

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, June 22, 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

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 Budget Hearings of June 7, 2010, June 9, 2010, and June 11, 2010

Approval of Minutes of the Regular Meeting of June 15, 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.

Resolutions to be Presented

A-1) SUPERVISOR CARBAJAL

[10-00564](#)

Adopt a Resolution of Commendation honoring Maria Long for her years of dedicated service to the residents of Santa Barbara County.

A-2) SUPERVISOR FARR

[10-00553](#)

Adopt a Resolution of Commendation honoring Lynn Schiffmacher upon her retirement from the Human Services Commission after 5 years of dedicated and tireless service to the Human Services Commission and the citizens of Santa Barbara County.

Honorary Resolutions

A-3) SUPERVISOR CARBAJAL

[10-00563](#)

Adopt a Resolution proclaiming July 4, 2010 as Filipino-American Friendship Day in Santa Barbara County.

A-4) SUPERVISOR WOLF[10-00567](#)

Adopt a Resolution of Commendation celebrating the 25th anniversary of the Santa Barbara Chapter of UNICO National and commending them for 25 years of dedicated service to the community.

Administrative Items**A-5) AGRICULTURAL COMMISSIONER**[10-00556](#)

Approve and authorize the Chair to execute an Agreement with the California Department of Food and Agriculture for services related to enforcement of the Federal Organic Foods Production Act of 1990 and the California Organic Products Act of 2003 in the County of Santa Barbara, for the period of July 1, 2010 through June 30, 2011, in the amount of \$600.00.

A-6) AGRICULTURAL COMMISSIONER[10-00558](#)

Consider recommendations regarding appointments to the Agricultural Advisory Committee, as follows:

a) Approve the appointment of James Stollberg, nominated by the Central Coast Wine Grower's Association, to the Agricultural Advisory Committee; and

b) Approve the appointment of John Burke, nominated by the Central Coast Wine Grower's Association, as an alternate to the Agricultural Advisory Committee.

ADDENDUM**Item A-7) on the Administrative Agenda is amended, as follows:****A-7) AGRICULTURAL COMMISSIONER**[10-00592](#)

Consider recommendations regarding the University of California Cooperative Extension Agreement, as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute an Agreement with the Regents of the University of California for services delivered by the Cooperative Extension Office (UCCE) for the period of July 1, 2010 through June 30, 2011, in the amount of \$225,000.00; and

b) Reallocate \$68,300.00 from contingencies to the general fund to fund the County of Santa Barbara's obligation under the Agreement.

A-8) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES[10-00492](#)

Consider recommendations regarding Mental Health Services Published Charges, as follows:

a) Consider the adoption (second reading) of an Ordinance adjusting the Santa Barbara County Published Charges for Psychiatric Health Facility and outpatient mental health service, effective 30 days after adoption by the Board of Supervisors.

Legislative History

6/1/10

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: June 15, 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

6/15/10

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:

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 June 22, 2010; and

b) Set hearing on the Administrative Agenda for June 22, 2010 in Santa Barbara.

The motion carried by the following vote:

HEARING TIME: 9:46 A.M. - 10:01 A.M. (15 MIN.)

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

A-9) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES[10-00582](#)

Consider recommendations regarding Fiscal Year 2010/2011 Agreements for Children's Mental Health Services, as follows:

- a) Approve and authorize the Chair execute an Amendment to the Contract with Child Abuse Listening and Mediation, Inc. (a local vendor) for Children's Mental Health Services in the amount of \$1,612,506.00, for the period of July 1, 2010 through June 30, 2011;
- b) Approve and authorize the Chair to execute an Amendment to the Contract with Family Service Agency (a local vendor) for Children's Mental Health Services in the amount of \$1,180,954.00, for the period of July 1, 2010 through June 30, 2011; and
- c) Approve and authorize the Chair to execute a Contract with Milhous Treatment Center (not a local vendor) for Children's Group Home services in the amount of \$250,000.00, for the period of July 1, 2010 through June 30, 2011.

A-10) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES[10-00583](#)

Consider recommendations regarding Fiscal Year 2010/2011 Agreements for Adult Mental Health Services, as follows:

- a) Approve and authorize the Chair to execute a contract with Community Health Centers of the Central Coast (a local vendor) in the amount of \$474,161.00, for the period of July 1, 2010 through June 30, 2011;
- b) Approve and authorize the Chair to execute a contract with Mental Health Association in Santa Barbara County (a local vendor) in the amount of \$534,827.00, for the period of July 1, 2010 through June 30, 2011;
- c) Approve and authorize the Chair to execute a contract with Transitions Mental Health Association (a local vendor) in the amount of \$2,518,980.00, for the period of July 1, 2010 through June 30, 2011;
- d) Approve and authorize the Chair to execute a Contractor on Payroll agreement with George Bajor, M.D., in the amount of \$30,513.00, for the period of July 1, 2010 through June 30, 2011;
- e) Approve and authorize the Chair to execute a Contractor on Payroll agreement with Bob Black, M.D., in the amount of \$86,900.00, for the period of July 1, 2010 through June 30, 2011;
- f) Approve and authorize the Chair to execute a Contractor on Payroll agreement with Daniel Litten, M.D., for a total contract not to exceed \$60,000.00, for the period of July 1, 2010 through June 30, 2011.

A-11) COMMUNICATIONS FOR REFERRAL**[10-00594](#)**

City of Buellton - Approve the requests of the City of Buellton, as follows:

- a) Call and give notice of the holding of a General Municipal Election to be held on Tuesday, November 2, 2010 for the election of certain officers as required by the provisions of the laws of the State of California relating to general law cities; and
- b) Consolidate a General Municipal Election to be held on Tuesday, November 2, 2010 with the Statewide General Election to be held on said date pursuant to Section 10403 of the Election Code.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

A-12) COUNTY EXECUTIVE OFFICE**[10-00552](#)**

Consider recommendations regarding the Planning Commission's General Plan Conformity Report for the Fiscal Year 2010/2015 Capital Improvement Program, as follows:

- a) Receive and file the Planning Commission's findings regarding the conformity to the General Plan of projects recommended for planning, initiation or construction during Fiscal Years 2010/2015; and
- b) Approve a Notice of Statutory Exemption for the Fiscal Year 2010/2015 Capital Improvement Program.

A-13) COUNTY EXECUTIVE OFFICE**[10-00588](#)**

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

A-14) COUNTY EXECUTIVE OFFICE, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT**[10-00590](#)**

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

A-15) COUNTY EXECUTIVE OFFICE, BOARD OF DIRECTORS, LAGUNA COUNTY SANITATION DISTRICT**[10-00589](#)**

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

A-16) COUNTY EXECUTIVE OFFICE, OFFICE OF EMERGENCY SERVICES**[10-00554](#)**

Adopt a Resolution authorizing the Emergency Operations Chief to execute a grant agreement for \$30,000.00 with the California Department of Fish and Game - Oil Spill Prevention and Response (CDFG-OSPR), to update the Santa Barbara County Operational Area Oil Spill Contingency Plan.

A-17) FIRE**[10-00578](#)**

Consider recommendations regarding Fire Protection Mitigation Fees, as follows: (4/5 Vote Required)

a) Approve the allocation of \$458,199.00 of Fire Protection Mitigation Fees that have been collected from developers during the period of April 1, 2006 through March 31, 2010 to the Fire District, to reimburse a portion of fire apparatus and equipment purchases pursuant to the existing Fire Protection Mitigation Fee Ordinance effective August 30, 1996; and

b) Approve the maintenance of the current mitigation fee schedule for fire protection at \$0.20 per square foot of new development (\$0.10 per square foot for new structures that are equipped with fire sprinklers).

A-18) FIRST 5, CHILDREN AND FAMILIES COMMISSION**[10-00581](#)**

Consider recommendations regarding the reappointment of County members to the First 5 Children and Families Commission of Santa Barbara County, as follows:

a) Reappoint Suzanne Grimmesey-Kirk, Division Manager of Children's Services, to the First 5 Children and Families Commission of Santa Barbara County as an Interim Commissioner representing Alcohol, Drug and Mental Health Services and as a regular County Member for the term of July 1, 2010 through June 30, 2011;

b) Reappoint Kathy Gallagher, Director of Social Services, to the First 5 Children and Families Commission of Santa Barbara County as a regular County Member for the term of July 1, 2010 through June 30, 2011; and

c) Reappoint Patti Stewart, Chief Probation Officer, to the First 5 Children and Families Commission of Santa Barbara County as an alternate County Member for the term of July 1, 2010 through June 30, 2011.

A-19) GENERAL SERVICES**[10-00570](#)**

Accept the Notice of Completion for Phase 1B of the Clerk-Recorder-Assessor Elections Division Consolidation Project, Project No. 8685, located at 4440 Calle Real, Santa Barbara, performed by Ardalan Construction, Second District.

A-20) GENERAL SERVICES[10-00571](#)

Consider recommendations regarding an Award of Construction Contract for the Lompoc Veterans Memorial Building Roof Replacement Project, located at 100 E. Locust Ave., Lompoc, CA, Project No. 8584, Fourth District, as follows:

- a) Approve and authorize the Chair to execute a Fixed Price Construction Contract for the Lompoc Veteran's Memorial Building Roof Replacement Project, Project No. 8584, to the lowest responsible bidder, Derricks Roofing, Inc. (a local vendor) in the amount of \$328,000.00, subject to the provisions of the documents and certifications as set forth in the plans and specifications applicable to the project as required by California Law; and
- b) Authorize the Director of General Services or their designee to approve changes to the contract in an amount not to exceed 10% of the first \$250,000.00 of the original contract amount, plus 5% of the remaining contract amount, or \$28,900.00 for this contract.

A-21) HOUSING AND COMMUNITY DEVELOPMENT[10-00577](#)

Consider recommendations regarding a Homebase on G HOME Investment Partnerships Act (HOME) Loan Agreement, Fourth District, as follows:

- a) Approve the final commitment of \$200,000.00 in HOME Investment Partnerships Act (HOME) funds to 513 North G, L.P. for permanent financing costs associated with the Homebase on G Project ,providing 39 affordable rental units in the City of Lompoc;
- b) Approve and authorize the Chair to execute a HOME Loan Agreement in the amount of \$200,000.00, and a HOME Regulatory Agreement;
- c) Approve and authorize the Director of Housing and Community Development to execute two Subordination Agreements in a form approved by County Counsel, one for a loan by the State of California Housing Finance Agency through the Mental Health Services Act, and one for a loan by the State of California Department of Housing and Community Development through the Governor's Homeless Initiative; and
- d) Find that the making of a permanent financing loan for the existing Homebase on G Project is exempt from CEQA pursuant to CEQA Guideline 15301.

A-22) INFORMATION TECHNOLOGY SERVICES[10-00551](#)

Authorize the Purchasing Agent to issue a purchase order to Telewave (not a local vendor) in an amount not to exceed \$140,000.00, for the purchase of microwave combiner equipment, without a competitive bid. (4/5 Vote Required)

A-23) PLANNING AND DEVELOPMENT[10-00591](#)

Consider recommendations regarding Post-Litigation Action, in compliance with Superior Court's Peremptory Writ of Mandate, filed April 23, 2009, on County approval of the Ballantyne Residence, located at 500 Farren Road in the Goleta area, Third District, as follows:

- a) Withdraw, rescind and vacate the Board of Supervisors' approval of the project owned and proposed by Lynn Ballantyne as evidenced by a Coastal Development, Land Use Permit and/or Appeal (Case Numbers 05LUP-00000-00611, 08CDP-00000-00006 and 06APL-00000-00045) and its adoption of the Proposed Final Mitigated Negative Declaration (Environmental Document Number 08NGD-00000-00014); and
- b) Direct the Planning and Development Department to prepare a focused Environmental Impact Report on aesthetics and visual impacts of the project looking south toward the project from Farren Road, unless the applicant, Lynn Ballantyne, withdraws her application, subject to the applicant paying all staff and consultant costs associated with preparing the Environmental Impact Report.

A-24) PROBATION[10-00560](#)

Consider recommendations regarding the 2010 Byrne Justice Assistance Grant (JAG) funds, as follows:

- a) Approve and authorize the County Executive Officer to sign the 2010 Byrne Justice Assistance Grant (JAG) Inter-local Agreements between the County of Santa Barbara and the Cities of Santa Barbara, Santa Maria, and Lompoc;
- b) Approve and authorize the Chief Probation Officer to execute the award agreements on behalf of Santa Barbara County; and
- c) Approve and authorize the Chief Probation Officer to accept the anticipated 2010 Byrne JAG award in the amount of \$170,754.00 for the grant period of October 1, 2009 through September 30, 2013; although the award has a four-year allowable expenditure period, the local plan is to expend the full amount in County Fiscal Year 2010/2011.

A-25) PUBLIC HEALTH[10-00572](#)

Approve and authorize the Chair to execute the First Amendment to Professional Services Agreement with Pacific Pride Foundation for the HIV Care Program to increase the agreement amount for Fiscal Year 2009/2010 by \$20,000.00, for an amount not to exceed \$245,184.00, and extend the term of the agreement for the period of July 1, 2010 through June 30, 2011 in an amount not to exceed \$143,000.00.

A-26) PUBLIC HEALTH[10-00573](#)

Approve and authorize the Chair to execute a Second Amendment to the Professional Services Agreement with CoreMedical Group (not a local vendor), extending the contract term through June 30, 2012 and reduces the contract to an amount not to exceed \$300,000.00 for its full term, after the First Amendment extended the term of the Agreement through July 1, 2010 and increased the amount.

A-27) PUBLIC HEALTH[10-00575](#)

Consider recommendations regarding amendments to Agreements for full animal services with the City of Santa Barbara and City of Buellton, as follows:

a) Approve and authorize the Chair to execute the Second Amendment with the City of Santa Barbara to provide animal sheltering services for the period of July 1, 2010 through June 30, 2011, in the amount of \$266,409.00; and

b) Approve and authorize the Chair to execute the Fourth Amendment with the City of Buellton to provide animal services for the period of July 1, 2010 through June 30, 2011, in the amount of \$29,097.00.

A-28) PUBLIC HEALTH[10-00576](#)

Approve and authorize the Chair to execute an Agreement with Santa Barbara Cottage Health Systems (a local vendor) for Hospitalist and Outpatient Professional Physician Services for the period of July 1, 2010 through June 30, 2013, in the amount of \$2,146,440.00.

A-29) PUBLIC HEALTH, SOCIAL SERVICES[10-00574](#)

Consider recommendations regarding the transfer of funds and contracts from the Public Health Department to the Department of Social Services, as follows:

a) Approve the transfer of the administration of Marriage License Fees and Domestic Violence Prevention Agency Fund from the Public Health Department to the Department of Social Services for the funding of shelter-based domestic violence programs;

b) Approve and authorize the Chair to execute the First Amendment to the Agreement with Domestic Violence Solutions, Board Contract BC-10-041, which will transfer ownership and authority of the Agreement to the Department of Social Services; and

c) Approve the transfer of \$32,550.00 in County General Fund dollars from the Public Health Department to the Department of Social Services for the administration of a contract with the Central Coast Commission for Senior Citizens (Area Agency on Aging).

A-30) PUBLIC WORKS, BOARD OF DIRECTORS, LAGUNA COUNTY
SANITATION DISTRICT

[10-00569](#)

Acting as the Board of Directors, Laguna County Sanitation District:

Consider recommendations regarding the construction of the Recycled Water Tank and System Improvement Project, Fourth District, as follows:

- a) Accept the Notice of Completion for work performed by the contractor, V. Lopez, Jr. and Sons, Inc. (a local vendor), located at 200 East Fesler Street, Unit 101, Santa Maria, California 93454, and authorize the Clerk of the Board to record; and
- b) Approve the Statement of Final Quantities for work performed and material supplied for this project by the contractor, V. Lopez, Jr. and Sons, Inc., in the amount of \$1,306,859.28.

A-31) SANTA BARBARA COUNTY EMPLOYEE'S RETIREMENT SYSTEM

[10-00565](#)

Approve and authorize the Elections Division of the County Clerk-Recorder-Assessor to administer elections for the Santa Barbara County Board of Retirement for one general member position and the safety and alternate safety member.

A-32) SHERIFF

[10-00555](#)

Approve and authorize the Chair to execute an Application for Destruction of Jail Records, which are no longer required by law to be maintained. (4/5 Vote Required)

A-33) SOCIAL SERVICES

[10-00561](#)

Consider recommendations regarding federal, state and local child abuse and neglect prevention funding, as follows:

- a) Approve and authorize the Chair to execute a Contract with Child Abuse Listening and Mediation (CALM) (a local vendor) in the amount of \$192,000.00 to provide targeted child abuse and neglect prevention services in collaboration with Lompoc, Santa Ynez, Santa Barbara, Isla Vista and Carpinteria Family Resource Centers in Mid-County and South County, which will be funded by a combination of local, state and federal child abuse prevention funds; and
- b) Approve funding recommendations in the amount of \$103,577.00 for the Children's Trust Fund, which include the following:
 - i) \$23,577.00 to CALM, as partial funding source for the contract recommended above;
 - ii) \$40,000.00 to St. Vincent's PATHS program for residential services to at-risk families; and
 - iii) \$40,000.00 to the Santa Barbara Child Abuse Prevention Council for public awareness and education in the prevention of child abuse and neglect.

A-34) SOCIAL SERVICES [10-00568](#)

Approve and authorize the Chair to execute a contract with Community Action Commission (CAC), in an amount not to exceed \$116,128.00 for Fiscal Year 2010/2011, for the Child Welfare Services Differential Response/Front Porch Program to provide direct service delivery to the target population, and/or provide clients with referrals to appropriate local community based organizations to meet the requisite need of clients in the Santa Maria and Lompoc areas.

A-35) TREASURER-TAX COLLECTOR [10-00566](#)

Adopt a Resolution authorizing the County Treasurer to make temporary transfers to County operating funds, school and community college district funds, and special district funds for the Fiscal Year 2010/2011.

Board of Supervisors**A-36) SUPERVISOR CARBAJAL [10-00585](#)**

Approve the reappointment of Amanda McIntyre to the Arts Commission, term ending June 30, 2013, First District.

A-37) SUPERVISOR CARBAJAL [10-00586](#)

Approve the reappointment of Richard Soloman to the Civil Service Commission, term ending May 1, 2014, First District.

A-38) SUPERVISOR WOLF [10-00595](#)

Approve the reappointment of Deborah Aceves to the Human Services Commission, term ending June 30, 2013, Second District.

A-39) SUPERVISOR WOLF [10-00596](#)

Approve the reappointment of Holly Unruh to the Arts Commission, term ending June 30, 2013, Second District.

A-40) SUPERVISOR CENTENO [10-00557](#)

Approve the reappointment of Margie Lopez to the Mental Health Commission, term ending August 1, 2013, Fifth District.

Hearing Requests**A-41) AUDITOR-CONTROLLER, COUNTY EXECUTIVE OFFICE****[10-00559](#)**

Consider recommendations regarding authorization for year end transfers and revisions of appropriations, as follows:

a) Direct the Auditor-Controller to compile the transfers and revisions of appropriations necessary to close the County of Santa Barbara's accounting records for all County funds for the Fiscal Year ended June 30, 2010; and

b) Set hearing to consider recommendations regarding authorization for year end transfers and revisions of appropriations, as follows:
(Set hearing for 8/3/10. Time estimate 1 hour.)

i) Approve the transfers and revisions; and

ii) Receive and file a presentation on the Fiscal Year 2009/2010 Financial Status Report, per Government Code Section 29126.2.

A-42) PARKS**[10-00597](#)**

Set hearing to review the proposed concept plan for 'Goleta Beach 2.0' and consider recommendations for the long term master plan at Goleta Beach County Park.
(Set hearing for 7/6/10. Time estimate 1 hour.)

A-43) SOCIAL SERVICES**[10-00562](#)**

Set hearing to receive and file the Workforce Investment Board Progress Report and presentation.
(Set hearing for 7/6/10. Time estimate 5 minutes.)

Board of Directors, In-Home Supportive Services Public Authority

- A-44) SOCIAL SERVICES, BOARD OF DIRECTORS, IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY [10-00580](#)

Acting as the Board of Directors, In-Home Supportive Services Public Authority:

Consider recommendations regarding the negotiated contract extension Memorandum of Understanding between the In-Home Supportive Services Public Authority and United Domestic Workers of America, which requires prior approval of the Board of Directors of the In-Home Supportive Services Public Authority, as follows:

a) Approve and authorize the Chair to execute the negotiated contract extension Memorandum of Understanding between the In-Home Supportive Services Public Authority and United Domestic Workers of America/AFL-CIO to include the following:

i) An addition to Article 8, Section 3, which reads, "In conjunction with any written description of an adjustment to be made under this section, the Public Authority will provide the Union with documentation, including any quantitative analyses, relied on by the Public Authority as a basis for the adjustment; and

ii) An extension of all other provisions of the existing Memorandum of Understanding for one (1) year, through June 30, 2011.

Board of Supervisors

- A-45) SOCIAL SERVICES [10-00579](#)

Acting as the Board of Supervisors:

Consider recommendations regarding the negotiated contract extension Memorandum of Understanding between the In-Home Supportive Services Public Authority and United Domestic Workers of America, which requires prior approval of the Board of Directors of the In-Home Supportive Services Public Authority, as follows:

a) Approve and authorize the Chair to execute the negotiated contract extension Memorandum of Understanding between the In-Home Supportive Services Public Authority and United Domestic Workers of America/AFL-CIO to include the following:

i) An addition to Article 8, Section 3, which reads, "In conjunction with any written description of an adjustment to be made under this section, the Public Authority will provide the Union with documentation, including any quantitative analyses, relied on by the Public Authority as a basis for the adjustment; and

ii) An extension of all other provisions of the existing Memorandum of Understanding for one (1) year, through June 30, 2011.

Administrative Item - Time Certain for 11:30 A.M.**A-46) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES****[10-00593](#)**

Approve the appointment of Joyce Dudley as the District Attorney to complete the balance of the current term of office.

Administration of the Oath of Office and Swearing in of Joyce Dudley as the District Attorney by the Honorable Judge Frank Ochoa, Santa Barbara Superior Court**ADDENDUM****Item A-47) is added to the Administrative Agenda, as follows:****A-47) COUNTY EXECUTIVE OFFICE, BOARD OF DIRECTORS,
REDEVELOPMENT AGENCY****[10-00616](#)**

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

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 continuance of Departmental Item No. 1) to July 6, 2010

1) **PLANNING AND DEVELOPMENT**

[10-00387](#)

HEARING - Consider Case No. 09APL-00000-00032, the Decker appeal of the Montecito Planning Commission's (MPC) October 28, 2009 denial of Case No. 09APL-00000-00020, located at 670 Stonehouse Lane (APN 155-060-030), in the Montecito area, First District, as follows: (EST. TIME: 1 HR.)

- a) Deny the appeal, Case No. 09APL-00000-00032, thereby upholding the MPC's denial of the Decker appeal, case number 09APL-00000-00020, which upheld the June 29, 2009 Montecito Board of Architectural Review's denial of case number 08BAR-00000-00145;
- b) Make the required findings for denial of 08BAR-00000-00145, as shown in the November 4, 2009 MPC Action Letter; and
- c) Determine that the project is exempt from environmental review, pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15270.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: CONTINUE TO 7/6/10

Legislative History

6/1/10

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: June 22, 2010 in Santa Barbara (EST. TIME: 1 HR.). The motion carried by the following vote:

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

Department requests continuance of Departmental Item No. 2) to July 13, 2010

2) **GENERAL SERVICES**

[10-00489](#)

HEARING - Receive and file a staff report regarding the County of Santa Barbara Sustainability Action Plan. (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: CONTINUE TO 7/13/10

Legislative History

6/1/10

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: June 22, 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

3) GENERAL SERVICES

10-00506

HEARING - Consider recommendations regarding the Santa Maria Court Clerk's Building, Project No. 8526, Award Construction Contract, Fifth District, as follows: (EST. TIME: 20 MIN.)

a) Consent to the conditional withdrawal of the bid of Lewis C. Nelson and Sons, Inc. (LCN), without forfeiture of bid bond;

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

c) 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;

d) 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;

OR, as an alternative to the actions set forth above,

e) Direct staff to agendize for a future date the public hearing required by state law on the bid protest filed by Edwards.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

5/25/10

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: June 1, 2010 in Santa Barbara (EST. TIME: 20 MIN.). The motion carried by the following vote:

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

6/1/10

BOARD OF SUPERVISORS

Continued, as follows:

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this matter be Continued, as follows: June 15, 2010 in Santa Maria (EST. TIME: 20 MIN.). The motion carried by the following vote:

HEARING TIME: 9:51 A.M. - 9:52 A.M. (2 MIN.)

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

6/15/10

BOARD OF SUPERVISORS

Continued, as follows:

A motion was made by Supervisor Gray, seconded by Supervisor Farr, that this matter be Continued, as follows: June 22, 2010 in Santa Barbara (EST. TIME: 20 MIN.). The motion carried by the following vote:

HEARING TIME: 9:43 A.M. - 9:44 A.M. (1 MIN.)

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

4) SOCIAL SERVICES

[10-00526](#)

HEARING - Receive and file a report from the Adult and Aging Network (AAN) and the Area Agency on Aging on the state of older adults in Santa Barbara County. (EST. TIME: 15 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

6/15/10

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: June 22, 2010 in Santa Barbara (EST. TIME: 15 MIN.). The motion carried by the following vote:

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

5) PUBLIC WORKS

10-00503

HEARING - Consider recommendations regarding the establishment of Benefit Assessments for County Service Area 31 (CSA 31) for Fiscal Year 2010/2011, Third District, as follows: (EST. TIME: 15 MIN.)

a) Adopt a Resolution setting a public hearing for County Service Area 31 (CSA 31) to consider the following recommendations:

i) Receive and file a report entitled "Fixed Charges Fee Report for Fiscal Year 2010/2011" with the Clerk of the Board, which proposes no change to the benefit assessment rates for CSA 31;

ii) Adopt a Resolution establishing benefit assessments CSA 31 for Fiscal Year 2010/2011; and

iii) Approve a Notice of Exemption pursuant to County California Environmental Quality Act (CEQA) Guidelines.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

6/1/10

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: June 22, 2010 in Santa Barbara (EST. TIME: 15 MIN.). The motion carried by the following vote:

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

6) PUBLIC WORKS[10-00504](#)

HEARING - Consider recommendations regarding the establishment of Benefit Assessments for County Service Area 3 (CSA 3) for Fiscal Year 2010/2011, Second and Third Districts, as follows: (EST. TIME: 15 MIN.)

a) Adopt a Resolution setting a public hearing for County Service Area 3 (CSA 3) to consider the following recommendations:

i) Receive and file a report entitled "Fixed Charges Fee Report for Fiscal Year 2010/2011" with the Clerk of the Board, which proposes no change to the streetlighting benefit assessment rates for CSA 3;

ii) Adopt at the conclusion of the public hearing on June 22, 2010 the attached resolution establishing streetlighting charges for CSA 3 for fiscal year 2010/2011.

iii) Approve Public Works Department Notice of Exemption pursuant to County California Environmental Quality Act (CEQA) Guidelines.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

6/1/10

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: June 22, 2010 in Santa Barbara (EST. TIME: 15 MIN.). The motion carried by the following vote:

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

7) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND
WATER CONSERVATION DISTRICT

10-00281

HEARING - Acting as the Board of Directors, Flood Control and Water Conservation District: (EST. TIME: 30 MIN.)

Consider recommendations regarding the Annual Maintenance Plan for Fiscal Year 2010/2011, as follows:

- a) Approve the individual California Environmental Quality Act (CEQA) exempt projects and direct the Clerk of the Board to file a CEQA Notice of Exemption for each of the projects described in Section 2 of the Fiscal Year 2010/2011 Annual Maintenance Plan;
- b) Certify that the addenda to Program EIR (01-EIR-01) contained within Sections 3 and 4 of the Fiscal Year 2010/2011 Annual Maintenance Plan have been completed in compliance with CEQA;
- c) Certify that the Board of Directors, Flood Control and Water Conservation District has reviewed and considered the information contained in the Final Program EIR and individual addenda contained within the Fiscal Year 2010/2011 Annual Maintenance Plan as well as information presented during the public hearing prior to the approval of the individual projects presented in Sections 3 and 4 of the Fiscal Year 2010/2011 Annual Plan;
- d) Adopt the CEQA Findings and Statement of Overriding Considerations included in Section 6 of the Fiscal Year 2010/2011 Annual Maintenance Plan;
- e) Adopt the Mitigation and Monitoring Programs attached to the addenda for individual projects described in Sections 3 and 4 of the Fiscal Year 2010/2011 Annual Maintenance Plan; and
- f) Approve individual projects described in Sections 3 and 4 of the Fiscal Year 2010/2011 Annual Plan.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

3/23/10

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: June 22, 2010 in Santa Barbara (EST. TIME: 20 MIN.). The motion carried by the following vote:

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

ADDENDUM**Department requests withdrawal of Departmental Item No. 8) from the Agenda****8) PUBLIC WORKS****10-00505**

HEARING - Consider recommendations regarding an Ordinance pertaining to Vehicle Code Enforcement of Private Roads in Hope Ranch Community, Second District, as follows: (EST. TIME: 45 MIN.)

a) Consider the introduction (first reading) of an Ordinance amending Chapter 23 of the Santa Barbara County Code pertaining to the ability to enforce the Vehicle Code on select private roads in Hope Ranch;

b) Review the Traffic Engineering Report submitted by Penfield and Smith pertaining to the implementation and enforcement of traffic control devices on select private roads in Hope Ranch;

c) Set a hearing for July 6, 2010 on the Administrative Agenda to consider the following recommendations:

i) Consider the adoption (second reading) of an Ordinance amending Chapter 23 of the Santa Barbara County Code, pertaining to the ability to enforce the Vehicle Code on select private roads in Hope Ranch; and

ii) Approve the findings in the Traffic Engineering Report submitted by Penfield and Smith pertaining to the implementation and enforcement of traffic control devices on select private roads in Hope Ranch; and

d) Approve the Project and Categorical Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines under section 15301 for implementation of the enforcement on private roads in the Hope Ranch community as described herein.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Legislative History

6/1/10

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: June 22, 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

Departmental Item No. 9) is amended as follows:9) SHERIFF, COUNTY EXECUTIVE OFFICE[10-00543](#)

HEARING - Consider recommendations regarding a Jail Construction, Operation and Public Safety Enhancement ½ Percent Transactions (Sales) and Use Tax Ballot Measure, as follows: (4/5 Vote Required) (EST. TIME: 1 HR.)

- a) Consider the introduction (first reading) of an Ordinance Imposing a County of Santa Barbara ½ Percent Transactions (Sales) and Use Tax for Jail Construction, Operation and Public Safety Enhancements to be administered by the State Board of Equalization;
- b) Consider a Resolution Calling and Providing For an Election to be Held on November 2, 2010 to Submit to the Qualified Electors of the County of Santa Barbara a Measure on Whether to Approve an Ordinance Imposing a County of Santa Barbara ½ Percent Transactions (Sales) and Use Tax for Jail Construction, Operation and Public Safety Enhancements, and Requesting and Ordering That the Election Be Consolidated with the November 2, 2010 Election;
- c) Consider directing the Auditor-Controller to review the Ordinance/Measure and determine whether the substance thereof, if adopted, would affect the revenues or expenditures of the County, and to prepare a fiscal impact statement pursuant to Elections Code Section 9160(c);
- d) Set a hearing for July 6, 2010 to consider recommendations, as follows:
 - i) Consider the adoption (second reading) of an Ordinance Imposing a County of Santa Barbara ½ Percent Transactions (Sales) and Use Tax for Jail Construction, Operation and Public Safety Enhancements to be administered by the State Board of Equalization;
 - ii) Adopt a Resolution Calling and Providing For an Election to be Held on November 2, 2010 to Submit to the Qualified Electors of the County of Santa Barbara a Measure on Whether to Approve an Ordinance Imposing a County of Santa Barbara ½ Percent Transactions (Sales) and Use Tax for Jail Construction, Operation and Public Safety Enhancements, Requesting and Ordering That the Election Be Consolidated with the November 2, 2010 Election; and
 - iii) Direct the Auditor-Controller to review the Ordinance/Measure and determine whether the substance thereof, if adopted, would affect the revenues or expenditures of the County, and to prepare a fiscal impact statement pursuant to Elections Code Section 9160(c); and
- e) Set a hearing for July 13, 2010 to consider and adopt an Argument in Favor of the Ordinance Imposing a County of Santa Barbara ½ Percent Transactions (Sales) and Use Tax for Jail Construction, Operation and Public Safety Enhancements.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Legislative History

6/15/10

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: June 22, 2010 in Santa Barbara (EST. TIME: 1 HR.). The motion carried by the following vote:

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

Departmental Item No. 10) is added to the Departmental Agenda, as follows:**10) SUPERVISOR FARR****[10-00617](#)**

HEARING - Consider recommendations regarding the Chumash Casino Hotel and Resort Application for Alcoholic Beverage License, as follows: (EST. TIME: 30 MIN.)

- a) Hold a public hearing to adopt comments on the application for a Premise to Premise Transfer of the existing license to sell alcoholic beverages (Type 47) held by the Santa Ynez Band of Mission Indians, for the Chumash Casino Hotel Resort;
- b) Approve and authorize the Chair to execute a Protest Against the Alcoholic Beverage License Application to the California Department of Alcoholic Beverage Control expressing the Board of Supervisor's comments; and
- c) Direct the County Chief Executive Officer to assign a County employee to attend the Alcoholic Beverage Control's Administrative Hearing to present testimony and/or evidence of the grounds for protest.

Adjourn to**July 6, 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, June 22, 2010 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, June 24, 2010, at 5:00 PM and on Saturday, June 26, 2010, at 10:00 AM on CSBTV Channel 20.

THE BOARD OF SUPERVISORS WILL NOT MEET ON TUESDAY, JUNE 29, 2010; THIS IS A FIFTH TUESDAY (ORDINANCE NO. 3352). THE NEXT REGULAR MEETING WILL BE TUESDAY, JULY 6, 2010, IN SANTA BARBARA.

<http://www.countyofsb.org>