

**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, February 2, 2010**

**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 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**

COUNTY COUNSEL

[10-00009](#)

Closed Session Agenda

**Approval of Minutes of the January 26, 2010 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.*

**Resolutions to be Presented**

A-1) SUPERVISOR WOLF

[10-00126](#)

Adopt a Resolution of Commendation honoring Rosemary Banko of the County Fire Department as the February 2010 Santa Barbara County Employee of the Month.

**Resolutions to be Presented at 11:45 A.M.**

A-2) SUPERVISOR CARBAJAL

[10-00120](#)

Adopt a Resolution of Commendation honoring Tim Steele for his dedicated service to the residents of Mission Canyon and to Santa Barbara County.

**Honorary Resolutions**

A-3) SUPERVISOR CARBAJAL

[10-00117](#)

Adopt a Resolution of Commendation honoring the 2010 Carpinterian of the Year.

A-4) SUPERVISOR CARBAJAL

[10-00118](#)

Adopt a Resolution of Commendation honoring the 2010 Junior Carpinterian of the Year.

A-5) SUPERVISOR WOLF[10-00113](#)

Adopt a Resolution of Commendation honoring Chris Wilson upon his retirement from the Public Works Department after 29 years of dedicated and loyal service to the County of Santa Barbara.

A-6) SUPERVISOR WOLF[10-00114](#)

Adopt a Resolution of Commendation honoring Fred Espinosa upon his retirement from the Public Works Department after 30 years of dedicated and loyal service to the County of Santa Barbara.

A-7) SUPERVISOR WOLF[10-00115](#)

Adopt a Resolution of Commendation honoring Vern Guggenmos upon his retirement from the Public Works Department after 29 years of outstanding service to the County of Santa Barbara and the Public Works Department.

A-8) SUPERVISOR WOLF[10-00116](#)

Adopt a Resolution of Commendation honoring John Haines upon his retirement from the Public Works Department after 32 years of dedicated and loyal service to the County of Santa Barbara.

**Administrative Items**A-9) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES[10-00122](#)

Approve and authorize the County Executive Officer to execute an Amendment and subsequent amendments to the multi-year combined Negotiated Net Amount (NNA) and Drug Medi-Cal (DMC) revenue agreement with the California State Department of Alcohol and Drug Programs for a maximum amount not to exceed \$19,243,382.00 for the period of Fiscal Years 2007-2010.

A-10) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES[10-00125](#)

Approve and authorize the Chair to execute an Amendment to the contract with Transitions Mental Health Association (a local vendor) to expand Supported Housing services in North County in the amount of \$293,766.00 for a total contract maximum in the amount of \$1,023,766.00, for the period of July 1, 2009 through June 30, 2010.

A-11) COUNTY COUNSEL[10-00128](#)

Approve and authorize the Chair to execute an Agreement for Legal Services with Duane Morris, LLP, in a not-to-exceed amount of \$50,000.00, for specialized legal services to pursue contracting for the reacquisition and transfer of rights to approximately 12,500 acre/feet of water from the State Water Project. (4/5 Vote Required)

**A-12) FIRE**[10-00112](#)

Adopt a Resolution authorizing the Fire Department to conduct Federal Bureau of Investigation criminal background checks on prospective employees who are EMT-I or EMT-II certified.

**A-13) GENERAL SERVICES**[10-00127](#)

Consider recommendations regarding the Award of Contract to Republic Elevator for the Engineering Building Elevator Modernization Project, Project No. F01004, First District, as follows:

a) Approve the plans and specifications for the Engineering Building Elevator Modernization Project, Project No. F01004, on file with General Services Facilities, Capital Maintenance Program;

b) Award Republic Elevator (a local vendor) a contract in the amount of \$144,210.00 for the Engineering Building Elevator Modernization Project; and

c) Authorize the Director of General Services to approve change orders of an amount not to exceed 10 percent (10%) of the base amount, or \$14,421.00 for this contract.

**A-14) GENERAL SERVICES**[10-00131](#)

Approve and authorize the Chair to execute a Memorandum of Understanding authorizing General Services Vehicle Operations to perform contract maintenance and repair work on the vehicle fleet owned and operated by the City of Guadalupe, Fifth District.

**A-15) PLANNING AND DEVELOPMENT**[10-00023](#)

Consider the adoption (second reading) of an Ordinance amending Chapter 24A, Administrative Fines, of the Santa Barbara County Code relating to the issuance of notice of violations to clarify the contents of the notices and the method to serve the notices, to be effective 30 days from adoption.

**A-16) SHERIFF**[10-00121](#)

Consider recommendations regarding the donation of \$25,000.00 towards the purchase of equipment for the Sheriff's Department, as follows: (4/5 Vote Required)

a) Accept a one-time \$25,000.00 cash donation from Sergey Grishin of SG Acquisitions, LLC to be used to purchase law enforcement equipment; and

b) Approve Budget Revision No. 2000748 recognizing the donation and appropriating the expenditure.

**A-17) SOCIAL SERVICES****[10-00124](#)**

Approve a Budget Revision Request to increase unanticipated revenue in the amount of \$1,135,891.00 and decrease the use of Social Services special revenue fund balance. (4/5 Vote Required)

**A-18) SOCIAL SERVICES****[10-00106](#)**

Adopt a Resolution for the alignment of Local Process to Allow for Comprehensive, Integrated, Collaborative Community-based Responses to Child Abuse and Neglect to designate the Santa Barbara County Child Abuse Prevention Council as the required local voluntary council to carry out the administration of the Children's Trust Fund as set forth in Sections 18965-18971 of the Welfare and Institutions Code.

**A-19) TREASURER-TAX COLLECTOR****[10-00130](#)**

Adopt a Resolution in the Matter of Declaring its Official Intent to Reimburse Certain Expenditures from Proceeds of Indebtedness related to the reimbursement of Emergency Operations Center Capital Project Expenditures from debt proceeds.

**Board of Supervisors****A-20) SUPERVISOR FARR****[10-00134](#)**

Approve and authorize the Chair to execute a Letter of Support for Friends of the Library for Congressional funding for the expansion of the Solvang Library, Third District.

**Hearing Requests****A-21) COUNTY EXECUTIVE OFFICE****[10-00119](#)**

Set hearing to consider recommendations regarding an Isla Vista Car Share Program Ordinance and Resolution, Third District, as follows:  
(Set hearing for 2/16/10. Time estimate 20 minutes.)

- a) Consider the introduction (first reading) of an Ordinance amending Chapter 23 of the Santa Barbara County Code pertaining to the Use of County Rights-of-Way to provide for Car Share parking;
- b) Receive and file a report regarding a proposed Resolution to allow use of County Rights-of-Way for Car Share Purposes in Isla Vista consistent with California Vehicle Code (CVC) Section 22507.1; and
- c) Set hearing for February 23, 2010 to consider recommendations, as follows:
  - i) Consider the adoption (second reading) of an Ordinance amending Chapter 23 of the Santa Barbara County Code, pertaining to the Use of County Rights-of-Way for Car Share Parking Purposes; and
  - ii) Consider the adoption of a Resolution to allow use of County Rights-of-Way for Car Share Purposes in Isla Vista consistent with California Vehicle Code (CVC) Section 22507.1.

**A-22) COUNTY EXECUTIVE OFFICE****[10-00123](#)**

Set hearing to consider recommendations regarding the Fiscal Year 2010-2011 Budget Workshop: Defining the Problem; and Fiscal Year 2010-2011 Budget Workshop: Potential Service Level Impacts, as follows:  
(Set hearing for 2/9/10. Time estimate 2 hours.)

- a) Receive a presentation on the projected budget for Fiscal Year 2010-2011 to include analysis of major expenditure drivers and revenue projections;
- b) Receive and file the Fiscal Year 2009-2010 Adopted Cost Center Performance Plan and General Fund Contribution Inventory to be used as budget analysis tools; and
- c) Set hearing for February 22, 2010 to receive and file a report on potential service level impacts of the Fiscal Year 2010-2011 Budget; and
- i) Receive presentations from the County Executive Office and departments regarding potential service level impacts of the Fiscal Year 2010-2011 Budget.

**A-23) PUBLIC WORKS**[10-00136](#)

Set hearing to consider recommendations regarding an appeal of the County Surveyor's decision to deny issuing a Certificate of Compliance on APN 153-300-020, Cule, Second District, as follows:

(Set hearing for 2/16/10. Time estimate 10 minutes.)

a) Uphold the County Surveyors decision to deny a Certificate of Compliance on APN 153-300-020 and direct the County Surveyor to initiate the process to file a Notice of Violation under Section 66499.36 of the California Government Code; or

b) Direct the County Surveyor to issue a Certificate of Compliance on APN 153-300-020.

**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. 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, AUDITOR-CONTROLLER [10-00099](#)

HEARING - Receive and file, per the provisions of Government Code Section 29126.2, the Fiscal Year 2009/2010 Financial Status Report as of December 31, 2009, showing the status of appropriations and financing for all departmental budgets adopted by the Board of Supervisors, including the amounts, impacts, and services being provided by American Recovery and Reinvestment Act (ARRA) funding. (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

- 2) GENERAL SERVICES [10-00091](#)

HEARING - Consider whether or not to proceed to construction with the Public Defender Remodel project and the Betteravia Administration Building Expansion project. Both projects have been completely designed and are ready to advertise for construction bids. (EST. TIME: 45 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

- 3) PLANNING AND DEVELOPMENT [10-00102](#)

HEARING - Consider recommendations regarding the Process Improvement Update, as follows: (EST. TIME: 45 MIN.)

- a) Receive and file a status report on the Planning and Development Department's Process Improvement efforts; and
- b) Endorse the recommended work plan and provide direction to staff as appropriate.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

**ADDENDUM****Departmental Item No. 4) is amended as follows:****4) SUPERVISOR FARR [10-00133](#)**

HEARING - Consider recommendations regarding the Crimes Against Homeless - Homeless Death Review Team Report, as follows: (EST. TIME: 30 MIN.)

a) Direct the Homeless Death Review Team to undertake a project in collaboration with law enforcement, ~~and~~ appropriate homeless service providers and interested County commissioners and community members to research deaths and violence against homeless persons from 2009 to the present in Santa Barbara County; and

b) Direct the Homeless Death Review Team to report back to the Board of Supervisors in 3 to ~~6~~ 5 months.

**5) SUPERVISOR FARR [10-00135](#)**

HEARING - Consider recommendations regarding homeless sheltering during periods of inclement weather, as follows: (EST. TIME: 30 MIN.)

a) Receive and file a status report on homeless sheltering during periods of inclement weather;

b) Determine any actions that the Board of Supervisors may want to take to address homeless needs for the balance of the winter months such as providing funding for supplies, providing staffing, and/or providing locations for warming centers; and

c) Determine whether to adopt existing draft protocols for hazardous weather as they pertain to sheltering the homeless or recommend revisions.

**6) COUNTY EXECUTIVE OFFICE****10-00092**

HEARING - Consider the Transient Occupancy Tax Rate, as follows: (EST. TIME: 45 MIN.)

a) Receive and file a report from staff regarding a possible vulnerability related to the Board's 1990 two percent (2%) transient occupancy tax increase;

b) Adopt a Resolution Proposing to Continue the Transient Occupancy Tax Rate at Its Current Level of Ten Percent (10%), Submitting the Proposed Language for Continuation to the Electorate for Approval, and Requesting and Ordering Consolidation with the June 8, 2010 General Election on Said Tax Rate Continuation (4/5 Vote Required); or

c) Consider the introduction (first reading) of an Ordinance Amending Section 32-12 of the Santa Barbara County Code to Decrease the Transient Occupancy Tax Rate from Ten Percent (10%) to Eight Percent (8%) of the Rent Charged and Repealing Ordinance No. 3889 (the Decrease and Repeal Ordinance);

i) Set hearing for February 9, 2010 to consider the adoption (second reading) of the Decrease and Repeal Ordinance; and

ii) Set hearing for February 9, 2010 to adopt a Resolution Proposing to Increase the Transient Occupancy Tax Rate from Eight Percent (8%) to Ten Percent (10%), Submitting the Proposed Language for Increase to the Electorate for Approval, and Requesting and Ordering Consolidation with the June 8, 2010 General Election. (4/5 Vote Required)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

**ADDENDUM**

**Departmental Item No. 7) is added to the Departmental Agenda, as follows:**

**7) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES****10-00149**

HEARING - Discuss the pending retirement of the District Attorney and provide direction to staff. (EST. TIME: 20 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

**Adjourn to****February 9, 2010****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, February 2, 2010 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, February 4, 2010, at 5:00 PM and on Saturday, February 6, 2010, at 10:00 AM on CSBTV Channel 20.*

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