

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Salud Carbajal
Second District - Janet Wolf
Third District - Doreen Farr, Vice Chair
Fourth District - Joni Gray, Chair
Fifth District - Steve Lavagnino

Chandra L. Wallar, County Executive Officer

Action Summary

Tuesday, February 1, 2011

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.

7:50 A.M. Convene and Recess to Closed Session**9:00 A.M. Reconvene to Regular Session**

CONVENED AT 9:06 A.M.

Roll Call

Present: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Pledge of Allegiance**Report from Closed Session**COUNTY COUNSEL[11-00040](#)

Closed Session Agenda

A motion was made by Supervisor Wolf, Seconded by Supervisor Farr as follows:

Add the following matter to the Closed Session agenda: Case of Ricardez v. McCorkendale.

The Motion carried unanimously.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Approval of Minutes of the January 18, 2011 Meeting

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, to Approve the Minutes. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

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) BOARD OF SUPERVISORS [11-00108](#)**

Adopt a Resolution of Commendation honoring Larissa Burke, Cristy Costa, Ericka Galvan, Arleen Herrera, Yesenia Placencia, Lucia Reyes, Rocio Ramirez and Jennifer Shaw of the Child Support Services Department as the February 2011 Santa Barbara County Employees of the Month.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Adopted.

RESOLUTION NO. 11-110

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-2) SUPERVISOR CARBAJAL [11-00079](#)

Adopt a Resolution proclaiming February 11, 2011 as National 2-1-1 Awareness Day in Santa Barbara County.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Adopted.

RESOLUTION NO. 11-111

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-3) SUPERVISOR GRAY**[11-00074](#)**

Adopt a Resolution of Commendation honoring C. Dennis (Denny) Anderson upon his retirement from the Lompoc Chamber of Commerce and Visitor's Bureau after an illustrious 40 year career in the Chamber of Commerce business.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Adopted.

RESOLUTION NO. 11-112

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-4) SUPERVISOR LAVAGNINO**[11-00070](#)**

Adopt a Resolution proclaiming January 12, 2011 as a day of remembrance for the people of Haiti and honoring Direct Relief International in Santa Barbara County.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Adopted.

RESOLUTION NO. 11-113

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Resolution to be Presented at 11:45 A.M. - Reception to Follow**A-5) SUPERVISOR CARBAJAL****[11-00078](#)**

Adopt a Resolution proclaiming the month of February 2011 as Black History Month in Santa Barbara County.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Adopted.

RESOLUTION NO. 11-114

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Honorary Resolutions**A-6) SUPERVISOR CARBAJAL****11-00080**

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

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Adopted.

RESOLUTION NO. 11-115

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-7) SUPERVISOR CARBAJAL**11-00081**

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

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Adopted.

RESOLUTION NO. 11-116

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-8) SUPERVISOR CARBAJAL**11-00106**

Adopt a Resolution of Commendation honoring Michael and Anne Towbes for their induction into the Santa Barbara Hillel Hall of Fame.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Adopted.

RESOLUTION NO. 11-117

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-9) SUPERVISOR WOLF, SUPERVISOR FARR**[11-00082](#)**

Adopt a Resolution of Commendation honoring Dale and Michael Nissenson for their induction into the Santa Barbara Hillel Hall of Fame.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Adopted.

RESOLUTION NO. 11-118

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Administrative Items**A-10) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES****[11-00085](#)**

Approve and authorize the Chair to execute an Agreement with Charles Golodner Counseling Group (a local vendor) for the provision of Alcohol and Drug Program services, extending the term of the Contract for six months and increasing the Contract by \$65,000.00, for a new contract maximum in the amount of \$130,000.00 through June 30, 2011.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved; Chair to Execute. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-11) AUDITOR-CONTROLLER**[11-00101](#)**

Receive and file the 2009-2010 Mitigation Fee Act Annual Report for the Countywide, Orcutt, and Goleta development impact fee programs.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Received and filed. Directed staff to return as appropriate with a comprehensive report on the Mitigation Fee Program. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-12) COUNTY COUNSEL**[11-00073](#)**

Approve the proposed amendments to the Conflict of Interest Code of the Allan Hancock Joint Community College District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-13) COUNTY COUNSEL**[11-00088](#)**

Approve the proposed amendments to the Conflict of Interest Code of the Santa Barbara Metropolitan Transit District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-14) COUNTY COUNSEL**[11-00089](#)**

Approve the proposed amendments to the Conflict of Interest Code of the Montecito Fire Protection District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-15) COUNTY COUNSEL**[11-00091](#)**

Approve the proposed amendments to the Conflict of Interest Code of the Cold Spring Elementary School District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-16) COUNTY COUNSEL**[11-00092](#)**

Approve the proposed amendments to the Conflict of Interest Code of the Santa Ynez Valley Union School District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-17) COUNTY COUNSEL**[11-00093](#)**

Approve the proposed amendments to the Conflict of Interest Code of the Santa Barbara School District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-18) COUNTY COUNSEL**[11-00094](#)**

Approve the proposed amendments to the Conflict of Interest Code of the Montecito Water District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-19) COUNTY COUNSEL**[11-00095](#)**

Approve the proposed amendments to the Conflict of Interest Code of the Santa Barbara County Air Pollution Control District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-20) COUNTY COUNSEL[11-00097](#)

Approve the proposed amendments to the Conflict of Interest Code of the Santa Barbara County Education Office.

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be Approved. The motion carried by the following vote.

Ayes: 4 - Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Recused: 1 - Supervisor Carbajal

A-21) COUNTY COUNSEL[11-00098](#)

Approve the proposed amendments to the Conflict of Interest Code of the Orcutt Union School District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-22) COUNTY COUNSEL[11-00100](#)

Approve the proposed amendments to the Conflict of Interest Code of the Los Olivos School District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-23) COUNTY COUNSEL[11-00102](#)

Approve the proposed amendments to the Conflict of Interest Code of the Carpinteria Unified School District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-24) COUNTY COUNSEL[11-00072](#)

Consider recommendations regarding ratification of the Carpinteria-Summerland Fire Protection District's adoption of building standards relating to fire and panic safety which are more stringent than those building standards adopted by the State Fire Marshal and contained in the California Fire Code and California Residential Code, as follows:

a) Adopt a Resolution ratifying Carpinteria-Summerland Fire Protection District's Ordinance 2010-01, which does the following:

i) Adopts by reference and amends the 2010 California Fire Code and Appendix Chapters and Appendix Standards prescribing regulations governing conditions hazardous to life and property from fire, hazardous materials or explosion;

ii) Provides for the issuance of permits for hazardous uses or operations;

iii) Establishes a bureau of fire prevention and provides officers therefore and defines their powers and duties within the District;

iv) Amends section R313 of the California Residential Code; and

v) Repeals Carpinteria-Summerland Fire Protection District's Ordinance No. 2008-01; and

b) Upon ratification of the Ordinance, instruct staff to forward a copy of the Board's ratifying Resolution, and the Fire Protection District's Ordinance, including the Fire Protection District's findings, to the California Department of Housing and Community Development, pursuant to Health and Safety Code Section 13869.7.

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

a) i) through v) Adopted;

RESOLUTION NO. 11-119

b) Approved.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-25) GENERAL SERVICES[11-00086](#)

Consider recommendations regarding the Santa Maria Courthouse Hazard Mitigation Program approval of plans and specifications, and authorization to bid, Project No. 8518, Fifth District, as follows:

- a) Approve the plans and specifications for seismic retrofitting existing structures under a Federal Emergency Management Administration (FEMA) Hazardous Mitigation Grant Program at the Cook & Miller Court Complex, located at Cook and Miller Streets in Santa Maria, for an estimated construction cost of \$500,000.00; and
- b) Authorize the Director of General Services to advertise for construction bids for the Santa Maria Courthouse Hazard Mitigation Program at the Cook & Miller Court Complex located at Cook and Miller Streets in Santa Maria.

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

a) Approved; and

b) Authorized.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-26) PARKS**11-00071**

Consider recommendations regarding the acceptance of State of California Department of Parks and Recreation Grants - Part 2, as follows:

a) Accept the grant awards from the State of California Department of Parks and Recreation for the following projects:

i) Two additional Cabin Style Trailers at Jalama Beach Park in the amount of \$75,000.00;

ii) One ADA Cabin Style Trailer and Electrical Upgrades at Jalama Beach Park in the amount of \$89,880.00;

iii) Four new Yurts at Cachuma Lake Park in the amount of \$75,000.00; and

iv) Parking Lot Lighting at Arroyo Burro Park in the amount of \$27,500.00; and

b) Authorize the Parks Director to execute the necessary grant agreements with the State of California Department of Parks and Recreation.

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

a) i) through iv) Accepted; and

b) Authorized.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-27) PLANNING AND DEVELOPMENT**11-00076**

Adopt a Resolution appointing Elizabeth Keate to the Mission Canyon Planning Advisory Committee (MCPAC) due to the resignation of one member.

A motion was made by Supervisor Wolf, seconded by Supervisor Gray, that this matter be Adopted.

RESOLUTION NO. 11-120

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-28) PUBLIC WORKS**11-00104**

Consider recommendations regarding the Isla Vista Sidewalk Improvement Project No. 862311,
Third District, as follows:

a) Approve and authorize the Chair to execute the Permanent Easement Purchase Contract with Bernie, Ronald and Tonya Mizrahi for the purchase of a right-of-way easement (sidewalk) over a portion of their property at 6570 Cordoba Road in Isla Vista, APN 075-064-004, in the amount of \$19,144.00, in connection with the Isla Vista Sidewalk Improvement Project;

b) Accept an Easement Deed from the Mizrahis for the above referenced easement by authorizing the Clerk of the Board to execute the Certificate of Acceptance;

c) Approve and authorize the Chair to execute the Permanent Easement Purchase Contract with Mr. Casey Crawford for a right-of-way easement (sidewalk) on property he owns at 6521 Sabado Tarde Road in Isla Vista, APN 075-221-028, in the amount of \$500.00, in connection with the Isla Vista Sidewalk Improvement Project; and

d) Accept an Easement Deed from Mr. Crawford for the above referenced easement by authorizing the Clerk of the Board to execute the Certificate of Acceptance.

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

a) Approved; Chair to execute;

b) Accepted;

c) Approved; Chair to execute; and

d) Accepted.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-29) PUBLIC WORKS

11-00050

Consider recommendations regarding the adoption of Engineering Design Standards as the Standards of Engineering Design Review of the County of Santa Barbara, as follows:

- a) Adopt a Resolution for the Engineering Design Standards for use by the County of Santa Barbara in the design and review of road and bridge construction projects; and
- b) Authorize the Chair to appoint the Public Works Director or Designee to act as a representative on the County's behalf for future updates of the Engineering Design Standards.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-30) PUBLIC WORKS11-00103

Consider recommendations regarding the seismic retrofit of the Hollister Avenue Underpass (Bridge No. 51C-018) at Union Pacific Railroad, County Project No. 862279, Second District, as follows:

- a) Approve the Project and Notice of Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines Section 15301 (c) for the Seismic Retrofit of the Hollister Avenue Underpass;
- b) Authorize the Director of Public Works to proceed with right-of-way negotiations for the Seismic Retrofit of the Hollister Avenue Underpass; and
- c) Authorize the Director of Public Works to advertise for construction bids for the Seismic Retrofit of the Hollister Avenue Underpass.

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

a) Approved;

b) and c) Authorized.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-31) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND
WATER CONSERVATION DISTRICT

[11-00084](#)

Acting as the Board of Directors, Flood Control and Water Conservation District:

Adopt a Resolution authorizing a Grant Application to the California Department of Water Resources for the Lower Mission Creek Project, First and Second District.

**A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that
this matter be Adopted.**

RESOLUTION NO. 11-121

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor
 Gray, and Supervisor Lavagnino

A-32) PUBLIC WORKS, BOARD OF DIRECTORS, LAGUNA COUNTY
SANITATION DISTRICT

[11-00105](#)

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

Consider recommendations regarding the Laguna County Sanitation District Photovoltaic Solar Energy Project, Fourth District, as follows:

- a) Adopt the findings for the Laguna County Sanitation District Photovoltaic Solar Energy Project;
- b) Approve the Mitigated Negative Declaration (MND No. 10NGD-00000-00025) and adopt the mitigation measures along with their corresponding requirements contained in the MND;
- c) Approve the proposed project and find that it is in the best interest of the Laguna County Sanitation District to enter into an Energy Service Contract for the installation of an energy conservation facility in which the anticipated cost for electrical energy will be less than the anticipated cost for electrical energy without the energy conservation facility; and
- d) Approve and authorize the Chair to execute the Energy Service Contract with Premier Power Renewable Energy, Inc. (not a local vendor) in the amount of \$3,965,564.00 for final design, construction and startup of a 1 MW solar facility at the Laguna County Sanitation District wastewater reclamation plant.

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

- a) Adopted;**
- b) and c) Approved; and**
- d) Approved; Chair to execute.**

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-33) SHERIFF

[11-00075](#)

Approve and authorize the Chair to execute an Application for the Disposal of Internal Affairs files at least five (5) years old. (4/5 Vote Required)

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-34) SHERIFF

[11-00090](#)

Consider recommendations regarding Reimbursement Agreements with various law enforcement mutual aid responders from the Jesusita Fire event, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute Reimbursement Agreements with the Counties of Ventura and San Luis Obispo and the Cities of Lompoc and Simi Valley; and
- b) Approve Budget Revision Request No. 0001303 releasing \$618,661.00 in designation from prior receipt of California Emergency Management Agency (Cal-EMA) and Federal Emergency Management Agency (FEMA) funds and appropriating reimbursement amounts to the above-referenced agencies.

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

- a) Approved; Chair to execute; and**
- b) Approved.**

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Board of Supervisors**A-35) SUPERVISOR WOLF****[11-00083](#)**

Approve the appointment of Alex Rodriguez to the Santa Barbara County Finance Corporation, Inc., term ending July 30, 2013, Second District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-36) SUPERVISOR FARR**[11-00059](#)**

Approve the reappointment of Dr. Chris Pankau to the Mosquito and Vector Management District of Santa Barbara County, term ending December 31, 2012, Third District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-37) SUPERVISOR GRAY**[11-00077](#)**

Approve the reappointment of Soma F. Baldwin to the Law Library Board of Trustees as the Attorney-At-Large, term ending December 31, 2011, Fourth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-38) SUPERVISOR LAVAGNINO**[11-00061](#)**

Approve the reappointment of Victor D. Tognazzini to the Fire Board of Appeals, term ending April 1, 2013, Fifth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-39) SUPERVISOR LAVAGNINO**11-00062**

Approve the reappointment of Daniel D. Blough to the Planning Commission, term ending January 1, 2015, Fifth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-40) SUPERVISOR LAVAGNINO**11-00064**

Approve the reappointment of Yvonne Biely to the Human Services Commission, term ending June 30, 2013, Fifth District.

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

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-41) SUPERVISOR LAVAGNINO**11-00065**

Approve the reappointment of Marvin Teixeira to the Sedgwick Ranch Agricultural Oversight Committee, term ending October 10, 2012, Fifth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-42) SUPERVISOR LAVAGNINO**11-00066**

Approve the reappointment of David Robert "Bob" Kober, Jr. to the Santa Barbara County Fish and Game Commission, open term, Fifth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-43) SUPERVISOR LAVAGNINO**[11-00067](#)**

Approve the reappointment of Edward H. Taylor to the Human Services Commission, term ending June 30, 2012, Fifth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-44) SUPERVISOR LAVAGNINO**[11-00068](#)**

Approve the reappointment of Robert A. Nelson to the Santa Maria Cemetery District Board, term ending December 31, 2011, Fifth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

A-45) SUPERVISOR LAVAGNINO**[11-00069](#)**

Approve the reappointment of Trent Benedetti to the Santa Barbara County Finance Corporation, Inc., term ending July 30, 2013, Fifth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Approved. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Approval of Administrative Agenda

HEARING TIME: 9:08 A.M. - 9:48 A.M. (40 MIN.)

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, to Approve the Administrative Agenda as Amended. The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Board Member Reports

HEARING TIME: 9:49 A.M. - 10:09 A.M. (20 MIN.)

Re: Joined County welfare fraud team investigative unit at the invitation of the District Attorney, Joyce Dudley and reported the passing of former Mayor of Santa Maria, Donald Lahr - Fifth District Supervisor Steve Lavagnino Addressed the Board.

Re: Reported attendance at the National Association of Counties meeting in Washington D.C., a retirement celebration for former Fifth District Supervisor Joe Centeno and memorial service of community leader Donnie Yee. Commented on decorum at the Board Meetings - First District Supervisor Salud Carbajal Addressed the Board.

Re: Attended SBCERS Retreat, Community Gang Task Force workshop, meeting of BEACON, St. Cecelia Society, Friends of the Goleta Library annual meeting, Goleta Chamber of Commerce annual meeting, City County Joint Affordable Housing Task Force meeting, Autism Society meeting, visited Indian Health Clinic including new dental clinic and toured the Second District and new EOC building with CEO Chandra Wallar, reminded everyone to wear red on Friday, "wear red for women day" in support of Women's Heart Health - Second District Supervisor Janet Wolf Addressed the Board.

Re: Announced the passing of Buellton City Council Member and community leader Russ Hicks - Third District Supervisor Doreen Farr Addressed the Board.

Re: Announced attendance at and reported on CSAC Executive Committee meeting, announced the dedication of the Mayor Dick DeWees Memorial Highway on February 4 at the Veterans Memorial Building in Lompoc - Fourth District Supervisor Joni Gray Addressed the Board.

Public Comment Period

HEARING TIME 9:19 A.M. - 9:39 A.M. (20 MIN.)

Re: Slander - Dr. Robert Johns Addressed the Board

Re: Abusive Conditions in Nursing Homes - Edmond Finucane, Patricia Rosen, Bryan Rosen and Lynn Hendred Addressed the Board

Re: FY 2011-12 Budget Process - J. Andrew Caldwell Addressed the Board

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) (11-00001)

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

Departmental Agenda
Planning Items and Public Hearings

1) **PLANNING AND DEVELOPMENT**

10-00252

HEARING - Consider recommendations regarding Coastal Commission Action on the County and Montecito Land Use and Development Codes, as follows: (EST. TIME: 45 MIN.)

- a) Receive and file a report on the Coastal Commission's action on the County and Montecito Land Use and Development Codes; and
- b) Direct the Planning and Development Department to prepare the necessary documents to either:
 - i) Accept the Coastal Commission's certification of the County and Montecito Land Use and Development Codes with suggested modifications;
 - ii) Reject the Coastal Commission's certification of the County and Montecito Land Use and Development Codes with suggested modifications; or
 - iii) Develop alternatives to the suggested modifications to be resubmitted to the Coastal Commission as a new amendment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME 10:53 A.M. - 12:43 A.M. (1 Hr. 50 Min.)

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

That the County reject the Coastal Commission Certification and directed staff to start a public process that looks at these issues and incorporates the work of the Planning Advisory Committees.

The motion carried by the following vote.

Ayes: 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

Noes: 1 - Supervisor Wolf

2) PLANNING AND DEVELOPMENT11-00015

HEARING - Consider recommendations regarding an Ordinance amending Chapter 25, Petroleum Code, of the Santa Barbara County Code to address regulation of "High Risk" Petroleum Operations and Operators, as follows: (EST. TIME: 1 HR.)

a) Consider the introduction (first reading) an Ordinance amending Chapter 25, Petroleum Code, of the Santa Barbara County Code, as it relates to the regulation of "High Risk" Petroleum Operations and Operators; and

b) Set hearing on the Administrative Agenda of February 15, 2011 to consider recommendations, as follows:

i) Find that the Ordinance amending Chapter 25, Petroleum Code, is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15307 and 15308;

ii) Approve the Notice of Exemption;

iii) Find that 5 or more unauthorized releases of oil, produced water, other deleterious substances and/or other hazardous materials of a quantity not less than one barrel (42 gallons) other than within secondary containment for each incident, within a 12-month period, is harmful to the environment, and such frequent unauthorized releases are indicative of an operation that poses a significant risk to the County of Santa Barbara's environment and its resources; and

iv) Consider the adoption (second reading) of an Ordinance amending Chapter 25, Petroleum Code, of Santa Barbara County Code, as it relates to the regulation of "High Risk" Petroleum Operations and Operators, to be effective 30 days from adoption.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:50 PM - 2:47 PM (57 MIN.)

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

April 12, 2011 in Santa Maria.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

3) PLANNING AND DEVELOPMENT[11-00096](#)

HEARING - Consider recommendations regarding the Santa Barbara Ranch Inland Development Agreement, as follows: (EST. TIME: 1 HR.)

a) Acknowledge that the Developer's performance under the Inland Development Agreement is extended throughout the period of the litigation in Santa Barbara Superior Court Case No. 1304044, Naples Coalition, Environmental Defense Center and Surfrider Foundation v. County of Santa Barbara, et al (Naples Coalition litigation); and

b) Receive and file a report on staff's annual review of the Developer's compliance with the terms of the Inland Development Agreement.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 2:50 PM - 3:52 PM (1 HR. 2 MIN.)

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

April 5, 2011 in Santa Barbara.

The motion carried by the following vote.

Ayes: 3 - Supervisor Carbajal, Supervisor Wolf, and Supervisor Farr

Noes: 1 - Supervisor Gray

Abstained: 1 - Supervisor Lavagnino

4) COUNTY EXECUTIVE OFFICE, AUDITOR-CONTROLLER[11-00107](#)

HEARING - Consider recommendations regarding the Fiscal Year 2010/2011 Second Quarter Budget and Financial Update, as follows: (EST. TIME: 45 MIN.)

a) Receive and file, per the provisions of Government Code Section 29126.2, the Fiscal Year 2010/2011 Financial Status Report as of December 31, 2010, showing the status of appropriations and financing for all departmental budgets adopted by the Board of Supervisors; and

b) Receive and file a report on the Governor's Proposed Fiscal Year 2011/2012 Budget with emphasis on possible impacts on County departments.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 4:01 - 4:30 PM (29 MIN.)

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

a) and b) Received and filed.

The motion carried by the following vote.

Ayes: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino

**The Board of Supervisors Adjourned the Meeting of February 1, 2011 in Honor of
Donald Lahr of Santa Maria, Russ Hicks of Buellton and Donnie Yee of Santa Barbara**

Adjourn to

February 15, 2011

Betteravia Government Center
Board Hearing Room
511 East Lakeside Parkway
Santa Maria

Announcements

The meeting of Tuesday, February 1, 2011 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, February 3, 2011, at 5:00 PM and on Saturday, February 5, 2011, at 10:00 AM on CSBTV Channel 20.

THE BOARD OF SUPERVISORS WILL NOT MEET ON TUESDAY FEBRUARY 8, 2011. THE NEXT REGULAR MEETING OF THE BOARD OF SUPERVISORS WILL BE ON TUESDAY, FEBRUARY 15, 2011 IN SANTA MARIA.

<http://www.countyofsb.org>