

County of Santa Barbara
BOARD OF SUPERVISORS



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

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, September 15, 2020

9:00 AM

REMOTE VIRTUAL PARTICIPATION ONLY

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 to Regular Session

Roll Call

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

Pledge of Allegiance

Moment of Silence Observed for the passing of three beloved county employees working at the Psychiatric Health Facility: Mark Lawler, Teresita Bolisay and Ingrid Cypert

Approval of Minutes of the September 1, 2020 Meeting

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

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

County Executive Officer's Report

[20-00001](#)

The County Executive Officer, Mona Miyasato, reported the following:

Update on the Citizen's Independent Redistricting Commission. To view the applicant finalists, process timeline and to sign up to receive updates, go to: countyofsb.org/redistricting;

Reminder to all Santa Barbara County residents that the deadline to respond to the census was extended to September 30, 2020. To be counted, residents can go online to: my2020census.gov; or for English call: (844) 330-2020 and for Spanish call: (844) 468-2020; and

Reminder that the Presidential General Election will be held November 3, 2020. County voter information is posted at SBCVOTE.com. Due to the pandemic, all registered voters in the State of California will automatically receive a ballot in the mail around the beginning of October. For assistance, the public can also call (805) 568-2200.

12:00 P.M. Recessed to Closed Session**Closed Session****20-00002**

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

County of Santa Barbara, et al. v. Purdue Pharma, L.P., et al. United States District Court for the Northern District of Ohio, case number 1:19-op-45128-DAP, multidistrict litigation number 2804, master docket number 1:17-md-02804-DAP.

In re Purdue Pharma, L.P. et al., United States Bankruptcy Court for the Southern District of New York, case number 19-23649 (RDD)

In re Insys Therapeutics, Inc. et al., United States Bankruptcy Court for the District of Delaware, case number 19:11292(KG)

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
(Paragraph (4) of subdivision (d) of Government Code section 54956.9)

Decision to initiate litigation: 1 case(s).

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

Employee organizations: Civil Attorneys Association of Santa Barbara County; Deputy District Attorneys Association; Engineers and Technicians Association; Santa Barbara County Deputy Sheriffs' Association; Santa Barbara County Fire Fighters, Inc., Local 2046; Santa Barbara County Probation Peace Officers Association; Santa Barbara County Sheriff's Managers Association; Service Employees International Union, Local 620 and Local 721; Union of American Physicians and Dentists; unrepresented employees, managers, and executives.

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.

Honorary Resolutions

A-1) SUPERVISOR HARTMANN [20-00713](#)

Adopt a Resolution of Commendation honoring Dean Palius upon his retirement from the Santa Ynez Valley People Helping People Human Services Organization after 25 years of distinguished and consequential service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 20-172

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

A-2) SUPERVISOR LAVAGNINO [20-00728](#)

Adopt a Resolution proclaiming the month of September 2020 as National Recovery Month in Santa Barbara County.

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

RESOLUTION NO. 20-173

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

Administrative Items**A-3) AUDITOR-CONTROLLER****20-00715**

Consider recommendations regarding the Auditor-Controller's Report on the External Monitoring Reports of County Departments for July 1, 2019 through June 30, 2020, as follows:

- a) Receive and file the Auditor-Controller's Report on the External Monitoring Reports of County Departments for July 1, 2019 through June 30, 2020; and
- b) Determine that the above actions are not a "project" under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(5) of the CEQA guidelines, because they consist of administrative activities of the government that will not result in direct or indirect physical changes in the environment.

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

a) Received and filed; and

b) Approved.

The motion carried by the following vote:

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

A-4) BEHAVIORAL WELLNESS**20-00719**

Consider recommendations regarding approval for the County of Santa Barbara to adopt a revised Resolution authorizing the Department of Behavioral Wellness to act on behalf of the County in connection with the award of State No Place Like Home (NPLH) Program funds, as follows:

- a) Adopt a revised Resolution, as required for a NPLH application, that authorizes the Director of the Department of Behavioral Wellness, or designee, to act on behalf of the County in connection with an award of NPLH competitive loan funds from the California Department of Housing and Community Development (State HCD) to the Housing Authority of the County of Santa Barbara, and to enter into, execute, and deliver any and all documents required or deemed necessary or appropriate to evidence the loan of NPLH Program funds, the County's obligations related thereto, and the State HCD's security therefore, for the proposed development of supportive affordable housing (Hollister Lofts) (APN 061-040-030);
- b) Approve and authorize the Director of Behavioral Wellness, or designee, unless otherwise directed by the Board, to act on behalf of County in connection with the \$4,822,998.00 award of NPLH Program loan funds to the Housing Authority for the County of Santa Barbara for its proposed Hollister Lofts development;

c) Direct the Director of Behavioral Wellness, or designee, to return to the Board for further direction prior to exercising the authority delegated to her pursuant to Recommended Actions a and b and to obtain concurrence from Risk Management, the Auditor-Controller, and County Counsel before exercising the authority; and

d) 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 15378(b)(4), finding that the action is the creation of a governmental funding mechanism or other government fiscal activity, which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment and the Public Resources Code section 21163.1 finding that a decision by a public agency to seek funding from, or the Department of Housing and Community Development's awarding of funds pursuant to, the NPLH Program does not constitute a "project".

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

a) Adopted;

RESOLUTION NO. 20-174

b) Approved and authorized;

c) Directed; and

d) Approved.

The motion carried by the following vote:

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

A-5) BEHAVIORAL WELLNESS

20-00716

Consider recommendations regarding a Mental Health Student Services Act Grant Award, as follows: (4/5 Vote Required)

a) Approve and authorize the Department of Behavioral Wellness to execute the multi-year grant agreement (No. 19MHSOAC082) with the Mental Health Services Oversight and Accountability Commission (MHSOAC), and to execute any subsequent reports or amendments that do not change the amount or substantive terms of the agreement, for mental health services for children and youth through school-based programs in the amount of \$4,000,000.00 for the four-year period of October 1, 2020 through September 30, 2024;

b) Approve a Budget Revision Request No. 0007185 increasing appropriations of \$1,003,594.00 in the Behavioral Wellness Mental Health Services Act Fund for Services and Supplies to establish Fiscal Year 2020-2021 funding for the MHSOAC Grant - program services and funded by this MHSOAC Grant Award; and

c) Determine that the above actions are government fiscal activities or funding mechanisms which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA guidelines.

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

a) Approved and authorized; and

b) and c) Approved.

The motion carried by the following vote:

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

A-6) BEHAVIORAL WELLNESS

20-00720

Consider recommendations regarding Institutions for Mental Disease Fiscal Year (FY) 2020-2023 Contract Renewal with Sylmar Health and Rehabilitation Center, Inc., as follows:

a) Approve, ratify, and authorize the Chair to execute an Agreement for Services of Independent Contractor with Sylmar Health and Rehabilitation Center, Inc, a California corporation (not a local vendor), for the provision of mental health services and residential treatment services for a total contract amount not to exceed \$1,650,000.00, inclusive of \$650,000.00 for FY 2020-2021; \$500,000.00 for FY 2021-2022; and \$500,000.00 for FY 2022-2023, for the period of July 1, 2020 through June 30, 2023;

b) Delegate to the Director of the Department of Behavioral Wellness or designee the authority to make immaterial changes to the Agreements; reallocate funds between funding sources or programs or agree to rates other than the Per Diem Rates for special circumstances during the term of the Agreements as long as there is no change to the Maximum Contract Amounts; and amend the Program Goals, Outcomes, and Measures in Exhibits E of the Agreements, all without requiring formal amendment thereto and subject to the Board's authority to rescind this delegated authority at any time; and

c) Determine that the above actions are government fiscal activities or funding mechanisms, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

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

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

The motion carried by the following vote:

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

A-7) BEHAVIORAL WELLNESS

20-00723

Consider recommendations regarding a Fifth Amendment with Good Samaritan Shelter, Fiscal Years (FYs) 2018-2021, as follows:

- a) Approve, ratify, and authorize the Chair to execute a Fifth Amendment to the FYs 2018-2021 Agreement for Services of Independent Contractor with Good Samaritan Shelter (a local vendor) (BC 19-152) to add an additional level of service, update Alcohol and Drug Program (ADP) and Mental Health Services (MHS) language to comply with changes to State and Federal regulations and corresponding Behavioral Wellness policies, reallocate unused funds, and decrease the maximum contract amount, inclusive of ADP funds of \$2,582,003.00 for FY 2018-2019, \$5,410,976.00 for FY 2019-2020, \$6,135,652.00 for FY 2020-2021, and \$494,000.00 in MHS funds for FY 2019-2021 to not exceed \$14,622,631.00 from December 1, 2018 through June 30, 2020;
- b) Delegate to the Director of Behavioral Wellness or designee the authority to amend the staffing requirements of a particular program; amend the program goals, outcomes, and measures in Exhibit E; reallocate funds and staff amongst programs; and increase or remove the CMA rate from the MHS schedule of rates for FY 2020-2021 with no changes to the maximum contract amount without needing to return to the Board for a formal amendment to the Agreement, subject to the Board's authority to rescind this delegated authority at any time; and
- c) Determine that the above actions are government fiscal activities or funding mechanisms, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

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

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

The motion carried by the following vote:

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

A-8) COMMUNITY SERVICES

20-00725

Consider recommendations regarding a response to the 2019-2020 Grand Jury Report entitled “Homelessness in Santa Barbara County,” as follows:

- a) Consider and adopt the responses as the Board of Supervisors’ response to the 2019-2020 Grand Jury report entitled “Homelessness in Santa Barbara County”;
- b) Approve and authorize the Chair to sign the letter and forward the letter and responses to the Presiding Judge of Santa Barbara County Superior Court; and
- c) 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 15378(b)(5) and 15378(b)(4), finding that the recommended actions consist of administrative activities of governments that will not result in direct or indirect physical changes in the environment.

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

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

The motion carried by the following vote:

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

A-9) COUNTY COUNSEL[20-00707](#)

Consider recommendations regarding Outside Counsel Contract with Rimôn, P.C., as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute an Agreement for Professional Legal Services with Rimôn, P.C., with a not-to-exceed amount of \$40,000.00 and a term ending September 14, 2022; and

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

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, 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 Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-10) COUNTY EXECUTIVE OFFICE[20-00711](#)

Consider recommendations regarding a Response to 2019-2020 Grand Jury Report entitled “Juveniles in Gangs in Santa Barbara County, Has Accountability Been Forgotten?”, as follows:

a) Consider and adopt the responses as the Board of Supervisors’ response to the 2019-2020 Grand Jury report entitled “Juveniles in Gangs in Santa Barbara County, Has Accountability Been Forgotten?”;

b) Authorize the Chair to sign the letter and forward the letter and responses to the Presiding Judge of Santa Barbara County Superior Court; and

c) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines 15378(b)(5) that the above actions are not a project subject to CEQA review, because they are government administrative activities that does not result in direct or indirect physical changes to the environment.

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

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

The motion carried by the following vote:

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

A-11) COUNTY EXECUTIVE OFFICE

[20-00721](#)

Consider recommendations regarding Additional staff positions related to COVID-19 and Cannabis, as follows: (4/5 Vote Required)

- a) Adopt the Salary Resolution, which allocates two additional full-time (2.0 FTE) Deputy County Counsel positions (job class 2215/16/17/18/19) to County Counsel, effective September 21, 2020; and which allocates two additional full-time (2.0 FTE) Enterprise Leaders (job class 8015) to the County Executive Office (CEO), effective September 21, 2020;
- b) Approve Budget Revision Request No. 0007214 to Establish Appropriations of \$375,400.00 in County Counsel for Salaries and Benefits and \$350,000.00 in CEO for Salaries and Benefits, funded by the CARES Act funding and cannabis revenue; and
- c) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(4) that the above action is a government fiscal activity which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and therefore is not a project subject to environmental review.

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

- a) Adopted; and
- RESOLUTION NO. 20-175**
- b) and c) Approved.

The motion carried by the following vote:

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

A-12) COUNTY EXECUTIVE OFFICE[20-00722](#)

Consider recommendations regarding an agreement for Cannabis Retail Storefront Application Review Services from Hinderliter, de Llamas and Associates (HdL), as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute the Agreement for Services of Independent Contractor with HdL to deliver Cannabis Retail Storefront Application Review, for a period of 9/15/2020 through 6/30/2021, in an amount not to exceed \$200,000.00;

b) Approve a Budget Revision Request No. 0007163 increasing appropriations of \$200,000.00 in the Dept 012, General Fund for Services and Supplies funded by Cannabis Retail Storefront License Application Deposit Fees; and

c) Determine that the above actions are organizational or administrative activities and fiscal activities 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)(4) and (5) of the CEQA Guidelines.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, 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: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-13) COUNTY EXECUTIVE OFFICE[20-00727](#)

Approve Budget Revision Requests. (4/5 Vote Required)

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

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

A-14) FIRST 5, CHILDREN AND FAMILIES COMMISSION**20-00724**

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

- a) Accept \$200,000.00 from the David and Lucille Packard Foundation to provide one-time funding for First 5 Santa Barbara County to assist families with COVID-19 needs;
- b) Approve Budget Revision Request No. 0007197 to establish appropriations of \$200,000.00 in First 5 Santa Barbara County's First 5 Child and Families Commission Fund for Services and Supplies funded by unanticipated revenue from the Lucille Packard Foundation Grant; 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 Hartmann, seconded by Supervisor Williams, that this matter be acted on as follows:

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

The motion carried by the following vote:

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

A-15) GENERAL SERVICES**20-00708**

Consider recommendations regarding Santa Ynez Valley Airport Improvement Program Grant 18 (AIP 18) Project No. 19036 - Award Construction Contract to Remove and Replace Automated Weather Observing System (AWOS); Third District, as follows:

- a) Approve the plans and specifications for construction of the Santa Ynez Valley Airport AIP 18 project on file in the General Services Capital Projects office;
- b) Approve and authorize the Chair to execute a construction contract in the base amount of \$274,815.00 to the lowest responsible bidder, Lee Wilson Electric Company, Inc., subject to the provisions of the documents and certifications as set forth in the plans and specifications applicable to the project and as required by California Law;
- c) Authorize the Director of General Services to approve change orders in an amount not to exceed \$26,240.75 as authorized under California Public Contract Code Section 20142; and

d) Find that the proposed project falls within the scope of the previously filed Notice of Exemption and is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15302(b), as it consists of replacement of existing structures and facilities where the new structure will be located on the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced.

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

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

The motion carried by the following vote:

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

A-16) GENERAL SERVICES

20-00709

Consider recommendations regarding a First Amendment to the Lease Agreement between the County of Santa Barbara and the Santa Barbara County Air Pollution Control District (Real Property File No. 003410), Second District, as follows:

- a) Approve and authorize the Chair to execute the First Amendment to the Lease Agreement (“First Amendment”) between the County of Santa Barbara and the Santa Barbara County Air Pollution Control District (“District”) to: reduce the size of the District’s leased premises from a total of 14,139 square feet to 9,881 square feet; add an option to extend the term of the lease for an additional seven (7) years with monthly rent adjusted to fair market rent amounts; and provide for the Lease Agreement to renew annually thereafter subject to termination on 90 days written notice;
- b) Approve, authorize and direct the Director of General Services, or designee, in accordance with Section 4, RENT, of the First Amendment, to adjust the monthly rent to the then fair market rent amount for the 7-year option period and again for the annual tenancy; and
- c) Determine that the proposed action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301, Existing Facilities, finding that the action consists of the operation, repair, maintenance, and leasing of existing public or private structures involving negligible or no expansion of existing or former use.

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

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

The motion carried by the following vote:

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

A-17) PLANNING AND DEVELOPMENT

20-00704

Consider recommendations regarding Hub-Russell Ranch Properties, LLC Agricultural Replacement Contract in the Cuyama area, First District; as follows:

- a) Adopt a Resolution creating Agricultural Preserve Replacement Contract No. 20AGP-00000-00005 consisting of 3,275.69 acres located along the northern portion of Highway 166, in the Cuyama area (APNs 149-310-003, 149-310-005, 149-330-011);
- b) Approve and authorize the Chair to execute Agricultural Preserve Replacement Contract No. 20AGP-00000-00005;
- c) Authorize recordation by the Clerk of the Board; and
- d) Find that the proposed action is an administrative activity of the County which will not result in direct or indirect physical changes in the environment and is therefore not a “project” as defined for purposes of the California Environmental Quality Act (CEQA) under State CEQA Guidelines Section 15378(b)(5).

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

- a) Adopted;**

RESOLUTION NO. 176

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

The motion carried by the following vote:

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

A-18) PUBLIC HEALTH

20-00718

Consider recommendations regarding STD Program Management and Collaboration Project Grant Number 19-10974, as follows:

- a) Approve, ratify, and authorize the Chair to execute Grant Agreement Number 19-10974 and required certifications with California Department of Public Health to accept funding for the implementation of the STD Program Management and Collaboration Project Grant in the amount not to exceed \$830,005.00 for the grant period July 1, 2019 through June 30, 2024;
- b) Approve and authorize the Public Health Director, or designee, to make Project Representative changes in accordance with the Grant Agreement;
- c) Adopt a Salary Resolution, which allocates to the Public Health Department two positions: one (1) full-time (1.0 FTE) and one (1) part-time (0.5 FTE) Laboratory Assistant (job class 004540) effective September 7, 2020; and
- d) Determine that this action is exempt from California Environmental Quality Act (CEQA) review per CEQA Guideline section 15378(b)(4), since the recommended action is a government fiscal activity which does not involve commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

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

RESOLUTION NO. 20-177

- d) Approved.**

The motion carried by the following vote:

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

A-19) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY

[20-00705](#)

Consider recommendations regarding the San Antonio Groundwater Basin Study, Third, Fourth and Fifth Districts, as follows:

Acting as Board of Directors, Water Agency:

a) Approve, ratify, and authorize the Chair to execute Amendment No. 6 to the Joint Funding Agreement No. 15WSCA600081610_06 with the United States Geological Survey to extend the end date one-year to October 31, 2021 with no additional cost to the Santa Barbara County Water Agency; and

b) Determine that the amendment to the agreement for the San Antonio Groundwater Study is exempt under California Environmental Quality Act guidelines, Section 15262 (Feasibility and Planning Studies) and Section 15306 (Class 6 Information Collection) as previously approved by the Board on November 4, 2014.

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

Acting as Board of Directors, Water Agency:

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

b) Approved.

The motion carried by the following vote:

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

A-20) SOCIAL SERVICES

[20-00706](#)

Consider recommendations regarding a First Amendment to the Memorandum of Understanding with Allan Hancock College for an Outstation Career Employment Specialist, as follows:

a) Approve and authorize the County of Santa Barbara Department of Social Services Director to execute a First Amendment to the Memorandum of Understanding with Allan Hancock College, to include an electronic voucher process for CalWORKs students to obtain their books; 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 Hartmann, seconded by Supervisor Williams, 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 Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

Board of Supervisors

A-21) SUPERVISOR HART

[20-00726](#)

Approve the appointment of Josephine “Kalie” Grubb to the South County Board of Architectural Review, term ending January 1, 2023, Second District.

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

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

Hearing Requests

A-22) PLANNING AND DEVELOPMENT

[20-00710](#)

Set a hearing to consider recommendations regarding a proposed amendment to the Planning and Development Fee Ordinance for Commercial Telecommunication Facilities Tier 2A (Small Cell Wireless Facilities), as follows:

(Set a hearing for September 22, 2020. Time estimate: 10 min.)

a) Approve the introduction (first reading) of an Ordinance amending fees for the Planning and Development Department services;

b) Read the title and waive further reading of the Ordinance;

c) Continue the item to the administrative agenda of October 6, 2020 to consider recommendations, as follows:

i) Consider and approve the adoption (second reading) of an Ordinance amending fees for Planning and Development services; and

ii) Find that the proposed action is an administrative activity of the County, which will not result in direct or indirect physical changes in the environment and is therefore not a "project" as defined for purposes of the California Environmental Quality Act (CEQA) under CEQA Guidelines Section 15273(a)(1) and 15378(b)(5).

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be set for a hearing, as follows: September 22, 2020 (EST. TIME 10 MINS.). The motion carried by the following vote:

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

A-23) PLANNING AND DEVELOPMENT

20-00712

Set a hearing to consider recommendations regarding Case No. 20APL-00000-00019, an appeal filed by the Santa Barbara County Coalition for Responsible Cannabis of the Planning Commission's July 8, 2020 approval of the Castlerock Family Farms, LLC Cannabis Cultivation Project (Case No. 19LUP-00000-00050), Third District, as follows:
(Set a hearing for October 6, 2020. Time estimate: 3 hours)

- a) Deny the appeal, Case No. 20APL-00000-00019;
- b) Make the required findings for approval of the project, Case No. 19LUP-00000-00050;
- c) Determine that the previously certified Programmatic Environmental Impact Report (PEIR) (17EIR-00000-00003) is adequate and no subsequent Environmental Impact Report or Negative Declaration is required pursuant to California Environmental Quality Act (CEQA) Guidelines Sections 15162 and 15168(c)(2); and
- d) Grant de novo approval of the proposed project, Case No. 19LUP-00000-00050.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be set for a hearing, as follows: October 6, 2020 (EST. TIME 3 HRS.). The motion carried by the following vote:

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

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) (20-00004)

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

Re: Request for Industrial Hemp Regulations - Renee O'Neil addressed the Board

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE 20-00281

HEARING - Consider recommendations regarding a Coronavirus Disease 2019 (COVID-19) Update, as follows: (EST. TIME: 1 HR. 30 MIN.)

- a) Receive and file a brief update on COVID-19 and Santa Barbara County’s response and operations;
- b) Provide any direction, as appropriate; and
- c) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA), because pursuant to sections 15378(b)(4) and 15378(b)(5) the recommended actions consist of organizational, administrative or fiscal activities of government that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 9:45 AM - 10:30 AM (45 MIN.)

Received and filed staff presentation and conducted public hearing.

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

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

The motion carried by the following vote:

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

2) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [20-00676](#)

HEARING - Consider recommendations regarding Proposed Fee Ordinances for the Public Works Water Resources Division - Flood Control District and Project Clean Water, as follows:
(EST. TIME: 10 MIN.)

Acting as the Board of Supervisors:

a) Approve the introduction (first reading) of an Ordinance amending fees for Public Works Department services;

b) Read the title, “An Ordinance Adopting a Schedule of Fees for Services Provided by the Department of Public Works, Water Resources Division - Project Clean Water in Connection With Providing Services Within the Jurisdiction of Santa Barbara County,” and waive further reading of the Ordinance; and

c) Set a hearing to the Administrative Agenda of September 22, 2020 to consider recommendations, as follows:

i) Consider and approve the adoption (second reading) of “An Ordinance Adopting a Schedule of Fees for Services Provided by the Department of Public Works, Water Resources Division - Project Clean Water in Connection With Providing Services Within the Jurisdiction of Santa Barbara County,” amending fees for Public Works Department services; and

ii) Find that the proposed actions are administrative activities of the County, which will not result in direct or indirect physical changes in the environment and is therefore not a “project” as defined for purposes of the California Environmental Quality Act (CEQA) under State CEQA Guidelines Section 15273(a)(1) and 15378 (b)(5);

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

d) Approve the introduction (first reading) of an Ordinance amending fees for Public Works Department services;

e) Read the title, “An Ordinance Adopting a Schedule of Fees for Services Provided by the Department of Public Works, Water Resources Flood Control District in Connection With Providing Services Within the Jurisdiction of Santa Barbara County,” and waive further reading of the Ordinance; and

f) Set a hearing on the Administrative Agenda of September 22, 2020 to consider recommendations, as follows:

i) Consider and approve the adoption (second reading) of “An Ordinance Adopting a Schedule of Fees for Services Provided by the Department of Public Works, Water Resources Flood Control District in Connection With Providing Services Within the Jurisdiction of Santa Barbara County,” amending fees for Public Works Department services; and

ii) Find that the proposed actions are administrative activities of the District, which will not result in direct or indirect physical changes in the environment and is therefore not a “project” as defined for purposes of the California Environmental Quality Act (CEQA) under State CEQA Guidelines Section 15273(a)(1) and 15378 (b)(5).

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 10:45 AM - 10:50 AM (5 MIN.)

Received and filed staff presentation and conducted public hearing.

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

Acting as the Board of Supervisors:

- a) Approved the introduction (first reading);**
- b) Read title, waived further reading of the Ordinance;**
- c) i) and ii) Adoption (second reading) set for September 22, 2020 on the Administrative Agenda;**

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

- d) Approved the introduction (first reading);**
- e) Read title, waived further reading of the Ordinance; and**
- f) i) and ii) Adoption (second reading) set for September 22, 2020 on the Administrative Agenda.**

The motion carried by the following vote:

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

3) SUPERVISOR WILLIAMS

20-00714

HEARING - Consider recommendations regarding a Resolution in support of Proposition 15, as follows: (EST. TIME: 1 HR.)

a) Adopt a Resolution in support of Statewide Ballot Proposition 15, The California Schools and Local Communities Funding Act of 2020, on the November 3, 2020 statewide ballot; 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.

HEARING TIME: 10:51 AM - 12:22 PM (1 HR. 31 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Adopted; and

RESOLUTION NO. 20-178

b) Approved.

The motion carried by the following vote:

Ayes: 3 - Supervisor Williams, Supervisor Hart, and Supervisor Hartmann

Noes: 2 - Supervisor Adam, and Supervisor Lavagnino

4) PLANNING AND DEVELOPMENT

20-00678

HEARING - Consider the recommendations of the County Planning Commission (Commission) to (1) adopt Resolutions to amend the County Guidelines for the Implementation of the California Environmental Quality Act (CEQA) (County Guidelines) and the Environmental Thresholds and Guidelines Manual (Environmental Thresholds Manual) to incorporate minor revisions to the California Guidelines for the Implementation of CEQA (State CEQA Guidelines), which took effect in 2019, and (2) revise guidelines that address quality of life and noise issues, as follows: (EST. TIME: 1 HR.)

- a) Determine that amendments to the County Guidelines and the Environmental Thresholds Manual conform to State CEQA Guidelines and clarify County procedures are not a project pursuant to Sections 15060(c)(3) and 15378(b)(5), and amendments to the quality of life guidelines and noise thresholds are categorically exempt pursuant to Section 15308, of the State CEQA Guidelines;
- b) Adopt a Resolution approving amendments to the County Guidelines; and
- c) Adopt a Resolution approving amendments to the Environmental Thresholds Manual.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 2:15 PM - 2:27 PM (12 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Approved;

b) Adopted; and

RESOLUTION NO. 20-179

c) Adopted.

RESOLUTION NO. 20-180

The motion carried by the following vote:

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

5) PLANNING AND DEVELOPMENT

20-00717

HEARING - Consider recommendations regarding California Environmental Quality Act (CEQA) Transportation Impact Thresholds Update to Comply with Senate Bill (SB) 743, as follows: (EST. TIME: 1 HR.)

- a) Determine that the amendment to the Environmental Thresholds and Guidelines Manual is not a project pursuant to CEQA Guidelines Sections 15060(c)(3) and 15378(b)(5); and
- b) Adopt a Resolution approving the proposed amendment to the Environmental Thresholds and Guidelines Manual.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 2:28 PM - 3:04 PM (36 MIN)

Received and filed staff presentation and conducted public comment.

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

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

RESOLUTION NO. 20-181

The motion carried by the following vote:

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

The Santa Barbara County Board of Supervisors Adjourned the Meeting of September 15, 2020 in Honor of the Two Los Angeles County Sheriff's Deputies who Survived an Ambush Shooting at a Metro Station in Compton, California on Saturday, September 12, 2020

Adjourned at 3:04 PM

Adjourned to

Tuesday, September 22, 2020

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, September 15, 2020 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, September 17, 2020, at 5:00 PM and on Saturday, September 19, 2020, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>