

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



*First District - Salud Carbajal*  
*Second District - Janet Wolf, Chair*  
*Third District - Doreen Farr*  
*Fourth District - Joni Gray, Vice Chair*  
*Fifth District - Joseph Centeno*

*Michael F. Brown, County Executive Officer*

**Agenda**

**Tuesday, January 12, 2010**

**9:00 AM**

**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.

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 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](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://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 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**

- 1) COUNTY COUNSEL [10-00009](#)

Closed Session Agenda

**Approval of Minutes of the previous Meeting of January 5, 2010**

**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 WOLF [10-00012](#)

Adopt a Resolution of Commendation honoring Commander Jeffrey L. Meyer upon his retirement from the Sheriff's Department after over 30 years of faithful and distinguished service to the citizens of Santa Barbara County.

- A-2) SUPERVISOR CENTENO [10-00054](#)

Adopt a Resolution of Commendation honoring Curtis Tunnel, former Fifth District Supervisor, Santa Barbara County Board of Supervisors, upon his 100th Birthday.

**Administrative Items**

- A-3) GENERAL SERVICES [10-00056](#)

Approve Amendment No. 1 to the original Transfer Agreement for the Santa Maria Family Mediation Facility extending the County of Santa Barbara's deadline for entering into and obtaining fully-executed Construction Agreements for the new Clerk's building from December 31, 2009 to June 30, 2010.

**A-4) GENERAL SERVICES**[10-00048](#)

Consider recommendations regarding the Clerk-Recorder-Assessor Election Division Consolidation Project No. 8685, Phase II, Award of Construction Contract, Second District, as follows:

- a) Approve and authorize the Chair to execute a Fixed Price Construction Contract for Phase II of the Clerk-Recorder-Assessor Election Division Consolidation Project, Project No. 8685, in the amount of \$205,161.00 to the lowest responsible bidder willing to honor their bid, SBS Corporation (not a local vendor), 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;
- b) 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; and
- c) Authorize the Director of General Services to approve change orders of an amount not to exceed 10% of a base amount of \$250,000.00 plus 5% of the bid in excess of the base amount, or \$20,516.00 for this contract.

**A-5) PLANNING AND DEVELOPMENT**[10-00047](#)

Approve and authorize the Chair to execute Amendment No. 2 to Kroll Ontrack's existing applicant-funded Contract, to extend the end date to June 30, 2010, without any increase in the contract amount. This amendment is necessary for Kroll Ontrack to complete their assembling of administrative records for Santa Barbara Ranch.

**A-6) PUBLIC WORKS**[10-00051](#)

Approve and authorize the Chair to execute the Statement of Final Quantities for work performed and materials supplied for the construction of 2009 American Recovery and Reinvestment Act (ARRA), Minor Bridge Rehabilitation Project, County Project No. 810535, by the Contractor, Granite Construction Company (a local vendor with an office in Santa Barbara), Post Office Box 50085, Watsonville, CA 95077, in the amount of \$265,776.60, First, Second, Third, and Fifth Districts.

**A-7) SANTA BARBARA COUNTY EMPLOYEE'S RETIREMENT SYSTEM**[10-00049](#)

Order that no Special Election be held for the General Member of the Board of Retirement, and direct the Clerk of the Board to cast a unanimous ballot in favor of the sole nominated member, Darryl Scheck.

**Hearing Requests****A-8) AUDITOR-CONTROLLER****[10-00052](#)**

Set hearing to consider recommendations regarding the Property Tax Administration Fee for 2009-2010, SB2557, as follows:

(Set hearing for 1/19/10. Time estimate 15 minutes.)

a) Receive and file a report prepared by the Santa Barbara County Auditor-Controller establishing the 2009-2010 Property Tax Administration Fee; and

b) Adopt a Resolution to impose the fee pursuant to Revenue and Taxation Code Sections 95.3 and 97.75.

**A-9) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT****[10-00053](#)**

Set hearing to consider the request of the Central Coast Water Authority (CCWA) regarding the reacquisition of suspended State Water for drought buffer purposes, as follows:

(Set hearing for 1/19/10. Time estimate 1 hour.)

a) Receive a report from CCWA regarding reacquisition of 12,214 acre-feet of suspended State Water; and

b) Direct Staff of the CEO's Office and Public Works to work with CCWA on developing an agreement for proceeding with the request and return to the Board for further action.

**ADDENDUM****Item A-10) is added to the Administrative Agenda, as follows:****A-10) SUPERVISOR CENTENO****[10-00093](#)**

Approve the appointment of Randy Melcombe to the Historic Landmark Advisory Commission, term ending January 1, 2011, Fifth District.

**Item A-11) is added to the Administrative Agenda, as follows:****A-11) SUPERVISOR CENTENO****[10-00094](#)**

Approve the appointment of Bonnie Royster to the Civil Service Commission, term ending May 1, 2011, Fifth District.

**Approval of Administrative Agenda****Board Member Reports**

**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) (10-00001)*

*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[09-01014](#)

HEARING - Consider recommendations regarding the annual Federal and State Legislative Reports and Contract renewal, as follows: (EST. TIME: 1 HR.)

a) Approve and authorize the Chair to execute a Contract with Governmental Advocates, Inc. for state advocacy services for the period of January 1, 2010 through December 31, 2010 for an amount not to exceed \$61,236.00;

b) Receive a presentation from Governmental Advocates, Inc. to provide an update on state advocacy services rendered in the prior year; and

c) Receive a presentation from Thomas Walters and Associates to provide an update on federal advocacy services rendered in the prior year.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

2) COUNTY EXECUTIVE OFFICE[10-00038](#)

HEARING - Consider recommendations regarding the 2010 Legislative Platform, as follows: (EST. TIME: 1 HR.)

a) Receive and file a report on issues and projects included as part of the County's 2010 Legislative Platform; and

b) Adopt the County's 2010 Legislative Platform.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

3) HOUSING AND COMMUNITY DEVELOPMENT[09-00969](#)

HEARING - Consider recommendations regarding the County Municipal Energy Financing District, Proposed Resolution of Intention, as follows: (EST. TIME 30 MIN.)

a) Direct staff to provide the Board of Supervisors' written notice of a proposed contractual assessment program to all water and electric providers within the boundaries of the County of Santa Barbara;

b) Direct staff to provide the proposed County of Santa Barbara Resolution Declaring Intention (Resolution of Intention) to Finance the Installation of Distributed Generation Renewable Energy Sources, and Energy Efficiency and Water Efficiency Improvements to cities within the County;

c) Direct staff to provide the cities with a draft resolution approving participation in the County's program; and

d) Set hearing for March 16, 2010 to consider the adoption of the proposed County of Santa Barbara Resolution of Intention, following action by each participating city.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

4) PUBLIC WORKS[10-00039](#)

HEARING - Consider recommendations regarding the California Statewide Local Streets and Roads Needs Assessment Report, as follows: (EST. TIME: 30 MIN.)

a) Receive a report on the recently completed California Statewide Local Streets and Roads Needs Assessment Report;

b) Adopt a Resolution supporting the findings of the California Statewide Local Streets and Roads Needs Assessment; and

c) Approve and authorize the Chair to execute a letter to the Governor and all local state legislators expressing opposition to future cuts to vital transportation funding.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE



5) PLANNING AND DEVELOPMENT[09-01021](#)

HEARING - Consider recommendations regarding the Chisan Nursery Appeal of the Planning Commission approval of the Chisan Nursery Development Plan, Third District, as follows: (EST. TIME: 1 HR.)

- a) Adopt the required findings for the project specified in the Planning Commission action letter dated November 2, 2009;
- b) Deny the appeal, Case No. 09APL-00000-00028, thereby upholding the Planning Commission's approval of 07DVP-00000-00035; and
- c) Grant de novo approval of Case No. 07DVP-00000-00035, subject to the conditions specified in the Planning Commission action letter and attachments dated November 2, 2009.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

**Adjourn to January 19, 2010****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 12, 2010 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, January 14, 2010, at 5:00 PM and on Saturday, January 16, 2010, at 10:00 AM on CSBTV Channel 20.*

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