

County of Santa Barbara
BOARD OF SUPERVISORS



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

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, January 29, 2019

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.

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 and Recessed to Closed Session (EST. TIME: 3 HR. 30 MIN.)

Roll Call

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

Pledge of Allegiance

Approval of Minutes of the January 15, 2019 Meeting

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

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

Absent: 1 - Supervisor Williams

County Executive Officer's Report

19-00001

No report from the County Executive Officer.

Closed Session

19-00002

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

Kenneth Manzer v. County of Santa Barbara, Workers' Compensation Appeals Board case number ADJ7006345.

CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code section 54956.8)

Property: Portion of Dangermond Preserve, Assessor's Parcel Numbers 083-510-063 (portion), 083-510-064, and 083-510-065 (portion), at 10000 Jalama Road in Lompoc, California (Third Supervisorial District). Agency negotiators: General Services Director Janette D. Pell and Community Services Director George Chapjian. Negotiating party: The Nature Conservancy, through Patsy Price of Brownstein Hyatt Farber Schreck, LLP. Under negotiation: price and terms of proposed dedication of property to County.

PUBLIC EMPLOYEE APPOINTMENT
(Paragraph (1) of subdivision (b) of Government Code section 54957)

Planning and Development Director.

Report from Closed Session

No reportable action taken.

Administrative Agenda

All matters listed hereunder constitute a consent agenda, and will be acted upon by a single roll call vote of the Board. Matters listed on the Administrative Agenda will be read only on the request of a member of the Board or the public, in which event the matter shall be removed from the Administrative Agenda and considered as a separate item.

Resolutions to be Presented

A-1) SUPERVISOR HART [19-00106](#)

Adopt a Resolution of Commendation honoring Jelena Pavlov upon her retirement from the Behavioral Wellness Department after over 20 years of service to the County of Santa Barbara.

A motion was made by Supervisor Hart, seconded by Supervisor Hartmann, that this matter be Adopted.

RESOLUTION NO. 19-7

The motion carried by the following vote:

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

A-2) SUPERVISOR HARTMANN [19-00079](#)

Adopt a Resolution declaring the Month of February 2019 as Grand Jury Awareness Month in Santa Barbara County.

A motion was made by Supervisor Hart, seconded by Supervisor Hartmann, that this matter be Adopted.

RESOLUTION NO. 19-8

The motion carried by the following vote:

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

Honorary Resolutions

A-3) SUPERVISOR WILLIAMS [19-00084](#)

Adopt a Resolution of Commendation honoring the 2018 Carpinterian of the Year.

A motion was made by Supervisor Hart, seconded by Supervisor Hartmann, that this matter be Adopted.

RESOLUTION NO. 19-9

The motion carried by the following vote:

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

A-4) SUPERVISOR WILLIAMS [19-00083](#)

Adopt a Resolution of Commendation honoring the 2018 Jr. Carpinterian of the Year.

A motion was made by Supervisor Hart, seconded by Supervisor Hartmann, that this matter be Adopted.

RESOLUTION NO. 19-10

The motion carried by the following vote:

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

A-5) SUPERVISOR WILLIAMS [19-00080](#)

Adopt a Resolution of Commendation honoring Custody Deputy Genaro C. Gomez Jr. upon his retirement from the Sheriff's Office after over 25 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Hart, seconded by Supervisor Hartmann, that this matter be Adopted.

RESOLUTION NO. 19-11

The motion carried by the following vote:

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

A-6) SUPERVISOR WILLIAMS, SUPERVISOR HART

19-00078

Adopt a Resolution celebrating the life and legacy of Dr. Martin Luther King Jr.

A motion was made by Supervisor Hart, seconded by Supervisor Hartmann, that this matter be Adopted.

RESOLUTION NO. 19-12

The motion carried by the following vote:

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

A-7) SUPERVISOR WILLIAMS, SUPERVISOR HARTMANN

19-00081

Adopt a Resolution supporting a statewide Commission on Recycling Markets.

A motion was made by Supervisor Williams, seconded by Supervisor Hartmann, that this matter be Adopted.

RESOLUTION NO. 19-13

The motion carried by the following vote:

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

Noes: 1 - Supervisor Adam

Administrative Items

A-8) AGRICULTURAL COMMISSIONER [19-00070](#)

Approve and authorize the Agricultural Commissioner, or her designee, to execute Agreement No. 18-0295 with the California Department of Food and Agriculture (CDFA) for support and services of compliance inspections related to the CalCannabis Licensing Division in the County of Santa Barbara for the period of February 1, 2019 through June 30, 2020 in the amount of \$140,000.00.

A motion was made by Supervisor Hart, seconded by Supervisor Hartmann, that this matter be Approved; Chair to Execute. The motion carried by the following vote:

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

A-9) AGRICULTURAL COMMISSIONER [19-00071](#)

Approve, ratify and authorize the Agricultural Commissioner, or her designee, to execute Agreement No. 18-0577-000-SG with the California Department of Food and Agriculture (CDFA) for support and services of compliance inspections related to the Bee Safe Program in the County of Santa Barbara for the period of November 15, 2018 through June 30, 2019 in the amount of \$55,864.69.

A motion was made by Supervisor Hart, seconded by Supervisor Hartmann, that this matter be Approved; Chair to Execute. The motion carried by the following vote:

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

A-10) BEHAVIORAL WELLNESS19-00095

Consider recommendations regarding a Memorandum of Understanding (MOU) between Behavioral Wellness and Department of Social Services (DSS) for Specialty Mental Health Services provided to Child Welfare Services Program Clients, Personnel Resolution, and Budget Revision Request, as follows: (4/5 Vote Required)

- a) Approve, ratify and authorize the Directors of the Department of Behavioral Wellness and DSS, or designees, to execute the ongoing MOU between the departments for the provision of two (2) dedicated Behavioral Wellness Mental Health Practitioners to provide Specialty Mental Health Services screenings, assessments and services to eligible DSS Child Welfare Services program clients, for an estimated revenue to Behavioral Wellness of \$306,871.00 per year, inclusive of an estimated \$171,463.00 paid by DSS to Behavioral Wellness and an estimated offset of Medi-Cal Federal Financial Participation of \$135,408.00, beginning in Fiscal Year 2018-2019;
- b) Adopt a Resolution effective January 28, 2019, which amends the Salary Resolution to add two (2) 1.0 FTE Mental Health Practitioner Intern/I/II positions;
- c) Approve Budget Revision Request No. 0005919 increasing appropriations of an estimated amount of \$306,871.00 in the Department of Behavioral Wellness, Mental Health Services Fund for Salaries and Benefits funded by unanticipated revenue funding from a Memorandum of Understanding with DSS (\$171,463.00) and with a Behavioral Wellness offset of Medi-Cal Federal Financial Participation revenue (\$135,408.00); and
- d) 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 Hart, seconded by Supervisor Hartmann, that this matter be Acted on as follows:

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

b) Adopted; and

RESOLUTION NO. 19-14

c) and d) Approved.

The motion carried by the following vote:

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

A-11) BEHAVIORAL WELLNESS19-00096

Consider recommendations regarding Behavioral Wellness Alcohol and Drug Program, Fiscal Years (FY) 2018-2021 First Amendment to Council on Alcohol and Drug Abuse (CADA) and Good Samaritan Agreements, as follows:

- a) Approve, ratify and authorize the Chair to execute a First Amendment to the Agreement for services of Independent Contractor with CADA (a local vendor), to revise program language for the provision of alcohol and drug Recovery Residence services under the DHCS Substance Abuse Prevention and Treatment Block Grant (SAPT/SABG), add a new program for the provision of DMC-ODS Residential Treatment Services, and increase the contract maximum by \$2,075,200.00 over the three-year term of the agreement, with a total contract maximum not to exceed \$5,585,216.00 for the period December 1, 2018 through June 30, 2021;
- b) Approve, ratify and authorize the Chair to execute a First Amendment to the Agreement for services of Independent Contractor with the Good Samaritan Shelter Services, Inc. (a local vendor), to revise program language for the provision of alcohol and drug Recovery Residence services under the DHCS Substance Abuse Prevention and Treatment Block Grant (SAPT/SABG), add a new program for the provision of DMC-ODS Residential Treatment Services, and increase the contract maximum by \$4,513,361.00 over the three-year term of the agreement, with a total contract maximum not to exceed \$12,327,643.00 for the period December 1, 2018 through June 30, 2021; and
- c) Determine that the above actions are organizational or administrative actions of government that will not result in direct or indirect physical changes in the environment, pursuant to section 15378(b) (5) of the California Environmental Quality Act (CEQA) guidelines.

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

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

The motion carried by the following vote:

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

A-12) CLERK-RECORDER-ASSESSOR

19-00064

Consider recommendations regarding 2017 - 2018 Biennial Amendments to the Santa Barbara County Single Comprehensive Conflict of Interest Code for County Departments, Commissions/Boards/Committees and Dependent Special Districts, as follows:

- a) Approve by Resolution the Santa Barbara County Single Comprehensive Conflict of Interest Code for County Departments, Commissions/Boards/Committees and Dependent Special Districts with the 2017-2018 Biennial Amendments (Single Code); 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.

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

a) Adopted; and

RESOLUTION NO. 19-15

b) Approved.

The motion carried by the following vote:

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

A-13) COMMUNITY SERVICES[19-00104](#)

Consider recommendations regarding the initiation of annexation of APN 097-371-010 (Oak Hills Estate) Tract Map 14,810 to County Service Area 4, Third District, as follows:

Acting as the governing authority of County Service Area 4:

- a) Adopt the Resolution initiating proceedings to annex territory known as APN 097-371-010 (Oak Hills Estate) Tract Map 14,810 to County Service Area 4; and
- b) Find that the above recommended action is not a “Project” within the meaning of the California Environmental Quality Act, pursuant to 14 CCR section 15378 (b)(5), in that the action is an organizational or administrative activity of government that will not result in direct or indirect physical changes in the environment.

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

Acting as the governing authority of County Service Area 4:

a) Adopted; and

RESOLUTION NO. 19-16

b) Approved.

The motion carried by the following vote:

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

A-14) COMMUNITY SERVICES[19-00105](#)

Consider recommendations regarding a Grant Application to California State Parks Division of Boating and Waterways for Clean Vessel Act - Floating Restrooms at Cachuma Lake, Third District, as follows:

- a) Authorize the Director of the Community Services Department, or designee, to apply for a grant from the State of California, Department of Parks and Recreation, Division of Boating and Waterways (DBW) for the Clean Vessel Act - Floating Restrooms at Cachuma Lake by submitting the grant application, including all required attachments and supporting documentation;
- b) Adopt a Resolution for authorizations by and designations of the Director of Community Services Department, or designee, as part of the DBW application for the Clean Vessel Act - Floating Restrooms; and

c) Determine that the above recommended actions are not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15311(c), finding that the action consists of non-permanent restrooms placed in generally the same locations in publicly owned areas designed for public use.

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

a) Authorized;

b) Adopted; and

RESOLUTION NO. 19-17

c) Approved.

The motion carried by the following vote:

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

A-15) COUNTY COUNSEL

19-00068

Consider recommendations regarding an amendment to the Conflict of Interest Code of the Santa Barbara Metropolitan Transit District, as follows:

a) Approve the proposed amendment to the Conflict of Interest Code of Santa Barbara Metropolitan Transit District; 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.

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

a) and b) Approved.

The motion carried by the following vote:

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

A-16) COUNTY COUNSEL[19-00069](#)

Consider recommendations regarding an amendment to the Conflict of Interest Code of the Santa Barbara Community College District, as follows:

- a) Approve the proposed amendment to the Conflict of Interest Code of Santa Barbara Community College District; 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.

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

a) and b) Approved.

The motion carried by the following vote:

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

A-17) COUNTY COUNSEL[19-00073](#)

Consider recommendations regarding an agreement for Legal Services with Oliver, Sandifer and Murphy for Eminent Domain Proceedings and Litigation, as follows: (4/5 Vote Required)

- a) Approve, ratify and authorize the Chair to execute the Agreement for Professional Services between the County of Santa Barbara and attorney Duff Murphy, of the firm Oliver, Sandifer and Murphy, from August 1, 2018 through June 30, 2020, for a total not to exceed amount of \$150,000.00; and
- b) Find that the proposed contract is not a “project” under the California Environmental Quality Act (CEQA) Guidelines section 15378(b)(4) in that it does not involve a commitment to any specific project which may result in a potentially significant impact to the environment.

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

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

b) Approved.

The motion carried by the following vote:

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

A-18) COUNTY COUNSEL[19-00074](#)

Consider recommendations regarding a Third Amendment to the Agreement for Legal Services with Oliver, Sandifer and Murphy for Eminent Domain Litigation, as follows: (4/5 Vote Required)

a) Approve, ratify, and authorize the Chair to execute the Third Amendment to the Agreement for Professional Services between the County of Santa Barbara and attorney Duff Murphy, of the firm Oliver, Sandifer and Murphy, to increase compensation \$60,000.00, for a total not to exceed amount of \$210,000.00; and

b) Find that the proposed contract is not a “project” under the California Environmental Quality Act (CEQA) Guidelines section 15378(b)(4) in that it does not involve a commitment to any specific project which may result in a potentially significant impact to the environment.

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

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

b) Approved.

The motion carried by the following vote:

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

A-19) COUNTY EXECUTIVE OFFICE[19-00060](#)

Consider recommendations regarding an updated method for incorporating specific limited-discretionary revenues as part of the County’s Annual Budget Process, as follows:

a) Approve proposed revision to the annual allocation method for Tobacco Settlement limited-discretionary revenues as part of the County’s annual budget process;

b) Approve proposed revision to the annual allocation method for Proposition 172 limited-discretionary revenues as part of the County’s annual budget process, superseding previous County Resolution No. 12-137;

c) Approve allocation methods for DNA Trust Fund and Local Innovation Subaccount limited-discretionary revenues as part of the County’s annual budget process; and

d) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378 that the above activity is not a project under the CEQA.

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

a) Through d) Approved.

The motion carried by the following vote:

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

A-20) COUNTY EXECUTIVE OFFICE

19-00097

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

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

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

A-21) COUNTY EXECUTIVE OFFICE

19-00099

Consider recommendations regarding the re-ratification of a Proclamation of Local Emergency Caused by Drought Conditions, as follows:

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

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

a) Adopted;

RESOLUTION NO. 19-18

b) Directed; and

c) Approved.

The motion carried by the following vote:

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

A-22) COUNTY EXECUTIVE OFFICE

19-00100

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

a) Adopt a Resolution re-ratifying the Proclamations of Local Emergencies related to the Thomas Fire/Storm Incident that exist in Santa Barbara County pursuant to Government Code Section 8630(c);

b) Direct the Office of Emergency Management to return within 60 days for re-ratification of the Emergency until such time that the response and recovery conditions dictate otherwise; and

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

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

a) Adopted;

RESOLUTION NO. 19-19

b) Directed; and

c) Approved.

The motion carried by the following vote:

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

A-23) DISTRICT ATTORNEY19-00086

Consider recommendations regarding the Fiscal Year (FY) 2019-2020 Santa Maria Community Development Block Grant Application, as follows:

- a) Approve and authorize the Santa Barbara County District Attorney's Office to apply for grant funding from the City of Santa Maria Community Development Block Grant program for Fiscal Year 2019-2020;
- b) Direct staff to return to the Board for consideration of acceptance, should the grant be awarded;
- c) Determine that the above action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), because it consists 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
- d) Determine that the above actions are exempt from the National Environmental Policy Act (NEPA) pursuant to 40 Code of Federal Regulations section 1508.4, under a categorical exclusion, because these actions do not individually or cumulatively have a significant effect on the human environment and which have been found to have no such effect in procedures adopted by a Federal agency in implementation of these regulations.

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

- a) Approved and authorized;**
- b) Directed; and**
- c) and d) Approved.**

The motion carried by the following vote:

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

A-24) DISTRICT ATTORNEY[19-00087](#)

Consider recommendations regarding an amendment to a Grant Agreement with the California Department of Insurance for the Workers' Compensation Insurance Fraud Program, Fiscal Year 2018-2019, as follows:

- a) Adopt a Resolution approving, ratifying, and authorizing the District Attorney to execute a Grant Agreement Amendment with the California Department of Insurance for the Workers' Compensation Insurance Fraud Program for the period of July 1, 2018 through June 30, 2019 in the amount of \$10,983.00, for a new total of \$403,104.00 for the current Fiscal Year; and
- b) Determine that the above action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), because it consists 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.

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

a) Adopted; and

RESOLUTION NO. 19-20

b) Approved.

The motion carried by the following vote:

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

A-25) GENERAL SERVICES[19-00101](#)

Consider recommendations regarding a Fire Department Fuel Donation, Acceptance of Non-Cash Donation Greater than \$10,000.00, as follows: (4/5 Vote Required)

- a) Accept a non-cash donation of 3,800 gallons of fuel, valued at \$11,000.00, from IPC (USA), Inc.;
- b) Approve Budget Revision Request No. 0006121 to appropriate the donation revenue transfer to the Fire Department Fire Protection District Fund with a corresponding appropriation of the operating transfer into the Fire Protection District Fund for motor pool charges; and
- c) Determine that the above recommended actions do not constitute a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the actions are the creation of a governmental funding mechanism or other government fiscal activity, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

- a) Accepted; and
- b) and c) Approved.

The motion carried by the following vote:

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

A-26) GENERAL SERVICES

19-00102

Consider recommendations regarding a Local Vendor Preference Policy Update, as follows:

- a) Approve the recommended update to the Local Vendor Preference policy that authorizes the Chief Procurement Officer (Purchasing Manager) to allow the lowest bidding local vendor that bid within 6% of the lowest, non-local bidder the opportunity to match the lowest bid; and
- b) Determine that the above recommended actions do not constitute a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the actions are the creation of a governmental funding mechanism or other government fiscal activity, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

A motion was made by Supervisor Hartmann, seconded by Supervisor Hart, that this matter be Continued, as follows: February 12, 2019 on the Departmental Agenda in Santa Maria. The motion carried by the following vote:

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

A-27) GENERAL SERVICES

19-00103

Consider recommendations regarding an update on Government Code Section 25502.5, Service Contract aggregate spend not to exceed \$200,000.00, as follows:

- a) Receive and file an update on revised California Government Code Section 25502.5; and
- b) Determine the above actions are not a "Project" within the meaning of the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(5) of the CEQA Guidelines, because the actions consist of organizational or administrative activities of the government that will not result in direct or indirect physical changes in the environment.

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

a) Received and filed; and

b) Approved.

The motion carried by the following vote:

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

A-28) PLANNING AND DEVELOPMENT

19-00066

Consider recommendations regarding Advanced Metering Facility Zoning Ordinance Amendments and Agreement for Services with Wood Environment and Infrastructure Solutions, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute an Agreement for Services of Independent Contractor with Wood Environment and Infrastructure Solutions to prepare Zoning Ordinance amendments and associated planning activities during the period of February 1, 2019, to December 31, 2019, for a base amount of \$127,958.00 and a total contract amount not to exceed \$147,152.00;
- b) Authorize the Director of Planning and Development, or designee, to approve up to a 15% contingency cost not to exceed \$19,194.00 for services being performed under the Agreement, for a total contract amount not to exceed \$147,152.00;
- c) Approve and authorize the Director of Planning and Development, or designee, to make immaterial changes in accordance with Section 35 of the Agreement;
- d) Approve Budget Revision Request No. 0006111, increasing Account 7460, Professional Services, offset by an increase to revenue Account 5101, Environmental Resource Services, in Planning and Development in the amount of \$147,152.00; and
- e) Determine that the Board of Supervisors' actions are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), which exempts organizations or administrative activities of governments that will not result in direct or indirect physical changes to the environment.

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

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

The motion carried by the following vote:

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

A-29) PLANNING AND DEVELOPMENT

[19-00082](#)

Consider recommendations regarding the authorization of a Professional Services Contract with LSA Associates, Inc. to prepare a Supplemental Environmental Impact Report (SEIR) for the proposed Orcutt Marketplace Project (Key Site 1), Orcutt Community Plan area, Fourth District, as follows:

- a) Approve and authorize the Chair to execute an Agreement for Services of Independent Contractor with LSA Associates, Inc. to complete a SEIR for the Orcutt Marketplace project for a base amount of \$148,680.00 and a total contract amount not to exceed \$163,548.00;
- b) Authorize the Director of Planning and Development, or designee, to approve up to a 10% contingency cost of the base amount not to exceed \$14,868.00 for services being performed under the Agreement;
- c) Approve and authorize the Director of Planning and Development, or designee, to make immaterial changes in accordance with Section 35 of the Agreement; and
- d) Determine that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5), which addresses organizational or administrative activities of governments that will not result in direct or indirect physical changes to the environment.

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

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

The motion carried by the following vote:

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

A-30) PUBLIC HEALTH

19-00093

Consider recommendations regarding the First Amendment to the Maddy Emergency Medical Services Fund Agreement with the Santa Barbara Cottage Hospital, as follows:

- a) Approve, ratify, and authorize the Chair to execute a First Amendment to the Agreement for Maddy Emergency Medical Services Fund Distributions with Santa Barbara Cottage Hospital, to change the period of performance so that it matches other local hospitals making extensions automatic through December 31, 2026, unless earlier terminated, to continue providing partial compensation for trauma and emergency medical services provided to the uninsured and medically indigent; and
- b) Determine that the proposed actions do not constitute a “Project” within the meaning of California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(4) of the CEQA Guidelines, because they consist of the creation of government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant impact on the environment.

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

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

The motion carried by the following vote:

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

A-31) PUBLIC HEALTH19-00094

Consider recommendations regarding SUNRx 340B Prescription Drug Administrative Services Agreement, as follows:

- a) Approve, ratify, and authorize the Chair to execute an Agreement for the SUNRx Prescription Drug Administrative Services for the ongoing development and administration of a 340B Pharmacy Network administered by the Public Health Department for the period of July 1, 2018 through June 30, 2021. This Agreement is expected to generate at least \$2,200,000.00 annually for the Public Health Department after administrative service costs;
- b) Approve and authorize the Director of the Public Health Department, or designee, to enter, terminate, or amend contract pharmacy agreements within the scope of this agreement; and
- c) Determine that the recommended 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, because the action is an organizational or administrative activity of the government that will not result in direct or indirect physical changes in the environment.

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

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

The motion carried by the following vote:

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

A-32) PUBLIC HEALTH19-00098

Consider recommendations regarding Children’s Medical Services Plan for Fiscal Year 2018-2019, as follows:

- a) Approve, ratify, and authorize the Chair and required County Directors and Officers to certify the Children’s Medical Services Plan for funding from the State Department of Health Services for the Children’s Medical Services program for the period of July 1, 2018 through June 30, 2019, in the amount of \$1,958,391.00; and
- b) Determine that the approval, ratification and certification of the above Plan is exempt from California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(4), since the recommended action is for government fiscal activity that does not involve commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

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

The motion carried by the following vote:

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

A-33) PUBLIC WORKS

19-00077

Consider recommendations regarding adopting intersection controls and parking restrictions in the First, Second, Third, and Fourth Districts, as follows:

- a) Adopt a Resolution to rescind a parking restriction in the Third District;
- b) Adopt a Resolution to establish new Stop Controls and new Parking Restrictions in the First, Second, Third, and Fourth Districts; and
- c) Find that the proposed actions are for continuing maintenance of routinely updated existing public facilities, which is not considered a “Project” as defined by the California Environmental Quality Act (CEQA) pursuant to Title 14 of the California Code of Regulations, Section 15378(b)(2), and does not require approval of CEQA.

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

- a) Adopted;**

RESOLUTION NO. 19-21

- b) Adopted; and**

RESOLUTION NO. 19-22

- c) Approved.**

The motion carried by the following vote:

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

A-34) PUBLIC WORKS19-00089

Consider recommendations regarding the initiation of Annexation of APN 097-371-010 (Oak Hills Estate Tract Map 14,810) to the Santa Barbara North County Lighting District and establishing a Zone of Benefit, Third District, as follows:

a) Adopt the Resolution initiating proceedings to annex territory known as APN 097-371-010 (Oak Hills Estate Tract Map 14,810) to the Santa Barbara North County Lighting District;

b) Find that the adoption of a Resolution to initiate annexation is not a “Project” within the meaning of the California Environmental Quality Act, pursuant to 14 CCR 15378 (b)(5), in that the action is an organizational or governmental administrative activity that will not result in physical changes in the environment;

c) Adopt the Resolution initiating proceedings to form a zone of benefit and establish assessments within the North County Lighting District to fund street lighting for Oak Hills Estate (Tract 14,810);

d) Set a hearing on the departmental agenda of March 19, 2019 to:
(Set a hearing for March 19, 2019. Time estimate: 10 minutes)

i) Receive testimony of any written protests or support;

ii) Count the written property owner ballot(s); and

iii) Adopt the Resolution creating a zone of benefit for Oak Hills Estate (Tract Map 14,810) within the Santa Barbara North County Lighting District and imposing an annual assessment for streetlighting services should there not be a majority protest; and

e) Find that the adoption of Resolutions to initiate formation and forming a zone benefit assessment is statutorily exempt from the California Environmental Quality Act pursuant 14 CCR 15378(b)(4) in that they are for the creation of government funding mechanisms which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

a) Adopted;

RESOLUTION NO. 19-23

b) Approved;

c) Adopted;

RESOLUTION NO. 19-24

d) i) through iii) Set Hearing on the Departmental agenda on March 19, 2019; and

e) Approved.

The motion carried by the following vote:

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

A-35) PUBLIC WORKS

[19-00092](#)

Consider recommendations regarding Southern California Edison Interconnection Agreements for the Tajiguas Resource Recovery Project, County Project No. 828368, Third District, as follows:

- a) Approve and authorize the Chair to execute the Generator Interconnection Agreement and Wholesale Distribution Services Agreement in the amount of \$596,864.00 with Southern California Edison for the electrical interconnection between the Tajiguas Resource Recovery Project Anaerobic Digestion Facility and the Southern California Edison electricity grid;
- b) Approve and authorize the Chair to execute the Net Energy Metering and Generating Facility Interconnection Agreement and Facilities Financing and Ownership Agreement in the amount of \$522,436.00 with Southern California Edison for the electrical interconnection between the Tajiguas Resource Recovery Project Materials Recovery Facility and the Southern California Edison electricity grid; and

c) Determine that the previous Final Subsequent Environmental Impact Report (EIR) 12EIR-00000-00002 (SCH No. 2012041068) and Subsequent EIR Revision Letter and Errata dated May 27, 2016 certified by the Board of Supervisors on July 12, 2016 and Final Subsequent EIR Addendum dated August 11, 2017 (revised October 26, 2017) considered by the Board of Supervisors on November 14, 2017 are adequate review pursuant to California Environmental Quality Act Guidelines Section 15162, no substantial changes are proposed, and no new information of substantial importance has come to light regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures, and therefore the Generator Interconnection Agreement, the Wholesale Distribution Services Agreement, the Net Energy Metering and Generating Facility Interconnection Agreement, and the Facilities Financing and Ownership Agreement with Southern California Edison are within the scope of the project covered by the prior environmental review and no subsequent Environmental Impact Report or Negative Declaration shall be prepared for this action.

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

a) and b) Approved and authorized; Chair to execute; and

c) Approved.

The motion carried by the following vote:

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

A-36) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [19-00091](#)

Consider recommendations regarding the North Avenue Storm Drain Improvement Project - East Phase, Fourth District, as follows:

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

a) Approve and authorize the Chair to execute “Joint Exercise of Powers Agreement” with the City of Lompoc to share services for the North Avenue Storm Drain Improvement Project - East Phase;

b) Approve plans and specifications for the North Avenue Storm Drain Improvement Project - East Phase;

c) Award the construction contract for the North Avenue Storm Drain Improvement Project - East Phase, in the amount of \$299,822.70 (including \$35,000.00 in itemized supplemental work) to the lowest responsible bidder Cedro Construction, Inc. (a tri-county vendor), subject to the provisions of documents and certifications, as set forth in the plans and specifications applicable to the project and as required by law;

- d) Approve and authorize the Chair to execute the Construction Contract upon return of the contractor's executed contract documents, and the review and approval of the County Counsel, Auditor-Controller, and Risk Manager or their authorized representatives;
- e) Authorize the Public Works Director or designee to approve changes or additions to the work being performed under the Construction Contract, in an amount not to exceed \$27,491.14 for the North Avenue Storm Drain Improvement Project - East Phase;
- f) Approve and authorize the Chair to execute the Agreement for Services of Independent Contractor with Filippin Engineering (a local vendor) to provide construction management and inspection services for the North Avenue Storm Drain Improvement Project - East Phase, for the period of January 29, 2019 through December 31, 2019 in an amount not to exceed \$102,168.00;
- g) Authorize the Public Works Director or designee to approve amendments to the professional services agreement with Filippin Engineering in an amount not to exceed \$10,216.80;
- h) Determine that the North Avenue Storm Drain Improvement Project - East Phase to be carried out is for the benefit of a single zone; and
- i) Determine that the North Avenue Storm Drain Improvement Project was found by the Board to be exempt from the provisions of the California Environmental Quality Act, pursuant to State California Environmental Quality Act Guidelines Section 15304, Minor Alterations to Land, on Nov. 11, 2011, upon approval of the project; that a Notice of Exemption was filed on that basis, and the proposed action is within the scope of that Notice of Exemption.

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

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

- a) Approved and authorized; Chair to execute;**
- b) and c) Approved;**
- d) Approved and authorized; Chair to execute;**
- e) Authorized;**
- f) Approved and authorized; Chair to execute;**
- g) Authorized; and**
- h) and i) Approved.**

The motion carried by the following vote:

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

A-37) SOCIAL SERVICES19-00065

Consider recommendations regarding agreements with Goodwill Industries of Ventura and Santa Barbara Counties for Transitional Jobs Program for Adults and Youth, as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute an Agreement for Services of Independent Contractor with Goodwill Industries of Ventura and Santa Barbara Counties in the amount not to exceed \$29,480.00 to provide Transitional Jobs Program services for Adults for the period of February 1, 2019 through December 31, 2019;

b) Approve and authorize the Chair to execute an Agreement for Services of Independent Contractor with Goodwill Industries of Ventura and Santa Barbara Counties in the amount not to exceed \$28,000.00 to provide Transitional Jobs Program services for Youth for the period of February 1, 2019 through December 31, 2019;

c) Approve Budget Revision Request No. 0006118 to increase appropriations in the amount of \$57,480.00 in the Social Services Department in Fund 0058. The Santa Barbara County Workforce Development Board will use surplus of program year 2018-2019 funding (one-time funding) of \$57,480.00 from United States Department of Labor, Employment and Training Administration Workforce Innovation and Opportunity Act (WIOA) Adult and Youth Formula funds; and

d) Determine that the above recommended actions are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), finding that the above recommended actions are covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and where it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment, the activities are not subject to CEQA.

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

a) and b) Approved and authorized; Chair to execute; and

c) and d) Approved.

The motion carried by the following vote:

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

A-38) SOCIAL SERVICES19-00067

Consider recommendations regarding an agreement with the Foundation for California Community Colleges to provide Career Catalyst Services for the Transitional Jobs Program, as follows: (4/5 Vote Required)

a) Approve and authorize the Department of Social Services, on behalf of the Workforce Development Board, to utilize the California Workforce Association competitive procurement process for the purpose of awarding a new contract to provide Career Catalyst services as part of the Santa Barbara County Workforce Development Board's Transitional Jobs Program;

b) Approve and authorize the Chair to execute an Agreement with the Foundation for California Community Colleges, to provide payroll services, for the period of January 9, 2018 through December 31, 2019, in an amount not to exceed \$453,511.63;

c) Approve Budget Revision Request No. 0006086 to increase appropriations in the amount of \$453,511.63 in the Social Services Department in Fund 0058. The Workforce Development Board will use surplus of program year 2018-2019 funding of \$453,511.63 from United States Department of Labor, Employment and Training Administration Workforce Innovation and Opportunity Act (WIOA) Adult and Youth Formula funds; and

d) Determine that the above recommended actions are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), finding that the above recommended actions are covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and where it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment, the activities are not subject to CEQA.

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

a) Approved and authorized;

b) Approved and authorized; Chair to execute; and

c) and d) Approved.

The motion carried by the following vote:

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

A-39) SUPERIOR COURT[19-00075](#)

Approve, ratify, and authorize the Chair to execute Amendment No. 4 to the Agreement for Services for Legal Representation of Eligible Indigents with Criminal Defense Associates and lead attorneys Douglas R. Hayes and William Duval, and the Superior Court of California, County of Santa Barbara for the provision of conflict defense (alternate Public Defender) services in the South County Superior Courts for the period of January 1, 2019 through June 30, 2019.

A motion was made by Supervisor Hart, seconded by Supervisor Hartmann, that this matter be Approved, ratified and authorized; Chair to execute. The motion carried by the following vote:

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

A-40) SUPERIOR COURT[19-00076](#)

Approve, ratify, and authorize the Chair to execute Amendment No. 4 to the Agreement for Services for Legal Representation of Eligible Indigents with the North County Defense Team and lead attorney Michael J. Scott, and the Superior Court of California, County of Santa Barbara, for the provision of conflict defense (alternate Public Defender) services in the North County Superior Courts for the period of January 1, 2019 through June 30, 2019.

A motion was made by Supervisor Hart, seconded by Supervisor Hartmann, that this matter be Approved, ratified and authorized; Chair to execute. The motion carried by the following vote:

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

A-41) TREASURER-TAX COLLECTOR[19-00072](#)

Consider recommendations regarding the Santa Barbara Unified School District General Obligation Bonds Issuance, Election of 2016, as follows:

a) Adopt a Resolution authorizing the Santa Barbara Unified School District to issue and sell bonds directly, in accordance with Education Code 15140(b), in an amount not to exceed \$50,000,000.00;

b) Adopt a Resolution authorizing the Santa Barbara Unified School District to issue and sell bonds directly, in accordance with Education Code 15140(b), in an amount not to exceed \$20,000,000.00 (School Facilities Improvement District No. 1); and

c) Determine that the above actions do not involve any commitment to any specific project which may result in potentially significant impact on the environment, and therefore they are 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 Hart, seconded by Supervisor Hartmann, that this matter be Acted on as follows:

a) Adopted;

RESOLUTION NO. 19-25

b) Adopted; and

RESOLUTION NO. 19-26

c) Approved.

The motion carried by the following vote:

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

Board of Supervisors

A-42) SUPERVISOR HARTMANN

[19-0088](#)

Approve the reappointment of Robert Geis to the Isla Vista Community Services District, term ending February 28, 2023, Third District.

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

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

Hearing Requests

- A-43) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT, BOARD OF DIRECTORS, WATER AGENCY [19-00090](#)

Set a hearing to consider recommendations regarding the State Water Project Contract and Cachuma Project Water Service Contract Renewal, as follows:

(Set a hearing for February 5, 2019. Time estimate: 1 hour 30 minutes):

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

- a) Receive a report on the request from the Central Coast Water Authority for the assignment of the State Water Project Contract from the County Flood Control District to the Central Coast Water Authority;
- b) Direct staff to either:
 - i) Receive comments from the Board regarding the transfer of the State Water Project Contract from the Flood Control District to the Central Coast Water Authority and return to the Board with analysis of these issues and to receive a presentation by the Central Coast Water Authority on their request; or
 - ii) Take no action on the assignment request from the Central Coast Water Authority; and
- c) Determine that the proposed actions are not a project under the California Environmental Quality Act, pursuant to Guidelines Section 15378(b)(5), organizational or administrative activities that will not result in a direct or indirect physical change in the environment;

Acting as the Board of Directors, Water Agency:

- d) Receive a report on the status of the Cachuma Project Water Service Contract Renewal Process; and
- e) Determine that the proposed actions are not a project under the California Environmental Quality Act, pursuant to Guidelines Section 15378(b)(5), organizational or administrative activities that will not result in a direct or indirect physical change in the environment.

A motion was made by Supervisor Hart, seconded by Supervisor Hartmann, that this matter be Set for a hearing, as follows: February 5, 2019 in Santa Barbara (EST. TIME: 1 HR. 30 MIN.) The motion carried by the following vote:

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

Resolutions to be Presented

A-44) SUPERVISOR WILLIAMS [19-00123](#)

Adopt a Resolution of Commendation honoring Private First Class Salvador Perez as the January 2019 Veteran of the Month in Santa Barbara County.

A motion was made by Supervisor Hart, seconded by Supervisor Hartmann, that this matter be Adopted.

RESOLUTION NO. 19-27

The motion carried by the following vote:

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

Board of Supervisors

A-45) SUPERVISOR HART [19-00124](#)

Approve the reappointment of Cecilia Brown to the Planning Commission, term ending December 31, 2020, Second District.

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

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

Public Comment Period

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

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

Re: County Land Use Process - Ed Kalasky addressed the Board.

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Re: Conservatorships - Patricia Rosen addressed the Board.

Re: Conservatorships / Montecito Trail System - Bryan Rosen addressed the Board.

Re: Protecting our Coast and Oceans - Dorothy Dent addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE 19-00085

HEARING - Consider recommendations regarding options for Cannabis Regulatory Amendments and Authorization of California Environmental Quality Act (CEQA) Compliance for State Provisional Annual Licenses, as follows: (EST. TIME: 1 HR. 30 MIN.)

a) Review areas for potential amendment to the County’s current cannabis permitting and licensing regulations, as previously requested by the Board;

b) Provide conceptual direction on possible amendments to Chapter 35, Section 35-1 [Land Use and Development Code (LUDC)], Article II [Coastal Zoning Ordinance (Article II)], and the Santa Barbara County Uniform Rules for Agricultural Preserves and Farmland Security Zones, as well as Chapter 50 (Licensing of Commercial Cannabis Operations), of the County Code, to improve the effectiveness of the cannabis regulatory system;

c) Authorize the County Executive Office to notify State Cannabis Licensing Authorities that compliance with CEQA is underway for applications for provisional licenses pursuant to California Business and Professions Code Section 26050.2, if:

i) The applicant holds an active State temporary cannabis license for the same site and cannabis activity which are the subject of the State Provisional Annual cannabis license application; and

ii) The applicant for a State annual cannabis license has engaged in the land use permitting process set forth in the LUDC or Article II (as applicable) by having: (a) a permit application accepted for processing by Planning and Development and paid the requisite permit processing fees; or (b) received the requisite cannabis permit and applied for, but not yet obtained, the corresponding Business License; and

d) Determine, pursuant to CEQA Guidelines 15378(b)(5), that the above actions are not a project subject to CEQA review because they are administrative activities that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HERING TIME: 2:25 PM - 6:45 PM (4 HRS. 20 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Reviewed and considered potential amendments;
- b) Provided conceptual direction to staff on potential amendments to regulations as reflected on page 3 of County Executive Office presentation dated January 29, 2019;

Further directed staff to explore further restrictions on smaller AGI Zoning in the inland zone districts; and

For permit applications, to require noticing of all properties within an EDRN (Existing Developed Rural Neighborhood) for commercial cannabis cultivation on lots located in an EDRN or that require the use of a roadway in an EDRN.

c) i and ii) Approved.

d) Approved.

The motion carried by the following vote:

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

2) PUBLIC HEALTH[19-00037](#)

HEARING - Consider recommendations regarding Ordinances repealing certain articles in Chapters 15 and 18, adopting Chapter 18C, Article III, and amending Chapter 24A for Environmental Health Services, as follows: (EST. TIME: 30 MIN.)

a) Receive and file a presentation regarding Ordinances to repeal certain Articles in Chapter 15 and Chapter 18, to adopt Chapter 18C, Article III entitled “Certified Unified Program Agency” and to amend Chapter 24A to correct Chapter and Articles references;

b) Approve the introduction (First Reading) of an Ordinance to repeal Chapter 15, Article VII, entitled “Fire Department Administration of Hazardous Materials/Wastes Laws”, sections 15-126 through 15-132;

c) Approve the introduction (First Reading) of an Ordinance to repeal Chapter 18, Article III, entitled “Hazardous Waste Materials Storage Ordinance”, sections 18-21 and 18-22 and Article IV, entitled “Hazardous Waste Generator Ordinance”, section 18-30 through 18-34.2;

d) Approve the introduction (First Reading) of an Ordinance to adopt Chapter 18C, Article III, entitled “Certified Unified Program Agency”;

e) Approve the introduction (First Reading) of an Ordinance to repeal Chapter 18, Article V, entitled “Infectious Waste Generator Ordinance”, section 18-36 through 18-40.2;

f) Approve the introduction (First Reading) of an Ordinance to amend Chapter 24A entitled “Administrative Fines” with corrected Chapter and Article references;

g) Read the titles of each of the above Ordinances into the record and waive full reading of each of these Ordinances; and

h) Continue the hearing to the Administrative Agenda for February 5, 2019 to consider recommendations, as follows:

i) Consider and approve the adoption (Second Reading) of an Ordinance to repeal Chapter 15, Article VII, entitled “Fire Department Administration of Hazardous Materials/Wastes Laws”, section 15-126 through 15-132;

ii) Consider and approve the adoption (Second Reading) of an Ordinance to repeal Chapter 18, Article III, entitled “Hazardous Waste Materials Storage Ordinance”, sections 18-21 and 18-22 and Article IV, entitled “Hazardous Waste Generator Ordinance”, sections 18-30 through 18-34.2;

iii) Consider and approve the adoption (Second Reading) of an Ordinance (adopting Chapter 18C, Article III, entitled “Certified Unified Program Agency”;

iv) Consider and approve the adoption (Second Reading) of an Ordinance to repeal Chapter 18, Article V, entitled “Infectious Waste Generator Ordinance”, sections 18-36 through 18-40.2;

v) Consider and approve the adoption (Second Reading) of an Ordinance amending Chapter 24A entitled “Administrative Fines”; and

vi) Determine that the recommended activities are not a Project and are exempt from California Environmental Quality Act review per California Environmental Quality Act (CEQA) Guideline Sections 15378(b)(4) and 15378(b)(5) because the actions are administrative activities of a local government and government fiscal activities which do not involve any commitment to a 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

HEARING TIME: 6:40 PM - 6:43 BPM (3 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Received and filed;

b) through g) Read titles, waived further reading of the ordinances. Introductions approved, adoption (second readings) set for February 5, 2019 on the administrative agenda in Santa Barbara; and

h) i) through vi) Set for February 5, 2019 on the administrative agenda in Santa Barbara.

The motion carried by the following vote:

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

Absent: 1 - Supervisor Adam

3) SHERIFF

19-00040

HEARING - Consider recommendations regarding the adoption of a Resolution increasing the Santa Barbara County Sheriff’s Office fee for Live Scan / Ink Print fingerprinting, as follows: (4/5 Vote Required) (EST. TIME: 15 MIN.)

a) Adopt a Resolution increasing the Santa Barbara County Sheriff’s Office fee for Live Scan / Ink Print fingerprinting in accordance with County Ordinance 3409 and section 2.10.1 of the Santa Barbara County Code; and

b) Find that the proposed action is exempt from the California Environmental Quality Act (CEQA) Guidelines review pursuant Section 15273 and to Public Resources Code Section 21080(b)(8), and that the fees will be used for the purpose of meeting operating expenses and for the purchase of supplies, equipment, and materials.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 6:44 NPM - 6:45 PM (1 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Adopted.

RESOLUTION NO. 19-28

b) Approved.

The motion carried by the following vote:

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

Absent: 1 - Supervisor Adam

4) PLANNING AND DEVELOPMENT

19-00041

HEARING - Consider recommendations regarding the SEPV Cuyama Utility-Scale Solar Photovoltaic and Battery Energy Storage Facility project (Case Nos. 17GPA-00000-00006 and 17CUP-00000-00044), Assessor’s Parcel Number 149-150-033, located south and southeast of the town of Cuyama and adjacent to the Cuyama Solar Array project site, First District, as follows: (EST. TIME: 20 MIN.)

- a) Make the required findings for approval of the Comprehensive Plan Amendment (17GPA-00000-00006) and Conditional Use Permit (17CUP-00000-00044) including California Environmental Quality Act (CEQA) findings;
- b) Determine that as reflected in the CEQA findings, no subsequent Environmental Impact Report shall be prepared for this project;
- c) Approve and adopt a Resolution amending the Comprehensive Plan to add the Utility-Scale Solar Photovoltaic Facility Overlay to the 20.44-acre Project site; and
- d) Approve Conditional Use Permit (17CUP-00000-00044) subject to the conditions of approval.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 6:46 PM - 6:57 PM (11 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Adopted required findings for approval of 17GPA-00000-00006 and 17CUP-00000-00044 including CEQA findings;**
- b) Approved;**
- c) Approved and adopted.**

RESOLUTION NO. 19-29

- d) Approved 17CUP-00000-00044 subject to the conditions of approval.**

The motion carried by the following vote:

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

Absent: 1 - Supervisor Adam

Adjourned at 7:00 PM

Adjourned to

Tuesday, February 5, 2019

County Administration Building
Board Hearing Room
105 East Anapamu Street , Fourth Floor
Santa Barbara

Challenges

IF YOU CHALLENGE A DETERMINATION MADE ON A MATTER ON THIS AGENDA IN COURT, YOU MAY BE LIMITED TO RAISING ONLY THOSE ISSUES YOU OR SOMEONE ELSE RAISED AT THE PUBLIC HEARING DESCRIBED IN THIS NOTICE, OR IN WRITTEN CORRESPONDENCE TO THE BOARD OF SUPERVISORS AT, OR PRIOR TO, THE PUBLIC HEARING.

Announcements

The meeting of Tuesday, January 29, 2019 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, January 31, 2019, at 5:00 PM and on Saturday, February 2, 2019, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>