

County of Santa Barbara
BOARD OF SUPERVISORS



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

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, November 17, 2020

9:00 AM

REMOTE VIRTUAL PARTICIPATION ONLY

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

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

9:00 A.M. Convened to Regular Session

Roll Call

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

Pledge of Allegiance

Approval of Minutes of the November 10, 2020 Meeting

A motion was made by Supervisor Adam, seconded by Supervisor Hartmann, to approve the minutes as amended at the November 17, 2020 Hearing. The motion carried by the following vote:

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

County Executive Officer's Report

[20-00001](#)

County Executive Officer, Mona Miyasato announced that Santa Barbara County is now providing live simultaneous Spanish interpretation of the Board of Supervisors meetings through COX Cable.

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

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

Deciding whether to initiate civil litigation: 2 Items

CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code section 54956.8)

Property: Assessor's Parcel Number 081-150-019, addressed as 363 Tajiguas Landfill Road, Goleta, 93117 and Assessor's Parcel Number 081-150-042, addressed as 14470 Calle Real Road, Goleta, 93117 (Third Supervisorial District). Agency negotiator: General Services Director Janette D. Pell and Public Works Director Scott D. McGolpin. Negotiating party: John Dewey, MSB Investors, LLC. Under negotiation: price and terms of payment.

Property: Assessor's Parcel Number 007-120-052, 630 Randall Road, Santa Barbara, CA 93108 (First Supervisorial District). Agency negotiators: General Services Director Janette D. Pell and Public Works Director Scott D. McGolpin. Negotiating party: Montgomery Living Trust 2/7/14. Under negotiation: price and terms of payment.

Property: Assessor's Parcel Number 007-120-054, 620 Randall Road, Santa Barbara, CA 93108 (First Supervisorial District). Agency negotiators: General Services Director Janette D. Pell and Public Works Director Scott D. McGolpin. Negotiating party: Brian G. MacDonald and Karen MacDonald. Under negotiation: price and terms of payment.

Property: Assessor's Parcel Number 007-120-059, 1760 East Valley Road, Santa Barbara, CA 93108 (First Supervisorial District). Agency negotiators: General Services Director Janette D. Pell and Public Works Director Scott D. McGolpin. Negotiating party: Dorothy Flaster. Under negotiation: price and terms of payment.

Property: Assessor's Parcel Number 007-120-035, 650 Randall Road, Santa Barbara, CA 93108 (First Supervisorial District). Agency negotiators: General Services Director Janette D. Pell and Public Works Director Scott D. McGolpin. Negotiating party: Anthony C. Nicoletti and Carol A. Nicoletti. Under negotiation: price and terms of payment.

Property: Assessor's Parcel Number 007-120-034, 660 Randall Road, Santa Barbara, CA 93108 (First Supervisorial District). Agency negotiators: General Services Director Janette D. Pell and Public Works Director Scott D. McGolpin. Negotiating parties: Andrew Anthony and Agnieszka Anthony. Under negotiation: price and terms of payment.

Property: Assessor's Parcel Number 007-120-033, 670 Randall Road, Santa Barbara, CA 93108 (First Supervisorial District). Agency negotiators: General Services Director Janette D. Pell and Public Works Director Scott D. McGolpin. Negotiating party: Lois Ream Waldref. Under negotiation: price and terms of payment.

Property: Assessor's Parcel Number 007-120-032, 680 Randall Road, Santa Barbara, CA 93108 (First Supervisorial District). Agency negotiators: General Services Director Janette D. Pell and Public Works Director Scott D. McGolpin. Negotiating party: David W. Rintels and Victoria Riskin Rintels. Under negotiation: price and terms of payment.

Report from Closed Session

No reportable action taken.

Administrative Agenda

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

Honorary Resolutions

A-1) SUPERVISOR LAVAGNINO [20-00881](#)

Adopt a Resolution of commendation honoring Kathy Simas upon her retirement from the Santa Barbara foundation after over 20 years of faithful and distinguished services to the citizens of Santa Barbara County.

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

RESOLUTION NO. 20-207

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

Administrative Items

A-2) AUDITOR-CONTROLLER [20-00888](#)

Consider recommendations regarding the Auditor-Controller’s Report on the Statement of Assets of the Santa Barbara County Treasurer’s Investment Pool as of September 30, 2020, as follows:

- a) Receive and file the Auditor-Controller's Report on the Statement of Assets of the Santa Barbara County Treasurer’s Investment Pool as of September 30, 2020; and
- b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) 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 Williams, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) Received and filed; and

b) Approved.

The motion carried by the following vote:

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

A-3) BEHAVIORAL WELLNESS

20-00908

Consider recommendations regarding Execution of Supportive Services Agreement with Housing Authority of the County of Santa Barbara for the provision of Department of Behavioral Wellness services to Homekey Program tenants Homekey Studios, an affordable rental housing development in Lompoc, California, as follows:

- a) Approve and authorize the Chair to execute a Supportive Services Agreement with the Housing Authority of the County of Santa Barbara for the Department of Behavioral Wellness to refer Homekey Program-eligible individuals for tenancy at, and provide supportive services to, Homekey Studios tenants of 117 North B Street, Lompoc, an affordable housing rental development, in connection with the award of \$270,000.00 in California Housing and Community Development Permanent Local Housing Assistance (PLHA) funds for the period of December 1, 2020 to November 30, 2025;
- b) Delegate to the Director of Behavioral Wellness or designee the authority to make immaterial changes to the Agreement without requiring a formal amendment to the Agreement, subject to the Board's ability to rescind this delegated authority at any time; and
- c) Determine that the above recommended 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 CEQA Guidelines Section 15378(b)(4).

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

A-4) CLERK-RECORDER-ASSESSOR[20-00879](#)

Consider recommendations regarding a November 17, 2020, Santa Rita Hills Community Services District Special Election and the appointment of members of the Special District Board of Directors in Lieu of Election, as follows:

- a) Appoint in lieu of election those candidates who have filed a declaration of candidacy and are qualified to hold office. All candidates have filed a declaration of candidacy to run for office and meet the qualifications necessary to be appointed in lieu of election. The appointed candidates will take office on December 4, 2020; and
- b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), because it consists of organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

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

a) Appointed; and

b) Approved.

The motion carried by the following vote:

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

A-5) COUNTY COUNSEL[20-00890](#)

Consider recommendations regarding an Outside Counsel Contract with Spence, Desenberg and Lee, PLLC, as follows: (4/5 Vote Required)

- a) Approve, ratify and authorize the Chair to execute an Agreement for Professional Legal Services with Spence, Desenberg and Lee, PLLC, with a not-to-exceed amount of \$120,000.00 and a term ending September 1, 2022; and
- b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA Guidelines, because they consist of administrative activities of government that will not result in direct or indirect physical changes in the environment.

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

A-6) COUNTY EXECUTIVE OFFICE

[20-00882](#)

Consider recommendations regarding an Adoption of a Resolution Granting Consent to the City of Solvang to Renew the Santa Ynez Valley Tourism Business Improvement District (SYVTBID) and include portions of the unincorporated areas of Santa Barbara County in the SYVTBID, as follows:

- a) Adopt the Resolution Granting Consent to the City of Solvang to Renew the SYVTBID to include portions of unincorporated Santa Barbara County in the SYVTBID; and
- b) Determine that this action does not constitute a project under the California Environmental Quality Act (CEQA) based on CEQA Guideline 15378(b)(4) since the action is a government funding mechanism which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

- a) Adopted; and**

RESOLUTION NO. 20-208

- b) Approved.**

The motion carried by the following vote:

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

A-7) COUNTY EXECUTIVE OFFICE[20-00905](#)

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

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

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

A-8) FIRE[20-00889](#)

Consider recommendation regarding an Agreement between the County of Santa Barbara and United Rotorcraft for the Installation of the Fixed Belly Tank - Sikorsky HH60-L 964, as follows:

a) Approve and authorize the Chair to execute an Agreement for the services of an Independent Contractor, United Rotorcraft, for the installation of a fixed belly tank on the Sikorsky HH-60L Firehawk, for a total contract amount not to exceed \$2,495,000.00, as sole source procurement without being required to conduct a formal bid process;

b) Approve and authorize the Fire Chief or designee to approve up to a 10% contingency with United Rotorcraft, in the amount not to exceed \$249,500.00, for any additional items within the scope of work that may be required to complete the modification and/or inspections; and

c) Find that the proposed Agreement is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline section 15378(b)(2) in that the Agreement involves a continuing administrative or maintenance activity, and CEQA Guidelines section 15378(b)(5), in that the Agreement involves an organizational or administrative activity of government that will not result in the direct or indirect physical change in the environment.

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

A-9) GENERAL SERVICES, PUBLIC WORKS, BOARD OF DIRECTORS, 20-00892
FLOOD CONTROL AND WATER CONSERVATION DISTRICT

Consider recommendations regarding the Acquisition of 660 Randall Road (Anthony), 1760 East Valley Road (Flaster), 620 Randall Road (MacDonald), 650 Randall Road (Nicoletti), 680 Randall Road (Rintels-Riskin Rintels), and 670 Randall Road (Waldref), by Flood Control and Water Conservation District for Flood Control Purposes (APN's 007-120-034; 007-120-059; 007-120-054; 007-120-035; 007-120-032; and 007-120-033, respectively) (RP File No. 003892), First District, as follows: (4/5 Vote Required)

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

a) Approve and authorize the Chair to execute the Purchase Agreement and Escrow Instructions between the Santa Barbara County Flood Control and Water Conservation District (District), as Buyer, and Andrew Anthony and Agnieszka Anthony, Trustees of the Andrew and Agnieszka Anthony 2016 Trust, as Sellers, for the District's acquisition of the property located at 660 Randall Road, in the unincorporated area of Santa Barbara County, known as Assessor Parcel Number 007-120-034, (Anthony Property) for a purchase price of \$1,400,000.00;

b) Approve and authorize the Chair to execute the Purchase Agreement and Escrow Instructions between the District, as Buyer, and Dorothy Flaster, as Trustee of the GST Trust created under the Flaster Living Trust, dated October 24, 1988, as Seller, for the District's acquisition of the property located at 1760 East Valley Road, in the unincorporated area of Santa Barbara County, known as Assessor Parcel Number 007-120-059, (Flaster Property) for a purchase price of \$1,254,000.00;

c) Approve and authorize the Chair to execute the Purchase Agreement and Escrow Instructions between the District, as Buyer, and Brian G. MacDonald and Karen MacDonald, Trustees of the BK MacDonald Living Trust, dated November 18, 2009, as Sellers, for the District's acquisition of the property located at 620 Randall Road, in the unincorporated area of Santa Barbara County, known as Assessor Parcel Number 007-120-054, (MacDonald Property) for a purchase price of \$1.4 million;

d) Approve and authorize the Chair to execute the Purchase Agreement and Escrow Instructions between the District, as Buyer, and David W. Rintels and Victoria Riskin Rintels, Trustees of the Riskin Rintels Trust, dated May 8, 2000, as Sellers, for the District's acquisition of the property located at 680 Randall Road, in the unincorporated area of Santa Barbara County, known as Assessor Parcel Number 007-120-032 (Rintels-Riskin Rintels Property) for a purchase price of \$1,400,000.00;

e) Approve and authorize the Chair to execute the Purchase Agreement and Escrow Instructions between the District, as Buyer, and Lois Ream Waldref, TTEE Lois Ream Waldref Revocable Trust u/a 11/28/96, as amended, as Seller, for the District's acquisition of the property located at 670 Randall Road, in the unincorporated area of Santa Barbara County, known as Assessor Parcel Number 007-120-033 (Waldref Property) for a purchase price of \$1,400,000.00;

- f) Approve and authorize the Chair to execute the Purchase Agreement and Escrow Instructions between the District, as Buyer, and Anthony C. Nicoletti and Carol A. Nicoletti, husband and wife as community property with right of survivorship, as Sellers, for the District's acquisition of the property located at 650 Randall Road, in the unincorporated area of Santa Barbara County, known as Assessor Parcel Number 007-120-035 (Nicoletti Property) for a purchase price of \$1,400,000.00;
- g) Authorize the Director of General Services, or designee, to execute any and all escrow documents required to facilitate the terms and conditions of the proposed acquisitions of the six properties described in Recommended Actions "a" through "f" (collectively, the Properties);
- h) Approve and authorize the Director of Public Works or designee, to determine satisfaction of the terms and conditions of the Purchase Agreements and Escrow Instructions and to expend funds in a total amount not to exceed the total purchase price of eight million two hundred fifty four thousand dollars (\$8,254,000.00), for all six acquisitions, plus title and escrow fees, including any other costs required to facilitate the transaction pursuant to the Purchase Agreements and Escrow Instructions;
- i) Approve and authorize the Clerk of the Board, upon satisfaction of the terms and conditions of the Purchase Agreements and Escrow Instructions, to execute the six Certificates of Acceptance, consummating the purchases and accepting title to the Properties;
- j) Approve Budget Revision Request No. 0007202 to increase appropriations in the amount of \$8,654,000.00, in the Public Works South Coast Flood Zone fund for Capital Assets funded by a release of Restricted Purpose of Fund Balance; and
- k) After considering the Environmental Impact Report for the Randall Road Debris Basin Project (SCH Number; 2019029104) and the discussion included herein, find that pursuant to the California Environmental Quality Act (CEQA) 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 alternatives, and therefore, pursuant to CEQA Section 15162, the recommended actions are within the scope of the project covered by the Environmental Impact Report for the Randall Road Debris Basin Project as well as the Findings accepted by the Board of Directors as on August 18, 2020, and no new environmental document is required.

A motion was made by Supervisor Williams, 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) through f) Approved and authorized; Chair to execute;

g) Authorized;

h) and i) Approved and authorized; and

j) and k) Approved.

The motion carried by the following vote:

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

A-10) GENERAL SERVICES

20-00891

Consider recommendations regarding an Alternate Care Site Agreement with Best Western Plus Encina Inn and Suites, Second District, as follows:

a) Approve and authorize the Chair to execute an Alternate Care Site Agreement between the County of Santa Barbara and the Best Western Plus Encina Inn and Suites for use of a hotel located at 2220 Bath Street, Santa Barbara, on a month-to-month basis as an alternate care site as needed due to increases in cases and hospitalizations due to COVID-19;

b) Authorize the Director of Emergency Services, or designee, after consultation with the County Public Health Department, until otherwise ordered by the Board, to activate use of the hotel as an alternate care site and to incur rent and other expenses under the Agreement in an amount not to exceed \$500,000.00; and

c) Determine that the recommended actions are not the acceptance and 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; and that the actions are exempt from CEQA pursuant to Guidelines Section 15269(c) as they consist of specific actions necessary to prevent or mitigate an emergency and direct staff to file a Notice of Exemption on that basis.

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

A-11) GENERAL SERVICES

20-00893

Consider recommendations regarding Land Survey Services - Mental Health Rehabilitation Center (MHRC) Project, Second District, as follows:

- a) Approve and authorize the Chair to execute a Professional Services Agreement with Stantec Consulting Services, Inc. for land surveying services in the amount of \$9,700.00, to provide a topographic site map of the identified potential future MHRC site at 217 Camino del Remedio; and
- b) Find that the recommended action involves only feasibility or planning studies for possible future actions which the Board has not approved, adopted, or funded, will include consideration of environmental factors, and is therefore statutorily exempt from the California Environmental Quality Act (CEQA) under State CEQA Guidelines 14 CCR Section 15262 (Feasibility and Planning Studies); and is furthermore not subject to CEQA pursuant to 14 CCR 15378 (b)(5) (Organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment).

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

A-12) GENERAL SERVICES[20-00896](#)

Consider recommendation regarding an Agreement for Services with Insight Public Sector, Inc. and Crossfuzze for the Licensing and Implementation of a Governance, Risk and Compliance (GRC) Module, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute the sole-sourced contract to procure professional services from Insight Public Sector Inc. (formerly PCMG) for the implementation of the GRC module for a period of November 18, 2020 through December 30, 2020 for Phase 1 for the amount not to exceed \$60,000.00;
- b) Approve and authorize the Chair to execute the sole-sourced contract to procure professional services from Inergex LLC dba Crossfuzze for service and support of the GRC module for a period of November 18, 2020 through December 30, 2020 for Phase 1, and December 31, 2020 through June 30, 2021 for Phases 2 and 3 for the amount not to exceed \$208,845.00;
- c) Approve and authorize the Chair to execute the sole-sourced contract to procure licensing from Inergex LLC dba Crossfuzze for the GRC module for a period of November 18, 2020 through December 30, 2020 for Phase 1 for an amount not to exceed \$53,062.26;
- d) Approve the Budget Revision Request No. 0007292; and
- e) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA guidelines because they consist of administrative activities of government that will not result in direct or indirect physical changes in the environment.

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

- a) through c) Approved and authorized; Chair to execute; and**
- d) and e) Approved.**

The motion carried by the following vote:

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

A-13) PLANNING AND DEVELOPMENT

20-00897

Consider recommendations regarding the Regional Early Action Planning (REAP) Grant Program Application, as follows:

a) Adopt a Resolution authorizing the Director of the Planning and Development Department, or her designee, to:

i) Submit a REAP grant application for \$164,403.00 to the Association of Monterey Bay Area Governments (AMBAG), which acts on behalf of the Central Coast Housing Working Group, to analyze existing and projected housing needs for the State-mandated 2024-2032 Housing Element Update (Housing Element Update);

ii) Enter into agreements and take further actions as may be necessary to effect the Resolution, such as executing amendments and approving funding applications with AMBAG and the Santa Barbara County Association of Governments (SBCAG); and

b) Determine that the submittal of the REAP grant application and required grant documents to AMBAG is not a project and, therefore, is not subject to environmental review pursuant to California Environmental Quality Act (CEQA) Guidelines Sections 15378(b)(5) and 15060(c)(3).

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

a) i) and ii) Adopted; and

RESOLUTION NO. 20-209

b) Approved.

The motion carried by the following vote:

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

A-14) PUBLIC HEALTH

20-00858

Consider recommendations regarding a Request to Ratify Execution of Emergency Occupancy Agreement with Best Western Plus Encina Inn and Suites, as follows:

a) Approve and ratify an Emergency Occupancy Agreement between the County of Santa Barbara and the Best Western Plus Encina Inn and Suites located in Southern Santa Barbara County for use on a month-to-month bases as non-congregate sheltering to COVID-19;

b) Authorize the Public Health Director, or designee, until otherwise ordered by the Board, to continue utilizing the Emergency Occupancy Agreement to provide non-congregate sheltering in response to the COVID-19 pandemic for payments due under Section 4, in an amount not to exceed \$500,000.00; and

c) Determine that the recommended actions are not the acceptance and 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; and that the actions are exempt from CEQA pursuant to Guidelines Section 15269(c) as they consist of specific actions necessary to prevent or mitigate an emergency.

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

a) Approved and ratified;

b) Authorized; and

c) Approved.

The motion carried by the following vote:

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

A-15) PUBLIC HEALTH

20-00898

Consider recommendations regarding the Eighth Amendment for Level I Adult and Level II Pediatric Trauma Center Designation Revenue Agreement with Santa Barbara Cottage Hospital, Sixth Amendment for Level III Adult Trauma Center Designation Revenue Agreement with Marian Regional Medical Center, as follows:

a) Approve and authorize the Chair to execute an Eighth Amendment to the Agreement for Level I Adult and Level II Pediatric Trauma Center Designation with Santa Barbara Cottage Hospital to add \$180,561.00, and to extend the term for twelve (12) months through December 31, 2021;

b) Approve and authorize the Chair to execute a Sixth Amendment to the Agreement with Marian Regional Medical Center for Level III Adult Trauma Center Designation to add \$62,129.00, and to extend the term for twelve (12) months through December 31, 2021; and

c) Determine that the proposed actions do not constitute a “Project” within the meaning of the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(4) of the CEQA Guidelines, because the actions consist of the creation of government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant impact on the environment.

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

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

c) Approved.

The motion carried by the following vote:

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

A-16) PUBLIC HEALTH

20-00903

Consider recommendations regarding EMS STEMI Revenue Agreements for Marian Regional Medical Center and Santa Barbara Cottage Hospital, as follows:

a) Approve and authorize the Chair to execute a Sixth Amendment to the Agreement between Santa Barbara County and Marian Regional Medical Center for designation as a Santa Barbara County STEMI Receiving Center to add \$31,063.00 and to extend the term for one year through December 31, 2021;

b) Approve and authorize the Chair to execute a Sixth Amendment to the Agreement between Santa Barbara County and Santa Barbara Cottage Hospital for designation as a Santa Barbara County STEMI Receiving Center to add \$31,063.00 and to extend the term for one year through December 31, 2021; and

c) Determine that the recommended actions are not a “Project” within the meaning of California Environmental Quality Act (CEQA), pursuant to CEQA Guideline Section 15378(b)(4), since the recommended actions are a government fiscal activity which does not involve commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

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

c) Approved.

The motion carried by the following vote:

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

A-17) PUBLIC HEALTH[20-00904](#)

Consider recommendations regarding a Second Amendment to the Memorandum of Understanding (MOU) with the Public Health Department (PHD) and American Indian Health and Services, as follows:

- a) Approve, ratify, and authorize the Chair to execute a Second Amendment to the MOU between the PHD and American Indian Health and Services, which facilitates patient referrals between the agencies, to extend the term through June 30, 2022;
- b) Approve and authorize the Director of Public Health to extend the MOU for an additional two years through June 30, 2024 in accordance with Section 6.A. of the MOU; and
- c) Determine that the recommended actions do not constitute a “Project” within the meaning of the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(5) of the CEQA Guidelines, because the actions consist of the organization and administrative activities of the government that will not result in direct or indirect physical changes in the environment.

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

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

The motion carried by the following vote:

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

A-18) PUBLIC HEALTH[20-00906](#)

Consider recommendations regarding a Second Amendment to the Memorandum of Understanding (MOU) with the Public Health Department (PHD) and Santa Barbara Neighborhood Clinics (SBNC), as follows:

- a) Approve, ratify, and authorize the Chair to execute a Second Amendment to the MOU between the PHD and SBNC, which facilitates patient referrals between the agencies, to extend the term through June 30, 2022;
- b) Approve and authorize the Director of Public Health to extend the MOU for an additional two years through June 30, 2024 in accordance with Section 6.A. of the MOU; and

c) Determine that the recommended actions do not constitute a “Project” within the meaning of the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(5) of the CEQA Guidelines, because the actions consist of the organization and administrative activities of the government that will not result in direct or indirect physical changes in the environment.

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

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

b) Approved and authorized; and

c) Approved.

The motion carried by the following vote:

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

A-19) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [20-00880](#)

Consider recommendations regarding Amendment No. 1 to the Agreement for Services of Independent Contractor with WRECO for the Randall Road Debris Basin Project, First District, as follows:

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

a) Approve and authorize the Chair to execute Amendment No. 1 to the Agreement for Services of Independent Contractor with WRECO (not a local vendor) for structural, hydrologic, and engineering design services for the Randall Road Debris Basin Project extending the term from June 30, 2021 to December 31, 2022, increasing the payment amount by \$60,080.51 to a total contract amount of \$491,648.57, and adding a clause delegating authority to approve future Immaterial Changes to the Agreement;

b) Approve and authorize the Public Works Director, or designee, to approve Extra Work, as defined in the Agreement for the Randall Road Debris Basin Project in the amount of \$49,164.85 for a total Agreement amount not-to-exceed \$540,813.42; and

c) After considering the Environmental Impact Report for the Randall Rd. Debris Basin Project (SCH Number; 2019029104) and the discussion included herein, find that pursuant to the California Environmental Quality Act (CEQA) 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 alternatives, and therefore, pursuant to CEQA Section 15162, the recommended actions are within the scope of the project covered by the Environmental Impact Report for the Randall Road Debris Basin Project as well as the Findings accepted by the Board of Directors as on August 18, 2020, and no new environmental document is required.

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

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

- 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 Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

**A-20) PUBLIC WORKS, BOARD OF DIRECTORS, LAGUNA COUNTY
SANITATION DISTRICT**

20-00886

Consider recommendations regarding Flood Protection Project Statement of Final Quantities, Fourth District, as follows:

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

- a) Approve and authorize the Chair to execute the Statement of Final Quantities for the construction of the Flood Protection project; Project No. FLDPRO, on file in the Public Works Department, for work performed and materials supplied by John Madonna Construction Company, Incorporated (a tri-county vendor), in the amount of \$1,353,664.05; 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)(5), in that it is a government administrative activity that will not result in direct or indirect changes in the environment.

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

A-21) PUBLIC WORKS[20-00883](#)

Consider recommendations regarding the Approval of the Final Map of Tract No. 14,820, TKLA, LLC, 16TRM-00000-00001 and Accept Public Road Easement Dedication per said map and Set the Monument Deposit amount for Tract No. 14,820, Third District, as follows:

- a) Approve the Final Map of Tract No. 14,820 TKLA, LLC Two Family Residential Use;
- b) Subject to recordation of the Final Map of Tract No. 14,820, accept on behalf of the public and authorize the Clerk of the Board to endorse Final Map of Tract No. 14,820 accepting the offer of dedication as follows:
 - i) Five foot wide strip of land for Waite Street as an easement for Public Road purposes as shown thereon;
 - c) Pursuant to Government Code Section 66496 of the Subdivision Map Act, require the subdivider to post a security to the Clerk of the Board in the total amount of \$2,000.00 prior to recordation of Final Map of Tract No. 14,820, to guarantee the payment of the cost of setting of the interior monuments for the Final Map of Tract No. 14,820, which must be set on or before one year from the date of recordation of this Final Map, as certified by the Surveyor on the Final Map of Tract Map No. 14,820; and
 - d) Determine that the above recommended actions are exempt from environmental review under the California Environmental Quality Act pursuant to Section 15183. Section 15183 applies when a parcel has been zoned or designated in a community plan to accommodate a particular density of development and an Environmental Impact Report (EIR) was certified for that planning or zoning action. The proposed project is consistent with the Los Alamos Community Plan (LACP) Update, Program EIR (LACP EIR, 08-EIR-05), which was certified by the County Planning Commission and the Board of Supervisors in 2011, hence CEQA Section 15183 is applicable. For this project, a Notice of Exemption and CEQA Supplemental Document.

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

- a) **Approved;**
- b) **i) Accepted and authorized; and**
- c) **and d) Approved.**

The motion carried by the following vote:

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

A-22) PUBLIC WORKS[20-00884](#)

Consider recommendations regarding Black Oak Drive Undercrossing Reimbursement Agreement, Fourth District, as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute the Reimbursement Agreement with Mesa Verde Development Partners for construction of an undercrossing beneath Black Oak Drive;

b) Approve Budget Revision Request No. 0007226 to establish appropriations of \$530,000.00 in the Roads-Capital Infrastructure Fund for Services and Supplies funded by a transfer from the General Fund; and

c) Find that no subsequent EIR is required for this project pursuant to 14 CCR section 15162(a) because Final Supplemental Environmental Impact Report (EIR) for the Orcutt Community Plan 2012 Amendments (09EIR-00000-00004) including the Revision document (RV-1), and Addendum of May 22, 2013 have been previously certified, and 1) No substantial changes are proposed in the project which require major revisions to the previously certified EIR due to new significant environmental effects; 2) No substantial changes have occurred with respect to the circumstances under which the project is undertaken which require major revisions of the previous EIR or negative declaration due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects.

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

a) Approved and authorized; Chair to execute; and

b) and c) Approved.

The motion carried by the following vote:

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

A-23) PUBLIC WORKS[20-00885](#)

Consider recommendations regarding Temporary Parking Restrictions During the COVID-19 Virus Pandemic, as follows:

a) Receive and file a report from the Santa Barbara County Road Commissioner on temporary parking restrictions in place during the COVID-19 virus pandemic;

b) Receive and file a report from the Santa Barbara County Sheriff's Office on the number of issued parking citations during the COVID-19 virus pandemic; and

c) Find that the proposed action does not constitute a “Project” within the meaning of California Environmental Quality Act, pursuant to 14 CCR 15378(b) (2), as it consists of general policy and procedure making.

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

a) and b) Received and filed; and

c) Approved.

The motion carried by the following vote:

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

A-24) PUBLIC WORKS

[20-00887](#)

Consider recommendations regarding Construction of US 101 at Clark Avenue Northbound Interchange Improvement near Orcutt, County Project No. 862331, Fourth District, as follows:

a) Approve and authorize the Chair to execute the Amendment to the Contract for the US 101 at Clark Avenue Northbound Interchange Improvement in the Fourth Supervisorial District, County Project No. 862331, increasing the contract amount by \$50,000.00 resulting in a total contract amount, including contingency and supplemental items, of \$2,919,771.55; and

b) Find that the proposed Amendment does not constitute a “Project” within the meaning of the California Environmental Quality Act pursuant to 14 CCR 15378 (b)(5) as they are administrative activities of governments that will not result in direct or indirect physical changes in the environment.

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

A-25) TREASURER-TAX COLLECTOR[20-00856](#)

Accept for filing the Fiscal Year 2020-2021 First Quarter (July 2020 through September 2020) report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b).

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

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

A-26) TREASURER-TAX COLLECTOR[20-00865](#)

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

a) Receive and file the Santa Barbara County Treasurer's Investment Pool Financial Statements with Independent Auditor's Reports for the fiscal year ended June 30, 2020;

b) Receive and file the Independent Accountant's Report on the Treasurer's Compliance with the Treasury Oversight provisions contained in Sections 27130-27137 of the California Government Code for the fiscal year ended June 30, 2020; and

c) Determine that the above action involves government funding mechanisms and/or fiscal activities and is not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

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

a) and b) Received and filed; and

c) Approved.

The motion carried by the following vote:

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

Hearing Requests

A-27) PLANNING AND DEVELOPMENT [20-00894](#)

Set a hearing to consider recommendations regarding the County Planning Commission's recommendation to adopt a general plan amendment, Case No. 18GPA-00000-00001, amending the text and circulation map of the Transportation section of the Orcutt Community Plan to include a new local road connection to the U.S. Highway 101/Union Valley Parkway interchange, which is located in the Orcutt Community Plan Area, Fourth District, as follows:

(Set a hearing for December 15, 2020. Time estimate: 20 minutes)

- a) Make the required findings for approval of the proposed general plan amendment, Case No. 18GPA-00000-00001, including California Environmental Quality Act (CEQA) findings;
- b) Adopt the Mitigated Negative Declaration (MND) and Mitigation Monitoring and Reporting Program, Case No. 19NGD-00000-00013, for the proposed general plan amendment; and
- c) Adopt a Resolution to approve the proposed general plan amendment, Case No. 18GPA-00000-00001, amending the text and circulation map of the Transportation section of the Orcutt Community Plan to include a new local road connection to the U.S. Highway 101/Union Valley Parkway interchange.

A motion was made by Supervisor Williams, seconded by Supervisor Hartmann, that this matter be set for a hearing, as follows: December 15, 2020 (EST. TIME 20 MINS.). The motion carried by the following vote:

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

A-28) PLANNING AND DEVELOPMENT [20-00895](#)

Set a hearing to consider recommendations regarding proposed amendments to the County Land Use and Development Code (LUDC) and Montecito LUDC for Telecommunications Facilities Appurtenant to Natural Gas Distribution Facilities, as follows:

(Set a hearing for December 8, 2020. Time estimate: 1 hour)

- a) Make the required findings for approval, including California Environmental Quality Act (CEQA) findings;
- b) Determine that the proposed amendments are exempt from CEQA in compliance with CEQA Guidelines Sections 15061(b)(3), 15301(b)(f), and 15303(d); and

c) Adopt the Ordinances amending the County LUDC (18ORD-00000-0015) and Montecito LUDC (18ORD-00000-00016), to address permitting requirements for telecommunications facilities appurtenant to natural gas distribution facilities.

A motion was made by Supervisor Williams, seconded by Supervisor Hartmann, that this matter be set for a hearing, as follows: December 8, 2020 (EST. TIME 1 HR.). The motion carried by the following vote:

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

A-29) PLANNING AND DEVELOPMENT

20-00907

Set a hearing to consider recommendations regarding the OASIS Meeting Center Project, Case Nos. 14GPA-00000-00020, 16RMM-00000-00001, 16CUP-00000-00006, 16DVP-00000-00002, 16LLA-00000-00004, 17CUP-00000-00013, 18GOV-00000-00005, Fourth District, as follows:

(Set a hearing for December 15, 2020. Time estimate: 2 hours)

a) Make the required findings for approval of the project, including modifications to the parking requirements, and including California Environmental Quality Act (CEQA) findings;

b) Certify the Supplemental Environmental Impact Report (EIR) (Case No. 19EIR-00000-00003) and an EIR Revision Letter, pursuant to the State Guidelines for Implementation of the California Environmental Quality Act (CEQA) and adopt the CEQA findings, including the Statement of Overriding Considerations, and adopt the mitigation monitoring program contained in the conditions of approval;

c) Adopt a Resolution amending the Comprehensive Plan (Case No. 14GPA-00000-00020) and revising the Orcutt Community Plan (OCP), as summarized below:

i) Revise the text of OCP Key Site 18 Development Standard KS18-1 to allow portions of APNs 105-020-063 and 105-020-064 to be developed for non-profit meeting facilities;

ii) Amend the OCP Open Space Area Map by removing the "Open Space Area" designation from APNs 105-020-063 and 105-020-064;

iii) Amend the OCP Parks, Recreation and Trails (PRT) Map by removing the "Proposed Public Park" designation from APNs 105-020-063 and 105-020-064;

iv) Amend the Orcutt Community Plan Bikeways Map to allow an approximately 300-foot section of the proposed OCP Orcutt Creek Trail's Class I bike path to be a Class II, striped bike lane; and

- v) Amend the OCP Figure KS18-1 to reflect the above changes to the Open Space Map, Parks, Recreation and Trails Map, and Bikeways Map to ensure consistency with the Orcutt Community Plan;
- d) Approve a Recorded Map Modification (Case No. 16RMM-00000-00001) to modify two conditions and two recorded maps for the Southpoint Estates project, specifically: TM 12,679 condition No. 18/TM 13,345 Condition No. 21, TM 13,345 Condition No. 8, TM 13,345 recorded map for Unit 1 (Book 125, p.8) and TM 13,345 recorded map for Unit 2 (Book 128, p. 93), subject to the conditions of approval;
- e) Approve a Lot Line Adjustment (Case No. 16LLA-00000-00004) subject to the conditions of approval;
- f) Approve a Major Conditional Use Permit (Case No. 16CUP-00000-00006) subject to the conditions of approval;
- g) Approve a Development Plan (Case No. 16DVP-00000-00002) subject to the conditions of approval; and
- h) Approve a Minor Conditional Use Permit (Case No. 17CUP-00000-00013) for an Off-Site Directional Sign subject to the conditions of approval.

A motion was made by Supervisor Williams, seconded by Supervisor Hartmann, that this matter be set for a hearing, as follows: December 15, 2020 (EST. TIME 2 HRS.). The motion carried by the following vote:

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

Administrative Item

A-30) GENERAL SERVICES, COMMUNITY SERVICES

20-00912

Consider recommendations regarding approval of a sub-recipient Agreement with Good Samaritan Shelters, Inc. for the provision of housing navigation services and operation of a temporary emergency shelter, as follows:

- a) Find that the establishment and operation of a temporary emergency shelter in Isla Vista is necessary to meet the social needs of the population of the County and to mitigate the public health emergency presented by COVID-19;

- b) Approve, ratify, and authorize the Chair of the Board of Supervisors to execute a sub-recipient Agreement with Good Samaritan Shelter for \$881,000.00, using \$683,900.00 in Emergency Solutions Grant (ESG) CARES (ESG-CV) funds and \$197,100.00 in Coronavirus Aid, Relief, and Economic Security Act of 2020 (CARES Act) funds allocated through the State of California for continued COVID-19 response to provide essential services and operation of a Temporary Emergency Shelter in Isla Vista;
- c) Authorize the General Services Director, or designee, to execute a gratis lease or license with the Isla Vista Recreation and Park District (IVRPD) through June 30, 2021 to facilitate establishment of a temporary emergency shelter at the parking lot area along Embarcadero Del Mar and Embarcadero Del Norte (Assessor's Parcel Number 075-163-016) located adjacent to a parking lot for 976 Embarcadero Del Mar, subject to concurrence by County Counsel, Auditor-Controller and Risk Management;
- d) Find that County-owned property at 976 Embarcadero Del Mar and the adjacent parking lot area leased or licensed by the County (Shelter Site) will not be needed for County purposes and authorize the General Services Director or designee, to execute a gratis lease or license agreement with Good Samaritan Shelter granting control of or access to the Shelter Site for the purposes of operating the temporary emergency shelter through June 30, 2021, subject to concurrence by County Counsel, Auditor-Controller and Risk Management; and
- e) Determine that the recommended actions are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15269(c), finding that the actions consist of specific actions necessary to prevent or mitigate an emergency, and direct staff to file a Notice of Exemption on that basis.

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

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

The motion carried by the following vote:

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

Public Comment Period

THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 09-368) (20-00004)

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

RE: Concerns with 4G and 5G Telecommunication - Kathie Mikey, Sean Mortland, Lesley Winestock and Miriam Lindbeck addressed the Board

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE 20-00281

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

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

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 9:35 AM - 11:10 AM (1 HR. 35 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) **Received and filed; and**
- c) **Approved.**

The motion carried by the following vote:

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

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

b) Directed staff to send a letter requesting the Governor to reconsider amending the "Purple Tier" to provide places of worship with the same provisions as big brand stores and retail.

The motion carried by the following vote:

Ayes: 3 - Supervisor Williams, Supervisor Adam, and Supervisor Lavagnino

Noes: 2 - Supervisor Hart, and Supervisor Hartmann

2) PLANNING AND DEVELOPMENT

20-00901

HEARING - Consider recommendations regarding Agricultural Tiered Permitting Ordinance Amendments and Project Scope, as follows: (4/5 Vote Required) (EST TIME: 45 MIN.)

a) Receive and file a report from Planning and Development Department (P&D) staff regarding the proposed Agricultural Tiered Permitting Ordinance Amendments;

b) Provide direction to staff regarding any changes that the Board would like to make to the project's current scope of work;

c) Approve the Budget Revision Request No. 0007296, increasing Account 7460, Professional Services, offset by an increase to revenue committed fund balance Account 9882 (Decrease to Committed - P&D Projects) in the amount of \$170,000.00; and

d) Determine that the Board's actions are not a project as defined in the California Environmental Quality Act (CEQA) Guidelines Sections 15060(c)(3) and 15378(b)(5) and are not subject to environmental review.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 11:21 AM - 12:39 PM (1 HR. 18 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Received and filed;
- b) Directed staff to pursue Option 2 and at the next budget opportunity, pursue Option 3; and
- c) and d) Approved.

The motion carried by the following vote:

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

3) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT, GENERAL SERVICES [20-00899](#)

HEARING - Consider recommendations regarding a Resolution of Necessity for the Temporary Construction Easement for the Lower Mission Creek APN: 037-245-017 (No. 003784) owned by Reginald E. Drew, Jr., First District, as follows: (4/5 Vote Required) (EST. TIME: 30 MIN.)

- a) Approve, adopt and authorize the Chair to execute the Resolution of Necessity for the acquisition of a temporary construction easement in the real property located at 315 Chapala Street, Santa Barbara (APN 037-245-017) (Property), which is owned by Reginald E. Drew, Jr, for the Lower Mission Creek Project;
- b) Authorize the Director of Public Works, or designee, to execute any documents and to expend funds for deposit with the State Treasurer's Office in a sum equal to the appraised fair market value for the Property interest, estimated at \$10,125.00 for APN 037-245-017, plus related costs and fees, in order to acquire the interest; and
- c) After considering the Environmental Impact Statement/Environmental Impact Report (EIS/EIR) for the Lower Mission Creek Flood Control Project and the discussion included herein, find that pursuant to the California Environmental Quality Act (CEQA) 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 alternatives, and therefore, pursuant to CEQA Section 15162, the recommended actions are within the scope of the project covered by the EIS/EIR for the Lower Mission Creek Flood Control Project as well as the Findings and Statement of Overriding Considerations accepted by the Board of Directors as a Responsible Agency on May 10, 2011, and no new environmental document is required; and approve and direct staff to file the Notice of Determination on these basis.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 12:40 PM - 12:50 PM (10 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Approved and adopted; Chair to execute;

RESOLUTION NO. 20-210

b) Authorized; and

c) Approved

The motion carried by the following vote:

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

4) PLANNING AND DEVELOPMENT 20-00900

HEARING - Consider recommendations regarding the Becker Appeal of the Montecito Planning Commission’s approval of the San Ysidro Roundabout Project, Case No. 20APL-00000-00015, First District, as follows: (EST. TIME: 1 HR. 5 MIN.)

a) Deny the appeal, Case Number 20APL-00000-00015;

b) Make the required findings for approval of the project including California Environmental Quality Act (CEQA) findings;

c) After considering the March 2020 Addendum to the previously certified Environmental Impact Report (EIR) dated August 26, 2014, the revised EIR dated October 27, 2017, and the EIR Addendum dated June 1, 2018 (on file with Planning and Development), 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. 19DVP-00000-00030 and 19CDP-00000-00098, subject to the conditions of approval.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 2:25 PM - 3:17 PM (52 MIN.)

Received and filed staff presentation and conducted public hearing.

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

Accepted into the record the following document: Correspondence to and from appellant Mr. Thomas Becker dated November 16, 2020.

The motion carried by the following vote:

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

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

a) Denied the appeal, Case No. 20-APL-00000-00015;

b) Adopted required findings for approval of the project, including the California Environmental Quality Act (CEQA) findings as revised by Planning and Development's five PowerPoint slides titled "San Ysidro Revised Conditions" presented at the November 17, 2020 hearing.

c) Approved; and

d) Granted de novo approval of the project (Case Nos. 19DVP-00000-00030 and 19-CDP-00000-00098) as revised by Planning and Development's five PowerPoint slides titled "San Ysidro Revised Conditions" presented at the November 17, 2020 hearing.

The motion carried by the following vote:

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

5) PLANNING AND DEVELOPMENT [20-00902](#)

HEARING - Consider recommendations regarding a the Becker Appeal of the Montecito Planning Commission Approval of the Olive Mill Roundabout project, Case No. 20APL-00000-00025, First District, as follows: (EST. TIME: 1 HR 5 MIN.)

a) Deny the appeal, Case Number 20APL-00000-00025;

b) Make the required findings for approval of the project including California Environmental Quality Act (CEQA) findings;

c) After considering the July 2020 Addendum to the previously certified Environmental Impact Report (EIR) dated August 26, 2014, the Revised EIR dated October 27, 2017, and the EIR Addendum dated June 1, 2018 (available on file with Planning and Development), 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. 19DVP-00000-00024 and 19CDP-00000-00048, subject to the conditions of approval.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 3:18 PM - 4:00 PM (42 MIN.)

Received and filed staff presentation and conducted public hearing.

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

Accepted into the record the following document: Correspondence to and from appellant Mr. Thomas Becker dated November 16, 2020.

The motion carried by the following vote:

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

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

a) Denied the appeal, Case No. 20-APL-00000-00025;

b) Adopted required findings for approval of the project, including the California Environmental Quality Act (CEQA) findings;

c) Approved; and

d) Granted de novo approval of the project (Case Nos. 19DVP-00000-00024 and 19-CDP-00000-00048) except as revised by six PowerPoint slides presented by Planning and Development titled "Olive Mill Revised Conditions" at the November 17, 2020 hearing.

The motion carried by the following vote:

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

6) COUNTY EXECUTIVE OFFICE

20-00909

HEARING - Consider recommendations regarding the Fiscal Year (FY) 2021-2026 Five-Year Forecast, as follows: (EST. TIME: 1 HR.)

- a) Receive and file the FY 2021-2026 Five-Year Forecast and Fiscal Issues Report; and
- b) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378 that the above activity is not a project under CEQA.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 4:01 PM - 4:57 PM (56 MIN.)

Received and filed staff presentation and conducted public hearing.

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

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

The motion carried by the following vote:

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

7) PUBLIC WORKS

20-00911

HEARING - Consider recommendations regarding an Ordinance temporarily amending Chapter 28, to add Chapter 28B, Special Encroachment Permits Related to the COVID-19 Pandemic Response, as follows: (EST. TIME: 20 MIN.)

a) Consider the introduction (First Reading) of an Ordinance of the Board of Supervisors of the County of Santa Barbara amending Chapter 28 of the Santa Barbara County Code, to add Chapter 28B, Special Encroachment Permits Related to COVID-19 Pandemic Response, which authorizes the Public Works Director to issue special encroachment permits for operations by businesses and community entities in County roadway rights-of-way until the proclaimed Santa Barbara County Local Emergency based on the COVID-19 virus is terminated or this Ordinance is otherwise earlier terminated;

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

c) Set a hearing on the Administrative Agenda for December 8, 2020 to consider the adoption (Second Reading) of an Ordinance Amending Chapter 28, to add Chapter 28B, Special Encroachment Permits Related to COVID-19 Pandemic Response; and

d) Determine that the adoption of this Ordinance is exempt from CEQA pursuant to CEQA Guidelines Section 15301(c).

Continue the item to the Administrative Agenda of December 8, 2020 to consider recommendations, as follows:

a) Consider adoption (Second Reading) of an Ordinance amending Chapter 28, to add Chapter 28B, Special Encroachment Permits Related to COVID-19 Pandemic Response, which authorizes the Public Works Director to issue special encroachment permits for operations by businesses and community entities in County roadway rights-of-way until the proclaimed Santa Barbara County Local Emergency based on the COVID-19 virus is terminated or this Ordinance is otherwise earlier terminated; and

b) Determine that the adoption of this Ordinance is exempt from CEQA pursuant to CEQA Guidelines Section 15301 (c).

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 4:58 PM - 5:00 PM (2 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Approved the introduction (first reading);**
- b) Read title, waived further reading of the Ordinance; and**
- c) and d) Adoption (second reading) set for December 8, 2020 on the Administrative Agenda.**

The motion carried by the following vote:

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

Adjourned at 5:00 PM

Adjourned to

Special Meeting

Tuesday, December 1, 2020

Challenges

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

Announcements

The meeting of Tuesday, November 17, 2020, 2020 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, November 19, 2020, at 5:00 PM and on Saturday, November 21, 2020, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>