



BOARD OF SUPERVISORS  
AGENDA LETTER



Agenda Number:

Clerk of the Board of Supervisors  
105 E. Anapamu Street, Suite 407  
Santa Barbara, CA 93101  
(805) 568-2240

Submitted on:  
(COB Stamp)

**Department Name:** Public Works  
**Department No.:** 054  
**For Agenda Of:** December 3, 2024  
**Placement:** Administrative  
**Estimated Time:**  
**Continued Item:**  
**If Yes, date from:**  
**Vote Required:** Majority

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**TO:** Board of Supervisors  
**FROM:** Department Director(s) Chris Sneddon, P.E., Director, (805) 568-3010   
Contact Info: Jeanette Gonzales-Knight, Deputy Director,  on behalf  
(805) 882-3605  
**SUBJECT: Edible Food Recovery MOU Extension with the cities of Buellton, Carpinteria, Goleta, Lompoc, Santa Barbara and Solvang - All Supervisorial Districts**

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**County Counsel Concurrence**

As to form: Yes

**Other Concurrence: Risk Management**

As to form: Yes

**Auditor-Controller Concurrence**

As to form: Yes

**Recommended Actions:**

That the Board of Supervisors:

- a) Approve and authorize the Chair of the Board to execute a Memorandum of Understanding (MOU) with the cities of Buellton, Carpinteria, Goleta, Lompoc, Santa Barbara, and Solvang for the continued implementation of the Santa Barbara County Regional SB 1383 Food Recovery Plan (Attachment A); and
- b) Approve and authorize the Public Works Director or his designee to execute amendments to the MOU extending the term with the concurrence of County Counsel, Risk Management and the Auditor-Controller; and
- c) Find that the proposed Agreement and Memorandum of Understanding do not constitute a "Project" within the meaning of the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15378 (b)(5) (organizational or administrative activities of government).

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**Summary Text:**

To meet the food recovery implementation requirements of Senate Bill 1383 (SB 1383), County staff developed the Santa Barbara County Regional SB 1383 Food Recovery Plan (RFP) in partnership with the cities of Buellton, Carpinteria, Goleta, Lompoc, Santa Barbara and Solvang (also referred to as “partner cities”). The County now proposes to extend implementation of the RFP by entering into a new MOU with the partner cities (Attachment A). Under this new MOU, the County will continue to conduct network meetings; provide food recovery updates to partner cities; provide outreach to local food recovery organizations and services; maintain a data collection tool available for use by partner cities, food recovery organizations, and businesses; update outreach materials; and complete all other deliverables outlined in Attachment A. Attachment A includes a Scope of Work (SOW) to be completed by the County in accordance with the MOU. The partner cities will be responsible for reimbursing the County for the services rendered. This is an extension of the current program and proposes no significant changes.

**Background:**

**SB 1383 Food Recovery Requirements:**

SB 1383 mandates that jurisdictions establish a food recovery program to divert edible food from landfill disposal. Businesses that meet identified thresholds are required to donate their edible food, and jurisdictions must coordinate with local food recovery organizations and services to determine current capacity for recovered food and plan for expanded capacity, as needed. Businesses are identified by a two-tiered structure: Tier 1 generators were required to start donating in 2022, and Tier 2 generators were required to start donating in 2024.

**2022 Food Recovery Plan:**

Since December 2021, the County has been working with the partner cities to meet SB 1383 compliance targets. This work was formalized in the initial MOU passed by the Board of Supervisors in June 2022 (the 2022 MOU was retroactive and began in December 2021).

Under the 2022 MOU, the County provided a range of services to the partner cities, including initial outreach to food recovery organizations. The creation of recordkeeping resources and outreach materials, surveying food recovery organizations on their capacity to rescue food, organizing monthly meetings and updates, and various other tasks as outlined in the agreement. The 2022 MOU facilitated regional collaboration and development of effective partnerships.

In 2023, this program was extended through 2024 via a second MOU executed by the Santa Barbara County Board of Supervisors and the partner cities.

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**2025 – 2027 Food Recovery Plan Extension:**

The partner cities have decided to extend the food recovery for an additional two and a half years. The 2024 MOU ensures the continuation and maintenance of systems and relationships developed in the previous MOUs.

The cost of services will be shared by the participating city partners and the County, as outlined in the 2024 MOU. Pursuant to the 2024 MOU, the County will serve as Project Manager, and complete the deliverables outlined in the SOW. Funding contributions are proportional based on population size. Please note that the cities of Santa Maria and Guadalupe have opted not to participate in this MOU.

The 2024 MOU has an effective term from January 1, 2025, through June 30, 2027, and includes a provision allowing for the extension of the MOU by twenty-four month increments, contingent upon the execution of the MOU Extension Form by all designated signatories. Designated signatories are to be selected by the relevant partner city at the time of signing the Extension Form.

**Fiscal and Facilities Impacts:**

Budgeted: Yes

**Fiscal Analysis:**

Funding for the new agreement is included in the Resource Recovery and Waste Management Enterprise Fund 1930 FY 2024-25 budget and in the five-year forecast in Program 1950. There is no impact to the General Fund.

**Special Instructions:**

Please provide a copy of the executed Memorandum of Understanding and a minute order to the Public Works Department, Resource Recovery & Waste Management Division located 130 E Victoria Street, Suite 100, Santa Barbara CA 93101, Attn: Kaitlyn C. Haberlin.

**Attachments:**

Attachment A: Santa Barbara County Regional SB 1383 Food Recovery Memorandum of Understanding (MOU), including the Santa Barbara County Regional SB 1383 Food Recovery Plan

**Authored by:**

Kaitlyn Haberlin, Program Specialist, Resource Recovery & Waste Management Division, Department of Public Works, (805) 882-3603

