

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



*one COUNTY | one FUTURE*

*First District - Das Williams, Vice Chair*

*Second District - Laura Capps*

*Third District - Joan Hartmann, Chair*

*Fourth District - Bob Nelson*

*Fifth District - Steve Lavagnino*

*Mona Miyasato, County Executive Officer*

**Action Summary**

**Tuesday, December 6, 2022**

**9:00 AM**

**COUNTY ADMINISTRATION BUILDING  
BOARD HEARING ROOM, FOURTH FLOOR  
105 E. 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](http://www.countyofsb.org).

**9:00 A.M. .... Convened to Regular Session**

**Roll Call**

**Present:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann,  
Supervisor Nelson, and Supervisor Lavagnino

**Pledge of Allegiance**

**Approval of Minutes of the November 22, 2022 Special Meeting**

**A motion was made by Supervisor Nelson, seconded by Supervisor Williams, to approve the minutes. The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann,  
Supervisor Nelson, and Supervisor Lavagnino

**Approval of Minutes of the November 29, 2022 Meeting**

**A motion was made by Supervisor Nelson, seconded by Supervisor Williams, to approve the minutes. The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann,  
Supervisor Nelson, and Supervisor Lavagnino

**County Executive Officer's Report**

**22-00001**

County Executive Officer’s Report: Receive a report from the County Executive Officer (CEO) on County programs, County staff updates and achievements, staff recognitions, updates on major projects, updates on state and federal legislation, and upcoming events of interest to the Board and the public. There will be no Board discussion except to ask questions or refer matters to staff; and no action will be taken unless listed on a subsequent agenda.

**No report from the County Executive Officer, Mona Miyasato.**

**9:00 A.M. .... Recessed to Closed Session**

**Closed Session**

**22-01094**

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

Bolthouse Land Company, LLC et al. v. All Persons Claiming a Right to Extract or Store Groundwater in the Cuyama Valley Groundwater Basin (No. 3-013) et al., Los Angeles County Superior Court Case No. BCV-21-101927.

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

Agricultural Commissioner.

**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.*

#### **Administrative Items**

A-1) BEHAVIORAL WELLNESS DEPARTMENT [22-01076](#)

Consider recommendations regarding the California Behavioral Health Continuum Infrastructure Program (BHCIP) Grant Agreement for Tribal Infrastructure with Advocates for Human Potential, Inc. (AHP), Fiscal Year (FY) 2021-2022, as follows:

- a) Approve, ratify, and authorize the Director of the Department of Behavioral Wellness, or designee, to execute the California BHCIP Grant Agreement 7469-BHCIP-County of Santa Barbara DOBW-01G with AHP, a Massachusetts for profit entity (not a local provider), serving as the California Department of Health Care Services (DHCS) administrator for “Tribal Infrastructure Planning,” Project No. 21-10368, for the provision of a Facility Capacity Action Plan with goals, objectives, and strategies that are in alignment with state and local priorities in the amount of \$150,000.00 for the period of January 3, 2022 through December 31, 2022;
- b) Delegate authority to the Director of the Department of Behavioral Wellness, or designee, to act on behalf of the County in the implementation of the BHCIP Program and make immaterial changes to the Agreement without requiring the Board’s approval of an amendment of the Agreement, subject to the Board’s ability to rescind this delegated authority at any time; and
- c) Determine that the above actions are government fiscal activities or funding mechanisms which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

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

- a) Approved, ratified and authorized;
- b) Delegated; and
- c) Approved.

The motion carried by the following vote:

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-2) COMMUNITY SERVICES DEPARTMENT

[22-01068](#)

Consider recommendations regarding Professional Service Contracts for the Tuckers Grove Bridge Replacement and Jalama Restrooms Replacement Projects, Second and Third Districts, as follows:

- a) Approve and authorize the Chair to execute the professional services agreement with Bengal Engineering, Inc. (Bengal) in the amount not to exceed \$188,912.00 to allow Bengal to provide preliminary engineering and preliminary environmental review services for the Tuckers Grove Bridge Replacement Project;
- b) Determine that the above recommended action (a) does not constitute a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15306 which consists of basic data collection, research, experimental management, and resource evaluation activities which do not result in a serious or major disturbance to an environmental resource. These may be strictly for information gathering purposes, or as part of a study leading to an action which a public agency has not yet approved, adopted, or funded, and direct staff to file a Notice of Exemption;
- c) Approve and authorize the Chair to execute the professional services agreement with Blackbird Architects, Inc. (Blackbird) in the amount not to exceed \$113,300.00 to allow Blackbird to provide design construction administration services for the Jalama Restrooms Replacement Project; and
- d) Determine that pursuant to the CEQA Guidelines Section 15162, no substantial changes are proposed to the project covered by the above recommended action (c), 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 these actions are within the scope of the project covered by the mitigated negative declaration and monitoring program under 16CDP-00000-00106 approved and adopted by the Planning Commission for this project on October 13, 2021, and determine that therefore no new environmental document is required.

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

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

**The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

**A-3) COUNTY COUNSEL**

**[22-01066](#)**

Consider recommendations regarding the Ratification of Carpinteria-Summerland Fire Protection District's (CSFPD) adoption of Ordinance No. 2022-01 (adopting and amending the 2022 California Fire Code and Appendices and amending Section R313 of the 2022 California Residential Code), as follows:

- a) Adopt a Resolution ratifying CSFPD's Ordinance 2022-01 (adopting and amending the 2022 California Fire Code and Appendices and amending Section R313 of the 2022 California Residential Code);
- b) Upon ratification of the Ordinance, instruct the Clerk of the Board to forward a copy of the Board's ratifying Resolution, and the CSFPD's Ordinance (including CSFPD's findings which are set forth in Section 8 of the Ordinance), to the California Department of Housing and Community Development, pursuant to Health and Safety Code Section 13869.7; and
- c) Determine that the adoption of the Resolution is categorically exempt from the California Environmental Quality Act in compliance with Section 15061(b)(3) (No possibility of impact on the environment).

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

- a) Adopted; and**

**RESOLUTION NO. 22-242**

- b) and c) Approved.**

**The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-4) COUNTY EXECUTIVE OFFICE

22-01074

Consider recommendations regarding Amendment No. 7 to the agreement for services of independent contractor with KPMG LLP to perform department financial, organizational and operational reviews, as follows:

a) Approve and authorize the Chair to execute Amendment No. 7 to the agreement for services of independent contractor with KPMG LLP to:

i) Extend the term of the agreement to perform department management, organizational and operational reviews to December 31, 2023; and

ii) Add additional services in an amount not to exceed \$532,500.00 for a total contract amount not to exceed \$3,496,340.00; and

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

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

**a) i) and ii) Approved and authorized; Chair to execute; and**

**b) Approved.**

**The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-5) DISTRICT ATTORNEY'S OFFICE

22-01075

Consider recommendations regarding an agreement with Sicuro Data Analytics, LLC., as follows:  
(4/5 Vote Required)

- a) Approve, ratify, and authorize the Chair to execute an Agreement with Sicuro Data Analytics, LLC for Racial Justice Act analysis, development of an internal data dashboard, and data analytics for the period of December 1, 2022 through December 31, 2024, subject to available funding and annual appropriations, for a total contract amount not to exceed \$510,000.00;
- b) Approve Budget Revision Request No. 0008637; 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 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.

**A motion was made by Supervisor Williams, seconded by Supervisor Capps, that this matter be withdrawn from the agenda. The motion carried by the following vote:**

**Ayes:**            5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino



A-6) FIRE DEPARTMENT

22-01029

Consider recommendations regarding amending Chapter 15 of the Santa Barbara County Code with the adoption of the 2022 California Fire Code, as follows:

- a) Consider the adoption (second reading) of an Ordinance amending Chapter 15 of the Santa Barbara County Code;
  
- b) Consider and approve the adoption of a Resolution of Legislative Findings Supporting Amendments to the California Fire Code; and
  
- c) Determine that the adoption of this Ordinance is not subject to the California Environmental Quality Act in compliance with Section 15061 (b), (3), (No possibility of impact on the environment)

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

**a) Adopted;**

**ORDINANCE NO. 5170**

**b) Considered, approved and adopted; and**

**RESOLUTION NO. 22-243**

**c) Approved.**

**The motion carried by the following vote:**

**Ayes:**        5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-7) HUMAN RESOURCES DEPARTMENT

22-01067

Consider recommendations regarding the retitling of job classification: Department/Corporate Leader - Attorney/Physician, as follows:

- a) Approve the retitling of job classification 8018 from Department/Corporate Leader - Attorney/Physician to Department/Corporate Leader - Attorney/Medical Doctor effective December 12, 2022;
- b) Approve an amendment to the Salary Resolution to reflect the title change effective December 12, 2022; and
- c) Determine that the above actions are not projects under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5) because they consist of government administrative or fiscal activities that will not result in direct or indirect physical changes in the environment.

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

- a) **Approved;**
- b) **Approved and adopted; and**

**RESOLUTION NO. 22-244**

- c) **Approved.**

**The motion carried by the following vote:**

**Ayes:**        5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-8) PLANNING AND DEVELOPMENT DEPARTMENT

22-01017

Consider recommendations regarding the adoption of the 2022 California Building Standards Codes with Local Amendments to Chapter 10 of the Santa Barbara County Code; Building Regulations, as follows:

a) Consider and approve the adoption (second reading) of an Ordinance amending Chapter 10 of the Santa Barbara County Code, Building Regulations;

b) Consider and approve the adoption of a Resolution of Legislative Findings Supporting Amendments to the California Building Standards Codes; and

c) Determine that this Ordinance amendment is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Section 15061(b)(3), because there is no possibility that the action in question may have a significant effect on the environment.

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

**a) Considered, approved and adopted;**

**ORDINANCE NO. 5171**

**b) Considered, approved and adopted; and**

**RESOLUTION NO. 22-245**

**c) Approved.**

**The motion carried by the following vote:**

**Ayes:**        5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

**A-9) PLANNING AND DEVELOPMENT DEPARTMENT [22-01079](#)**

Consider recommendations regarding the GSR, LLC New Agricultural Preserve Contract, Santa Maria area, Fourth District, as follows:

- a) Adopt a Resolution creating Agricultural Preserve Contract No. 20AGP-00000-00020 consisting of 158.91 acres located at 4399 Dominion Road in the Santa Maria area (APNs 129-170-027 and 129-170-028);
- b) Approve and authorize the Chair to execute Agricultural Preserve Contract No. 20AGP-00000-000020;
- 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 Guidelines Section 15317, as specified in the Board Letter, dated December 6, 2022.

**A motion was made by Supervisor Nelson, seconded by Supervisor Williams, that this matter be continued, as follows: December 13, 2022 in Santa Barbara on the Administrative Agenda. The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

**A-10) PLANNING AND DEVELOPMENT DEPARTMENT, PUBLIC WORKS DEPARTMENT [22-01073](#)**

Consider recommendations regarding an Accela Licensing, Premium Citizen Experience Software, and Services Agreement, as follows:

- a) Approve and authorize the Chair to execute a three-party Professional Services Agreement with Accela, Inc. and Granicus LLC (parent company of OpenCities, Inc) for an Agreement amount not to exceed \$60,000.00 for implementation services as provided to implement a Premium Citizen Access Interface. The term for services ends June 30, 2023;
- b) Approve and authorize the Planning and Development (P&D) Director or designee to make immaterial amendments in accordance with Section 35 of the Professional Services Agreement, upon review and approval by County Counsel, Risk Management, and Auditor-Controller;

c) Approve and authorize the P&D Director or designee to execute an Order Form subject to the County's Master Subscription Agreement with Accela Inc. as amended (Board Contract Number BC19-110) for subscription services for the Premium Citizen Access Interface for a total Agreement amount not to exceed \$147,854.06 for a term of December 15, 2022 through June 30, 2026 subject to annual budget allocations; and

d) Determine that the recommended actions are not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline Sections 15378(b)(2) and 15378(b)(5) because the recommended actions involve continuing administrative or maintenance activity, and involve organizational or administrative activity of government that will not result in the direct or indirect physical change in the environment.

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

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

**b) and c) Approved and authorized; and**

**d) Approved.**

**The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

**A-11) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT**

**22-01065**

Consider recommendations regarding amendments to the Agreements for Services of Independent Contractor with Bengal Engineering and Hamner, Jewell and Associates for the Lower Mission Creek Flood Control Project Reach 4, First District, as follows:

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

a) Approve and authorize the Chair to execute Amendment No. 3 to the Agreement for Services of Independent Contractor with Bengal Engineering (a local vendor) to provide engineering design services for the Lower Mission Creek Flood Control Project, Reaches 3 and 4 (BC 17-117), extending the term from December 31, 2022 to December 31, 2024, and increasing the contract amount from \$434,545.00 to a not to exceed limit of \$493,791.00, an increase of \$59,246.00, and updating the Fee Schedule to reflect current year rates;

b) Authorize an increase of \$5,924.60 to the contingency amount of \$43,454.50 to a total contingency amount of \$49,379.10 to the Agreement for Services with Bengal Engineering for additional work that may be needed to complete the project and authorize the Public Works Director or designee to extend the term of the Agreement by up to two additional years to December 31, 2026 to complete the work within the Scope of the Agreement;

c) Approve and authorize the Chair to execute Amendment No. 1 to the Agreement for Services of Independent Contractor with Beacon Integrated Professional Resources DBA: Hamner, Jewell and Associates (a Tri-County vendor) to provide real property services for the Lower Mission Creek Flood Control Project, Reach 4 (BC 20-123), extending the term from June 30, 2023 to December 31, 2024, increasing the contract amount from \$130,000.00 to a not to exceed limit of \$228,100.00, an increase of \$98,100.00, adding a clause delegating authority to approve future Immaterial Changes, and updating the Fee Schedule to current year rates;

d) Authorize an increase of \$9,810.00 to the contingency amount of \$13,000.00 to a total contingency amount of \$22,810.00 to the Agreement for Services with Hamner, Jewell and Associates for additional work that may be needed to complete the project and authorize the Public Works Director or designee to extend the term of the Agreement by up to two additional years to December 31, 2026 to complete the work within the Scope of the Agreement; and

e) Find that pursuant to the California Environmental Quality Act Guidelines section 15162, no substantial changes are proposed. There are no substantial changes in circumstances and no new information of substantial importance has come to light regarding environmental effects of the project or feasibility of mitigation measures and, therefore, this action is within the scope of the project covered by the Environmental Impact Report/Environmental Impact Statement for the Lower Mission Creek Flood Control Project as well as the Findings, and Statement of Overriding Considerations approved and adopted by the Board on May 10, 2011, and therefore, no subsequent environmental document is required.

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

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

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

**The motion carried by the following vote:**

**Ayes:**            5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-12) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

22-01070

Consider recommendations regarding the 2022 Updated Debris Basin Maintenance and Modification Plan, First and Second Districts, as follows:

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

- a) Find that the 2022 Updated Debris Basin Maintenance and Modification Plan is within the scope of the project covered by the Program Environmental Impact Report (PEIR) for the Updated Routine Maintenance Program (01-EIR-01) approved in 2001, that no substantial changes are proposed to the project and there is no new information regarding new significant impacts or feasible mitigation, and that therefore no new environmental document is required pursuant to State California Environmental Quality Act Guidelines (CEQA) Sections 15162 and 15168(c)(2);
- b) Consider the previously-certified PEIR (01-EIR-01) and PEIR Addenda, and determine that the PEIR Addenda contained within the 2022 Updated Debris Basin Maintenance and Modification Plan have been completed in compliance with CEQA and adopt the mitigation measures included for each project as the Mitigation and Monitoring Plan pursuant to State CEQA Guidelines Section 15168 (c)(3);
- c) Adopt the CEQA Findings included in the 2022 Updated Debris Basin Maintenance and Modification Plan; and
- d) Approve the individual projects described in the 2022 Updated Debris Basin Maintenance and Modification Plan.

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

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

- a) and b) Approved;**
- c) Adopted; and**
- d) Approved.**

**The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-13) SHERIFF-CORONER OFFICE

22-01071

Consider recommendations regarding the acceptance of a Brinc Lemur S Drone donated from One805, as follows: (4/5 Vote Required)

- a) Approve, ratify, and authorize the Sheriff to accept the Brinc Lemur S drone, valued at \$18,017.00, donated to the Sheriff’s Office from One805, a local non-profit;
  
- b) Approve Budget Revision Request No. 0008618 to increase appropriations of \$18,017.00 in Sheriff General Fund for capital asset equipment funded by donation from One805; and
  
- c) Determine that the above actions are government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project that 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 Nelson, seconded by Supervisor Williams, that this matter be acted on as follows:**

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

**The motion carried by the following vote:**

**Ayes:**        5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino



A-14) SHERIFF-CORONER OFFICE

22-01064

Consider recommendations regarding a request for Waiver of Competition for the purchase of aviation fuel, as follows:

a) Authorize the Purchasing Agent to procure aviation fuel for the County Air Support Unit (ASU-Sheriff / Fire) from the Avfuel Corporation, the contracted fuel supplier for the Santa Ynez Valley Airport, for \$400,000.00 per year, without being required to conduct a formal competitive bid process pursuant to County Code Section 2-39, for a term period of 3 years, ending on June 30, 2025; and

b) Determine this action is exempt for 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.

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

**a) Authorized; and**

**b) Approved.**

**The motion carried by the following vote:**

**Ayes:**        5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-15) SHERIFF-CORONER OFFICE[22-01069](#)

Consider recommendations regarding an application for the destruction of personnel, background, overtime slips and failed background records, as follows: (4/5 Vote Required)

- a) Approve an application for the destruction of records of Sheriff's Human Resources division-personnel, background, overtime slips and failed backgrounds that are at least seven (7) years old and are no longer required by law to be retained; and
- b) Determine that the above actions are organizational and administrative activities of government and not a project under the California Environmental Quality Act (CEQA) pursuant to Guidelines Section 15378(b)(5).

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

**a) and b) Approved.**

**The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-16) SHERIFF-CORONER OFFICE[22-01072](#)

Consider recommendations regarding a Request for Waiver of Competition in Purchase of Law Enforcement Equipment, as follows: (4/5 Vote Required)

- a) For the purchase of the Axon Enterprises Taser 7 Conducted Energy Weapon (CEW) less-lethal tool, pursuant to County Code Section 2-39 authorize the Purchasing Agent to purchase this equipment as a sole source procurement without being required to conduct a formal bid process;
- b) Approve Budget Revision Request No. 0008643 for \$49,000.00 to increase appropriations of \$49,000.00 in General County Programs General Fund for Intrafund Expenditure Transfers (+) funded by release of Restricted Public Safety Prop 172 Fund Balance. Increase appropriations of \$49,000.00 in Sheriff General Fund for Services and Supplies - Special Departmental funded by an Intrafund Expenditure Transfer (-) in from General County Programs (\$49,000.00); and
- c) Determine that the activity is not a "Project" subject to California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(5), since the activity 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 Nelson, seconded by Supervisor Williams, that this matter be acted on as follows:**

- a) Authorized; and**
- b) and c) Approved.**

**The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

**Board of Supervisors**

**A-17) SUPERVISOR HARTMANN [22-01078](#)**

Approve the appointment of Angie Swanson-Kyriaco to the Commission for Women, term ending July 1, 2023, Third District.

**A motion was made by Supervisor Nelson, seconded by Supervisor Williams, that this matter be approved. The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

**A-18) SUPERVISOR LAVAGNINO [22-01082](#)**

Approve the appointment of Christopher J. Garcia to the Veterans Services Advisory Committee, term ending July 1, 2026, Fifth District.

**A motion was made by Supervisor Nelson, seconded by Supervisor Williams, that this matter be approved. The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

**A-19) SUPERVISOR LAVAGNINO [22-01085](#)**

Approve the reappointment of Carol Gregor to the Library Advisory Committee, term ending June 30, 2023, Fifth District.

**A motion was made by Supervisor Nelson, seconded by Supervisor Williams, that this matter be approved. The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-20) SUPERVISOR LAVAGNINO[22-01086](#)

Approve the appointment of Margaret Lange to the Arts Commission, term ending June 30, 2023, Fifth District.

**A motion was made by Supervisor Nelson, seconded by Supervisor Williams, that this matter be approved. The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-21) SUPERVISOR LAVAGNINO[22-01087](#)

Approve the appointment of Juan Manuel Perez Salazar to the Arts Commission, term ending June 30, 2024, Fifth District.

**A motion was made by Supervisor Nelson, seconded by Supervisor Williams, that this matter be approved. The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

## Hearing Requests

A-22) PLANNING AND DEVELOPMENT DEPARTMENT[22-01083](#)

Set a hearing to consider recommendations regarding Case No. 22APL-00000-00022, an appeal of the Planning Commission's June 1, 2022, de novo approval of the Fuel Depot-The Point Signs Project (Case No. 21SCC-00000-00006 and 21BAR-00000-00146), as follows:  
(Set a hearing for December 13, 2022. Time estimate: 1 hour 15 minutes)

- a) Deny the appeal, Case No. 22APL-00000-00022;
- b) Make the required findings for approval of the Project, Case No. 21SCC-00000-00006, including California Environmental Quality Act (CEQA) findings;
- c) Determine that the project is exempt from the provisions of CEQA pursuant to the State CEQA Guidelines Section 15311 [Accessory Structures];
- d) Grant de novo approval of the project, Case No. 21SCC-00000-00006, subject to the conditions of approval; and

e) Grant de novo Preliminary and Final design review approval of Case No. 22BAR-000000-00146.

**A motion was made by Supervisor Nelson, seconded by Supervisor Williams, that this matter be set for a hearing, as follows: December 13, 2022 in Santa Barbara (EST. TIME 1 HR. 15 MINS.). The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

### Honorary Resolutions

A-23) SUPERVISOR HARTMANN [22-01084](#)

Adopt a Resolution of Commendation honoring for Senior Deputy County Counsel Maria Salido Novatt upon her retirement from the office of County Counsel after over 28 years of faithful and distinguished service to the citizens of Santa Barbara County.

**A motion was made by Supervisor Nelson, seconded by Supervisor Williams, that this matter be adopted.**

**RESOLUTION NO. 22-246**

**The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

**Resolutions to be Presented**

A-24) SUPERVISOR HARTMANN [22-01077](#)

Adopt a Resolution of Commendation honoring Deputy Chief Probation Officer, Kimberly Shean after over 10 years of dedicated service to the County of Santa Barbara and over 25 years of Service to the Justice System.

**A motion was made by Supervisor Nelson, seconded by Supervisor Williams, that this matter be adopted.**

**RESOLUTION NO. 22-247**

**The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-25) SUPERVISOR NELSON [22-01090](#)

Adopt a Resolution of Commendation honoring Coleman Lucas for his service to the Santa Maria Cemetery District and the Community.

**A motion was made by Supervisor Nelson, seconded by Supervisor Williams, that this matter be continued, as follows: January 24, 2023 in Santa Maria on the Administrative Agenda. The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

[22-00002](#)

**Public Comment Period**

*THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 09-368) (22-00002)*

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

**No requests to speak.**

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

1) COMMUNITY SERVICES DEPARTMENT 22-01088

HEARING - Consider recommendations regarding proposed Countywide Fee Adjustments for Santa Barbara County Parks and Services, as follows: (EST. TIME: 30 MIN.)

- a) Adopt a Resolution that adjusts County Parks’ fees for special events, aquatic programs, camping fees, and establishes new fees; and
  
- b) Determine that the above-recommended actions are statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to Section 21080(b)(8) of the California Public Resources Code and CEQA Guidelines Section 15273(a)(1), (2), and (4) since CEQA does not apply to the establishment, modification, structuring, restructuring, or approval of rates, tolls, fares, or other charges by public agencies which the public agency finds are for the purpose of: (1) Meeting operating expenses, including employee wage rates and fringe benefits, (2) Purchasing or leasing supplies, equipment, or materials, and (3) Obtaining funds for capital projects necessary to maintain service within existing service areas.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

*HEARING TIME: 11:15 AM - 11:46 AM (31 MIN.)*

**Received and filed staff presentation and conducted public hearing.**

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

**a) Adopted; and**

**RESOLUTION NO. 22-248**

**b) Approved.**

**The motion carried by the following vote:**

**Ayes:**        4 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, and Supervisor Lavagnino

**Noes:**        1 - Supervisor Nelson



2) COUNTY EXECUTIVE OFFICE[22-01081](#)

HEARING - Consider recommendations regarding the 2022 annual report and accomplishments from County's Federal and State legislative advocates and adoption of the 2023 Legislative Platform, as follows: (EST. TIME: 45 MIN.)

- a) Receive and file the annual report and accomplishments for 2022 from the County's State legislative advocate, Government Advocates, Inc., and Federal legislative advocate, Thomas Walters and Associates;
- b) Adopt the County of Santa Barbara 2023 Legislative Platform; and
- c) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA), because pursuant to sections 15378(b)(4) and 15378(b)(5) the recommended actions consist of organizational, administrative or fiscal activities of government that will not result in direct or indirect physical changes in the environment.

## COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

*HEARING TIME: 11:47 AM - 12:17 PM (30 MIN.)*

**Received and filed staff presentation and conducted public hearing.**

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

- a) Received and filed;**
- b) Adopted the County of Santa Barbara 2023 Legislative Platform; and**
- c) Approved.**

**The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

3) PLANNING AND DEVELOPMENT DEPARTMENT22-01080

HEARING - Consider recommendations regarding Coastal Resources Mitigation Fund (CRMF): Name Change, Five-Year Reassessment of Fees, Annual Status Report and Combined 2022-2023 Cycle, as follows: (EST. TIME: 20 MIN.)

a) Change the name and acronym for the “Coastal Resources Enhancement Fund” (CREF) to CRMF;

b) Consider and approve staff’s recommendation for the reassessment of oil and gas project CRMF payments for 2023-2027;

c) Receive and file the annual CRMF Status Report;

d) Direct staff to set aside \$124,999.00 from both the 2022 and 2023 CRMF fees (total of \$249,998.00) for the Hollister Ranch Access Program (HRAP);

e) Direct staff to divide the remaining CRMF fees for each year equally between the general allocation subfund and the coastal acquisition subfund;

f) Amend the CRMF Guidelines for the purposes of documenting:

i) the name change;

ii) the reassessment of fees; and

iii) fees set aside for HRAP;

g) Direct staff to commence a combined two-year 2022-2023 CRMF cycle; and

h) Determine that changing the CRMF’s name/acronym, reassessing the fees for years 2023-2027, receiving the annual Status Report, allocating 2022 and 2023 annual fees into the HRAP and general allocation and acquisition subfunds, and updating the CRMF Guidelines are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b) (5).

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

*HEARING TIME: 12:18 PM - 12:29 PM (11 MIN.)*

Received and filed staff presentation and conducted public hearing.

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

a) and b) Approved;

c) Received and filed:

d) and e) Directed;

f) i) through iii) Amended;

g) Directed; and

h) Approved.

The motion carried by the following vote:

**Ayes:** 4 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, and Supervisor Lavagnino

**Absent:** 1 - Supervisor Nelson

**Adjourned at 12:30 PM**

**Adjourn to**

**Tuesday, December 13, 2022**

**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, December 6, 2022 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, December 8, 2022, at 5:00 PM and on Saturday, December 10, 2022, at 10:00 AM on CSBTV Channel 20.*

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