

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Salud Carbajal
Second District - Janet Wolf, Chair
Third District - Doreen Farr
Fourth District - Peter Adam, Vice Chair
Fifth District - Steve Lavagnino

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, March 10, 2015

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

CONVENED AT 9:03 A.M.

Roll Call

Present: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Adam, and Supervisor Lavagnino
Absent: 1 - Supervisor Farr

Pledge of Allegiance

Approval of Minutes of the March 3, 2015 Meeting

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

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Adam, and Supervisor Lavagnino
Absent: 1 - Supervisor Farr

12:00 P.M. Recessed to Closed Session

Report from Closed Session

No Reportable Action Taken.

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) (15-00001)

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

Re: SB385 / Water Quality Regulations - Bob Field addressed the Board

Re: Foster Care in Santa Barbara County - Dr. Robert L. Johns addressed the Board.

County Executive Officer's Report

Mona Miyasato, County Executive Officer, introduced Agricultural Commissioner Kathy Fisher who provided an update on the "Safe Spray" event held on March 3, 2015.

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 at 9:00 A.M.

A-1) SUPERVISOR WOLF

[15-00197](#)

Adopt a Resolution of Commendation honoring Sheriff’s Deputy, Special Duty Hajime “Mark” Hamane upon his retirement from the Sheriff’s Office after nearly 29 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Adam, that this matter be Adopted.

RESOLUTION NO. 15-53

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Adam, and Supervisor Lavagnino

Absent: 1 - Supervisor Farr

Honorary ResolutionsA-2) SUPERVISOR CARBAJAL, SUPERVISOR FARR [15-00206](#)

Adopt a Resolution of Commendation honoring the Area Agency on Aging upon its 40th anniversary.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Adam, that this matter be Adopted.

RESOLUTION NO. 15-54

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Adam, and Supervisor Lavagnino

Absent: 1 - Supervisor Farr

Administrative ItemsA-3) ALCOHOL, DRUG AND MENTAL HEALTH SERVICES [15-00204](#)

Consider recommendations regarding an Alcohol, Drug and Mental Health Services (ADMHS) Board Contract with Aurora Vista del Mar Hospital, as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute the First Amendment to the Agreement for Services of Independent Contractor with Aurora Vista del Mar Hospital (not a local vendor), for the provision of Acute Inpatient Services, to increase the Contract by \$1,700,000.00 for a total Contract amount not to exceed \$4,000,000.00 through June 30, 2015;

b) Approve a Budget Revision Request (BRR) No. 0003837 increasing appropriations of \$1,700,000.00 in ADMHS Mental Health Fund for Services and Supplies funded by other financing sources. Increase appropriations of \$1,700,000.00 in the General County Program Fund for Other Financing Uses funded by a release of Committed Fund Balance; 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 Adam, that this matter be acted on as follows:

a) Approved; Chair to execute; and

b) and c) Approved.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Adam, and Supervisor Lavagnino

Absent: 1 - Supervisor Farr

A-4) COUNTY EXECUTIVE OFFICE

15-00201

Consider recommendations regarding Terms and Conditions of Employment for Deputy Sheriff’s Association, as follows:

a) Approve the tentative Agreement between the County and the Deputy Sheriff’s Association increasing stand-by pay from \$2.75 per hour to \$4.00 per hour, effective March 2, 2015; and

b) Determine that this action is exempt from the California Environmental Quality Act (CEQA) review as it is not a project pursuant to CEQA Guidelines section 15378 (b) (2).

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

a) and b) Approved.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Adam, and Supervisor Lavagnino

Absent: 1 - Supervisor Farr

A-5) COUNTY EXECUTIVE OFFICE15-00202

Consider recommendations regarding 2015 Mitigation Planning Grant Authorization, as follows:

- a) Adopt a Resolution authorizing the Emergency Management Director on behalf of the County Executive Office to apply for and enter into a Contract to accept the Pre-Disaster Mitigation (PDM) Program grant funding to revise and update the FEMA required Multi-Jurisdictional Hazard Mitigation Plan for the Santa Barbara Operational Area formally awarded in January 2015;
- b) Determine that the proposed action is related to the creation of a government funding mechanism and other fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and is therefore exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline section 15378 (b)(4) and direct staff to file a Notice of Exemption; and
- c) Direct staff to return to the Board of Supervisors with the Grant as part of the Office of Emergency Management's budget and work program request if the Grant is awarded.

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

a) Adopted.

RESOLUTION NO. 15-55

b) Approved; and

c) Directed.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Adam, and Supervisor Lavagnino

Absent: 1 - Supervisor Farr

A-6) COUNTY EXECUTIVE OFFICE

15-00203

Consider recommendations regarding a Resolution for authorization to execute a Grant Agreement between Santa Barbara County Office of Emergency Management and the California Department of Fish and Wildlife - Office of Spill Prevention and Response to accept oil spill response equipment, as follows:

- a) Adopt a Resolution authorizing County Officials to execute a Grant Agreement for oil spill response equipment with the California Department of Fish and Wildlife - Office of Spill Prevention and Response (CDFW-OSPR); and

- b) Determine the Grant Agreement and Board action herein, is categorically exempt from the California Environmental Quality Act in compliance with Section 15061 (b), (3), (No possibility of impact on the environment).

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

a) Adopted.

RESOLUTION NO. 15-56

b) Approved.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Adam, and Supervisor Lavagnino

Absent: 1 - Supervisor Farr

A-7) PLANNING AND DEVELOPMENT

15-00200

Consider recommendations regarding Pacific Coast Energy Company Seep Can No. 95 Emergency Permit, 15EMP-00000-00001, Fourth District, as follows:

- a) Receive and file a report on Emergency Permit 15EMP-00000-00001, which authorized the placement of a seep can used to prevent the seepage of petroleum fluids from impacting the environment on the subject property (APN 101-020-074);
- b) Determine that issuance of the Emergency Permit is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline section 15269(c), as this action was necessary to prevent or mitigate an emergency; and
- c) Determine that receiving and filing this report is not a project pursuant to California Environmental Quality Act (CEQA) Guideline 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 Lavagnino, seconded by Supervisor Adam, that this matter be acted on as follows:

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

The motion carried by the following vote:

- Ayes:** 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Adam, and Supervisor Lavagnino
- Absent:** 1 - Supervisor Farr

A-8) PUBLIC HEALTH15-00205

Consider recommendations regarding a Resolution authorizing the Public Health Director to enter into a Grant Agreement for Ocean Water Quality Monitoring and Public Notification Services, as follows:

- a) Adopt a Resolution authorizing the Public Health Director to enter into a Grant Agreement (Number 14-469-250) with the State Water Resources Control Board in the amount of \$120,000.00 to provide public beach water quality monitoring and public notification services for the period July 1, 2014 through June 30, 2015;
- b) Approve and authorize the Public Health Director to execute future Agreements with the State Water Resources Control Board for the Public Beach Water Safety Program, if funds are available, as long as the award is within 10% of the previous annual amount and there is no significant change in the scope of work required under the Agreement; and
- c) Determine that these activities are exempt from California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15061(b)(3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

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

a) Adopted.

RESOLUTION NO. 15-57

b) and c) Approved.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Adam, and Supervisor Lavagnino

Absent: 1 - Supervisor Farr

A-9) PUBLIC HEALTH

15-00191

Consider recommendations regarding the Public Health Laboratory Information System (LIS) from Orchard Software, as follows: (4/5 Vote required)

a) Approve and authorize the Chair to execute a Contract with Orchard Software Corporation for a Laboratory Information System, not to exceed \$294,110.00 for the period of March 1, 2015 to December 31, 2016;

b) Approve Budget Revision Request No. 0003786 reflecting a transfer of \$251,945.00 of salary savings to services and supplies and fixed assets for Fiscal Year 2014-2015 for the one time purchase of a new laboratory information system; and

c) Determine that these activities are exempt from California Environmental Quality Act (CEQA) review 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 Adam, that this matter be acted on as follows:

a) Approved; Chair to execute; and

b) and c) Approved.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Adam, and Supervisor Lavagnino

Absent: 1 - Supervisor Farr

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE 15-00198

HEARING - Consider recommendations regarding Extra Help Services for the Office of Emergency Management, as follows: (EST. TIME: 5 MIN.)

a) In accordance with California Government Code Section 7522.56(f)(1), certify that the appointment of retired County employees Don Patterson and Michael W. Dyer is necessary to fill a critical need in the Office of Emergency Management before the 180 days has passed from their date of retirement and approve their appointment to an appropriate part time extra help position, limited to 960 hours of annual service; and

b) Determine that the above action is an organizational or administrative activity of government that is not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA Guidelines.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 9:45 AM - 10:00 AM (15 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) and b) Approved.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Adam, and Supervisor Lavagnino

Absent: 1 - Supervisor Farr

2) COUNTY EXECUTIVE OFFICE, AUDITOR-CONTROLLER 15-00207

HEARING - Consider recommendations regarding an updated Policy on Acceptance of Donations and Gifts to the County, as follows: (EST. TIME: 30 MIN.)

- a) Accept the updated Policy on Acceptance of Donations and Gifts to the County;
- b) Adopt a Resolution, which supersedes both Resolution No. 99-485 and the Minute Order of April 11, 2006 concerning gifts, to authorize the County Executive Officer and Department Heads to accept any gift, bequest or devise (donation) in favor of the County for a public purpose of up to \$10,000.00 in value without an action of the Board of Supervisors (The Board of Supervisors must accept gifts greater than \$10,000.00); and
- c) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines 15378(b)(4) that the above actions are not a project subject to CEQA review, because they are government fiscal activities that do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:01 AM - 10:15 AM (14 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Accepted updated policy, amended as follows:

Substituted the word "should" with the word "shall" in the following locations:

In all instances in the section entitled "Donation Threshold"

In the section entitled "Donation Receipt"

In the first sentence of the section entitled "Procedures for Cash Donations"

In line No. 3 of the sub-section entitled "More than \$5,000 and up to \$10,000, and received from an NPO"

In line No. 2 of the sub-section entitled "More than \$10,000 and received from a taxpayer"

In line No. 2 of the sub-section entitled "More than \$10,000 and received from a NPO"

Add the following sentence to the section entitled "Acceptance Timing": "A donation over \$10,000 must be brought to the Board as soon as possible and no later than 90 days after the receipt of the donation."

b) Adopted and authorized.

Resolution No. 15-58

c) Approved.

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Adam, and Supervisor Lavagnino

Absent: 1 - Supervisor Farr

3) COUNTY EXECUTIVE OFFICE

15-00199

HEARING - Consider recommendations regarding a report from an Ad Hoc Committee formed to review Board of Supervisors' salary, as follows: (EST. TIME: 1 HR.)

- a) Receive a report from the Ad Hoc Committee formed to review Board of Supervisors' salary and provide direction to staff related to the setting of Board member salaries; and
- b) Determine that these actions are exempt from California Environmental Quality Act (CEQA) review as they are not a project pursuant to CEQA Guidelines section 15378 (b) (2).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:35 AM - 11:35 AM (1 HR.)

Received and filed staff presentation and conducted public hearing.

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

a) Received and filed. Directed that the Board of Supervisors will not receive a pay increase at this time. Further directed the County Executive Officer to return to the Board as appropriate with an ordinance amendment, that beginning in Fiscal Year 2015-16, will provide for an annual salary adjustment for the Board of Supervisors based on the Consumer Price Index with a maximum of 3% and a minimum of 0%.

b) Approved.

The motion carried by the following vote:

- Ayes:** 3 - Supervisor Carbajal, Supervisor Wolf, and Supervisor Lavagnino
- Noes:** 1 - Supervisor Adam
- Absent:** 1 - Supervisor Farr

Adjourned at 11:35 AM

Adjourned to

Tuesday, March 17, 2015

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, March 10, 2015 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, March 12, 2015, at 5:00 PM and on Saturday, March 14, 2015, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>