

**County of Santa Barbara**  
**BOARD OF SUPERVISORS**



*First District - Das Williams, Vice Chair*

*Second District - Janet Wolf*

*Third District - Joan Hartmann, Chair*

*Fourth District - Peter Adam*

*Fifth District - Steve Lavagnino*

*Mona Miyasato, County Executive Officer*

**Agenda**

**Tuesday, December 5, 2017**

**9:00 AM**

**COUNTY ADMINISTRATION BUILDING  
BOARD HEARING ROOM, FOURTH FLOOR  
105 EAST ANAPAMU STREET, SANTA BARBARA**

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

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](http://www.countyofsb.org)

Persons may address the Board of Supervisors in person or by using the remote video testimony system located at the County Administration Building, Board Hearing Room, Fourth Floor, 105 East Anapamu Street, in Santa Barbara or at the Betteravia Government Center, Board of Supervisors' Conference Room, 511 East Lakeside Parkway, Santa Maria. Persons may address the Board on any matter listed on the agenda by completing and delivering to the Clerk a speaker slip before the item is considered. Matters not listed on the agenda may be addressed during the public comment period at the conclusion of the administrative agenda. Further information on agenda items can be obtained in the Clerk of the Board Office, Room 407, in the County Administration Building in Santa Barbara.

## **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](http://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 November 14, 2017 Meeting**

County Executive Officer's Report

17-00789

**12:00 P.M. .... Recess to Closed Session**

**Closed Session**

17-00007

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 LEGAL COUNSEL-ANTICIPATED LITIGATION  
(Paragraph (2) of subdivision (d) of Government Code section 54956.9)

Significant exposure to civil litigation: one case.

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

Employee organizations: all bargaining units, unrepresented employees, managers, and executives.  
Agency-designated representatives: County Executive Officer Mona Miyasato, Human Resources Director Lori Gentles, and Chief of Employee Relations Robert J. MacLeod.

**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.*

**Administrative Items****A-1) AGRICULTURAL COMMISSIONER [17-00858](#)**

Consider recommendations regarding the Asian Citrus Psyllid (ACP) Bulk Citrus Regulatory Program Agreement No. 17-0474-000-SA with the California Department of Food and Agriculture, as follows:

a) Approve, ratify, and authorize the Chair to execute an agreement with the California Department of Food and Agriculture for support of services related to the Asian Citrus Psyllid (ACP) Bulk Citrus Regulatory Program in the County of Santa Barbara for the period of October 1, 2017 through June 30, 2018 in the amount of \$22,781.12; and

b) Determine that the proposed action involves government funding mechanisms and/or fiscal activities and is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(4) and direct staff to file a Notice of Exemption.

**A-2) AUDITOR-CONTROLLER [17-00856](#)**

Consider recommendations regarding Single Audit Reports for the Fiscal Year ended June 30, 2017, as follows:

a) Receive and file the County of Santa Barbara's Single Audit Reports for the Fiscal Year ended June 30, 2017; 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 the government that will not result in direct or indirect physical changes in the environment.

**A-3) AUDITOR-CONTROLLER [17-00860](#)**

Receive and file the Auditor-Controller's Loss of Public Property Report for the period of July 1, 2016 through June 30, 2017.

A-4) AUDITOR-CONTROLLER[17-00861](#)

Consider recommendations regarding an Independent Special Districts Compliance Report, as follows:

a) Receive and file the Santa Barbara County Independent Special Districts Compliance Report for the completion of annual audits ending Fiscal Year (FY) 2015-2016 and annual budgets for FY 2016-2017; and

b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) per CEQA Guidelines Section 15378(b)(5), because they 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-5) COMMUNICATIONS FOR REFERRAL[17-00855](#)

Lompoc Unified School District - Approve the request of the Lompoc Unified School District to call and give notice of an election to authorize the issuance of school bonds, establishing specifications of the election order and requesting consolidation with other elections occurring on June 5, 2018.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

A-6) COMMUNITY SERVICES[17-00870](#)

Approve the appointment of Dave King as the City of Buellton Representative (City appointed April 13, 2017 to a term concurrent with the Countywide Library Agreement) to serve on the Library Advisory Committee for a term of one year, or until discharged at the pleasure of the Board of Supervisors.

A-7) COMMUNITY SERVICES[17-00871](#)

Approve the appointment of Patricia Kistler as the City of Goleta Representative (City appointed October 3, 2017 to a term concurrent with the Countywide Library Agreement) to serve on the Library Advisory Committee for a term of one year, or until discharged at the pleasure of the Board of Supervisors.

**A-8) COMMUNITY SERVICES**[17-00872](#)

Consider recommendations regarding amendments to emPower Funding Agreements, as follows:

a) Approve and authorize the Chair to execute the Fourth Amendment to the Agreement to Deliver the 2013-2014 County of Santa Barbara emPower Energy Efficiency Program (emPower Funding Fourth Amendment) between the County of Santa Barbara and Southern California Gas Company (SoCalGas);

b) Approve and authorize the Chair to execute the Fourth Amendment to the Subrecipient Agreement for the County of San Luis Obispo (SLO Fourth Amendment) between the County of San Luis Obispo and the County of Santa Barbara and the Fourth Amendment to the Subrecipient Agreement for the County of Ventura (VC Fourth Amendment) between the County of Ventura and the County of Santa Barbara;

c) Approve and authorize the Chair to execute the Fifth Amendment to the emPowerSBC Santa Barbara County Residential Energy Improvement Loan Program Energy Improvement Loan Loss Reserve Agreement Amended and Restated (Fifth Amendment to 2014 LLR Agreement) between the County of Santa Barbara and CoastHills Credit Union; and

d) 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 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 direct staff to file a Notice of Exemption.

**A-9) COUNTY COUNSEL**[17-00880](#)

Consider recommendations regarding Amendment No. 1 to an Agreement for Professional Legal Services with Rutan and Tucker, LLP, as follows: (4/5 Vote Required)

a) Approve, ratify, and authorize the Chair to execute Amendment No. 1 to the Agreement for Professional Legal Services between the County of Santa Barbara and Rutan and Tucker, LLP, amending the scope of work and increasing the not-to-exceed amount to \$200,000.00; 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-10) COUNTY EXECUTIVE OFFICE**[17-00873](#)

Approve Budget Revision Requests (SEE EXHIBIT A POSTED WITH AGENDA). (4/5 Vote Required).

**A-11) COUNTY EXECUTIVE OFFICE**[17-00875](#)

Consider recommendations regarding Appointments to the CenCal Health Board of Directors, as follows:

- a) Approve the Appointment of Van Do-Reynoso, MPH, PhD, Director of the Public Health Department (Classification-County of Santa Barbara) to the CenCal Health Board of Directors, effective January 1, 2018;
- b) Reappoint the following CenCal Health Board members for a two-year term, effective January 1, 2018 through December 31, 2019;
  - i) Daniel Herlinger, Consumer Classification-Community Business;
  - ii) Kurt Ransohoff, MD, Provider Classification-Physician, Medical Society Representative; and
  - iii) Kerin Mase, Provider Classification-Hospital Administrator-South County; and
- c) Determine that these activities are exempt from California Environmental Quality Act (CEQA) review per CEQA Guidelines Section 15378(b)(5) since the recommended actions are government administrative activities which do not involve commitment to any specific project which may result in potentially significant physical impact on the environment.

**ADDENDUM****Item A-12) on the Administrative Agenda is amended, as follows:****A-12) GENERAL SERVICES**[17-00882](#)

Consider recommendations regarding a Safe Parking Program on County Property: Sixth Amendment to the License and Service Agreement, File 003506, ~~First and~~ Second Districts, as follows:

- a) Approve and authorize the Chair to execute Sixth Amendment to License and Service Agreement between New Beginnings Counseling Center and the County of Santa Barbara for the Safe Parking Program on County property to: 1) add five designated RV parking spaces at the Employee University parking lot and a portable restroom at a location designated by County Facilities Maintenance manager, which will be at the sole cost of New Beginnings Counseling Center, at the County's Calle Real Campus and 2) delegate the authority to administer and enforce the program on behalf of the County Board of Supervisors, and to approve and execute any future amendments that are not in conflict with the purpose and use of the program and do not extend the term, to the General Services Director, or designee; and
- b) Approve the Notice of Exemption from the California Environmental Quality Act (CEQA) pursuant to CEQA Section 15301 - Class 1 consists of the operation, permitting, leasing, licensing,

or minor alterations of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use and direct staff to file the Notice of Exemption.

A-13) GENERAL SERVICES

[17-00874](#)

Consider recommendations regarding an Independent Contractor Agreement with Vanir Construction Management, Inc. for Services Associated with the Main Jail, as follows: (4/5 Vote Required)

- a) Approve Budget Revision Request No. 0005460 establishing appropriations of \$334,000.00 in General Services' Capital Fund 0030 for both the Main Jail Implementation Plan project and ADA consulting services;
- b) Approve and authorize the Chair to execute the Agreement with Vanir Construction Management, Inc. for master planning services associated with the Main Jail Implementation Plan in the amount of \$215,000.00;
- c) Approve and authorize the Director of General Services to issue amendments to the above agreement in an amount not to exceed \$21,500.00 for a total up to \$236,500.00;
- d) Approve and authorize the County Purchasing Agent to execute a change order under purchasing contract CN20216 with Vanir in order to continue Americans with Disabilities Act (ADA) consulting through December 31, 2018 and increase the purchasing contract by \$62,500.00 for additional consultation services for a total purchasing contract amount not to exceed \$162,000.00; and
- e) Find that the proposed actions are 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 they consist of administrative activities of government that will not result in direct or indirect physical changes in the environment, and direct staff to file of a Notice of Exemption on that basis.

A-14) PLANNING AND DEVELOPMENT

[17-00876](#)

Consider recommendations regarding Solid Rock Group New Agricultural Preserve Contract, Santa Maria Area, Fifth District, as follows:

- a) Approve and authorize the Chair to execute a New Agricultural Preserve Contract 17AGP-00000-00021, a single preserve of 161.44-acres (APN 128-100-014), located approximately 850 yards south of Foxen Canyon Rd. and 850 yards east of Telephone Rd, in the Santa Maria area;
- b) Adopt a Resolution, creating Agricultural Preserve 17AGP-00000-00021;
- c) Authorize recordation by the Clerk of the Board; and

d) Determine that the project is exempt from environmental review pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15317.

**A-15) PLANNING AND DEVELOPMENT**

[17-00877](#)

Consider recommendations regarding Submittal of a Local Coastal Program Amendment to the California Coastal Commission, Short-Term Rental (STR) Ordinance, as follows:

a) Adopt a Resolution and direct staff to submit the following amendments to the Santa Barbara County Local Coastal Program (LCP) to the California Coastal Commission (CCC) for review and certification:

i) Ordinance No. 5016 (Case No. 16ORD-00000-00012) that amends Article II, the Coastal Zoning Ordinance, of Chapter 35, Zoning, of the County Code by amending Division 1, In General, Division 2, Definitions, Division 4, Zoning Districts, Division 6, Parking Regulations, Division 7, General Regulations, and Division 12, Administration; and

ii) Ordinance No. 5017 (Case No. 17ORD-00000-00008) that amends Article II, the Coastal Zoning Ordinance, of Chapter 35, Zoning, of the County Code by amending Division 5, Overlay Districts; and

b) Find that the transmittal of this Resolution is an administrative activity of the County which will not result in direct or indirect physical changes in the environment and is therefore not a “project” as defined for purposes of the California Environmental Quality Act (CEQA) under State CEQA Guidelines Section 15378(b)(5).

**A-16) PLANNING AND DEVELOPMENT**

[17-00878](#)

Consider recommendations regarding Venoco Line 96 de-inventory Project, Emergency Permit Case No. 17EMP-00000-00012, Gaviota Area, Third District, as follows:

a) Receive and file a report on Emergency Permit 17EMP-00000-00012, which authorized the de-inventory of Venoco’s Line 96 to reduce the risk of an oil spill;

b) Determine that issuance of the Emergency Permit is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15269(c), as this action was necessary to prevent or mitigate an emergency; and

c) Determine that receiving and filing the report is not a project pursuant to CEQA Guidelines section 15378(b)(5), as it is an administrative government activity that will not result in direct or indirect physical changes in the environment.

A-17) PUBLIC WORKS[17-00857](#)

Consider recommendations regarding the Annual Public Works Director's Report and Resolution to Update the Orcutt Transportation Improvement Plan, Third and Fourth Districts, as follows:

- a) Receive and file the Public Works Director's Report for the Orcutt Transportation Improvement Plan;
- b) Review and approve the estimated costs of the transportation facilities described in the Report, the continued need for these facilities, and the reasonable relationship between the need and the impacts of development for which the fees are charged;
- c) Adopt a Resolution updating the Orcutt Transportation Improvement Plan and finding a reasonable relationship between the need for the public transportation facilities and a continued need for the facilities identified in the Orcutt Community Transportation Improvement Plan; and
- d) Determine that the proposed actions are administrative and other fiscal activities that do not involve commitment to any specific project, and are therefore not a project as defined by State California Environmental Quality Act Guidelines Section 15378, and approve the filing of the Notice of Exemption on that basis.

A-18) SHERIFF[17-00859](#)

Consider recommendations regarding First and Second Quarter Medical Grievance Oversight Coordinator Reports, as follows:

- a) Receive and file the First and Second quarter reports for 2017 from the Santa Barbara County Jail's Medical Grievance Oversight Coordinator; and
- b) Determine this action is exempt from California Environmental Quality Act (CEQA) pursuant to Section 15378(b) (5), which are organizational or administrative activities of governments that will not result in direct or indirect physical changes to the environment.

**Board of Supervisors**A-19) SUPERVISOR WILLIAMS[17-00884](#)

Approve the reappointment of Susan Keller to the Montecito Planning Commission, term ending January 8, 2020, First District.

A-20) SUPERVISOR WILLIAMS[17-00885](#)

Approve the reappointment of J' Amy Brown to the Montecito Planning Commission, term ending January 8, 2020, First District.

A-21) SUPERVISOR HARTMANN [17-00865](#)

Approve the appointment of Owen Wright, regular member, to the Central County Board of Architectural Review, term ending December 31, 2020, Third District.

A-22) SUPERVISOR ADAM [17-00867](#)

Approve the reappointment of Sharon Byrne to the Behavioral Wellness Commission, term ending January 1, 2021, Fourth District.

A-23) SUPERVISOR LAVAGNINO [17-00866](#)

Approve the appointment of Jaime Marks to the Commission for Women, term ending December 31, 2018, Fifth District.

**Hearing Requests**A-24) PLANNING AND DEVELOPMENT [17-00862](#)

Set a hearing to consider recommendations regarding the Coastal Resource Enhancement Fund (CREF): 2018-2022 Reassessment, Annual Status Report and Distribution of 2018 CREF Fees, as follows:

(Set a hearing for December 12, 2017. Time estimate: 10 minutes)

- a) Consider reassessment of Oil and Gas Project CREF payments for 2018-2022;
- b) Receive and file the annual CREF Status Report;
- c) Direct staff to set aside \$156,138.00 from the 2018 CREF fees for the Hollister Ranch Access Program and \$146,606.00 for the Fund Deferral Program for coastal acquisitions and solicit proposals with 2019 CREF fees in 2019;
- d) Amend the CREF Guidelines for the purposes of reassessing 2018-2022 CREF fees and documenting CREF fees set aside for the Hollister Ranch Access Program; and
- e) Determine that reassessing CREF fees, updating CREF Guidelines, receiving the annual CREF Status Report, and allocating 2018 CREF fees are exempt from CEQA pursuant to Sections 15378(b)(4) and (5) of the State Guidelines.

**Honorary Resolutions**A-25) SUPERVISOR WILLIAMS [17-00864](#)

Adopt a Resolution of Commendation honoring David Kim for his service as President of the Santa Barbara Association of Realtors.

**Resolutions to be Presented**A-26) SUPERVISOR HARTMANN[17-00863](#)

Adopt a Resolution of Commendation honoring Ian Swisher, Julia Kosowitz and Sally Leon-Tondro of the Agricultural Commissioner's/Weights and Measures office as the December 2017 Employees of the Month in Santa Barbara County.

A-27) SUPERVISOR HARTMANN[17-00868](#)

Adopt a Resolution proclaiming December 1, 2017 as World AIDS Day in Santa Barbara County.

**Approval of Administrative Agenda****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) (17-00001)*

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

**Departmental Agenda**  
**Planning Items and Public Hearings**

1) PLANNING AND DEVELOPMENT [17-00586](#)

HEARING - Consider recommendations regarding Case Nos. 17APL-00000-00002 and 17APL-00000-00003, the Olsten Trust Appeal and the Hair/Sturgess Appeal, respectively, of the Montecito Planning Commission's April 18, 2017 conditional de novo Preliminary Design Review approval of the Olsten Trust Single-Family Dwelling Demo-Rebuild, New Detached Garage, Cabaña and Pool (Case No. 14BAR-00000-00082), First District, as follows: (EST. TIME: 15 MIN.)

a) Approve in part and deny in part, the Olsten Trust appeal, Case No. 17APL-00000-00002;

b) Approve in part and deny in part, the Hair/Sturgess appeal, Case No. 17APL-00000-00003;

c) Make the required findings for Preliminary Design Review approval of the revised project, including the California Environmental Quality Act (CEQA) findings;

d) Determine that approval of the revised project is exempt from CEQA, pursuant to Section 15303; and

e) Grant de novo Preliminary Design Review Approval of the revised project, Case No. 14BAR-00000-00082, as show in plans dated October 5, 2017, and pursuant to the conditions of the settlement agreement, which have been incorporated into the plans dated October 5, 2017.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

2) COUNTY EXECUTIVE OFFICE [17-00881](#)

HEARING - Consider recommendations regarding the recruitment process for filling a vacancy on the Retirement Board of the Santa Barbara County Employees Retirement System, as follows: (EST. TIME: 15 MIN.)

a) Receive and file an update on the existing vacancies on the Retirement Board of the Santa Barbara County Employees Retirement System; and

b) Provide direction to staff regarding the appointment process.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

3) COMMUNITY SERVICES[17-00869](#)

HEARING - Consider recommendations regarding a First Amendment to the Countywide Library Agreement and an Update on the Formation of the City of Goleta's Municipal Library, as follows: (EST. TIME: 45 MIN.)

- a) Approve and authorize the Chair to execute a First Amendment to the Fiscal Year (FY) 2017-2018 Agreement for Operation of a Countywide Library System that increases funding for library services to the Cities of Lompoc, Santa Barbara and Santa Maria by \$162,000.00 for a total award of \$3,827,338.00;
- b) Receive and file an update on the status of the formation of a Municipal Library by the City of Goleta;
- c) Receive and file an update on the status of the Library Consultant; and
- d) Determine that the above recommendation actions are exempt from California Environmental Quality Act (CEQA) review per CEQA Guideline Sections 15378(b)(4) and 15378(b)(5), finding that recommended action a) is a creation of a governmental 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; and that recommended action b) 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, and direct staff to file a Notice of Exemption.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

4) PLANNING AND DEVELOPMENT[17-00879](#)

HEARING - Consider recommendations regarding a Status Report of Oil and Gas Operations in Santa Barbara County, as follows: (EST. TIME: 45 MIN.)

- a) Receive and file a comprehensive report on the status of offshore and onshore oil and gas operations in Santa Barbara County;
- b) Determine that this report does not constitute a project under the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15378(b)(5), since receiving this Report is an organizational or administrative activity of the government that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

5) GENERAL SERVICES[17-00883](#)

HEARING - Consider recommendations regarding Judge David W. Long's Arbitration Ruling and Awards, as corrected, dated June 16, 2017 as to Awards 1 through 9, in the matter of arbitration between Nomad Village Mobilehome Homeowners and Nomad Village Mobilehome Park, pursuant to Rule 23 of the Mobilehome Rent Control Rules for Hearings and Chapter 11A, Section A-4 of the Santa Barbara County Code, Second District, as follows: (EST. TIME: 1 HR.)

a) Make the following determinations as supported by the Findings:

i) Find that the Arbitrator did not abuse his discretion and affirm Award No. 1 related to the denial of Homeowner's Motion for Summary Judgment styled motion;

ii) Find that the Arbitrator did not abuse his discretion and affirm Award No. 2 related to the denial of Homeowner's objection to Management's Reply Brief on Attorney fees;

iii) Find that the Arbitrator did not abuse his discretion and affirm Award No. 3 related to the compliance by Management of the Meet and Confer requirements as set out in the Santa Barbara County Mobilehome Rent Control Ordinance;

iv) Find that the Arbitrator did not abuse his discretion and affirm Award No. 4 related to the timeliness of the Notice of Increase in Monthly Rent effective July 1, 2016;

v) Find that the Arbitrator did not abuse his discretion and affirm Award No. 5 related to granting of an automatic, pro rata, rent increase of 1.725% which is to be retroactive to July 1, 2016;

vi) Find that the Arbitrator did not abuse his discretion and affirm Award No. 6 related to the requested, per space, increase of \$29.31 as set forth in the Notice of Increase in Monthly Rent served March 31, 2016 to be capitalized at 9% and amortized over a period of 15 years;

vii) Find that the Arbitrator did not abuse his discretion and affirm Award No. 7 related to amounts claimed for capital improvements for Common Area Paving, Common Area Electrical Work and Related Engineering Costs, as set forth in the Notice of Increase in Monthly Rent served on March 31, 2016 in the amount of \$23.01 to be capitalized at 9% and amortized over a period of 15 years;

viii) Find that the Arbitrator did not abuse his discretion and affirm Award No. 8 related to attorney fees and costs arising from the 2011 Arbitration in the amount of \$56.30, per space retroactive to July 1, 2016, as set forth in the Notice of Monthly Rent Increase served on March 31, 2016 to be capitalized at 9% and amortized over a period of 7 years; and

ix) Find that the Arbitrator did not abuse his discretion and affirm Award No. 9 related to attorney fees and costs and expert fees arising from the current Arbitration, \$12.14 per month capitalized at 9% and amortized over a period of 7 years and retroactive to July 1, 2016, and \$1.26 per month beginning at least 90 days after Management properly gives notice of such increase; and

b) Determine that the proposed action is an administrative activity of the County which will not result in direct or indirect physical changes in the environment and is therefore not a “project” as defined for purposes of the California Environmental Quality Act (CEQA) under State CEQA Guidelines Section 15378(b)(5), approve and direct staff to file and post the Notice of Exemption on that basis.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

**Adjourn to**

**Tuesday, December 12, 2017**

**Joseph Centeno Betteravia Government Administration Building**

**Board Hearing Room**

**511 East Lakeside Parkway**

**Santa Maria**

**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, December 5, 2017 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, December 7, 2017, at 5:00 PM and on Saturday, December 9, 2017, at 10:00 AM on CSBTV Channel 20.*

**<http://www.countyofsb.org>**