County of Santa Barbara BOARD OF SUPERVISORS



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

Mona Miyasato, County Executive Officer

Agenda

Tuesday, January 14, 2014 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

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 January 7, 2014 Meeting

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) (14-00001)

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.

Resolutions to be Presented at 9:00 A.M.

A-1) SUPERVISOR ADAM

14-00035

Adopt a Resolution of Commendation honoring Ronald L. Mose, Supervising Probation Officer, upon his retirement after over 27 years of service to the citizens of Santa Barbara County, and to the Probation Department.

Administrative Items

A-2) COMMUNITY SERVICES

14-00053

Consider recommendations regarding First Amendments to 2012/2013 Emergency Solutions Grants (ESG) Subrecipient Agreements, as follows:

- a) Approve and authorize the Director of the Community Services Department to execute a First Amendment to the 2012/2013 ESG Subrecipient Agreement with Santa Ynez Valley People Helping People to extend the time of performance to June 30, 2014;
- b) Approve and authorize the Director of the Community Services Department to execute a First Amendment to the 2012/2013 ESG Subrecipient Agreement with Good Samaritan Shelter to extend the time of performance to June 30, 2014;
- c) Approve and authorize the Director of the Community Services Department to execute a First Amendment to the 2012/2013 ESG Subrecipient Agreement with Casa Esperanza Homeless Shelter to extend the time of performance to June 30, 2014; and
- d) Determine that the approvals of the First Amendments to the Subrecipient Agreements are not the approvals of projects that are subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the projects are the 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.

A-3) COMMUNITY SERVICES

14-00054

Consider recommendations regarding a Subrecipient Agreement with Good Samaritan Shelter for Supportive Housing Program Grant for the Period Beginning October 1, 2013 and Ending September 30, 2015, as follows:

- a) Approve and authorize the Chair to execute a Supportive Housing Program Subrecipient Agreement with Good Samaritan Shelter in the amount of \$122,209.00; and
- b) Determine that the approval and execution of the Subrecipient Agreement is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), finding that the activities are covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and where it can be seen with certainty that there is no possibility that the activities in question may have a significant effect on the environment, the activities are not subject to CEQA, and direct staff to file a Notice of Exemption.

A-4) COUNTY EXECUTIVE OFFICE

14-00042

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

A-5) COUNTY EXECUTIVE OFFICE

14-00043

Consider recommendations regarding Sheriff - Coroner Bureau Facility Ventilation System, Second District, as follows:

- a) Receive and file a "Ventilation Study" related to findings 3a and 3b of the Santa Barbara Civil Grand Jury Report titled, Sheriff-Coroner's Bureau: The Manner of Death-A Final Diagnosis;
- b) Direct staff to include the study's recommended project scope and associated costs for consideration in the development of the County of Santa Barbara Fiscal Year 2014/2015
 Budget;
- c) Approve and authorize the Chair to execute a letter and direct staff to submit the letter to the Presiding Judge; and
- d) Determine that the proposed actions are administrative activities that will not result in physical changes to the environment and are therefore not a project subject to the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15378.

A-6) GENERAL SERVICES

14-00046

Consider recommendations regarding Public Health Department's Women, Infants and Children's (WIC) Program at Hutton Parker Foundation, Carpinteria, First District, as follows:

- a) Approve and authorize the Chair to execute the Second Amendment to Sub-Lease (Second Amendment), between the County of Santa Barbara (County) and the Hutton Parker Foundation, a non-profit corporation, for the County's leasing of office space to accommodate the Santa Barbara County Public Health Department's WIC Program at 5201 8th Street, Suite 314, in Carpinteria through October 18, 2018; and
- b) Determine that the proposed action is exempt from the California Environmental Quality Act (CEQA) guidelines, pursuant to Section 15301, and approve and direct staff to file and post a Notice of Exemption on that basis.

A-7) GENERAL SERVICES

14-00048

Consider recommendations regarding First District Supervisor's Office Lease at Hutton Parker Foundation, Carpinteria, First District, as follows:

- a) Approve and authorize the Chair to execute the Second Amendment to Sub-Lease, between the County of Santa Barbara (County) and the Hutton Parker Foundation, a non-profit corporation, for the County's subleasing of office space for the First District Supervisor at the Carpinteria Unified School District Building, located at 5201 8th Street, Suite 101, in Carpinteria for an additional five (5) years, expiring October 18, 2018, for a monthly rate of \$279.00; and
- b) Determine that the proposed action is exempt from the California Environmental Quality Act (CEQA) guidelines, pursuant to Section 15301, and approve and direct staff to file and post a Notice of Exemption on that basis.

A-8) GENERAL SERVICES

14-00049

Consider recommendations regarding the Los Olivos School Communications Lease, Los Olivos, Third District, as follows:

- a) Approve and authorize the Chair to execute the Los Olivos School Communications Lease (Lease) between the County of Santa Barbara (County) and the Los Olivos School District (Los Olivos School) located at 2540 Alamo Pintado Avenue, in Los Olivos (APN 135-220-072), in the City of Los Olivos, for a period of ten years, rent free, for the installation and operation of a small radio receiver antenna and related equipment; and
- b) Determine that the proposed action is for the leasing of a portion of an existing public structure involving negligible expansion of use beyond that which presently exists, that the proposed action is therefore exempt from the California Environmental Quality Act (CEQA), pursuant to 14 CCR 15301, Existing Facilities, and approve and direct staff to file and post a Notice of Exemption on that basis.

A-9) GENERAL SERVICES

14-00051

Consider recommendations regarding the Award of Contract to Smith Electric Service for the Santa Barbara Courthouse Air Handler Phase 3 Retrofit Project No. F02003, First District, as follows:

- a) Approve the plans and specifications for the Santa Barbara Courthouse Air Handler Retrofit Phase 3 Project No. F02003 (plans and specifications for this project are available from General Services Facilities Division);
- b) Grant the low bidder's (United Mechanical's) request for relief from their bid due to a clerical mistake, without forfeiture of their bid bond;
- c) Award Brannon, Inc. dba Smith Electric Service (a local vendor) a Contract for \$803,952.00 for the Courthouse Air Handler Phase 3 Retrofit Project;
- d) Authorize the Director of General Services, or designee, to approve change orders of an amount not to exceed 10% of the base amount of \$250,000.00 plus 5% of the bid in excess of the base amount or \$52,697.00 for this Contract; for a total project authorization of \$856,649.00; and
- e) Find that the proposed action is for the operation, repair or maintenance of an existing public structure and its mechanical equipment, involving negligible or no expansion of use beyond that which presently exists, and that the proposed action is therefore exempt from the California Environmental Quality Act (CEQA), pursuant to 14 CCR Section 15301; approve and direct staff to file with the Clerk of the Board, a Notice of Exemption on that basis.

A-10) GENERAL SERVICES

14-00050

Consider recommendations regarding Site Access License Agreements for Seismic Monitoring, Multiple Locations, Folio: 003690, First, Third, and Fifth Districts, as follows:

- a) Approve and authorize the Chair to execute the Site Access Agreement between the County of Santa Barbara, as licensor, and the U.S. Geological Survey (USGS), as licensee, to locate USGS seismic monitoring equipment on five (5) County-owned facilities for a period of twenty (20) years; and
- b) Determine that the proposed action is exempt from the California Environmental Quality Act (CEQA) guidelines, pursuant to Sections 15301, "Existing Facilities" and 15304 "Minor Alterations to Land," and approve and direct staff to file and post a Notice of Exemption on that basis.

A-11) PLANNING AND DEVELOPMENT

14-00036

Consider recommendations regarding the Coastal Commission's conditional certification of Amendment to the Local Coastal Program regarding Mobilehome Park Closure Ordinance Amendment, as follows:

- a) Receive and file a notice of the California Coastal Commission's conditional certification of the County's Amendment to the County's Local Coastal Program (Coastal Commission Case No. STB-MAJ-1-12-A, Mobilehome Park Closure Ordinance Amendment) with suggested modifications;
- b) Adopt a Resolution acknowledging receipt of the California Coastal Commission's conditional certification with modifications, accepting and agreeing to the modifications, agreeing to issue Coastal Development Permits for the total area included in the conditionally certified Local Coastal Program, and adopting the Local Coastal Program Amendments with the suggested modifications;
- c) Determine that the Board's action is not subject to the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080.9. The County relied upon CEQA Guidelines Section 15061(b)(3) (No Possibility of Significant Effect) for CEQA review of Case No. 11ORD-00000-00018, Mobilehome Park Closure Ordinance Amendment;
- d) Approve and authorize the Chair to execute a letter transmitting the Resolution to the California Coastal Commission; and
- e) Authorize the Planning and Development Department to transmit the adopted Resolution and Board Letter to the California Coastal Commission.

A-12) PUBLIC HEALTH

14-00037

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

- a) Approve and authorize the Chair to execute the Fourth Amendment to the Agreement with Central Coast Inpatient Consultants, Inc., (a local vendor) for hospitalist services extending the current term through March 31, 2014, for a total Contract amount of \$117,000.00; and
- b) Determine that these activities are exempt from California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15061(b)(4), since the recommended actions are government fiscal activities which do not involve commitment to any specific project which may result in a potentially significant physical impact on the environment.

A-13) PUBLIC WORKS

14-00039

Consider recommendations regarding the Environmental Impact Report Preparation Contract for Hollister Avenue-State Street Improvement Project, Public Works Project No. 863035, Second District, as follows:

- a) Approve and authorize the Chair to execute an Agreement for Services with Rincon Consultants, Inc. to complete an Environmental Impact Report for the Hollister Avenue-State Street Improvement Project for a base Contract amount of \$181,220.00, with a 10 percent contingency of \$18,122.00, for a total project authorization of \$199,342.00;
- b) Authorize the Director of Public Works or designee to approve changes or additions in the services being performed in an amount not to exceed 10 percent of the base Contract amount; and
- c) Find that the proposed approval of the Contract is not a project under California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15378(b) as it involves administrative activities that will not result in physical changes in the environment, and approve the filing of a Notice of Exemption on that basis.

A-14) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

14-00044

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

Consider recommendations regarding the authorization to proceed to negotiation for purchase of right-of-way for the Las Vegas - San Pedro Creeks Capacity Improvements Project, Second District, as follows:

- a) Authorize the Santa Barbara County Flood Control and Water Conservation District to proceed with right-of-way negotiations for the potential purchase of property in fee or easement for use by Flood Control to construct improvements associated with the Las Vegas San Pedro Creeks Capacity Improvements Project, Project Number SC8322; and
- b) Determine, pursuant to 14 CCR 15162, that a Mitigated Negative Declaration (MND) was adopted for the Las Vegas-San Pedro Creeks Capacity Improvement Project on October 4, 2011 and an Addendum to the MND was approved on April 10, 2012, that no substantial changes are proposed in the project, no substantial changes have occurred with respect to the circumstances under which the project is undertaken, and no new information of substantial importance has been received with respect to the project or the mitigation measures, and therefore no new EIR or Negative Declaration is required for the approval of the recommended actions.

A-15) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

14-00045

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

Consider recommendations regarding the Lower Mission Creek Flood Control Project, Reach 1A - Harbor View Inn Waterline Relocation and Parking Lot Modification, Second District, as follows:

- a) Approve plans and specifications for the Lower Mission Creek Flood Control Project, Reach 1A - Harbor View Inn Water Line Relocation and Parking Lot Modification; and
- b) Find that pursuant to the California Environmental Quality Act (CEQA) Guidelines section 15162, no substantial changes are proposed, there are no substantial changes in circumstances and no new information of substantial importance has come to light regarding environmental effects of the project or feasibility of mitigation measures and, therefore this action is within the scope of the project covered by the Environmental Impact Report/Environmental Impact Statement (EIR/EIS) for the Lower Mission Creek Flood Control Project as well as the Findings, and Statement of Overriding Considerations approved and adopted by the Board on May 10, 2011, and therefore, no subsequent environmental document is required.

A-16) SOCIAL SERVICES, GENERAL SERVICES

14-00034

Consider recommendations regarding Social Services Lease at 302 Carmen Lane in Santa Maria, and Reconfiguration of Existing Site, Fifth District, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute the Lease Agreement (Lease) between the County of Santa Barbara (County) and Vernon Group, a general partnership, for the County's leasing of the property and building located at 302 West Carmen Lane, in Santa Maria, for an initial term of five (5) years, with one option to extend the Lease for an additional five years, beginning at a monthly base rent of \$12,000.00, for use by the County's Department of Social Services;
- b) Approve Budget Revision Request No. 0003198 to increase revenue by \$838,400.00 and increase appropriations for services and supplies for one-time leased building modifications/improvements, furniture and supplies (\$731,850.00) and on-going lease, operating and data and communications costs (\$106,550.00);
- c) Approve Budget Revision Request No. 0003197 to increase revenue by \$828,500.00 and increase appropriations for services and supplies (\$793,500.00) and Fixed Asset (\$35,000.00) for the one-time cost to reconfigure work areas in existing sites to accommodate the expansion and adjacency needs of program staff being affected; and
- d) Determine that the proposed actions above are exempt from the California Environmental Quality Act (CEQA), pursuant to 14 CCR 15301, and approve and direct staff to file and post a Notice of Exemption on that basis.

Hearing Requests

A-17) PUBLIC WORKS

14-00041

Set a hearing to consider recommendations regarding an Ordinance Amending Chapter 29 of the Santa Barbara County Code Relating to the Stormwater Management and Discharge Control Ordinance, as follows:

(Set hearing for February 4, 2014. Time estimate: 15 minutes)

- a) Consider the introduction (first reading) of an Ordinance Amending Article IV of Chapter 29 of the Santa Barbara County Code Relating to Stormwater Management and Discharge Control (read title and waive further reading beyond the title); and
- b) Set a hearing on the Administrative Agenda of February 11, 2014 to consider recommendations, as follows:
- Consider the adoption (second reading) of an Ordinance Amending Article IV of Chapter 29 of the Santa Barbara County Code Relating to Stormwater Management and Discharge Control; and
- ii) Find that the proposed Ordinance Amendment is for the protection of the environment and does not involve construction activities or relaxation of standards and is therefore exempt from the California Environmental Quality Act (CEQA) Guidelines Section 15308 (Actions by Regulatory Agencies for the Protection of the Environment) and approve the filing of a Notice of Exemption on that basis.

Resolutions to be Presented at 9:00 A.M.

A-18) <u>SUPERVISOR LAVAGNINO</u>

14-00055

Adopt a Resolution of Commendation honoring James Voysey upon his judicial appointment.

ADDENDUM

Items A-19), A-20), A-21) and A-22) are added to the Administrative Agenda, as follows:

Administrative Items

A-19) SUPERVISOR LAVAGNINO

14-00086

Consider recommendations regarding minor amendments to the North Board of Architectural Review, as follows:

- a) Direct Planning and Development staff to return to the Board with minor amendments to Ordinance No. 4869 and Article V, Planning and Zoning, of Chapter 2, Administration, of the County Code, to update residency requirements for members of the North Board of Architectural Review; and
- b) Determine that this action is an administrative activity and not a project under the California Environmental Quality Act pursuant to CEQA Guidelines section 15378(b)(5).

Board of Supervisors

A-20) SUPERVISOR ADAM

14-00070

Approve the reappointment of Michael C. Maglinte to the Northern Board of Architectural Review, term ending December 31, 2016.

A-21) SUPERVISOR ADAM

14-00071

Approve the reappointment of Robert W. Jones to the Northern Board of Architectural Review, term ending December 31, 2016, Fourth District.

A-22) SUPERVISOR LAVAGNINO

14-00085

Approve the appointment of Kevin Small to the North County Board of Architectural Review, term ending December 31, 2014, Fifth District.

Approval of Administrative Agenda

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

1) AGRICULTURAL COMMISSIONER

14-00047

HEARING - Receive and file a report on Economic Contributions of Santa Barbara Agriculture. (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

2) COUNTY EXECUTIVE OFFICE

14-00033

HEARING - Consider recommendations regarding 2014 Legislative Platform, as follows: (EST. TIME: 45 MIN.)

- a) Receive a report on issues and projects included as part of the Santa Barbara County's 2014 Legislative Platform;
- b) Adopt the County's 2014 Legislative Platform; and
- c) Receive and file year-end federal advocacy report from Tom Walters and Associates Inc. and state advocacy report from Governmental Advocates.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

3) <u>COUNTY EXECUTIVE OFFICE</u>

14-00040

HEARING - Consider recommendations regarding the recruitment process for filling a vacancy on the Retirement Board of the Santa Barbara County Employees Retirement System, as follows: (EST. TIME: 15 MIN.)

- a) Receive and file an update on the existing vacancy on the Retirement Board of the Santa Barbara County Employees Retirement System; and
- b) Provide direction to staff regarding the recruitment and appointment process.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Adjourn to

Tuesday, January 21, 2014

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, January 14, 2014 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, January 16, 2014, at 5:00 PM and on Saturday, January 18, 2014, at 10:00 AM on CSBTV Channel 20.

http://www.countyofsb.org