

County of Santa Barbara
BOARD OF SUPERVISORS



one COUNTY | *one* FUTURE

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

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, February 7, 2023

9:00 AM

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

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

Live Web Streaming of the Board of Supervisors Meetings, Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at: www.countyofsb.org.

9:00 A.M. Convened

Roll Call

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

9:00 A.M. Recessed to Closed Session

10:00 A.M. Reconvened to Regular Session

Approval of Minutes of the January 24, 2023 Meeting

A motion was made by Supervisor Hartmann, seconded by Supervisor Nelson, 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

[23-00001](#)

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.

- January 2023 Storm Recovery Update

County Executive Officer, Mona Miyasato announced updates regarding the County's Disaster Resource Centers and Local Assistance Centers in both the North and South County; and

Kelly Hubbard, Office of Emergency Management Director, provided an update on additional resources for those impacted by the January 2023 Storm which can be found at ReadySBC.org.

Closed Session

[23-00136](#)

[PUBLIC EMPLOYEE APPOINTMENT / RE-APPOINTMENT
(Paragraph (1) of subdivision (b) of Government Code section 54957)

General Services Director.

Report from Closed Session

No reportable action taken.

Administrative Agenda

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

Administrative Items

A-1) CHILD SUPPORT SERVICES 23-00128

Consider recommendations regarding a digital literacy program for qualifying county residents, as follows:

- a) Approve and authorize the Chair to execute a Subrecipient Agreement with Santa Barbara Partners in Education to administer a digital literacy program beginning on February 7, 2023 and ending performance upon completion, but no later than June 30, 2025; in an amount not to exceed \$375,000.00 (Total Maximum Contract Amount), to be paid from ARPA funds; and
- b) Determine that these actions do not constitute a project under the California Environmental Quality Act (CEQA) based on CEQA Guideline 15378(b)(4) since the actions are a government funding mechanism which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and based on CEQA Guideline 15378(b)(5) since the action is an administrative activity that will not result in physical changes to the environment.

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

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

A-2) COMMUNITY SERVICES DEPARTMENT23-00121

Consider recommendations regarding a First Amendment to the Agreement with Arup North America LTD for the Energy Assurance Assessment Services Program, as follows:

a) Approve and authorize the Chair of the Board to execute a First Amendment to the Agreement with Arup North America LTD for consulting services related to the Energy Assurance Assessment Services program increasing the total maximum contract amount by \$330,000.00 for a new total maximum contract amount not to exceed \$1,105,000.00 and extending the contract by one year to April 2, 2025;

b) Authorize the Community Services Director, or designee, to extend the Agreement, as amended by the First Amendment, for up to 1 year, no later than April 2, 2026; and

c) Determine that the above recommended action is 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), as 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 physical impact on the environment, and Section 15378(b)(5), as the actions are 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 Capps, 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: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-3) COMMUNITY SERVICES DEPARTMENT [23-00122](#)

Consider recommendations regarding Appointments of City of Buellton and City of Solvang Representatives to the County Library Advisory Committee, as follows:

- a) Appoint Elysia Lewis as the City of Buellton Representative and Elizabeth Orona as the City of Solvang Representative to serve on the County of Santa Barbara Library Advisory Committee; and
- b) Determine that the recommended appointment to the Library Advisory Committee is 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)(5), finding that the action involves government organizational or administrative activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

A motion was made by Supervisor Nelson, seconded by Supervisor Capps, 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-4) COMMUNITY SERVICES DEPARTMENT [23-00123](#)

Consider recommendations regarding the execution of a Second Amendment to the Landscaping Service Contract with BrightView Landscape Services, Inc. for all County Parks, as follows:

- a) Approve, ratify, and authorize the Chair to execute a Second Amendment to the Landscaping Service Contract with BrightView Landscape Services, Inc. (BC 20229) increasing the total contract amount by \$51,764.00 for a total amended contract amount not to exceed \$848,575.00 for landscape maintenance services to 18 County parks and open spaces for a period of twenty-four (24) months beginning July 1, 2022, and ending June 30, 2024; and
- b) Determine that the above recommended action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301 as the action involves the maintenance of existing public facilities or topographical features that will result in no or negligible expansion of existing use.

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

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

The motion carried by the following vote:

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

A-5) COUNTY COUNSEL

[23-00113](#)

Consider recommendations regarding the 2022 Biennial Review and Amendments to the Conflict of Interest Code of the Santa Maria-Bonita School District, as follows:

- a) Approve the amended Conflict of Interest Code of the Santa Maria-Bonita School District; and
- b) Determine that the above action is an organizational or administrative activity of the government that will not result in direct or indirect physical changes in the environment and is therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA Guidelines.

A motion was made by Supervisor Nelson, seconded by Supervisor Capps, 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-6) COUNTY COUNSEL[23-00126](#)

Consider recommendations regarding the 2022 Biennial Review and Amendments to the Conflict of Interest Code of the Goleta Water District, as follows:

- a) Approve the amended Conflict of Interest Code of the Goleta Water District; and
- b) Determine that the above action is an organizational or administrative activity of the government that will not result in direct or indirect physical changes in the environment and is therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA Guidelines.

A motion was made by Supervisor Nelson, seconded by Supervisor Capps, 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-7) COUNTY COUNSEL[23-00127](#)

Consider recommendations regarding the 2022 Biennial Review and Amendments to the Conflict of Interest Code of the Santa Ynez Community District, as follows:

- a) Approve the amended Conflict of Interest Code of the Santa Ynez Community District; and
- b) Determine that the above action is an organizational or administrative activity of the government that will not result in direct or indirect physical changes in the environment and is therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA Guidelines.

A motion was made by Supervisor Nelson, seconded by Supervisor Capps, 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-8) COUNTY COUNSEL[23-00129](#)

Consider recommendations regarding the 2022 Biennial Review and Amendments to the Conflict of Interest Code of the Santa Barbara Metropolitan Transit District, as follows:

- a) Approve the amended Conflict of Interest Code of the Santa Barbara Metropolitan Transit District; and
- b) Determine that the above action is an organizational or administrative activity of the government that will not result in direct or indirect physical changes in the environment and is therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA Guidelines.

A motion was made by Supervisor Nelson, seconded by Supervisor Capps, 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-9) COUNTY EXECUTIVE OFFICE[23-00102](#)

Consider recommendations regarding a Sixth Amendment to the Agreement for Services of Independent Contractor with Ernst and Young (EY) for Disaster Cost Recovery Consulting Services, as follows:

- a) Approve and authorize the Chair to execute an amendment to the Agreement for Services of Independent Contractor with EY for disaster cost recovery services to extend the term ten months through December 27, 2023 without an increase in funding; and
- b) Determine that the proposed action is an administrative activity that does not involve commitment to any specific project, and therefore is not a project as defined by State California Environmental Quality Act Guidelines Section 15378 (b)(5).

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

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

A-10) COUNTY EXECUTIVE OFFICE

23-00105

Consider recommendations regarding the re-ratification of a Proclamation of Local Emergency Caused by Drought Conditions, Last Action December 13, 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 Capps, that this matter be acted on as follows:

a) Adopted;

RESOLUTION NO. 23-20

b) Directed; and

c) Approved.

The motion carried by the following vote:

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

A-11) COUNTY EXECUTIVE OFFICE

23-00106

Consider recommendations regarding the transition of administrative and managerial support of the Office of Emergency Management from the County Executive Office to the County Fire Department, as follows:

- a) Receive and file a report on the transition of the administrative and managerial support and oversight of the Office of Emergency Management from the County Executive Office to the County Fire Department effective February 1, 2023;
- b) Approve the establishment of the budget and positions for Office of Emergency Management in the General Fund, Department 031 (Fire Department) to be incorporated into the Fiscal Year (FY) 2023-2024 Recommended Budget; and
- c) Determine that the above recommended actions are not a “Project” under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), as the actions are 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 Capps, that this matter be acted on as follows:

- a) Received and filed; 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-12) COUNTY EXECUTIVE OFFICE [23-00114](#)

Consider recommendations regarding a Cannabis Permits and Licensing Technician Position, as follows:

- a) Authorize the conversion of a limited-term Department Business Specialist in the County Executive Office cannabis program to a permanent position as part of Fiscal Year 2023-2024 budget development; and
- b) Determine that pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(5) the above actions are not a project subject to CEQA review because they are administrative activities that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Nelson, seconded by Supervisor Capps, 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-13) COUNTY EXECUTIVE OFFICE [23-00115](#)

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) until the state of emergency ends on February 28, 2023.

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

a) through c) Approved; and

d) Directed.

The motion carried by the following vote:

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

Noes: 1 - Supervisor Nelson

A-14) COUNTY EXECUTIVE OFFICE

[23-00135](#)

Consider recommendations regarding Cachuma Resource Conservation District (CRCD) Board of Director Appointments, as follows:

a) Consider the appointment of Directors to the CRCD pursuant to California Public Resources Code Sections 9314 and 9316, as follows:

i) Approve the re-appointment of Johannah Bradley, Ron Labastida and Jim Wegis to the Board of the CRCD to four-year terms ending on November 27, 2026; and

ii) Approve the appointment of Russell Chamberlin to the Board of the CRCD to a four-year term ending on November 27, 2026; and

b) Determine that the appointments of Directors to the Board of Directors of the CRCD does not constitute a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), as the actions are 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 Capps, that this matter be acted on as follows:

a) i) and ii) Approved; 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) COUNTY EXECUTIVE OFFICE[23-00116](#)

Consider recommendations regarding the appointment of Members to Special District Boards of Directors in Lieu of Election, as follows:

a) Appoint in lieu of election the following qualified applicants to the Cuyama Community Services District and the Cuyama Valley Recreation District, pursuant to California Elections Code Section 10515(b):

i) Charlene Cooper and Juan Gonzalez for terms ending December 6, 2024, and Malcolm Victor Ricci for a term ending December 4, 2026, to the Cuyama Community Services District; and

ii) Kim Marie Eichert, Laura Edith Price, and Maria Medina to the Cuyama Valley Recreation District, for terms ending December 6, 2024; and

b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), because it consists of organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

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

a) i) and ii) Approved; 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) COUNTY EXECUTIVE OFFICE[23-00130](#)

Approve Budget Revision Request Nos. 0008675; and 0008688. (4/5 Vote Required)

A motion was made by Supervisor Nelson, seconded by Supervisor Capps, 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-17) FIRE DEPARTMENT[23-00100](#)

Consider recommendations regarding the acceptance of offer of sale of surplus equipment, as follows:

a) Approve and authorize the Purchasing Agent to execute an Equipment Consignment Agreement with Quinn Company and to accept the highest public consignment sale offer to purchase surplus heavy equipment using the consignment sales process and to complete the transaction with a net consignment price of not less than \$53,100.00; and

b) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(4) that the above fiscal activity is not a project subject to the CEQA.

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

a) Approved and 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-18) GENERAL SERVICES DEPARTMENT[23-00101](#)

Consider recommendations regarding a Child Support Services Lease Agreement at 201 South Miller Street in Santa Maria (RP No. 002310), Fifth District, as follows:

a) Approve and authorize the Chair to execute the Lease Agreement (Lease) between the County of Santa Barbara and Burt E. Fugate, Trustee of the Burt E. Fugate Trust Dated April 30, 1998 (Landlord), for the use of 3,295 square feet of office space at 201 South Miller Street in Santa Maria (Premises), for an initial term of five years, plus one option to extend the term for an additional five years, at an initial monthly rental amount of \$5,107.25, based on \$1.55 per square foot per month; and

b) Determine that the proposed action is exempt from the California Environmental Quality Act (CEQA) guidelines, pursuant to Section 15301, Existing Facilities, and approve and direct staff to file and post the Notice of Exemption on that basis.

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

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

A-19) PROBATION DEPARTMENT

[23-00117](#)

Consider recommendations regarding a First Amendment to the Agreement with Community Solutions Incorporated (CSI), Fiscal Year 2022-2024, as follows:

- a) Approve and authorize the Chair to execute a First Amendment to the Agreement for Services (BC No. 22005) of Independent Contractor with CSI, to amend Exhibit A, Statement of Work, in its entirety and amend Exhibit B, "Schedule of Fees" adding \$75,660.00 to the total amount of the contract, for a new contract amount of \$149,580.00; and
- b) 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 Capps, 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:

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

A-20) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, WATER AGENCY

23-00119

Consider recommendations regarding a Resolution approving participation in the Desalination Executable Solution and Logistics Plan with the San Luis Obispo County Flood Control and Water Conservation District, as follows:

Acting as the Board of Directors, Water Agency:

- a) Adopt a Resolution to approve and authorize the Santa Barbara County Water Agency to participate in the Desalination Executable Solutions and Logistics Plan in partnership with the San Luis Obispo County Flood Control and Water Conservation District; and
- b) Find that this action does not constitute a “Project” within the meaning of the California Environmental Quality Act pursuant to 14 CCR 15378 (b)(4).

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

Acting as the Board of Directors, Water Agency:

a) Adopted; and

RESOLUTION NO. 23-21

b) Approved.

The motion carried by the following vote:

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

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

23-00120

Consider recommendations regarding a Public Works Director's Report on emergency response actions from impacts of flooding and storms and continuation of emergency actions, as follows: (4/5 Vote Required)

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

- a) Receive and review a report from the Public Works Director regarding emergency actions taken pursuant to Resolution No. 19-327 and Public Contract Code Section 22050 related to emergency operations responding to flooding, storms, debris removal and transportation projects following the recent storm events and the necessity of the action and the reasons the emergency will not permit delay resulting from competitive solicitation of bids;
- b) Determine that there is a need to continue the emergency actions ordered by the Public Works Director;
- c) Direct staff to return to the Board every 14 days to allow the Board to review the emergency action and determine whether there is a need to continue the emergency action, by a 4/5 vote, until the actions are terminated; and

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

- d) Find that the proposed actions are associated with emergency response and are therefore statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to Guideline Sections 15269(c) actions necessary to prevent or mitigate an emergency that does not have a low probability of occurrence, and that a CEQA Exemption for this project was approved by the Board and filed by the Clerk of the Board on January 24, 2023, therefore no new Categorical Exemption is required for the approval of the recommended actions; and

Acting as the Board of Supervisors:

- e) Find that the proposed actions are statutorily exempt from the California Environmental Quality Act pursuant to State CEQA Guidelines Section 15269(d), as an emergency project undertaken, carried out, or approved by a public agency to maintain, repair, or restore an existing highway damaged by fire, flood, storm, earthquake, land subsidence, gradual earth movement, or landslide, initiated within one year of the damage occurring; and direct the staff to file a Notice of Exemption with the Clerk of the Board of Supervisors on that basis.

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

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

a) Received and reviewed;

b) Approved;

c) Directed;

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

d) Approved; and

Acting as the Board of Supervisors:

e) Approved.

The motion carried by the following vote:

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

A-22) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [23-00084](#)

Consider recommendations regarding Village Square Subdivision (TR 14,608), Fourth District, as follows: (EST. TIME: 30 MIN.)

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

a) Approve and authorize the Chair to execute the Agreement for Construction and Dedication of Flood Control Improvements with Los Alamos 59, LP and MHP Builder Inc. associated with off-site storm drain improvements for Tract Map 14,608 in the Los Alamos Community; and

b) Determine that pursuant to the California Environmental Quality Act Guidelines Section 15162, the recommended actions are within the scope of the environmental review documents for this project [Environmental Impact Report (05EIR-00000-00005) previously certified September 7, 2005].

A motion was made by Supervisor Nelson, seconded by Supervisor Capps, that this matter be continued, as follows: February 28, 2023 in Santa Barbara. The motion carried by the following vote:

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

A-23) SOCIAL SERVICES DEPARTMENT[23-00112](#)

Consider recommendations regarding a work site agreement with Goodwill Industries of Ventura and Santa Barbara Counties for Youth Career Services Program Interns, as follows:

- a) Approve and authorize the Department of Social Services Director, or designee, to execute the Work Site Agreement with Goodwill Industries of Ventura and Santa Barbara Counties (local vendor), to provide interns through its Youth Career Services Program; and
- b) 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 Capps, that this matter be acted on as follows:

- a) **Approved and 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-24) SOCIAL SERVICES DEPARTMENT[23-00118](#)

Consider recommendations regarding an Agreement with Racy Ming Associates LLC for Local Plan Consultant Services, as follows:

- a) Approve and authorize the Chair to execute an Agreement with Racy Ming Associates LLC (a local vendor) to provide Local Plan Consultant services for a total contract amount not to exceed \$15,000.00 for the period of February 7, 2023 through June 30, 2023; and
- b) 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 Capps, 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:

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

A-25) SOCIAL SERVICES DEPARTMENT

[23-00131](#)

Consider recommendations regarding appointments and reappointments of Workforce Development Board (WDB) Members, as follows:

- a) Approve the appointment of Carola Smith and Justin McIntire to the WDB;
- b) Approve the reappointment of Cesar Valladares and Petra Gomez to the WDB; and
- c) Determine that the above actions do not involve any commitment to any specific project which may result in a potentially significant impact on the environment, and therefore it is not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) and (5) as the proposed action is also an organizational or administrative activity.

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

- a) through c) Approved.**

The motion carried by the following vote:

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

A-26) SOCIAL SERVICES DEPARTMENT

23-00132

Consider recommendations regarding a Memorandum of Understanding (MOU) with the California Department of Social Services for the County of Santa Barbara Department of Social Services access to The Work Number for Online Employment and Wage Verification Services, as follows:

- a) Approve and authorize the County of Santa Barbara Department of Social Services Director, or designee, to execute the MOU with the California Department of Social Services for the purpose of authorizing County access to The Work Number, pursuant to the Agreement between California Department of Social Services and Equifax/TALX Corporation; and
- b) Determine that the execution of the MOU is exempt from the California Environmental Quality Act (CEQA) pursuant to the CEQA Guidelines Section 15061 (b) (3), finding that the execution of the MOU is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and where it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment, the activities are not subject to CEQA.

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

- a) **Approved and 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-27) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

23-00124

Accept for filing the Fiscal Year 2022 - 2023 Second Quarter (October - December 2022) report on the Treasurer’s Investment Pool, pursuant to Government Code Section 53646(b).

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

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

A-28) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

23-00125

Consider recommendations regarding External Auditor’s Reports on the Treasurer’s Financial Statements and the Treasurer’s Compliance with the Treasury Oversight Committee provisions contained in Sections 27130-27137 of the California Government Code, as follows:

- a) Receive and file the Santa Barbara County Treasurer’s Investment Pool Financial Statements with Independent Auditor’s Report for the Fiscal Year ended June 30, 2022;
- b) Receive and file the Independent Auditor's Report on Internal Control over financial Reporting and on compliance and other matters based on an Audit of Financial Statements performed in accordance with government auditing standards for the Fiscal Year ended June 30, 2022;
- c) Receive and file the Independent Auditor’s Report on the Treasurer’s Compliance with the Treasury Oversight provisions contained in Sections 27130-27137 of the California Government Code for the Fiscal Year ended June 30, 2022; and
- d) Determine that the above action involves government funding mechanisms and/or fiscal activities and is 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 Capps, that this matter be acted on as follows:

a) through c) Received and filed; and

d) 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-29) SUPERVISOR LAVAGNINO [23-00108](#)

Approve the reappointment of Alison Wales to the Commission for Women, term ending December 31, 2025, Fifth District.

A motion was made by Supervisor Nelson, seconded by Supervisor Capps, 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

Honorary Resolutions

A-30) SUPERVISOR WILLIAMS [23-00109](#)

Adopt a Resolution proclaiming February 9, 2023 as “John Bowlin Day” in Santa Barbara County.

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

RESOLUTION NO. 23-22

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-31) SUPERVISOR CAPPS [23-00111](#)

Adopt a Resolution of Commendation honoring Ray A. Munoz upon his retirement from the Sheriff's Office after over 38 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 23-23

The motion carried by the following vote:

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

A-32) SUPERVISOR CAPPS, SUPERVISOR NELSON [23-00110](#)

Adopt a Resolution proclaiming the month of February 2023 as Black History Month in Santa Barbara County.

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

RESOLUTION NO. 23-24

The motion carried by the following vote:

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

[23-00002](#)

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) (23-00002)

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

Re: Concerned with Various Perceived Injustices in Government - Eplanet Thunderstriker addressed the Board

Re: Expressed Appreciation for the Recognition Ceremony Presenters/Performers - Michal Lynch addressed the Board

2) COUNTY COUNSEL

23-00107

HEARING - Consider recommendations regarding an Extra Help Service and Retirement Waiver for the Office of County Counsel, 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 Maria Salido Novatt is necessary to fill a critical need in the Office of County Counsel before 180 days have passed from her date of retirement;
- b) Approve and authorize the Office of County Counsel to appoint retired employee Maria Salido Novatt as an Extra Help employee to provide assistance with specialized legal services on a part time basis, not to exceed 960 hours of annual service, with an effective start date of February 6, 2023; and
- c) Determine that the above actions are organizational and administrative activities of government that are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA Guidelines.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 1:41 PM - 1:42 PM (1 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

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

The motion carried by the following vote:

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

3) COUNTY EXECUTIVE OFFICE

23-00099

HEARING - Consider recommendations regarding the Thomas Fire and 1/9 Debris Flow Five Year Recovery Update, as follows: (EST. TIME: 45 MIN.)

a) Receive and file a video presentation and report from staff on the Thomas Fire and 1/9 Debris Flow Five Year Recovery Update; and

b) Determine that the proposed actions are administrative activities that do not involve commitment to any specific project, and are therefore not a project as defined by State California Environmental Quality Act Guidelines Sections 15378 (b)(5).

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 1:43 PM - 2:18 PM (35 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

a) Received and filed; and

b) Approved.

The motion carried by the following vote:

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

4) FIRE DEPARTMENT

23-00098

HEARING - Consider recommendations regarding the adoption of the Gaviota Coast Community Wildfire Protection Plan, as follows: (EST. TIME: 45 MIN.)

a) Consider and adopt, by directing the Chair to sign, the Gaviota Coast Community Wildfire Protection Plan; and

b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA), because pursuant to section 15378(b)(5) the recommended action consists 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: APPROVE

HEARING TIME: 2:19 PM - 3:16 PM (57 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

a) Adopted 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

5) COUNTY EXECUTIVE OFFICE

23-00103

HEARING - Consider recommendations regarding the Renew '22 Summary Report for Fiscal Years (FYs) 2017-2022, as follows: (EST. TIME: 45 MIN.)

- a) Receive and file the Renew '22 Summary Report for FYs 2017-2022;
- b) Provide direction, as appropriate; and
- c) Determine pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15378 that the above actions are not a project subject to CEQA review.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 3:17 PM - 3:40 PM (23 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

- a) Received and filed;**
- b) No action taken; and**
- c) Approved.**

The motion carried by the following vote:

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

Adjourned at 3:40 PM

Adjourned to

Tuesday, February 14, 2023

Joseph Centeno Betteravia Government Administration Building

Board Hearing Room

511 East Lakeside Parkway

Santa Maria

Challenges

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

Announcements

The meeting of Tuesday, February 7, 2023 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, February 9, 2023, at 5:00 PM and on Saturday, February 11, 2023, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>