

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, October 3, 2023

9:00 AM

**JOSEPH CENTENO BETTERAVIA GOVERNMENT
ADMINISTRATION
BUILDING, BOARD HEARING ROOM
511 EAST LAKESIDE PARKWAY, SANTA MARIA**

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 Capps, Supervisor Hartmann,
Supervisor Nelson, and Supervisor Lavagnino

Pledge of Allegiance**Approval of Minutes of the September 19, 2023 Meeting**

**A motion was made by Supervisor Hartmann, seconded by Supervisor Lavagnino,
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.

**Acting County Executive Officer, Nancy Anderson, announced a nationwide test of
the Emergency Alert System and Wireless Emergency Alert system taking place
Wednesday, October 4th at 11:20 AM.**

12:00 P.M. Recessed to Closed Session

Closed Session

[23-00948](#)

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

[Santa Barbara County Board of Supervisors, sitting as the Board of Supervisors and as the Board of Directors of the Santa Barbara County Flood Control and Water Conservation District]

City of Goleta v. Southern California Gas Company, et al., Santa Barbara County Superior Court,
Case No. 23CV03430

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) **AGRICULTURAL COMMISSIONER AND WEIGHTS & MEASURES** **23-00921**
DEPARTMENT

Consider recommendations regarding a California Department of Food and Agriculture (CDFA) Detector Dog Team Agreement No. 23-0411-008-SF, as follows:

- a) Approve, ratify and authorize the Chair to execute an agreement with the CDFA to receive reimbursement for the County's Detector Dog Team Program for the period of July 1, 2023 through June 30, 2024 in the amount of \$258,875.28; and
- b) Determine that the above action involves government funding mechanisms or fiscal activities and is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4).

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

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

The motion carried by the following vote:

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

A-2) BEHAVIORAL WELLNESS DEPARTMENT[23-00939](#)

Consider recommendations regarding Advocates for Human Potential, Inc. (AHP) Fiscal Years (FYs) 2021-2024 Grant Agreement, Modification No. 2 for Behavioral Health Justice Intervention Services (BHJIS), as follows:

- a) Approve, ratify, and authorize the Director of the Department of Behavioral Wellness or designee to execute Modification No. 2 BHJIS Grant Agreement 7460-CA Mobile Crisis-SBCBWell-01G with AHP, a Massachusetts for-profit entity (not a local provider), serving as the California Department of Health Care Services (DHCS) administrator for “Behavioral Health Mobile Crisis and Non-Crisis Services (Mobile Crisis)” Project No. 21-10349, to revise the Statement of Work and payment schedule with no change to the grant amount of \$700,000.00 for the period of February 15, 2022, through December 31, 2023; and
- b) 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 Capps, seconded by Supervisor Hartmann, that this matter be acted on as follows:

- a) Approved, ratified 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-3) BEHAVIORAL WELLNESS DEPARTMENT[23-00943](#)

Consider recommendations regarding Mental Health Association in Santa Barbara County, Inc. dba Mental Wellness Center Fiscal Years (FYs) 2021-2024 Second Amendment and Community Action Commission of Santa Barbara County dba CommUnify FYs 2022-2025 First Amendment to the Services Agreements for Mental Health Services, as follows:

a) Approve, ratify, and authorize the Chair to execute a Second Amendment to the Agreement for Services of Independent Contractor with Mental Health Association in Santa Barbara County, Inc. dba Mental Wellness Center, (BC 21-033), to update the service descriptions for intensive residential programs (Exhibits A-2 and A-6), rename the Recovery Learning Center to Wellness Center, add a new program Statement of Work for Peer and Parent Partners in Wellness, implement California Advancing and Innovating Medi-Cal (CalAIM) Behavioral Health Payment Reform changes to the Agreement, and add \$830,195.00 in Mental Health Services funding to FY 2023-2024 for a new total contract maximum amount not to exceed \$8,267,006.00, inclusive of \$2,152,751.00 for FY 2021-2022, \$2,642,030.00 for FY 2022-2023, and \$3,472,225.00 for FY 2023-2024, for the period of July 1, 2021 through June 30, 2024:

i) Delegate to the Director of the Department of Behavioral Wellness or designee the authority to suspend, delay, or interrupt the services under the Agreement for convenience per Section 20 of the Agreement; make immaterial changes to the Agreement per Section 26 of the Agreement; modify Program staffing requirements per Exhibits A-2 and A-7 of the Agreement; reallocate funds between funding sources with discretion per Exhibit B of the Agreement; reallocate flexible funds between adult residential facilities and/or reallocate additional funds from other funding sources per Exhibit B-1 of the Agreement; adjust the provisional rate with discretion per Exhibit B of the Agreement; authorize additional services with discretion per Exhibit B-1 of the Agreement; increase or remove the County Maximum Allowable Rate with discretion per Exhibit B-1 of the Agreement; and amend the program goals, outcomes, and measures per Exhibit E of the Agreement, all without altering the Maximum Contract Amount and without requiring the Board's approval of an amendment of the Agreement, subject to the Board's ability to rescind this delegated authority at any time;

b) Approve, ratify, and authorize the Chair to execute a First Amendment to the Agreement for Services of Independent Contractor with Community Action Commission of Santa Barbara County dba CommUnify, (BC 22-014), to update staffing requirements, implement CalAIM Behavioral Health Payment Reform changes to the Agreement, and add \$683,076.00 in Mental Health Services Funding for FY 2023-2024 and FY 2024-2025 for a new total contract maximum amount not to exceed \$4,218,711.00, inclusive of \$1,178,545.00 for FY 2022-2023, \$1,520,083.00 for FY 2023-2024, and \$1,520,083.00 for FY 2024-2025, for the period of July 1, 2022, through June 30, 2025; and

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

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

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

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

c) Approved.

The motion carried by the following vote:

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

A-4) COMMUNITY SERVICES DEPARTMENT

[23-00934](#)

Consider recommendations regarding the execution of a First Amendment to the Subrecipient Agreement with United Way of Santa Barbara County (United Way) for Continued Implementation and Administration of an Emergency Rental Assistance Program (ERAP) Utilizing State of California American Rescue Plan Act of 2021 (ARPA) Funds, as follows:

a) Approve and authorize the Chair to execute a First Amendment to the Subrecipient Agreement with United Way to add \$260,300.00 in ARPA funding, provided to Santa Barbara County by the State of California, increasing the total contract amount to \$5,241,640.37, to complete the administration and implementation of an ERAP; and

b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), because they consist of the creation of government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment; and are otherwise exempt pursuant to CEQA Guidelines Section 15269 as it consists of a specific action necessary to mitigate an emergency.

A motion was made by Supervisor Capps, seconded by Supervisor Hartmann, 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-5) COUNTY COUNSEL

[23-00398](#)

Consider recommendations regarding the 2022 Biennial Review and amendments to the Conflict of Interest Code of the Manzanita Public Charter School, as follows:

a) Approve the amended Conflict of Interest Code of the Manzanita Public Charter School; 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 Capps, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) and b) Approved.

The motion carried by the following vote:

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

A-6) COUNTY EXECUTIVE OFFICE**23-00928**

Consider recommendations regarding a nomination to name Refugio Road Pedestrian Trail in Honor of Carina Dee Velazquez, Third District, as follows: (Unanimous Vote Required)

a) Approve the nomination and request to name County Pedestrian Trail along Refugio Road “Carina Dee Velazquez Memorial Path” in honor of Santa Ynez resident, Carina Dee Velazquez; and

b) Determine that the above actions are exempt from the provisions of the California Environmental Quality Act (CEQA), pursuant to Section 15301 of the CEQA Guidelines, because they consist of minor alteration of existing public structures, facilities, or topographical features, involving negligible or no expansion of existing or former use, and the exceptions to the exemption do not apply.

A motion was made by Supervisor Hartmann, 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 EXECUTIVE OFFICE**23-00942**

Approve Budget Revision Request Nos. 0008670; 0009332; and 0009333 (Majority Vote Required); and Budget Revision Request Nos. 0009247; 0009299; and 0009338 (4/5 Vote Required).

A motion was made by Supervisor Capps, seconded by Supervisor Hartmann, 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-8) GENERAL SERVICES DEPARTMENT**23-00926**

Consider recommendations regarding a Third Amendment to the New Cuyama Clinic Lease Agreement with Community Health Centers of the Central Coast, Inc. at 4711 Highway 166, New Cuyama (Folio 3640), First District, as follows:

- a) Approve, ratify, and authorize the Chair to execute the Lease Agreement between the County of Santa Barbara and Community Health Centers of the Central Coast, Inc. at 4711 Highway 166, New Cuyama, CA 93254, in the unincorporated area of Santa Barbara (APN 149-040-010), for a period of five (5) years, from July 1, 2023 through June 30, 2028; and
- b) Determine that the recommended action is for the continued operation and leasing of existing public or private structures or facilities involving negligible or no expansion of use beyond that which presently exists and is therefore exempt from California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301, Existing Facilities and direct staff to file a Notice of Exemption on that basis.

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

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

The motion carried by the following vote:

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

A-9) GENERAL SERVICES DEPARTMENT**23-00941**

Consider recommendations regarding a Proposed Probation Headquarters Building Project and Award Agreement for Services of Independent Contractor (ASIC) for Construction Management (CM) Services, Project No. 19014, First District, as follows: (4/5 Vote Required)

a) Award, approve and authorize the Chair to execute the ASIC with Cumming Management Group, Inc., a California Corporation, to provide CM services during the pre-bid phase, bidding, construction, closeout, and post construction phases for the proposed new Probation Headquarters Building, located at 1019 Garden Street, Santa Barbara, CA 93101 (APN 029-212-011), in an amount not to exceed \$1,853,552.00;

b) Authorize the Director of General Services to approve change orders in an aggregate amount not to exceed 5% or \$105,176.00 as authorized under California Public Contract Code Section 20142(b);

c) Approve an amount not to exceed \$370,000.00 for temporary cashflow transfers from the Advance Construction Reserve in the General Fund;

d) Approve Budget Revision No. 0009336; and

e) Determine the above actions are not a project under the California Environmental Quality Act guidelines pursuant to 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 Capps, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) Awarded, approved and authorized; Chair to execute;

b) Authorized; and

c) through e) Approved.

The motion carried by the following vote:

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

A-10) GENERAL SERVICES DEPARTMENT, PUBLIC WORKS
DEPARTMENT

[23-00931](#)

Consider recommendations regarding a Real Property Agreement and Grant of Easements for Toro Canyon Oil Water Separator, First District, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute a Real Property Agreement with Oscar Peters, Trustee of Oscar Peters Trust Dated April 9, 2012, both for the acquisition of permanent easements over APNs 155-020-037 and 155-020-038 in exchange for a portion of APN 155-020-015 in connection with the Toro Canyon Oil Water Separator;
- b) Accept the Easement Deed from Oscar Peters for APNs 155-020-037 and 155-020-038 and authorize the Clerk of the Board to execute the Certificate of Acceptance;
- c) Approve and authorize the Chair to execute a Grant Deed to Oscar Peters, Trustee of Oscar Peters Trust Dated April 9, 2012, over a portion of APN 155-020-015, while reserving a permanent non-exclusive easement therefrom not required for County use, pursuant to Government Code Section 25365;
- d) Authorize the Public Works Director, or their designee, to execute any supporting documents to complete this transaction; and
- e) Find that pursuant to the California Environmental Quality Act Guidelines Section 15378(b)(5) the proposed actions do not constitute a “Project,” in that they are government administrative activities that will not result in direct or indirect changes in the environment.

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

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

The motion carried by the following vote:

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

A-11) HUMAN RESOURCES DEPARTMENT**23-00935**

Consider recommendations regarding revised Language of the Civil Service Rules- Phase 1, as follows:

- a) Approve the revised language of the Civil Service Rules per Phase I of the Civil Service Rule revision project; and
- b) Determine that the above action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), because it consists of government funding mechanisms and/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 Capps, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) and b) Approved.

The motion carried by the following vote:

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

A-12) HUMAN RESOURCES DEPARTMENT**23-00945**

Consider recommendations regarding the 2024 Employee Benefits Insurance Program Renewal, as follows: (4/5 Vote Required)

- a) In the matter of setting health plan rates for 2024, approve the following renewals:
 - i) Public Risk Innovation, Solutions, and Management (PRISM) Health Blue Shield Health Plans - The renewal of the PRISM Blue Shield Tandem Narrow Network, Blue Shield Exclusive Provider Organization (EPO) High, Blue Shield EPO Low, Preferred Provider Organization (PPO), and High Deductible Health Plan (HDHP) plans for a twelve-month period, at the existing benefit levels with a 12.2% increase in premiums, effective January 1, 2024, for all active employees and retirees;
 - ii) Kaiser Permanente Health Maintenance Organization (HMO) Health Plans - The renewal of the active employees' and early retirees' Kaiser Permanente High and Low HMO plans for a twelve-month period at the existing benefit levels, with a 12.2% increase in premiums, effective January 1, 2024, and for all Medicare-eligible retirees, with a 17.45% increase in premiums for the Senior Advantage Plans, at the existing benefit levels;

iii) United Healthcare Medicare Risk HMO Health Plans - The renewal of the United Healthcare Medicare Risk HMO Health Plans for County of Santa Barbara retirees, at existing benefit levels, and a 4% increase of premium, for a twelve-month period, effective January 1, 2024;

iv) County Self-Funded Delta Dental PPO Plan - The annual Actuarial Underwriting Report for the County Self-Funded Dental Plan and the continuation of the existing program benefits with an increase of 9.8% in premiums for both active employees and retirees. Rates are for a twelve-month period, effective January 1, 2024;

v) DeltaCare USA - Dental HMO Plan - The renewal of the existing DeltaCare USA Dental Health Maintenance Organization (DHMO) plan, continues the existing benefit levels for active employees and retirees, with a rate pass for one more year. The Delta Dental DHMO is in a rate guarantee until January 1, 2025;

vi) Vision Service Provider - Choice Vision Plan - The renewal of the existing Vision Service Provider Plan, for active employees and retirees, with no change in rate due to being in the second year of a four year rate guarantee until January 1, 2027. Rates are for a twelve-month period, effective January 1, 2024;

vii) PRISM Navigator PPO - Accolade - The PRISM Navigator PPO - Accolade has come at a zero cost for all covered active employees on a Blue Shield plan, for a twelve-month period effective January 1, 2024; and

viii) Empathia Life Matters - Employee Assistance Program - The renewal of the Life Matters Employee Assistance Program with a rate pass for one year for all covered active employees and retirees, for a twelve-month period effective January 1, 2024;

b) Further, authorize the Human Resources Director or designee to execute any necessary third-party administrative agreements and documents required to manage plans listed in recommendations a) i) through a) viii) above;

c) In the matter of revenues from PRISM, approve as follows: (4/5 Vote Required)

i) Approve and authorize the Human Resources Department Director to accept revenue from PRISM in the amount of \$13,615.00 for the implementation of the Mental Health Initiative which supports employee wellbeing; and

ii) Approve Budget Revision Request No. 0009323 to establish one-time appropriations of \$13,615.00 in the Human Resources Department's Wellness Fund to accept revenue from PRISM; and

d) Determine that these activities are not a “Project” under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4) because the actions are the creation of a government funding mechanism or other government fiscal activity, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

a) i) through viii) Approved;

b) Authorized;

c) i) and ii) Approved; and

d) Approved.

The motion carried by the following vote:

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

A-13) PLANNING AND DEVELOPMENT DEPARTMENT

23-00340

Consider recommendations regarding a report on Case No. 23EMP-00011: Hollister Ranch Owner’s Association Emergency Bridge Replacement, Gaviota area, Third District, as follows:

a) Receive and file a report on Emergency Permit Case No. 23EMP-00011, approved by the Director of Planning and Development on August 8, 2023, which authorized the construction of a prefabricated steel girder single-span bridge on concrete footings, appurtenant abutments, and associated channel restoration along Santa Anita Creek in the Hollister Ranch right-of-way near 88 Hollister Ranch Road (APN 083-690-006); and

b) Determine that receiving and filing this report is not a project pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15269(c) 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 Capps, 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

A-14) PUBLIC WORKS DEPARTMENT**23-00932**

Consider recommendations regarding a contract for Maintenance and Installation of Compost Management Unit Proprietary Covered Aerated Static Pile System at the Tajiguas ReSource Center, County Project No. 828988, Third District, as follows: (4/5 Vote Required)

a) Approve Budget Revision Request No. 0009312 increasing appropriations in the amount of \$4,291,800.00 in Public Works Resource Recovery and Waste Management Enterprise Fund, which is funded by the release of Retained Earnings;

b) Approve plans and provisions for maintenance and installation of Composting Management Unit infrastructure for the covered aerated static pile compost system (SG MOBILE® System with GORE® Covers) at the Tajiguas ReSource Center totaling a cost of \$3,247,640.00 (previously approved by the Board as a purchasing order on July 18, 2023 without exact cost specified here or budget revision in order to place a deposit for the materials);

c) Approve and authorize the Chair to execute a contract with Diani Building Corporation (a local vendor) in the full amount of \$1,044,158.60 (including contingency) for installation of the infrastructure for the covered aerated static pile compost system (SG MOBILE® System with GORE® Covers), 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;

d) Find that the maintenance and installation of infrastructure for the Composting Management Unit at the Tajiguas ReSource Center is an exception to Public Project requirements pursuant to Public Contract Code Section 22002(d)(5); and

e) After considering the second Addendum dated July 11, 2023 to the environmental review documents (Revised Addendum to the Subsequent Environmental Impact Report (EIR), considered on November 14, 2017, Subsequent EIR No. 12EIR-00000-00002, SCH No. 2012041068 certified by the Board of Supervisors on July 12, 2016 and Subsequent EIR Revision Letter and Errata dated May 27, 2016), find that no subsequent environmental review document shall be prepared pursuant to the California Environmental Quality Act Guidelines Section 15162 related to the Revised Tajiguas Resource Recovery Project (now the ReSource Center), since there are no substantial changes proposed in the project and no substantial changes have occurred with respect to the circumstances under which the project is undertaken that will require major revisions to the EIR due to new or substantially increased significant impacts, and there is no new information of substantial importance showing new or substantially increased significant impacts or impacts to new or previously analyzed mitigation measures or alternatives that would substantially reduce significant impact.

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

a) and b) Approved;

c) Approved and authorized; Chair to execute; and

d) and e) Approved.

The motion carried by the following vote:

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

A-15) PUBLIC WORKS DEPARTMENT

[23-00925](#)

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)

- 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 (4/5 vote required);
- c) Direct staff to return to the Board at the next regular meeting, or every 14 days in the case of consecutive weekly regular meetings, 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
- d) Determine that these emergency actions were found by the Board to be exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15269(d) on February 7, 2023. A Notice of Exemption was filed on this basis on February 7, 2023, and the proposed action is within the scope of that Notice of Exemption.

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

- a) Received and reviewed;
- b) Approved;
- c) Directed; and
- d) Approved.

The motion carried by the following vote:

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

A-16) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [23-00930](#)

Consider recommendations regarding a Public Works Director's Report on Emergency Response Actions from the Impacts of Flooding and Storms and Continuation of Emergency Actions and to Approve a Budget Revision Request, as follows: (4/5 Vote Required)

Acting as the 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, and debris removal projects following the 2023 winter 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 (4/5 Vote Required);
- 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;
- d) Approve Budget Revision Request No.0009322 to increase appropriations to Services and Supplies in the amount of \$300,000.00 in the Public Works Orcutt Flood Zone Fund, and \$400,000.00 in the Public Works Santa Maria River Levee Maintenance Flood Zone funded by the release of Restricted Purpose of Fund Balance (4/5 vote required); and

e) Determine that these emergency actions were found by the Board to be exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15269(c) on January 24, 2023. A Notice of Exemption was filed on this basis on January 24, 2023, and the proposed action is within the scope of that Notice of Exemption and determine that emergency actions for the Santa Maria River Restoration of Alignment Project was found by the Board to be exempt from the provisions of CEQA pursuant to Executive Order N-10-23, as well as State CEQA Guidelines Section 15269(c) on September 12, 2023, and the proposed action is within the scope of that Exemption determination.

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

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

a) Received and reviewed;

b) Approved;

c) Directed; and

d) and e) Approved.

The motion carried by the following vote:

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

A-17) SOCIAL SERVICES DEPARTMENT

[23-00373](#)

Consider recommendations regarding the appointment and reappointment of Workforce Development Board Members, as follows:

a) Approve the appointment of nine new members to the Workforce Development Board;

b) Approve the reappointment of eight current members to the Workforce Development Board;
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 Capps, seconded by Supervisor Hartmann, 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-18) SOCIAL SERVICES DEPARTMENT

23-00769

Consider recommendations regarding an agreement with Good Samaritan Shelter for Bringing Families Home and Home Safe Programs, as follows:

a) Approve and authorize the Chair to execute an agreement with Good Samaritan Shelter (a local vendor) to provide Bringing Families Home and Home Safe Programs for a total contract amount not to exceed \$199,999.00 for the period of October 3, 2023 through June 30, 2024; 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 Capps, seconded by Supervisor Hartmann, 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

Board of Supervisors**A-19) SUPERVISOR WILLIAMS****[23-00924](#)**

Approve the appointment of Robert Andrew Fowler to the Montecito Board of Architectural Review, term ending January 1, 2025, First District.

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

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

A-20) SUPERVISOR HARTMANN**[23-00940](#)**

Approve the appointment of Felicia Luong to the Commission for Women, term ending January 1, 2026, Third District.

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

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

Hearing Requests**A-21) PLANNING AND DEVELOPMENT DEPARTMENT****[23-00929](#)**

Set a hearing to consider recommendations regarding the applicant appeal, Case No. 23APL-00000-00032, of the County Planning Commission's Denial of the Gerrity Garage Conversions Project, Case No. 22CDP-00000-00009, Second District, as follows:
(Set a hearing for October 17, 2023. Time estimate: 40 minutes)

- a) Deny the appeal, Case Number 23APL-00000-00032;
- b) Make the required findings for denial of the project, Case No. 22CDP-00000-00009 including California Environmental Quality Act (CEQA) findings;
- c) Determine that denial of the appeal and denial of the Coastal Development Permit is exempt from the provisions of CEQA pursuant to State CEQA Guidelines Section 15270(b) [Projects Which are Disapproved]; and

d) Deny de novo the Coastal Development Permit, Case No. 22CDP-00000-00009.

A motion was made by Supervisor Capps, seconded by Supervisor Hartmann, that this matter be set for a hearing, as follows: October 17, 2023 in Santa Maria (EST. TIME 40 MINS.). 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-22) SUPERVISOR WILLIAMS

[23-00936](#)

Adopt a Resolution of Commendation retroactively honoring Carrie Gallagher of the District Attorney's Office as the July 2023 Employee of the Month in Santa Barbara County.

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

RESOLUTION NO. 23-211

The motion carried by the following vote:

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

A-23) SUPERVISOR WILLIAMS

[23-00937](#)

Adopt a Resolution of Commendation honoring Adrian Garcia of the General Services Department as the October 2023 Employee of the Month in Santa Barbara County.

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

RESOLUTION NO. 23-212

The motion carried by the following vote:

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

A-24) SUPERVISOR WILLIAMS, SUPERVISOR HARTMANN**[23-00938](#)**

Adopt a Resolution proclaiming the month of October 2023 as National Domestic Violence Awareness Month in Santa Barbara County.

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

RESOLUTION NO. 23-213

The motion carried by the following vote:

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

A-25) SUPERVISOR CAPPs, SUPERVISOR HARTMANN**[23-00947](#)**

Adopt a Resolution proclaiming the month of October 2023 as Breast Cancer Awareness Month in Santa Barbara County.

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

RESOLUTION NO. 23-214

The motion carried by the following vote:

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

A-26) SUPERVISOR HARTMANN**[23-00922](#)**

Adopt a Resolution proclaiming October 4, 2023 as National Bike and Walk to School Day in Santa Barbara County.

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

RESOLUTION NO. 23-215

The motion carried by the following vote:

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

A-27) SUPERVISOR WILLIAMS[23-00944](#)

Adopt a Resolution proclaiming October 3, 2023 as Seasonal Flu Kickoff Day in Santa Barbara County.

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

RESOLUTION NO. 23-216

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: Praised the county for the recent dredging and expressed concerned with future water flow issues in the Guadalupe area – George Alvarez addressed the Board

Departmental Agenda
Planning Items and Public Hearings

1) **FIRE DEPARTMENT, PUBLIC WORKS DEPARTMENT**

[23-00923](#)

HEARING - Consider recommendations regarding the 2023-2024 Winter Storm Preparation, as follows: (EST. TIME: 20 MIN.)

- a) Receive and file a report on County preparations for a possible strong storm season resulting from predicted El Niño conditions; 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 is organizational or administrative activities of government that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 9:43 AM - 10:16 AM (33 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

2) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, WATER AGENCY [23-00933](#)

HEARING - Consider recommendations regarding the Santa Barbara County Water Resources Update and 2023 Groundwater Basins Summary, as follows: (EST. TIME: 45 MIN.)

Acting as the Board of Directors, Water Agency:

- a) Receive and file an update on water resources throughout the County of Santa Barbara;
- b) Receive and file the Santa Barbara County 2023 Groundwater Basins Summary Report; and
- c) Determine that these actions are not subject to California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15378(b) (5), as it is an administrative action that will not result in direct or indirect changes to the environment, and 15306 as information collection which does not result in serious or major disturbance to an environmental resource.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:17 AM - 10:53 AM (36 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

Acting as the Board of Directors, Water Agency:

- a) Received, filed and directed staff to return to the Board on the Departmental Agenda with the indirect potable reuse study when completed;**
- b) Received, filed and directed staff to return to the Board with the Storm Water Capture Study with capture investment options; and**
- c) Approved.**

The motion carried by the following vote:

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

3) PLANNING AND DEVELOPMENT DEPARTMENT[23-00927](#)

HEARING - Consider recommendations regarding an appeal of the Planning Commission's approval of the revision to Permit Condition No. 38, MM BIO-16 (Golden Eagle Take Permit) for the Strauss Wind Energy Project (Case No. 23RVP-00031), Third and Fourth Districts, as follows: (EST. TIME: 1 HR.)

- a) Accept the Applicant's withdrawal of the Permit Revision request, Case no. 23RVP-00031;
- b) Acknowledge that upon withdrawal of the Permit Revision request 23RVP-00031, there is no action for the Board of Supervisors to take on the permit and drop the item from the Board of Supervisor's agenda; and
- c) Determine that the above action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(S).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: ACCEPT THE WITHDRAWAL

HEARING TIME: 10:53 AM - 10:56 AM (3 MIN.)

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

- a) Accepted the Applicant's withdrawal of the Permit Revision request, Case No. 23RVP-00031;**
- b) Acknowledged; 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 11:27 AM

Adjourned to

Tuesday, October 10, 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, October 3, 2023 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, October 5, 2023, at 5:00 PM and on Saturday, October 7, 2023, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>