

County of Santa Barbara
BOARD OF SUPERVISORS



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First District - Das Williams, Chair
Second District - Laura Capps
Third District - Joan Hartmann
Fourth District - Bob Nelson
Fifth District - Steve Lavagnino, Vice Chair

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, May 16, 2023

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, the Santa Barbara Fund for Public and Educational Access and other Special Districts.

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

9:00 A.M. Convened to Regular Session

Roll Call

Present: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

Pledge of Allegiance

Approval of Minutes of the May 9, 2023 Meeting

A motion was made by Supervisor Nelson, seconded by Supervisor Hartmann, to approve the minutes. The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

County Executive Officer's Report

[23-00001](#)

County Executive Officer’s Report: Receive a report from the County Executive Officer (CEO) on County programs, County staff updates and achievements, staff recognitions, updates on major projects, updates on state and federal legislation, and upcoming events of interest to the Board and the public. There will be no Board discussion except to ask questions or refer matters to staff; and no action will be taken unless listed on a subsequent agenda.

County Executive Officer, Mona Miyasato announced the appointment of Wade Horton as an Assistant County Executive Officer who will guide and provide strategic direction to major departments providing municipal services, such as Planning and Development, Community Services, Public Works, General Services, and Agricultural Weights & Measures.

12:00 P.M. Recessed to Closed Session**Closed Session****23-00494**

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Government Code section 54956.9)

Frontier California Inc. v. County of Santa Barbara, et al., Santa Barbara County Superior Court case number 23CV00752.

Christopher Anderson, et al. v. County of Santa Barbara, et al., Santa Barbara County Superior Court case number 22CV01299.

Robert Hample v. Civil Service Commission of Santa Barbara, et al., Santa Barbara County Superior Court case number 16CV02220.

PUBLIC EMPLOYEE APPOINTMENT / RE-APPOINTMENT
(Paragraph (1) of subdivision (b) of Government Code section 54957)

County Counsel.

Report from Closed Session

County Counsel, Rachel Van Mullem reported the following: The Board conducted a conference with legal counsel for existing litigation regarding the case Anderson, et al. v. County, et al.; Superior Court Case No. 22CV01299. This case raised California Environmental Quality Act (CEQA) challenges to the County's plan to remove encroachments and restore its right-of-way on portions of East Mountain Drive. On May 3, 2023, Superior Court Judge Anderle granted the CEQA petition and entered a peremptory writ of mandate. In Closed Session, the Board authorized County Counsel to seek appellate review of the Superior Court decision. The Board voted unanimously with all Supervisors being present.

Chief Deputy Clerk of the Board, Jacquelyne Alexander reported the following: The Board met in Closed Session on Public Employee Appointment/Re-appointment for County Counsel. The Board voted unanimously with all Supervisors being present to reappoint Rachel Van Mullem as County Counsel.

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.

Administrative Items

A-1) AUDITOR-CONTROLLER'S OFFICE 23-00474

Consider recommendations regarding Authorization for Year End Transfers and Revisions of Appropriations, as follows:

a) Direct the Auditor-Controller to compile and record the transfers and revisions of appropriations necessary to close the County’s accounting records for all County Funds effective for the Fiscal Year ending June 30, 2023; pending approval by your Board at the July 11, 2023 and July 18, 2023 meetings, as well as the August 22, 2023 and August 29, 2023 meetings if necessary; and

b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(c) of the CEQA Guidelines because they consist of the creation of government funding mechanisms which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

a) Directed; and

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-2) BEHAVIORAL WELLNESS DEPARTMENT23-00470

Consider recommendations regarding the Behavioral Wellness (BWell), Memorandum of Understanding (MOU) with Santa Barbara San Luis Obispo Regional Health Authority DBA CenCal Health regarding sharing the costs of residential care and partial hospitalization of common Medi-Cal Members with eating disorders for the Period of January 1, 2022 through June 30, 2022, as follows:

a) Approve, ratify, and authorize the Director of the Department of BWell, or designee, to execute an MOU with Santa Barbara San Luis Obispo Regional Health Authority DBA CenCal Health, effective May 16, 2023, regarding sharing the costs of residential care and partial hospitalization of common Medi-Cal members with eating disorders for the period of January 1, 2022 through June 30, 2022, resulting in a one-time payment of \$100,279.00 from CenCal Health to BWell;

b) Delegate to the Director of the Department of BWell or designee the authority to make immaterial changes to the MOU without requiring the Board's approval of an amendment of the MOU, subject to the Board's ability to rescind this delegated authority at any time; and

c) Determine that the above action is a government funding mechanism or other government fiscal activity, which does not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment, and is an organizational or administrative activity of the government that will not result in direct or indirect physical changes in the environment and is therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) and (b)(5) of the CEQA Guidelines.

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

a) Approved, ratified and authorized;

b) Delegated; and

c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-3) BEHAVIORAL WELLNESS DEPARTMENT23-00400

Consider recommendations regarding the Behavioral Wellness, Idea Engineering, Inc. Agreement for Fiscal Years (FY) 2022-2024, as follows:

a) Approve, ratify, and authorize the Chair to execute an Agreement for Services of Independent Contractor with Idea Engineering, Inc. for the development of countywide mental health and substance use stigma and discrimination reduction materials, a license to the “STAY” suicide prevention Turn-Key media campaign package, and research, development, and purchase of a media plan for the County for a total Maximum Contract Amount not to exceed \$511,435.00 for the period of May 1, 2023 through June 30, 2024;

b) Delegate to the Director of the Department of Behavioral Wellness or designee the authority to authorize use of County’s name or logo or any variation of such name or logo in any publicity, advertising or promotional materials required to provide services to County under the Agreement per Section 12 of the Agreement; suspend, delay, or interrupt services under the Agreement for convenience per Section 20 of the Agreement; and make immaterial changes to the Agreement per Section 26 of the Agreement, all without altering the Maximum Contract Amount and without requiring the Board’s approval of an amendment of the Agreement, subject to the Board’s ability to rescind this delegated authority at any time; and

c) Determine that the above actions are government fiscal activities or funding mechanisms which do not involve any commitment to any specific project, which may result in a potentially significant physical impact on the environment, and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

A motion was made by Supervisor Nelson, seconded by Supervisor Hartmann, that this matter be withdrawn from the agenda. The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-4) BEHAVIORAL WELLNESS DEPARTMENT [23-00460](#)

Consider recommendations regarding the renewal of a Contractor on Payroll (COP) Agreement with Fred Berge, M.D., Fiscal Year (FY) 2023-2024, as follows:

- a) Approve and authorize the Chair to execute a COP Agreement with Fred Berge, M.D. to provide psychiatric services for the period of July 1, 2023 to June 30, 2024 for a Maximum Contract Amount not to exceed \$141,294.40; and
- b) Determine that the above actions are government fiscal activities or funding mechanisms, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines.

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

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

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann,
Supervisor Nelson, and Supervisor Lavagnino

A-5) BEHAVIORAL WELLNESS DEPARTMENT [23-00486](#)

Consider recommendations regarding Amendment No. 8 to the Agreement for Services of Independent Contractor with KPMG LLP to perform department financial, organizational and operational reviews, as follows:

- a) Approve and authorize the Chair to execute Amendment No. 8 to the Agreement for Services of Independent Contractor with KPMG LLP, referenced as BC 19-212, to add services in the amount of \$150,000.00, for the provision of a review of Department of Behavioral Wellness Crisis Services, for a revised total contract amount not to exceed \$3,646,340.00 for the period of May 14, 2019 through December 31, 2023; and
- b) Determine that the above actions are government fiscal activities or funding mechanisms which do not involve any commitment to any specific project, which may result in a potentially significant physical impact on the environment, and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

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

a) Approved and authorized; Chair to execute; and

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-6) BEHAVIORAL WELLNESS DEPARTMENT

23-00491

Consider recommendations regarding a First Amendment to the Services Agreement with Stalwart Clean and Sober Inc., Fiscal Years (FYs) 2021-2023, as follows:

a) Approve, ratify, and authorize the Chair to execute a First Amendment to the Agreement for Services of Independent Contractor with Stalwart Clean and Sober Inc., (a local vendor), to: 1) Remove current Federal Award Tables and replace with updated Federal Award Tables to maintain compliance with Substance Abuse Prevention and Treatment (SAPT) grant terms and Office of Management and Budget (OMB) Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (2 CFR Part 200), 2) Remove and replace Exhibit B-2 for FY 2022-2023, and 3) Increase the FY 2022-2023 contract maximum amount by \$37,900.00, for a revised FY 2022-2023 contract maximum amount not to exceed \$235,000.00 and a revised, total FY 2021-2023 contract maximum amount not to exceed \$262,375.00, inclusive of \$27,375.00 for FY 2021-2022 and \$235,000.00 for FY 2022-2023, for the period April 11, 2022 through June 30, 2023; and

b) Determine that the above action is a government funding mechanism or other government fiscal activity, which does not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment and is therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines.

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

a) Approved, ratified and authorized; Chair to execute; and

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-7) COMMUNITY SERVICES DEPARTMENT[23-00475](#)

Consider recommendations regarding the approval and execution of a Third Amendment to the Subrecipient Agreement with United Way of Santa Barbara County to administer Santa Barbara County's direct allocation of U.S. Treasury Emergency Rental Assistance (ERA 2) funds, as follows:

- a) Approve and authorize the Chair to execute a Third Amendment to the Subrecipient Agreement, with United Way of Santa Barbara County to add funding in the amount of \$348,420.44, in third round reallocation American Rescue Plan ERA 2 funds for continued administration and implementation of an emergency rent assistance payment program; and
- b) Determine that the recommended actions are not the acceptance and approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the project is a creation of government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

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

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann,
Supervisor Nelson, and Supervisor Lavagnino

A-8) COMMUNITY SERVICES DEPARTMENT[23-00477](#)

Consider recommendations regarding the approval of a contract for environmental rehabilitation at former encampment sites in Santa Barbara County, using California encampment resolution funding for interim housing, as follows:

a) Approve and authorize the Chair to execute a service contract with Channel Islands Restoration (contractor) in the amount of \$150,000.00. This contract will provide environmental rehabilitation at former encampment sites throughout the County for a period of approximately fifteen (15) months beginning May 16, 2023, and ending June 30, 2024; and

b) Determine that the recommended actions are not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15308, finding that the project is action taken by a regulatory agency, as authorized by state or local ordinance, to assure the maintenance, restoration, enhancement, or protection of the environment where the regulatory process involves procedures for protection of the environment.

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

a) Approved and authorized; Chair to execute; and

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-9) COUNTY COUNSEL[23-00483](#)

Consider recommendations regarding an Agreement for Professional Legal Services with outside counsel Meyers Nave, related to Solid Waste Services and Contracting, as follows: (4/5 Vote Required)

a) Authorize County Counsel, or her designee, to execute an Agreement for Professional Legal Services between the County of Santa Barbara and Meyers Nave for a total not to exceed amount of \$150,000.00 and term ending June 30, 2025 for legal advice and representation related to solid waste services and contracting, in a form substantially similar to the County's standard Agreement for Professional Legal Services and with concurrence from Public Works, Auditor-Controller, and Risk Management, or their designees; and

b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5) because it consists of government administrative or fiscal activities that will not result in direct or indirect physical changes in the environment.

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

a) Authorized; and

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-10) COUNTY EXECUTIVE OFFICE[23-00487](#)

Approve Budget Revision Request Nos. 0008828; 0008829; 0008831; 0008833; and 0008836. (4/5 Vote Required)

A motion was made by Supervisor Nelson, seconded by Supervisor Hartmann, that this matter be approved. The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-11) FIRE DEPARTMENT

23-00480

Consider recommendations regarding the Re-Ratification and update to the Proclamation of Local Emergency Caused by the January 2023 Storm and Subsequent 2023 Winter Storms, Last Action March 21, 2023, as follows:

- a) Adopt a Resolution re-ratifying and updating the Proclamation of Local Emergency caused by the January 2023 Storm and Subsequent 2023 Winter Storms in Santa Barbara County pursuant to Government Code Section 8630;
- b) Receive an update on the Winter 2023 Storms and their impacts;
- c) Direct the Office of Emergency Management to return every sixty (60) days for ratification of the Emergency until such a time that conditions dictate otherwise; and
- d) Determine that these actions are exempt from the provisions of California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15061(b)(3) and 15269.

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

a) Adopted;

RESOLUTION NO. 23-111

b) Received;

c) Directed; and

d) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-12) GENERAL SERVICES DEPARTMENT23-00459

Consider recommendations regarding the Hedges House of Hope Kitchen Renovation, Project No. 20060 and award a construction contract for kitchen renovations, Second District, as follows:
(4/5 Vote Required)

- a) Approve the plans and specifications for construction of the County of Santa Barbara Hedges House of Hope Kitchen Renovation on file in the General Services Capital Projects Division office;
- b) Approve and direct the Chair to execute the Construction Contract in the base amount of \$1,425,728.00 to the lowest responsible bidder, Quincon Inc., 200 South 13th Street, Suite 101, Grover Beach, CA 93433 (Construction Contract), 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;
- c) Authorize the Director of General Services or designee to approve change orders in an amount not to exceed \$83,786.40 for the construction of County Project No. 20060 as authorized under California Public Contract Code Section 20142;
- d) Approve offsetting funding adjustments to the American Rescue Plan Act (ARPA) Hedges House of Hope Kitchen Renovation Project and HomeKey match services;
- e) Approve Budget Revision Request No. 0008826 to use ARPA funds in the amount of \$1,559,700.00, release of Fund 002, Department 12; and
- f) Determine the Class 1 project to be exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Sections 15301, subdivision (d) of the CEQA Guidelines, as the proposed project consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, and includes Restoration or rehabilitation of deteriorated or damaged structures, facilities, or mechanical equipment to meet current standards of public health and safety, unless it is determined that the damage was substantial and resulted from an environmental hazard such as earthquake, landslide, or flood; and direct Staff to file a Notice of Exemption on that basis.

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

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

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-13) GENERAL SERVICES DEPARTMENT

23-00463

Consider recommendations regarding multi-department Master Service Agreements (MSAs), as follows:

- a) Approve, and direct the Chief Procurement Officer (Purchasing Agent) to execute and administer, the Fiscal Year 2023-2024 MSAs with the vendors, and in the amounts, set forth in the MSA Listing - May 16, 2023 for the services specified in the respective Statement(s) of Work to such MSAs; and

- b) Determine that the above actions are not a “project” and are exempt from California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA guidelines because they are organization or administrative activities of government that will not result in direct or indirect physical changes to the environment.

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

- a) Approved and directed; and**

- b) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-14) GENERAL SERVICES DEPARTMENT[23-00458](#)

Consider recommendations regarding Santa Barbara County Board of Supervisors (BOS) Audio Visual Upgrades, Project No. 8798, First and Fourth Districts, as follows: (4/5 Vote Required)

- a) Approve the plans and specifications for the Santa Barbara County BOS Audio-Visual Upgrades on file in the General services Capital Projects office;
- b) Award, approve and authorize the Chair to execute the construction contract in the base amount of \$2,205,548.64 to the lowest responsible bidder, Key Code Media, Inc., 270 S. Flower St., Burbank, CA 91502, 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;
- c) Authorize the Director of General Services to approve change orders in an aggregate amount not to exceed 10% or \$122,777.43 as authorized under California Public Contract Code Section 20142;
- d) Approve Budget Revision Request No. 0008842; and
- e) Determine that the proposed actions are exempt under the California Environmental Quality Act (CEQA) pursuant to Sections 15301, subdivision (a) of the CEQA Guidelines, because the project is a minor alteration to a public structure involving negligible or no expansion of existing or former use, and direct staff to file Notice of Exemption on that basis.

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

- a) Approved;**
- b) Awarded, approved and authorized; Chair to execute;**
- c) Authorized; and**
- d) and e) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-15) GENERAL SERVICES DEPARTMENT23-00464

Consider recommendations regarding Local Vendor and Vendor Outreach Program and Procurement Division Update, as follows:

- a) Receive and file an update on the County's Local Vendor Program, Vendor Outreach, and other Procurement Division initiatives; and

- b) Determine that the above recommended actions do not constitute a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(2) and (5), finding that the action consists of continuing administrative or maintenance activities, such as purchases for supplies and general policy and procedure making and organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

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

- a) Received and filed; and**

- b) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann,
Supervisor Nelson, and Supervisor Lavagnino

A-16) GENERAL SERVICES DEPARTMENT**23-00467**

Consider recommendations regarding the Executive Information Technology Council (EITC), revised charter, as follows:

- a) Approve the EITC revised charter;
- b) Approve the EITC-recommended policy and standards; and
- c) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5) because it consists of government administrative or fiscal activities that will not result in direct or indirect physical changes in the environment.

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

a) through c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-17) GENERAL SERVICES DEPARTMENT**23-00469**

Consider recommendations regarding an Agreement for Professional Services of Independent Contractor with Michael (Mike) Merheb, as follows:

- a) Approve and authorize the Chair to execute an Agreement for Services of Independent Contractor with Mike Merheb for information technology consulting services for a total amount not to exceed \$225,000.00, for the period beginning May 22, 2023 through June 30, 2023, inclusive of \$200,000.00 under Purchase Order CN1166, but which otherwise cancels, nullifies, and supersedes Purchase Oder CN1166; and
- b) Determine that the above recommended action is a government funding mechanism or other government fiscal activity, which does not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment and is therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines.

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

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

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-18) HUMAN RESOURCES DEPARTMENT

[23-00465](#)

Consider recommendations regarding Minor Revisions to the Memorandum of Understanding between the County and Service Employees International Union (SEIU), Local 620, as follows:

- a) Effective May 15, 2023, approves the Memorandum of Understanding between the County and the SEIU Local 620; and
- b) Determine, pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(4), that the above action is a government fiscal activity which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and therefore is not a project subject to environmental review.

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

- a) and b) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-19) PLANNING AND DEVELOPMENT DEPARTMENT**23-00462**

Consider recommendations regarding a report on Case No. 23EMP-00003: Botanic Garden Bridge Repair Emergency Permit, 1212 Mission Canyon Road, Mission Canyon Community Plan area, First District, as follows:

- a) Receive and file a report on Emergency Permit Case No. 23EMP-00003, approved by the Director of Planning and Development on March 1, 2023, which authorized the replacement of components of an existing bridge over Mission Dam; and
- b) Determine that receiving and filing the report is not a project pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(5) as it is an administrative government activity that will not result in direct or indirect physical changes in the environment.

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

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

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-20) PUBLIC HEALTH DEPARTMENT**23-00455**

Consider recommendations regarding a Health Resources and Services Administration Grant for Expanding COVID-19 Vaccinations, Fiscal Year (FY) 2022-2023, as follows: (4/5 Vote Required)

- a) Approve, ratify, and authorize the Public Health Department Director to accept and receive supplemental funding for the County's Federally Qualified Health Centers and Community Health Division through the Health Resources and Services Administration Grant Award H8GCS47555-01-00 from the Affordable Care Act (ACA) Grants for New and Expanded Services Under the Health Center Program as funded through the Paycheck Protection Program and Health Care Enhancement Act for the period of December 1, 2022 through May 31, 2023 in the amount of \$265,765.00;
- b) Approve Budget Revision Request No. 0008797 in the amount of \$265,765.00 to establish appropriations for \$265,765.00 of unanticipated revenue from the Federal Government for Health Resources and Administration supplemental funding to increase Salaries and Benefits (\$84,059.00) Services and Supplies (\$178,616.00) and Other Costs (\$3,090.00) for FY 2022-2023 in the County's financial system; and

c) Determine that the recommended actions are not a “Project” with the meaning of the California Environmental Quality Act (CEQA) and is exempt per CEQA Guideline Section 15378(b)(4), since the recommended actions are government fiscal activities which do not involve commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

a) Approved, ratified and authorized; and

b) and c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-21) PUBLIC WORKS DEPARTMENT

[23-00456](#)

Consider recommendations regarding additions and certification of total miles in the County Maintained Road System, as follows:

a) Adopt a Resolution accepting new roadway sections in unincorporated areas of Tree Farm Lane and Merida Drive in the Second District, El Capitan Ranch Road in the Third District, and Sage Crest Drive in the Fourth District into the County Maintained Road System;

b) Adopt a Resolution certifying the total mileage included in the County Maintained Road System; and

c) Find that the proposed actions do not constitute a “Project” within the meaning of the California Environmental Quality Act (CEQA) pursuant to 14 CCR 15378 (b)(5) (Organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment).

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

a) Adopted;

RESOLUTION NO. 23-112

b) Adopted; and

RESOLUTION NO. 23-113

c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-22) PUBLIC WORKS DEPARTMENT

[23-00457](#)

Consider recommendations regarding the State Road Maintenance and Rehabilitation Account List of Projects, Fiscal Year (FY) 2023-2024, as follows:

a) Adopt a Resolution establishing a list of projects for FY 2023-2024 funded by the State's Road Repair and Accountability Act of 2017; and

b) Find that the State Road Maintenance and Rehabilitation Account List of Projects for FY 2023-2024 is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to 14 California Code of Regulations Section 15301(c) (as the proposed project(s) consists of the operation, repair, maintenance, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that previously existing, including but not limited to existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities), and approve the filing of a Notice of Exemption on that basis.

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

a) Adopted; and

RESOLUTION NO. 23-114

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-23) PUBLIC WORKS DEPARTMENT

23-00484

Consider recommendations regarding an Amendment to an Agreement with Laurel Labor Services, Inc. of Santa Maria to provide on-call casual labor, First, Second and Third Districts, as follows:

a) Approve, ratify, and authorize the Chair to execute Amendment No. 1 to Agreement BC21246 with Laurel Labor Services, Inc. (a local vendor) for services to provide on call casual labor at County operated Resource Recovery and Waste Management facilities, extending the term from March 20, 2023 to June 30, 2025, and increasing the contract amount from \$600,000.00 to \$2,057,100.00; and

b) Determine that the amended contract is exempt from the California Environmental Quality Act pursuant to 14 CCR 15301 for maintenance of existing facilities and that the Notice of Exemption dated February 3, 2022 and posted on April 19, 2022 is applicable for the amended contract.

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

a) Approved, ratified and authorized; Chair to execute; and

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-24) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

23-00466

Consider recommendations regarding the Public Works Director's Report on Emergency Response Actions from the Impacts of Flooding and Storms and the Continuation of Emergency Actions, as follows: (4/5 vote required)

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

- a) Receive and review a report from the Public Works Director regarding emergency actions taken pursuant to Resolution No. 19-327 and Public Contract Code Section 22050 related to emergency operations responding to flooding, storms, debris removal and transportation projects following the recent storm events and the necessity of the action and the reasons the emergency will not permit delay resulting from competitive solicitation of bids;
- b) Determine that there is a need to continue the emergency actions ordered by the Public Works Director;
- c) Direct staff to return to the Board every 14 days to allow the Board to review the emergency action and determine whether there is a need to continue the emergency action, by a 4/5 vote, until the actions are terminated;

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

- d) Determine that these emergency actions were found by the Board to be exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15269(c) on January 24, 2023. A Notice of Exemption was filed on this basis on January 24, 2023, and the proposed action is within the scope of that Notice of Exemption;

Acting as the Board of Supervisors:

- e) Determine that these emergency actions were found by the Board to be exempt from the provisions of the CEQA pursuant to State CEQA Guidelines Section 15269(d) on February 7, 2023. A Notice of Exemption was filed on this basis on February 7, 2023, and the proposed action is within the scope of that Notice of Exemption.

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

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

a) Received and reviewed;

b) Approved;

c) Directed;

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

d) Approved; and

Acting as the Board of Supervisors:

e) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-25) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, LAGUNA COUNTY SANITATION DISTRICT [23-00217](#)

Consider recommendations regarding Laguna County Sanitation District Ordinance relative to service charges, connection charges, and trunk sewer fees and a Resolution relative to the collection of service charges on the tax roll; Fourth and Fifth Districts, as follows:

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

a) Consider the adoption (Second Reading) of an Ordinance Amending Ordinance Nos. 3130 and 4142 to change the annual service charge, connection charge, and the Dutard-Solomon and Bradley Solomon trunk sewer fees;

b) Consider the adoption of a Resolution authorizing the collection of said charges on the tax roll; and

c) Determine that the above actions are exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15273(a)(1), (2), (3), and (4) of the State CEQA Guidelines because they are modifications of service charges, connection charges, and trunk line fees for the purposes of meeting operating and capital expenses, as well as for meeting financial reserve needs required to maintain services within this existing service area, and the modifications in charges and fees are not for the construction of capital projects for the expansion of the service system and approve the filing of a Notice of Exemption on that basis.

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

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

a) Adopted;

ORDINANCE NO. 5179

b) Adopted; and

RESOLUTION NO. 23-115

c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-26) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, WATER AGENCY [23-00485](#)

Consider recommendations regarding the Amendment No. 1 to Professional Services Agreement with Carollo Engineers, Inc. for Indirect Potable Reuse Study, Fourth and Fifth Districts, as follows:

Acting as the Board of Directors, Santa Barbara County Water Agency:

a) Approve and authorize the Chair to execute Amendment No. 1 to a professional services agreement with Carollo Engineers, Inc. to extend the contract end date to December 31, 2023; and

b) Find that the proposed action does not constitute a “Project” within the meaning of the California Environmental Quality Act, pursuant to 14 CCR Section 15378(b)(5), in that it is a government administrative activity that will not result in direct or indirect changes in the environment.

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

Acting as the Board of Directors, Santa Barbara County Water Agency:

a) Approved and authorized; Chair to execute; and

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-27) SHERIFF-CORONER OFFICE[23-00471](#)

Consider recommendations regarding an amendment for software support and maintenance with Tri-Tech Software Systems, a Central Square Technologies company, for Computer Aided Dispatch System, as follows:

- a) Approve, ratify, and authorize the Chair to execute a fifteenth amendment to the agreement with TriTech Software Systems, a Central Square Technologies company, dated June 27, 2006, that extends the annual maintenance agreement for the Computer Aided Dispatch System through March 31, 2024, at the cost of \$207,417.38;
- b) Approve, ratify, and authorize the Sheriff, or his designee, to execute the Renewal of Software Support Agreement to extend the term to March 31, 2024, and to add an additional 22 Field Ops Subscriptions for an annual subscription amount of \$2,640.00;
- c) Approve, ratify, and authorize the Sheriff, or his designee, to execute Quote Q-127619 for the addition of 22 Field Ops Subscriptions; and
- d) Determine that the activity is not a “Project” subject to California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(5), since the activity is an organizational or administrative activity of government that will not result in direct or indirect physical changes in the environment.

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

- a) Approved, ratified and authorized; Chair to execute;**
- b) and c) Approved, ratified and authorized; and**
- d) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-28) SHERIFF-CORONER OFFICE23-00490

Consider recommendations regarding a First Amendment to the Agreement with Aramark Correctional Services, LLC for meal services at correctional facilities, as follows: (4/5 Vote Required)

a) Approve, authorize, and ratify the Chair to execute the First Amendment to the Agreement with Aramark Correctional Services, LLC, (not a local vendor), in the amount of \$854,092.00 for price adjustments of food products served in the County of Santa Barbara Sheriff's Office correctional facilities for a total contract amount not to exceed \$6,455,090.00; and

b) Determine that the proposed actions do not constitute a "Project" within the meaning of the California Environmental Quality Act (CEQA), pursuant to 14 CCR 15378(b)(5), in that they are government administrative activities that will not result in direct or indirect changes to the environment.

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

a) Approved, authorized and ratified; Chair to execute; and

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-29) SOCIAL SERVICES DEPARTMENT [23-00468](#)

Consider recommendations regarding the Second Amendment to the Agreement with Child Abuse Listening Mediation (CALM) for Evidence Based Parent Education, as follows:

- a) Approve, ratify and authorize the Chair to execute the Second Amendment to the Agreement with CALM, Inc. (local vendor), to provide Evidence Based Parent Education for the period of July 1, 2021 through June 30, 2025; and
- b) Determine that the activity is not a "Project" subject to California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(5), since the activity is an organizational or administrative activity of government that will not result in direct or indirect physical changes in the environment.

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

- a) **Approved, ratified and authorized; Chair to execute; and**
- b) **Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-30) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR [23-00472](#)

Approve the appointment of Kathy Scroggs, CPA, Public Member to the Treasury Oversight Committee pursuant to Government Code Section 27132.

A motion was made by Supervisor Nelson, seconded by Supervisor Hartmann, that this matter be approved. The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-31) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR [23-00473](#)

Accept for filing the Fiscal Year 2022 - 2023 Third Quarter (January through March 2023) report on the Treasurer's Investment Pool, pursuant to Government Code Section 53646(b).

A motion was made by Supervisor Nelson, seconded by Supervisor Hartmann, that this matter be accepted. The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-32) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR**23-00481**

Consider recommendations regarding Temporary Transfers to cover cash flow deficits occurring from July 1, 2023 through April 24, 2024, as follows:

a) Adopt a Resolution “In the Matter of Authorizing the County Treasurer to Make Temporary Transfers to Political Subdivisions Whose Funds are in Custody and are Paid Out Solely Through the Treasurer’s Office for the Fiscal Year 2023-2024”; and

b) Determine that the above action involves government funding mechanisms and/or fiscal activities and is not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines.

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

a) Adopted; and

RESOLUTION NO. 23-116

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

Board of Supervisors**A-33) SUPERVISOR HARTMANN****23-00482**

Approve the appointment of Denise El Amin to the Behavioral Wellness Commission, term ending January 1, 2024, Third District.

A motion was made by Supervisor Nelson, seconded by Supervisor Hartmann, that this matter be approved. The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

Hearing Requests

A-34) COUNTY EXECUTIVE OFFICE

[23-00454](#)

Set a hearing to consider recommendations regarding the Fiscal Year (FY) 2023-2024 Recommended Budget for the County of Santa Barbara and Recommended Budget for the County of Santa Barbara as Successor Agency to the former County of Santa Barbara Redevelopment Agency, as follows:

Acting concurrently as the Board of Directors for the Santa Barbara County Fire Protection District, Santa Barbara County Flood Control and Water Conservation District, Laguna County Sanitation District, Santa Barbara County Water Agency and other special districts under the supervision and control of the Board of Supervisors:

a) Set a hearing for the FY 2023-2024 Recommended Budget for the County of Santa Barbara, which includes the County's General Operational Budget as well as budgets of special districts governed by the Board of Supervisors, to begin Friday, June 16, 2023 and continue, if necessary, on Tuesday, June 20, 2023;

b) Direct the publication of the Recommended Budget for the purpose of conducting a budget hearing pursuant to Cal. Gov. Code Section 29064(c);

c) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378 that the above fiscal activities are not a project under CEQA;

Acting as Successor Agency to the former County of Santa Barbara Redevelopment Agency:

d) Set a hearing for the FY 2023-2024 Recommended Budget for the County of Santa Barbara as Successor Agency to the former County of Santa Barbara Redevelopment Agency to begin Friday, June 16, 2023 and continue, if necessary, on Tuesday, June 20, 2023;

e) Direct the publication of the Recommended Budget for the County of Santa Barbara as Successor Agency to the former County of Santa Barbara Redevelopment Agency for the purpose of conducting a budget hearing pursuant to California Government Code Section 29064(c); and

f) Determine pursuant to CEQA Guidelines Section 15378 that the above fiscal activities are not a project under CEQA.

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

Acting concurrently as the Board of Directors for the Santa Barbara County Fire Protection District, Santa Barbara County Flood Control and Water Conservation District, Laguna County Sanitation District, Santa Barbara County Water Agency and other special districts under the supervision and control of the Board of Supervisors:

a) Set for hearings, as follows: Friday, June 16, 2023 and continue, if necessary, on Tuesday, June 20, 2023;

b) Directed;

c) Approved;

Acting as Successor Agency to the former County of Santa Barbara Redevelopment Agency:

d) Set for hearings, as follows: Friday, June 16, 2023 and continue, if necessary, on Tuesday, June 20, 2023;

e) Directed; and

f) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-35) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [23-00461](#)

Set a hearing to consider recommendations regarding the Flood Benefit Assessment Program for Fiscal Year (FY) 2023-2024 as follows:

(Set a hearing for June 6, 2023. Time estimate: 10 minutes)

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

a) Consider the introduction (first reading) of an Ordinance amending Ordinance 3150, the Flood Control Benefit Assessment Ordinance, Relating to Benefit Assessments for Flood Control Services imposing a Flood Control Benefit Assessments for FY 2023-2024;

b) Read the title of Ordinance and waive further reading;

c) Receive and file a Report regarding Flood Control Benefit Assessment for FY 2023-2024; and

d) Continue to the June 27, 2023 hearing on the administrative agenda to consider recommendations, as follows:

- i) Make a determination upon each assessment described in the Report filed by the Board at the June 6, 2023 meeting and direct staff to record the Report;
- ii) Adopt a Resolution confirming Flood Control Benefit Assessment for FY 2023-2024 and direct staff to record the Resolution;
- iii) Consider the adoption (second reading) of an Ordinance amending Ordinance 3150, the Flood Control Benefit Assessment Ordinance, Relating to Benefit Assessments for Flood Control Services imposing Flood Control Benefit Assessments for FY 2023-2024 (Ordinance introduced on June 6, 2023); and
- iv) Find that the assessment revenue will be used for meeting operating expenses, including employee wage rates and fringe benefits, purchasing or leasing supplies, equipment, or materials, meeting financial reserve needs and requirements and obtaining funds for capital projects necessary to maintain service within existing service areas; and that the recalculation and imposition of the annual Flood Control Benefit Assessment are therefore exempt from California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15273(a)(1, 2, 3, and 4); and direct staff to file a Notice of Exemption with the Clerk of the Board.

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

A motion was made by Supervisor Nelson, seconded by Supervisor Hartmann, that this matter be set for a hearing, as follows: June 6, 2023 in Santa Barbara (EST. TIME 10 MINS.). The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-36) PUBLIC WORKS DEPARTMENT[23-00453](#)

Set a hearing to consider recommendations regarding Resolutions to Establish Solid Waste Tipping Fees, Collection Rates, and Parcel Fees for Fiscal Year (FY) 2023-2024, as follows:

(Set a hearing for June 6, 2023. Time estimate: 15 minutes)

a) Adopt a Resolution, effective July 1, 2023, setting the fee schedules for solid waste handling and disposal at County facilities for FY 2023-2024;

b) Adopt a Resolution, effective July 1, 2023, setting the Parcel Fee Schedule for the Cuyama Valley for FY 2023-2024;

c) Adopt a Resolution, effective July 1, 2023, setting the rate schedules for solid waste collection rates in the unincorporated areas in Zones 1, 2, 3, 4 and 5 for FY 2023-2024; and

d) Find that the proposed recommendation does not constitute a “Project” within the meaning of the California Environmental Quality Act (CEQA), pursuant to 14 CCR 15378 (b) (5), because it consists of organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Nelson, seconded by Supervisor Hartmann, that this matter be set for a hearing, as follows: June 6, 2023 in Santa Barbara (EST. TIME 15 MINS.). The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

Resolutions to be PresentedA-37) SUPERVISOR HARTMANN[23-00476](#)

Adopt a Resolution of Commendation honoring the 2022-2023 Dos Pueblos Mock Trial Team.

A motion was made by Supervisor Nelson, seconded by Supervisor Hartmann, that this matter be adopted.

RESOLUTION NO. 23-117

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-38) SUPERVISOR WILLIAMS [23-00478](#)

Adopt a Resolution proclaiming the month of May 2023 as Asian American and Pacific Islander Heritage Month in Santa Barbara County.

A motion was made by Supervisor Nelson, seconded by Supervisor Hartmann, that this matter be adopted.

RESOLUTION NO. 23-118

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-39) SUPERVISOR WILLIAMS [23-00479](#)

Adopt a Resolution proclaiming the week of May 13, 2023 through May 20, 2023 as National Peace Officer's Week in Santa Barbara County.

A motion was made by Supervisor Nelson, seconded by Supervisor Hartmann, that this matter be adopted.

RESOLUTION NO. 23-119

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

Board of Supervisors**A-40) SUPERVISOR NELSON [23-00495](#)**

Approve the appointment of Randall Sharer to the Santa Maria Valley Water Conservation District, Division 7, term ending December 6, 2024.

A motion was made by Supervisor Nelson, seconded by Supervisor Hartmann, that this matter be approved. The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-41) SUPERVISOR CAPPS [23-00496](#)

Approve the appointment of Brian Caird to the Agricultural Advisory Committee, term ending December 31, 2026, Second District.

A motion was made by Supervisor Nelson, seconded by Supervisor Hartmann, that this matter be approved. The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-42) SUPERVISOR CAPPS [23-00497](#)

Approve the reappointment of Dave Davis to the Santa Barbara Metropolitan Transit District Board of Directors, term ending May 21, 2027, Second District.

A motion was made by Supervisor Nelson, seconded by Supervisor Hartmann, that this matter be approved. The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

23-00002

Public 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) (23-00002)

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

Re: Concerned with Agenda 21 Goals and Objectives - Chuck Williams addressed the Board

Re: Concerned with Various Perceived Injustices in Government – Eplanet Thunderstriker addressed the Board

Re: Concerned with IV Renovictions and Request for a Moratorium on Renovictions – Sam Szepesi, Michael Sun, Steven Ley, Anaya Kepper, Rachel Sim, Daniel Rhoads, Frances Domingos, Alec Sandoval, Nadia Abushanab, Stanley Tzankov, Dianne Black, Wendy Santamaria, Natasha Durel, and Kym Paszkeicz addressed the Board

Departmental Agenda
Planning Items and Public Hearings

1) **PLANNING AND DEVELOPMENT DEPARTMENT** **23-00447**

HEARING - Consider recommendations regarding Ordinance amendments (Case No. 23ORD-00000-00001) which would amend the County Land Use and Development Code (LUDC) to extend the expiration date for the Temporary Development Standard Suspension Ordinance to October 31, 2024 or when the COVID-19 provisions are terminated earlier by Ordinance amendment to support economic recovery, as follows: (EST. TIME: 10 MIN.)

- a) Make the findings for approval of the LUDC Ordinance Amendment, including California Environmental Quality Act (CEQA) findings;
- b) Determine the Ordinance amendments are exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3), 15301, 15303, and 15305; and
- c) Adopt the Ordinance amending Section 35-1, the Santa Barbara County LUDC, of Chapter 35, Zoning, of the County Code.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 10:15 AM - 10:25 AM (10 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

- a) Adopted required findings for approval, including the California Environmental Quality Act (CEQA) findings;**
- b) Approved; and**
- c) Adopted;**

ORDINANCE NO. 5180

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

2) COUNTY EXECUTIVE OFFICE[23-00448](#)

HEARING - Consider recommendations regarding amendments to the Cannabis Business Licensing Fee Ordinance, as follows: (EST. TIME: 30 MIN.)

a) Consider the introduction (First Reading) of an Ordinance amending and superseding Ordinance 5041, “An Ordinance Establishing the Cannabis Business License Fee”;

b) Read the title and waive further reading of the Ordinance in full; and

c) Set a hearing on the Administrative Agenda of June 6, 2023 to consider recommendations, as follows:

i) Consider adoption (Second Reading) of an Ordinance amending and superseding Ordinance No. 5041, “An Ordinance Establishing the Cannabis Business License Fee”; and

ii) Determine for the purposes of the California Environmental Quality Act (CEQA) that:

1) Pursuant to CEQA Guidelines Section 15168(c), these actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) (17EIR-00000-00003, State Clearinghouse No. 2017071016) adequately describes this activity for the purposes of CEQA; and

2) Pursuant to CEQA Guidelines Section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR due to the involvement of new significant environmental impacts or a substantial increase in the severity of previously identified significant effects; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR due to the involvement of new significant environmental impacts or a substantial increase in the severity of previously identified significant effects; and iii) no new information of substantial importance concerning the ordinance’s significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received that shows any of the elements of CEQA Guidelines Section 15162(a)(3) apply.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 10:26 AM - 10:49 AM (23 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

a) Introduction approved;

b) Read title, waived further reading of the Ordinance; and

c) i) and ii) 1) and 2) Set for June 6, 2023 on the Administrative Agenda to consider the adoption (second reading).

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann,
 Supervisor Nelson, and Supervisor Lavagnino

3) COUNTY COUNSEL, COUNTY EXECUTIVE OFFICE

23-00452

HEARING - Consider recommendations regarding KPMG’s Operational Performance Review of the Santa Barbara County Counsel Department, as follows: (EST. TIME: 20 MIN.)

a) Receive and file a report on KPMG’s Operational and Performance Review of the Santa Barbara County Office of County Counsel;

b) Provide direction as appropriate; and

c) Find that the proposed actions do not constitute a “Project” within the meaning of California Environmental Quality Act (CEQA), pursuant to 14 CCR 15378(b)(2), as it consists of general policy and procedure making.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 10:50 AM - 11:04 AM (14 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

a) Received and filed;

b) No action taken; and

c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

4) COMMUNITY SERVICES DEPARTMENT, COUNTY EXECUTIVE OFFICE

23-00451

HEARING - Consider recommendations regarding KPMG’s Operational Performance Review of the Santa Barbara County Department of Community Services, as follows: (EST. TIME: 20 MIN.)

a) Receive and file a report on KPMG’s Operational and Performance Review of the Santa Barbara County Department of Community Services;

b) Provide direction as appropriate; and

c) Find that the proposed actions do not constitute a “Project” within the meaning of the California Environmental Quality Act (CEQA), pursuant to 14 CCR 15378(b)(2), as it consists of general policy and procedure making.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 11:05 AM - 11:14 AM (9 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

a) Received and filed;

b) No action taken; and

c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

5) PUBLIC HEALTH DEPARTMENT, COUNTY EXECUTIVE OFFICE

23-00449

HEARING - Consider recommendations regarding KPMG’s Operational Performance Review of the Santa Barbara County Public Health Department, as follows: (EST. TIME: 20 MIN.)

a) Receive and file a report on KPMG’s Operational and Performance Review of the Santa Barbara County Public Health Department;

b) Provide direction as appropriate; and

c) Find that the proposed actions do not constitute a “Project” within the meaning of the California Environmental Quality Act (CEQA), pursuant to 14 CCR 15378(b)(2), as it consists of general policy and procedure making.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 11:14 AM - 11:32 AM (18 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

a) Received and filed;

b) No action taken; and

c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

6) PROBATION DEPARTMENT

23-00450

HEARING - Consider recommendations regarding Fiscal Year (FY) 2023-2024 Public Safety Realignment Plan, as follows: (EST. TIME: 45 MIN.)

- a) Receive a presentation on the FY 2023-2024 Public Safety Realignment Plan;
- b) Accept the Santa Barbara County FY 2023-2024 Public Safety Realignment Plan developed by the Community Corrections Partnership (CCP) and approved by the Executive Committee of the CCP;
- c) Determine that the acceptance of the FY 2023-2024 Public Safety Realignment Plan is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), finding that the activities are covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and where it can be seen with certainty that there is no possibility that the activities in question may have a significant effect on the environment, the activities are not subject to CEQA; and
- d) Find that the proposed actions do not constitute a “Project” within the meaning of the CEQA, pursuant to 14 CCR 15378(b)(5), in that they are government administrative activities that will not result in direct or indirect changes to the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 11:40 AM - 12:26 PM (46 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

- a) Received and filed;**
- b) Accepted; and**
- c) and d) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

7) COUNTY EXECUTIVE OFFICE, GENERAL SERVICES DEPARTMENT [23-00492](#)

HEARING - Consider recommendations regarding direction on design of renovations at the Santa Barbara Main Jail (Second District) and possible construction at the Northern Branch Jail (Fifth District), Project No. 20041, as follows: (EST. TIME: 1 HR.)

- a) Receive and file a report on conceptual options for renovations at the Main Jail and new construction at the Northern Branch Jail;
- b) Regarding the Main Jail, direct staff to proceed with a minimized renovation plan that addresses the Inmate Reception Center, makes Americans with Disabilities Act (ADA) improvements, and eliminates use of other beds, as detailed in the report;
- c) Regarding the Northern Branch Jail:
 - i) Direct staff to proceed with obtaining designs for Option 1 (new construction of one pod for a total jail system of 728 beds) and prior to final design, return to the Board with targeted diversion strategies to addresses jail population management, sustainable jail staffing, and identified savings or other revenues to fund the strategies; or
 - ii) Direct staff to proceed with obtaining designs for Option 1.5 (new construction of 1.5 pods for a total jail system of 859 beds); or
 - iii) Direct staff to proceed with obtaining designs for Option 2 (new construction of 2 pods for a total jail system of 984 beds);
- d) Provide other direction as appropriate; and
- e) Find that these actions are exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15262 as a feasibility and planning study for possible future actions that have not been approved, adopted, or funded, and direct staff to file a notice of exemption on that basis.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:25 PM - 3:57 PM (2 HR. 32 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

- a) Received and filed;**
- b) Approved;**
- c) i) No action taken;**
- c) ii) Approved and directed staff to proceed with obtaining designs for Option 1.5 (new construction of 1.5 pods for a total jail system of 859 beds);**
- c) iii) No action taken;**
- d) Directed staff to return to the Board with targeted diversion strategies to address jail population management, sustainable jail staffing, and identified savings or other revenues to fund the strategies; and**
- e) Approved.**

The motion failed by the following vote:

Ayes: 2 - Supervisor Nelson, and Supervisor Lavagnino

Noes: 3 - Supervisor Williams, Supervisor Capps, and Supervisor Hartmann

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

- a) Received and filed;**
- b) Approved;**
- c) i) Approved and directed staff to proceed with obtaining designs for Option 1 (new construction of one pod for a total jail system of 728 beds);**
- c) ii) and iii) No action taken;**
- d) No action taken; and**
- e) Approved.**

The motion carried by the following vote:

Ayes: 3 - Supervisor Williams, Supervisor Capps, and Supervisor Hartmann

Noes: 2 - Supervisor Nelson, and Supervisor Lavagnino

8) COMMUNITY SERVICES DEPARTMENT, GENERAL SERVICES DEPARTMENT

23-00493

HEARING - Consider recommendations regarding the approval of a Ground Lease and Development Agreement for the establishment of the DignityMoves La Posada LLC (DignityMoves) Project (Project) on County-owned property at 4500 Hollister Ave, Santa Barbara, CA, APNs 061-040-012, 061-040-024, Second District, as follows: (EST. TIME: 20 MIN.)

- a) Receive and file a presentation on the DignityMoves Project;
- b) Authorize the General Services Director, or his designee, to execute a Ground Lease Agreement with DignityMoves for the use of County-owned property located at 4500 Hollister Ave., Santa Barbara, CA, APNs 061-040-012 and 061-040-024 (Property) for the La Posada Project, in a form substantially similar to the Lease Agreement, with concurrence from County Counsel, or her designee, Auditor-Controller, or her designee, and the Risk Manager, or his designee;
- c) Authorize the General Services Director, or his designee, to execute a Development Management Agreement with DignityMoves for the development of the Property for the Project, for the placement of modular units and facilities in a form substantially similar to the Development Agreement, with concurrence from County Counsel, or her designee, Auditor-Controller, or her designee, and the Risk Manager, or his designee;
- d) Authorize the Community Services Director, or his designee, to execute a Subrecipient agreement with DignityMoves, using California Encampment Resolution Funding (CERF) funds for a total contract maximum amount not to exceed \$1,000,000.00, to purchase up to 90 modular units for interim housing, to be purchased by June 7, 2023, subject to annual appropriations and budget approval, in a form substantially similar to the Subrecipient Agreement, with concurrence from County Counsel, or her designee, Auditor-Controller, or her designee, and the Risk Manager, or his designee;
- e) Authorize the General Services Director, or his designee, to execute a Temporary Right of Entry Agreement (TROE) between the County of Santa Barbara and DignityMoves to store and stage materials and equipment on the Property and for the purposes of ingress and egress to and from the premises in a form substantially similar to the TROE, with concurrence from County Counsel, or her designee, Auditor-Controller, or her designee, and the Risk Manager, or his designee; and
- f) Determine that the above-recommended actions are exempt from the California Environmental Quality Act (CEQA) pursuant to: CEQA Guidelines Section 15269(c); and finding that the actions consist of specific actions necessary to prevent or mitigate an emergency; Government Code Section 8698.4, finding that the County has declared a shelter crisis and the action includes leasing of County-owned land for a homeless shelter and financial assistance; and direct staff to file a Notice of Exemption on these bases.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 4:05 PM - 5:40 PM (1 HR. 35 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

- a) Received and filed;**
- b) through e) Authorized; and**
- f) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann,
Supervisor Nelson, and Supervisor Lavagnino

[23-00489](#)

BOARD OF SUPERVISORS JUNE 2023 PROJECTED CALENDAR

The items below are projected to be placed on a Board of Supervisors agenda next month and are subject to change. Therefore, these are draft and remain so until the final agenda is created and posted on the Thursday preceding a Board of Supervisors' meeting.

For information on a particular anticipated item, please contact the department noted.

For any other questions regarding the Board of Supervisors' agendas, please contact the Clerk of the Board Office at (805)568-2240.

- Public Safety Radio Network Update
General Services/Information Technology
Contact: Chris Chirgwin - cchirgwin@countyofsb.org
- Capital Improvement Program
General Services
Contact: Kirk Lagerquist - klagerquist@countyofsb.org
- Solid Waste Tipping Fees, Collection Rates and Parcel Fees
Public Works
Contact: Jeannette Gonzales-Knight - jgonzal@countyofsb.org
- Flood Control Benefit Assessment Program FY 2023-2024
Public Works
Contact: Walter Rubalcava - wrubalc@cosbpw.net
- Ordinance Amending the PW Subdivision Map and Document Review Fee Schedule -
Surveyor Division
Public Works
Contact: Aleksandar Jevremovic - ajevrem@co.santa-barbara.ca.us
- Proposed Fee Ordinances for the Public Works Transportation Division
Public Works
Contact: Chris Sneddon - csneddo@co.santa-barbara.ca.us
- Annual TRUTH Act Report and Community Forum
Sheriff
Contact: Jarrett Morris - jam3768@sbsheriff.org

- Budget Hearings
County Executive Office
Contact: Paul Clementi - pClementi@co.santa-barbara.ca.us

- Draft Climate Action Plan
Community Services Department
Contact: Ashley Watkins - awatkins@co.santa-barbara.ca.us

- Overview and Update on FPPC Regulation Changes to Levine Act (SB1439)
County Executive Office
Contact: Nancy Anderson - nanderson@countyofsb.org

Adjourned at 5:40 PM

Adjourned to

Tuesday, June 6, 2023

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

Challenges

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

Announcements

The meeting of Tuesday, May 16, 2023 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, May 18, 2023, at 5:00 PM and on Saturday, May 20, 2023, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>