

County of Santa Barbara
BOARD OF SUPERVISORS



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

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, August 26, 2014

9:00 AM

**JOSEPH CENTENO BETTERAVIA GOVERNMENT
ADMINISTRATION BUILDING, BOARD HEARING ROOM
511 EAST LAKESIDE PARKWAY, SANTA MARIA**

The Board of Supervisors meets concurrently as the Board of Directors of the Flood Control & Water Conservation District, Water Agency, 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 AT 9:07 A.M.

Roll Call

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

Pledge of Allegiance

Approval of Minutes of the August 19, 2014 Meeting

12:00 P.M. Recessed to Closed Session

Report from Closed Session

No Reportable Action Taken.

[14-00009](#)

Closed Session Agenda

Public Comment Period

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 09-368) (14-00001)

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

Re: Infectious Health Disease Issues - Geof Bard addressed the Board

Re: Michael Jackson Trial - William Wagener addressed the Board

Re: Black Nazi Hunter - Dr. Robert L. Johns addressed the Board

Re: City of Guadalupe - George Alvarez addressed the Board

Re: University of California Cooperative Extension - Mary Bianchi addressed the Board

Re: Dangerous Dog Ordinance - Jennie Reinish and Shirley Jansen 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 FARR****[14-00654](#)**

Adopt a Resolution celebrating the 50th anniversary of the Black Gold Cooperative Library System.

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

RESOLUTION NO. 14-198

The motion carried by the following vote:

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

Honorary Resolutions**A-2) SUPERVISOR LAVAGNINO****[14-00622](#)**

Adopt a Resolution of Commendation honoring Michael Schmaeling upon his retirement from the Public Health Department after 26 years of commitment to the quality of life of the citizens of Santa Barbara County.

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

RESOLUTION NO. 14-199

The motion carried by the following vote:

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

Administrative Items**A-3) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES****14-00668**

Consider recommendations regarding Penal Code (PC) 1000 Revenue Agreements and Extensions, as follows:

- a) Approve, ratify, and authorize the Chair to execute a revenue Agreement through which the County will certify Aegis Institute, Inc. (a local vendor) as a PC 1000 Drug Diversion Program provider, and Aegis Institute, Inc. will pay the County an administrative fee of \$50.00 for each client served through the PC 1000 program for the period July 1, 2014 through June 30, 2017, for a projected revenue of \$1,000.00 per year;
- b) Approve, ratify, and authorize the Chair to execute an Amendment to the existing revenue Agreement for PC 1000 services with the Coast Valley Substance Abuse Treatment Center, extending the term through June 30, 2017 and expanding their delivery service area to include Lompoc and Santa Maria, for projected revenue of \$1,000.00 per year;
- c) Approve, ratify, and authorize the Chair to execute an Amendment to the existing revenue Agreement for PC 1000 and Driving Under the Influence (DUI) Program services with the Council on Alcoholism and Drug Abuse, extending the term through June 30, 2017, for projected revenue of \$1,000.00 per year from PC 1000 services;
- d) Approve, ratify, and authorize the Chair to execute an Amendment to the existing revenue Agreement for PC 1000 and DUI Program services with Zona Seca, Inc, extending the term through June 30, 2017, for projected revenue of \$1,000.00 per year from PC 1000 services;
- e) Approve, ratify, and authorize the Chair to execute an Amendment to continue only the DUI Revenue Agreement through June 30, 2016; ending the PC 1000 portion of the Contract with Central Coast Headway as of July 1, 2014, in accordance with the PC 1000 Drug Diversion Program RFP process; and
- f) Determine that these activities are exempt from California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(4), as government fiscal activities that do not involve commitment to a specific project that may result in a potentially significant physical impact on the environment.

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

a) through e) Approved; Chair to execute; and

f) Approved.

The motion carried by the following vote:

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

A-4) COMMUNITY SERVICES

14-00655

Consider recommendations regarding 2014-2015 Agreement for Operations of a County-wide Library System, as follows:

a) Approve and authorize the Chair to execute a one-year Agreement for Operation of a Countywide Library System (Agreement) by and between the County and the Cities of Lompoc, Santa Barbara and Santa Maria for the period of July 1, 2014 through June 30, 2015 for a total cost of \$2,948,403.00 for Fiscal Year 2014-2015; and

b) Determine that the approval of the Agreement is not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines section 15378(b)(4), finding that the project is a creation of a governmental funding mechanism or other government fiscal activity, which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and direct staff to file a Notice of Exemption (NOE).

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, 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 Adam, and Supervisor Lavagnino

A-5) COMMUNITY SERVICES**[14-00657](#)**

Consider recommendations regarding County Inclusionary Housing Ordinance - Annual Updates to Affordable Housing Inclusionary Housing Requirements and In-Lieu Inclusionary Housing Fees, as follows:

- a) Receive and file a 2014 Update and Annual Adjustment of Affordable Housing In-Lieu Fees and Inclusionary Housing Requirements, which provides the Board with (1) an annual update and adjustments to the County's in-lieu inclusionary housing fees, and (2) an update and adjustments of the County's inclusionary housing requirements; and
- b) Determine that the receipt and filing of annual updates and adjustments to Inclusionary Housing Requirements and In-Lieu Inclusionary Housing Fees are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline section 15061(b)(3), finding that the activities are covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and where it can be seen with certainty that there is no possibility that the activities in question may have a significant effect on the environment, the activities are not subject to CEQA, and direct staff to file a Notice of Exemption.

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

- a) Received and filed; and**
- b) Approved.**

The motion carried by the following vote:

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

A-6) COMMUNITY SERVICES**14-00656**

Consider recommendations regarding Proposed Library Special Tax and Survey Results, Second District, as follows:

- a) Receive and file the survey results for the contemplated Goleta Library Special Tax;
- b) Take no further action at this time; and
- c) Determine that the actions above are not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines section 15378(b)(4), finding that such actions involve the creation of a governmental funding mechanism or other government fiscal activity, which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

a) Received and filed; and

b) and c) Approved.

The motion carried by the following vote:

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

A-7) COUNTY EXECUTIVE OFFICE**14-00662**

Consider recommendations regarding 2015 Employee Benefit Insurance Program Renewal, as follows:

- a) California State Association of Counties - Excess Insurance Authority (CSAC-EIA) Blue Shield Health Plans:
 - i) Approve the renewal of the California State Association of Counties - Excess Insurance Authority (CSAC-EIA) Blue Shield Exclusive Provider Organization (EPO) High, Blue Shield EPO Low, Preferred Provider Organization (PPO), and High Deductible Health Plan (HDHP) plans for a twelve-month period, at the existing benefit levels, and premium increases of 15.3%, effective January 1, 2015, for all active employees and retirees; and
 - ii) Approve the addition of an Employer Group Waiver Plan (EGWP) Medicare Part D Prescription Drug Plan (PDP) choice for Medicare eligible retirees for the Blue Shield EPO and PPO plans, while still maintaining all the current prescription drug plan options offered to Medicare eligible retirees which will result in lower premiums for those retirees who select the optional EGWP PDP;

b) Kaiser Permanente HMO Health Plans:

i) Approve the renewal of the active employees' and early retirees Kaiser Permanente High and Low Health Maintenance Organization (HMO) for a twelve-month period, at the existing benefit levels, with a 15% increase in premiums, effective January 1, 2015, and for all Medicare eligible retirees, a 2.9 % increase in the Senior Advantage Plan premiums, at the existing benefit levels;

c) County Self-Funded Delta Dental PPO Plan:

i) Approve the annual Actuarial Underwriting Report for the County Self-Funded Dental Plan, and continue the existing program benefits at the current premium level, with no increase for active employees and retirees for a twelve-month period effective January 1, 2015;

d) Dental HMO Plan - DeltaCare USA:

i) Approve the renewal of the existing DeltaCare USA Dental Health Maintenance Organization (DHMO) plan, and continue the existing benefit levels for active employees and retirees, at the current premium level, with no increase, for a twelve-month period, effective January 1, 2015;

e) Vision Service Provider Plan:

i) Approve the renewal of the existing Vision Provider Plan and continue the existing benefit levels for active employees and retirees, with a 4% premium increase, for a twelve-month period, effective January 1, 2015;

f) CareCounsel Healthcare Assistance Program:

i) Approve the renewal of the CareCounsel Healthcare Assistance Program with no increase for all covered active employees and retirees, for a twelve-month period effective January 1, 2015;

g) United Healthcare Medicare Risk HMO Health Plans:

i) Approve the renewal of the United Healthcare Medicare Risk HMO Health Plans for County of Santa Barbara retirees, at existing benefit levels, and a premium increase of 6% for a twelve-month period, effective January 1, 2015, and further, authorize the Human Resources Director or her designee to execute any necessary third-party administrative Agreements and documents required to manage plans listed in recommendations a) through g) above; and

h) Approve the determination under California Environmental Quality Act (CEQA) Guidelines Section 15061(b)(3) that this activity is exempt from review on the basis that it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment.

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

a) i) ii) Approved;

b) i) Approved;

c) i) Approved;

d) i) Approved;

e) i) Approved;

f) i) Approved;

g) i) Approved; and

h) Approved.

The motion carried by the following vote:

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

A-8) COUNTY EXECUTIVE OFFICE**14-00090**

Consider recommendations regarding Re-Ratification of the Drought Proclamation Passed July 29, 2014, (Eighth Monthly Renewal), as follows:

- a) Adopt a Resolution re-ratifying the Proclamation of a Local Emergency for Drought and Water Supply Conditions that exist in Santa Barbara County pursuant to Government Code Section 8630(c);
- b) Direct the Office of Emergency Management to return monthly for re-ratification of the Emergency until such a time that weather and water supply conditions dictate otherwise; and
- c) Determine that this project was found by your Board to be exempt from the provisions of California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Sections 15061(b) (3) and 15269(a), and that the proposed actions are within the scope of the prior CEQA exemption.

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

a) Adopted.

RESOLUTION NO. 14-200

b) and c) Approved.

The motion carried by the following vote:

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

A-9) COUNTY EXECUTIVE OFFICE**14-00672**

Consider recommendations regarding Continuum of Care Program Implementation Update, as follows:

a) Receive and file an update on the Santa Maria/Santa Barbara County Continuum of Care (CoC);

b) Approve the following representatives from the County of Santa Barbara to the Santa Maria/Santa Barbara County CoC, and ratify their authority to represent the County:

i) County Executive Officer Representative, Terri Nisich, Assistant CEO;

ii) A Supervisorial District Representative, Erin Weber, Third District Supervisors Office; and

iii) Sheriff's Department Representative, Laz Salinas, Deputy Chief; and

c) Determine that the recommended actions do not constitute a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), as the actions are organizational or administrative activities of governments that will not result in the direct or indirect physical changes in the environment, and direct staff to file a Notice of Exemption.

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

a) Received and filed;

b) i) ii) iii) Approved; and

c) Approved.

The motion carried by the following vote:

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

A-10) COUNTY EXECUTIVE OFFICE**14-00669**

Consider recommendations regarding Human Services Commission - Award of Fiscal Year (FY) 2014-2015 General Fund Grants, as follows:

- a) Receive and consider recommendations from the County of Santa Barbara Human Services Commission for the awards of Human Services Commission grants to grantees for the use of County General Funds for FY 2014-2015 for the delivery of Human Services Program services;
- b) Accept the recommendations from the County of Santa Barbara Human Services Commission and approve the awards of Human Services Commission grants to the grantees subject to the approval and execution of written Agreements, and direct staff to return to the Board for approval and authorization of the Chair to execute FY 2014-2015 Human Services Commission grants as may be required; and
- c) Determine that the above activities are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), finding that these activities are covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and where it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment, the activities are not subject to CEQA, and direct staff to file a Notice of Exemption (NOE).

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

a) Received;

b) Accepted; and

c) Approved.

The motion carried by the following vote:

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

Recused: 1 - Supervisor Carbajal

A-11) FIRE**14-00661**

Consider recommendations regarding Fire Apparatus Procurement, as follows:

- a) Waive competitive bidding by the County of Santa Barbara for the purchase of one (1) Type I fire engine, two (2) Type III fire engines and one (1) crew transport vehicle, pursuant to County Code § 2-39 and instead authorize the County Purchasing Agent to purchase this equipment based on competitive bids completed by other California agencies; and
- b) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines § 15378(b)(4) that the above fiscal activity is not a project subject to the California Environmental Quality Act.

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

a) and b) Approved.

The motion carried by the following vote:

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

A-12) PLANNING AND DEVELOPMENT**14-00663**

Consider recommendations regarding the Pepe Notice of Nonrenewal of the Agricultural Preserve Contract, Lompoc area, Fourth District, as follows:

- a) Receive and file the Notice of Nonrenewal submitted by the landowner for Agricultural Preserve 09AGP-00000-00001; and
- b) Find that the proposed action is an administrative activity of the County, which will not result in direct or indirect physical changes in the environment and is therefore not a “project” as defined for purposes of the California Environmental Quality Act (CEQA) under State CEQA Guidelines Section 15378(b)(5).

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

a) Received and filed; and

b) Approved.

The motion carried by the following vote:

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

A-13) PUBLIC HEALTH**14-00659**

Consider recommendations regarding Tuberculosis Control Program - Revenue Base Award and Special Needs Award, as follows: (4/5 Vote Required)

- a) Approve and authorize the Public Health Department Director to execute acceptance of the Base Award for tuberculosis (TB) prevention and control activities in the amount of \$156,665.00, and allotment of up to \$9,504.00 for Food, Shelter, Incentives and Enablers (FSIE) expenditures, from the California Department of Public Health Tuberculosis Control Branch for the period of July 1, 2014 through June 30, 2015 for a total amount not to exceed \$166,169.00;
- b) Approve and authorize the Public Health Director to execute the amended Special Needs Acceptance of Award for the Tuberculosis Control Program with the California Department of Public Health Tuberculosis Control Branch to support tuberculosis special needs for the period of July 1, 2014 through December 31, 2014 in the amount of \$54,681.00;
- c) Approve Budget Revision Request (BRR) No. BJE 0003595 reflecting an increase of \$29,763.00 to the TB Base and FSIE award, and \$54,681.00 to establish the TB Special Needs Award. The BRR will increase the unanticipated revenue from State and Federal sources, and expenditures for Extra Help, Services and Supplies, and Motor Pool in the County's financial system; and
- d) Determine that these activities are not a project under the California Environmental Quality Act (CEQA) and are exempt from environmental review per CEQA Guideline Section 15378(b)(4), since they are a government fiscal activity that does not involve a commitment to a specific project that may result in a potentially significant effect on the environment.

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

a) through d) Approved.

The motion carried by the following vote:

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

A-14) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND
WATER CONSERVATION DISTRICT

[14-00665](#)

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

Consider recommendations regarding an Exchange Agreement for State Water, First and Second Districts, as follows:

- a) Authorize the Public Works Director or his designee to execute Agreements with the State of California Department of Water Resources and the Mojave Water District for an imbalanced Water Exchange of State Water Project supplies;
- b) Authorize the Public Works Director or his designee to execute a Release, Assumption and Indemnification Agreement with the Central Coast Water Authority for the water exchange with the Mojave Water District; and
- c) Determine that this action is not a project under the California Environmental Quality Act (CEQA), Public Resources Code section 21065 and CEQA Guidelines sections 15061(b)(3) and 15378(b)(5), as the program is an organizational or administrative activity that will not result in direct or indirect changes in the environment.

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

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

a) and b) Authorized; and

c) Approved.

The motion carried by the following vote:

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

A-15) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY**14-00666**

Acting as the Board of Directors, Water Agency:

Consider recommendations regarding an Agreement with RMC Water and Environment to develop the Long Term Supplemental Water Supply Alternatives Report, as follows:

- a) Approve and authorize the Chair to execute an Agreement with RMC Water and Environment (not a local vender) to prepare the Long Term Supplemental Water Supply Alternatives Report from the period of August 26, 2014 through December 31, 2015 in the amount not to exceed \$499,625.00;
- b) Approve a 10% contingency with RMC Water and Environmental in the amount \$49,962.50 for any work needed to complete the study; and
- c) Find that the proposed update to the Long Term Supplemental Water Supply Alternatives Report is exempt under California Environmental Quality Act (CEQA) guidelines, Section 15262; Feasibility and Planning Studies and Section 15306 (Class 6) Basic data collection, research, experimental management, and resource evaluation activities, and direct the Clerk of the Board to file a CEQA Notice of Exemption.

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

Acting as the Board of Directors, Water Agency:

- 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 Adam, and Supervisor Lavagnino

A-16) SOCIAL SERVICES**14-00660**

Consider recommendations regarding a Memorandum of Understanding (MOU) with Allan Hancock College for Outstation Career Employment Specialist, as follows:

a) Approve and authorize the County of Santa Barbara Department of Social Services Director to execute an MOU with Allan Hancock College (AHC), for the provision of co-locating a DSS Career Employment Specialist (CES) in North Santa Barbara County at the AHC CalWORK's (AHC-CW) Santa Maria Campus to administer the California Work Opportunity and Responsibility to Kids (CalWORK's)/Welfare to Work (WTW) program to provide easier access to program support and ensure stronger collaboration in the development of individualized student plans effective August 26, 2014; and

b) Determine that the approval and execution of the MOU is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), finding that the execution of the MOU is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and where it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment, the activities are not subject to CEQA.

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

a) and b) Approved.

The motion carried by the following vote:

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

Board of Supervisors**A-17) SUPERVISOR WOLF****14-00658**

Approve the appointment of Suzanne Wexler Peck to the Commission for Women, term ending April 24, 2016, Second District.

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

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

Hearing Requests**A-18) PLANNING AND DEVELOPMENT****14-00664**

Set a hearing to consider recommendations regarding the Cuyama Solar Facility Project, APNs 149-150-029, 149-150, 030, 149-150-031, 149-150-032, 149-140-076, 149-150-039, 149-140-041, 149-330-001, and 149-010-049, located south and southeast of the town of Cuyama, First District, as follows:
(Set hearing for 9/9/14. Estimated time: 2 hours)

a) Certify the Environmental Impact Report (11EIR-00000-00005), including the revisions to the EIR specified in the July 21, 2014 Planning Commission memorandum;

b) Adopt a Resolution and execute the Certificate of Tentative Cancellation of Land Conservation Contract 76-AP-072 (10AGP-00000-00002); and

c) Set a hearing for October 7, 2014 on the Departmental Agenda to consider recommendations, as follows:
(Set hearing for 10/7/14. Time estimate 1 hour)

i) Make the required findings for approval of the project, including California Environmental Quality Act (CEQA) findings;

ii) Adopt a Resolution amending: a) the County's Comprehensive Plan Land Use Element (13GPA-00000-00002), allowing utility-scale solar photovoltaic facilities on up to 600 acres within the Cuyama Valley Rural Region on lands designated Agriculture II (A-II) or Agricultural Commercial (AC) and zoned Agriculture II (AG-II), with a Utility-Scale Solar Photovoltaic Facility Overlay, b) the County's Comprehensive Plan Land Use Element, Cuyama Valley Rural Region, Land Use Designation Map (13GPA-00000-00001), by changing the Land Use Designation on specified portions of APN 149-140-076 from

Agricultural Commercial (AC) to Agriculture II (A-II); and c) the Santa Barbara County Land Use Element Map Comp-9 by applying the Utility-Scale Solar Photovoltaic Facility Overlay to the 327-acre Project site;

iii) Adopt an Ordinance amending the County's Land Use Development Code: a) allowing utility-scale solar photovoltaic facilities on up to 600 acres within the Cuyama Valley Rural Region on lands zoned Agriculture II (AG-II), subject to discretionary approval of a Conditional Use Permit (10ORD-00000-00001); and b), rezoning four parcels (APNs 149-150-029, -030, -031 and -032) from Unlimited Agriculture (under Ordinance No. 661) to Agriculture II (AG-II-40) (10RZN-00000-00001);

iv) Adopt a Resolution and execute a final Certificate of Cancellation for Agricultural Preserve Contract (Land Conservation Contract) No. 76-AP-072 (10AGP-00000-00002);

v) Approve a Lot Line Adjustment (10LLA-00000-00004) to adjust lines between three lots of 413.9 (APN 149-140-076), 39.71 (APN 149-150-029), and 39.80 (APN 149-150-030) gross acres to reconfigure into three lots of 247.07, 166.83, and 79.52 gross acres, respectively, on property located in the AG-II (and Unlimited Agricultural) Zone District, subject to the conditions;

vi) Adopt a Resolution and execute a replacement Agricultural Preserve Contract (Land Conservation Contract) on the remaining 1,362 acres of 76-AP-072 (13AGP-00000-00024); and

vii) Approve the Conditional Use Permit (10CUP-00000-00008) subject to the conditions. The mitigation monitoring program identified in the project EIR is included in these conditions.

A motion was made by Supervisor Farr, seconded by Supervisor Wolf, that this matter be Set for a hearing, as follows: September 9, 2014 in Santa Maria (EST. TIME: 2 HR.). The motion carried by the following vote:

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

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE

[14-00670](#)

HEARING - Consider recommendations regarding Santa Ynez Band of Chumash Indians Proposed Hotel and Casino Expansion Project update, as follows: (EST. TIME: 1 HR.)

- a) Receive and file a report from the County Executive Officer regarding the Santa Ynez Band of Chumash Indian's proposed hotel and casino expansion project as outlined in an Environmental Evaluation submitted to the County on July 15, 2014;
- b) Provide any particular direction the Board may have for discussing the mitigation of the off-Reservation impacts of the proposed project with the Santa Ynez Band of Chumash Indians; and
- c) Find that the proposed actions are exempt from the California Environmental Quality Act (CEQA) under State CEQA Guidelines Section 15061(b)(3).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:07 AM - 11:31 AM (1 HR. 24 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Received and filed.
- b) Directed staff to proceed with discussions regarding mitigation of off-Reservation impacts of the proposed project with the Santa Ynez Band of Chumash Indians. Further directed staff to include the comments and concerns as expressed by the Board at the Hearing of August 26, 2014, those reflected in the County Executive Office presentation dated August 26, 2014, the supplemental materials presented by the County Executive Office at the Hearing of August 26, 2014 referenced as Attachment A to the presentation and incorporating comment letters from County agencies, the Santa Ynez Valley Airport Authority and the Office of the Governor.
- c) Approved.

The motion carried by the following vote:

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

2) COUNTY EXECUTIVE OFFICE[14-00671](#)

HEARING - Consider recommendations regarding responses to the Grand Jury Report entitled "Northern Branch Jail Operating Cost - When They Build It You Will Pay", as follows: (EST. TIME: 30 MIN.)

- a) Consider and adopt responses to the Grand Jury Report entitled "Northern Branch Jail Operating Cost - When They Build It You Will Pay";
- b) Approve and authorize the Chair to execute a response letter and forward the responses to the Presiding Judge of the Superior Court; and
- c) Determine that the proposed actions are administrative activities that will not result in direct or indirect physical changes to the environment, and therefore, are not a project subject to the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(5).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 11:32 AM - 11:58 AM (26 MIN.)

Received and filed staff presentation and conducted public hearing.

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

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

The motion carried by the following vote:

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

3) COUNTY EXECUTIVE OFFICE[14-00667](#)

HEARING - Consider recommendations regarding a Response to 2013-2014 Grand Jury Report entitled "Santa Barbara County Take Home Vehicle Use, Clarify and Comply", as follows: (EST. TIME: 30 MIN.)

- a) Consider and adopt responses as the Board of Supervisors' response to the 2013-2014 Grand Jury Report entitled "Santa Barbara County Take Home Vehicle Use, Clarify and Comply";
- b) Approve and authorize the Chair to execute a letter and forward the letter and responses to the Presiding Judge of Santa Barbara County Superior Court; and
- c) Determine that the proposed actions are not a project under the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15378, as they involve administrative activities that will not result in direct or indirect physical changes to the environment, and direct staff to post and file a Notice of Exemption on that basis.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 12:01 PM - 12:11 AM (10 MIN.)

Received and filed staff presentation and conducted public hearing.

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

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

The motion carried by the following vote:

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

4) GENERAL SERVICES, PUBLIC WORKS[14-00405](#)

HEARING - Consider recommendations regarding an Ordinance Amending Chapter 12A of the County Code, as follows: (EST. TIME: 30 MIN.)

a) Consider the introduction (first reading) of an Ordinance amending Santa Barbara County Code Chapter 12A, County-Owned Property, Article I, In General, Sections 12A-1 through 12A-6, and Article II, Real Property Procedures, Sections 12A-7 through 12A-11.1, pertaining to the administration and procedures for managing County-owned property; and

b) Set a hearing on the Administrative Agenda of September 2, 2014 to consider recommendations, as follows:

i) Consider the adoption (second reading) of an Ordinance amending Santa Barbara County Code Chapter 12A, County-Owned Property, Article I, In General, Sections 12A-1 through 12A-6, and Article II, Real Property Procedures, Sections 12A-7 through 12A-11.1, pertaining to the administration and procedures for managing County-owned property; and

ii) Read the title of the Ordinance and waive the reading of the Ordinance in full.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 12:12 PM - 1:07 PM (55 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Read title, waived reading of the Ordinance in it's entirety; Introduction approved, amended as follows:

Section 12A-2: Replace the last clause of the last sentence with, "...or otherwise where signs have been posted by the General Services Director or their designee expressly permitting their presence."

Section 12A-3: Insert this sentence as the new third sentence of the first paragraph, "This Section shall not require a permit for impromptu gatherings lasting 90 minutes or less: 1) outside along the west side of the Santa Barbara County Courthouse on Anapamu Street in the City of Santa Barbara; 2) outside on the property of the County Administration Building in the City of Santa Barbara; and 3) outside on the property of the County Administration Building in the City of Santa Maria; but the County retains its full authority to prevent gatherings that become unsafe or otherwise present a public nuisance.

Section 12A-10: In the first paragraph, replace "for a duration not exceeding ten (10) years and having an estimated monthly rent not exceeding ten thousand dollars (\$10,000)" with "for a duration not exceeding five (5) years and having an estimated monthly rent not exceeding seven thousand five hundred dollars (\$7,500)."

Adoption (Second reading) set for September 2, 2014 in Santa Barbara on the Administrative Agenda.

b) i) and ii) Set for September 2, 2014 in Santa Barbara on the Administrative Agenda.

The motion carried by the following vote:

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

Adjourned at 1:07 PM

Adjourned to

Tuesday, September 2, 2014

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, August 26, 2014 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, August 28, 2014, at 5:00 PM and on Saturday, August 30, 2014, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>