

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, August 22, 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 July 18, 2023 Meeting

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

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

Approval of Minutes of the July 19, 2023 Special Meeting

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

County Executive Officer, Mona Miyasato, announced the following:

An update on emergency responses to the Plant Fire burning in the Cuyama area, Sunday's tropical storm and earthquake, provided by Kelly Hubbard, Director of the Office of Emergency Management; Walter Rubalcava, Deputy Director of Water Resources for Public Works; and Garrett Huff, County Fire Division Chief; and

The Santa Barbara County Public Health Department's Back to School Health Fair events hosted in Santa Maria, Lompoc, and Santa Barbara earlier this month were a huge success. In partnership with more than 100 community organizations, more than 1,600 people were able to receive free health education and screenings.

12:00 P.M. Recessed to Closed Session

Closed Session

23-00792

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

(Paragraph (1) of subdivision (d) of Government Code section 54956.9)

Jorge A. Galdamez, et al. v. County of Santa Barbara, et al.; Santa Barbara County Superior Court, case number 22CV00270.

Christopher Anderson, et al. v. County of Santa Barbara, et al., Santa Barbara County Superior Court, case number 22CV01299.

Community Association for the Modoc Preserve v. County of Santa Barbara, et al., Santa Barbara County Superior Court, case number 22CV04768.

Matthew Udkow v. County of Santa Barbara, et al.; Santa Barbara County Superior Court, case number 21CV04965.

CONFERENCE WITH LABOR NEGOTIATORS

(Subdivision (a) of Government Code section 54957.6)

Employee organizations: Santa Barbara County Deputy Sheriffs' Association.

Agency-designated representatives: County Executive Officer Mona Miyasato and Human Resources Director Maria Elena De Guevara.

Report from Closed Session

No reportable action taken.

Administrative Agenda

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

Administrative Items

A-1) AGRICULTURAL COMMISSIONER AND WEIGHTS & MEASURES DEPARTMENT [23-00753](#)

Consider recommendations regarding the Certified Farmer’s Market Inspections Agreement No. 23-0063-000-SA with the California Department of Food and Agriculture, as follows:

- a) Approve, ratify, and authorize the Chair of the Board of Supervisors to execute an agreement with the California Department of Food and Agriculture for support of services related to the Certified Farmer’s Market Inspection Program in the County of Santa Barbara for the period of July 1, 2023 through June 30, 2024 in the amount of \$16,500.00; and
- b) 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 CEQA Guidelines section 15378(b)(4).

A motion was made by Supervisor Lavagnino, 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) AGRICULTURAL COMMISSIONER AND WEIGHTS & MEASURES DEPARTMENT [23-00754](#)

Consider recommendations regarding the Organic Program Agreement No. 23-0116-000-SA with the California Department of Food and Agriculture, as follows:

- a) Approve, ratify and authorize the Chair of the Board of Supervisors to execute an agreement with the California Department of Food and Agriculture for support of services related to the Organic Inspection Program in the County of Santa Barbara for the period of July 1, 2023 through June 30, 2024 in the amount of \$8,560.00; and
- b) 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 CEQA Guidelines section 15378(b)(4).

A motion was made by Supervisor Lavagnino, 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-3) AGRICULTURAL COMMISSIONER AND WEIGHTS & MEASURES DEPARTMENT [23-00794](#)

Consider recommendations regarding the Regents of the University Cooperative Extension (UCCE) Agreement for Fiscal Year 2023-2024, as follows:

- a) Approve, ratify and authorize the Chair of the Board of Supervisors to execute the agreement with the Regents of the University of California for services delivered by the UCCE Office for the period of July 1, 2023 through June 30, 2024 in the amount of \$180,000.00; 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)(5), as administrative government activities that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Lavagnino, 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-4) AUDITOR-CONTROLLER'S OFFICE [23-00793](#)

Consider recommendations regarding Year-End Transfers and Revisions of Appropriations, as follows: (4/5 Vote Required)

- a) Approve Budget Revisions and Transfers necessary to close the County's accounting records for County funds for the Fiscal Year ended June 30, 2023 (Fiscal Year 2022-2023) (Majority Vote Required);
- b) Approve Budget Revisions and Transfers necessary to close the County's accounting records for County funds for the Fiscal Year ended June 30, 2023 (Fiscal Year 2022-2023) (4/5 Vote Required); and
- c) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(c) of the CEQA Guidelines because they consist of the creation of government funding mechanisms 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 Lavagnino, 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-5) BEHAVIORAL WELLNESS DEPARTMENT

[23-00781](#)

Consider recommendations regarding an agreement with Alcor Solutions Inc. Fiscal Year 2023-2026 Agreement for ServiceNow software as a service workflow platform subscription products and Fiscal Year 2023-2026 agreement for ServiceNow implementation, support, and maintenance services and ServiceNow, Inc. Business Associate Agreement, as follows:

a) Approve, ratify, and authorize the Chair to execute an Agreement with Alcor Solutions, Inc. for ServiceNow software as a service (SaaS) workflow platform subscription products for a total maximum contract amount not to exceed \$334,836.00, inclusive of \$111,612.00 per fiscal year, for the period of July 1, 2023 through June 30, 2026 (SaaS Agreement);

b) Approve, ratify, and authorize the Chair to execute an Agreement for Services of Independent Contractor with Alcor Solutions, Inc. for the provision of ServiceNow platform implementation, support, and maintenance services for a total maximum contract amount not to exceed \$540,000.00, inclusive of \$180,000.00 per fiscal year, for the period of July 1, 2023 through June 30, 2026 (Managed Services Agreement);

c) Delegate to the Director of the Department of Behavioral Wellness or designee the authority to suspend, delay, or interrupt the services under the SaaS and Managed Services Agreements for convenience per Section 20 of the Agreements and make immaterial changes to the Agreements per Section 26, all without altering the maximum contract amounts and without requiring the Board's approval of an amendment of the Agreements, subject to the Board's ability to rescind this delegated authority at any time;

d) Approve, ratify, and delegate to the Director of the Department of Behavioral Wellness or designee the authority to execute a Business Associate Agreement under the Health Insurance Portability and Accountability Act of 1996 (HIPAA) with ServiceNow, Inc., effective August 1, 2023 to allow for the exchange of protected health information between Behavioral Wellness and ServiceNow, Inc. that may occur during Behavioral Wellness' business operations involving usage of ServiceNow SaaS subscription products; and

e) Determine that the above action is a government funding mechanism or other government fiscal activity, which does not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment, and 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)(4) and (b)(5) of the CEQA Guidelines.

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

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

c) Delegated;

d) Approved, ratified and delegated; and

e) Approved.

The motion carried by the following vote:

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

A-6) BEHAVIORAL WELLNESS DEPARTMENT

23-00807

Consider recommendations regarding Fiscal Years 2023-2026 Agreement with HumanGood NorCal dba Valle Verde Retirement Home, as follows:

a) Approve and ratify the Chair to execute an Agreement for Services of Independent Contractor with HumanGood NorCal, a California public benefit corporation, dba Valle Verde (a local vendor) for the provision of meals and dietary services for the Psychiatric Health Facility and Crisis Stabilization Unit, for a contract amount not to exceed \$156,000.00 per Fiscal Year and for total contract amount not to exceed \$468,000.00 for the period July 1, 2023 to June 30, 2026;

b) 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 and make immaterial changes to the Agreement per Section 26 of the Agreement, and amend the program goals, outcomes, and measures per Exhibit E, 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; and

c) Determine that the above actions are government fiscal activities or funding mechanisms that do not involve any commitment to any specific project, which may result in a potentially significant 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 Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

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

The motion carried by the following vote:

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

A-7) BEHAVIORAL WELLNESS DEPARTMENT

[23-00808](#)

Consider recommendations regarding the Fiscal Year 2023-2024 Services Agreement Renewal for Modified Therapeutic Community Services with Psynergy Programs, Inc., as follows:

- a) Approve and authorize the Chair to execute an Agreement of Services of Independent Contractor with Psynergy Programs, Inc. (not a local vendor) for the provision of adult residential mental health services for a maximum contract amount not to exceed \$2,829,051.00 for the period of July 1, 2023 through June 30, 2024;
- b) Delegate to the Director of the Department of Behavioral Wellness or designee the authority to suspend, delay, or interrupt services under the Agreement for convenience and make immaterial changes to the Agreement per Sections 20 and 26 of the Agreement, amend the program goals, outcomes, and measures per Exhibit E, modify the client caseload and amend program staffing requirements per Exhibit A-2, and reallocate funds between funding sources per Exhibit B, 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; 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 Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

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

The motion carried by the following vote:

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

A-8) COMMUNITY SERVICES DEPARTMENT

[23-00757](#)

Consider recommendations regarding a Regional Resilience Planning Grant Application, as follows:

- a) Approve and adopt a resolution authorizing the Community Services Director to apply for an Implementation Grant with the draft Work Plan and Budget through the Regional Resilience Planning Grant program from the State of California Office of Planning & Research; and
- b) Determine that the above recommended actions are not a Project with the meaning of the California Environmental Quality Act (CEQA) per CEQA Guidelines section 15378(b)(5), since the recommended actions are organizational or administrative activities of government that will not result in direct or indirect physical changes in the environment.

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

- a) Approved and adopted; and**
- RESOLUTION NO. 23-175**
- b) Approved.**

The motion carried by the following vote:

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

A-9) COMMUNITY SERVICES DEPARTMENT

[23-00758](#)

Consider recommendations regarding a First Amendment to Subrecipient Agreement with Good Samaritan Shelter, as follows:

- a) Approve and authorize the Chair of the Board of Supervisors to execute a First Amendment to the Subrecipient Agreement between the County and Good Samaritan Shelter, to add Federal American Rescue Plan Act (ARPA) funding in the amount of \$500,000.00 for Prevention, Shelter Diversion and Re-Housing programs for persons who are at risk of losing housing or have recently lost housing; and

- b) Determine that the above recommended actions are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(4) as the actions involve the creation of government funding mechanisms or other government fiscal activities which do not involve a commitment to any specific project which may result in a potentially significant physical impact on the environment.

A motion was made by Supervisor Lavagnino, 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-10) COMMUNITY SERVICES DEPARTMENT[23-00759](#)

Consider recommendations regarding Action Plan Amendments and Execution of Community Development Block Grant (CDBG) Subrecipient Agreement with Girls Inc. of Carpinteria, as follows:

- a) Approve and authorize a Substantial Amendment to the 2022-2023 Annual Action Plan (Fiscal Year (FY) 2022 Action Plan Amendment) for submittal to Housing and Urban Development (HUD), which removes \$280,000.00 in federal CDBG funds for the Bridgehouse Utility Extension project, and adds \$300,000.00 in federal CDBG funds for the Girls Inc. of Carpinteria Kitchen Rehabilitation project;
- b) Approve and authorize a Substantial Amendment to the 2023-24 Annual Action Plan (FY 2023 Action Plan Amendment) for submittal to HUD, which removes \$300,000.00 in federal CDBG funds for the Girls Inc. of Carpinteria Kitchen Rehabilitation project, and adds \$280,000.00 in federal CDBG funds for the Bridgehouse Utility Extension project;
- c) Approve and authorize the Chair of the Board to execute a CDBG Subrecipient Agreement in the amount of \$300,000.00 between the County and Girls Incorporated of Carpinteria, a California non-profit public benefit corporation (Girls Inc.), and delegate to the Director of the Community Services Department authority to approve and execute amendments on behalf of the County to make any one or more of the following changes; and
 - i) Revisions to the amounts in each budget line item, provided that the overall amount of the CDBG funds is not increased, and additions to or deletions of line items in the budget, provided that all expenditures are eligible under the CDBG Program;
 - ii) Administrative changes to the Agreement that are necessary in order to conform with federal, state, or local governmental laws and regulations; and
 - iii) Changes extending the length of the contract term up to a maximum of six months;
- d) Determine that the recommended actions are exempt from the California Environmental Quality Act (CEQA) guidelines, pursuant to Section 15378(b)(4), finding that the actions are creation of government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant impact on the environment.

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

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

The motion carried by the following vote:

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

A-11) COMMUNITY SERVICES DEPARTMENT

23-00760

Consider recommendations regarding the Sanctuary Centers' Hollister II Affordable Housing Development, 115 West Anapamu Street, City of Santa Barbara (Project), Approval of Loan Documents, Security Instruments, First District, as follows:

- a) Approve a Permanent Local Housing Allocation (PLHA) loan by the County to Sanctuary Centers of Santa Barbara, Inc. (Sanctuary Centers) in the principal amount of \$1,400,000.00 (County PLHA Loan) for the purpose of developing the Project;
- b) Approve a PLHA Promissory Note, PLHA Loan Agreement, PLHA Deed of Trust, and PLHA Regulatory Agreement and Declaration of Restrictive Covenants; collectively, the "County PLHA Loan Documents";
- c) Authorize the Chair of the Board to execute the PLHA Loan Agreement and PLHA Regulatory Agreement and Declaration of Restrictive Covenants; and
- d) Find that the Project is exempt from California Environmental Quality Act (CEQA) requirements pursuant to CEQA Section 15332, and pursuant to the City of Santa Barbara December 4, 2020 Notice of Exemption filing.

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

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

The motion carried by the following vote:

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

A-12) COMMUNITY SERVICES DEPARTMENT[23-00761](#)

Consider recommendations regarding the Commission for Women's request for approval of amended bylaws, as follows:

- a) Approve the amended Commission for Women Bylaws; and
- b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(2) and (5) of the CEQA guidelines because they consist of general policy and procedure making and administrative activities of government that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Lavagnino, 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-13) COUNTY COUNSEL[23-00751](#)

Consider recommendations regarding an agreement for Professional Legal Services with Atkinson, Andelson, Loya, Ruud and Romo for Legal Counsel for Groundwater Basin Adjudication, as follows: (4/5 Vote Required)

- a) Approve, ratify, and authorize the Chair to execute an Agreement for Professional Legal Services between the Santa Barbara County Water Agency and Atkinson, Andelson, Loya, Ruud & Romo, from July 18, 2023 through July 18, 2025, for a total not to exceed amount of \$50,000.00; 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) in that it does not involve a commitment to any specific project which may result in a potentially significant impact to the environment.

A motion was made by Supervisor Lavagnino, 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-14) COUNTY COUNSEL

23-00752

Consider recommendations regarding an agreement for Professional Legal Services with Atkinson, Andelson, Loya, Ruud & Romo to Provide Legal Counsel Related to Indirect Potable Reuse, as follows: (4/5 Vote Required)

a) Approve, ratify, and authorize the Chair to execute the Agreement for Professional Legal Services between the Santa Barbara County Water Agency and Atkinson, Andelson, Loya, Ruud & Romo, from July 18, 2023 through July 18, 2025, for a total not to exceed amount of \$100,000.00; 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) in that it does not involve a commitment to any specific project which may result in a potentially significant impact to the environment.

A motion was made by Supervisor Lavagnino, 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-15) COUNTY COUNSEL[23-00782](#)

Consider recommendations regarding an amendment to the agreement with outside tax counsel, as follows:

- a) Approve, ratify and authorize the Chair to execute Amendment No. 2 to the Agreement for Professional Legal Services with Ice Miller LLP, extending the term to August 21, 2024 and updating the hourly rates; 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)(5) because they are administrative activities of government that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Lavagnino, 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-16) COUNTY EXECUTIVE OFFICE[23-00746](#)

Appoint Nancy Anderson, Chief Assistant County Executive Officer, to represent the County of Santa Barbara as Alternate to the Board of Directors of Public Risk Innovation, Solutions, and Management (PRISM).

A motion was made by Supervisor Lavagnino, 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-17) COUNTY EXECUTIVE OFFICE [23-00747](#)

Consider recommendations regarding the California State Association of Counties (CSAC) 2023 Challenge Award nominations, as follows:

- a) Authorize the County Executive Officer or designee to submit the County’s entries into the CSAC 2023 Challenge Awards competition; and
- b) Find that the proposed actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Sections 15378(b)(4) and 15378(b)(5) of the CEQA Guidelines, because they are government fiscal, organizational or administrative activities that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, 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-18) COUNTY EXECUTIVE OFFICE [23-00789](#)

Approve Budget Revision Request No. 009205 (Majority Vote Required); and Budget Revision Request Nos. 0009074; 0009085; 0009119; 0009160; 0009207; 0009232; 0009234; 0009255; 0009262; and 0009264 (4/5 Vote Required).

A motion was made by Supervisor Lavagnino, 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-19) DISTRICT ATTORNEY'S OFFICE

23-00764

Consider recommendations regarding California Office of Emergency Services (Cal OES) Pandemic Unemployment Assistance and Unemployment Insurance Anti-Fraud Program (PG) Grant Application Authorization, as follows:

- a) Approve and authorize the Chair to execute a Certification of Assurance of Compliance for the Cal OES Pandemic Unemployment Assistance and Unemployment Insurance Anti-Fraud Program (PG) grant application to be submitted during Fiscal Year 2023-2024;
- b) Approve and authorize the District Attorney, or designee, to execute a Certification of Assurance of Compliance for the Cal OES Pandemic Unemployment Assistance and Unemployment Insurance Anti-Fraud Program (PG) grant application to be submitted during Fiscal Year 2023-2024; and
- c) Determine that the above actions are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), because they consist 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 Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

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

The motion carried by the following vote:

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

A-20) DISTRICT ATTORNEY'S OFFICE[23-00779](#)

Consider recommendations regarding an allocation of additional positions funded by one-time Community Corrections Partnership (CCP) Funding, as follows: (4/5 Vote Required)

- a) Adopt a Resolution amending the Salary Resolution to allocate two (2) additional full-time equivalent (2.0 FTE) positions to the Office of the District Attorney, effective August 21, 2023, which will be fully-funded by one-time CCP funds;
- b) Approve Budget Revision Request No. 0009233 to increase appropriations of \$291,200.00 in Probation Department General Fund for Intrafund Expenditure Transfers funded by release of Restricted Local Realignment 2011 fund balance, and increase appropriations of \$291,200.00 in District Attorney General Fund for Salaries and Benefits funded by an Intrafund Expenditure Transfer from the Probation Department General Fund; and
- c) Determine that the above recommended actions are not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the project is a creation of government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

a) Adopted; and

RESOLUTION NO. 23-176

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-21) DISTRICT ATTORNEY'S OFFICE

23-00786

Consider recommendations regarding Fiscal Year 2023-2024 California Office of Emergency Services (Cal OES) Grant Application Authorization, as follows:

a) Approve and authorize the Chair to execute a Certification of Assurance of Compliance for the following Cal OES grant applications to be submitted during Fiscal Year 2023-2024:

- i) Victim Witness Assistance Program;
- ii) Unserved/Underserved Advocacy Program;
- iii) Child Advocacy Center Program (KC);
- iv) Elder Abuse Program;
- v) County Victim Services (XC); and
- vi) Human Trafficking Advocacy Program;

b) Approve and authorize the District Attorney or designee, to execute a Certification of Assurance of Compliance for the following Cal OES grant applications to be submitted during Fiscal Year 2023-2024:

- i) Victim Witness Assistance Program;
- ii) Unserved/Underserved Advocacy Program;
- iii) Child Advocacy Center Program (KC);
- iv) Elder Abuse Program;
- v) County Victim Services (XC); and
- vi) Human Trafficking Advocacy Program; and

c) Determine that the above actions are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), because they consist 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 Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

- a) i) through vi) Approved and authorized; Chair to execute;**
- b) i) through vi) 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

A-22) GENERAL SERVICES DEPARTMENT

23-00750

Consider recommendations regarding a First Amendment to the Santa Maria Juvenile Hall Security Upgrade Project contract with Birdi Systems, Inc., Project No. 20005, Fifth District, as follows:

a) Approve and authorize the Chair to execute the First Contract Amendment to the Santa Maria Security Upgrade Project contract with Birdi Systems, Inc. (BC22151) to increase the contract value by \$115,369.73, from a total of \$798,000.00 to a total not to exceed amount of \$913,369.73, for additional network equipment and labor, and to extended the contract term until December 30, 2023;

b) Re-authorize the Director of General Services or Designee to approve change orders in an amount not to exceed \$52,400.00, for a total contract authorization of \$965,369.73; and

c) Find that these actions fall within the scope of the previously filed Notice of Exemption and are categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301(a), Existing Facilities - Exterior or Interior Modifications, as the project consists of the replacement of existing equipment.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, 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-23) GENERAL SERVICES DEPARTMENT

23-00762

Consider recommendations regarding Santa Barbara County Courthouse Bailiff Office Restoration; Ratification of Emergency Contracts Secured by Purchasing Agent as a Result of 2023 Impacts of Flooding and Storms, Second District, as follows:

a) Approve and ratify the General Services emergency contracts with Restoration Management Company, entered into by the Purchasing Agent under County Code Section 2-43, upon a finding that these contracts were required for the health, safety, and welfare of the people or for the protection of property and that there was a present, immediate and existing emergency which could not reasonably have been foreseen; and

b) Determine that the recommended actions are statutorily exempt under the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15269, as a project necessary to prevent or mitigate an emergency that does not have a low probability of occurrence, and to maintain, repair, restore, or replace property or facilities damages or destroyed as a result of a disaster; and direct staff to file a Notice of Exemption with the Clerk of the Board of Supervisors on that basis.

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

- a) Approved and ratified; 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) GENERAL SERVICES DEPARTMENT[23-00765](#)

Consider recommendations regarding an Architectural Professional Services Agreement for the Renovation of the Tecolote House (Casa Omega), Calle Real Campus, County Project No. 2103, Second District, as follows:

- a) Approve and authorize the Chair to execute a Professional Service Agreement with Studio 2G Architects for Architectural consulting services for a contract amount of \$256,876.00, and a contingency of \$25,343.00, for a total not-to-exceed amount of \$282,219.00 for the Behavioral Wellness Department Tecolote House (Casa Omega) Renovation Project, located on the Santa Barbara Calle Real Campus, County Project No. 21053, in the Second Supervisorial District;
- b) Approve and authorize the Director of General Services, or designee, to approve Supplemental Service Orders pursuant to the Professional Service Agreement with Studio 2G Architects in an amount not to exceed \$25,343.00; and
- c) Determine that the recommended actions do not constitute a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to Section 15306, as the actions consist of basic data collection, research, experimental management, and resource evaluation activities which do not result in a serious or major disturbance to an environmental resource, and 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, and Section 15378(b)(5), as the actions are the organizational and administrative activities of governments that will not result in direct or indirect physical changes in the environment and approve and direct staff to file the Notice of Exemption on that basis.

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

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

The motion carried by the following vote:

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

A-25) GENERAL SERVICES DEPARTMENT

23-00766

Consider recommendations regarding Multi-Department Master Service Agreement (MSA), as follows:

a) Approve, and direct the Chief Procurement Officer (Purchasing Agent) to execute and administer, the annual MSAs with the vendors, and in the amounts, set forth in the MSA Listing August 22, 2023 for the services specified in the respective Statement(s) of Work as Exhibit A to such MSAs; and

b) Determine that the above actions are not a project and are exempt from California Environmental Quality Act (CEQA) pursuant to section 15378(b)(5) of the CEQA guidelines because they are organization or administrative activities of government that will not result in direct or indirect physical changes to the environment.

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

a) Approved and directed; and

b) Approved.

The motion carried by the following vote:

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

A-26) HUMAN RESOURCES DEPARTMENT[23-00791](#)

Consider recommendations regarding Phase 1 of the Civil Service Rule Revisions, as follows:

a) Approve Phase I of II Revisions, to the Civil Service Rules established on November 3, 1970; 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 Lavagnino, 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-27) PROBATION DEPARTMENT[23-00749](#)

Consider recommendations regarding a Notice of Award Notification and Acceptance of \$1,500,000.00 in funding from the California Department of Health Services for the Justice-Involved Reentry Initiative Capacity Building Program, as follows:

a) Approve and authorize the Chief Probation Officer to execute the terms and conditions and the grant award agreement accepting anticipated funding of provisional award amount of \$1,500,000.00 from the California Department of Health Care Services (DHCS) under the California Advancing and Innovating Medi-Cal (CalAIM) 1115 Demonstration for - Providing Access and Transferring Health (PATH) Capacity Building Program to support the planning and implementation of targeted pre-release Medi-Cal services to youth housed at the Susan J. Gionfriddo Juvenile Justice Center (JJC) and Los Prietos Boys Camp (LPBC) 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 Lavagnino, seconded by Supervisor Hartmann, 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-28) PUBLIC DEFENDER'S OFFICE

23-00768

Consider recommendation regarding a Salary Resolution Amendment for the Office of the Public Defender for staffing the Community Corrections Partnership funded programs, as follows: (4/5 Vote Required)

a) Approve Budget Revision Request No. 0009248 to increase appropriations of \$656,200.00 in the Probation Department General Fund for Intrafund Expenditure Transfers funded by release of Restricted Local 2011 Realignment fund balance, and increase appropriations of \$656,200.00 in the Public Defender General Fund for Salary & Benefits (\$551,800.00) and Services & Supplies (\$104,400.00) funded by an Intrafund Expenditure Transfer from the Probation Department General Fund;

b) Adopt a Resolution amending the Salary Resolution to allocate two additional full-time positions to the Public Defender's Office, effective August 21, 2023; 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 Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) Approved;

b) Adopted; and

RESOLUTION NO. 23-177

c) Approved.

The motion carried by the following vote:

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

A-29) PUBLIC DEFENDER'S OFFICE

23-00773

Consider recommendations regarding the allocation of additional Legal Office Professional Supervisory Positions to the Public Defender, funded by Proposition 172 Funding, as follows: (4/5 Vote Required)

- a) Adopt a Resolution amending the Salary Resolution to allocate two additional full-time (2.0 FTE) positions to the Office of the Public Defender, effective August 21, 2023;
- b) Approve Budget Revision Request No. 0009250 to increase appropriations of \$270,100.00 in General County Programs General Fund for Intrafund Expenditure Transfers funded by release of Unassigned Fund Balance, and increase appropriations of \$270,000.00 in the Public Defender General Fund for Salary & Benefits (\$260,100.00) and Services and Supplies (\$10,000.00), funded by Intergovernmental Revenue - State Proposition 172 funds; 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 Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) Adopted; and

RESOLUTION NO. 23-178

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-30) PUBLIC DEFENDER'S OFFICE23-00788

Consider recommendations regarding the Acceptance of Board of State and Community Corrections (BSCC) Award for the Edward Byrne Memorial Justice Assistance Grant (JAG) and Salary Resolution Amendment, as follows: (4/5 Vote Required)

a) Adopt and authorize the Chair to execute a Resolution approving, ratifying, and authorizing the Public Defender to execute a multi-year grant agreement with the BSCC for the Edward Byrne Memorial JAG accepting \$715,000.00 for the grant agreement term June 1, 2023 through December 31, 2026;

b) Approve, ratify, and authorize the Public Defender, or designee, to execute the multi-year JAG agreement with the BSCC accepting \$715,000.00 for the County of Santa Barbara to create the Holistic Re-entry, Early Access, and Diversion for You (READY) project for the thirty-six-month grant project period of June 1, 2023 through June 30, 2026 and grant agreement term June 1, 2023 through December 31, 2026;

c) Approve Budget Revision Request (BJE) No. 0009236 to increase appropriations of \$229,800.00 in the Public Defender General Fund for Salary and Benefits (\$85,200.00), Services and Supplies (\$48,200.00), and \$96,400.00 for Intrafund Transfer (+) to Probation funded by unanticipated revenue from the BSCC's JAG;

d) Approve and authorize the Public Defender, or designee, to execute subsequent reports pursuant to to the BSCC Grant Agreement, or make immaterial amendments that do not change the total agreement amount, do not extend the term of the agreement, or change any other substantive terms of the BSCC Grant Agreement and subject to the Board's ability to rescind this delegated authority at any time;

e) Adopt a Resolution amending the Salary Resolution to add one (1) full-time FTE position to the Public Defender; and

f) 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 Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) Adopted and authorized; Chair to execute;

RESOLUTION NO. 23-179

b) Approved, ratified and authorized;

c) Approved;

d) Approved and authorized;

e) Adopted; and

RESOLUTION NO. 23-180

f) Approved.

The motion carried by the following vote:

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

A-31) PUBLIC HEALTH DEPARTMENT

[23-00787](#)

Consider recommendations regarding the OCHIN Willow Pharmacy Software Statement of Work, as follows:

a) Approve and authorize the Director of Public Health, or designee, to execute the Willow Statement of Work governed by the Master Agreement with Public Health's Electronic Health Record vendor, OCHIN, to develop and implement the Willow Pharmacy system. Development costs are \$240,677.50 and estimated annual maintenance costs are \$90,917.26 plus per claim costs; and

b) Determine that the above action is not a Project within the meaning of the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(5) of the CEQA Guidelines, because the action is an organizational or administrative activity of the government that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, 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-32) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, LAGUNA COUNTY SANITATION DISTRICT

23-00771

Consider recommendations regarding a Professional Services Agreement with Carollo Engineers, Inc. for Indirect Potable Reuse Study Using American Rescue Plan Act (ARPA) Funds, Fourth and Fifth Districts, as follows:

Acting as the Board of Directors, Laguna County Sanitation District:

a) Approve and authorize the Chair to execute a professional services agreement with Carollo Engineers, Inc. for an indirect potable reuse study using ARPA funds in the amount of \$300,000.00; and

b) Find that the proposed action does not constitute a “Project” within the meaning of the California Environmental Quality Act, pursuant to 14 CCR Section 15378 (b)(4) and (b)(5), in that it is a government administrative or fiscal activity that will not result in direct or indirect changes in the environment.

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

Acting as the Board of Directors, Laguna County Sanitation District:

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-33) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, LAGUNA COUNTY SANITATION DISTRICT

23-00772

Consider recommendations regarding a request for Waiver on Competition in Purchase of Aquionics, Inc. Maintenance Parts and Services for Laguna County Sanitation District, Fourth and Fifth Districts, as follows:

Acting as the Board of Directors, Laguna County Sanitation District:

- a) Authorize the County Purchasing Agent to waive competitive bidding requirements per County Code Section 2-39(c) to procure maintenance services and replacement parts from Aquionics, Inc. in an amount not to exceed \$200,000.00 annually, without being required to conduct a formal bid process through June 30, 2028; and
- b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(2) of the CEQA Guidelines, because it is for continuing maintenance activities for the purchase of supplies and maintenance services.

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

Acting as the Board of Directors, Laguna County Sanitation District:

- 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-34) PUBLIC WORKS DEPARTMENT23-00774

Consider recommendations regarding an agreement for construction and dedication of a sewer main extension with Carpinteria Sanitary District for the Santa Claus Lane Streetscape Improvements Project; County Project Number 7202783, First District, as follows:

a) Approve and authorize the Chair to execute an Agreement for Construction and Dedication of a Sewer Main Extension with Carpinteria Sanitary District for the Santa Claus Lane Streetscape Improvements Project; County Project No. 720783; and

b) Consider the environmental effects of the project as shown in the Final Mitigated Negative Declaration (19NGD-00000-00005) dated September 16, 2019, adopted by the County of Santa Barbara on September 25, 2019, and find that pursuant to California Environmental Quality Act Guidelines section 15162, no substantial changes are proposed, and there are no substantial changes in circumstances or new information of substantial importance regarding significant impacts or feasibility of mitigation measures and alternative, and therefore approval of the Recommended Actions are within the scope of the Final Mitigated Negative Declaration (19NGD-00000-00005).

A motion was made by Supervisor Lavagnino, 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-35) PUBLIC WORKS DEPARTMENT[23-00783](#)

Consider recommendations regarding 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 Lavagnino, 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-36) PUBLIC WORKS DEPARTMENT

23-00785

Consider recommendations regarding the authority to bid and amendment No. 3 to the Agreement for Services of Independent Contractor for Design and Environmental Permitting for the Replacement of the Toro Canyon Oil Water Separator Facility, First District, as follows:

a) Approve, ratify, and authorize the Public Works Director or designee to execute Amendment No. 3 to the Agreement for Services of Independent Contractor with Geosyntec Consultants, (local vendor) for Design and Environmental Permitting for the replacement of the Toro Canyon Oil Water Separator Facility (Project No. WA8231), with the review and concurrence of the County Counsel, Risk Management, and the Auditor-Controller’s Offices, increasing the not to exceed amount by \$18,152.00 to a total amount of \$556,629.00 including a previously approved contingency of \$53,847.70 for a total not to exceed amount of \$610,476.70;

b) Authorize the Public Works Director to advertise and receive bids for the Toro Canyon Oil Water Separator Replacement Project; and

c) Find that the Toro Canyon Oil Water Separator Replacement Project is exempt from the provisions of the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15269 (c) Emergency Projects, which exempts specific actions necessary to prevent or mitigate an emergency. A Notice of Exemption was filed with the Clerk of the Board on July 27th, 2023 and the proposed action to advertise and receive bids for the Toro Canyon Oil Water Separator Replacement Project is within the scope of that Notice of Exemption.

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

a) Approved, ratified and authorized;

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-37) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

23-00790

Consider recommendations regarding the Maria Ygnacio Creek, Main Branch and East Branch Revegetation Project, Second District (SC8349 & SC8351), as follows:

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

- a) Approve and authorize the Chair to execute the Statement of Final Quantities for work performed and materials supplied for the Maria Ygnacio Creek, Main Branch and East Branch Revegetation Project by Chambers Group, Inc. (not a local vendor), in the amount of \$292,019.44; and
- b) Find that pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15162, no new effects will occur and no new mitigation measures would be required as a result of the action and therefore pursuant to the CEQA Section 15168 (c)(2), that the action is within the scope of the project covered by the Updated Debris Basin Maintenance and Management Plan, approved in 2021 as a CEQA Addendum to the actions covered by the Program Environmental Impact Report for the Updated Routine Maintenance Program (01-EIR-01), as approved in 2001.

A motion was made by Supervisor Lavagnino, 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) 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-38) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [23-00795](#)

Consider recommendations regarding the Carpinteria Salt Marsh Emergency Dredging Project (23STM1), First District, as follows:

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

- a) Approve and authorize the Chair to execute the Statement of Final Quantities for work performed for the Carpinteria Salt Marsh Emergency Dredging Project (Project No. 23STM1-S44M) by the contractor Dixon Marine Services, Inc. (not a local vendor) in the amount of \$3,169,823.00; and
- b) 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) - Emergency Projects. A Notice of Exemption was filed on this basis on February 27, 2023, and the proposed action is within the scope of that Notice of Exemption.

A motion was made by Supervisor Lavagnino, 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) 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-39) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

23-00799

Consider recommendations regarding a Memorandum of Agreement (MOA) between Santa Barbara County Flood Control and Water Conservation District and the U.S. Army Corps of Engineers, Los Angeles District, Fourth and Fifth Districts, as follows:

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

- a) Approve and authorize the Chair to execute the MOA between Santa Barbara County Flood Control and Water Conservation District and U.S. Army Corps of Engineers, Los Angeles District for Section 214 Permit funding associated with modifications to the Santa Maria River Levee System for the initial amount of \$310,000.00, that can be increased an additional \$300,000.00 to a not to exceed amount of \$610,000.00, for a term ending June 30, 2028;
- b) Authorize the Public Works Director or designee to execute separate agreements that may be required between the Flood Control District and U.S. Army Corps of Engineers to expedite environmental technical assistance, coordination services, review, and concurrence of documentation prepared to comply with Section 404 of the Clean Water Act of 1972, as amended, and/or Section 10 of the Rivers and Harbors Act of 1899, as amended, and to increase the MOA by up to \$300,000.00 and designate additional priority projects in Appendix A of the MOA; and
- c) Determine that pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(4) and (b)(5), the action involves the creation of government funding mechanisms and organizational/administrative activities of government that will not result in direct or indirect physical changes to the environment; and is therefore not defined as a project under CEQA.

A motion was made by Supervisor Lavagnino, 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) 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-40) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT 23-00801

Consider recommendations regarding a Multipurpose Disposal Site Material Sorting Emergency Project and Budget Revision Request, First Districts, as follows: (4/5 Vote Required)

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

- a) Approve plans and specifications for the Multipurpose Disposal Site Material Sorting Emergency Project (Project No. 23STM1-S51M);
- b) Award the construction contract for the Multipurpose Disposal Site Material Sorting Emergency Project, in the base contract amount of \$234,569.00, to the lowest responsible bidder Remedial Transportation Services, Inc. (not a local vendor), subject to the provisions of documents and certifications, as set forth in the plans and specifications applicable to the project and as required by law;
- c) Authorize the Public Works Director or designee to approve changes or additions to the work being performed under the Construction Contract, in an amount not to exceed \$23,456.90 to complete the work within the scope of the Agreement for the Multipurpose Disposal Site Material Sorting Emergency Project;
- d) Approve Budget Revision Request (BJE No. 0009127) to increase appropriations in the amount of \$288,100.00 in the Public Works South Coast Flood Zone in Services and Supplies by the release of Restricted Purpose of Fund fund balance (4/5 vote required);
- e) Determine that the Multipurpose Disposal Site Material Sorting Emergency Project to be carried out is for the benefit of a single zone; and
- f) 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) - Emergency Projects. 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.

A motion was made by Supervisor Lavagnino, 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) Approved;**
- b) Awarded;**
- c) Authorized; and**
- d) through f) Approved.**

The motion carried by the following vote:

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

A-41) PUBLIC WORKS DEPARTMENT

23-00803

Consider recommendations regarding the temporary lease agreement with Union Pacific Railroad for the Santa Claus Lane Streetscape Improvements Project; County Project Number 7202783; First District, as follows:

- a) Approve and authorize the Chair to execute a Lease Agreement with Union Pacific Railroad for the Santa Claus Lane Streetscape Improvements Project with an initial annual cost of \$30,000.00 and subsequent annual cost of \$30,000.00 plus 3% per annum; County Project No. 720783 in the First Supervisorial District; and
- b) Consider the environmental effects of the project as shown in the Final Mitigated Negative Declaration (19NGD-00000-00005) dated September 16, 2019, adopted by the County of Santa Barbara on September 25, 2019, and find that pursuant to California Environmental Quality Act Guidelines section 15162, no substantial changes are proposed, and there are no substantial changes in circumstances or new information of substantial importance regarding significant impacts or feasibility of mitigation measures and alternative, and therefore approval of the Recommended Actions are within the scope of the Final Mitigated Negative Declaration (19NGD-00000-00005).

A motion was made by Supervisor Lavagnino, 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-42) PUBLIC WORKS DEPARTMENT

23-00805

Consider recommendations regarding the Transportation Development Act-Local Transportation Fund (TDA-LTF) Claim for Fiscal Year (FY) 2023-2024, as follows:

a) Adopt a Resolution authorizing the Public Works Director to file a \$606,617.00 claim of a total allocation of \$3,599,039.00 in TDA-LTF funds for FY 2023-2024 with the Santa Barbara County Association of Governments (SBCAG); and

b) Find that the proposed action does not constitute a project within the meaning of the California Environmental Quality Act, pursuant to 14 CCR 15378(b)(2) (continuing administrative or maintenance activities, such as purchases for supplies, personnel-related actions, general policy and procedure making), and will not result in direct or indirect physical changes to the environment.

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

a) Adopted; and

RESOLUTION NO. 23-181

b) Approved.

The motion carried by the following vote:

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

A-43) SHERIFF-CORONER OFFICE[23-00755](#)

Consider recommendations regarding the Department of Justice Equitable Sharing Agreement and Certification (ESAC), as follows:

- a) Approve and authorize the Chair of the Board of Supervisors to execute the U.S. Department of Justice (DOJ) ESAC on behalf of the County for fiscal year ending June 30, 2022; and
- b) 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 it is a government administrative activity that does not result in direct or indirect physical changes to the environment.

A motion was made by Supervisor Lavagnino, 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-44) SHERIFF-CORONER OFFICE[23-00756](#)

Consider recommendations regarding the acceptance of Ocean Technology Systems dive masks and communication equipment from One805, as follows: (4/5 Vote Required)

- a) Approve, ratify, and authorize the Sheriff to accept the Ocean Technology Systems Dive Masks and Communication Equipment, valued at \$39,995.09, donated to the Sheriff's Office from One805, a local non-profit;
- b) Approve Budget Revision Request No. 0008987 to increase appropriations of \$40,000.00 in Sheriff General Fund for Services & Supplies - Instruments and Equipment under \$5,000.00, funded by a donation from One805; and
- c) Determine that the above actions are government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

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

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

The motion carried by the following vote:

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

A-45) SOCIAL SERVICES DEPARTMENT

[23-00744](#)

Consider recommendations regarding a Second Amendment to the Agreement with Casa Pacifica Centers for Children and Families for Child and Family Team Facilitation Services, as follows:

- a) Approve, ratify, and authorize the Chair to execute the Second Amendment to the Agreement with Casa Pacifica Centers for Children and Families (a local vendor) to provide Child and Family Team Facilitation Services in the amount not to exceed \$475,647.04 for the period of July 1, 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 Lavagnino, 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-46) SOCIAL SERVICES DEPARTMENT[23-00748](#)

Consider recommendations regarding a Santa Barbara County System Improvement Plan for 2022-2027, as follows:

a) Approve the 2022-2027 Santa Barbara County System Improvement Plan developed in accordance with Assembly Bill 636, Chapter 678, Statutes of 2001, and the California Child and Family Services Review for submission to the California Department of Social Services; and

b) Determine that approval of the above Agreement is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), finding that the execution of the Agreements 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 the activity may have a significant effect on the environment, the activities are not subject to CEQA.

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-47) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR[23-00745](#)

Accept for filing the Fiscal Year 2022 - 2023 Fourth Quarter (April through June 2023) report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b).

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

Board of Supervisors

A-48) SUPERVISOR NELSON [23-00800](#)

Approve the appointment of Edwin Weaver to the Human Services Commission, term ending June 30, 2025, Fourth District.

A motion was made by Supervisor Lavagnino, 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-49) SUPERVISOR LAVAGNINO [23-00802](#)

Approve the appointment of Teresita Marie Herdzyk to the Guadalupe Cemetery Board, term ending December 31, 2026, Fifth District.

A motion was made by Supervisor Lavagnino, 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-50) SUPERVISOR LAVAGNINO [23-00804](#)

Approve the appointment of Albert Amado Nunez Jr. to the Guadalupe Cemetery Board, term ending December 31, 2026, Fifth District.

A motion was made by Supervisor Lavagnino, 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-51) PUBLIC HEALTH DEPARTMENT

[23-00796](#)

Set a hearing to consider recommendations to repeal outdated sections of the Santa Barbara County Code Chapter 18, and to amend Santa Barbara County Code Chapter 18C, Article III, Certified Unified Program Agency (CUPA), and to add Article IV, Release of Waste, to reflect recent updates to State laws and regulations, as follows:

(Set a hearing for September 12, 2023. Time Estimate: 30 Minutes)

- a) Approve the introduction (First Reading) of an Ordinance to repeal Santa Barbara County Code, Chapter 18, titled Health and Sanitation, Article VI Reporting Requirements, sections 18-41 through 18-44, and Article VII Monitoring, section 18-49;
- b) Approve the introduction (First Reading) of an Ordinance to amend Santa Barbara County Code, Chapter 18C, titled Environmental Health Services, Article III CUPA, sections 18C-32, 18C-46.2, 18C-46.5, 18C-47, and 18C-49, and to add Article IV Release of Waste, sections 18C-54 through 18C-62;
- c) Read the titles of each of the above Ordinances and waive full reading of each of these Ordinances; and
- d) Continue the hearing to the Administrative Agenda of September 19, 2023 to consider Adoption of the of Ordinance amendments, as follows:
 - i) Adopt the Ordinance (Second Reading) to repeal Santa Barbara County Code, Chapter 18, titled Health and Sanitation, Article VI Reporting Requirements, sections 18-41 through 18-44, and Article VII Monitoring, section 18-49;
 - ii) Adopt the Ordinance (Second Reading) to amend Santa Barbara County Code, Chapter 18C, titled Environmental Health Services, Article III CUPA, sections 18C-32, 18C-46.2, 18C-46.5, 18C-47, and 18C-49, and to add Article IV Release of Waste, sections 18C-54 through 18C-62; and
 - iii) Determine that the recommended actions are not a Project within the meaning of California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(5) of the CEQA Guidelines, because the actions are organizational or administrative activities of government that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be set for a hearing, as follows: September 12, 2023 in Santa Maria (EST. TIME 30 MINS.). The motion carried by the following vote:

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

Honorary Resolutions

A-52) SUPERVISOR CAPPS [23-00775](#)

Adopt a Resolution of Commendation honoring Barbara Zamora’s retirement as a Financial Office Professional Senior-Restricted in the Auditor-Controller’s Office after 38 years of dedicated and distinguished service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 23-182

The motion carried by the following vote:

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

A-53) SUPERVISOR NELSON [23-00780](#)

Adopt a Resolution of Commendation honoring Mekala Manus upon her retirement from Santa Barbara County Department of Social Services after over 34 years of dedicated and distinguished services to the citizens of Santa Barbara County.

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

RESOLUTION NO. 23-183

The motion carried by the following vote:

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

A-54) SUPERVISOR WILLIAMS, SUPERVISOR HARTMANN [23-00767](#)

Adopt a Resolution Proclaiming the month of September 2023 as Childhood Cancer Awareness Month in Santa Barbara County.

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

RESOLUTION NO. 23-184

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-55) SUPERVISOR HARTMANN [23-00776](#)

Adopt a Resolution honoring the City of Lompoc on its 135th Anniversary of incorporation.

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

RESOLUTION NO. 23-185

The motion carried by the following vote:

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

A-56) SUPERVISOR CAPPS, SUPERVISOR HARTMANN [23-00784](#)

Adopt a Resolution proclaiming August 26, 2023 as Women’s Equality Day in Santa Barbara County.

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

RESOLUTION NO. 23-186

The motion carried by the following vote:

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

A-57) SUPERVISOR WILLIAMS [23-00770](#)

Adopt a Resolution Proclaiming the month of August 2023 as Breastfeeding Month in Santa Barbara County.

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

RESOLUTION NO. 23-187

The motion carried by the following vote:

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

A-58) SUPERVISOR WILLIAMS [23-00778](#)

Adopt a Resolution Proclaiming August 2023 as Child Support Awareness Month in Santa Barbara County.

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

RESOLUTION NO. 23-188

The motion carried by the following vote:

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

A-59) SUPERVISOR HARTMANN [23-00777](#)

Adopt a Resolution honoring Esther Jacobsen Bates upon her retirement from the Elverhøj Museum in Santa Barbara County.

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

RESOLUTION NO. 23-189

The motion carried by the following vote:

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

A-60) SUPERVISOR WILLIAMS

23-00763

Adopt a Resolution of Commendation honoring Courtney Stockton of the Fire Department as the August 2023 Employee of the Month of Santa Barbara County.

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

RESOLUTION NO. 23-190

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: Provided Comments Regarding the Auditor-Controller’s Year-End Transfers and Revision of Appropriations – Andy Caldwell addressed the Board

Re: Expressed Concerns about the Sheriff’s Carry Concealed Weapon (CCW) Process – Jacob Moskowitz addressed the Board

Re: Expressed Concerns with Personal Property Rights and Homelessness Issues - Bryan Rosen addressed the Board

Departmental Agenda
Planning Items and Public Hearings

1) **PUBLIC HEALTH DEPARTMENT** **23-00797**

HEARING - Consider recommendations regarding an Extra Help Service and Retirement Waiver for the Public Health Department, as follows: (EST. TIME: 5 MIN.)

- a) In accordance with California Government Code Section 7522.56(f)(1), certify that the appointment of retired County employee Susan Pappas is necessary to fill a critical need in the Public Health Department before 180 days have passed from her date of retirement;
- b) Approve and authorize the Public Health Department Director to appoint retired employee Susan Pappas as an Extra Help employee to assist with Women’s Health OB services not to exceed 480 hours of annual service with an effective start date of August 21, 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 because the actions are 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: 10:06 AM - 10:09 AM (3 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

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

The motion carried by the following vote:

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

Noes: 1 - Supervisor Nelson

2) PLANNING AND DEVELOPMENT DEPARTMENT23-00798

HEARING - Consider recommendations regarding the Applicant (Pacific Pipeline Company) appeal of the Planning Commission's April 26, 2023 denial of the Existing Oil Lines 901/903 Valve Upgrade Project Amendment, Case Nos. 23APL-00022; 21AMD-00000-00009 & 22CDP-00000-00048, Third and Fourth Districts, as follows: (EST TIME: 1 HR. 45 MIN.)

a) Grant the appeal, Case No. 23APL-00022;

b) Make the required findings for approval of the Project, Case Nos. 21AMD-00000-00009 and 22CDP-00000-00048, including California Environmental Quality Act (CEQA) findings;

c) After considering the environmental review documents included as Attachment C-1, C-2, and D of the February 2, 2023 Planning Commission Staff Report (Included in Attachment 2 of the July 18, 2023 Set Hearing Letter) [Addendum dated March 1, 2023 together with previously adopted EIR/EIS and the CEQA exemption Sections 15301(b) [Existing Facilities], 15303(d) [New Construction or Conversion of Small Structures], 15311 [Accessory Structures], and CEQA Statutes Section 15284 [Pipelines], determine that as reflected in the CEQA findings, no subsequent Environmental Impact Report or Negative Declaration shall be prepared for this project; and

d) Grant de novo approval of the Project, Case Nos. 21AMD-00000-00009 and 22CDP-00000-00048, subject to the conditions of approval (Attachment 2 to the Board Letter).

Or, alternatively, the Board could deny the appeal and deny the project, as follows:

a) Deny the appeal, Case No. 23APL-00022;

b) Make the required findings for denial of the project, Case Nos. 23APL-00022, 21AMD-00000-00009 and 22CDP-00000-00048;

c) Determine that denial of the appeal and project is exempt from CEQA pursuant to CEQA Guideline Section 15270(a), included as Attachment A of the Planning Commission Action Letter dated May 3, 2023 (included as Attachment 3 of the July 18, 2023 Set Hearing Letter) including CEQA findings; and

d) Deny the Project, Case Nos. 23APL-00000-00022, 21AMD-00000-00009 and 22CDP-00000-00048.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:24 AM - 1:40 PM (3 HR. 16 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:

Accepted into the record the following documents: Letter dated August 18, 2023 at 5:12 PM from Warren Powers; Letter dated August 20, 2023 at 2:30 PM from Cindy Naughton; Letter dated August 21, 2023 at 4:24 PM from Robert Almy; and Letter dated August 22, 2023 at 6:23 PM from Seth Steiner.

The motion carried by the following vote:

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

Recused: 1 - Supervisor Hartmann

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

a) Granted the appeal, Case No. 23APL-00022;

b) Adopted the required findings for approval of the Project Case Nos. 21AMD-00000-00009 and 22CDP-00000-00048, including California Environmental Quality Act (CEQA) findings;

c) Approved; and

d) Granted de novo approval of the Project, Case Nos. 21AMD-00000-00009 and 22CDP-00000-00048, subject to the conditions of approval.

The motion failed by the following vote:

Ayes: 2 - Supervisor Nelson, and Supervisor Lavagnino

Noes: 2 - Supervisor Williams, and Supervisor Capps

Recused: 1 - Supervisor Hartmann

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

- a) Denied the appeal, Case No. 23APL-00022;
- b) Adopted the required findings for denial of the Project Case Nos. 21AMD-00000-00009 and 22CDP-00000-00048, including California Environmental Quality Act (CEQA) findings;
- c) Approved; and
- d) Denied the Project, Case Nos. 21AMD-00000-00009 and 22CDP-00000-00048, subject to the conditions of approval.

The motion failed by the following vote:

- Ayes:** 2 - Supervisor Williams, and Supervisor Capps
- Noes:** 2 - Supervisor Nelson, and Supervisor Lavagnino
- Recused:** 1 - Supervisor Hartmann

3) COUNTY EXECUTIVE OFFICE[23-00592](#)

HEARING - Consider recommendations regarding amendments to the Cannabis Business Licensing Fee Ordinance, as follows: (EST. TIME: 45 MIN.)

a) Consider the introduction (First Reading) of an Ordinance of the Board of Supervisors of the County of Santa Barbara amending Ordinance 5181, “An Ordinance Establishing the Cannabis Business License Fee”;

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

c) Set a hearing on the Administrative Agenda of August 29, 2023 to consider recommendations, as follows:

i) Consider the adoption (Second Reading) of an Ordinance of the Board of Supervisors of the County of Santa Barbara amending Ordinance No. 5181, “An Ordinance Establishing the Cannabis Business License Fee”; and

ii) Determine for the purposes of the California Environmental Quality Act (CEQA) that:

1) Pursuant to CEQA Guidelines section 15168(c), these actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) (17EIR-00000-00003, State Clearinghouse No. 2017071016) adequately describes this activity for the purposes of CEQA; and

2) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR due to the involvement of new significant environmental impacts or a substantial increase in the severity of previously identified significant effects; ii) no substantial changes have occurred with respect to the circumstances under which the ordinance is undertaken which require major revisions of the PEIR due to the involvement of new significant environmental impacts or a substantial increase in the severity of previously identified significant effects; and iii) no new information of substantial importance concerning the ordinance’s significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received that shows any of the elements of CEQA Guidelines Section 15162(a)(3) apply.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 3:08 PM - 3:22 PM (14 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) Introduction (First Reading) approved;
- b) Read title, waived further reading of the Ordinance; and
- c) i) and ii) Set for August 29, 2023 on the Administrative Agenda to consider the adoption (Second Reading) of the Ordinance.

The motion carried by the following vote:

- Ayes:** 4 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, and Supervisor Nelson
- Noes:** 1 - Supervisor Lavagnino

4) SHERIFF-CORONER OFFICE

23-00716

HEARING - Consider recommendations regarding the Annual TRUTH Act Report and Community Forum, as follows:
(EST TIME: 1 HR. 30 MIN.)

- a) Receive and file the annual TRUTH Act report regarding United States Immigration and Customs Enforcement (ICE) access to individuals as required by Government Code Section 7283.1(d);
- b) Hold the public hearing on August 22, 2023, as required by Government Code Section 7283.1(d), regarding ICE’s access to individuals, and receive and consider public comment; and
- c) 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.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 3:22 PM - 4:39 PM (1 HR. 17 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

- a) Received and filed;**
- b) Conducted public hearing and considered public testimony; 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 4:39 PM

Adjourned to
August 29, 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, August 22, 2023 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, August 24, 2023, at 5:00 PM and on Saturday, August 26, 2023, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>