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 - Approved

Tuesday, August 10, 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 9:17 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 10-00753

Closed Session Agenda

No reportable action taken.

Approval of Minutes of the August 2, 2010 Special 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

Approval of Minutes of the August 3, 2010 Meeting

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

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

10-00720

Adopt a Resolution of Commendation honoring First 5 Santa Barbara as the August 2010 Santa Barbara County Employees of the Month.

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

RESOLUTION NO. 10-211

The motion carried by the following vote:

Ayes:

 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-2) SUPERVISOR WOLF

10-00733

Adopt a Resolution proclaiming the month of August 2010 as National Breastfeeding Awareness Month in Santa Barbara County.

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

RESOLUTION NO. 10-212

The motion carried by the following vote:

Ayes:

Honorary Resolutions

A-3) SUPERVISOR WOLF

10-00722

Adopt a Resolution proclaiming the week of September 26, 2010 through October 2, 2010 as Sea Otter Awareness Week in Santa Barbara County.

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

RESOLUTION NO. 10-213

The motion carried by the following vote:

Ayes:

 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

Administrative Items

A-4) AGRICULTURAL COMMISSIONER

10-00592

Approve and authorize the Chair to execute an Agreement with the Regents of the University of California for services delivered by the Cooperative Extension Office (UCCE) for the period of July 1, 2010 through June 30, 2011 in the amount of \$180,000.00.

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

Ayes:

A-5) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES

10-00717

Approve and authorize the Chair to execute an Amendment to the Contract with Child Abuse Listening and Mediation, Inc. (CALM) (a local vendor) for Children's Mental Health Services, to increase the Contract by \$797,657.00, for a total contract amount not to exceed \$2,410,163.00 for the period of July 1, 2010 to June 30, 2011.

A motion was made by Supervisor Carbajal, 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) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES

10-00718

Consider recommendations regarding contract amendments for mental health services for the period of July 1, 2010 through June 30, 2011, as follows:

- a) Approve and authorize the Chair to execute an Amendment to the Contract with the Mental Health Association of Santa Barbara County (a local vendor), increasing the Contract by \$56,700.00 for a total contract amount not to exceed \$591,527.00 through June 30, 2011; and
- b) Approve and authorize the Chair to execute an Amendment to the Contract with Mental Health Systems, Inc. (a local vendor), increasing the Contract by \$121,640.00 for a total contract amount not to exceed \$467,640.00 through June 30, 2011.

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

a) and b) Approved; Chair to execute.

The motion carried by the following vote:

A-7) COUNTY EXECUTIVE OFFICE

10-00759

Approve and authorize the Chair to execute a Contract between the County of Santa Barbara and the Cities of Lompoc, Santa Barbara and Santa Maria for library services, for the period of July 1, 2010 through June 30, 2011, for a total cost of \$2,978,640.67 for Fiscal Year 2010/2011.

A motion was made by Supervisor Carbajal, 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-8) COUNTY EXECUTIVE OFFICE

10-00711

Accept three 2010 States of California and Nevada Chapter of the National Association of Telecommunications Officers and Advisors (SCAN/NATOA) STAR Awards presented to CSBTV Channel 20.

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

Ayes:

A-9) COUNTY EXECUTIVE OFFICE, BOARD OF DIRECTORS, REDEVELOPMENT AGENCY Acting as the Board of Directors, Redevelopment Agency:

10-00667

Accept the certified copy of the Grant Deed to real property conveyed from Ellen Knill, a married woman, as her sole and separate owner of the property and building located at 761 Camino Pescadero in Isla Vista, APN 075-020-005, to the County of Santa Barbara County Redevelopment Agency, by authorizing the Clerk of the Board to execute the original Certificate of Acceptance, Third District.

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

- a) Approved;
- b) Accepted;
- c) Adopted;

RESOLUTION NO. 10-214

- d) Approved; Chair to execute;
- e) Approved; and
- f) Authorized.

The motion carried by the following vote:

A-10) COUNTY EXECUTIVE OFFICE: HUMAN RESOURCES

10-00716

Approve a Side Letter Agreement with the Union of American Physicians and Dentists (UAPD) for the Public Health Department to contract out hospitalist services in Lompoc, Fourth District.

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

Ayes:

 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-11) FIRST 5, CHILDREN AND FAMILIES COMMISSION

10-00738

Consider recommendations regarding First 5 of Santa Barbara County acceptance of grant dollars, as follows:

- a) Accept \$76,559.00 from the Santa Barbara Foundation to support the coordination and evaluation of AVANCE;
- b) Accept \$200,00.00 from the Orfalea Foundation to develop a Quality Counts network that will engage center based Early Care Education (ECE) programs in systematic program quality improvement efforts; and
- c) Accept \$525,000.00 from the Early Childhood Education Collaborative (ECEC) of local Foundations to support the development and implementation of place-based initiatives in targeted communities directed towards school readiness.

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

a) through c) Accepted.

The motion carried by the following vote:

Ayes:

A-12) FIRST 5, CHILDREN AND FAMILIES COMMISSION

10-00739

Approve an application for the destruction of various records that pre-date 2006 and approve ongoing destruction of records older than 5 years. (4/5 Vote Required)

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

Ayes:

Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-13) GENERAL SERVICES

10-00719

Consider recommendations regarding the New Cuyama Recreation Hall Renovation Project No. 8686, approval of plans and specifications and authorization to bid, Fifth District, as follows:

- a) Approve the plans and specifications for the New Cuyama Recreation Hall Renovation at 4885 Primero St., New Cuyama; estimated construction cost \$389,500.00;
- b) Approve the Notice of Exemption pursuant to California Environmental Quality Act (CEQA) guidelines for the maintenance and alterations to the New Cuyama Recreation Hall Renovation; and
- c) Authorize the Director of General Services to advertise for the construction bids for the Recreation Hall Renovation.

A motion was made by Supervisor Carbajal, 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:

A-14) GENERAL SERVICES

10-00734

Approve and authorize the Chair to execute the Lease Agreement between the County of Santa Barbara and the Abbe and Helene Kingston Revocable Trust, for the County's use of approximately 3,085 square feet of office space in the building located at 1306 Santa Barbara Street, in Santa Barbara; for a period of five years with a monthly base rent of \$6,015.75, for use by the County's Children and Families Commission, First District.

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

Ayes:

 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-15) GENERAL SERVICES

10-00735

Approve and authorize Chair to execute the Professional Services Master Agreement (PSMA) with BFGC-IBI Group Architecture Planning (BFGC) to provide complete design, construction documents and construction administration for the Los Alamos Fire Operations Complex (FOC), Project No. 8688, in an amount not to exceed \$404,940.00 including reimbursable expenses, Third District.

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

Ayes:

A-16) GENERAL SERVICES

10-00736

Approve and authorize the Chair to execute a Lease Agreement (ORES 003520) between the County of Santa Barbara and T-Mobile West Corporation, a Delaware corporation (hereinafter T-Mobile) for the operation of a new wireless communication facility located on the southeast corner of the parking lot of the Sheriff-Coroner's Office, which is located at 66 S. San Antonio Road in Santa Barbara, for an initial period of approximately ten (10) years with two additional terms of five (5) years each upon mutual agreement, and a base annual rent of \$23,000.00 with rent increase of three percent (3%) per year during the initial 10-year term of the Lease and an increase of four percent (4%) per year during the two renewal terms of the Lease, Second District. (4/5 Vote Required)

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Approved; Chair to Execute.

Directed staff to place revenue in the Contingency Fund and to return to the Board as appropriate for a policy discussion with respect to unanticipated revenues.

The motion carried by the following vote:

Ayes:

 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-17) <u>GENERAL SERVICES</u>

10-00737

Approve and authorize the Chair to execute a Grant of Easement Deed to sell and convey an interest in real property to the adjacent property owner, 461 San Ysidro Road, LLC., as an easement for sewer purposes across a portion of Manning County Park, APN 009-060-050, for the minor realignment of a sewer pipeline connection with the Montecito Sanitary District, ORES 003627, First District.

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

- a) Approved;
- b) Adopted; and

RESOLUTION NO. 10-215

c) Set hearing for September 7, 2010 in Santa Barbara on the Administrative Agenda.

The motion carried by the following vote:

Ayes:

A-18) GENERAL SERVICES

10-00747

Approve and authorize the Chair to execute the Lease Agreement (ORES 003591) between the County of Santa Barbara and New Cingular Wireless PCS, a Delaware limited liability company (hereinafter AT&T Wireless) for the operation of a new wireless communication facility located on the southwest corner of the Tucker's Grove County Park property, which is adjacent to the existing Verizon Wireless facility in Santa Barbara, for an initial period of approximately ten (10) years with two additional terms of five (5) years each upon mutual agreement, and a base annual rent of \$26,000.00 with rent increase of fifteen percent (15%) beginning the 6th year of the Lease and an increase of twenty percent (20%) every five (5) years during the remaining terms of the Lease, Second District. (4/5 Vote Required)

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Approved; Chair to Execute.

Directed staff to place revenue in the Contingency Fund and to return to the Board as appropriate for a policy discussion with respect to unanticipated revenues.

The motion carried by the following vote:

A-19) GENERAL SERVICES

10-00746

Consider recommendations regarding the roofing project at the Lompoc Veterans Memorial Building, request for financial contribution by Lompoc Veterans Memorial Building Foundation, Fourth District, as follows: (4/5 Vote Required)

- a) Consider a \$50,000.00 contribution to the Lompoc Veterans Memorial Building Roofing Project in accordance with the request from the Lompoc Veterans Memorial Building Foundation; and
- b) Adopt a Budget Revision that allocates the funds from the Fiscal Year 2010/2011 Capital Designation.

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

- a) Approved; and
- b) Adopted.

The motion carried by the following vote:

Ayes:

 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-20) GENERAL SERVICES

10-00752

Authorize the General Services Department to solicit proposals for a Power Purchase Agreement (PPA) for a 1 Megawatt solar photovoltaic (PV) system on the Calle Real Campus, located at 4436 Calle Real in Santa Barbara, Second District.

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

Ayes:

A-21) GENERAL SERVICES

10-00754

Accept the Grant Deed to real property conveyed from John P. Thorndike, as owner, of land known as 1073 Toro Canyon Road, APN 155-020-015, ORES 003584, to the County of Santa Barbara by authorizing the Clerk of the Board to execute the original Certificate of Acceptance, First District.

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

Ayes:

 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-22) HOUSING AND COMMUNITY DEVELOPMENT

10-00725

Consider recommendations regarding the Santa Barbara County HOME Consortium and CDBG Urban County Partnership Amendments to the 2006-2010 Annual Action Plans, as follows:

- a) Approve amendments to the 2006-2010 Annual Action Plans; and
- b) Authorize the Director of Housing and Community Development to submit the amendments to the U.S. Department of Housing and Urban Development (HUD).

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

- a) Approved; and
- b) Authorized.

The motion carried by the following vote:

Ayes: 5 - Superv

A-23) HOUSING AND COMMUNITY DEVELOPMENT

10-00750

Adopt a Resolution of support for H.R. 5766 and S. 3642 relating to property assessed clean energy programs and related matters.

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

RESOLUTION NO. 10-216

The motion carried by the following vote:

Ayes:

 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-24) PARKS 10-00758

Authorize the Parks Department Director to execute an Agreement to mutually indemnify property owner and its agents and County Parks for a project to stabilize and improve beach access trail at Loon Point/Padaro Lane, First District.

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

Ayes:

 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-25) PLANNING AND DEVELOPMENT

10-00721

Adopt a Resolution authorizing Planning and Development to submit a grant application to the Strategic Growth Council for Proposition 84 funding assistance for sustainable community projects.

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

RESOLUTION NO. 10-217

The motion carried by the following vote:

Ayes:

A-26) PLANNING AND DEVELOPMENT

10-00742

Receive and file a report from the Planning and Development and Public Works
Departments regarding in progress changes to the Grading Ordinance to address the Audit
findings on the County's implementation of the NPDES permit by the Regional Water
Quality Control Board.

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

Ayes:

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

A-27) PROBATION

10-00756

Authorize the Chief Probation Officer to apply for and accept the anticipated Anti-Drug Abuse (ADA) Enforcement Team Program award in the amount of \$218,164.00 from the California Emergency Management Agency (Cal EMA) for Fiscal Year 2010/2011.

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

Ayes:

 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-28) PUBLIC HEALTH

10-00740

Consider recommendations for the Public Health Department's Fiscal Year 2010/2011 ongoing grants, as follows:

- a) Authorize the Public Health Director to execute the 24 ongoing grants for the Public Health Department approved by the Board of Supervisors with the Fiscal Year 2010/2011 budget; and
- b) Authorize the Public Health Director to execute any amendments to the grants that are within 10% of the amount approved with the budget.

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

a) and b) Authorized.

The motion carried by the following vote:

Ayes:

A-29) PUBLIC HEALTH

10-00741

Authorize the Purchasing Manager to issue the listed purchase orders for pharmaceuticals and laboratory and medical supplies, totaling \$8,619,525.00 for each Fiscal Year 2010/2011, 2011/2012, and 2012/2013 without a competitive bid. Hardy Media is a local vendor; all other vendors are not local vendors.

A motion was made by Supervisor Carbajal, seconded by Supervisor Gray, 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-30) PUBLIC WORKS

10-00729

Consider recommendations regarding parking restrictions on Aldebaran Avenue, Third District, as follows:

- a) Approve and authorize the Chair to rescind in their entirety Resolution Nos. 93-537 and 93-654 and location (a) of Resolution No. 75-323 which established no parking zones, and adopt a Resolution establishing a new 'no parking' zone on Aldebaran Avenue in the Vandenberg Village area; and
- b) Approve a Notice of Exemption, pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301 (c), pertaining to maintenance and operation of existing facilities.

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

a) Adopted.

RESOLUTION NO. 10-218 RESOLUTION NO. 10-219

b) Approved.

The motion carried by the following vote:

Ayes:

A-31) PUBLIC WORKS

10-00728

Consider recommendations regarding County Service Area No. 41, Cebada Canyon road maintenance assessments for Fiscal Year 2010/2011, Fourth District, as follows:

- a) Adopt a Resolution establishing road maintenance charges (with no increase in benefit assessment) for County Service Area No. 41; and
- b) Approve a Notice of Exemption pursuant to County's California Environmental Quality Act (CEQA) guideline 15273.

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

a) Adopted; and

RESOLUTION NO. 10-220

b) Approved.

The motion carried by the following vote:

Ayes:

- Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-32) PUBLIC WORKS

10-00731

Consider recommendations regarding San Marcos Road storm damage repair at Mile Post 0.7, Federal Project No. ER 4200(003), County Project No. 862299, Second District, as follows:

- a) Approve the plans and specifications for the San Marcos Road Storm Damage Repair at MP 0.7, County Project No. 862299;
- b) Award the Construction Contract for \$158,766.00 to the lowest responsive bidder, R. Burke Construction (not a local vendor) P.O. Box 957, San Luis Obispo, CA 93406, subject to the provisions of documents and certification as set forth in the plans and specifications applicable to the project and as required by law;
- c) Approve and authorize the Chair to execute the Construction Contract upon return of the Contractor's executed contract documents, and the review and approval of County Counsel, Auditor-Controller, Risk Manager or their authorized representatives; and
- d) Approve a contingency fund for \$15,876.60 for the San Marcos Road Storm Damage Repair at MP 0.7, County Project No. 862299.

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

a) through d) Approved.

The motion carried by the following vote:

Ayes:

 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-33) PUBLIC WORKS

10-00730

Consider recommendations regarding a disabled persons parking zone on Union Avenue, Fourth District, as follows:

- a) Adopt a Resolution rescinding Resolution No. 08-151 which established a disabled persons parking zone on Union Avenue in the Orcutt area; and
- b) Approve a Notice of Exemption, pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301 (c), pertaining to maintenance and operation of existing facilities for this project.

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

a) Adopted; and

RESOLUTION NO. 10-221

b) Approved.

The motion carried by the following vote:

Ayes:

A-34) PUBLIC WORKS

10-00732

Consider recommendations regarding the Reconstruction of a Portion of Harris Grade Road HR3 Project, Federal Project No. HRRRL-5951(115), County Project No. 862273, Fourth District, as follows:

- a) Approve the plans and specifications for the Reconstruction of a Portion of Harris Grade Road HR3 Project, County Project No. 862273;
- b) Award the Construction Contract for \$286,914.00 to the lowest responsive bidder, Rockwood General Contractors Inc. (not a local vendor), P.O. Box 1529, Nipomo, CA, 93444, subject to the provisions of documents and certification, as set forth in the plans and specifications applicable to the project, and as required by law;
- c) Approve and authorize the Chair to execute the Construction Contract upon return of the Contractor's executed contract documents, and the review and approval of County Counsel, Auditor-Controller, Risk Manager or their authorized representatives; and
- d) Approve a contingency fund for \$26,845.70 for the Reconstruction of a Portion of Harris Grade Road HR3 Project, County Project No. 862273.

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

a) through d) Approved.

The motion carried by the following vote:

A-35) TREASURER-TAX COLLECTOR

10-00726

Receive and file the Fiscal Year 2009/2010 Fourth Quarter (April - June, 2010) report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b).

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

Ayes:

 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-36) AUDITOR-CONTROLLER

10-00745

Consider recommendations regarding Auditor's Reports on the Treasurer's Statement of Assets and the Treasurer's compliance with the Treasury Oversight Committee provisions contained in Sections 27130-27137 of the California Government Code, as follows:

- a) Receive and file the Auditor-Controller's Audit Reports on the Statement of Assets in the Santa Barbara County Treasury Pool, as of June 30, 2010; and
- b) Receive and file the Auditor-Controller's Audit Report on the Treasurer's Compliance with the Treasury Oversight Committee provisions contained in Sections 27130-27137 of the California Government Code for the Fiscal Year ended June 30, 2010.

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

a) and b) Received and filed.

The motion carried by the following vote:

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

County of Santa Barbara

Board of Supervisors

A-37) SUPERVISOR CARBAJAL

10-00755

Approve the reappointment of Monique Limon to the Commission for Women, term ending August 1, 2013, First District.

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

Ayes:

 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

Hearing Requests

A-38) HOUSING AND COMMUNITY DEVELOPMENT

10-00743

HEARING - Consider recommendations regarding the Santa Barbara South Coast Tourism Business Improvement District, as follows: (EST. TIME: 30 MIN.)

- a) Receive and file a report on the potential formation of the Santa Barbara South Coast Tourism Business Improvement District;
- b) Consider the adoption of a Resolution granting consent to the City of Santa Barbara to form the Santa Barbara South Coast Tourism Business Improvement District that would include part of the unincorporated area of the County; and
- c) If the Board adopts the Resolution of Consent, approve a Notice of Exemption pursuant to California Environmental Quality Act (CEQA) guidelines, Sections 15060(c)(3) and 15378(b)(4).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

A motion was made by Supervisor Carbajal, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: September 7, 2010 in Santa Barbara (EST. TIME: 30 MIN.). The motion carried by the following vote:

Ayes:

A-39) PUBLIC WORKS

10-00724

HEARING - Consider recommendations regarding an appeal from Jameson Properties, LLC of the County Surveyor's decision to deny issuing two Certificates of Compliance on APN 009-304-012, First District, as follows: (EST. TIME: 30 MIN.)

- a) Uphold the County Surveyor's decision to deny issuing two Certificates of Compliance on APN 009-304-012; or
- b) Direct the County Surveyor to issue two Certificates of Compliance on APN 009-304-012.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

A motion was made by Supervisor Carbajal, seconded by Supervisor Gray, that this matter be Set for a hearing, as follows: September 7, 2010 in Santa Barbara (EST. TIME: 30 MIN.). The motion carried by the following vote:

Ayes:

 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

A-40) PUBLIC WORKS

10-00744

Consider recommendations regarding the establishing of Benefit Assessments for the North County Lighting District for Fiscal Year 2010/2011, Third, Fourth and Fifth Districts, as follows:

- a) Receive and file a fixed charge fee report for Fiscal Year 2010/2011 with the Clerk of the Board, which proposes zero charge to the streetlighting benefit assessment rates within the North County Lighting District;
- b) Adopt a Resolution establishing streetlighting charges for the North County lighting District for Fiscal Year 2010/2011; and
- c) Approve a Notice of Exemption pursuant to County California Environmental Quality Act (CEQA) Guidelines.

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

a) Adopted.

RESOLUTION NO. 10-222

i) through iii) Set hearing on the Administrative Agenda for September 7, 2010 in Santa Barbara.

The motion carried by the following vote:

Ayes:

 Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Gray, and Supervisor Centeno

Board of Supervisors

A-41) SUPERVISOR GRAY

<u>10-00751</u>

Approve the appointment of Steven E. Reese to the North County Board of Architectural Review, term ending December 31, 2012, Fourth District.

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

Ayes:

Approval of Administrative Agenda

HEARING TIME: 9:19 A.M. - 10:21 A.M. (62 MIN.)

A motion was made by Supervisor Carbajal, 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

HEARING TIME: 10:23 A.M.

No reports submitted.

Public Comment Period

HEARING TIME: 10:24 A.M. - 10:42 A.M. (18 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: Pending County legal actions - Kate Longstreet aka Kate Smith Addressed the Board.

RE: Santa Barbara Trails Council / Santa Barbara County Trails Committee matters - Ray Ford, Dan Girard and Dr. Art Najera Addressed the Board.

RE: Racism / County CEO recruitment process - Dr. Robert L. Johns Addressed the Board.

RE: County police staffing issues - George Alvarez Addressed the Board.

<u>Departmental Agenda</u> Planning Items and Public Hearings

1) PUBLIC HEALTH

10-00614

HEARING - Consider a report from the Homeless Death Review Team on deaths and violence against homeless persons in Santa Barbara County, as follows: (EST. TIME: 1 HR.)

- a) Receive and file a report and presentation from the Homeless Death Review Team on deaths and violence against homeless persons in Santa Barbara County; and
- b) Review the report recommendations and direct staff and/or take actions deemed appropriate.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:57 A.M. - 12:46 P.M. (1 HR. 49 MIN.)

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

- a) Received and filed staff presentation and conducted public hearing.
- b) Directed Public Health Department staff to work with Alcohol, Drug and Mental Health Services, Social Services as well as the non profit community and to return to the Board with a presentation/recommendations for a coordinated strategy for addressing homeless issues in Santa Barbara County including a report on the 10 Year Plan to End Homelessness.

The motion carried by the following vote:

2) PUBLIC HEALTH

10-00713

HEARING - Consider recommendations regarding laboratory testing fees for Bordetella Pertussis (Whooping Cough), as follows: (EST. TIME: 10 MIN.)

- a) Adopt a Resolution implementing a Public Health Laboratory fee of \$70.00 for each polymerase chain reaction (PCR) test for Bordetella Pertussis and any other diseases that are tested through the polymerase chain reaction (PCR) testing method, pursuant to the California Health and Safety Code §101150, et. seq; and
- b) Approve the Notice of Exemption from the California Environmental Quality Act of 1970 (CEQA) for the fee resolution, pursuant to CEQA guidelines.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 12:47 P.M. - 12:49 P.M. (2 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:

a) Adopted.

RESOLUTION NO. 10-223

b) Approved.

The motion carried by the following vote:

3) <u>PUBLIC HEALTH</u>

10-00714

HEARING - Consider recommendations regarding a fee for the Office of Vital Records for mailing certified copies of birth and death certificates, as follows: (EST. TIME: 10 MIN.)

- a) Adopt a Resolution implementing a postage and administrative fee of \$2.00 for the Office of Vital Records pursuant to the California Health and Safety Code §102275;
- b) Approve the Notice of Exemption from the California Environmental Quality Act of 1970 for the fee resolution, pursuant CEQA guidelines; and
- c) Authorize the Public Health Department Office of Vital Records to adjust the mailing fee for copies of birth and death certificates when this fee is adjusted for the Clerk Recorder's Office.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 1:00 P.M. - 1:02 P.M. (2 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 as follows:

a) Adopted;

RESOLUTION NO. 10-224

- b) Approved; and
- c) Authorized.

The motion carried by the following vote:

4) COUNTY EXECUTIVE OFFICE

10-00690

HEARING - Adopt a Resolution setting the 2010/2011 library special tax rate in the County Service Area No. 3 (County unincorporated area). (EST. TIME: 5 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 1:58 P.M. - 2:02 P.M. (4 MIN.)

Received and filed staff presentation and conducted public hearing.

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

RESOLUTION NO. 10-225

The motion carried by the following vote:

5) HOUSING AND COMMUNITY DEVELOPMENT

10-00666

HEARING - Consider recommendations regarding the Levy of Special Tax for Orcutt Community Facilities District, Fourth District, as follows: (EST. TIME: 10 MIN.)

- a) Receive and file the Summary of Proposed Fiscal Year 2010/2011 Tax Levy for Orcutt Community Facilities District No. 2002-1; and
- b) Adopt a Resolution Levying Special Taxes within the County of Santa Barbara Community Facilities District No. 2002-1.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 2:03 P.M. - 2:09 P.M. (6 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Received and filed;
- b) Adopted.

RESOLUTION NO. 10-226

The motion carried by the following vote:

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

Gray

Abstained: 1 - Supervisor Centeno

6) CHILD SUPPORT SERVICES

Ayes:

10-00749

HEARING - Receive and file an update on the benefits of Child Support. (EST. TIME: 15 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 2:10 P.M. - 2:20 P.M. (10 MIN.)

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

Received and filed staff presentation and conducted public hearing.

The motion carried by the following vote:

7) <u>FIRE</u> <u>10-00626</u>

HEARING - Consider recommendations regarding the 2010 Hazard Reduction Program, as follows: (EST. TIME: 15 MIN.)

- a) Declare all properties, whose owners have not complied with a notice to abate, as a fire nuisance;
- b) Authorize the issuance of infraction citations and necessary abatement work relative to the 2010 Fire Department Defensible Space Program (Weed Abatement); and
- c) Direct the Clerk of the Board to post the affected Property Owners List in a place easily accessible to the public.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 2:21 P.M. - 2:22 P.M. (1 MIN.)

Received and filed 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;
- b) Authorized; and
- c) Directed.

The motion carried by the following vote:

8) PLANNING AND DEVELOPMENT

10-00653

HEARING - Consider recommendations regarding the Sweeney Canyon, LLC Winery Development Plan and Consistency Rezone at the request of Shelly Ingram of MNS Engineers, Inc., agent for Sweeney Canyon, LLC, owner, Fourth District, as follows: (EST. TIME: 30 MIN.)

- a) Make the required findings, including CEQA findings, for the project specified;
- b) Adopt the Negative Declaration, 10NGD-00000-00002, and adopt the mitigation monitoring program contained in the conditions of approval;
- c) Adopt an Ordinance, 09RZN-00000-00004, amending the Inland Zoning Map by rezoning APN 099-150-063 from 40-AG to AG-II-40 to bring the parcel into consistency with the current Santa Barbara County Land Use and Development Code; and
- d) Approve the project, 09DVP-00000-00005, subject to the conditions specified.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 4:15 P.M. - 4:43 P.M. (28 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Adopted the required findings, including CEQA findings;
- b) Adopted Negative Declaration (10NGD-00000-00002) and adopted the mitigation monitoring program contained in the conditions of approval;
- c) Adopted an Ordinance (09RZN-00000-00004), amending the Inland Zoning Map by rezoning APN 099-150-063 from AG-II-40 to bring the parcel into consistency with the current Santa Barbara County Land Use and Development Code; and

ORDINANCE NO. 4756

d) Approved the project (09DVP-00000-00005), subject to the conditions specified.

The motion carried by the following vote:

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

Noes: 1 - Supervisor Farr

9) <u>PLANNING AND DEVELOPMENT</u>

10-00698

HEARING - Consider recommendations regarding Case No. 10GPA-00000-00001 for approval of General Plan Amendments to the Seismic Safety and Safety Element, Land Use Element, and Conservation Element of the Comprehensive General Plan to establish regulatory compliance with State law (Assembly Bill 162), as follows: (EST. TIME: 30 MIN.)

- a) Adopt the required findings for the project specified;
- b) Adopt the Final Negative Declaration (10NGD-00000-00010);
- c) Adopt a Resolution approving specific amendments to the Seismic Safety and Safety Element, the Land Use Element, and the Conservation Element of the Santa Barbara County Comprehensive General Plan;
- d) Adopt a Resolution confirming that the Board has considered the recommendations made by the State Board of Forestry and Fire Protection in its correspondence dated March 3, 2010 and implemented the recommendations where appropriate. Following the Board action, the County will submit its written response to the State Board of Forestry and Fire Protection.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 4:44 P.M. - 4:59 P.M. (5 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Adopted the required findings for the project, including CEQA findings;
- b) Adopted the Final Negative Declaration (10NGD;-00000-00010);
- c) Adopted resolution approving specific amendments to the Seismic Safety and Safety Element, the Land Use Element, and the Conservation Element of the ; and

RESOLUTION NO. 10-227

d) Adopted a resolution confirming that the Board has considered the recommendations made by the State Board of Forestry and Fire Protection. Following action by the Board, the County will submit its written response to the State Board of Forestry and Fire Protection.

RESOLUTION NO. 10-228

The motion carried by the following vote:

10) PUBLIC WORKS

10-00665

Consider recommendations regarding prohibiting the use of a portion of Harris Grade Road by certain vehicles, Third and Fourth Districts, as follows:

- a) Consider the adoption (second reading) of an Ordinance adding Section 23-13.11 to Chapter 23 of the Santa Barbara County Code, prohibiting the use of a portion of Harris Grade Road by certain vehicles in the Lompoc area; and
- b) Approve the filing of a Notice of Exemption pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301 (c), pertaining to maintenance and operation of existing facilities, for this project.

HEARING TIME: 2:23 P.M. - 2:44 P.M. (11 MIN.)

Received and filed staff presentation and conducted public hearing.

A motion was made by Supervisor Gray, 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, amended as follows:

Section 23-13.11. Prohibiting the Use of Highways by Certain Vehicles

Third paragraph to read as follows:

HARRIS GRADE ROAD, from Burton Mesa Boulevard to State Route 135: Autos with trailers over 30 feet in combined length and trucks over 30 feet in combined length are prohibited.

The designated alternate route for prohibited vehicles shall be State Route 1.

Sixth paragraph to read as follows:

Exemptions to any aforementioned prohibitions include ... restricted highway segment that have no other means of access utilizing the most direct route.

Adoption (second reading) set for September 7, 2010;

b) and c) Set hearing on the Administrative Agenda for September 7, 2010 in Santa Barbara.

The motion carried by the following vote:

Ayes: 5 - Su

11) PLANNING AND DEVELOPMENT, PUBLIC WORKS

10-00530

HEARING - Receive and file a status report on implementation of Low Impact Development standards and new storm water requirements from the Regional Water Quality Control Board. (EST. TIME: 1 HR.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 5:00 P.M. - 5:36 P.M. (36 MIN.)

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

Received and filed staff presentation and conducted public hearing.

The motion carried by the following vote:

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

12) <u>COUNTY EXECUTIVE OFFICE</u>

10-00757

HEARING - Receive and file a presentation and determine whether to take a position on AB 2503 (Perez) Rigs to Reefs. (EST. TIME: 15 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 5:37 P.M. - 6:03 P.M. (46 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:

To oppose AB2503 (Perez) Rigs to Reefs, in its current form.

Directed Legislative Committee review any changes and/or revisions to the bill and report to the Board as appropriate.

The motion carried by the following vote:

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

Absent: 1 - Supervisor Gray

Adjourned at 6:10 PM

The Board of Supervisors Closed the Meeting of August 10, 2010 with Birthday Wishes to Doug Gyll

Adjourned to

September 7, 2010

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

Announcements

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

THE BOARD OF SUPERVISORS WILL NOT MEET ON THE FOLLOWING DATES: TUESDAY, AUGUST 17, 2010; TUESDAY, AUGUST 24, 2010; AND TUESDAY, AUGUST 31, 2010 (THIS IS A FIFTH TUESDAY ORDINANCE NO. 3352).

THE NEXT REGULAR BOARD OF SUPERVISORS HEARING WILL BE HELD SEPTEMBER 7, 2010 IN SANTA BARBARA.

http://www.countyofsb.org