

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Salud Carbajal, Vice-Chair

Second District - Janet Wolf

Third District - Doreen Farr, Chair

Fourth District - Joni Gray

Fifth District - Steve Lavagnino

Chandra L. Wallar, County Executive Officer

Action Summary

Tuesday, March 6, 2012

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.

9:00 A.M. Convened to Regular Session

CONVENED 9:06 A.M.

Roll Call

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

Pledge of Allegiance

Approval of Minutes of the February 21, 2012 Meeting

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

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

12:00 P.M. Recess to Closed Session

Report from Closed Session

COUNTY COUNSEL

[12-00009](#)

Closed Session Agenda

No reportable action taken.

Public Comment Period

[12-00001](#)

Public Comment

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) (12-00001)

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

**Re: Recognition of volunteer efforts of Nancy Emerson - Third District
Supervisor Doreen Farr addressed the Board**

Re: County Retirement System - Dr. Robert L. Johns addressed the Board

**Re: Montecito Hot Springs - Woody Jackson and Gary Longabergar
addressed the Board**

**Re: Employment at Vandenberg Air Force base/recognition of armed services
personnel - Geoffrey Bard addressed the Board**

**Re: District Attorney issues related to criminal prosecutions - Kali Zulu
addressed the Board**

**Re: County budget issues/employee compensation/public building renovations
- Carole Lief addressed the Board**

**Re: Housing Issues - Garvin Matthews, Susan Bobay and Sant Pallan
addressed the Board**

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 at 9:00 A.M.

A-1) SUPERVISOR CARBAJAL, SUPERVISOR FARR [12-00196](#)

Adopt a Resolution proclaiming March 2012 as Women’s History Month in Santa Barbara County.

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

RESOLUTION NO. 12-40

The motion carried by the following vote.

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

A-2) SUPERVISOR WOLF [12-00194](#)

Adopt a Resolution proclaiming March 7, 2012 as Arbor Day in Santa Barbara County.

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

RESOLUTION NO. 12-41

The motion carried by the following vote.

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

A-3) SUPERVISOR FARR [12-00190](#)

Adopt a Resolution of Commendation celebrating the 30th anniversary of the Foodbank of Santa Barbara County.

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

RESOLUTION NO. 12-42

The motion carried by the following vote.

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

Administrative Items**A-4) COMMUNICATIONS FOR REFERRAL [12-00177](#)**

City of Santa Barbara - Approve the request of the City of Santa Barbara to call and give notice of an election for the submission of a proposition measure concerning the future use of certain undeveloped city parkland property, to establish specifications of the election order, and to request consolidation with the presidential primary election to be held on June 5, 2012.

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

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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-5) COMMUNITY SERVICES [12-00192](#)

Consider recommendations regarding a Cypress Court HOME Investment Partnership Program (HOME) Loan Agreement, Fourth District, as follows:

- a) Approve and authorize the Chair to execute a Loan Agreement in the amount of \$500,000.00 and a 55 year HOME Regulatory Agreement with Lompoc Pacific Associates, a California limited partnership, for the Cypress Court Project;
- b) Find that the Board has considered the environmental effects of the Cypress Court Project set forth in the Mitigated Negative Declaration (MND) that was prepared by the City of Lompoc for the Cypress Court Project and that the MND is adequate for the project; and
- c) Authorize the Director of the Community Services Department or his/her designee to execute Subordination Agreements for this project, in a form approved by County Counsel, for the construction loan, and upon the completion of construction, a permanent financing loan.

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

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

The motion carried by the following vote.

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

A-6) COMMUNITY SERVICES

12-00193

Consider recommendations regarding a Santa Rita Village HOME Investment Partnership Program (HOME) Loan Agreement, Fourth District, as follows:

- a) Approve and authorize the Chair to execute a Loan Agreement in the amount of \$1,578,132.00 and 55 year HOME Regulatory Agreement with Santa Rita Village, L.P. for the Santa Rita Village project;
- b) Find that the Board has considered the environmental effects of Santa Rita Village Project set forth in the Mitigated Negative Declaration (MND) that was prepared by the City of Lompoc for the Santa Rita Village Project, Notice of Determination, and that the MND is adequate for the project; and
- c) Authorize the Director of Community Services Department or his/her designee to execute a Subordination Agreement for this project in a form approved by County Counsel, for a permanent financing loan by California Community Reinvestment Corporation (CCRC) at the completion of construction.

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

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

The motion carried by the following vote.

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

A-7) COMMUNITY SERVICES[12-00199](#)

Consider recommendations regarding a Pyramid Enterprises dba Rocky Mountain Recreation Company Concessionaire Agreement for the Cachuma Lake Recreation Area, Third District, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute a Concessionaire Agreement with Pyramid Enterprises dba Rocky Mountain Recreation Company, authorizing the operation of the marina, boat rental and sale of goods and services at the camp store located at the Cachuma Lake Recreation Area for a period of up to twenty-five (25) years;
- b) Approve and authorize the Chair to execute a Cachuma Corporation Inc. Bill of Sale, Inventory of Assets & Release Agreement with the Cachuma Corporation, Inc. to sell, assign, transfer, convey and deliver to the County all that certain personal property (inventory of assets) known as a gas station now found residing on a portion of the Cachuma Lake Recreation Area, in consideration of the sum of \$50,000.00 and a mutual release of claims by each party;
- c) Approve Budget Revision Request No. 0002080 to establish a capital asset appropriation of \$50,000.00 to purchase capital equipment for the Cachuma Lake Recreation Area gas station, funded from Parks Development Fee Fund 1406, Development Fees Santa Ynez Valley; and
- d) Approve a Notice of Exemption pursuant to California Environmental Quality Act (CEQA) Section 15301 - Class 1 consists of the operation, leasing, of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination.

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

a) and b) Approved; Chair to execute.

c) and d) Approved.

The motion carried by the following vote.

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

A-8) COUNTY CLERK-RECORDER-ASSESSOR

[12-00175](#)

Adopt a Resolution approving the posting of annual value notices for assesses of real and personal property on the County of Santa Barbara website, under Revenue and Tax Code section 621.

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

RESOLUTION NO. 12-43

The motion carried by the following vote.

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

A-9) COUNTY COUNSEL

[12-00201](#)

Approve and authorize the Chair to execute an Agreement for Professional Legal Services for Outside Counsel with Griffith & Thornburg, LLP, for the period of March 6, 2012 through March 5, 2014, in an amount not to exceed \$25,000.00. (4/5 Vote Required)

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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-10) COUNTY EXECUTIVE OFFICE, GENERAL SERVICES, OFFICE OF
EMERGENCY SERVICES

12-00189

Consider recommendations regarding the Emergency Operations Center (EOC) Audio, Data and Visual Information Management Systems (ADVIMS) Project No. 8666-AV Construction Contract award, Second District, as follows:

- a) Approve the award of a Fixed Price Construction Contract in the amount of \$467,185.35 to the lowest responsible bidder, Electrosonic, Inc. subject to the provisions of the documents and certifications as set forth in the plans and specifications applicable to the project and as required by California Law;
- b) Approve and authorize the Chair to execute the Construction Contract upon return of the Contractor's executed contract documents, and the review and approval of County Counsel, Auditor-Controller and Risk Manager or their authorized representatives;
- c) Authorize the Director of General Services or designee to approve change orders up to the limit specified in Public Contract Code Section 20142, or \$35,859.00 for this Contract; and
- d) Find that pursuant to California Environmental Quality Act (CEQA) Section 15162, no substantial changes are proposed, and no new information of substantial importance has come to light regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures, and therefore the contract award is within the scope of the project covered by the Mitigated Negative Declaration and monitoring program approved and adopted by the Board for this project on January 5, 2010, and that therefore no new environmental document is required.

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

a) and b) Approved;

c) Authorized; and

d) Approved.

The motion carried by the following vote.

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

A-11) PLANNING AND DEVELOPMENT [10-00250](#)

Consider recommendations regarding a Coastal Resource Enhancement Fund (CREF) Grant Contract with the City of Santa Barbara, Second District, as follows:

- a) Approve and authorize the Chair to execute CREF Contract No. BC-12-097 with the City of Santa Barbara for the period of March 6, 2012 through October 31, 2012, in the amount of \$40,000.00, to install improvements to the City's Shoreline Park, located along Shoreline Drive in Santa Barbara;
- b) Determine that the allocation of the CREF grant for the Shoreline Parks Improvement Project is exempt from the California Environmental Quality Act pursuant to Section 15378(b)(4) of the State Guidelines for the implementation of CEQA; and
- c) Approve the filing of a Notice of Exemption.

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

a) Approved; Chair to execute;

b) and c) Approved.

The motion carried by the following vote.

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

A-12) PLANNING AND DEVELOPMENT [12-00185](#)

Receive and file a report on the Murphy retaining wall repair and replacement Emergency Permit No. 12EMP-00000-00001, which authorized the repair and partial replacement of a failing retaining wall approximately 110 feet long, associated with APN 005-060-009, located at 239 Ortega Ridge Road in the Summerland Community Plan area, First District.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Received and filed. The motion carried by the following vote.

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

A-13) PUBLIC HEALTH[12-00178](#)

Consider recommendations regarding the CenCal Health Systems Provider Agreement, First Amendment, as follows:

a) Approve and authorize the Chair to execute a First Amendment to the Physician Services Provider Agreement [for] Federally Qualified Health Center with CenCal Health for payment of revised fees for healthcare services rendered to Medi-Cal members who are the responsibility of CenCal Health, and;

b) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15061(b)(3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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

A-14) PUBLIC WORKS[12-00197](#)

Consider recommendations regarding a Cooperative Agreement and Construction of Cycle 1 Measure A Safe Routes to School and Bicycle and Pedestrian Projects, as follows:

a) Approve and authorize the Chair to execute a Cooperative Agreement with Santa Barbara County Association of Governments (SBCAG) for County-Sponsored projects receiving funds from the Cycle 1 Measure A Safe Routes to School and Bicycle and Pedestrian Programs;

b) Authorize the Director of Public Works to advertise for construction bids for the Construction of Measure A Safe Routes to School Hardscape Improvements, County Project No. 862338, Second District;

c) Find that the proposed action is for the operation, leasing or licensing of an existing public structures, facilities, mechanical equipment or topographical feature, involving negligible or no expansion of use beyond that which presently exists, that the proposed action is therefore exempt from CEQA pursuant to 14 CCR 15301(c); and

d) Approve the filing of a Notice of Exemption on that basis.

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

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

The motion carried by the following vote.

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

A-15) TREASURER-TAX COLLECTOR

12-00176

Receive and file the DNA Identification Fund Report for calendar year 2011.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Received and filed. The motion carried by the following vote.

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

Board of Supervisors

A-16) SUPERVISOR CARBAJAL

12-00166

Approve the appointment of Jacqueline Martin to the Advisory Board on Alcohol and Drug Problems, term ending March 1, 2015, First District.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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) SUPERVISOR FARR [12-00191](#)

Approve the appointment of Ann Glasgow to the Historic Landmarks Advisory Committee, term ending December 31, 2012, Third District.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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) SUPERVISOR GRAY [12-00179](#)

Approve the reappointment of Don Stalker to the Lompoc Cemetery District Board of Directors, term ending March 6, 2015, Fourth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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) SUPERVISOR GRAY [12-00180](#)

Approve the reappointment of Alice Down to the Library Advisory Committee, term ending June 30, 2012, Fourth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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) SUPERVISOR GRAY [12-00181](#)

Approve the reappointment of Barbara Raggio to the Library Advisory Committee representing the City of Lompoc, term ending June 30, 2012, Fourth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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-21) SUPERVISOR GRAY[12-00182](#)

Approve the reappointment of Lisa Morinini to the Mental Health Commission as an alternate member, term ending March 6, 2015, Fourth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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) SUPERVISOR GRAY[12-00183](#)

Approve the reappointment of Joseph Avila to the Lompoc Cemetery District Board of Directors, term ending December 31, 2014, Fourth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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) SUPERVISOR GRAY[12-00184](#)

Approve the reappointment of Edward Everett to the Lompoc Cemetery District Board of Directors, term ending December 31, 2014, Fourth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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

Hearing Requests

A-24) COMMUNITY SERVICES

[12-00188](#)

Set hearing to consider recommendations regarding amendments to Chapter 26 of the County Code, as follows:

(Set hearing for 4/3/12. Time estimate: 10 minutes.)

- a) Consider the introduction (first reading) of an Ordinance amending Chapter 26 of the County Code on April 3, 2012 to clarify various uses at County Parks and adopt new uses at Cachuma Lake Recreation Area consistent with the Resource Management Plan recently completed by the Bureau of Reclamation;
- b) Set hearing for the Administrative Agenda of April 10, 2012 to consider the adoption (second reading) of an Ordinance amending Chapter 26 of the County Code; and
- c) Upon adoption, approve a Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines, Section 15061(b) (3), finding that the Ordinance is not subject to CEQA because of the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and further find that there is no possibility that the enactment of the Ordinance may have a significant effect on the environment.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Set for a hearing, as follows: April 3, 2012 in Santa Barbara (EST. TIME: 10 MIN.). The motion carried by the following vote.

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

A-25) PLANNING AND DEVELOPMENT12-00195

Set hearing to consider recommendations regarding the Housing Authority of Santa Barbara County Pescadero Lofts Apartment project, Case Nos. 11GPA-00000-00004, 11ORD-00000-00034, 11RZN-00000-00003, 11DVP-00000-00004, and 11CDP-00000-00041, located at 761 Camino Pescadero in the Isla Vista area, APN 075-020-005, Third District, as follows:
(Set hearing for 3/20/12. Time estimate: 45 min.)

- a) Make the findings for the project specified in the County Planning Commission Action Letter, including California Environmental Quality Act (CEQA) findings;
- b) After considering the previously certified Environmental Impact Report (EIR) for the Isla Vista Master Plan (03-EIR-08), determine pursuant to Public Resources Code sections 21090(b) and 21166 and CEQA Guideline section 15162 that, as reflected in the CEQA findings in the County Planning Commission Action Letter, no subsequent EIR or Negative Declaration shall be prepared for this project;
- c) Approve a text amendment to the Article II Coastal Zoning Ordinance to establish the SR-H-30 zone density and limit rezones to this zone district to projects meeting certain affordable housing criteria; and approve an amendment to the land use designation of the Coastal Land Use Plan map for APN 075-020-005 from RES-20 to RES-30 and an amendment to the zoning map for the subject parcel from SR-H-20 to SR-H-30; and
- d) Approve the project, Case Nos. 11DVP-00000-00004 and 11CDP-00000-00041, subject to the conditions included in the Conditions of Approval.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Set for a hearing, as follows: March 20, 2012 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 Lavagnino

Departmental Agenda
Planning Items and Public Hearings

1) AUDITOR-CONTROLLER, COUNTY EXECUTIVE OFFICE 12-00200

HEARING - Receive and file, per the provisions of Government Code Section 29126.2, the Fiscal Year 2011/2012 Financial Status Report as of December 31, 2011, showing the status of appropriations and financing for all departmental budgets adopted by the Board of Supervisors. (EST. TIME: 45 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 9:58 A.M. - 10:52 A.M. (54 MIN.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be received and filed. The motion carried by the following vote:

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

2) PLANNING AND DEVELOPMENT 12-00187

HEARING - Consider recommendations of the Montecito Planning Commission on Case No. 11TEX-00000-00032 regarding a request by the applicant, Caruso Affiliated, of a time extension for the amended Miramar Beach Resort & Bungalows project, as follows: (EST. TIME: 15 MIN.)

a) Make the required findings for approval of the project specified in the Montecito Planning Commission action letter dated February 22, 2012, including the California Environmental Quality Act (CEQA) findings;

b) After considering the environmental review documents, specified in the Addendum dated March 15, 2011 together with the previously certified focused Environmental Impact Report (08EIR-00000-00003), the previously adopted Mitigated Negative Declaration (00-ND-003) and Addendum dated December 9, 2008, determine that, as reflected in the CEQA findings, no subsequent EIR or Negative Declaration shall be prepared for this project; and

c) Approve the project, Case No. 11TEX-00000-00032, a one-year time extension from March 15, 2012 to March 15, 2013 of Case No. 11CDH-00000-00001.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 11:08 A.M. - 11:58 A.M. (50 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a), b) and c) Approved staff recommendations.

The motion carried by the following vote:

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

Noes: 1 - Supervisor Wolf

Abstained: 1 - Supervisor Gray

3) AUDITOR-CONTROLLER, COUNTY EXECUTIVE OFFICE

[12-00198](#)

HEARING - Direct staff to prepare and return to the Board of Supervisors for consideration, an ordinance to amend Chapter 32, Article II of the County Code to incorporate a proposed Hotel Incentive Program into the County of Santa Barbara's existing "Transient Occupancy Tax." (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 12:08 P.M. - 1:40 PM (1 HR. 32 MIN.)

Received and filed staff presentation and conducted public hearing.

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

Directed staff to return as appropriate with a proposed ordinance as presented. Further directed staff to provide an additional menu of options including an alternate ordinance incorporating a tiered approach formula for the allocation of TOT as reflected in the supplemental document presented by Supervisor Carbajal at the hearing and incorporating concepts that include but are not limited to a potential allocation of TOT to the Santa Barbara Visitors and Conference Bureau, providing preferences to local contractors/vendors, performance bonding and the expedited removal of the current structures and development of the project.

The motion carried by the following vote.

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

Noes: 1 - Supervisor Wolf

4) PLANNING AND DEVELOPMENT[12-00145](#)

HEARING - Consider recommendations regarding the Historic Landmarks Advisory Commission's Designation of the Bryce Beach cabaña and funicular as a Historic Landmark, as follows: (EST. TIME: 40 MIN.)

- a) Approve the action of Historic Landmarks Advisory Commission;
- b) Adopt a Resolution with conditions designating the Bryce Beach cabaña and funicular as a County Historic Landmark, and determine that approval is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15308 of the CEQA Guidelines;
- c) Modify the action of Historic Landmarks Advisory Commission by modifying and adopting the Resolution with conditions to be imposed designating the Bryce Beach cabaña and funicular as a County Historic Landmark, and determine that approval is exempt from CEQA pursuant to Section 15308 of the CEQA Guidelines; or
- d) Disapprove the action of the Historic Landmarks Advisory Commission designating the Bryce Beach cabaña and funicular as a County Historic Landmark, and determine that disapproval is exempt from CEQA pursuant to Section 15270 of the CEQA Guidelines.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 2:30 P.M. - 2:52 P.M. (22 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) and b) Approved and adopted. No further action taken.

RESOLUTION NO. 12-44

The motion carried by the following vote.

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

5) PLANNING AND DEVELOPMENT

12-00160

HEARING - Consider recommendations regarding the Historic Landmarks Advisory Commission’s Designation of the Irene and Francis Rich Beach Cabaña as a Historic Landmark, as follows: (EST. TIME: 1 HR.)

- a) Approve the action of Historic Landmarks Advisory Commission;
- b) Adopt a Resolution with conditions designating the Irene and Frances Rich Beach Cabana as a County Historic Landmark, and determine that approval is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15308 of the CEQA Guidelines;
- c) Modify the action of Historic Landmarks Advisory Commission by modifying and adopting the resolution in Attachment A with conditions to be imposed designating the Irene and Frances Rich Beach Cabana as a County Historic Landmark, and determine that approval is exempt from CEQA pursuant to Section 15308 of the CEQA Guidelines; or
- d) Disapprove the action of the Historic Landmarks Advisory Commission designating the Irene and Frances Rich Beach Cabana as a County Historic Landmark, and determine that disapproval is exempt from CEQA pursuant to Section 15270 of the CEQA Guidelines.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 2:31 P.M. - 4:15 P.M. (1 HR. 44 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) and b) Approved and adopted. No further action taken.

RESOLUTION NO. 12-45

The motion carried by the following vote:

- Ayes:** 4 - Supervisor Carbajal, Supervisor Farr, Supervisor Gray, and Supervisor Lavagnino
- Noes:** 1 - Supervisor Wolf

6) PLANNING AND DEVELOPMENT[12-00048](#)

HEARING - Consider recommendations regarding a Land Development Fee Resolution, as follows: (EST. TIME: 15 MIN.)

- a) Adopt a Resolution to amend Land Development Fees effective on May 5, 2012;
- b) Determine the activity to be exempt via 15273(a); and
- c) Approve the filing of a Notice of Exemption.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 4:21 P.M. - 4:28 P.M. (7 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) **Adopted.**

RESOLUTION NO. 12-46

- b) and c) **Approved.**

The motion carried by the following vote.

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

Noes: 1 - Supervisor Gray

7) COUNTY EXECUTIVE OFFICE, OFFICE OF EMERGENCY SERVICES[12-00186](#)

HEARING - Receive and file a report from the Office of Emergency Management (OEM) regarding continued improvements in emergency public information capabilities throughout the Santa Barbara County Operational Area. (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 4:28 P.M. - 4:47 P.M. (19 MIN.)

A motion was made by Supervisor Carbajal, seconded by Supervisor Wolf, that this matter be received and filed. The motion carried by the following vote:

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

The Santa Barbara County Board of Supervisors Adjourned the Meeting of March 6, 2012 in Honor of Mary Arlene George Perry of Lompoc and David Eugene Giorgi of Goleta

Adjourned at 4:47 P.M.

Adjourned to

March 13, 2012

Joseph Centeno Betteravia Government Administration Building
Board Hearing Room
511 East Lakeside Parkway
Santa Maria

Challenges

IF YOU CHALLENGE A DETERMINATION MADE ON A MATTER ON THIS AGENDA IN COURT, YOU MAY BE LIMITED TO RAISING ONLY THOSE ISSUES YOU OR SOMEONE ELSE RAISED AT THE PUBLIC HEARING DESCRIBED IN THIS NOTICE, OR IN WRITTEN CORRESPONDENCE TO THE BOARD OF SUPERVISORS AT, OR PRIOR TO, THE PUBLIC HEARING.

Announcements

The meeting of Tuesday, March 6, 2012 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, March 8, 2012, at 5:00 PM and on Saturday, March 10, 2012, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>