

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, May 25, 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

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

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

Legislative History

Approval of Minutes of the May 17, 2010 Special Hearing

Approval of Minutes of the May 18, 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 CENTENO

[10-00465](#)

Adopt a Resolution proclaiming May 2010 as Mental Health Month in Santa Barbara County.

Administrative Items

A-2) AUDITOR-CONTROLLER

[10-00459](#)

Receive and file the Auditor-Controller's Report on the Statement of Assets of the Santa Barbara County Treasurer, as of March 31, 2010.

A-3) COUNTY EXECUTIVE OFFICE

[10-00467](#)

Receive and file the Fiscal Year 2010-2011 Proposed Operating Plan and Budget for Santa Barbara County.

A-4) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES**[10-00482](#)**

Adopt the Fiscal Year 2010-2011 employer contribution rates recommended by the Santa Barbara County Employees Retirement System (SBCERS) actuary and approved by the Board of Retirement on November 18, 2009, to be effective on July 1, 2010 or for the payroll cycle in which that date occurs, pursuant to Government Code Section 31454.

A-5) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES**[10-00483](#)**

Consider recommendations regarding the adoption of Wage Concession Agreements, as follows:

a) Adopt the ratified tentative agreements reached with the Service Employees International Union Local 620 (SEIU Local 620), the Engineers and Technicians Association (ETA), and the Union of American Physicians and Dentists (UAPD), for wage concessions; and

b) Implement the same provisions for confidential employees.

A-6) DISTRICT ATTORNEY**[10-00442](#)**

Adopt a Resolution authorizing the District Attorney to renew the Criminal Restitution Compact with the State Victim Compensation and Government Claims Board in the amount of \$95,787.00 for Fiscal Year 2010-2011.

A-7) GENERAL SERVICES**[10-00476](#)**

Consider recommendations regarding a Contract with Smith Electric Service for the Santa Barbara Veterans Clinic HVAC Replacement Project No. J02030, Second District, as follows:

a) Approve the plans and specifications for the Santa Barbara Veterans Clinic HVAC Replacement Project No. J02030. Plans and specifications are on file with General Services Facilities, Capital Maintenance Program;

b) Approve and authorize the Chair to execute a Contract with Smith Electric Service (a local vendor) in the amount of \$ 393,613.00 for the Santa Barbara Veterans Clinic HVAC Replacement Project; and

c) Authorize the Director of General Services to approve change orders of an amount not to exceed 10% of the first \$250,000.00 plus 5% of \$143,613.00, or \$32,180.65 for this Contract.

A-8) GENERAL SERVICES**[10-00477](#)**

Consider recommendations regarding the Clerk Recorder Assessor Election Division Consolidation Project No. 8685, Phase IB, 4440 Calle Real, Santa Barbara, Construction Contract Amendment No. 1, Second District, as follows:

a) Approve and authorize the Chair to execute Amendment No. 1 to the Contract with Ardalan Construction, Inc. (not a local vendor) for Phase IB of the Clerk Recorder Assessor Election Division Consolidation Project (Project No. 8685) located at 4440 Calle Real, Santa

Barbara, in the amount of \$42,638.00 for a total amended Contract amount of \$134,138.00;
and

b) Re-authorize the Director of General Services or his designee to approve additional changes to the Contract of an amount not to exceed 10% of the original contract amount, or \$9,150.00 for this Contract.

**Department requests withdrawal of Administrative Item No. A-9) from the
Agenda**

A-9) HOUSING AND COMMUNITY DEVELOPMENT

[10-00399](#)

Approve the submittal of the Santa Barbara County HOME Consortium and CDBG Urban County Partnership Final 2010 Annual Action Plan.

Legislative History

- 5/4/10 BOARD OF SUPERVISORS Set for a hearing, as follows:
- A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows: May 11, 2010 in Santa Maria (EST. TIME: 30 MIN.). The motion carried by the following vote:
- Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno
- 5/11/10 BOARD OF SUPERVISORS Acted on as follows:
- Received and filed staff presentation and conducted public hearing.
- A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Acted on as follows:
- a) and b) Continued to Monday, May 17, 2010 in Santa Barbara at 9:00 a.m. (EST. TIME: 3 HRS.)
- Directed staff to address all issues raised by the Board at the hearing on May 17, 2010.
- The motion carried by the following vote:
HEARING TIME: 3:01 P.M. - 5:05 PM (2 HRS. 4 MIN.)
- Ayes: 4 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, and Supervisor Gray
- Absent: 1 Supervisor Centeno
- 5/17/10 BOARD OF SUPERVISORS Acted on as follows:

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

b) and c) Directed staff to amend the "2010 County CDBG Capital Project Funding Allocations" as follows:

County Health Clinic Elevator
Reactivation and Modernization, County
of Santa Barbara - \$300,000

New Cuyama Modular Community
Center, County of Santa Barbara -
\$250,000

URC Legacy: An SBSHC Interfaith
Cooperative House, Santa Barbara
Student Housing Cooperative -
\$175,000

Housing Activity Delivery Costs, County
of Santa Barbara - \$79,587

Luis Oasis Senior Center, Orcutt Area
Seniors in Service - \$75,482

New Quality of Life Services Building,
VTC Enterprises - \$50,000

Microenterprise Development, Women's
Economic Ventures - \$50,000

The Board further also directed staff that if any CDBG capital funding from the current cycle is subject to reallocation in the future because a funded project is not able to meet regulatory or program requirements, then those funds shall be reallocated by the Board of Supervisors to a project or projects that applied for the current round CDBG capital funds.

Directed staff to return on May 25, 2010 on the Administrative Agenda.

The motion carried by the following vote:

Ayes: 4 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, and
Supervisor Gray

Noes: 1 Supervisor Centeno

Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr,
Supervisor Gray, and Supervisor Centeno

A-10) HOUSING AND COMMUNITY DEVELOPMENT[10-00402](#)

Consider recommendations regarding the Santa Barbara County HOME Consortium and CDBG Urban County Partnership Final 2010-2015 Consolidated Plan and Final 2010 Annual Action Plan, as follows:

a) Adopt a Resolution authorizing submittal of the Santa Barbara County HOME Consortium and Urban County Partnership 2010-2015 Consolidated Plan, a United States Department of Housing and Urban Development (HUD) required five-year strategic planning document articulating the partnerships' priorities, goals and objectives for allocation and expenditure of HUD entitlement funding over the next five years, and 2010 Annual Action Plan, which represents the grant application for the first operating year of the 2010-2015 Consolidated Plan.

Legislative History

5/4/10 BOARD OF SUPERVISORS Set for a hearing, as follows:

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows: May 11, 2010 in Santa Maria (EST. TIME: 45 MIN.). The motion carried by the following vote:

Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

5/11/10 BOARD OF SUPERVISORS Acted on as follows:

Received and filed staff presentation and conducted public hearing.

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

a) and b) Continued to Monday, May 17, 2010 in Santa Barbara at 9:00 a.m. (EST. TIME: 3 HRS.)

Directed staff to address all issues raised by the Board at the hearing on May 17, 2010.

The motion carried by the following vote:
HEARING TIME: 3:01 P.M. - 5:05 PM (2 HRS. 4 MIN.)

Ayes: 4 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, and Supervisor Gray

Absent: 1 Supervisor Centeno

5/17/10 BOARD OF SUPERVISORS Acted on as follows:

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

Received and filed staff presentation and conducted public hearing.

a) Received and filed.

b) Directed staff to return on May 25, 2010 on the Administrative Agenda.

The motion carried by the following vote:
HEARING TIME: 9:05 A.M. - 12:05 P.M. (3 HRS.)

Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-11) PARKS[10-00462](#)

Consider recommendations regarding the Goleta Beach Sand Replenishment Project, Parks Project No. 8598, Federal Emergency Management Agency (FEMA) Project No. 1577-DR, Public Works Project No. 2207, Second District, as follows: (4/5 Vote Required)

- a) Accept the Notice of Completion for work performed by AIS Construction (a local vendor), located at 6420 Via Real, Suite 6, Carpinteria, California 93013; and
- b) Approve the Statement of Final Quantities for the work performed for this project by the Contractor, in the amount of \$1,320,004.00.

A-12) PARKS[10-00471](#)

Adopt a Resolution approving the grant application and authorizing the Chair to execute a grant contract with the California Arts Council (CAC), and designate Ginny Brush as the Executive Director of the Santa Barbara County Arts Commission, to execute the 2010-2011 State and Local Partnership Program (SLPP) grant contract with the California Arts Council, contingent upon approval of the application by the California Arts Council.

A-13) PARKS[10-00480](#)

Approve and authorize the Chair to execute Amendment No. 1 to the Contract with Flowers and Associates, Inc. (a local vendor) for Additional Engineering Services (Construction Services) to complete the construction of Sewer Lift Station No. 3 at Cachuma Lake Recreation Area, in the amount of \$27,786.00, Third District.

A-14) PROBATION[10-00460](#)

Consider recommendations regarding an application to pursue tenth year allocation funding under the Juvenile Justice Crime Prevention Act, as follows:

- a) Approve and authorize the Chief Probation Officer to submit the Application for Approval to the Corrections Standards Authority (CSA) in order to utilize tenth year funding in the amount of \$1,075,814.00 allocated to Santa Barbara County under the Juvenile Justice Crime Prevention Act (JJCPA), for the period of July 1, 2010 through June 30, 2011, and related contracts, amendments, or extensions with the State of California;
- b) Approve the County's Comprehensive Multi-Agency Juvenile Justice Plan (CMJJP) and funding proposal for Fiscal Year 2010-2011 for submission to the CSA for approval; and
- c) Assure that the County will adhere to the CSA's contract terms and statutory requirements, participate in the collection of the required data, and use grant funding to supplement and not supplant existing programs.

A-15) PROBATION[10-00463](#)

Adopt a Resolution authorizing the Chief Probation Officer to submit, execute, and accept the Juvenile Accountability Block Grant (JABG) in the amount of \$35,527.00, for the period of July 1, 2010 through June 30, 2011, from the California Corrections Standards Authority (CSA).

A-16) PUBLIC HEALTH[10-00461](#)

Approve and authorize the Chair to execute the Second Amendment to the Professional Services Agreement with Contractor on Payroll Nancy Nudell Kupperman, M.D. (a local physician) to provide substitute clinic-based physician care in the Public Health Department Health Care Centers in an amount not to exceed \$257,000.00, plus benefits but not subject to retirement, for the period of December 17, 2007 through June 12, 2011.

A-17) PUBLIC WORKS[10-00394](#)

Consider recommendations regarding Construction of El Colegio Roadway Improvements (Phase II), Public Works Project No. 864042, Third District, as follows:

- a) Approve plans and specifications for Construction of the El Colegio Roadway Improvements (Phase II), County Project No. 864042;
- b) Award the Construction Contract in the amount of \$2,240,765.70 to the lowest responsive bidder, Granite Construction, Inc., (a local vendor with an office in Santa Barbara), P.O. Box 50085, Watsonville, CA 95077, subject to the provisions of documents and certification as set forth in the plans and specifications applicable to the project, and as required by law;
- c) 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 County Counsel, Auditor-Controller, Risk Manager or their authorized representatives; and
- d) Approve a contingency fund in the amount of \$124,538.29 for Construction of the El Colegio Roadway Improvements (Phase II), County Project No. 864042.

Legislative History

5/11/10

BOARD OF SUPERVISORS

Acted on as follows:

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

a) Approved;

b) Authorized; and

c) Set for May 25, 2010 in Santa Maria on the Administrative Agenda.

The motion carried by the following vote:

Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-18) PUBLIC WORKS

[10-00472](#)

Consider recommendations regarding the Disadvantaged Business Enterprise (DBE) Program for Federal Fiscal Year 2010/11, as follows:

a) Approve and authorize the Chair to execute the Annual Anticipated Disadvantaged Business Enterprise Participation Level (AADPL) of 7.3% (3.4% race-neutral, 3.9% race-conscious) and the methodology that are presented herein, in accordance with Title 49 of the Code of Federal Regulations, Part 26, and the State of California, Department of Transportation Disadvantaged Business Enterprise Program; and

b) Designate and authorize the Public Works Director to act on the County's behalf as the Liaison Officer for the Disadvantaged Business Enterprise Program, to negotiate and execute all documents pertaining to the program, to the extent permitted by law.

A-19) PUBLIC WORKS

[10-00473](#)

Approve and authorize the Chair to execute an Amendment to the existing agreement with Moffatt and Nichol Inc. (not a local vendor) to extend the date of completion by one year, from June 30, 2010 to June 30, 2011, for design and permitting services for the Sandyland Seawall Repair Project, County Project No. 720548, First District.

**A-20) PUBLIC WORKS, BOARD OF DIRECTORS, LAGUNA COUNTY
SANITATION DISTRICT**

[10-00300](#)

Acting as Board of Directors, Laguna County Sanitation District:

Consider recommendations regarding an Ordinance Adopting Service Charges, Connection Fees, and Trunk Line Fees, and a Resolution Relative to Collection of Service Charges on the Tax Roll; Fourth and Fifth Districts, as follows:

a) Consider the adoption (second reading) of an Ordinance amending Ordinance No. 3130 to revise service charges, connection fees and other related fees for the Laguna County

Sanitation District;

b) Adopt a Resolution relative to the collection of service charges on the tax rolls; and

c) Approve the Notice of Exemption pursuant to Section 15273 (a) (1) - (4) of the State Guidelines for Implementation of the California Environmental Quality Act.

Legislative History

4/13/10

BOARD OF SUPERVISORS

Set for a hearing, as follows:

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows: May 11, 2010 in Santa Maria (EST. TIME: 30 MIN.). The motion carried by the following vote:

Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

5/11/10

BOARD OF SUPERVISORS

Acted on as follows:

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

Received and filed staff presentation and conducted public hearing.

a) Read title, waived reading of Ordinance in it's entirety. Introduction approved; adoption (second reading) set for May 25, 2010;

b) Received and filed;

c) Accepted; and

d) i) - iii) Set hearing on the Administrative Agenda for May 25, 2010 in Santa Maria.

The motion carried by the following vote:

HEARING TIME: 2:00 P.M. - 2:50 P.M. (50 MIN.)

Ayes: 4 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, and Supervisor Gray

Noes: 1 Supervisor Centeno

A-21) SOCIAL SERVICES[10-00464](#)

Approve and authorize the Chair to execute a contract with BIT CA, dba Document Fulfillment Services (DFS) (not a local vendor), for the purpose of printing and mailing client correspondence from the CalWORKS's Information Network (CalWIN) System for the period of July 1, 2010 through June 30, 2013 at a total cost not to exceed \$876,000.00, with \$292,000.00 for Fiscal Year 2010-2011, \$292,000.00 for Fiscal Year 2011-2012, and \$292,000.00 for Fiscal Year 2012-2013.

A-22) SOCIAL SERVICES[10-00478](#)

Approve and authorize the Chair to execute a Contract for the period of June 1, 2010 through May 31, 2011 with Fighting Back Santa Maria Valley (FBSMV) (a local non-profit organization), in an amount not to exceed \$200,000.00, in order to provide year-round gang prevention and intervention services to eligible Workforce Investment Act (WIA) youth participants in the City of Santa Maria, Fifth District.

A-23) TREASURER-TAX COLLECTOR[10-00190](#)

Consider recommendations regarding the Contract with Manatron Inc. to Replace the Property Tax and Cashiering System, as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute Contract with Manatron, Inc. (not a local vendor) for an amount not to exceed \$3,225,670.00 for the development and implementation of property tax/treasury software and five years of maintenance;

b) Approve Budget Revision Request No. 858 transferring \$2,000,000.00 from the 2009-2010 capital designation and \$434,000.00 from the strategic reserve for a total of \$2,434,000.00; and

c) Determine that approval of the contract with Manatron is not subject to the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(3) and 15378(b)(5) of the CEQA Guidelines, because it will not result in a direct or reasonably foreseeable indirect physical change in the environment, and approve the Notice of Exemption.

Legislative History

3/2/10

BOARD OF SUPERVISORS

Set for a hearing, as follows:

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: March 9, 2010 in Santa Maria (EST. TIME: 10 MIN.).

The motion carried by the following vote:

Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

3/9/10

BOARD OF SUPERVISORS

Acted on as follows:

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

Received and filed staff presentation and conducted public hearing.

a) and b) No action taken.

Directed staff to negotiate a contract with the vendor and return to the Board as appropriate with financing options.

The motion carried by the following vote:

HEARING TIME: 10:54 A.M. - 11:13 A.M. (19 MIN.)

Ayes: 4 Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

Absent: 1 Supervisor Carbajal

5/4/10

BOARD OF SUPERVISORS

Withdrawn from the agenda

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this matter be Withdrawn from the agenda. The motion carried by the following vote:

HEARING TIME: 10:21 A.M. - 10:22 A.M. (1 MIN.)

Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

Board of Supervisors**A-24) SUPERVISOR FARR [10-00468](#)**

Approve the reappointment of Catherine Boyer to the Santa Barbara County Arts Commission, term ending June 30, 2013, Third District.

A-25) SUPERVISOR FARR [10-00469](#)

Approve the reappointment of James Rohde to the Santa Barbara County Mental Health Commission, term ending July 1, 2013, Third District.

A-26) SUPERVISOR FARR [10-00470](#)

Approve the appointment of Les Jones to the Advisory Board on Alcohol and Drug Problems, term ending May 31, 2013, Third District.

Hearing Requests**A-27) AGRICULTURAL COMMISSIONER [10-00466](#)**

Set hearing to consider recommendations regarding an Ordinance relating to the Agricultural Commissioner's Revised Fee Schedule, as follows:
(Set hearing for 6/1/10. Time estimate 20 minutes.)

a) Consider the introduction (first reading) of an Ordinance amending the Agricultural Commissioner's Fee Schedule; and

b) Set hearing for June 15, 2010 on the Administrative Agenda to consider the adoption (second reading) of an Ordinance amending the Agricultural Commissioner's Fee Schedule.

A-28) COUNTY EXECUTIVE OFFICE [10-00479](#)

Set hearing to consider and adopt responses to the Grand Jury Report titled, "Under the Radar and Under the Gun - Budget Cuts Threaten the Frail and Elderly and the Disabled of All Ages", as follows:
(Set hearing for 6/1/10. Time estimate 15 minutes.)

a) Adopt responses as the Board of Supervisors' responses to the Grand Jury Report, "Under the Radar and Under the Gun - Budget Cuts Threaten the Frail, Elderly and the Disabled of All Ages"; and

b) Approve and authorize the Chair to execute a letter forwarding responses to the Presiding Judge.

A-29) COUNTY EXECUTIVE OFFICE, OFFICE OF EMERGENCY SERVICES, [10-00475](#)
PUBLIC HEALTH

Set hearing to receive and file a report from staff regarding the activities related to homeless warming centers during the past 2009-2010 winter season.

(Set hearing for 6/1/10. Time estimate 15 minutes.)

ADDENDUM

Item A-30) is added to the Administrative Agenda, as follows:

A-30) GENERAL SERVICES [10-00506](#)

Set hearing to consider recommendations regarding the Santa Maria Court Clerk's Building, Project No. 8526, Award Construction Contract, Fifth District, as follows:

(Set hearing for 6/1/10. Time estimate 20 minutes.)

a) Reject the bid submitted by Lewis C. Nelson and Sons, Inc. (Nelson) as non-responsive, based on the following findings to be made by your Board:

i) The irregularities in Nelson's bid were material and render the bid non-responsive; and

ii) To the extent that the deviations from bid requirements may be considered immaterial, the Board elects to exercise its discretion by declining to waive the irregularities in Nelson's bid;

b) Find that the non-responsiveness of Nelson's bid renders moot any requirement for a hearing on its claim of "inadvertent clerical error" regarding incorrect subcontractor listings;

c) Award a fixed price Construction Contract to the lowest responsive, responsible bidder, Vernon Edwards Constructors, Inc., (Edwards) (a local vendor) in the amount of \$3,569,098.00, subject to the provisions of the Contract and the plans and specifications applicable to the project;

d) Authorize the Director of General Services or his designee to approve change orders up to the limit specified in Public Contract Code Section 20142, or \$150,000.00 for this Contract; and

e) 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.

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

Department requests withdrawal of Departmental Item No. 1) from the Agenda

1) **PUBLIC DEFENDER**

[10-00404](#)

HEARING - Consider recommendations regarding a contract with outside counsel, as follows: (4/5 Vote Required) (EST. TIME: 30 MIN.)

a) Receive and file reports from the Public Defender's Office, the Civil Grand Jury, and the State Attorney General's office regarding the indigent defense (David Alexander Irwin case) and report on solicitation for legal services to assist with Department's representation;

b) Approve and authorize the Chair to execute the Agreement for legal services; and

c) Approve the budget revision request.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: WITHDRAW

Legislative History

5/4/10

BOARD OF SUPERVISORS

Continued, as follows:

A motion was made by Supervisor Centeno, seconded by Supervisor Carbajal, that this matter be Continued, as follows: May 11, 2010 on the Departmental Agenda in Santa Maria (EST. TIME: 30 MIN.). The motion carried by the following vote:

Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

5/11/10

BOARD OF SUPERVISORS

Continued, as follows:

A motion was made by Supervisor Wolf, seconded by Supervisor Carbajal, that this matter be Continued, as follows: May 25, 2010 in Santa Maria (EST. TIME: 15 MIN.). The motion carried by the following vote:

HEARING TIME: 1:50 P.M. - 1:55 P.M. (5 MIN.)

Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

Department requests continuance of Departmental Item No. 2) to June 15, 2010**2) SUPERVISOR GRAY****[10-00450](#)**

HEARING - Approve and authorize the Chair to execute a letter supporting the Agricultural Advisory Committee's position regarding the Central Coast Regional Water Quality Control Board's proposal for a new agricultural discharge waiver. (EST. TIME: 45 MIN.)

Legislative History

5/11/10

BOARD OF SUPERVISORS

Acted on as follows:

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

a) Approved as Amended (Attachment A to Board Letter dated May 7, 2010); Chair to execute,

Continued hearing to Monday, May 25, 2010 in Santa Barbara (EST. TIME: 45 MIN.)

The motion carried by the following vote:

Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

3) COUNTY CLERK-RECORDER-ASSESSOR**[10-00408](#)**

HEARING - Consider recommendations regarding a Contract for the purchase and implementation of a new integrated property assessment administration and valuation system, as follows: (4/5 Vote Required) (EST. TIME: 15 MIN.)

a) Approve and authorize the Chair to execute a Contract with Colorado CustomWare Inc. (not a local vendor) for an amount not to exceed \$1,023,800.00 for the development and implementation of an integrated property assessment administration and valuation system, plus ongoing maintenance and third-party subscriptions and licenses not to exceed \$132,850.00 per annum;

b) Approve Budget Revision No. 841 in the amount of \$248,791.00 for Fiscal Year 2009-2010 expenditures and source of funding from the Assessor Designation; and

c) Determine that approval of the Contract with Colorado CustomWare Inc. is not subject to the California Environmental Quality Act (CEQA) pursuant to section 15060(c)(3) and 15378(b)(5) of the CEQA Guidelines, because it will not result in a direct or reasonable foreseeable indirect physical change in the environment, and approve the Notice of Exemption.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

5/11/10

BOARD OF SUPERVISORS

Set for a hearing, as follows:

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows: May 25, 2010 in Santa Maria (EST. TIME: 30 MIN.). The motion carried by the following vote:

Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

ADDENDUM**Departmental Item No. 4) is amended as follows:****4) HOUSING AND COMMUNITY DEVELOPMENT**[10-00368](#)

HEARING - Consider recommendations regarding a Santa Ynez Valley Tourism Business Improvement District, Third District, as follows: (EST. TIME: 30 MIN.)

a) Receive and file a report on the potential formation of the Santa Ynez Valley Tourism Business Improvement District;

b) Consider the adoption of a Resolution of Consent of the County of Santa Barbara supporting the City of Solvang's establishment of the Santa Ynez Valley Tourism Business Improvement District that would include part of the unincorporated area of the County; and

c) If the Board adopts the Resolution of Consent, approve a Notice of Exemption pursuant to County's California Environmental Quality Act Guidelines, citing CEQA Guidelines Sections 15060(c)(3) and 15378(b)(4).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

- 4/20/10 BOARD OF SUPERVISORS Set for a hearing, as follows:
- A motion was made by Supervisor Carbajal, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: May 4, 2010 in Santa Barbara (EST. TIME: 30 MIN.). The motion carried by the following vote:
- Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno
- 5/4/10 BOARD OF SUPERVISORS Acted on and continued, as follows:
- A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Acted on and continued, as follows:
- a) Received and filed staff presentation and conducted public hearing.
- b) and c) Continued to May 18, 2010 in Santa Barbara (EST. TIME: 30 MIN.)
- The motion carried by the following vote:
- HEARING TIME: 11:20 A.M. - 12:00 P.M. (40 MIN.)*
- Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno
- 5/18/10 BOARD OF SUPERVISORS Continued, as follows:
- A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Continued, as follows: May 25, 2010 in Santa Maria (EST. TIME: 30 MIN.). The motion carried by the following vote:
- HEARING TIME: 9:50 A.M. - 9:51 A.M. (1 MIN.)*
- Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

5) COUNTY EXECUTIVE OFFICE[10-00455](#)

HEARING - Consider recommendations regarding reorganization options for the Housing and Community Development Department, as follows: (EST. TIME: 30 MIN.)

- a) Receive and file a report from the County Executive Office entitled "Housing and Community Development: Organizational Restructuring Options and Impacts"; and
- b) Direct staff to maintain the Housing and Community Development Department as a separate department for Fiscal Year 2010-2011.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

5/18/10

BOARD OF SUPERVISORS

Set for a hearing, as follows:

A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: May 25, 2010 in Santa Maria (EST. TIME: 30 MIN.). The motion carried by the following vote:

Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

6) COUNTY EXECUTIVE OFFICE[10-00454](#)

HEARING - Consider recommendations regarding reorganization options for the Information Technology Department, as follows: (EST. TIME: 30 MIN.)

- a) Receive and file a report from the County Executive Office entitled "Information Technology in Santa Barbara County: Organizational Restructuring Options and Impacts"; and
- b) Direct staff to maintain the Information Technology Department as a separate department for Fiscal Year 2010-2011.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

5/18/10

BOARD OF SUPERVISORS

Set for a hearing, as follows:

A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: May 25, 2010 in Santa Maria (EST. TIME: 30 MIN.). The motion carried by the following vote:

Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

7) SUPERVISOR CENTENO[10-00481](#)

HEARING - Receive and file the Santa Barbara County Children's Health Initiative (CHISB) progress report and presentation for Fiscal Year 2008-2009. (EST. TIME: 15 MIN.)

8) SOCIAL SERVICES[10-00448](#)

HEARING - Receive and file the Workforce Investment Act (WIA) Five-Year Plan modification for 2009-2010 and the Workforce Investment Act/Wagner Peyser Act of the American Recovery and Reinvestment Act of 2009 Local Plan as required by the State of California. (EST. TIME: 15 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

5/18/10

BOARD OF SUPERVISORS

Set for a hearing, as follows:

A motion was made by Supervisor Gray, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: May 25, 2010 in Santa Maria (EST. TIME: 15 MIN.). The motion carried by the following vote:

Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

9) PLANNING AND DEVELOPMENT[10-00370](#)

HEARING - Consider recommendations regarding amendments to the County of Santa Barbara Guidelines for the Implementation of the California Environmental Quality Act (CEQA) regarding selection of the environmental coordinator and hearing officer for public projects, as follows: (EST. TIME: 25 MIN.)

a) Adopt a Resolution amending the County of Santa Barbara Guidelines for the Implementation of the California Environmental Quality Act regarding the environmental coordinator and hearing officer requirements for public projects; and

b) Find that these amendments are exempt from the California Environmental Quality Act pursuant to Section 15378(b) (5) of the Guidelines for Implementation of CEQA.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

5/4/10

BOARD OF SUPERVISORS

Set for a hearing, as follows:

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows: May 18, 2010 in Santa Barbara (EST. TIME: 25 MIN.). The motion carried by the following vote:

Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

5/18/10

BOARD OF SUPERVISORS

Continued, as follows:

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this matter be Continued, as follows: May 25, 2010 in Santa Maria (EST. TIME: 25 MIN.). The motion carried by the following vote:

HEARING TIME: 9:49 A.M. - 9:50 A.M. (1 MIN.)

Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

10) PUBLIC WORKS[10-00422](#)

HEARING - Consider recommendations regarding the Road Maintenance Annual Plan, Fiscal Year 2010-2011, as follows: (EST. TIME: 30 MIN.)

- a) Adopt the Fiscal Year 2010-2011 Road Maintenance Annual Plan (RdMap);
- b) Approve the funded projects listed for Maintenance Program (County Forces) and Surface Treatment Program (Contracts/County Forces) within the Road Maintenance Annual Plan;
- c) Approve Notices of Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the above;
- d) Authorize the Director of Public Works to advertise the above mentioned projects contained within the Fiscal Year 2010-2011 Road Maintenance Annual Plan; and
- e) Reprogram 2007 Proposition 1B funds in the amount of \$350,000.00 from the Tepusquest Road Bridge to the Cottonwood Canyon Road paving project.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

5/11/10

BOARD OF SUPERVISORS

Set for a hearing, as follows:

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows: May 25, 2010 in Santa Maria (EST. TIME: 30 MIN.). The motion carried by the following vote:

Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

11) PLANNING AND DEVELOPMENT[10-00416](#)

HEARING - Consider recommendations regarding amendments to the County Land Use and Development Code to streamline permitting for certain agricultural projects, as follows:
(EST. TIME: 1 HR.)

- a) Make the required findings for approval of the proposed Ordinance;
- b) Approve the Final Negative Declaration 09NGD 00000-00007;
- c) Consider the introduction (first reading) of an Ordinance (Case No. 09ORD-00000-00009) amending Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code to streamline the permit process for certain agricultural projects on lands zoned agricultural; and
- d) Set hearing for June 1, 2010 on the Administrative Agenda to consider the adoption (second reading) of an Ordinance (Case No. 09ORD-00000-00009) amending Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code to streamline the permit process for certain agricultural projects on lands zoned agricultural.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

5/11/10

BOARD OF SUPERVISORS

Set for a hearing, as follows:

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows: May 25, 2010 in Santa Maria (EST. TIME: 60 MIN.). The motion carried by the following vote:

Ayes: 5 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

Adjourn to**June 1, 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, May 25, 2010 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, May 27, 2010, at 5:00 PM and on Saturday, May 29, 2010, at 10:00 AM on CSBTV Channel 20.

The Public Hearings on the County's Proposed Budget for 2010-2011 are scheduled for Monday, June 7, 2010 and Wednesday June 9, 2010 with the Board of Supervisors' final determination scheduled for Friday, June 11, 2010; however, the Board may choose to extend the hearings through June 18, 2010.

<http://www.countyofsb.org>