

County of Santa Barbara
BOARD OF SUPERVISORS



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

Michael F. Brown, County Executive Officer

Action Summary

Tuesday, March 2, 2010

9:00 AM

COUNTY ADMINISTRATION BUILDING
BOARD HEARING ROOM, FOURTH FLOOR
105 EAST ANAPAMU STREET, SANTA BARBARA

The Board of Supervisors meets concurrently as the Board of Directors of the Flood Control & Water Conservation District, Water Agency, Redevelopment Agency, the Santa Barbara Fund for Public and Educational Access and other Special Districts.

Live Web Streaming of the Board of Supervisors Meetings, Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at: www.countyofsb.org.

7:50 A.M. Convened and Recessed to Closed Session**9:00 A.M. Reconvened to Regular Session**

CONVENED: 9:16 A.M.

Roll Call

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

Pledge of Allegiance**Report from Closed Session**

COUNTY COUNSEL

[10-00009](#)

Closed Session Agenda

No reportable action taken.

Approval of Minutes of the February 23, 2010 Meeting

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

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

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****[10-00195](#)**

Adopt a Resolution of Commendation honoring Celia de Gonzalez of the Parks Department as the March 2010 Santa Barbara County Employee of the Month.

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

RESOLUTION NO. 10-051

The motion carried by the following vote:

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

A-2) SUPERVISOR FARR**[10-00208](#)**

Adopt a Resolution proclaiming March 7, 2010 as Arbor Day in Santa Barbara County.

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

RESOLUTION NO. 10-052

The motion carried by the following vote:

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

Resolutions to be Presented at 11:45 A.M.**A-3) SUPERVISOR CARBAJAL****[10-00188](#)**

Adopt a Resolution of Commendation honoring Mercedes Eichholz for her dedicated service and contributions as a member of the Santa Barbara County Arts Commission.

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

RESOLUTION NO. 10-053

The motion carried by the following vote:

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

Honorary Resolutions**A-4) SUPERVISOR GRAY [10-00187](#)**

Adopt a Resolution of Commendation honoring Lieutenant Jeff Klapakis upon his retirement from the Sheriff's Department after over 30 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 10-054

The motion carried by the following vote:

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

Administrative Items**A-5) COUNTY COUNSEL [10-00186](#)**

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

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

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

A-6) COUNTY EXECUTIVE OFFICE [10-00196](#)

Approve and authorize the Chair to execute a letter to the Department of Alcohol Beverage Control (ABC) determining that public convenience will be served by approving the issuance of an Off-Sale Beer and Wine license to Oak Knolls Mobil, owned and operated by Jay Chao, Chao Enterprises Group, located at 1104 E. Clark Ave., Orcutt, CA, Fourth District.

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, 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 Centeno

A-7) GENERAL SERVICES**[10-00209](#)**

Authorize the General Services Department to accept a restored historic lamp from the Santa Barbara Courthouse Docent Council, valued at \$8,170.00, First District.

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

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

A-8) PARKS**[10-00215](#)**

Consider recommendations regarding the approval of the Cachuma Boat Rentals Bill of Sale and authorization to release Requests for Proposals (RFP) for the Operation of Cachuma Boat Rentals and Grill, Third District, as follows:

a) Approve and authorize the Chair to execute the Cachuma Boat Rentals, Inc. Bill of Sale, Inventory of Assets and Release Agreement with Cachuma Boat Rentals, Inc. to sell, assign, transfer, convey and deliver to the County all that certain personal property (inventory of assets) known as a floating boat dock and boat concession business now found residing on a portion of Cachuma Recreational Area, in consideration of the sum of \$175,000.00, and both parties mutually release the other from all claims;

b) Authorize the release of Request for Proposals (RFP) to operate a boat rental concession, tackle shop and grill/snack bar at the Cachuma Recreation Area;

c) Find the Request for Proposal issuance exempt from the California Environmental Act (CEQA) review under the CEQA Guidelines Section 15301, which exempts the leasing and operation of existing facilities; and

d) Approve the Notice of Exemption pursuant to the California Environmental Quality Act (CEQA).

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

a) Approved; Chair to execute;

b) Authorized; and

c) and d) Approved.

The motion carried by the following vote:

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

A-9) PROBATION**[10-00199](#)**

Authorize the Chief Probation Officer to apply for and accept the anticipated Anti-Drug Abuse (ADA) Enforcement Team Recovery Act Program award in the amount of \$313,492.00 from the California Emergency Management Agency (Cal EMA) for the two year funding cycle of March 1, 2010 through February 12, 2012.

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

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

A-10) PUBLIC HEALTH**[10-00197](#)**

Approve and authorize the Public Health Director to execute Amendment No. A02 to the Revenue Agreement No. 08-85469, with the California Department of Public Health Women, Infant and Children (WIC) Supplemental Nutrition Program to increase the WIC budget for the period of October 1, 2009 through September 30, 2010 in an amount not to exceed \$337,000.00, and for the period of October 1, 2010 to September 30, 2011 in an amount not to exceed \$249,000.00; increasing the total contract amount from \$9,874,000.00 to \$10,460,000.00.

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

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

A-11) PUBLIC WORKS**[10-00191](#)**

Consider recommendations regarding a blanket waiver of bids for traffic signal and lighting components, as follows:

a) Approve a blanket waiver of bids allowing the Purchasing Agent to procure traffic signal and lighting components, parts and supplies used in the installation and repair of traffic signals and lighting, without competitive bids on an as-needed basis; and

b) Make the waiver effective through June 30, 2012.

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, 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 Gray, and Supervisor Centeno

A-12) PUBLIC WORKS**[10-00213](#)**

Consider recommendations regarding the construction of 2009 American Recovery and Reinvestment Act (ARRA) County Wide Road Rehabilitation, Asphalt Concrete Overlay and SAMI, County Project No. 810536, as follows:

- a) Accept the revised Notice of Completion for the work performed by the Contractor, Granite Construction Company, Inc. (a local vendor with an office in Santa Barbara), P.O. Box 50080, Watsonville, CA 95077; and
- b) Review and approve the Statement of Final Quantities for work performed, and materials supplied for this project by the Contractor, in the amount of \$1,293,206.67.

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

a) Accepted; and

b) Approved.

The motion carried by the following vote:

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

A-13) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND [10-00192](#)
WATER CONSERVATION DISTRICT
Acting as the Board of Directors, Flood Control and Water Conservation District:

Consider recommendations regarding the Lower Mission Creek Flood Control Project: Land Acquisition Issues, First and Second Districts, as follows:

- a) Authorize the Public Works Director to negotiate for easements and fee acquisitions associated with the Lower Mission Creek Flood Control Project;
- b) Authorize the Public Works Director to execute temporary easements, such as Temporary Construction Easements, with a value of up to \$10,000.00;
- c) Approve, in concept, the use of eminent domain to obtain land rights necessary for completion of the project; and
- d) Direct staff to return to the Board for any action that requires eminent domain proceedings for acquisition.

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

a) and b) Authorized;

c) Approved; and

d) Directed.

The motion carried by the following vote:

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

A-14) PUBLIC WORKS, BOARD OF DIRECTORS, LAGUNA COUNTY [10-00201](#)
SANITATION DISTRICT
Acting as the Board of Directors, Laguna County Sanitation District:

Approve and authorize the Chair to execute a Lease Agreement with Ruffoni Ranches for cattle grazing and irrigation services on Laguna County Sanitation District property through June 30, 2015, Fourth District.

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, 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 Centeno

A-15) PUBLIC WORKS, BOARD OF DIRECTORS, LAGUNA COUNTY
SANITATION DISTRICT

[10-00203](#)

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

Consider recommendations regarding a Recycled Water User Agreement with Rancho Punta de la Laguna Properties, LLC, Fourth District, as follows:

a) Approve and authorize the Chair to execute an Agreement to Use Recycled Water with Rancho Punta de la Laguna Properties, LLC, through June 30, 2015; and

b) Accept a Notice of Exemption pursuant to Section 15303 of the State Guidelines for Implementation of the California Environmental Quality Act.

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

a) Approved; Chair to execute; and

b) Accepted.

The motion carried by the following vote:

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

Hearing Requests

A-16) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES

[10-00217](#)

Set hearing to receive a Women's History Month Service Awards Presentation from the County of Santa Barbara Commission for Women for the following five organizations:
(Set hearing for 3/16/10. Time estimate 20 minutes.)

a) First District - Casa Serena;

b) Second District - Single Parents Arriving Ready for College (SPARC) Program, Santa Barbara City College;

c) Third District - Family Strengthening Program, People Helping People of Santa Ynez Valley;

d) Fourth District - Women's Fund of Northern Santa Barbara County; and

e) Fifth District - Marion Medical Breast Cancer Care Center.

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: March 16, 2010 in Santa Barbara (EST. TIME: 20 MIN.).

The motion carried by the following vote:

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

A-17) GENERAL SERVICES**[10-00204](#)**

Set hearing to consider recommendations regarding the Information Technology Department (ITD) Enhanced Computer Room at the Betteravia Government Center, Building C in Santa Maria, Project No. 8687, approval of plans and specifications and authorization to bid, Fifth District, as follows: (4/5 Vote Required) (Set hearing for 3/9/10. Time estimate 30 minutes.)

- a) Approve the plans and specifications for the ITD Enhanced Computer Room at 2125 S. Center Point Parkway, Santa Maria. The estimated construction cost is \$250,000.00;
- b) Approve the Notice of Exemption pursuant to the County's California Environmental Quality Act (CEQA) guidelines for the ITD Enhanced Computer Room at 2125 S. Center Point Parkway, Santa Maria;
- c) Authorize the Director of General Services to advertise for construction bids for the ITD Enhanced Computer Room at 2125 S. Center Point Parkway, Santa Maria;
- d) Approve Budget Revision Request No. 0000788; and
- e) Receive a backup generator from Cox Communications Santa Barbara as a gift in compliance with Board Resolution 99-485 (Acceptance of Gift Policy).

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: March 9, 2010 in Santa Maria (EST. TIME: 30 MIN.).

The motion carried by the following vote:

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

A-18) GENERAL SERVICES**[10-00211](#)**

Set hearing to receive and file an update on the preparation of a Sustainability Action Plan for County Operations (SAPCO).
(Set hearing for 3/9/10. Time estimate 30 minutes.)

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: March 9, 2010 in Santa Maria (EST. TIME: 30 MIN.). The motion carried by the following vote:

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

A-19) PLANNING AND DEVELOPMENT**10-00202**

Set hearing to consider recommendations regarding the NextG appeal of the Montecito Planning Commission's January 27, 2010 denial of the NextG Cellular Antenna ESB03 permit, Case No. 09LUP-00000-00381, located in the public right of way of Park Lane adjacent to APN 007-120-013 in Montecito, First District, as follows: (Set hearing for 3/16/2010. Time estimate 20 minutes.)

- a) Uphold the appeal, Case No. 10APL-00000-00008, thereby overturning the Montecito Planning Commission's denial of Case No. 09LUP-00000-00381;
- b) Make the required findings for approval of Case No. 09LUP-00000-00381, as shown in the Montecito Planning Commission Staff Report dated January 8, 2010;
- c) Accept the California Environmental Quality Act (CEQA) Notice of Exemption prepared and adopted by the Public Utilities Commission, the lead agency, on July 20, 2009, as adequate pursuant to sections 15061(b)(3), 15301(b), 15301(c), 15302(c) and 15304(f) of the CEQA guidelines included in the Montecito Planning Commission Staff Report dated January 8, 2010;
- d) Grant de novo approval of Case No. 09LUP-00000-00381, subject to the conditions of approval, included in the Montecito Planning Commission Staff Report dated January 8, 2010 as amended by the Errata Memorandum dated January 27, 2010; and
- e) Refer back to staff for additional analysis, including gap analysis and identification of alternative sites, if the Board of Supervisors takes other than the recommended action.

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: March 16, 2010 in Santa Barbara (EST. TIME: 20 MIN.).

The motion carried by the following vote:

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

A-20) PLANNING AND DEVELOPMENT**10-00205**

Set hearing to consider recommendations regarding the NextG appeal of the Montecito Planning Commission's January 27, 2010 denial of the NextG Cellular Antenna ESB14 permit, Case No. 09LUP-00000-00319, located in the public right of way of Sheffield Drive adjacent to APN 007-240-012 in Montecito, First District, as follows: (Set hearing for 3/16/2010. Time estimate 20 minutes.)

- a) Uphold the appeal, Case No. 10APL-00000-00006, thereby overturning the Montecito Planning Commission's denial of Case No. 09LUP-00000-00319;
- b) Make the required findings for approval of Case No. 09LUP-00000-00319, as shown in the Montecito Planning Commission Staff Report dated January 8, 2010;
- c) Accept the California Environmental Quality Act (CEQA) Notice of Exemption prepared and adopted by the Public Utilities Commission, the lead agency, on July 20, 2009, as adequate pursuant to sections 15061(b)(3), 15301(b), 15301(c), 15302(c) and 15304(f) of the CEQA guidelines included in the Montecito Planning Commission Staff Report dated January 8, 2010;
- d) Grant de novo approval of Case No. 09LUP-00000-00319, subject to the conditions of approval, included in

the Montecito Planning Commission Staff Report dated January 8, 2010 as amended by the Errata Memorandum dated January 27, 2010; and

e) Refer back to staff for additional analysis, including gap analysis and identification of alternative sites, if the Board of Supervisors takes other than the recommended action.

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: March 16, 2010 in Santa Barbara (EST. TIME: 20 MIN.).

The motion carried by the following vote:

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

A-21) PLANNING AND DEVELOPMENT

10-00206

Set hearing to consider recommendations regarding the NextG appeal of the Montecito Planning Commission's January 27, 2010 denial of the NextG Cellular Antenna ESB02 permit, Case No. 09CDP-00000-0052, located in the public right of way of Middle Road adjacent to APN 009-170-005 in Montecito, First District, as follows:

(Set hearing for 3/16/10. Time estimate 20 minutes.)

a) Uphold the appeal, Case No. 10APL-00000-00007, thereby overturning the Montecito Planning Commission's denial of Case No. 09CDP-00000-0052;

b) Make the required findings for approval of Case No. 09CDP-00000-0052, as shown in the Montecito Planning Commission Staff Report dated January 8, 2010;

c) Accept the California Environmental Quality Act (CEQA) Notice of Exemption prepared and adopted by the Public Utilities Commission, the lead agency, on July 20, 2009, as adequate pursuant to sections 15061(b)(3), 15301(b), 15301(c), 15302(c) and 15304(f) of the CEQA guidelines included in the Montecito Planning Commission Staff Report dated January 8, 2010;

d) Grant de novo approval of Case No. 09CDP-00000-0052, subject to the conditions of approval, included in the Montecito Planning Commission Staff Report dated January 8, 2010 as amended by the Errata Memorandum dated January 27, 2010; and

e) Refer back to staff for additional analysis, including gap analysis and identification of alternative sites, if the Board of Supervisors takes other than the recommended action.

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: March 16, 2010 (EST. TIME: 20 MIN.).

The motion carried by the following vote:

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

A-22) PLANNING AND DEVELOPMENT**10-00207**

Set hearing to consider recommendations regarding the NextG appeal of the Montecito Planning Commission's January 27, 2010 denial of the NextG Cellular Antenna ESB08 permit, Case No. 09LUP-00000-00317, located in the public right of way of Olive Mill Road adjacent to APN 009-130-015 in Montecito, First District, as follows:

(Set hearing for 3/16/2010. Time estimate 20 minutes.)

- a) Uphold the appeal, Case No. 10APL-00000-00004, thereby overturning the Montecito Planning Commission's denial of Case No. 09LUP-00000-00317;
- b) Make the required findings for approval of Case No. 09LUP-00000-00317, as shown in the Montecito Planning Commission Staff Report dated January 8, 2010;
- c) Accept the California Environmental Quality Act (CEQA) Notice of Exemption prepared and adopted by the Public Utilities Commission, the lead agency, on July 20, 2009, as adequate pursuant to sections 15061(b)(3), 15301(b), 15301(c), 15302(c) and 15304(f) of the CEQA guidelines included in the Montecito Planning Commission Staff Report dated January 8, 2010;
- d) Grant de novo approval of Case No. 09LUP-00000-00317, subject to the conditions of approval, included in the Montecito Planning Commission Staff Report dated January 8, 2010 as amended by the Errata Memorandum dated January 27, 2010; and
- e) Refer back to staff for additional analysis, including gap analysis and identification of alternative sites, if the Board of Supervisors takes other than the recommended action.

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: March 16, 2010 in Santa Barbara (EST. TIME: 20 MIN.).

The motion carried by the following vote:

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

A-23) PLANNING AND DEVELOPMENT**10-00210**

Set hearing to consider recommendations regarding the NextG appeal of the Montecito Planning Commission's January 27, 2010 denial of the NextG Cellular Antenna ESB13 permit, Case No. 09CDP-00000-00056, located in the public right of way of N. Jameson Lane adjacent to APN 007-350-010 in Montecito, First District, as follows:

(Set hearing for 3/16/2010. Time estimate 20 minutes.)

- a) Uphold the appeal, Case No. 10APL-00000-00002, thereby overturning the Montecito Planning Commission's denial of Case No. 09CDP-00000-00056;
- b) Make the required findings for approval of Case No. 09CDP-00000-00056, as shown in the Montecito Planning Commission Staff Report dated January 8, 2010;
- c) Accept the California Environmental Quality Act (CEQA) Notice of Exemption prepared and adopted by the Public Utilities Commission, the lead agency, on July 20, 2009, as adequate pursuant to sections 15061(b)(3), 15301(b), 15301(c), 15302(c) and 15304(f) of the CEQA guidelines included in the Montecito Planning Commission Staff Report dated January 8, 2010;

d) Grant de novo approval of Case No. 09CDP-00000-00056, subject to the conditions of approval, included in the Montecito Planning Commission Staff Report dated January 8, 2010 as amended by the Errata Memorandum dated January 27, 2010; and

e) Refer back to staff for additional analysis, including gap analysis and identification of alternative sites, if the Board of Supervisors takes other than the recommended action.

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: March 16, 2010 in Santa Barbara (EST. TIME: 20 MIN.).

The motion carried by the following vote:

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

A-24) PLANNING AND DEVELOPMENT

10-00212

Set hearing to consider recommendations regarding the NextG appeal of the Montecito Planning Commission's January 27, 2010 denial of the NextG Cellular Antenna ESB06 permit, Case No. 09CDP-00000-00053, located in the public right of way of Olive Mill Road adjacent to APN 009-230-027 in Montecito, First District, as follows:

(Set hearing for 3/16/2010. Time estimate 20 minutes.)

a) Uphold the appeal, Case No. 10APL-00000-00005, thereby overturning the Montecito Planning Commission's denial of Case No. 09CDP-00000-00053;

b) Make the required findings for approval of Case No. 09CDP-00000-00053, as shown in the Montecito Planning Commission Staff Report dated January 8, 2010;

c) Accept the California Environmental Quality Act (CEQA) Notice of Exemption prepared and adopted by the Public Utilities Commission, the lead agency, on July 20, 2009, as adequate pursuant to sections 15061(b)(3), 15301(b), 15301(c), 15302(c) and 15304(f) of the CEQA guidelines included in the Montecito Planning Commission Staff Report dated January 8, 2010;

d) Grant de novo approval of Case No. 09CDP-00000-00053, subject to the conditions of approval, included in the Montecito Planning Commission Staff Report dated January 8, 2010 as amended by the Errata Memorandum dated January 27, 2010; and

e) Refer back to staff for additional analysis, including gap analysis and identification of alternative sites, if the Board of Supervisors takes other than the recommended action.

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: March 16, 2010 in Santa Barbara (EST. TIME: 20 MIN.).

The motion carried by the following vote:

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

A-25) PLANNING AND DEVELOPMENT**10-00214**

Set hearing to consider recommendations regarding the NextG appeal of the Montecito Planning Commission's January 27, 2010 denial of the NextG Cellular Antenna ESB09 permit, Case No. 09CDP-00000-00055, located in the public right of way of San Ysidro Road adjacent to APN 009-262-003 in Montecito, First District, as follows:

(Set hearing for 3/16/10. Time estimate 20 minutes.)

- a) Uphold the appeal, Case No. 10APL-00000-00003, thereby overturning the Montecito Planning Commission's denial of Case No. 09CDP-00000-00055;
- b) Make the required findings for approval of Case No. 09CDP-00000-00055, as shown in the Montecito Planning Commission Staff Report dated January 8, 2010;
- c) Accept the California Environmental Quality Act (CEQA) Notice of Exemption prepared and adopted by the Public Utilities Commission, the lead agency, on July 20, 2009, as adequate pursuant to sections 15061(b)(3), 15301(b), 15301(c), 15302(c) and 15304(f) of the CEQA guidelines included in the Montecito Planning Commission Staff Report dated January 8, 2010;
- d) Grant de novo approval of Case No. 09CDP-00000-00055, subject to the conditions of approval, included in the Montecito Planning Commission Staff Report dated January 8, 2010 as amended by the Errata Memorandum dated January 27, 2010; and
- e) Refer back to staff for additional analysis, including gap analysis and identification of alternative sites, if the Board of Supervisors takes other than the recommended action.

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: March 16, 2010 in Santa Barbara (EST. TIME: 20 MIN.).

The motion carried by the following vote:

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

A-26) PLANNING AND DEVELOPMENT**10-00216**

Set hearing to consider recommendations regarding the Montecito Planning Commission on Case Nos. 10TEX-00000-00005, 10TEX-00000-00008, 10TEX-00000-00009, 10TEX-00000-00010 and 10TEX-00000-00011 regarding a request by the applicant, Caruso Affiliated, for time extensions for the Miramar Beach Resort & Bungalows Project, First District, as follows:

(Set hearing for 3/16/10. Time estimate 30 minutes.)

- a) Accept the required findings for approval of the project specified in the Montecito Planning Commission staff report dated February 24, 2010, including the California Environmental Quality Act (CEQA) findings;
- b) Accept 08EIR-00000-00003 and 00-ND-003, as revised in the Addendum dated September 25, 2008, as adequate Environmental Review for Case Nos. 10TEX-00000-00005, 10TEX-00000-00008, 10TEX-00000-00009, 10TEX-00000-00010 and 10TEX-00000-00011, pursuant to Section 15162 of the State Guidelines for Implementation of the California Environmental Quality Act; and
- c) Approve the project, Case Nos. 10TEX-00000-00005, 10TEX-00000-00008, 10TEX-00000-00009, 10TEX-00000-00010 and 10TEX-00000-00011.

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Set for a hearing, as follows: March 16, 2010 in Santa Barbara (EST. TIME: 30 MIN.).

The motion carried by the following vote:

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

A-27) TREASURER-TAX COLLECTOR

[10-00190](#)

Set hearing to consider and authorize the Treasurer-Tax Collector to pay for the implementation and development of the Manatron Property Tax and Cashiering system from the capital designation, in an amount not to exceed \$2,434,000.00, contingent upon the Board of Supervisors approval of a contract with Manatron, or to:

(Set hearing for 3/9/10. Time estimate 10 minutes.)

a) Authorize the Treasurer-Tax Collector to pay for the implementation and development of the Manatron Property Tax and Cashiering system with proceeds from the issuance of Certificates of Participation, in a project amount not to exceed \$2,434,000.00, contingent upon the Board of Supervisors approval of a contract with Manatron; or

b) Authorize the Treasurer-Tax Collector to pay for the implementation and development of the Manatron Property Tax and Cashiering system with financing provided by Manatron, in a project amount not to exceed \$2,434,000.00, contingent upon the Board of Supervisors approval of a contract with Manatron.

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

The motion carried by the following vote:

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

Administrative Items**A-28) COUNTY EXECUTIVE OFFICE**[10-00236](#)

Consider recommendations regarding the Transient Occupancy Tax Rate Ballot Measure, as follows:

a) Approve and authorize the Board of Supervisors to execute and submit an Argument in Favor of the Ballot Measure (K2010) to continue the Transient Occupancy Tax Rate at its current level of ten percent to the County Elections Official; and

b) Approve and authorize the Board of Supervisors to execute and submit a Signature Statement pursuant to California Elections Code § 9600.

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, 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 Gray, and Supervisor Centeno

The Board of Supervisors reconsidered the previous action on item A-28 as follows:

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

a) and b) Approved and authorized. Directed that the argument in favor of Argument in Favor of the Ballot Measure (K2010) to continue the Transient Occupancy Tax Rate at its current level of ten percent to the County Elections Official and Signature Statement pursuant to California Elections Code section 9600 be signed by the Chair on behalf of the Board of Supervisors.

The motion carried by the following vote:

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

Abstained: 1 - Supervisor Centeno

Approval of Administrative Agenda

HEARING TIME: 9:17 A.M. - 9: 53 A.M. (36 MIN.)

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, 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 Centeno

10-00111

Board Member Reports

HEARING TIME: 9:54 A.M. - 9:55 A.M. (1 MIN.)

Re: Tepesquet Bridge Ribbon Cutting Ceremony - Fifth District Supervisor Joe Centeno Addressed the Board.

10-00001

Public Comment

HEARING TIME: 9:56 A.M. - 10:13 A.M. (17 MIN.)

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 09-368) (10-00001)

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

RE: S.E.I.U. Local 621 / County budget issues and possible cutbacks to frontline positions - Bruce Corsaw Addressed the Board.

RE: County growth and income generating ideas - Andy Caldwell Addressed the Board.

RE: Invocation - Sister Janet Cocoran Addressed the Board.

RE: Upcoming District Attorney election - Dr. Robert L. Johns, Ph.D. Addressed the Board.

RE: County education system / the human condition - k8 longstory 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) (10-00001)

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

RE: S.E.I.U. Local 621 / County budget issues and possible cutbacks to frontline positions - Bruce Corsaw Addressed the Board.

RE: County growth and income generating ideas - Andy Caldwell Addressed the Board.

RE: Invocation - Sister Janet Cocoran Addressed the Board.

RE: Upcoming District Attorney election - Dr. Robert L. Johns, Ph.D. Addressed the Board.

RE: County education system / the human condition - k8 longstory Addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

1) **LOCAL AGENCY FORMATION COMMISSION**

[10-00194](#)

HEARING - Appoint one member of the Board of Supervisors as an Alternate member to the Santa Barbara County Local Agency Formation Commission (LAFCO) for a term of office from March 1, 2010 through March 1, 2014. (EST. TIME: 5 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:14 A.M. - 10:15 A.M. (1 MIN.)

Received and filed staff presentation and conducted public hearing.

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

Appointed Third District Supervisor Doreen Farr as Alternate member to LAFCO.

The motion carried by the following vote:

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

2) PLANNING AND DEVELOPMENT[10-00159](#)

HEARING - Consider recommendations regarding an Ordinance Amending the Building and Safety Fee Schedule, as follows: (EST. TIME: 10 MIN.)

- a) Consider the introduction (first reading) of an Ordinance amending the Building and Safety Fee Schedule to include a penalty fee provision on building permits submitted in response to a building violation; and
- b) Set hearing on the Administrative Agenda of March 16, 2010 to consider the adoption (second reading) of an Ordinance amending the Building and Safety Fee Schedule, to be effective 60 days from adoption.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:16 A.M. - 10:21 A.M. (5 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Read title, waived reading of Ordinance in it's entirety. Introduction approved.**
- b) Set hearing for adoption (second reading) on the Administrative Agenda for March 16, 2010 in Santa Barbara.**

The motion carried by the following vote:

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

Abstained: 1 - Supervisor Gray

3) PUBLIC HEALTH[10-00183](#)

HEARING - Consider recommendations regarding the establishment of a Comprehensive Cardiac Care System for Santa Barbara County, as follows: (EST. TIME: 15 MIN.)

- a) Receive and file a presentation on a Comprehensive Cardiac Care System; and
- b) Authorize the Santa Barbara County Emergency Medical Services (EMS) Agency staff to work with interested parties to develop a Comprehensive Cardiac Care System.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:30 A.M. - 10:53 A.M. (23 MIN.)

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

- a) Received and filed staff presentation and conducted public hearing.**
- b) Authorized.**

The motion carried by the following vote:

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

4) PUBLIC WORKS[10-00166](#)

HEARING - Consider recommendations regarding speed limits on various roads, First, Second, Third, and Fourth Districts, as follows: (EST. TIME: 30 MIN.)

a) Consider the introduction (first reading) of an Ordinance amending Chapter 23, Sections 23-15.3, 23-15.4, 23-15.5, 23-15.6 & 23-15.7 of the Santa Barbara County Code, pertaining to speed limits on Hot Springs Road and Olive Mill Road in the Montecito area, Modoc Road in the Santa Barbara area, Puente Drive and Vieja Drive in the Goleta area, Storke Road in the Isla Vista area, Onstott Road in the Mission Hills area, and College Drive in the Orcutt area; and

b) Set hearing on the Administrative Agenda for March 9, 2010 to consider the adoption (second reading) of an Ordinance amending Chapter 23 Sections 23-15.3, 23-15.4, 23-15.5, 23-15.6 & 23-15.7 of the Santa Barbara County Code, pertaining to speed limits on the subject road described herein.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:59 A.M. - 11:10 A.M. (11 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Read title, waived reading of Ordinance in it's entirety. Introduction approved.

b) Set hearing for adoption (second reading) on the Administrative Agenda for March 16, 2010 in Santa Barbara.

The motion carried by the following vote:

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

Budget Workshop, Fiscal Year 2010-2011**5) COUNTY EXECUTIVE OFFICE****10-00123**

HEARING - Consider recommendations regarding the Fiscal Year 2010-2011 Budget Development Workshop: Potential Service Level Impacts, as follows: (EST. TIME: 4 HRS.)

- a) Receive and file the Fiscal Year 2010-2011 Potential Service Level Impacts Report; and
- b) Direct staff to proceed with the Fiscal Year 2010-2011 budget development process in accordance with the Board of Supervisor's adopted budget principles and other policy priorities.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:20 A.M. 6:45 P.M. (7 HRS. 25 MIN.)

The Board of Supervisors concluded departmental presentations and accepted public testimony.

Final Board deliberations regarding the FY 2010-11 Budget Workshop are scheduled for March 16, 2010 in Santa Barbara (EST. TIME: 90 MIN.).

10:30 A.M. Departmental Budgets

Alcohol, Drug and Mental Health Services (15 minutes) - Health and Pub. Assistance
General Services (15 minutes) - Support Services
Planning & Development (15 minutes) - Community Resources & Pub. Facilities
Auditor-Controller (15 minutes) - Support Services
General County Programs (15 minutes) - General County Programs
Parks (15 minutes) - Community Resources & Pub. Facilities

12:00 P.M. Public Comment**12:15 P.M. Break**

1:00 P.M. Departmental Budgets (continued)

Treasurer-Tax Collector-Public Administrator (15 minutes) - Support Services
County Executive Office (15 minutes) - Policy and Executive
County Counsel (15 minutes) - Policy and Executive
Human Resources (15 minutes) - Support Services
Information Technology (15 minutes) - Support Services
Housing & Community Development (15 minutes) - Comm. Resources & Pub. Facilities
Agriculture & Cooperative Extension (15 minutes) - Comm. Resources & Pub. Facilities
Public Works (15 minutes) - Community Resources & Pub. Facilities
Child Support Services (15 minutes) - Health and Pub. Assistance
Court Special Services (available for questions) - Law and Justice

3:30 P.M. Public Comment**3:45 P.M. Break****4:00 P.M. Board Deliberations**

Adjourned at 6:47 PM

**The Board of Supervisors Adjourned the Meeting of March 2, 2010 in Memory of
George Boyden of Santa Barbara.**

Adjourned to

March 9, 2010

Betteravia Government Center

Board Hearing Room

511 East Lakeside Parkway

Santa Maria

Announcements

The meeting of Tuesday, March 2, 2010 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, March 4, 2010, at 5:00 PM and on Saturday, March 6, 2010, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>