tuesday, June 25, 2013

9:00 AM

**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, the Santa Barbara Fund for Public and Educational Access and other Special Districts.

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

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

Board Meeting Procedures

The Board of Supervisors is the legislative body for the County of Santa Barbara. Persons are encouraged to attend and testify before the Board on any matter appearing on the agenda. Correspondence to the Board regarding items appearing on the agenda should be directed to the Clerk of the Board, 105 East Anapamu Street, Room 407, Santa Barbara CA 93101. For information regarding the meetings of the Board of Supervisors including specific meeting times contact the Clerk of the Board at (805) 568-2240. Procedures for the conduct of the meetings of the Board of Supervisors can be found in Board Resolutions 09-368 (General) and 91-333 (Land Use).

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

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

Late Distribution

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

Disability Access

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

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

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

Closed Session

The Board of Supervisors conducts a Closed Session every Tuesday between 12:00 P.M. and 1:00 P.M. and at 7:50 A.M. as necessary. Closed Sessions are not open to the public. Matters discussed during Closed Session include existing and pending litigation, personnel matters and real property negotiations. Actions taken by the Board during Closed Session will be announced during open session (Gov. Code Sections 54957.1(a) & (b), Ralph M. Brown Act). The Closed Session agenda is posted as an addendum to the Board's agenda each Friday in the Office of the Clerk of the Board. For information related to Closed Session announcements please contact County Counsel at (805) 568-2950.

9:00 A.M. Convene to Regular Session**Roll Call****Pledge of Allegiance****Approval of Minutes of the Budget Hearings of June 10, 2013, June 12, 2013 and June 14, 2013****Approval of Minutes of the June 18, 2013 Meeting****12:00 P.M. Recess to Closed Session****Report from Closed Session**COUNTY COUNSEL[13-00009](#)

Closed Session Agenda

Public Comment Period

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 09-368) (13-00001)

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

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.

Administrative Items**A-1) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [13-00524](#)**

Consider recommendations regarding an Alcohol, Drug and Mental Health Services' Contract Award with TriWest Group, LLC/ZiaPartners, Inc., as follows:

a) Approve and authorize the Chair to execute a Contract with TriWest Group, LLC/ZiaPartners, Inc. (not a local vendor), in an amount not to exceed \$129,190.00 for TriWest Group, LLC/ZiaPartners, Inc.; and

b) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15061(b) (3).

A-2) COUNTY COUNSEL [13-00512](#)

Consider recommendations regarding an Amendment to the Conflict of Interest Code of the Santa Barbara County Air Pollution Control District, as follows:

a) Approve the proposed revision of the Conflict of Interest Code of the Santa Barbara County Air Pollution Control District; and

b) Determine that the above action is organizational or administrative activities of government that is not a project under California Environmental Quality Act (CEQA) pursuant to section 15378(b)(5) of the CEQA Guidelines.

A-3) COUNTY EXECUTIVE OFFICE [13-00523](#)

Approve a side letter Agreement with the Sheriff's Managers Association (SMA) delaying a previously-negotiated 3% wage increase from June 24, 2013 to August 23, 2013.

A-4) COUNTY EXECUTIVE OFFICE [13-00527](#)

Adopt a Resolution effective June 24, 2013 that updates changes to department position allocations corresponding to the Fiscal Year 2013/2014 Proposed Budget.

A-5) COUNTY EXECUTIVE OFFICE [13-00528](#)

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

A-6) COUNTY EXECUTIVE OFFICE[13-00471](#)

Consider recommendations regarding terms and conditions of employment for unrepresented employees, as follows:

a) Approve the implementation of a 3% wage increase for unrepresented managers, assistant department heads, the Chief Deputy County Counsel, and appointed department heads, effective June 24th, 2013;

b) Adopt the resolutions adjusting the salary bands for leadership classifications and the salary range for the Chief Deputy County Counsel by 3%; and

c) Continue the existing freeze on annual merit-step increases and annual performance-based increases for unrepresented employees.

A-7) FIRST 5, CHILDREN AND FAMILIES COMMISSION[13-00533](#)

Consider recommendations regarding the reappointment of County Members to the First 5 Santa Barbara County Children and Families Commission, as follows:

a) Approve the reappointment of the following individuals as regular County Members of the First 5 Santa Barbara County Children and Families Commission, for the term of July 1, 2013 through June 30, 2014;

i) Dr. Takashi Wada, County Health Officer representing the Public Health Department;

ii) Beverly Taylor, Chief Probation Officer representing the Probation Department; and

iii) Daniel Nielson, Director representing the Department of Social Services; and

b) Approve the reappointment of Suzanne Grimesey, MFT Adult and Children's Division Chief representing the Alcohol, Drug, and Mental Health Department, as an alternate County Member of the First 5 Santa Barbara County Children and Families Commission for the term of July 1, 2013 through June 30, 2014.

A-8) PROBATION[13-00519](#)

Approve and authorize the Chair to execute a Contract with Coast Valley Substance Abuse Treatment Center (CVSATC) to provide services in Lompoc and Santa Maria, in an amount not to exceed \$130,368.00.

A-9) PROBATION[13-00521](#)

Approve and authorize the Chair execute a Contract with Vocational Training Center (VTC) to provide dinner meals at the Santa Maria Juvenile Hall (SMJH) for Fiscal Year 2013/2014, in an amount not to exceed \$160,600.00.

A-10) PROBATION[13-00522](#)

Approve and authorize the Chair to execute a Contract with Community Action Commission (CAC) to provide lunch meals at the Santa Maria Juvenile Hall (SMJH) and Santa Barbara Alternative Report and Resource Center (SB ARRC) for Fiscal Year 2013/2014, in an amount not to exceed \$219,730.00.

A-11) PUBLIC HEALTH[13-00511](#)

Consider recommendations regarding the third Amendment to an Agreement with Central Coast Inpatient Consultants, Inc., as follows:

- a) Approve and authorize the Chair to execute an Amendment to the Agreement with Central Coast Inpatient Consultants, Inc., (a local vendor) for hospitalist services for the period of July 1, 2013 through December 31, 2013 in the amount of \$78,000.00; 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-12) PUBLIC WORKS[13-00525](#)

Consider recommendations regarding parking restrictions on various roads, First and Third Districts, as follows:

- a) Adopt a Resolution establishing new parking restrictions as follows:
 - i) No parking zone on Riven Rock Road in the Montecito area, First District;
 - ii) 15 Minute Parking Zones (2) on Pardall Road and Madrid Road, and a Commercial Loading Zone on Sabado Tarde Road in the Isla Vista area, Third District; and
- b) Find that the proposed actions are 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(c), and approve the filing of a Notice of Exemption on that basis.

A-13) PUBLIC WORKS [13-00530](#)

Consider recommendations regarding County Service Area No. 41, Cebada Canyon Road Maintenance Assessments for Fiscal Year 2013/2014, Fourth District, as follows:

- a) Adopt a Resolution establishing road maintenance charges with no increase in benefit assessment for County Service Area No. 41; and
- b) Find that the proposed action is for the establishment, modification, structuring, restructuring, or approval of rates, tolls, fares, or other charges by public agencies which the public agency finds are for the purpose of meeting operating expenses; that the proposed action is therefore exempt from CEQA pursuant to 14 CCR 15273(a)(1); and approve the filing of a Notice of Exemption on that basis.

A-14) PUBLIC WORKS [13-00531](#)

Consider recommendations regarding a Cooperative Agreement for Measure A Safe Routes to School and Bicycle and Pedestrian Projects, First, Second, and Third Districts, as follows:

- a) Approve and authorize the Chair to execute the Cooperative Agreement with SBCAG for Measure A Safe Routes to School and Bicycle and Pedestrian Projects for County-sponsored projects receiving funds from the Cycle 2 Measure A Safe Routes to School and Bicycle and Pedestrian Programs; and
- b) Find that the proposed action is for the operation, leasing or licensing of 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 approve the filing of a Notice of Exemption on that basis.

A-15) SANTA BARBARA COUNTY EMPLOYEE'S RETIREMENT SYSTEM [13-00526](#)

Authorize the Elections Division of the Santa Barbara County Clerk-Recorder-Assessor to administer elections for the Board of Retirement.

A-16) SOCIAL SERVICES [13-00514](#)

Approve the Santa Barbara County Workforce Investment Act Strategic Plan.

Board of Supervisors**A-17) SUPERVISOR CARBAJAL [13-00510](#)**

Approve the reappointment of Robert Handy to the Veterans Services Advisory Committee, term ending July 1, 2016, First District.

A-18) SUPERVISOR CARBAJAL [13-00513](#)

Approve the reappointment of Patricia Manuras to the Library Advisory Committee, term

ending June 30, 2014, First District.

A-19) SUPERVISOR CARBAJAL [13-00515](#)

Approve the reappointment of Luis Moreno to the Santa Barbara County Arts Commission, term ending June 30, 2016, First District.

A-20) SUPERVISOR CARBAJAL [13-00516](#)

Approve the reappointment of Gerardo Ayala to the Santa Barbara County Arts Commission, term ending June 30, 2016, First District.

A-21) SUPERVISOR CARBAJAL [13-00517](#)

Approve the reappointment of Amanda McIntyre to the Santa Barbara County Arts Commission, term ending June 30, 2016, First District.

A-22) SUPERVISOR CARBAJAL [13-00518](#)

Approve the reappointment of Christina Pizarro to the Human Services Commission, term ending June 30, 2014, First District.

Hearing Requests

A-23) FIRE [13-00520](#)

Set a hearing to consider recommendations regarding the 2013 Hazard Reduction Program, as follows:

(Set hearing for 7/2/2013. Time estimate: 10 minutes.)

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, as outlined in the Santa Barbara County Code Chapter 15, Section 15.3, Chapter 49, section 49.14, and necessary abatement work relative to the 2013 Fire Department Defensible Space Program (Weed Abatement);

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

d) Determine that the above action is categorically exempt from the California Environmental Quality Act in accordance with CEQA Guideline Section 15301(h) - maintenance of existing landscaping.

A-24) PLANNING AND DEVELOPMENT[13-00509](#)

Set a hearing to consider recommendations regarding Case No. 13APL-00000-00015, the appeal filed by the applicant, Patrick Nesbitt, of the County Planning Commission's denial of the Montecito Ranch Estates Recorded Map Modification and Lot Line Adjustment project, Case Nos. 10RMM-00000-00001 and 11LLA-00000-00008, 2700 Via Real in the Summerland area, APN 005-210-061, and -064 through -068, First District; as follows: (Set hearing for 08/20/13. Time estimate: 1 hour 30 minutes)

- a) Make the required findings for denial of the project, including CEQA findings;
- b) Determine the project denial to be exempt from CEQA pursuant to Guideline Section 15270; and
- c) Deny the appeal, Case No. 13APL-00000-00015, thereby affirming the County Planning Commission's denial of the project, Case Nos. 10RMM-00000-00001 and 11LLA-00000-00008.

Approval of Administrative Agenda

Departmental Agenda
Planning Items and Public Hearings

- 1) SUPERVISOR ADAM, SUPERVISOR LAVAGNINO [13-00497](#)

HEARING - Receive and file a report from the Agricultural Commissioner's Office regarding, Asian Citrus Psyllid, Scanner Program Implementation, Western Thrip Phyto issues, Invasive Species, and Chloropicrin/Fumigant. (EST. TIME: 30 MIN.)

- 2) SUPERVISOR CARBAJAL, SUPERVISOR WOLF [13-00532](#)

HEARING - Consider recommendations regarding the Beach Erosion Authority for Clean Oceans and Nourishment (BEACON) Single Use Carryout Bag Ordinance Final Environmental Impact Report (EIR), as follows: (EST. TIME: 1 HR)

a) Develop a draft Single Use Carryout Bag Ban Ordinance for the County unincorporated areas;

b) Determine how the Single Use Carryout Bag Ban Ordinance would be enforced;

c) Provide a budget for modifying the BEACON EIR to reflect the County as the Lead Agency; and

d) Return to the Board at the end of Summer 2013 to report on the above items and to consider initiating CEQA review on the Single Use Carryout Bag Ban Ordinance.

3) COMMUNITY SERVICES[13-00444](#)

HEARING - Consider recommendations regarding emPowerSBC Continuation Funding, as follows: (EST. TIME: 30 MIN.)

- a) Receive and file a report on emPowerSBC progress and an implementation plan for the next phase of emPower;
- b) Approve and authorize the Chair to execute the Agreement to Deliver the 2013/2014 County of Santa Barbara emPower Energy Efficiency Program (the "PUC Agreement") between County of Santa Barbara and Southern California Gas Company made available through the California Public Utility Commission (CPUC) 2013/2014 funding cycle;
- c) Subject to concurrence by the Auditor-Controller, County Counsel, and Risk Management, approve and authorize the County Executive Officer or designee to execute all follow on approvals required by the PUC Agreement;
- d) Approve and authorize the Chair to execute the California Energy Commission Sub-Recipient Agreement between the County of Los Angeles and Santa Barbara County ("CEC Agreement");
- e) Subject to concurrence by the Auditor-Controller, County Counsel, and Risk Management, approve and authorize the County Executive Officer or designee to execute all follow on approvals required by the CEC Agreement; and
- f) Determine that the approval and execution of the PUC and CEC Agreements 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 government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and direct staff to file a Notice of Exemption.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

4) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES[13-00529](#)

HEARING - Receive and file a report on Affordable Care Act (ACA) Implementation. (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

5) PLANNING AND DEVELOPMENT[13-00493](#)

HEARING - Consider the recommendations of the County Planning Commission to: (1) Approve Case No. 08ORD-00000-00018 which would amend Section 35-88 of Division 4, Zoning Districts, of the Article II Coastal Zoning Ordinance of Chapter 35, Zoning, of the Santa Barbara County Code, to allow exploration and production of sweet native natural gas by a public utility company for the purpose of expanding natural gas storage capacity in the PU, Public Works Utilities and Private Service Facilities, zone district; (2) Approve Case Nos. 12RVP-00000-00056 and 08CDP-00000-00185 to allow the Southern California Gas Company to explore for and produce native natural gas from the La Goleta site in order to expand the gas storage capacity; and, (3) Certify Environmental Impact Report 10EIR-00000-00001 for the project, located in the coastal zone, at 1171 More Ranch Road, Second District., as follows: (EST. TIME: 1 HR.)

- a) Make the required findings for approval, including CEQA findings, of the proposed Ordinance Amendment, development plan, and coastal development permit;
- b) Certify that Environmental Impact Report 10EIR-00000-00001 has been completed in compliance with the California Environmental Quality Act (CEQA) and CEQA Guidelines, and adopt the mitigation monitoring program contained in the Conditions of Approval;
- c) Approve Case No. 08ORD-00000-00018, an Ordinance amending Section 35-88 of Division 4, Zoning Districts, of the Article II Coastal Zoning Ordinance of Chapter 35, Zoning, of the Santa Barbara County Code; and
- d) Approve Case Nos. 12RVP-00000-00056 and 08CDP-00000-00185 subject to the conditions of approval.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Adjourn to**Tuesday, July 2, 2013****County Administration Building
Board Hearing Room
105 East Anapamu Street , Fourth Floor
Santa Barbara****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, June 25, 2013 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, June 27, 2013, at 5:00 PM and on Saturday, June 29, 2013, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>