

County of Santa Barbara
BOARD OF SUPERVISORS



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

Mona Miyasato, County Executive Officer

Agenda

Tuesday, November 10, 2020

9:00 AM

REMOTE VIRTUAL PARTICIPATION ONLY

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

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

Please see page two of this agenda for public participation options for the Board of Supervisors Meetings. Persons may address the Board on any matter listed on the agenda. Matters not listed on the agenda may be addressed during the public comment period at the conclusion of the administrative agenda.

IMPORTANT NOTICE REGARDING PUBLIC PARTICIPATION

Based on guidance from the California Department of Public Health and the California Governor's Stay at Home Executive Order N-33-20 issued on March 19, 2020 to protect the health and well-being of all Californians and to establish consistency across the state in order to slow the spread of COVID-19, the Santa Barbara County Board of Supervisors meetings will no longer provide in-person participation.

The following alternative methods of participation are available to the public:

1. You may observe the live stream of the Board of Supervisors meetings in the following ways:

- Televised on local cable channel 20;
- Online at: <http://www.countyofsb.org/ceo/csbtv/livestream.sbc>; and
- YouTube at: <https://www.youtube.com/user/CSBTV20>

2. If you wish to make a general public comment or to comment on a specific agenda item, the following methods are available:

- **Distribution to the Board of Supervisors** - Submit your comment via email prior to 5 p.m. on the day prior to the Board meeting. Please submit your comment to the Clerk of the Board at: sbcob@countyofsb.org <<mailto:sbcob@countyofsb.org>>. Your comment will be placed into the record and distributed appropriately.

- **By phone** - If you would like to make a comment by phone, please call (805) 568-2240 and state your name, your phone number and which item you would like to speak on and the clerk will call you at the appropriate time. Please make every effort to be available and mute all streaming devices once it is your turn to speak.

Board Meeting Procedures

The Board of Supervisors is the legislative body for the County of Santa Barbara. Persons are encouraged to attend and testify before the Board on any matter appearing on the agenda. Correspondence to the Board regarding items appearing on the agenda should be directed to the Clerk of the Board, 105 East Anapamu Street, Room 407, Santa Barbara CA 93101. For information regarding the meetings of the Board of Supervisors including specific meeting times contact the Clerk of the Board at (805) 568-2240. Procedures for the conduct of the meetings of the Board of Supervisors can be found in Board Resolutions 09-368 (General) and 91-333 (Land Use).

The schedule of the Board of Supervisors, meeting agendas, supplemental hearing materials and minutes of the Board meetings are available on the Internet at: www.countyofsb.org

Board Meetings are televised live on County of Santa Barbara TV channel 20. For information about obtaining a videotape of a public hearing or a schedule of CSBTV broadcasts please call (805) 568-3427.

Late Distribution and Ex-Parte Communication

Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the Clerk of the Board to all or a majority of the members of the Board of Supervisors less than 72 hours prior to that meeting are available for inspection in the Clerk of the Board Office, 105 East Anapamu Street, Room 407, Santa Barbara, CA, at the Office of the Board of Supervisors, Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria, CA and on the Internet at: <http://santabarbara.legistar.com/Calendar.aspx#current>. Any written ex-parte communication subject to disclosure by members of the Board of Supervisors may be published online as an attachment to the corresponding item.

Disability Access

The Board of Supervisors Hearing Room in Santa Barbara is located on the Fourth Floor of the County Administration Building, 105 East Anapamu Street. The Hearing Room is wheelchair accessible. Accessible public parking is available behind the County Administration Building and in City Parking Lot #6 located at the corner of Anacapa Street and Anapamu Street.

The Board of Supervisors Hearing Room in Santa Maria is located at the Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria. The Hearing Room is wheelchair accessible. Accessible public parking is available at the Betteravia Government Center.

American Sign Language interpreters, Spanish language interpretation and sound enhancement equipment may be arranged by contacting the Clerk of the Board of Supervisors by 4:00 p.m. on Friday before the Board meeting. For information about these services please contact the Clerk of the Board at (805) 568-2240.

Closed Session

The Board of Supervisors conducts a Closed Session every Tuesday between 12:00 P.M. and 1:00 P.M. and at 7:50 A.M. as necessary. Closed Sessions are not open to the public. Matters discussed during Closed Session include existing and pending litigation, personnel matters and real property negotiations. Actions taken by the Board during Closed Session will be announced during open session (Gov. Code Sections 54957.1(a) & (b), Ralph M. Brown Act). The Closed Session agenda is posted as an addendum to the Board's agenda each Friday in the Office of the Clerk of the Board. For information related to Closed Session announcements please contact County Counsel at (805) 568-2950.

9:00 A.M. Convene to Regular Session**Roll Call****Pledge of Allegiance****Approval of Minutes of the October 20, 2020 Meeting****County Executive Officer's Report**[20-00001](#)**12:00 P.M. Recess to Closed Session****Closed Session**[20-00002](#)**CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
(Paragraph (2) of subdivision (d) of Government Code section 54956.9)**

Significant exposure to civil litigation: 1 case.

The City of Goleta's letter of October 15, 2020 to the County of Santa Barbara: 1) requested that the City and the County meet within 30 days to negotiate a mutual amendment of a 2002 "Revenue Neutrality Agreement," which was part of the statutory process through which the City of Goleta incorporated; and 2) asserted that the terms of that 2002 Revenue Neutrality Agreement are inconsistent with current public policy. In a telephone call on October 26, 2020 about that letter, Goleta's City Attorney Michael Jenkins separately told County Counsel Michael Ghizzoni that the City of Goleta is not presently threatening litigation, but that litigation is one possible path that the City of Goleta has considered.

**CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code section 54956.8)**

Property: Beachside Café Lease; Assessor's Parcel Number 071-200-017, (Second Supervisorial District). Agency negotiator: Community Services Director George Chapjian, General Services Director Janette D. Pell. Negotiating party: Richhardy Corporation Secretary David W. Hardy. Under negotiation: price and terms of payment.

Property: Navigation Resource Center; Assessor's Parcel Number 037-042-004, located at 809 Chapala Street (First Supervisorial District). Agency negotiator: General Services Director Janette D. Pell. Negotiating party: Steve Brown & Miles Waters, Radius Commercial Real Estate. Under negotiation: price and terms of payment.

Report from Closed Session

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.

Honorary Resolutions

- A-1) SUPERVISOR HART [20-00869](#)

Adopt a Resolution of commendation recognizing C.A.R.E4Paws for their service and dedication to saving and improving the lives of Santa Barbara County's four-legged friends.

Administrative Items

- A-2) BEHAVIORAL WELLNESS [20-00849](#)

Consider recommendations regarding the first amendment to an agreement with Thomas Ramirez d.b.a. Southern Coast Janitorial, Fiscal Years (FYs) 2020-2023, as follows:

a) Approve, ratify, and authorize the Chair to execute a first amended agreement for services of independent contractor with Thomas Ramirez d.b.a. Southern Coast Janitorial (a local vendor) for FYs 2020-2023 to increase the contract amount by \$75,000.00 for furnishing additional detailed sanitation cleaning services at Behavioral Wellness clinics necessitated by the COVID-19 pandemic in FY 2020-2021, with a total Maximum Contract Amount not to exceed \$600,000.00, inclusive of \$250,000.00 for FY 2020-2021, \$175,000.00 for FY 2021-2022, and \$175,000.00 for FY 2022-2023, for the period of July 1, 2020 to June 30, 2023;

b) Determine that the County's economic interests are served by such a contract, pursuant to Government Code Section 31000, since there are not County employees available to perform these maintenance or custodial matters; 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-3) CLERK-RECORDER-ASSESSOR[20-00866](#)

Consider recommendations regarding the November 17, 2020 Santa Rita Hills Community Services District Special Election and Nominees to be determined and appointed by the Board of Supervisors, as follows:

- a) Receive the Certificate of Facts listing the board vacancy for the Santa Rita Hills Community Services District where no candidates filed. Direct staff to conduct outreach to potential candidates to fill vacancy; and
- b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 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-4) CLERK-RECORDER-ASSESSOR[20-00867](#)

Consider recommendations regarding the November 3, 2020, Presidential General Election and appointment of members of certain Special District Board of Directors in Lieu of Election, as follows:

- a) Appoint in lieu of election those candidates who have filed a declaration of candidacy and are qualified to hold office. All candidates have filed a declaration of candidacy to run for office and meet the qualifications necessary to be appointed in lieu of election. The appointed candidates will take office on December 4, 2020; and
- b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 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-5) COUNTY COUNSEL[20-00847](#)

Consider recommendations regarding a revenue agreement to provide legal services between the County of Santa Barbara and Beach Erosion Authority for Clean Oceans and Nourishment (BEACON), as follows:

- a) Approve, ratify, and authorize the County Executive Officer to execute a revenue Agreement to provide Legal Services between the County of Santa Barbara and BEACON for a term of July 1, 2020 through June 30, 2021, with a projected revenue of \$12,000.00; 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-6) COUNTY COUNSEL[20-00862](#)

Consider recommendations regarding the 2020 Biennial Review and amendments to the Conflict of Interest Code of the Mosquito and Vector Management District of Santa Barbara County, as follows:

- a) Approve the proposed amended Conflict of Interest Code of the Mosquito and Vector Management District of Santa Barbara County; and
- b) Determine that the above action 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)(5) of the CEQA Guidelines.

A-7) COUNTY COUNSEL[20-00863](#)

Consider recommendations regarding the 2020 Biennial Review and amendments to the Conflict of Interest Code of the Santa Maria-Bonita School District, as follows:

- a) Approve the proposed amended Conflict of Interest Code of the Santa Maria-Bonita School District; and
- b) Determine that the above action 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)(5) of the CEQA Guidelines.

A-8) COUNTY COUNSEL[20-00864](#)

Consider recommendations regarding the 2020 Biennial Review and amendments to the Conflict of Interest Code of the Cuyama Community Services District, as follows:

- a) Approve the proposed amended Conflict of Interest Code of the Cuyama Community Services District; and
- b) Determine that the above action 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)(5) of the CEQA Guidelines.

A-9) COUNTY COUNSEL[20-00873](#)

Consider recommendations regarding an Outside Counsel Contract with Churchwell White LLP, as follows: (4/5 Vote Required)

a) Approve, ratify and authorize the Chair to execute an Agreement for Professional Legal Services with Churchwell White LLP, with a not-to-exceed amount of \$100,000.00 and a term ending April 30, 2022, for independent legal counsel to the County of Santa Barbara Citizens' Independent Redistricting Commission; and

b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA Guidelines, because they consist of administrative activities of government that will not result in direct or indirect physical changes in the environment.

A-10) COUNTY EXECUTIVE OFFICE[20-00850](#)

Consider recommendations regarding Hazard Mitigation Grant Program (HMGP) Funding Acceptance, as follows: (4/5 Vote Required)

a) Consistent with Resolution No. 19-62, approve, ratify, and authorize the County Executive Officer (CEO) to execute the Federal Emergency Management Agency (FEMA) HMGP Obligation Report for project HMGP-4431-716-18P to accept \$225,000.00 for revising and updating the required Multi-Jurisdictional Hazard Mitigation Plan for the Santa Barbara County Operational Area with a performance period of September 18, 2020 to April 18, 2023;

b) If required, approve and authorize the CEO, or the Director of the Office of Emergency Management (OEM), or the CEO Business Manager to execute any amendments for HMGP-4431-716-18P as described above and to make any certifications and assurances that may be required;

c) Approve Budget Revision Request No. 0007256 to increase appropriations of \$110,000.00 in the County Executive Office General Fund for Services and Supplies funded by unanticipated Hazard Mitigation Grant Program revenue from the California Office of Emergency Services; and

d) 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).

A-11) COUNTY EXECUTIVE OFFICE**20-00842**

Consider recommendations regarding a Fiscal Year (FY) 2020 Community Power Resiliency Allocation (CPRA), as follows: (4/5 Vote Required)

- a) Approve and authorize the County Executive Officer (CEO) to execute the Notification of Subrecipient Allocation Cal OES ID No. 083-00000-00 to accept the FY 2020 CPRA in the amount of \$233,635.00 with a period of performance from July 1, 2020 to October 31, 2021;
- b) Approve Budget Revision Request No. 0007279 to Increase Appropriations of \$233,635.00 in the County Executive Office General Fund for Services and Supplies funded by unanticipated FY 2020 CPRA revenue; and
- c) 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).

A-12) COUNTY EXECUTIVE OFFICE**20-00851**

Consider recommendations regarding the County Pre-Trial Felony Mental Health Diversion Program Plan, January 1, 2020 through December 31, 2022, as follows:

- a) Receive and file the Pre-Trial Felony Mental Diversion Program County Planning and Implementation Guide related to the Department of State Hospitals (DSH) Grant Agreement No. 19-179011-000 for the three-year period of January 1, 2020 through December 31, 2022; and
- b) Determine that the above action is a government administrative activity or funding mechanism which does not involve any commitment to any specific project which 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)(5) of the CEQA guidelines.

A-13) COUNTY EXECUTIVE OFFICE**20-00868**

Approve an amendment to the 2020 Board of Supervisors' Schedule of Meeting Dates and Locations and set a Special Meeting for Tuesday, December 1, 2020 at 1:30 PM to consider recommendations regarding a report on Criminal Justice and Racial Equity in Santa Barbara County.

A-14) COUNTY EXECUTIVE OFFICE**20-00875**

Approve Budget Revision Request Nos. 0007274; 0007284; 0007285; 0007286; and 0007287 (Majority Vote Required); and 0007253; 0007260; 0007264; 0007267; 0007270; 0007275; 0007280; 0007282; 0007283; and 0007287 (4/5 Vote Required).

A-15) COUNTY EXECUTIVE OFFICE[20-00874](#)

Consider recommendations regarding an Amendment No. 4 to the Agreement for Services of Independent Contractor with KPMG LLP to Perform Department, Management, Organizational and Operational Reviews, as follows:

a) Approve and authorize the Chair to execute Amendment No. 4 to the Agreement for Services of Independent Contractor with KPMG LLP to:

i) Extend the term of the agreement to perform department management, organizational and operational reviews to December 31, 2021; and

ii) Add additional services in the amount of \$806,881.00 for a total contract amount of \$2,284,320.00; and

b) Determine that the above actions are not a “project” within the meaning of the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), because they are government organizational or administrative activities that will not result in direct or indirect physical changes in the environment.

A-16) COUNTY EXECUTIVE OFFICE[20-00877](#)

Receive and file the Fiscal Year 2020-2021 First Quarter Budget and Financial Status Report as of September 30, 2020, showing the status of appropriations and financing for departmental budgets adopted by the Board of Supervisors.

A-17) GENERAL SERVICES[20-00852](#)

Consider recommendations regarding the Santa Barbara Bowl Foundation Annual Report for 2019; First District, as follows:

a) Receive and file the 2019 Annual Report for operations at the Santa Barbara Bowl; and

b) Find that the proposed action is an organizational or administrative activity that will not result in direct or indirect physical changes in the environment and is therefore not a project under CEQA Guidelines 14 CCR 15378(b)(5).

A-18) GENERAL SERVICES[20-00854](#)

Consider recommendations regarding a Transfer of Public and Private Franchises from ERG Resources, LLC (ERG) to Terracore Operating Company, LLC (Terracore) and Subsequent Transfer of Public and Private Franchises from Terracore to Cat Canyon Resources, LLC (Cat Canyon), Fourth and Fifth Districts, as follows:

- a) Approve, consent to, and ratify the transfer of a Public Pipeline Franchise previously granted to ERG, to Terracore, along with the required Surety Bond in the amount of two-hundred thousand dollars (\$200,000.00), for the remainder of the originally granted twenty (20) year term, expiring March 5, 2038, to allow the continued operation and maintenance of the existing public pipeline system along and under County road right-of-way known as Santa Maria Mesa Road, Andrew Street, Stewart Street, and Foxen Canyon Road, in the County unincorporated area for the operation and maintenance of the Foxen Petroleum Pipeline, an existing common carrier pipeline, connecting oil production facilities to the Sisquoc Pump Station and Pipeline operated by Phillips 66;
- b) Execute a Letter of Consent for the transfer of the Public Pipeline Franchise from ERG to Terracore; then
- c) Approve, consent to, and ratify the transfer of a Public Pipeline Franchise from Terracore to Cat Canyon, along with the required Surety Bond in the amount of two-hundred thousand dollars (\$200,000.00), for the remainder of the originally granted twenty (20) year term, expiring March 5, 2038, to allow the continued operation and maintenance of the existing public pipeline system along and under County road right-of-way known as Santa Maria Mesa Road, Andrew Street, Stewart Street, and Foxen Canyon Road, in the County unincorporated area for the operation and maintenance of the Foxen Petroleum Pipeline, an existing common carrier pipeline, connecting oil production facilities to the Sisquoc Pump Station and Pipeline operated by Phillips 66;
- d) Execute a Letter of Consent for the transfer of the Public Pipeline Franchise from Terracore to Cat Canyon; then
- e) Approve, consent to, and ratify the transfer of a Private Pipeline Franchise previously granted to ERG, to Terracore, along with the required Surety Bond in the amount of five-hundred thousand dollars (\$500,000.00), for the remainder of the originally granted twenty (20) year term, expiring March 13, 2037, to allow the continued operation and maintenance of the existing private pipeline system along and under County road right-of-way on the opposite sides of Cat Canyon Road and Palmer Road, in the County unincorporated area for the transport of oil, gas, petroleum, produced water, and other transportable substances between existing facilities;
- f) Execute a Letter of Consent for the transfer of the Private Pipeline Franchise from ERG to Terracore; then

g) Approve, consent to, and ratify the transfer of a Private Pipeline Franchise from Terracore to Cat Canyon, along with the required Surety Bond in the amount of five-hundred thousand dollars (\$500,000.00), for the remainder of the originally granted twenty (20) year term, expiring March 13, 2037, to allow the continued operation and maintenance of the existing private pipeline system along and under County road right-of-way on the opposite sides of Cat Canyon Road and Palmer Road, in the County unincorporated area for the transport of oil, gas, petroleum, produced water, and other transportable substances between existing facilities;

h) Execute a Letter of Consent for the transfer of the Private Pipeline Franchise from Terracore to Cat Canyon; and

i) Determine that the proposed actions are exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15301, Existing Facilities.

A-19) GENERAL SERVICES

[20-00855](#)

Consider recommendations regarding Amendment No. 4 to the Professional Services Agreement with Kitchell/CEM, Inc., as follows:

a) Approve and authorize the Chair to execute Amendment No. 4 to the Contract with Kitchell/CEM, Inc. of San Luis Obispo, CA, which will provide for additional Project Management Services by increasing the maximum compensation limit from \$1,025,000.00 to \$1,825,000.00 (an increase of \$800,000.00); and

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

A-20) GENERAL SERVICES

[20-00861](#)

Consider recommendations regarding an Audit Report for the Northern Branch Jail Project (AB900) for Fiscal Year ended June 30, 2020, Third District, as follows:

a) Receive and file the County of Santa Barbara's AB900 Northern Branch Jail Construction Project Financial and Performance Audit from Inception (January 15, 2013) through June 30, 2020;

b) Receive and file the Statement on Auditing Standards (SAS) 114 report (Auditor's Letter to the County's Governing Body) for AB900 for the period ending June 30, 2020; and

c) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA Guidelines.

A-21) HUMAN RESOURCES[20-00859](#)

Consider recommendations regarding a side letter agreement with the Deputy Sheriff's Association regarding release time (SB 1085), as follows:

- a) Approve the side letter agreement with the Deputy Sheriffs' Association regarding release time, effective November 16, 2020; and
- b) Determine that the above action 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)(5) of the CEQA Guidelines.

A-22) HUMAN RESOURCES[20-00860](#)

Consider recommendations regarding Breastfeeding Friendly Workplace and Lactation Accommodation Policy, as follows:

- a) Approve the revised Breastfeeding Friendly Workplace and Lactation Accommodation Policy as set forth; and
- b) Determine that the above action 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)(5) of the CEQA Guidelines.

A-23) PUBLIC HEALTH[20-00857](#)

Consider recommendations regarding the 2017-2018 Child Death Review Team Report, as follows:

- a) Receive and file a report from the Child Death Review Team on deaths of children in Santa Barbara County for the period January 1, 2017 through December 31, 2018; and
- b) Determine that the above action is not a "Project" within the meaning of the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(5) of the CEQA Guidelines, since the action consists of organizational or administrative activities of the government that will not result in direct or indirect physical changes in the environment.

A-24) PUBLIC HEALTH[20-00858](#)

Consider recommendations regarding a Request to Ratify Execution of Emergency Occupancy Agreement with Best Western Plus Encina Inn and Suites, as follows:

- a) Approve and ratify an Emergency Occupancy Agreement between the County of Santa Barbara and the Best Western Plus Encina Inn and Suites located in Southern Santa Barbara County for use on a month-to-month bases as non-congregate sheltering to COVID-19;
- b) Authorize the Public Health Director, or designee, until otherwise ordered by the Board, to continue utilizing the Emergency Occupancy Agreement to provide non-congregate sheltering in response to the COVID-19 pandemic for payments due under Section 4, in an amount not to exceed \$500,000.00; and
- c) 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; and that the actions are exempt from CEQA pursuant to Guidelines Section 15269(c) as they consist of specific actions necessary to prevent or mitigate an emergency.

A-25) PUBLIC WORKS[20-00845](#)

Consider recommendations regarding Statements of Final Quantities for the 2018-2019 Pavement Preservation and Preventive Maintenance, Pavement Rehabilitation on Pellham Drive, Pavement Rehabilitation on Steele Street, and East Mountain Drive Temporary Bridge Repair, Project Nos. 820683, 820757, 820758, and 862420, as follows:

- a) Approve and authorize the Chair to execute the Statements of Final Quantities for the following projects:
 - i) Fiscal Year 2018-2019 Pavement Preservation and Preventive Maintenance, County Project No. 820683;
 - ii) Pavement Rehabilitation on Pellham Drive, County Project No. 820757, Third District;
 - iii) Pavement Rehabilitation on Steele Street, County Project No. 820758, Third District;
 - iv) East Mountain Drive Temporary Bridge at Cold Springs Creek; County Project No. 862420, First District; and
- b) Determine that the above projects were found by the Board to be exempt from the provisions of California Environmental Quality Act pursuant State Guidelines Section 15378 (b) (5); “organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment). This exemption considers all future administrative activities for these projects such as Statement of Final Quantities.

A-26) PUBLIC WORKS[20-00843](#)

Consider recommendations regarding East Mountain Drive Bridge at San Ysidro Creek, County Project No. 864048, First District, as follows:

- a) Approve the plans and specifications on file in the Public Works Department office for construction of East Mountain Drive Bridge at San Ysidro Creek;
- b) Award the construction contract, East Mountain Drive Bridge at San Ysidro Creek in the amount of \$252,393.00 to the lowest responsible bidder, Peter Lapidus Construction (a local vendor) Post Office Box 1262, Carpinteria, CA 93014, subject to the provision of documents and certifications, as set forth in the specifications applicable to the project, as required under California Law;
- c) Approve and authorize the Director of Public Works or designee, to approve change orders for a contingency amount up to \$25,470.00 and supplemental items of \$7,000.00, for the construction of County Project 864048 for a total not to exceed authorization of \$284,863.00;
- d) Approve and authorize the Chair to execute the construction contract, which has been reviewed and approved by County Counsel, Auditor-Controller and Risk Manager, or their authorized representatives; and
- e) Determine the project was found by the Board to be exempt from the provisions of the California Environmental Quality Act and that the Director of Public Works or designee was authorized to advertise for bids to construct this project on November 6, 2018. A Notice of Exemption was filed on this basis on September 26, 2018, and the proposed action is within the scope of the above reference Notice of Exemption.

A-27) PUBLIC WORKS[20-00844](#)

Consider recommendations regarding updates to the Santa Ynez Valley Bicycle Master Plan and Active Transportation Program, as follows:

- a) Approve the Santa Ynez Valley Bicycle Master Plan, with County amendments;
- b) Receive and file an update on the County's Active Transportation Program; and
- c) Find that the proposed action does not constitute a "Project" within the meaning of the California Environmental Quality Act, pursuant to 14 CCR 15378(b)(2) (continuing administrative or maintenance activities, such as purchases for supplies, personnel-related actions, general policy and procedure making), and will not result in direct or indirect physical changes to the environment.

A-28) PUBLIC WORKS [20-00846](#)

Consider recommendations regarding Purchasing Authorization for Drainage and Structure Components, as follows:

- a) Approve and authorize the Purchasing Agent to waive competitive bidding to procure drainage and structure components, parts, and supplies used in maintenance, repair, and replacement of drainage systems and structures, without competitive bids on an as-needed basis, effective through June 30, 2022; and
- b) Determine that the proposed actions are not a “project” under the California Environmental Quality Act pursuant to Section 14 CCR 15378, as they involve administrative and other general policy and procedure making activities that will not result in direct or indirect physical changes to the environment.

A-29) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [20-00848](#)

Consider recommendations regarding the Cold Springs Debris Basin Expansion Project and Statement of Final Quantities, First District, as follows:

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

- a) Approve and authorize the Chair to execute the Statement of Final Quantities for work performed and materials supplied for the Cold Springs Debris Basin Expansion Project by the contractor Raminha Construction, Inc. (a tri-county vendor), in the amount of \$723,345.12; and
- b) Find that pursuant to the California Environmental Quality Act Guidelines section 15162, no substantial changes are proposed, there are no substantial changes in circumstances and no new information of substantial importance has come to light regarding environmental effects of the project or feasibility of mitigation measures and, therefore, this action is within the scope of the project covered by the Final Mitigated Negative Declaration (19NGD-00000-00015) for the Cold Springs Debris Basin Expansion Project, and therefore, no subsequent environmental document is required.

A-30) SHERIFF [20-00870](#)

Consider recommendations regarding an eleventh amendment to the agreement with Aramark Correctional Services, LLC (Aramark Corporation) for jail food services, as follows:

- a) Approve, authorize, and ratify the Chair to execute an eleventh amendment to an agreement for services with Aramark Corporation for jail food services to extend the term on a month-to-month basis not to exceed 120-days and expiring on January 31, 2021, in an amount not to exceed \$270,000.00; 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 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-31) SHERIFF[20-00871](#)

Consider recommendations regarding a fourth amendment to the agreement with Aramark Correctional Services, LLC (Aramark Corporation) for inmate commissary services, as follows:

- a) Approve, authorize, and ratify the Chair to execute a Fourth Amendment to Agreement for Services with Aramark Corporation for inmate commissary services to extend the term on a month-to-month basis not to exceed 90-days and expiring on December 31, 2020, in an amount not to exceed \$221,000.00; 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 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-32) SHERIFF[20-00872](#)

Consider recommendations regarding the acceptance of a Coronavirus Emergency Supplemental Grant, as follows: (4/5 Vote Required)

- a) Approve and authorize the Sheriff to sign an agreement with the Department of Justice (DOJ), Office of Justice Programs (OJP), Coronavirus Emergency Supplemental Funding Program in an amount not to exceed \$60,602.00 for a project period from January 20, 2020 to January 31, 2022;
- b) Approve a Budget Revision Request No. 0007198 in the amount of \$33,902.00 to increase appropriations in the Sheriff's General Fund for services and supplies (\$14,602.00) and Capital Assets (\$19,300.00); and
- c) Find that the proposed action does not constitute a "project" pursuant to the California Environmental Quality Act (CEQA) guidelines, section 15738(b)(4), as it is the creation of a government funding mechanism or other 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.

Hearing Requests**A-33) SHERIFF [20-00853](#)**

Set a hearing to consider recommendations regarding the Annual TRUTH Act Report and Community Forum, as follows:

(Set a hearing for December 8, 2020. Time estimate: 1 hour 30 minutes)

- a) Receive and file the annual TRUTH Act report regarding United States Immigration and Customs Enforcement (ICE) access to individuals as required by Government Code section 7283.1(d);
- b) Hold the public hearing, as required by Government Code section 7283.1(d), regarding ICE's access to individuals, and receive and consider public comment; and
- c) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines 15378(b)(5) that the above actions are not a project subject to CEQA review, because it is a government administrative activity that does not result in direct or indirect physical changes to the environment.

Administrative Item**A-34) COUNTY EXECUTIVE OFFICE [20-00841](#)**

Consider recommendations regarding an Ordinance to adopt remedies, including administrative fines, for violations of County Health Officer Orders Pertaining to COVID-19, as follows:

- a) Consider the adoption (Second Reading) of the Ordinance; and
- b) Determine that adoption of the Ordinance is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15269(c), 15061(b)(3); and 15378(b)(5); and direct staff to file a Notice of Exemption.

Approval of Administrative Agenda**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) (20-00004)

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

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE [20-00281](#)

HEARING - Consider recommendations regarding a Coronavirus Disease 2019 (COVID-19) Update, as follows: (EST. TIME: 1 HR. 30 MIN.)

a) Receive and file a brief update on COVID-19 and Santa Barbara County's response and operations;

b) Provide any direction, as appropriate; and

c) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA), because pursuant to sections 15378(b)(4) and 15378(b)(5) the recommended actions consist of organizational, administrative or fiscal activities of government that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

2) COMMUNITY SERVICES [20-00789](#)

HEARING - Consider recommendations regarding the Commission for Women Annual Board of Supervisors Report, as follows: (EST. TIME: 30 MIN.)

a) Receive and file the 2019-2020 County of Santa Barbara Commission for Women Annual Report (presentation); and

b) Determine that the above recommended action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), finding that the action involves government organizational or administrative activities which 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: APPROVE

3) PLANNING AND DEVELOPMENT[20-00876](#)

HEARING - Consider recommendations regarding the County and Montecito Planning Commissions' recommendation to approve Case Nos. 20ORD-00000-00008, 20ORD-00000-00009, and 20ORD-00000-00010, which would amend, respectively, the Montecito Land Use and Development Code (MLUDC), the Article II Coastal Zoning Ordinance, and the County Land Use and Development Code (LUDC), to extend the expiration date for the Temporary Development Standard Suspension Ordinance to the earlier of when the Board of Supervisors declares the proclaimed Santa Barbara County Local Emergency from the COVID-19 virus is terminated, or when the COVID-19 provisions (MLUDC Sections 35.474.030.D.7, 35.474.040.A.1, 35.474.040.F, 35.491.020.B.4, and 35.498.090.C; Article II Sections 35-161.2.a, 35-179B.D.9, 35-179E, and 35-185.9; and LUDC Sections 35.84.040.A.1, 35.84.030.D.8, 35.84.040.F, 35.101.020.B.4, and 35.108.090.C) are terminated by Ordinance amendment, as follows: (EST. TIME: 20 MIN.)

a) Consider recommendations regarding Case No. 20ORD-00000-00008 (MLUDC Amendment), as follows:

i) Make the findings for approval of the MLUDC Ordinance Amendment, including California Environmental Quality Act (CEQA) findings, of the proposed Ordinance;

ii) Determine that the adoption of the MLUDC Ordinance Amendment is exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3), 15301, 15303, and 15305; and

iii) Adopt the Ordinance (Case No. 20ORD-00000-00008) amending Section 35-2, the Santa Barbara County MLUDC, of Chapter 35, Zoning, of the County Code;

b) Consider recommendations regarding Case No. 20ORD-00000-00009 (Article II Coastal Zoning Ordinance Amendment), as follows:

i) Make the findings for approval of the Article II Ordinance Amendment, including CEQA findings, of the proposed Ordinance;

ii) Determine that the adoption of this Article II Ordinance Amendment is exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3), 15301, 15303, 15305, and 15265; and

iii) Adopt the Ordinance (Case No. 20ORD-00000-00009) amending Article II, the Santa Barbara County Coastal Zoning Ordinance, of Chapter 35, Zoning, of the County Code; and

c) Consider recommendations regarding Case No. 20ORD-00000-00010 (County LUDC Amendment), as follows:

i) Make the findings for approval of the LUDC Ordinance Amendment, including CEQA findings, of the proposed Ordinance;

ii) Determine that the adoption of this LUDC Ordinance Amendment is exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3), 15301, 15303, and 15305; and

iii) Adopt the Ordinance (Case No. 20ORD-00000-00010) amending Section 35-1, the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

4) PLANNING AND DEVELOPMENT [20-00878](#)

HEARING - Consider recommendations regarding the appeal by Mr. Alger of the County Planning Commission's June 10, 2020 approval of the Frampton Lot Line Adjustment and Recorded Map Modification, Case Nos. 19LLA-00000-00003 and 19RRM-00000-00001, First District, as follows: (EST. TIME: 1 HR.)

a) Deny the appeal, Case Number 20APL-00000-00017;

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

c) Adopt the Mitigated Negative Declaration 20NGD-00000-00004 pursuant to the State Guidelines for Implementation of CEQA; and

d) Grant de novo approval of the project, Case Nos. 19LLA-00000-00003 and 19RMM-00000-00001, subject to the conditions.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

ADDENDUM

Item No. 5) is added to the Departmental Agenda, as follows:

5) COMMUNITY SERVICES [20-00910](#)

HEARING - Consider recommendations regarding encampments of persons experiencing homelessness in Isla Vista and a temporary emergency sheltering option for COVID-19 response, as follows: (EST. TIME: 30 MIN.)

a) Receive and file a presentation regarding homeless encampments in Isla Vista and potential option for temporary emergency sheltering as a response to COVID-19;

b) Provide conceptual approval of the option outlined in this report regarding temporary emergency shelter and navigation support services;

c) Direct staff to return with an agreement or agreements to facilitate the establishment and operation of a temporary emergency shelter in Isla Vista;

- d) Provide other direction, as appropriate; and
- e) Determine that the recommended actions are not a project subject to the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4) and (5) as the action consists of organizational, administrative or fiscal activities of government that do not involve any commitment to any specific project and that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Adjourn to

Tuesday, November 17, 2020

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, November 10, 2020 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, November 12, 2020, at 5:00 PM and on Saturday, November 14, 2020, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>