

County of Santa Barbara
BOARD OF SUPERVISORS

ACTION SUMMARY

April 24, 2007

BETTERAVIA GOVERNMENT CENTER
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, Redevelopment Agency, the Santa Barbara Fund for Public and Educational Access and other Special Districts.

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

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

CONVENED 9:05 A.M.

COUNTY COUNSEL

[File Reference No. 07-00393](#)

Items to be discussed in closed session.

9:00 A.M. Reconvene to Regular Session**Roll Call**

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

Pledge of Allegiance**Report from Closed Session**

No reportable action taken.

Approval of Minutes of the April 17, 2007 meeting

A motion was made by Supervisor Centeno, seconded by Supervisor Gray, to Approve the minutes, as amended Directed that the action on Departmental Item 3) regarding Hourigan Residential Development reflect that the Board directed Public Works staff to return to the Board with information pertaining to the installation of a stop sign.

The motion carried unanimously.

Administrative Agenda**Resolutions to be Presented at 9:00 A.M.**A-1) SUPERVISOR GRAY

[File Reference No. 07-00383](#)

Adopt a Resolution of Appreciation honoring Sheriff Commander Bill Byrne for his dedicated service to the citizens of North County.

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Withdrawn from the agenda

The motion carried unanimously.

A-2) SUPERVISOR CENTENO

[File Reference No. 07-00388](#)

Adopt a Resolution of Commendation honoring Macgregor Hoobery for his Junior Golf Achievements.

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

RESOLUTION NO. 07-092

The motion carried unanimously.

Honorary Resolutions

A-3) SUPERVISOR CARBAJAL [File Reference No. 07-00389](#)

Adopt a Resolution honoring the Santa Barbara Trust for Historic Preservation upon the 225th anniversary of Santa Barbara Founding Day.

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

RESOLUTION NO. 07-093

The motion carried unanimously.

A-4) SUPERVISOR FIRESTONE [File Reference No. 07-00382](#)

Adopt a Resolution of Commendation honoring Deputy Roger Brenner upon his retirement from the Sheriff's Department for his faithful and distinguished service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 07-094

The motion carried unanimously.

Administrative Items

A-5) AUDITOR-CONTROLLER [File Reference No. 07-00374](#)

Consider recommendations regarding the Property Tax Administrative Cost Fee for 2006-07 (SB2557), as follows:

- a) Receive and file a report prepared by the Santa Barbara County Auditor-Controller establishing the 2006-07 Property Tax Administrative Cost Fee; and
- b) Adopt a Resolution to impose the fee pursuant to Revenue and Taxation Code sections 95.3 and 97.75.

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

a) Received and Filed.

b) Adopted.

RESOLUTION NO. 07-095

The motion carried unanimously.

- A-6) AUDITOR-CONTROLLER [File Reference No. 07-00375](#)
- Receive and file the County of Santa Barbara's Single Audit Reports for fiscal year ended June 30, 2005.
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Received and filed. The motion carried unanimously.**
- A-7) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00391](#)
- Approve Budget Revision Requests (SEE EXHIBIT A WITH POSTED AGENDA). (4/5 Vote Required).
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Approved. The motion carried unanimously.**
- A-8) COUNTY EXECUTIVE OFFICE [File Reference No. 07-00392](#)
- Consider amending the 2007 meeting schedule of the Board of Supervisors by cancellation of the regularly scheduled meeting of May 8, 2007.
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Approved. The motion carried unanimously.**
- A-9) PLANNING AND DEVELOPMENT [File Reference No. 07-00373](#)
- Authorize the Chair to execute an agreement with Rincon Consultants Inc. (a local vendor) to prepare the Environmental Impact Report (EIR) for the County of Santa Barbara Santa Ynez Valley Community Plan (SYVCP) and to authorize the Director of Long Range and Strategic Planning to issue a Notice to Proceed (NTP) on a project milestone basis. Total cost of the consultant contract for the EIR is \$299,700 plus a contingency of \$29,970 for a total not to exceed cost of \$329,670.
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Approved; Chair to Execute. The motion carried unanimously.**
- A-10) PLANNING AND DEVELOPMENT [File Reference No. 07-00378](#)
- Consider recommendations regarding the California Tiger Salamander Regional Conservation Strategy Steering Committee, as follows:
- a) Adopt a Resolution approving the formation of the Conservation Steering Committee (CSC) for the Regional Conservation Strategy Program; and
- b) Establish the mission of the CSC to advise County staff on the preparation of a Regional Conservation Strategy for the protection of the California tiger salamander and potentially other threatened or endangered species.
- A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Acted on as follows:**
- a) Adopted as Amended.**
- RESOLUTION NO. 07-096**
- b) Authorized.**
- The motion carried unanimously.**

A-11) PUBLIC WORKS[File Reference No. 07-00372](#)

Review and approve the Statement of Final Quantities for work performed and materials supplied for the construction of Storm Damaged Asphalt Concrete Overlay and Roadway Repair, Project # 810527, by the Contractor, Granite Construction Company Inc. (a local vendor) PO Box 6744, Santa Barbara, CA 93160, in the amount of \$788,794.10, First, Second and Third Districts.

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

A-12) PUBLIC WORKS[File Reference No. 07-00377](#)

Authorize the Chair to execute the Reimbursement Agreement between the County of Santa Barbara and HomeSuites, LLC, a California Limited Liability Company, for Hummel Village Senior Community Center II off-site roadway improvements not to exceed the amount of \$90,000.00; Orcutt area, Fourth District.

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

A-13) PUBLIC WORKS[File Reference No. 07-00390](#)

Consider recommendations regarding the Final Map of Tract No. 14,629, APN 097-371-008, Clubhouse Estates, located at the intersection of Burton Mesa Road and Clubhouse Road, Vandenberg Village area, Third District, as follows:

- a) Approve the Final Map of Tract No. 14,629;
- b) Accept the offer to dedicate Club House Court as an easement for public road purposes as shown on said map;
- c) Accept the offer to dedicate Lot 54 as an easement for public open space purposes as shown on said map; and
- d) Accept the offer to dedicate the waiver of abutter's access rights to Club House Road as shown on said map.

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

- a) **Approved.**
- b) through d) **Accepted.**

The motion carried unanimously.

A-14) SHERIFF [File Reference No. 07-00371](#)

Approve and execute an agreement with the Superior Court of Santa Barbara County for the Sheriff's Department to provide Court Security Services at County Court facilities for FY 2006-2007.

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

Board of Supervisors

A-15) SUPERVISOR WOLF [File Reference No. 07-00386](#)

Approve the appointment of Hal Onserud to the Human Relations Commissions, Second District.

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

A-16) SUPERVISOR WOLF [File Reference No. 07-00385](#)

Approve the reappointment of Magdalena Torres to the Commission for Women, Second District.

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

A-17) SUPERVISOR WOLF [File Reference No. 07-00387](#)

Approve the reappointment of Holly Unruh to the Arts Commission, Second District.

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

Hearing RequestsA-18) PUBLIC WORKS[File Reference No. 07-00379](#)

Set hearing to consider the recommendations regarding a right-of-way vacation for a portion of Madera Street, Santa Ynez Area, Third District, as follows:

a) Approve the Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines re: vacating the County's right-of-way underlying a portion of Madera Street which crosses Santa Barbara County Assessor's Parcel numbers 143-220-002, -018, and -020 near the township of Santa Ynez;

b) Adopt a resolution, Summary Order to Vacate, vacating the above referenced portion of Madera Street; and

c) Execute the Grant Deeds for the above referenced portion of Madera Street.

A motion was made by Supervisor Gray, seconded by Supervisor Centeno, that this matter be Set for a hearing, as follows: June 5, 2007 in Santa Barbara (EST. TIME: 60 MIN.) The motion carried unanimously.

A-19) SUPERVISOR FIRESTONE[File Reference No. 07-00407](#)

Adopt a Resolution of Commendation honoring Stan Random for his outstanding service to the Fish and Game Commission and for his close attentions to the welfare of the wildlife in Santa Barbara County.

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

RESOLUTION NO. 07-097

The motion carried unanimously.

Approval of Administrative Agenda

HEARING TIME: 9:02 A.M. - 9:18 A.M. (16 MIN.)

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

[File Reference No. 07-00001](#)

PUBLIC COMMENT

HEARING TIME: 9:28 A.M. - 9:55 A.M. (27 MIN.)

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 03-282) (07-00001)

RE: Casa Del Mural - Second District Supervisor Janet Wolf addressed the Board.

RE: County Budget - Dr. Robert Johns addressed the Board.

RE: California State Senate Bill 840, Universal Health Care Reform - Bob Bronfen, Peter Conn, Jack Brady, Carole Marks, Maggie Gold, Ron Faas, George Dailey, and Vibiana Saavadra addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

1) EMPLOYEES' RETIREMENT SYSTEM[File Reference No. 07-00358](#)

HEARING - Consider recommendations regarding an ordinance to adopt Government Code Section 31725.5, as follows: (EST. TIME: 10 MIN.)

- a) Consider the introduction (First Reading) of an ordinance adopting Government Code Section 31725.5, allowing for a change of position in lieu of disability retirement allowance for members eligible to retire for non service-connected disability. The ordinance will add Section 27-51 to Article IV of Chapter 27 of the Santa Barbara County Code; and
- b) Set a hearing for May 1, 2007, to consider the adoption (Second Reading) of an ordinance adopting Government Code Section 31725.5, allowing for a change of position in lieu of disability retirement allowance for members eligible to retire for non service-connected disability.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 12:59 P.M. - 1:05 P.M. (6 MIN.)

A motion was made by Supervisor Carbajal, 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.**
- b) **Adoption (second reading) set for May 1, 2007.**

The motion carried unanimously.

2) EMPLOYEES' RETIREMENT SYSTEM[File Reference No. 07-00355](#)

HEARING - Consider recommendations regarding the Santa Barbara County Employees' Retirement System Actuarial Studies for the Year Ending June 30, 2006, and establish Contribution Rates for Fiscal Year 2007-08, as follows: (EST. TIME: 45 MIN.)

a) Receive the experience study for the period July 1, 2003, through June 30, 2006, and the actuarial valuation report for the Santa Barbara County Employees' Retirement System as of June 30, 2006; and

b) Adopt contribution rates for members and the County and participation special districts for Fiscal Year 2007-08, as determined by the actuary and recommended by the Board of Retirement.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:05 P.M. - 2:18 P.M. (12 MIN.)

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

Received and filed staff report and conducted public hearing.

a) Received the experience study for the period July 1, 2003, through June 30, 2006, and the actuarial valuation report for the Santa Barbara County Employees' Retirement System as of June 30, 2006.

b) Adopted contribution rates for members and the County and participation special districts for Fiscal Year 2007-08, as determined by the actuary and recommended by the Board of Retirement.

The motion carried unanimously.

3) PLANNING AND DEVELOPMENT[File Reference No. 07-00145](#)

HEARING - Consider the findings for denial of the Halsell Single Family Residence Addition, Denial of 06LUP-00000-00585 based on the Brady Appeal (06APL-00000-00052) APN: 105-010-079, Fourth District, as follows: (EST. TIME: 1 HR.)

- a) Hold a full evidentiary hearing on the Brady Appeal (06APL-00000-00052);
- b) If the Board wishes to finalize its conceptual action of March 13, 2007, the Board should take the following actions:
 - i) Adopt the Findings;
 - ii) Uphold the Brady appeal (06APL-00000-00052), and thereby overturn the Director of Planning and Development and the Planning Commission decisions to approve 06LUP-00000-00585; and
 - ii) Deny Case No. 06LUP-00000-00585.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:05 A.M. - 12:58 P.M. (2 HRS. 53 MIN.)

**A motion was made by Supervisor Gray, seconded by Supervisor Wolf, that this matter be Acted on as follows:
Conducted public hearing.**

The Board took the following action:

- 1. Adopted findings set forth in Attachment A of staff report as supplemented at the hearing.**
- 2. Conceptually upheld the Brady appeal (06APL-00000-00052), and thereby overturned the Director of Planning and Development and the Planning Commission decisions to approve a 7,926 square feet structure, 06LUP-00000-00585;**
- 3. Conceptually approved the application for Case No. 06LUP-00000-00585, allowing only up to an additional 1,000 square feet to the existing structure subject to BAR review and recommendation as to compatibility with the neighborhood;**
- 4. Final proposed project to return to Board on consent agenda for final approval;**
- 5. Applicant shall have 30 days to notify the Director of whether applicant elects to pursue BAR review for additional 1,000 square feet.**

The motion carried by the following vote:

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

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

HEARING TIME: 10:05 A.M. - 12:58 P.M. (2 HRS. 53 MIN.)

Adjourned at 2:19 P.M.

The Board adjourned the meeting of April 24, 2007 in memory of Claudia Madsen of Santa Barbara and Margaret Holman and Pete Reyes of Santa Maria.

Adjourned to

May 1, 2007

County Administration Building

Board Hearing Room

105 East Anapamu Street , Fourth Floor

Santa Barbara

Announcements

The meeting of April 24, 2007, will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, April 26, 2007, at 5:00 PM on CSBTV Channel 20.

<http://www.countyofsb.org>