

**County of Santa Barbara**  
**BOARD OF SUPERVISORS**



*First District - Salud Carbajal*

*Second District - Janet Wolf, Vice Chair*

*Third District - Doreen Farr*

*Fourth District - Joni Gray*

*Fifth District - Joseph Centeno, Chair*

*Michael F. Brown, County Executive Officer*

**Agenda**

**Tuesday, October 20, 2009**

**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, Redevelopment 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](http://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 Hearing 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 03-282 (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](http://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://bos-agenda.sbcgov.net/calendar/#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 8:00 A.M. and 9:00 A.M. and between 1:00 P.M. and 2:00 P.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.*

**7:50 A.M. .... Convene and Recess to Closed Session**

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

**Roll Call**

**Pledge of Allegiance**

**Report from Closed Session**

**Approval of Minutes of the October 13, 2009 Meeting**

**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.*

**Honorary Resolutions**

A-1) SUPERVISOR CARBAJAL [09-00888](#)

Adopt a Resolution of Commendation recognizing Santa Barbara Superior Court Commissioner Deborah M. Talmage as a 2009 Zona Seca, Inc. Partners Making a Difference honoree.

A-2) SUPERVISOR CARBAJAL [09-00889](#)

Adopt a Resolution of Commendation recognizing Santa Barbara Superior Court Commissioner Edward DeCaro as a 2009 Zona Seca, Inc. Partners Making a Difference honoree.

A-3) SUPERVISOR CARBAJAL [09-00890](#)

Adopt a Resolution of Commendation honoring Anne Smith Towbes as a recipient of the Anti-Defamation League's 2009 Distinguished Community Service Award in Santa Barbara County.

A-4) SUPERVISOR CARBAJAL [09-00893](#)

Adopt a Resolution of Commendation honoring the Housing Authority of the City of Santa Barbara upon its 40th anniversary of service to the community in Santa Barbara County.

**A-5) SUPERVISOR WOLF**[09-00891](#)

Adopt a Resolution of Commendation honoring Joni Meisel as a recipient of the Anti-Defamation League's 2009 Distinguished Community Service Award in Santa Barbara County.

**A-6) SUPERVISOR FARR**[09-00892](#)

Adopt a Resolution of Commendation honoring Sherianne Cotterell as the recipient of the Anti-Defamation League's 2009 Education Award in Santa Barbara County.

**Administrative Items****A-7) COUNTY EXECUTIVE OFFICE**[09-00906](#)

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

**A-8) GENERAL SERVICES**[09-00899](#)

Consider recommendations regarding a Real Property Purchase Contract and Deed for the Tepusquet Road Mile Post 5.9, Folio No. 003602, Fifth District, as follows:

a) Approve and authorize the Chair to execute the Real Property Purchase Contract And Escrow Instructions (Permanent Easement) with Thomas A. Rees, as Trustee of the Rees Family Trust Dated May 15, 1992, for a permanent roadway and slope easement over a portion of 3201 Tepusquet Road, Santa Maria, APN 131-210-019, in the amount of \$2,350.00;

b) Accept the Permanent Easement Deed to the real property conveyed from Thomas A. Rees, as Trustee of the Rees Family Trust Dated May 15, 1992 to the County of Santa Barbara for a portion of land located on the property known as 3201 Tepusquet Road, APN 131-210-019; and

c) Authorize the Clerk of the Board to execute the Certificate of Acceptance.

**A-9) PLANNING AND DEVELOPMENT**[09-00894](#)

Approve and authorize the Chair to execute a Professional Services Contract with Marine Research Specialists (MRS) (not a local vendor) to prepare the Environmental Impact Report (EIR) for the Venoco Line 96 Modification Project in a not-to-exceed amount of \$324,206.00, which includes a 15% contingency, for the period of October 21, 2009 through August 31, 2010, Third District.

**A-10) PLANNING AND DEVELOPMENT**[09-00900](#)

Adopt a Resolution recognizing and approving repair and maintenance activities to the Santa Cruz Island Airstrip by The Nature Conservancy, Second District.

**A-11) PUBLIC WORKS**[09-00897](#)

Consider recommendations regarding the construction of Storm Damage Repair on Jalama Road at Mile Post 4.4 South of Highway 1, County Project No. 862258, Federal Project No. ER-4200(006), Third District, as follows:

- a) Approve the Project and Notice of Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines;
- b) Authorize the Director of Public Works to proceed with right-of-way negotiations; and
- c) Authorize the Director of Public Works to advertise for construction bids.

**A-12) PUBLIC WORKS**[09-00898](#)

Consider recommendations regarding the acceptance of Bicycle Transportation Account Grant Funding, Second and Third Districts, as follows: (4/5 Vote Required)

- a) Approve the acceptance of \$118,550 in grant funding from the Caltrans Bicycle Transportation Account (BTA) for the Maria Ygnacio Bikepath Paving Project;
- b) Approve the acceptance of \$165,510 in grant funding from the Caltrans BTA for the Maria Ygnacio Bikepath Solar Lighting Project;
- c) Approve the acceptance of \$135,000 in grant funding from the Caltrans BTA for University of California at Santa Barbara's (UCSB) Coastal Route Bikeway Link Project; and
- d) Approve Budget Revision Request No. 2008071 to accept the awards of grant funding from the Caltrans BTA.

**A-13) SOCIAL SERVICES**[09-00896](#)

Approve the appointment of Diane Hollems to the Santa Barbara County Workforce Investment Board for a term ending September 31, 2012.

**Board of Supervisors****A-14) SUPERVISOR FARR**[09-00903](#)

Approve the reappointment of Robert Coe to the Assessment Appeals Board No. 2, term ending October 20, 2012, Third District.

**A-15) SUPERVISOR CENTENO**[09-00905](#)

Approve the appointment of Gina G. Gluyas to the Santa Barbara County Assessment Appeals Board No. 2, term ending September 1, 2012, Fifth District.

**A-16) SUPERVISOR FARR**[09-00909](#)

Consider recommendations regarding the formation of the Gaviota Coast Planning Advisory Committee (GavPAC), Third District, as follows:

a) Adopt a Resolution approving the formation of the Gaviota Coast Planning Advisory Committee (GavPAC);

b) Appoint the following eleven (11) members, as nominated by the Third District Supervisor, to serve on the GavPAC:

- i) Jose Baer
- ii) Beverly Boise-Cossart
- iii) Terri Bowman
- iv) Michael Feeney
- v) Charles D. Kimbell, Chair
- vi) Mark Lloyd
- vii) Christina McGinnis
- viii) Philip McKenna
- ix) Jenifer McNabb
- x) Guner Tautrim
- xi) Paul VanLeer; and

c) Apply the provisions included in the Resolution of the Board of Supervisors and the Guidelines for General Plan Advisory Committees, as may be amended, including compliance with the Ralph M. Brown Act governing open meetings for local government bodies, to the administration of the GavPAC for the duration of the appointment.

**Hearing Requests****A-17) PLANNING AND DEVELOPMENT****[09-00902](#)**

Set hearing to consider recommendations regarding Case No. 09APL-00000-00025, the Sipple appeal of the Montecito Planning Commission's July 28, 2009 denial of Case Nos. 09APL-00000-00013 and 09APL-00000-00014, located at 660 Stonehouse Lane, APN 155-060-028, Montecito Area, First District, as follows:  
(Set hearing for 11/3/09. Time estimate 1 hour.)

- a) Deny the appeal, Case No. 09APL-00000-00025 thereby upholding the Montecito Planning Commission's (MPC) denial of the Sipple appeals, case numbers 09APL-00000-00013 and 09APL-00000-00014, as shown in the July 28, 2009 MPC Action Letter;
- b) Accept the CEQA Notice of Exemption;
- c) Grant de novo approval of Case No. 06BAR-00000-00182, upholding the Montecito Board of Architectural Review's (MBAR) decision of approval; and
- d) Grant de novo approval of Case No. 09LUP-00000-00166, as revised by the Montecito Planning Commission and subject to the conditions of approval in the originally-approved Land Use Permit.

**A-18) PUBLIC HEALTH****[09-00901](#)**

Set hearing to consider recommendations regarding the Spay-Neuter Task Force Report and Recommendations, as follows:  
(Set hearing for 11/3/09. Time estimate 3 hours.)

- a) Consider recommendations from the Spay-Neuter Task Force and consider the introduction (first reading) of Ordinance amendments to the County Code Chapter 7 and the Animal Services Fee Schedule effective January 1, 2010;
- b) Set hearing for December 1, 2009 to consider the adoption (second reading) of Ordinance amendments to the County Code Chapter 7 and the Animal Services Fee Schedule;
- c) Approve a Notice of Exemption pursuant to California Environmental Quality Act of 1970 (CEQA) Guidelines;
- d) Commend the Task Force members on their work and the completion of their duties; and
- e) Direct staff to return to the Board of Supervisors in 24-36 months with data to report on the effectiveness of any Ordinance approved by the Board, as well as performance measures on licensing levels resulting from the Responsible Pet Ownership Program.

**Approval of Administrative 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. 03-282) (09-00001)*

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



**Departmental Agenda****Planning Items and Public Hearings**1) COUNTY EXECUTIVE OFFICE[09-00887](#)

HEARING - Consider recommendations regarding the 2010 Appointment of the County Representative(s) to the California State Association of Counties (CSAC) and to the National Association of Counties (NACO), as follows: (EST. TIME: 10 MIN.)

a) Appoint one member of the Board of Supervisors as the 2010 Santa Barbara County representative on the California State Association of Counties (CSAC) Board of Directors and one member as the alternate representative; and

b) Appoint one member of the Board of Supervisors as the 2010 Santa Barbara County representative to the National Association of Counties (NACO).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

**Legislative History**

10/13/09 BOARD OF SUPERVISORS Set for a hearing, as follows:

2) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES[09-00827](#)

HEARING - Receive and file a presentation regarding the Fiscal Year 2008-2009 Santa Barbara County Commission for Women Annual Report. (EST. TIME 20 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

**Legislative History**

9/22/09 BOARD OF SUPERVISORS Set for a hearing, as follows:

**ADDENDUM****Departmental Item No. 3) is amended as follows:**3) COUNTY EXECUTIVE OFFICE[09-00859](#)

HEARING - Receive and file a status report on Assembly Bill 1536 (~~Oil and Gas Leases~~) (Distributed Energy Resources Incentive Program) and provide direction to staff. (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

**Legislative History**

10/6/09 BOARD OF SUPERVISORS Continued, as follows:

4) PLANNING AND DEVELOPMENT[09-00907](#)

HEARING - Receive and file a briefing in the matter of the Santa Barbara County Telecommunications Program and current permit processing. (EST. TIME 1 HR.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

5) PLANNING AND DEVELOPMENT[09-00358](#)

HEARING - Consider recommendations regarding the Santa Barbara Ranch Development, as follows: (EST. TIME 2 HRS.)

a) Receive a follow-up report on the matter of the Santa Barbara Ranch Project and provide direction to staff in regard to the Coastal Commission's incompleteness letter dated January 6, 2009, and deficiency notice dated February 4, 2009;

b) Accept the Addendum dated October 5, 2009 to the Santa Barbara Ranch FEIR as adequate environmental review for the actions;

c) Adopt a finding that the Development Agreements approved by Ordinance 4694 are not yet effective because of the following:

i) For the Inland Development Agreement, final approval by California Department of Conservation of the Williamson Act Contract Modifications and Agricultural Conservation Easement Exchange has not occurred; and

ii) For the Coastal Development Agreement, final approval by California Department of Conservation of the Williamson Act Contract Modifications and Agricultural Conservation Easement Exchange and certification by the Coastal Commission of the Local Coastal Program Amendments by the Coastal Commission have not occurred;

d) Consider the introduction (first reading) of an Ordinance rescinding the Board of Supervisors' previous approval of Development Agreements for Santa Barbara Ranch, and vacating its previous authorization for the owners of Dos Pueblos Ranch to seek their own Development Agreement; and

e) Set hearing for October 27, 2009 to consider adoption (second reading) of an Ordinance rescinding the Board of Supervisors' previous approval of Development Agreements for Santa Barbara Ranch, and vacating its previous authorization for the owners of Dos Pueblos Ranch to seek their own Development Agreement.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

4/21/09 BOARD OF SUPERVISORS Set for a hearing, as follows:

5/5/09 BOARD OF SUPERVISORS Continued, as follows:

6/23/09 BOARD OF SUPERVISORS Acted on and continued, as follows:

*HEARING TIME: 3:30 P.M. - 4:40 P.M. (70 MIN.)*

8/18/09 BOARD OF SUPERVISORS Continued, as follows:

*HEARING TIME: 10:52 A.M. - 10:55 A.M. (3 MIN.)*

**Adjourn to**

**October 27, 2009**

**Betteravia Government Center**

**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, October 20, 2009 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, October 22, 2009, at 5:00 PM and on Saturday, October 24, 2009, at 10:00 AM on CSBTV Channel 20.*

**<http://www.countyofsb.org>**