

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Das Williams
Second District - Gregg Hart, Vice Chair
Third District - Joan Hartmann
Fourth District - Peter Adam
Fifth District - Steve Lavagnino, Chair

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, July 9, 2019

9:00 AM

**JOSEPH CENTENO BETTERAVIA GOVERNMENT
ADMINISTRATION
BUILDING, BOARD HEARING ROOM**

511 EAST LAKESIDE PARKWAY, SANTA MARIA

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

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

9:00 A.M. Convened to Regular Session

Roll Call

Present: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

Pledge of Allegiance

Approval of Minutes of the July 2, 2019 Meeting

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

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

County Executive Officer's Report

19-00001

No report from the County Executive Officer.

12:00 P.M. Recessed to Closed Session**Closed Session****19-00002**

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

Sheppard v. County of Santa Barbara, United States District Court for the Central District of California, case number 2:18-cv-02110-JFW-GJS.

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
(Paragraph (4) of subdivision (d) of Government Code section 54956.9)

Deciding whether to initiate civil litigation: one case.

CONFERENCE WITH LABOR NEGOTIATORS
(Subdivision (a) of Government Code section 54957.6)

Employee organizations: Civil Attorneys Association of Santa Barbara County; Deputy District Attorneys Association; Santa Barbara County Deputy Sheriffs' Association. Agency-designated representatives: County Executive Officer Mona Miyasato and Human Resources Director Maria Elena de Guevara.

[Santa Barbara County Board of Supervisors, sitting as the Board of the Santa Barbara County Public Authority for In-Home Supportive Services] Employee organization: United Domestic Workers of America, American Federation of State, County and Municipal Employees, Local 3930. Agency-designated representatives: County Executive Officer Mona Miyasato and Social Services Director Daniel Nielson.

Report from Closed Session

County Counsel Michael Ghizzoni reported the following:

By a vote of 5:0, the Board of Supervisors directed staff to initiate one case of civil litigation. Pursuant to the Brown Act, County Counsel's report did not identify the action or defendants, but those particulars will be disclosed to any person upon inquiry, after this civil action has been filed.

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) SUPERVISOR LAVAGNINO [19-00615](#)

Adopt a Resolution of Commendation honoring Sandy Blair as Veteran of the Month in Santa Barbara County.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be continued, as follows: July 16, 2019 in Santa Barbara. The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

Honorary Resolutions

A-2) SUPERVISOR HART [19-00613](#)

Adopt a Resolution of Commendation honoring the Animal Shelter Assistance Program upon its Thirtieth Anniversary.

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

RESOLUTION NO. 19-189

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

Administrative Items**A-3) AUDITOR-CONTROLLER, COUNTY EXECUTIVE OFFICE [19-00617](#)**

Consider recommendations regarding Year-End Transfers and Revisions of Appropriations, as follows: (4/5 Vote Required)

a) Approve Budget Revisions and transfers necessary to close the County's accounting records for County funds for the Fiscal Year ended June 30, 2019 (Fiscal Year 2018-2019); 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 Lavagnino, 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 Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-4) BEHAVIORAL WELLNESS [19-00608](#)

Consider recommendations regarding a Behavioral Wellness Staffing Contract with Maxim Physicians Resource, Fiscal Year (FY) 2018-2019 First Amendment and extension into FY 2019-2020, as follows:

a) Approve and authorize the Chair to execute a First Amendment to the Agreement for Services of Independent Contractor with Maxim Physician Resources, LLC, dba Maxim Locum Tenens and Advanced Practitioners (not a local vendor), to add new provisions and extend the term of the Agreement into FY 2019-2020 for \$365,800.00, for a new total contract amount not to exceed \$731,600.00 for the period of November 6, 2018 through June 30, 2020;

b) Approve and authorize the Behavioral Wellness Director to amend the Exhibit A (Statement of Work) and Exhibit B-1 (Schedule of Rates) to add hourly positions and approve rate changes not exceeding 10% of the rate currently in Exhibit B-1, subject to the procedures set forth in Exhibit B, Section 2, and to make other immaterial changes to the Agreements without returning to the Board with a separate amendment, so long as the total contract maximum is unchanged, and subject to the Board's authority to rescind this delegation 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 potentially 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 Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) Approved and authorized; Chair to execute;

b) Approved and authorized; and

c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-5) BEHAVIORAL WELLNESS

19-00610

Consider recommendations regarding an agreement with Vista Pacifica, Fiscal Year (FY) 2019-2020, as follows:

a) Approve and authorize the Chair to execute an Agreement for Services of Independent Contractor with Vista Pacifica Enterprises, Inc., a California Corporation, (not a local vendor), an Institution for Mental Disease (IMD) and a Skilled Nursing Facility (SNF) for a total contract maximum not to exceed \$1,000,000.00 for the period of July 1, 2019 through June 30, 2020; and

b) Determine that these activities are exempt from the California Environmental Quality Act (CEQA) per CEQA Guidelines 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 potentially significant physical impact on the environment.

A motion was made by Supervisor Lavagnino, 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 Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-6) BEHAVIORAL WELLNESS [19-00611](#)

Consider recommendations regarding FCS, Inc., Fiscal Year (FY) 2018-2019 First Amendment and extension into FY 2019-2020, as follows:

a) Approve and authorize the Chair to execute a First Amendment for Services of Independent Contractor with FCS, Inc., a Kentucky Corporation, dba First Choice Services, Inc. (not a local vendor), for locum tenens and recruitment services, to add new provisions for compliance with state and federal regulations and extend the term of the Agreement into FY 2019-2020 for \$480,700.00 for a new total contract maximum amount not to exceed \$880,700.00 for the period of July 1, 2018 through June 30, 2020; and

b) Determine that the above actions are government fiscal activities that will not result in direct or indirect physical changes in the environment, pursuant to section 15378(b)(4) of the California Environmental Act (CEQA) guidelines.

A motion was made by Supervisor Lavagnino, 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 Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-7) BEHAVIORAL WELLNESS [19-00612](#)

Consider recommendations regarding Santa Ynez Valley, People Helping People Amendment, Fiscal Years (FYs) 2018-2020, as follows:

a) Approve and authorize the Chair to execute the First Amendment to the Agreement for Services of Independent Contractor with Santa Ynez Valley, People Helping People (a local vendor), for the provision of substance use prevention services, to update contract provisions in compliance with state and federal regulations and to increase the amount of the Agreement by \$30,000.00, for a total maximum contract amount not to exceed \$372,000.00 for the period of July 1, 2018 through June 30, 2020;

b) Approve and authorize the Chair to delegate to the Director of Behavioral Wellness or her designee the authority to reallocate funds at their discretion during the term of the agreement without altering the Maximum Contract Amount or requiring a formal amendment to the agreement per Exhibit B-ADP and Exhibit B-MHS 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 Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

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

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-8) COMMUNITY SERVICES

19-00605

Consider recommendations regarding a Grant Application to the State of California Department of Parks and Recreation for the Vandenberg Village Park Project, Third District, as follows:

- a) Adopt a Resolution for authorizations by and designations of the Director of the Community Services Department, or designee, to apply for a grant from the State of California Department of Parks and Recreation Office of Grants and Local Services (OGALS) for design and construction of Vandenberg Village Park in Vandenberg Village by submitting the grant application, including all required attachments and supporting documentation;
- b) Authorize the Director of Community Services Department, or designee, to execute and submit a Grant Agreement in a form substantially similar to the attached OGALS sample grant agreement as shown in the Grant Administration Guide and upon review and concurrence of County Counsel, Auditor-Controller, and Risk Manager or their designee if the OGALS grant is awarded; and
- c) Determine that the above 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 15378(b)(4), finding that the actions are 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 impact on the environment.

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

a) Adopted;

RESOLUTION NO. 19-190

b) Authorized; and

c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-9) COUNTY EXECUTIVE OFFICE 19-00100

Consider recommendations regarding the re-ratification of Proclamations of Local Emergencies related to the Thomas Fire/Storm Incident, as follows:

- a) Adopt a Resolution re-ratifying the Proclamations of Local Emergencies related to the Thomas Fire/Storm Incident that exist in Santa Barbara County pursuant to Government Code Section 8630(c);
- b) Direct the Office of Emergency Management to return within 60 days for re-ratification of the Emergency until such time that the response and recovery conditions dictate otherwise; and
- c) Determine the above actions are not a “Project” within the meaning of the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(5) of the CEQA Guidelines, because the actions consist of organizational or administrative activities of the government that will not result in direct or indirect physical changes in the environment.

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

a) Adopted;

RESOLUTION NO. 19-191

b) Directed; and

c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-10) COUNTY EXECUTIVE OFFICE**19-00606**

Consider recommendations regarding a Resolution for Authorization to Execute a Grant Agreement with the California Department of Fish and Wildlife-Office of Spill Prevention and Response (CDFW-OSPR) for the Local Government Oil Spill Contingency Plan Grant Program, as follows:

- a) Adopt a Resolution authorizing designated County Officials to execute a grant agreement for \$10,000.00 with the CDFW-OSPR to participate in the Local Government Oil Spill Contingency Plan Grant program; and
- b) Determine that the adoption of the Resolution is categorically exempt from the California Environmental Quality Act in compliance with Section 15061 (b)(3).

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

a) Adopted;

RESOLUTION NO. 19-192

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-11) COUNTY EXECUTIVE OFFICE**19-00618**

Consider recommendations regarding support for Community Action Commission of Santa Barbara County (CAC) Grant Application, as follows:

- a) Authorize the County Executive Officer to sign a Memorandum of Understanding with the CAC and the cities of Carpinteria, Goleta, Lompoc, Santa Barbara and Santa Maria supporting the CAC's application for a federal grant designed to reduce gang violence in Santa Barbara County; and
- b) Determine that the above actions are government fiscal activities of 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 CEQA.

A motion was made by Supervisor Lavagnino, 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 Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-12) FIRE

[19-00397](#)

Consider recommendations regarding Fire Apparatus Procurement, as follows:

a) For the purchase of two (2) Type I fire engines and one (1) ambulance, pursuant to County Code Section 2-39, waive competitive bidding by the County of Santa Barbara and instead authorize the County Purchasing Agent to purchase this equipment as sole source procurements without being required to conduct a formal bid process; and

b) Determine pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(4) that the above fiscal activity is not a project subject to CEQA.

A motion was made by Supervisor Lavagnino, 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 Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-13) FIRE

[19-00348](#)

Consider recommendations regarding the Thomas Fire Cost Share Settlement, as follows:

a) Authorize the Fire Chief to sign the Thomas Fire Settlement Worksheet-10 Party resulting in a reimbursement to the County Fire Department of \$2,732,806.45; and

b) Find that the proposed action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline section 15378(b)(2) in that the Agreement involves a continuing administrative or maintenance activity, and CEQA Guidelines section 15378(b)(5), in that the Agreement involves an organizational or administrative activity of government that will not result in the direct or indirect physical change in the environment.

A motion was made by Supervisor Lavagnino, 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 Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-14) GENERAL SERVICES

19-00385

Consider recommendations regarding an agreement with NEC Corporation of America for Countywide Telephone System Maintenance and Support, as follows:

- a) Approve, ratify and authorize the Chair to execute an Agreement for Services of Independent Contractor with NEC Corporation of America for the Countywide Telephone System Maintenance and Support in the amount not to exceed \$5,385,363.39 for a three-year term starting in July 1, 2019, with two options to extend the term by up to one year each without increasing the total contract amount;
- b) Authorize the General Services' Director to exercise the two options to extend the term; and
- c) Determine under the California Environmental Quality Act (CEQA) Guidelines Section 15061(b) (3) that this activity is exempt from review on the basis that it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment.

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

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

b) Authorized; and

c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-15) PROBATION19-00604

Consider recommendations regarding Community Corrections Partnership (CCP) Membership, as follows:

- a) Accept and file information regarding CCP membership change to reflect that the Court Executive Officer replaced the Presiding Judge of the Superior Court, as the Santa Barbara County Superior Court representative on the CCP; and

- b) Determine that the acknowledgment of the CCP membership change 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 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.

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

a) Accepted and filed; and

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-16) PROBATION[19-00233](#)

Consider recommendations regarding a First Amendment to the Agreement with Community Solutions, Inc. (CSI), as follows:

- a) Approve and authorize the Chair to execute a First Amendment to the Agreement for Services of Independent Contractor with CSI (a local vendor) to expand the training and quality assurance of motivational interviewing services to include additional sessions, with a total contract amount not to exceed \$63,560.00;
- b) Authorize the Chief Probation Officer or designee to approve subsequent line-item budget changes to Amended Attachment B-1 of the Agreement in an amount not to exceed 10% of the stated line-item budgeted amounts for each service, as long as the total contract amount of the Agreement is not increased, and as long as the total budgeted amounts by each funding source are not exceeded; and
- c) Determine that the above actions are government fiscal activities of 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 Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

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

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-17) PUBLIC HEALTH19-00609

Consider recommendations regarding a hospitalist and outpatient Professional Services Agreement with Santa Barbara Cottage Hospital, as follows:

- a) Approve, ratify and authorize the Chair to execute a Professional Services Agreement with Santa Barbara Cottage Hospital (a local vendor) for hospitalist and outpatient professional services for the period of July 1, 2019 through June 30, 2022 in an amount not to exceed \$0;
- b) Approve and authorize the Director of Public Health, or designee, to make immaterial changes in accordance with Section 34 of the Agreement; and
- c) Find that these activities are not a “Project” under the California Environmental Quality Act (CEQA) review 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 Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

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

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-18) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT 19-00602

Consider recommendations regarding the Annual Maintenance Plan, Fiscal Year 2019-2020, as follows:

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

- a) Approve the Fiscal Year 2019-2020 Annual Routine Maintenance Plan, including the individual maintenance projects described in the Plan; and
- b) For the purposes of the California Environmental Quality Act (CEQA):
 - i) Find that the Fiscal Year 2019-2020 Annual Routine Maintenance Plan is within the scope of the Program Environmental Impact Report (PEIR) for the Updated Routine Maintenance Program [01-EIR-01; State Clearinghouse No. 2001031043] and subsequent annual addendums which adequately describes this activity for the purposes of CEQA;
 - ii) Find that pursuant to CEQA Guidelines sections 15168(c)(2) and 15162(a), after considering the PEIR certified by the Board of Directors in November 2001, and subsequent annual addendums, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR; ii) no substantial changes have occurred with respect to the circumstances under which the project is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the project'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;
 - iii) Find that the proposed actions described in the Exempt Facilities Section of the Fiscal Year 2019-2020 Annual Routine Maintenance Plan are for the operation and maintenance of existing public structures, facilities or topographical features, involving negligible or no expansion of use beyond that which presently exists and that the proposed actions are therefore exempt from CEQA pursuant to 14 CCR 15301, and direct the Clerk of the Board to file the CEQA Notice of Exemption for each exempt facility described in the Fiscal Year 2019-2020 Annual Routine Maintenance Plan;
 - iv) Determine that the Addenda to the previously certified Program Environmental Impact Report (01-EIR-01) contained within the Fiscal Year 2019-2020 Annual Routine Maintenance Plan have been completed in compliance with the CEQA and adopt the mitigation measures included for each project as the Mitigation and Monitoring Plan pursuant to State CEQA Guidelines Section 15168 (c)(3); and

v) Adopt the CEQA Findings included in the Fiscal Year 2019-2020 Annual Routine Maintenance Plan.

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

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

a) and b) i) through v) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-19) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY

19-00603

Consider recommendations regarding the San Antonio Groundwater Basin Study, Third, Fourth and Fifth Districts, as follows:

Acting as the Board of Directors, Water Agency:

a) Approve and authorize the Chair to execute Amendment No. 5 to the Joint Funding Agreement No. 15WSCA600081610.A5 with the United States Geological Survey increasing the amount to fund the project with the amount of \$15,239.00 to a not to exceed amount of \$2,000,437.00 (in which \$1,647,810.00 will be funded by the County Water Agency and \$352,627.00 will be funded by the United States Geological Survey) to continue a comprehensive study of the San Antonio Groundwater Basin in order to assess current and future water availability; and

b) Determine that the amendment to the agreement for San Antonio Groundwater Study is exempt under California Environmental Quality Act guidelines, Section 15262; Feasibility and Planning Studies and Section 15306 (Class 6) Basic data collection, research, experimental management, and resource evaluation activities, as previously approved by the Board on November 4, 2014.

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

Acting as the Board of Directors, Water Agency:

a) Approved and authorized; Chair to execute; and

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-20) SHERIFF

19-00177

Consider recommendations regarding the acceptance of Grant Funding from the State Alcoholic Beverage Control (ABC) for increased law enforcement to reduce criminal activity involving alcohol, as follows:

- a) Accept a grant of \$100,000.00 from ABC to fund increased enforcement of crimes related to alcohol for Fiscal Year (FY) 2019-2020;
- b) Adopt a Resolution authorizing the Sheriff to execute an agreement with ABC for the grant; and
- c) Find that the grant funding approval is a government funding mechanism, which is not a project pursuant to section 15378(b) (4) of the California Environmental Quality Act (CEQA) Guidelines.

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

- a) Accepted;**
- b) Adopted; and**

RESOLUTION NO. 19-193

- c) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

Public Comment Period

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 09-368) (19-00004)

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

Re: Nutritionally Challenged Students - Ektaa Tendolkar, Tom Steel, Zain Qureshi, Eric Moon, Alexei Rodriguez, Sophia Haag, Justice Dumlao, Ariana Levitt, Gurindor Singh Jassar, Zenzile Riddick, Aleeza Malik and Daevionne Beasley addressed the Board

Re: Public Utilities Commission Planned Power Shutdowns - Andy Caldwell addressed the Board

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE

[19-00614](#)

HEARING - Approve the appointment of a member of the Board of Supervisors to the Local Agency Formation Commission for a term of office that expires on March 1, 2023. (EST. TIME: 5 MIN.)

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 9:30 AM - 9:31 AM (1 MIN.)

Received and filed staff presentation and conducted public hearing.

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

Reappointed Third District Supervisor Joan Hartmann to the Local Agency Formation Commission (LAFCO) for a term of office that expires on March 1, 2023.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

2) PLANNING AND DEVELOPMENT[19-00536](#)

HEARING - Consider recommendations regarding the County Planning Commission's recommended Ordinances amending the County Land Use and Development Code (LUDC), the Coastal Zoning Ordinance (Article II), to: (1) provide additional noticing requirements for certain commercial cannabis activities within the unincorporated inland areas and Coastal Zone of Santa Barbara County; and (2) further regulate commercial cannabis activities in the Agriculture I (AG-I) zone in the unincorporated inland areas of Santa Barbara County, as follows: (EST. TIME: 2 HR.)

a) Consider recommendations regarding LUDC Amendment (Case No. 19ORD-00000-00001), as follows:

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

ii) After considering the Final Program Environmental Impact Report (EIR) adopted for the Cannabis Land Use Ordinance and Licensing Program (17EIR-00000-00003), determine that as reflected in the CEQA findings, no subsequent environmental document shall be prepared for this project pursuant to CEQA Guidelines Section 15162); and adoption of the LUDC Amendment (Case No. 19ORD-00000-00001) is within the scope of the program approved earlier, and the Final Program EIR adopted for the Cannabis Land Use Ordinance and Licensing Program (17EIR-00000-00003) adequately describes the activity for the purposes of CEQA pursuant to CEQA Guidelines Section 15168(c)(2); and

iii) Adopt the Ordinance (Case No. 19ORD-00000-00001) to amend the LUDC;

b) Consider recommendations regarding Article II Amendment (Case No. 19ORD-00000-00002), as follows:

i) Make the required findings for approval, including CEQA findings;

ii) Find, pursuant to CEQA Guidelines Section 15265 the preparation, approval, and certification of a LCP Amendment is exempt from the requirements of CEQA because the California Coastal Commission's review and approval process has been certified by the Secretary of Resources as being the functional equivalent of the environmental review process required by CEQA in Sections 21080.5 and 21080.9 of the Public Resources Code;

iii) Adopt the Ordinance (Case No. 19ORD-00000-00002) to amend Article II;

iv) Adopt a Resolution authorizing submittal of the Cannabis Ordinance Amendment to the California Coastal Commission (Coastal Commission) for certification as an amendment to the Santa Barbara County Local Coastal Program; and

v) Direct the Planning and Development Department to transmit the adopted Resolution to the Executive Director of the Coastal Commission; and

c) Provide any other direction to staff to amend the County's Land Use and Development Code and/or Article II - Coastal Zoning Ordinance in regards to cannabis.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 9:35 AM - 1:15 PM & 3:15 PM - 3:45 PM (4 HR.)

Receive and filed staff presentation and conducted public hearing.

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

Conceptually approved LUDC amendment Option 3 (prohibits commercial cannabis cultivation on all inland area AG-I zoned parcels that are 20 acres or less in size) and to require a CUP on lots zoned AG-I greater than 20 acres in size as presented to the Board of Supervisors at the hearing of July 9, 2019.

The motion carried by the following vote:

Ayes: 4 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, and Supervisor Adam
Noes: 1 - Supervisor Lavagnino

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

Conceptually approved amendments to the LUDC and Coastal Zoning Ordinance (Article II), to require noticing of all property owners in an EDRN or RN for commercial cannabis permit applications in an EDRN or RN, or that require the use of a roadway in an EDRN or RN.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

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

a) i through iii) Approved and adopted amended as follows:

Approved LUDC amendment Option 3 (prohibits commercial cannabis cultivation on all inland area AG-I zoned parcels that are 20 acres or less in size) and to require a CUP on lots zoned AG-I greater than 20 acres in size as presented to the Board of Supervisors at the hearing of July 9, 2019.

ORDINANCE NO. 5084

b) i through iv) Approved and adopted.

ORDINANCE NO. 5085

RESOLUTION NO. 19-194

b) v) Directed.

c) No further action taken

The motion carried by the following vote:

Ayes: 4 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, and Supervisor Adam

Noes: 1 - Supervisor Lavagnino

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

Approved amendments to the LUDC and Coastal Zoning Ordinance (Article II), to require noticing of all property owners in an EDRN or RN for commercial cannabis permit applications in an EDRN or RN, or that require the use of a roadway in an EDRN or RN.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

3) COUNTY EXECUTIVE OFFICE[19-00616](#)

HEARING - Consider recommendations regarding Cannabis Business Licenses- Chapter 50 Potential Amendments, as follows: (EST. TIME: 2 HR.)

- a) Review areas for potential amendment to the County's current cannabis permitting and licensing regulations;
- b) Provide conceptual direction on possible amendments to Chapter 50 (Licensing of Commercial Cannabis Operations), of the County Code, to improve the effectiveness of the cannabis regulatory system;
- c) Provide any other direction to staff to amend the County's cannabis regulatory program including the County's Zoning Ordinances; and
- d) Determine, pursuant to the California Environmental Quality Act (CEQA) Guidelines 15378(b) (5), that the above actions are not a project subject to CEQA review because they are administrative activities that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Received and filed staff presentation and conducted public hearing.

A motion was made by Supervisor Adam, seconded by Supervisor Hartmann, that this matter be continued, as follows: July 16, 2019 in Santa Barbara (EST. TIME: 2 HR.). The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

Adjourned at 7:37 PM

Adjourned to

Tuesday, July 16, 2019

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, July 9, 2019 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, July 11, 2019, at 5:00 PM and on Saturday, July 13, 2019, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>