# **County of Santa Barbara**

# **BOARD OF SUPERVISORS**



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

Mona Miyasato, County Executive Officer

# **Action Summary**

Tuesday, April 5, 2022 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: <a href="https://www.countyofsb.org">www.countyofsb.org</a>.

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

**Roll Call** 

**Present:** 

 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

# Pledge of Allegiance

# Approval of Minutes of the March 15, 2022 Meeting

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

#### **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.

County Executive Officer, Mona Miyasato announced the following:

The Planning and Development Department recently won the Award of Excellence for their work on the County's Climate Change Vulnerability Assessment from the Central Coast Section of the American Planning Association - California Chapter;

The Agriculture Weights & Measures Department participated in a County cannabis facility tour and panel discussion facilitated by the Santa Barbara County Farm Bureau hosting a delegation of representatives from the State of Louisiana Farm Bureau;

The Probation Department hosted a Staff Recognition Event on March 31st via Zoom. In addition to award recipients, Probation also recognized the Adult Division with the Bulldog Award, the Facilities Supervisors and Manager with the Start Award, and Probation Manager Liz Krene received the Chief's award for dedicated services in the Professional Standards Unit; and

The Fire Department completed the installation of the high landing gear modification and belly tank on Santa Barbara County Firehawk Copter 964. The aircraft has undergone several training missions to recertify personnel on the high-risk evolutions performed on the firehawk helicopter.

#### 12:00 P.M. .... Recessed to Closed Session

# **Closed Session**

**22-00301** 

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

Martha Gee v. Ameriprise Auto and Home Insurance et al.; Santa Barbara County Superior Court Case No. 20CV01257.

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

Employee organization: Santa Barbara County Fire Fighters, Inc., Local 2046. Agency-designated representatives: County Executive Officer Mona Miyasato and Human Resources Director Maria Elena De Guevara.

# **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) <u>AUDITOR-CONTROLLER'S OFFICE</u>

22-00281

Consider recommendations regarding Property Tax Administrative Cost Recovery for Fiscal Year (FY) 2021-2022 (SB2557), as follows:

- a) Receive and file a report prepared by the Santa Barbara County Auditor-Controller determining recoverable FY 2021-2022 Property Tax Administrative Costs;
- b) Adopt a Resolution to recover property tax administrative costs pursuant to California Revenue and Taxation Code section 95.3; and
- c) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines, because they consist of 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 Nelson, seconded by Supervisor Hart, that this matter be acted on as follows:

- a) Received and filed;
- b) Adopted; and

**RESOLUTION NO. 22-60** 

c) Approved.

The motion carried by the following vote:

#### A-2) BEHAVIORAL WELLNESS DEPARTMENT

22-00261

Consider recommendations regarding a First Amendment to The Salvation Army (Salvation Army) Services Agreement for Fiscal Years (FYs) 2021-2024, as follows:

- a) Approve, ratify, and authorize the Chair to execute a First Amendment to the Agreement for Services of Independent Contractor for FYs 2021-2024 with Salvation Army (BC No. 21-015) to terminate Drug Medi-Cal Organized Delivery System Residential Treatment Services, effective, March 10, 2022, and decreases Alcohol and Drug Program (ADP) funding by \$4,670,016.00 for a new, total maximum contract amount not to exceed \$780,852.00, inclusive of \$583,752.00 in ADP funding for FY 2021-2022 and \$197,100.00 in Mental Health Services (MHS) funding consisting of \$65,700.00 per FY, for the period of July 1, 2021 through June 30, 2024 through amendments to the following portions of the Agreement: Standard Terms and Conditions; Exhibit A-2 Statement of Work ADP General Provisions; Exhibit A-3 Statement of Work ADP Residential Treatment Services; Exhibit B Financial Provisions MHS; Exhibit B Financial Provisions ADP; Exhibit B-1 ADP Schedule of Rates and Contract Maximum; Exhibit B-2 Entity Budget By Program; Exhibit B-3 ADP Sliding Fee Scale; and Exhibit E Program Goals, Outcomes and Measures;
- b) Approve, ratify, and authorize the Director of the Department of Behavioral Wellness' issuance of a Notice of Intent to Partially Terminate Agreement, which terminated the Agreement, effective March 10, 2022, subject to the Board's approval;
- c) Delegate authority to the Director of the Department of Behavioral Wellness or designee to take actions necessary for the winddown of the Agreement, subject to the Board's ability to rescind this delegated authority at any time; and
- d) 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 Hart, that this matter be acted on as follows:

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

The motion carried by the following vote:

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

County of Santa Barbara

#### A-3) BEHAVIORAL WELLNESS DEPARTMENT

22-00267

Consider recommendations regarding a First Amendment to the Agreement with Good Samaritan Shelter for Behavioral Wellness Alcohol and Drug and Mental Health Services, Fiscal Years (FYs) 2021-2024, as follows:

- a) Approve and authorize the Chair to execute a First Amendment to the Agreement (BC 21-031) for Services of Independent Contractor with Good Samaritan Shelter, a California non-profit (a local vendor), which adds \$106,597.00 for FY 2021-2022, inclusive of \$50,093.00 in Alcohol and Drug Program (ADP) funds for Proposition 47 Crisis, Recovery, Engagement, Diversion, and Outreach (CREDO47) Stabilization Center and Step Down Supported Housing and \$56,504.00 in Mental Health Service (MHS) funds for the Coronavirus Emergency Supplemental Funding (CESF) Program along with updates to the Standard Terms and Conditions, the Exhibit A-1 Statement of Work ADP General Provisions, Exhibit A-8 Statement of Work MHS General Provisions, the Exhibit A-10 Statement of Work MHS CESF Program to update language for compliance with State and Federal regulations, revise the services and staffing, and to increase ADP Exhibit B1 Schedule of Rates and Contract Maximum, the MHS Exhibit B1 Schedule of Rates and Contract Maximum, and the Exhibit B2 ADP and MHS Entity Budget by Program for an overall Maximum Contract Amount not to exceed \$18,430,039.00, inclusive of \$16,720,300.00 in ADP funding, consisting of \$6,220,233.00 for FY 2021-2022; \$5,522,247.00 for FY 2022-2023; and \$4,977,820.00 for FY 2023-2024 and \$1,709,739.00 in MHS funding, consisting of \$800,103.00 for FY 2021-2022; \$571,136.00 for FY 2022-2023; and \$338,500.00 for FY 2023-2024, for the period of July 1, 2021 through June 30, 2024; and
- b) Determine that the above action is government funding mechanism or other government fiscal activity that does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment and is therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

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

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

The motion carried by the following vote:

# A-4) COMMUNITY SERVICES DEPARTMENT

22-00259

Consider recommendations regarding Resilience Hub Grants, as follows: (4/5 Vote Required)

- a) Approve and authorize the Community Services Director or designee(s) to execute grant agreements to accept grant funds in the amount of \$25,000.00 from Pacific Gas and Electric and \$200,000.00 from the California Resilience Challenge;
- b) Approve Budget Revision Request No. 0008099 necessary to adjust appropriations for the receipt of unanticipated Grant Revenues in the amount of \$225,000.00; and
- c) Determine that the above recommended actions are not the approval of a project that is subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15378(b)(4), finding that the actions are 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, and 15378(b)(5), finding that the actions are organizational or administrative activities 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 Hart, that this matter be acted on as follows:

a) Approved and authorized; and

b) and c) Approved.

The motion carried by the following vote:

#### A-5) COMMUNITY SERVICES DEPARTMENT

22-00260

Consider recommendations regarding a Professional Biological Resources Assessment Service Agreement with Storrer Environmental Services, LLC for a recreational trail system on a County owned parcel located in the Solomon Hills south of Orcutt (APN 101-020-076), Fourth District, as follows:

- a) Approve and authorize the Chair to execute the biological resources assessment service agreement with Storrer Environmental Services, LLC (Contractor) in the amount not to exceed \$17,143.00 for a possible future recreational trail system on a County owned parcel located in the Solomon Hills south of Orcutt (APN 101-020-076); and
- b) Determine that the above recommended actions are exempt from further review under the California Environmental Quality Act (CEQA) guidelines, pursuant to Section 15061(b)(3); which states that the activity is covered by the common-sense exemption that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

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

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

The motion carried by the following vote:

#### A-6) COUNTY COUNSEL

22-00255

Consider recommendations regarding an agreement for Professional Legal Services with Outside Counsel Wilmer Cutler Pickering Hale and Dorr LLP, as follows: (4/5 Vote Required)

- a) Approve, ratify, and authorize the Chair to execute an agreement for Professional Legal Services between the County of Santa Barbara and Wilmer Cutler Pickering Hale and Dorr LLP, with a not to exceed amount of \$250,000.00 and for the term commencing January 18, 2022 through October 30, 2023; and
- b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5) because it consists of government administrative or fiscal activities that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Nelson, seconded by Supervisor Hart, 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:

# A-7) COUNTY EXECUTIVE OFFICE

22-00271

Consider recommendations regarding the circumstances of the existing state of emergency, as follows:

- a) Reconsider the circumstances of the existing state of emergency;
- b) Consider whether state or local officials continue to impose or recommend measures to promote social distancing;
- c) Find that the Board of Supervisors has considered the circumstances of the state of emergency, and that State or local officials continue to impose or recommend measures to promote social distancing; and
- d) Direct staff to notice and hold hearings as remote hearings consistent with Government Code Section 54953(e)(3).

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

- a) through c) Approved; and
- d) Directed.

The motion carried by the following vote:

# A-8) COUNTY EXECUTIVE OFFICE

22-00273

Consider recommendations regarding the re-ratification of the Proclamation of Local Emergency Caused by Drought Conditions, Last Action February 8, 2022, (sixty-day renewal), 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;
- b) Direct the Office of Emergency Management to return every sixty (60) days for re-ratification of the Emergency until such a time that weather and water supply conditions dictate otherwise; and
- c) Determine that these actions are exempt from the provisions of California Environmental Quality Act (CEQA) pursuant CEQA Guidelines Sections 15061(b)(3) and 15269(a).

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

a) Adopted;

**RESOLUTION NO. 22-61** 

- b) Directed; and
- c) Approved.

The motion carried by the following vote:

# A-9) COUNTY EXECUTIVE OFFICE

22-00294

Consider recommendations regarding the establishment of a compliance and accountability function in the County Executive Office, as follows:

- a) Approve the establishment of a compliance and accountability function within the County Executive Office;
- b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA guidelines because they consist of administrative activities of government that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Nelson, seconded by Supervisor Hart, 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 Nelson, and Supervisor Lavagnino

# A-10) COUNTY EXECUTIVE OFFICE

22-00295

Approve Budget Revision Requests Nos. 0008107, 0008108, 0008114, and 0008127 (4/5 Vote Required); and 0008113 (Majority Vote Required).

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

# A-11) <u>FIRST 5 SANTA BARBARA COUNTY CHILDREN AND FAMILIES</u> COMMISSION

22-00290

Consider recommendations regarding First 5 Children and Families Commission of Santa Barbara County acceptance of appropriations, as follows: (4/5 Vote Required)

- a) Accept an additional \$515.00 in one-time funding for First 5 Santa Barbara County to coordinate the Home Visitation Coordination grant received from First 5 California; First 5 California approved a budget revision to the grant on October 15, 2021; funds were moved from Fiscal Year (FY) 2020-2021 to FY 2021-2022;
- b) Approve Budget Revision Request No. 0008117 to establish appropriations of \$515.00 in First 5 Santa Barbara County's First 5 Child and Families Commission Fund for Services and Supplies funded by revenue from First 5 California; and
- c) Determine that the activity is not a "Project" subject to California Environmental Quality Act (CEQA) review per CEQA Guidelines Section 15378(b)(4), 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 physical impact on the environment.

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

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

The motion carried by the following vote:

# A-12) GENERAL SERVICES DEPARTMENT

22-00262

Consider recommendations regarding Santa Barbara and Santa Maria Administration Buildings' Security Improvements, Project No. 21051, First and Fourth Districts, as follows: (4/5 Vote Required)

- a) Approve the Santa Barbara and Santa Maria Administration Building Security Upgrades Project;
- b) Approve Budget Revision Request No. 0008138 in the amount of \$450,000.00, to establish an appropriation from the General Fund General County Programs of \$100,000.00 to provide a portion of the funds needed for physical security improvements at the Santa Barbara and Santa Maria Administration Buildings and to re-assign \$350,000.00 of budgeted Capital Outlay funding available from completed or deferred projects for the balance needed; and
- c) Determine that the proposed actions are exempt under the California Environmental Quality Act (CEQA) pursuant to sections 15301, subdivisions (a) and (f) of the CEQA Guidelines, because the project is a minor alteration to a public structure involving negligible or no expansion of existing or former use and involves safety protection devices for use in conjunction with existing structures; and direct staff to file a Notice of Exemption on that basis.

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

a) through c) Approved.

The motion carried by the following vote:

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

Supervisor Lavagnino

Noes: 1 - Supervisor Nelson

# A-13) GENERAL SERVICES DEPARTMENT

22-00265

Consider recommendations regarding a Santa Barbara Bowl Foundation 2022 Variance Request, First District, as follows:

- a) Consider and approve a one-time waiver of the annual thirty-seven (37) commercial event maximum performances pursuant to the Amended and Restated Management and Lease Agreement between the County of Santa Barbara and the Santa Barbara Bowl Foundation, to allow for up to seven additional events during the 2022 concert season; and
- b) Find that pursuant to the California Environmental Quality Act ("CEQA") Guidelines, Section 15162, no substantial changes are proposed which will require major revisions to the prior negative declaration; no substantial changes to the project have occurred with respect to the circumstances under which the project is undertaken; and no new information of substantial importance has come to light regarding environmental effects of the project or of the sufficiency of mitigation measures, and therefore the proposed actions are within the scope of the Mitigated Negative Declaration (MND) (Case No. 95-ND-29), adopted by the Board on November 28, 1995, and no subsequent Environmental Impact Report or Negative Declaration shall be prepared for this project.

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

- a) Considered and approved; and
- b) Approved.

The motion carried by the following vote:

# A-14) GENERAL SERVICES DEPARTMENT, BEHAVIORAL WELLNESS DEPARTMENT

22-00264

Consider recommendations regarding the exclusive right to negotiate for the County's acquisition of an administrative office building located at 315 W. Haley Street in Santa Barbara, First District, as follows:

- a) Approve and authorize the Chair to execute the Exclusive Negotiations Agreement (Agreement) between the County of Santa Barbara (County) and PathPoint (Owner), which will grant the County, for a period of six (6) months, exclusive rights to negotiate in good faith with the Owner for the acquisition of real property and thereby enable the County to apply for competitive grant funds and other financing for the Project; and
- b) Determine that the 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 15004(b)(4), finding that the actions consist only of a pre-approval or preliminary agreement that: conditions any further agreement on compliance with CEQA; does not bind any party or commit the County to any definite course of action prior to CEQA compliance; does not restrict the County or any lead or responsible agency from considering any feasible mitigation measures and alternatives, including the "no project" alternative; and does not restrict the County or any lead or responsible agency from denying the project, and direct staff to file a Notice of Exemption on that basis.

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

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

The motion carried by the following vote:

#### A-15) PLANNING AND DEVELOPMENT DEPARTMENT

22-00277

Consider recommendations regarding a report on Case No. 21EMP-00000-00002: Emergency Permit to allow the installation of beams to support an existing patio on 6625 Del Playa Drive in the Goleta Community Plan area, Second District, as follows:

- a) Receive and file a report on Emergency Permit Case No. 21EMP-00000-00002, approved by the Director of Planning and Development on October 29, 2021, which authorized the installation of three beams to support an existing patio that was in danger of falling onto the beach; and
- b) Determine that receiving and filing this report is not a project pursuant to California Environmental Quality Act Guidelines Section 15378(b)(5), as it is an administrative government activity that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Nelson, seconded by Supervisor Hart, 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 Nelson, and Supervisor Lavagnino

#### A-16) PLANNING AND DEVELOPMENT DEPARTMENT

22-00278

Consider recommendations regarding Coastal Resource Enhancement Fund Grant Contracts with the Natural History Museum in Santa Maria and Channelkeepers, First, Second, Third, and Fifth Districts, as follows:

- a) Approve and authorize the Chair to execute a Coastal Resource Enhancement Fund contract with the Natural History Museum in Santa Maria, in the amount of \$37,349.00, to upgrade the Museum's existing coastal exhibits, for the period of April 5, 2022 to February 15, 2023, Second District;
- b) Approve and authorize the Chair to execute a Coastal Resource Enhancement Fund contract with Channelkeeper, in the amount of \$5,000.00 towards a one-year pilot program for a new component of its existing "Watershed Brigade" project, for the period of April 5, 2022 to July 15, 2022, First, Second and Third Districts;
- c) Approve and authorize the Director of Planning and Development, or designee, to take the following actions for the Coastal Resource Enhancement Fund Contracts:

- i) Extend performance in accordance with Section 3 for up to, and not to exceed a period of one year, for good cause;
- ii) Approve project changes in accordance with Section 5, including changes to project descriptions, reduction in the overall project budgets or change in budget items of 10 percent or more; and
- iii) Terminate the contract in accordance with Section 4 and Section 15 (Section 14 for Contract with Channelkeeper) for failure to provide matching funds/in-kind services; and
- d) Determine that the allocation of the Coastal Resource Enhancement Fund grant is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the State Guidelines for the implementation of CEQA.

- a) and b) Approved and authorized; Chair to execute;
- c) i) through iii) Approved and authorized; and
- d) Approved.

The motion carried by the following vote:

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

#### A-17) PROBATION DEPARTMENT

22-00250

Consider recommendations regarding a Second Amendment to the Agreement with the Council on Alcoholism and Drug Abuse (Board Contract No. 19-409), 2019-2023, as follows:

- a) Approve and authorize the Chair to execute a Second Amendment to the Agreement for Services of Independent Contractor with the Council on Alcoholism and Drug Abuse (a local vendor);
- b) Authorize the Chief Probation Officer or designee to approve subsequent line-item budget changes to Attachment B-1 of Exhibit B to the Agreement in an amount not to exceed 10% of the stated line-item budgeted amounts for each service, as long as the total contract amount of the Agreement is not increased, and as long as the total budgeted amounts by each funding source are not exceeded; and

c) Determine that these activities are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), finding that these activities 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 these activities may have a significant effect on the environment, the activities are not subject to CEQA.

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

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

The motion carried by the following vote:

Ayes:

 Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

# A-18) PUBLIC HEALTH DEPARTMENT

22-00251

Consider recommendations regarding the Santa Barbara County Health Center Board Annual Report for Fiscal Year (FY) 2020-2021, as follows:

- a) Receive and file the Santa Barbara County Health Center Board Annual Report for FY 2020-2021; and
- b) Determine that receiving and filing this report is not a project under California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(5), since it is an organizational and administrative activity of the government that will not result in direct or indirect physical changes in the environment.

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

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

The motion carried by the following vote:

# A-19) PUBLIC HEALTH DEPARTMENT

22-00253

Consider recommendations regarding a Student Support Agreement with the University of New England, as follows:

- a) Approve and authorize the Chair to execute an Agreement with the University of New England for student preceptorships at the Public Health Department that deviates from the Board approved Student Support Agreement template;
- b) Approve and authorize the Public Health Director to make immaterial amendments to the University of New England Agreement in accordance with the immaterial amendments section, upon review and concurrence by County Counsel's Office through April 4, 2023; and
- c) Determine that the recommended actions are not a "Project" under the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline 15378(b)(5) because these activities are organization and administrative activities of the government that will not result in direct or indirect physical changes in the environment.

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

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

The motion carried by the following vote:

#### A-20) PUBLIC HEALTH DEPARTMENT

22-00254

Consider recommendations regarding the conversion of Purchase Contract No. CN23773 to a Board Contract with Consortium Media Services for media services related to Cannabis Education, as follows:

- a) Approve, ratify, and authorize the Chair to execute an Agreement for Services of Independent Contractor Consortium Media Services to provide media services for the ongoing Tobacco Prevention and Cannabis Education campaigns from July 1, 2020 through June 30, 2022. This Agreement converts a Purchase Contract to a Board Contract and increases funding by \$45,000.00 for a revised total amount not to exceed \$225,000.00, inclusive of \$180,000.00 under Purchase Contract No. CN23773, but which otherwise cancels, nullifies, and supersedes Purchase Contract No. CN23773; and
- b) Determine that the proposed action does not constitute a "Project" within the meaning of California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(4) of the CEQA Guidelines, because it consists of the creation of a government funding mechanism or other government fiscal activities, which does 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 Nelson, seconded by Supervisor Hart, 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:

# A-21) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

22-00263

Consider recommendations regarding Romero Creek Debris Basin Improvements Project (Project No. SC8373), First District, as follows:

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

- a) Approve plans and specifications for the Romero Creek Debris Basin Improvements Project (Project No. SC8373);
- b) Award the construction contract for the Romero Creek Debris Basin Improvements Project, in the base contract amount of \$2,182,884.00 (including \$32,500.00 in itemized supplemental work) to the lowest responsible bidder Granite Construction Company (a local 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;
- c) 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;
- d) 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 \$121,644.20 to complete the work within the scope of the Agreement for the Romero Creek Debris Basin Improvements Project;
- e) 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 Romero Creek Debris Basin Improvements Project, for the period of April 5, 2022 through June 30, 2023 in an amount not to exceed \$315,804.00;
- f) Approve and authorize the Director of Public Works, or designee, to make immaterial changes in accordance with Section 48 of the Agreement, to make amendments to the professional services agreement with Filippin Engineering in an amount not to exceed \$31,580.40, and to extend the term of the Agreement by up to one-year to complete the work within the scope of the Agreement;
- g) Determine that the Romero Creek Debris Basin Improvements Project to be carried out is for the benefit of a single zone; and

h) Find that pursuant to the California Environmental Quality Act Guidelines Section 15162, no new effects will occur and no new mitigation measures would be required as a result of the project and therefore pursuant to the California Environmental Quality Act Section 15168 (c)(2), that the Romero Debris Basin Improvements Project is within the scope of the project covered by the Updated Debris Basin Maintenance and Management Plan, approved in 2021 and the project covered by the Program Environmental Impact Report for the Updated Routine Maintenance Program (01-EIR-01) approved in 2001 and no new environmental document is required.

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

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

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

The motion carried by the following vote:

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

# A-22) PUBLIC WORKS DEPARTMENT

22-00266

Consider recommendations regarding an agreement for Services of Independent Contractor with MNS Engineers for Monument Perpetuation in support of projects Road Repairs for the Thomas Fire and 1/9 Debris Flow Disaster, County Project No. 820764, First District; and Hardscape Repairs, Fiscal Year (FY) 2018-2019, County Project No. 820687, Second, Third, and Fourth Districts, as follows:

a) Approve and authorize the Chair to execute the Agreement for Services of Independent Contractor with MNS Engineers, 201 N. Calle Cesar Chavez STE 300, (Agreement) in the base amount of \$88,260.00, for monument perpetuation of Road Repairs for the Thomas Fire and 1/9 Debris Flow Disaster in the First District with a period of performance January 31, 2022 through January 1, 2023; and Hardscape Repairs FY 2018-2019 in the Second, Third and Fourth Districts with a period of performance January 31, 2022 through January 1, 2023;

- b) Authorize the Director of Public Works, or designee, to approve amendments up to a 10 percent contingency amount not to exceed \$8,826.00 for services within the scope of the Statement of Work of the Agreement with MNS for a total Agreement amount not to exceed \$97,086.00; and
- c) Determine the project was found by the Board to be exempt from the provisions of the California Environmental Quality Act and that the Director of Public Works or designee was authorized to advertise for bids to construct this project on November 6, 2018, a Notice of Exemption was filed on this basis on September 26, 2018, and the proposed action is within the scope of the above referenced Notice of Exemption.

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

The motion carried by the following vote:

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

#### A-23) PUBLIC WORKS DEPARTMENT

22-00270

Consider recommendations regarding authority to advertise for Tajiguas Sanitary Landfill Groundwater Protection System Phase 3F, County Project No. 828396, Third District, as follows:

- a) Authorize the Director of Public Works to advertise for bids on the construction of the Tajiguas Sanitary Landfill Groundwater Protection System Phase 3F, Project No. 828396; and
- b) Determine that pursuant to California Environmental Quality Act Guidelines Section 15162, no substantial changes are proposed or have occurred, and no new information of substantial importance has come to light regarding environmental effects or of the sufficiency or feasibility of mitigation measures and therefore, the authority to advertise for bids for construction of the Tajiguas Sanitary Landfill Groundwater Protection System Phase 3F (Project No. 828396) is within the scope of the project covered by the Tajiguas Landfill Expansion Project Environmental Impact Report (EIR) (01-EIR-05) certified by the Board of Supervisors on August 13, 2002, the Addendum to 01-EIR-05 dated November 8, 2006 and accepted by the Board of Supervisors on December 5, 2006, and the Tajiguas Landfill Reconfiguration and Baron Ranch Restoration Project Subsequent EIR (08-EIR-00000-00007) (SCH No. 2008201052) certified by the Board of Supervisors on May 5, 2009, and that no new environmental document is required.

- a) Authorized; and
- b) Approved.

The motion carried by the following vote:

Ayes:

 Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

# A-24) PUBLIC WORKS DEPARTMENT

22-00275

Consider recommendations regarding Countywide Pavement Rehabilitation for Fiscal Year (FY) 2021-2022, County Project No. 820738, as follows: (4/5 Vote required)

- a) Approve the specifications and plans, on file in the Public Works Department office, for construction of the FY 2021-2022 Countywide Pavement Rehabilitation;
- b) Award the construction contract in the amount of \$6,500,015.00 to the lowest responsible bidder, Granite Construction, 5335 Debbie Lane, Santa Barbara, CA 93111, subject to the provision of documents and certifications, as set forth in the specifications applicable to the project, as required under California Law;
- c) Authorize the Director of Public Works or designee to approve change orders for a contingency amount up to \$362,501.00 and supplemental items of \$500,000.00, for the construction of County Project 820738 for a total not to exceed authorization of \$7,362,516.00;
- d) Approve a Budget Revision Request No. 0008105 to use RMRA State Revenues in the amount of \$1,155,400.00, release of Fund 0016 restricted project retentions in the amount of \$1,579,500.00 and release of Fund 0015 restricted fund balance in the amount of \$104,700.00;
- e) Approve and authorize the Chair to execute the construction contract, that has been reviewed and approved by County Counsel, Auditor-Controller and Risk Manager, or their authorized representatives; and
- f) Determine the project was found by your Board to be exempt from the provisions of the California Environmental Quality Act pursuant to 14 CCR 15301(c) on July 13, 2021 (as the proposed project(s) consists of the operation, repair, maintenance, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that previously existing, including but not limited to existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities), a Notice of Exemption was filed on that basis, and the proposed action is within the scope of that Notice of Exemption.

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

The motion carried by the following vote:

Ayes: 5

 Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

#### A-25) PUBLIC WORKS DEPARTMENT

22-00268

Consider recommendations regarding pavement preservation and preventive maintenance, County Project No. 820722, as follows:

- a) Approve the specifications, on file in the Public Works Department office, for construction of Fiscal Year 2021-2022 Pavement Preservation and Preventive Maintenance;
- b) Award the construction contract in the amount of \$3,278,001.00 to the lowest responsible bidder, VSS International, Inc. 3785 Channel Drive, West Sacramento, CA 95691, subject to the provision of documents and certifications, as set forth in the specifications applicable to the project, as required under California Law;
- c) Authorize the Director of Public Works or designee to approve change orders for a contingency amount up to \$186,400.00 and supplemental items of \$200,000.00, for the construction of County Project 820722 for a total not to exceed authorization of \$3,664,401.00;
- d) Approve and authorize the Chair to execute the construction contract, which has been reviewed and approved by County Counsel, Auditor-Controller and Risk Manager, or their authorized representatives; and

e) Determine the project was found by your Board to be exempt from the provisions of the California Environmental Quality Act pursuant to 14 CCR 15301(c) on July 13, 2021 (as the proposed project(s) consists of the operation, repair, maintenance, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that previously existing, including but not limited to existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities), 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 Nelson, seconded by Supervisor Hart, that this matter be acted on as follows:

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

The motion carried by the following vote:

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

#### A-26) PUBLIC WORKS DEPARTMENT

22-00272

Consider recommendations regarding authority to advertise for the South Coast Recycling and Transfer Station Cover Structure Project, Second District, as follows:

- a) Make the required California Environmental Quality Act (CEQA) Findings for the South Coast Recycling and Transfer Station Cover Structure Project (Project);
- b) Approve the Project, adopt the Final Mitigated Negative Declaration (21NGD-00000-00007), and adopt the mitigation measures with their corresponding monitoring requirements as the Mitigation Monitoring Program for the Project; and
- c) Authorize the Public Works Director to advertise for bids on the construction of the Project.

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

The motion carried by the following vote:

Ayes:

 Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

# A-27) PUBLIC WORKS DEPARTMENT

22-00269

Consider recommendations regarding an agreement for Services of Independent Contractor with SWT Engineering, Inc., Third District, as follows:

- a) Approve and authorize the Chair to execute the Agreement for Services of Independent Contractor with SWT Engineering, Inc. to provide engineering services for the period of April 6, 2022 through June 30, 2024 in an amount not to exceed \$360,313.00;
- b) With respect to Tasks 1.0-5.0 of the Agreement, determine that pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15162, no substantial changes are proposed or have occurred, and no new information of substantial importance has come to light regarding environmental effects of the Tajiguas Landfill Expansion Project and Tajiguas Landfill Reconfiguration Project or of the sufficiency or feasibility of mitigation measures, and therefore the engineering services in support thereof is within the scope of the project covered by the Tajiguas Landfill Expansion Project Environmental Impact Report (EIR) (01-EIR-05, SCH No. 98041003) certified by the Board on August 13, 2002, the Addendum to 01-EIR-05 dated November 8, 2006 and accepted by the Board on December 5, 2006 and the Tajiguas Landfill Reconfiguration and Baron Ranch Restoration Project Subsequent EIR (08-EIR-00000-00007, SCH No. 2008021052) certified May 5, 2009; and
- c) With respect to Tasks 6.0-8.0 of the Agreement, determine that the activities are not a project under CEQA pursuant to Section 15378(b)(5) organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

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

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

The motion carried by the following vote:

Ayes:

#### A-28) SHERIFF-CORONER OFFICE

22-00258

Consider recommendations regarding a Sheriff's Server Microsoft Licensing Renewal, as follows:

- a) Approve, ratify, and authorize the Sheriff or his designee to enter into an Agreement with Dell Marketing LP through the Program Signature Forms to procure on-premises server and software license services for the period beginning January 1, 2022 through December 31, 2024 for an amount not to exceed \$542,000.00, subject to terms and conditions;
- b) Authorize the Sheriff or his designee to issue amendments to the Agreement with Dell Marketing LP to increase the contract amount to an amount not to exceed an additional 5% or \$26,000.00 through the three-year duration of the contract;
- c) Waive further competition and authorize procurement of the on-premises server and software license services without conducting a competitive bid process, based on the prior competitive process by Riverside County under cooperative purchasing guidelines pursuant to County Ordinance section 2-38; and
- d) Determine that the 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)(2) and (5), finding that the actions consist of continuing administrative or maintenance activities, such as purchases for supplies and general policy and procedure making and organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

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

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

The motion carried by the following vote:

# A-29) SOCIAL SERVICES DEPARTMENT

22-00248

Consider recommendations regarding an agreement with the Foundation for California Community Colleges for Pathway Home 2 Project Career Catalyst Services, a follows:

- a) Approve and authorize the Chair to execute an agreement with the Foundation for California Community Colleges to provide Career Catalyst Services through the Pathway Home 2 Project for a total contract amount not to exceed \$610,300.00 for the period of April 5, 2022 through December 31, 2024;
- b) Authorize the Director of Social Services, or designee, to reallocate the budgeted line items without exceeding the total contract amount; 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 Hart, that this matter be acted on as follows:

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

The motion carried by the following vote:

# A-30) SUPERIOR COURT

22-00257

Consider recommendations regarding a request to change the term of the Civil Grand Jury from Calendar Year to Fiscal Year, as follows:

- a) Pursuant to Penal Code section 905.5, approve and adopt, "A Resolution Modifying the Term of the Civil Grand Jury from Calendar Year to Fiscal Year."; and
- b) Determine that adoption of the Resolution is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5) because the action is not a project since it is an administrative activity that will not result in direct or indirect physical changes in the environment.

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

a) Approved and adopted; and

**RESOLUTION NO. 22-62** 

b) Approved.

The motion carried by the following vote:

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

# A-31) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

22-00246

Approve the appointment of Conrad Tedeschi of the Goleta Union Elementary School District to the Treasury Oversight Committee pursuant to Government Code Section 27132.

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

#### **Board of Supervisors**

# A-32) SUPERVISOR HARTMANN

22-00284

Consider recommendations regarding opposition to the State's Alternative Health Care Service Plan (AHCSP) Proposal / The Kaiser Permanente (Kaiser) No-Bid Contract, as follows:

- a) Adopt a Resolution opposing Governor Newsom's AHCSP proposal, which would give authority to Kaiser through a no-bid process, to enter into the publicly governed, Medi-Cal managed care marketplace model as currently exists in Santa Barbara and San Luis Obispo Counties;
- b) Direct the County's state and federal lobbyists to advocate the County's position to our legislative delegation informing our legislators of the potential impact of the AHCSP proposal; and
- c) Determine that the above actions are organizational or administrative activities of government that will not result in direct or indirect physical changes in the environment and are 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 Nelson, seconded by Supervisor Hart, that this matter be acted on as follows:

a) Adopted;

**RESOLUTION NO. 22-63** 

- b) Directed; and
- c) Approved.

The motion carried by the following vote:

#### **Hearing Requests**

# A-33) FIRST 5 SANTA BARBARA COUNTY CHILDREN AND FAMILIES COMMISSION 22-00283

Set a hearing to consider recommendations regarding an amendment to Chapter 41 of the County Code - Children and Families Commission, as follows: (Set a hearing for May 3, 2022. Time estimate: 15 minutes)

- a) Consider the introduction (First Reading) of an Ordinance amending Chapter 41 of the Santa Barbara County Code, Children and Families Commission;
- b) Read the title, "An Ordinance Amending Chapter 41 Children and Families Commission" and waive further reading of the Ordinance in full; and
- c) Set a hearing on the Administrative Agenda for May 10, 2022, to consider recommendations, as follows:
- i) Consider the adoption (Second Reading) of an Ordinance Amending Chapter 41 of the Santa Barbara County Code, Children and Families Commission; and
- ii) Find that the proposed actions are exempt under the California Environmental Quality Act (CEQA) based on CEQA Guidelines section 15061(b)(3) as it can be seen with certainty that there is no possibility that these actions will have a significant effect on the environment.

A motion was made by Supervisor Nelson, seconded by Supervisor Hart, that this matter be set for a hearing, as follows: May 3, 2022 in Santa Barbara (EST. TIME 15 MINS.). The motion carried by the following vote:

#### A-34) PLANNING AND DEVELOPMENT DEPARTMENT

22-00297

Set a hearing to consider recommendations regarding the Vandebos appeal of the Planning Commission's approval of the Adamson single-family dwelling project, Case No. 22APL-00000-00005, Third District, as follows:

(Set a hearing for May 3, 2022. Time estimate: 1 hour 30 minutes)

- a) Deny the appeal, Case No. 22APL-00000-00005;
- b) Make the required findings for approval of the Project, Case No. 21LUP-00000-00146, including California Environmental Quality Act (CEQA) findings;
- c) Determine the project is exempt from CEQA pursuant to CEQA Guidelines Section 15303 and 15304; and
- d) Grant de novo approval of the Project, Case No. 21LUP-00000-00146, subject to the conditions of approval.

A motion was made by Supervisor Nelson, seconded by Supervisor Hart, that this matter be set for a hearing, as follows: May 17, 2022 in Santa Barbara (EST. TIME 1 HR. 30 MINS.). The motion carried by the following vote:

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

# A-35) PUBLIC WORKS DEPARTMENT

22-00292

Set a hearing to consider recommendations regarding County Service Area 12 (Mission Canyon Sewer District), Resolution Relative to Collection of Sewer Service Charges and Sewer Connection Charges on the Tax Roll, First District, as follows:
(Set a hearing for May 10, 2022. Time estimate: 15 minutes)

- a) Receive and file with the Clerk of the Board a report entitled County Service Area 12 Fixed Charges Fee Report for Fiscal Year 2022-2023;
- b) Adopt a Resolution authorizing the collection of sewer service charges and sewer connection charges for County Service Area 12 on the tax roll in Fiscal Year 2022-2023; and
- c) Determine that the above actions are exempt from the California Environmental Quality Act (CEQA) pursuant to Section 21080(b)(8) and Section 15273(a)(1), (2), (3), and (4) of the State CEQA Guidelines because they are for the establishment of service charges for services provided with County Service Area 12, that no expansion of services or facilities will result, that the fees will be used for meeting operating expenses and financial reserve needs and requirements, and approve the filing of a Notice of Exemption on that basis.

A motion was made by Supervisor Nelson, seconded by Supervisor Hart, that this matter be set for a hearing, as follows: May 10, 2022 in Santa Maria (EST. TIME 15 MINS.). The motion carried by the following vote:

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

#### A-36) PUBLIC WORKS DEPARTMENT

22-00288

Consider recommendations regarding establishing Benefit Assessments for County Service Areas 3, 31, and the Santa Barbara North County Lighting District for Fiscal Year 2022-2023, as follows:

- a) Adopt a Resolution setting a public hearing on May 10, 2022 to establish benefit assessments for County Service Area 3, County Service Area 31 and the Santa Barbara North County Lighting District; and
- b) Set a hearing to consider recommendations, as follows: (Set a hearing for May 10, 2022. Time estimate: 15 minutes)
- i) Receive and file Benefit Assessment Reports for Fiscal Year 2022-2023 for County Service Area 3, County Service Area 31, and the Santa Barbara North County Lighting District with the Clerk of the Board;
- ii) Adopt a Resolution establishing streetlighting charges (no changes proposed), for County Service Area 3 for Fiscal Year 2022-2023;
- iii) Adopt a Resolution establishing streetlighting charges (no changes proposed), for County Service Area 31 for Fiscal Year 2022-2023:
- iv) Do not establish the benefit assessments (set to zero) in those portions of the Santa Barbara North County Lighting District authorized to do so for Fiscal Year 2022-2023; and
- v) Determine that the above actions are exempt from the California Environmental Quality Act (CEQA) pursuant to 14 CCR Section 15273(a)(1),(2),(3) and (4) of the State CEQA Guidelines because they are for the establishment of benefit assessment rates for services provided by County Service Areas 3 and 31, that no expansion of services or facilities will result, that revenues will be used for meeting operating expenses and financial reserve needs and requirements, and approve the filing of a Notice of Exemption on that basis.

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

a) Adopted; and

**RESOLUTION NO. 22-64** 

b) i) through v) Set for May 10, 2022 in Santa Maria (EST. TIME 15 MINS.).

The motion carried by the following vote:

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

# A-37) PUBLIC WORKS DEPARTMENT

22-00293

Set a hearing to consider recommendations regarding the Measure A Five-Year Program of Projects for Fiscal Years 2022-2023 through 2026-2027, as follows: (Set a hearing for April 19, 2022. Time estimate: 45 minutes)

- a) Adopt a Resolution for the Measure A Five-Year Local Program of Projects for Fiscal Years 2022-2023 through 2026-2027, for submittal to the Santa Barbara County Local Transportation Authority for acceptance;
- b) Reaffirm Resolution 10-101, which establishes priorities and policies for the use of the local portion of the ½ cent sales tax for the transportation needs in Santa Barbara County; and
- c) Approve the recommended distribution formula for Measure A revenues; or
- d) Approve the existing distributions of Measure A revenues; or
- e) Provide Board direction on and alternate funding distribution formula; and
- f) Direct staff to prepare Fiscal Year 2022-2023 Road Maintenance Annual Plan based upon approved Measure A distribution formula; and
- g) Determine that this action is not subject to California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15301 (c), as the proposed project(s) consists of the operation, repair, maintenance, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that previously existing, including but not limited to existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities), and approve the filing of a Notice of Exemption on that basis.

A motion was made by Supervisor Nelson, seconded by Supervisor Hart, that this matter be set for a hearing, as follows: April 19, 2022 in Santa Maria (EST. TIME 45 MINS.). The motion carried by the following vote:

### A-38) SHERIFF-CORONER OFFICE

22-00298

Set a hearing to consider recommendations regarding the introduction of an Ordinance adopting the Santa Barbara County Sheriff's Office Military Equipment Use Policy, as follows: (Set a hearing for May 10, 2022. Time estimate: 1 hour)

- a) Receive and file a presentation regarding an Ordinance adopting the Santa Barbara County Sheriff's Office Military Equipment Use Policy;
- b) Consider and approve the introduction (First Reading) of an Ordinance to adopt the Santa Barbara County Sheriff's Office Military Equipment Use Policy;
- c) Read the title of the Ordinance and waive full reading of the Ordinance; and
- d) Continue to the Administrative Agenda of May 17, 2022 to consider the adoption (Second Reading) of an Ordinance adopting the Military Equipment Use Policy, as follows:
- i) Consider and approve the adoption of the Ordinance (Second Reading) to adopt the Santa Barbara County Sheriff's Office Military Equipment Use Policy; and
- ii) 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 Hart, that this matter be set for a hearing, as follows: May 10, 2022 in Santa Maria (EST. TIME 1 HR.). The motion carried by the following vote:

Ayes:

 Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

## **Honorary Resolutions**

### A-39) SUPERVISOR WILLIAMS

22-00299

Adopt a Resolution of commendation honoring Deputy Sheriff Troy Carpenter upon his retirement from the Sheriff's Office after over 25 years of faithful and distinguished service to citizens of Santa Barbara County.

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

**RESOLUTION NO. 22-65** 

Ayes:

# A-40) SUPERVISOR HART

22-00276

Adopt a Resolution of commendation honoring Judy Villarreal upon her retirement from the Sheriff's Office after over 32 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

**RESOLUTION NO. 22-66** 

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

# A-41) SUPERVISOR HARTMANN

22-00256

Adopt a Resolution of Commendation honoring Matthew Harvill upon his retirement from the District Attorney's office after over 5 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

**RESOLUTION NO. 22-67** 

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

## A-42) SUPERVISOR HARTMANN

22-00280

Adopt a Resolution of commendation honoring Lieutenant Bobby Cobb upon his retirement from the Sheriff's Office after over 28 years of faithful and distinguished service to citizens of Santa Barbara County.

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

**RESOLUTION NO. 22-68** 

## A-43) SUPERVISOR HARTMANN

22-00285

Adopt a Resolution of commendation honoring Custody Lieutenant Brenda Maynard upon her 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 Nelson, seconded by Supervisor Hart, that this matter be adopted. The motion carried by the following vote:

**RESOLUTION NO. 22-69** 

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

## A-44) SUPERVISOR NELSON

22-00282

Adopt a Resolution of commendation honoring Alison Rowell upon her retirement from the Sheriff's Office after over 14 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

**RESOLUTION NO. 22-70** 

Ayes:

 Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

### Resolutions to be Presented

## A-45) SUPERVISOR HARTMANN

22-00291

Adopt a Resolution of commendation honoring Senior Deputy Michael Youngdahl upon his retirement from County Counsel after over 30 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

**RESOLUTION NO. 22-71** 

Ayes:

## A-46) SUPERVISOR NELSON

22-00286

Adopt a Resolution of commendation honoring Lieutenant Brian Olmstead upon his retirement from the Sheriff's Office after over 32 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

**RESOLUTION NO. 22-72** 

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

# A-47) SUPERVISOR HART

22-00287

Adopt a Resolution proclaiming the month of April 2022 as DMV/Donate a Life Month in Santa Barbara County.

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

**RESOLUTION NO. 22-73** 

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

# A-48) SUPERVISOR HARTMANN, SUPERVISOR NELSON

22-00289

Adopt a Resolution proclaiming the month of April 2022 as Child Abuse Prevention Month in Santa Barbara County.

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

**RESOLUTION NO. 22-74** 

# A-49) SUPERVISOR HARTMANN

22-00252

Adopt a Resolution proclaiming the week of April 4, 2022 through April 10, 2022 as National Public Health Week in Santa Barbara County.

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

**RESOLUTION NO. 22-75** 

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

# A-50) <u>SUPERVISOR HARTMANN</u>

Ayes:

22-00247

Adopt a Resolution of Commendation honoring Angella Stokke of the Public Defender's Office as the April 2022 Employee of the Month for Santa Barbara County.

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

**RESOLUTION NO. 22-76** 

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.

# <u>Departmental Agenda</u> <u>Planning Items and Public Hearings</u>

### 1) CLERK-RECORDER-ASSESSOR-ELECTIONS DEPARTMENT

22-00249

HEARING - Consider recommendations regarding an Extra-Help Services and Retirement Waiver for the Clerk-Recorder-Assessor's Office, as follows: (EST. TIME: 5 MIN.)

- a) In accordance with California Government Code Section 7522.56(f)(1), certify that the appointment of retired County employee Susan Morrison, Chief Deputy Assessor, is necessary to fill a critical need in the Clerk-Recorder-Assessor's Office before 180 days have passed from her date of retirement:
- b) Approve and authorize the Clerk-Recorder-Assessor's Office to appoint retired employee, Susan Morrison, as an Extra Help employee to provide training on a part time basis not to exceed 960 hours of annual service with an appointment effective date of April 4, 2022; and
- c) Determine that the above actions are not a project 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.

### COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:39 AM - 10:41 AM (2 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

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

The motion carried by the following vote:

# 2) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

22-00296

HEARING - Consider recommendations regarding an appeal of the Treasurer-Tax Collector's Transient Occupancy Tax (TOT) audit final determination for Timothy Gault, as follows: (EST. TIME: 1 HR.)

- a) Conduct a hearing on the appeal of the final determination of TOT, Tourism Business Improvement District assessment (TBID), interest and penalties assessed by the Treasurer-Tax Collector on Timothy Gault in the amount of \$25,623.17;
- b) Uphold the Treasurer-Tax Collector's final determination and deny the appeal request for the reduction or waiver of TOT, TBID, interest and penalties;
- c) Adopt the findings proposed by the Treasurer-Tax Collector; and
- d) Determine that the above actions involve government funding mechanisms and/or fiscal activities and are not a project under the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(4) of the CEQA Guidelines.

#### COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:54 AM - 11:44 AM (50 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

- a) Conducted hearing;
- b) Upheld the Treasurer-Tax Collector's determination and denied the appeal request by Timothy Gault for the reduction or waiver of TOT, TBID, interest, and penalties;
- c) Adopted the Treasurer-Tax Collectors findings; and
- d) Approved.

The motion carried by the following vote:

# 3) PLANNING AND DEVELOPMENT DEPARTMENT

22-00196

HEARING - Consider recommendations regarding an appeal filed by Jacqueline Abbud (Applicant) of the Planning Commission's denial of the Hacienda Amador Homestay, Case Nos. 21APL-00000-00033 and 21HOM-00005, Third District, as follows: (EST. TIME: 1 HR. 15 MIN.)

- a) Deny the appeal, Case No. 21APL-00000-00033;
- b) Make the required findings for denial of the project, Case No. 21HOM-00005 including California Environmental Quality Act (CEQA) findings;
- c) Determine that denial of the project is exempt from CEQA pursuant to CEQA Guidelines Section 15270(a); and
- d) Deny the project de novo, Case No. 21HOM-00005.

#### COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 12:58 PM - 3:02 PM AND 4:40 PM - 4:41 PM (2 HR. 5 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

Accepted into the record the following documents: Letters dated April 1, 2022 from Ingrid Jackson; Letter dated April 1, 2022 from France Komoroske; Letter dated April 1, 2022 from Ingrid Jackson on behalf of Kamaran & Fay Amiri; and a Letter dated April 3, 2022 from Charles Jackson.

The motion carried by the following vote:

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

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

Accepted into the record the following documents: Two(2) one-page documents provided by Ingrid Jackson and listed online as attachment No. 19, entitled "Public Comment Materials provided by Mrs. Jackson on 04-05-22".

The motion carried by the following vote:

 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

Ayes:

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

- a) Upheld the appeal, Case No. 21APL-00000-00033;
- b) Adopted required findings for approval of the Proposed Project as specified in Attachment A of the Planning and Development Memorandum dated April 5, 2022, including California Environmental Quality Act (CEQA) findings;
- c) Approved; and
- d) Granted de novo approval of the Proposed Project, Case No. 21HOM-00005, subject to the conditions of approval included as Attachment B of the Planning and Development Memorandum dated April 5, 2022.

The motion carried by the following vote:

Ayes: 4 - Supervisor Williams, Supervisor Hart, Supervisor Nelson, and

Supervisor Lavagnino

**Noes:** 1 - Supervisor Hartmann

### 4) COMMUNITY SERVICES DEPARTMENT

22-00274

HEARING - Consider recommendations regarding the 2015 Energy and Climate Action Plan (ECAP) Final Report and Climate Action Program Updates, as follows: (EST. TIME: 1 HR.)

- a) Receive and file the 2015 ECAP Final Report and 2018 Greenhouse Gas Inventory;
- b) Update the County's carbon reduction goals by:
- i) Adopting the goal of carbon neutrality by 2045 or sooner, as feasible; and
- ii) Updating the interim 2030 goal from 50% reduction below 2007 levels to 50% net reduction from current (2018) levels;
- c) Provide direction to staff regarding implementation of early climate actions; and
- d) Determine that the recommended actions do not constitute a project and are exempt from the California Environmental Quality Act (CEQA) pursuant to the CEQA Guidelines Section 15378(b) (2), as they involve continuing administrative actions. When projects and programs proceed to implementation, they may be subject to environmental review under CEQA.

### COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 3:03 PM - 4:39 PM (1 HR. 36 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

- a) Received and filed;
- b) i) and ii) Approved;
- c) Directed staff to return to the Board with a revised County policy regarding Electric Vehicle Purchases to include light duty vehicles and develop a plan to expand that to all County Departments including Public Safety Departments by January 2023; and
- d) Approved.

The motion carried by the following vote:

# Adjourned at 4:42 PM

## Adjourned to

**Budget Workshop Monday, April 11, 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, April 5, 2022 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, April 7, 2022, at 5:00 PM and on Saturday, April 9, 2022, at 10:00 AM on CSBTV Channel 20.

http://www.countyofsb.org