

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, January 12, 2010

9:00 AM

BETTERAVIA GOVERNMENT CENTER
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, 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 9:13 A.M.

Roll Call

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

Pledge of Allegiance**Report from Closed Session**1) COUNTY COUNSEL**10-00009**

Closed Session Agenda

No reportable action taken.

Approval of Minutes of the previous Meeting of January 5, 2010

A motion was made by Supervisor Carbajal, seconded by Supervisor Gray, to Approve the minutes, as amended.

A-8) Amended as follows: Directed staff to return on the departmental agency with a complete report on the Department of Alcohol Beverage Control (ABC) licensing process in the County of Santa Barbara.

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.

Honorary Resolutions**A-1) SUPERVISOR WOLF****[10-00012](#)**

Adopt a Resolution of Commendation honoring Commander Jeffrey L. Meyer 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 Gray, that this matter be Adopted.

RESOLUTION NO. 10-009

The motion carried by the following vote:

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

A-2) SUPERVISOR CENTENO**[10-00054](#)**

Adopt a Resolution of Commendation honoring Curtis Tunnel, former Fifth District Supervisor, Santa Barbara County Board of Supervisors, upon his 100th Birthday.

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

RESOLUTION NO. 10-010

The motion carried by the following vote:

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

Administrative Items**A-3) GENERAL SERVICES****10-00056**

Approve Amendment No. 1 to the original Transfer Agreement for the Santa Maria Family Mediation Facility extending the County of Santa Barbara's deadline for entering into and obtaining fully-executed Construction Agreements for the new Clerk's building from December 31, 2009 to June 30, 2010.

A motion was made by Supervisor Farr, seconded by Supervisor Gray, 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-4) GENERAL SERVICES**10-00048**

Consider recommendations regarding the Clerk-Recorder-Assessor Election Division Consolidation Project No. 8685, Phase II, Award of Construction Contract, Second District, as follows:

a) Approve and authorize the Chair to execute a Fixed Price Construction Contract for Phase II of the Clerk-Recorder-Assessor Election Division Consolidation Project, Project No. 8685, in the amount of \$205,161.00 to the lowest responsible bidder willing to honor their bid, SBS Corporation (not a local vendor), 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 the County Counsel, Auditor-Controller and Risk Manager or their authorized representatives; and

c) Authorize the Director of General Services to approve change orders of an amount not to exceed 10% of a base amount of \$250,000.00 plus 5% of the bid in excess of the base amount, or \$20,516.00 for this contract.

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

a) and b) Approved; and

c) Authorized.

The motion carried by the following vote:

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

A-5) PLANNING AND DEVELOPMENT**10-00047**

Approve and authorize the Chair to execute Amendment No. 2 to Kroll Ontrack's existing applicant-funded Contract, to extend the end date to June 30, 2010, without any increase in the contract amount. This amendment is necessary for Kroll Ontrack to complete their assembling of administrative records for Santa Barbara Ranch.

A motion was made by Supervisor Farr, seconded by Supervisor Gray, 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-6) PUBLIC WORKS**10-00051**

Approve and authorize the Chair to execute the Statement of Final Quantities for work performed and materials supplied for the construction of 2009 American Recovery and Reinvestment Act (ARRA), Minor Bridge Rehabilitation Project, County Project No. 810535, by the Contractor, Granite Construction Company (a local vendor with an office in Santa Barbara), Post Office Box 50085, Watsonville, CA 95077, in the amount of \$265,776.60, First, Second, Third, and Fifth Districts.

A motion was made by Supervisor Farr, seconded by Supervisor Gray, 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) SANTA BARBARA COUNTY EMPLOYEE'S RETIREMENT SYSTEM**10-00049**

Order that no Special Election be held for the General Member of the Board of Retirement, and direct the Clerk of the Board to cast a unanimous ballot in favor of the sole nominated member, Darryl Scheck.

A motion was made by Supervisor Farr, seconded by Supervisor Gray, 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

Hearing Requests**A-8) AUDITOR-CONTROLLER****[10-00052](#)**

Set hearing to consider recommendations regarding the Property Tax Administration Fee for 2009-2010, SB2557, as follows:

(Set hearing for 1/19/10. Time estimate 15 minutes.)

a) Receive and file a report prepared by the Santa Barbara County Auditor-Controller establishing the 2009-2010 Property Tax Administration Fee; and

b) Adopt a Resolution to impose the fee pursuant to Revenue and Taxation Code Sections 95.3 and 97.75.

A motion was made by Supervisor Farr, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: January 19, 2010 in Santa Barbara (EST. TIME: 15 MIN.) The motion carried by the following vote:

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

A-9) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT**[10-00053](#)**

Set hearing to consider the request of the Central Coast Water Authority (CCWA) regarding the reacquisition of suspended State Water for drought buffer purposes, as follows:

(Set hearing for 1/19/10. Time estimate 1 hour.)

a) Receive a report from CCWA regarding reacquisition of 12,214 acre-feet of suspended State Water; and

b) Direct Staff of the CEO's Office and Public Works to work with CCWA on developing an agreement for proceeding with the request and return to the Board for further action.

A motion was made by Supervisor Farr, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: January 19, 2010 in Santa Barbara (EST. TIME: 1 Hour) The motion carried by the following vote:

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

A-10) SUPERVISOR CENTENO[10-00093](#)

Approve the appointment of Randy Melcombe to the Historic Landmark Advisory Commission, term ending January 1, 2011, Fifth District.

A motion was made by Supervisor Farr, seconded by Supervisor Gray, 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) SUPERVISOR CENTENO[10-00094](#)

Approve the appointment of Bonnie Royster to the Civil Service Commission, term ending May 1, 2011, Fifth District.

A motion was made by Supervisor Farr, seconded by Supervisor Gray, 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

Approval of Administrative Agenda

HEARING TIME: 9:15 A.M. - 9:26 A.M. (11 MIN.)

A motion was made by Supervisor Farr, seconded by Supervisor Gray, 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

Board Member Reports

Re: January 11, 2010 marked the groundbreaking of the new Ocean Science Building at University of California, Santa Barbara/Overview of the City of Los Olivos community meeting/Boards and Commissions appointments - Third District Supervisor Doreen Farr Addressed the Board.

Re: Met with Col. David Buck (Vandenberg Air Force Base) regarding the military's use of Highway 101 (report to be available in approximately two weeks)/Regan M. Candelario named new City Administrator for the City of Guadalupe - Fourth District Supervisor Joni Gray Addressed the Board.

Re: Began outreach (together with Supervisor Wolf) between local agencies, foundations and organizations to address the reduction in available dental care services to Santa Barbara County residents - First District Supervisor Salud Carbajal Addressed the Board.

Re: Congratulations and best wishes to past Santa Maria City Councilman, Mayor and Santa Barbara County Supervisor George Curtis Tunnel on his 100th birthday - Fifth District Supervisor Joe Centeno Addressed the Board.

Re: Attended webinar hosted by Congresswoman Lois Capps, in conjunction with the Goleta Chamber, which focused on jobs development/Modoc Road project begun by Public Works/A celebration of the life of Mayor Harriet Miller will be held at the Granada Theatre on January 31, 2010 at 2:00 p.m. - Second District Supervisor Janet Wolf Addressed the Board.

10-00001

Public Comment

HEARING TIME: 9:31 A.M. - 9:48 P.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: Report on recent Santa Barbara County Courthouse Fire in the Public Defenders office - Gregory Paraskou, County Public Defender Addressed the Board.

RE: County Employee Issues - Dr. Robert L. Johns, Ph.D. Addressed the Board.

RE: Legal issues regarding County - Katherine Anne Smith Addressed the Board.

RE: Nature Conservancy / Channel Islands - David Daniel Diaz Addressed the Board.

RE: Central Coast Immigration Reform - Richard Dydell 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.

Departmental Agenda
Planning Items and Public Hearings

1) **COUNTY EXECUTIVE OFFICE**

[09-01014](#)

HEARING - Consider recommendations regarding the annual Federal and State Legislative Reports and Contract renewal, as follows: (EST. TIME: 1 HR.)

- a) Approve and authorize the Chair to execute a Contract with Governmental Advocates, Inc. for state advocacy services for the period of January 1, 2010 through December 31, 2010 for an amount not to exceed \$61,236.00;
- b) Receive a presentation from Governmental Advocates, Inc. to provide an update on state advocacy services rendered in the prior year; and
- c) Receive a presentation from Thomas Walters and Associates to provide an update on federal advocacy services rendered in the prior year.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 9:49 A.M. - 11:09 A.M. (80 MIN.)

Received and filed a staff presentation and conducted public hearing.

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

- a) Approved; Chair to execute;**
- b) Received presentation from Governmental Advocates, Inc. regarding an update on state advocacy services; and**
- c) Received presentation from Thomas Walters and Associates regarding an update on federal advocacy services.**

The motion carried by the following vote:

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

2) COUNTY EXECUTIVE OFFICE[10-00038](#)

HEARING - Consider recommendations regarding the 2010 Legislative Platform, as follows: (EST. TIME: 5 MIN.)

a) Receive and file a report on issues and projects included as part of the County's 2010 Legislative Platform; and

b) Adopt the County's 2010 Legislative Platform.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:10 A.M. - 12:10 P.M. (60 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 Continued, as follows:

a) and b) Continued to January 19, 2010 in Santa Barbara (EST. TIME: 5 MIN.)

Directed staff to return on January 19, 2010 with additional briefs and revisions to current document as discussed at the hearing of January 12, 2010.

The motion carried by the following vote:

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

3) HOUSING AND COMMUNITY DEVELOPMENT[09-00969](#)

HEARING - Consider recommendations regarding the County Municipal Energy Financing District, Proposed Resolution of Intention, as follows: (EST. TIME 30 MIN.)

- a) Direct staff to provide the Board of Supervisors' written notice of a proposed contractual assessment program to all water and electric providers within the boundaries of the County of Santa Barbara;
- b) Direct staff to provide the proposed County of Santa Barbara Resolution Declaring Intention (Resolution of Intention) to Finance the Installation of Distributed Generation Renewable Energy Sources, and Energy Efficiency and Water Efficiency Improvements to cities within the County;
- c) Direct staff to provide the cities with a draft resolution approving participation in the County's program; and
- d) Set hearing for March 16, 2010 to consider the adoption of the proposed County of Santa Barbara Resolution of Intention, following action by each participating city.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 12:50 P.M. - 1:12 P.M. (21 MIN.)

Received and filed staff presentation and conducted public hearing.

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Acted on and set for a hearing, as follows:

a) Directed.

Amended recommendation b) "Resolution of Intention" as follows:

Addition of the word "growth" after "economic stability" to the last line in Section 1, (d), page 1.

b) Directed.

c) Directed.

d) Set for a hearing on March 16, 2010 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 Centeno

4) PUBLIC WORKS[10-00039](#)

HEARING - Consider recommendations regarding the California Statewide Local Streets and Roads Needs Assessment Report, as follows: (EST. TIME: 30 MIN.)

- a) Receive a report on the recently completed California Statewide Local Streets and Roads Needs Assessment Report;
- b) Adopt a Resolution supporting the findings of the California Statewide Local Streets and Roads Needs Assessment; and
- c) Approve and authorize the Chair to execute a letter to the Governor and all local state legislators expressing opposition to future cuts to vital transportation funding.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 1:13 P.M. - 1:40 P.M. (27 MIN.)

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

The motion carried by the following vote:

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

RESOLUTION NO. 10-011

- c) Approved; Chair to execute.**

Added recommendation d) as follows: "Letter to Governor and all local state legislators to be issued as a "press release" through the Public Information Office.

- d) Approved.**

The motion carried by the following vote:

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

5) PLANNING AND DEVELOPMENT[09-01021](#)

HEARING - Consider recommendations regarding the Chisan Nursery Appeal of the Planning Commission approval of the Chisan Nursery Development Plan, Third District, as follows: (EST. TIME: 1 HR.)

- a) Adopt the required findings for the project specified in the Planning Commission action letter dated November 2, 2009;
- b) Deny the appeal, Case No. 09APL-00000-00028, thereby upholding the Planning Commission's approval of 07DVP-00000-00035; and
- c) Grant de novo approval of Case No. 07DVP-00000-00035, subject to the conditions specified in the Planning Commission action letter and attachments dated November 2, 2009.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:41 P.M. - 1:51 P.M. (10 MIN.)

Received and filed staff presentation and conducted public hearing;

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

Appeal withdrawn.

a) through c) No Action Taken.

Directed staff to provide to the Board, on a monthly basis, a status memorandum on the progress of complete compliance by the Chisan Nursery.

The motion carried by the following vote:

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

Adjourned at 2:00 PM

The Board of Supervisors Closed the Meeting of January 12, 2010 in Memory of Santa Barbara Mayor Harriett Miller.

Adjourned to January 19, 2010

County Administration Building
Board Hearing Room
105 East Anapamu Street , Fourth Floor
Santa Barbara

Announcements

The meeting of Tuesday, January 12, 2010 will be telecast live on County of Santa Barbara TV channel 20 at 9:00 AM, and will be rebroadcast on Thursday, January 14, 2010, at 5:00 PM and on Saturday, January 16, 2010, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>