

County of Santa Barbara
BOARD OF SUPERVISORS



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

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, May 14, 2024

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 April 30, 2024 and May 3, 2024 Special Meetings

A motion was made by Supervisor Hartmann, 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 May 7, 2024 Meeting

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

[24-00001](#)

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.

No report from the County Executive Officer, Mona Miyasato.

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.

Resolutions to be Presented

A-1) SUPERVISOR LAVAGNINO [24-00479](#)

Adopt a Resolution proclaiming the week of May 12, 2024 through May 18, 2024 as National Peace Officers’ Week in Santa Barbara County.

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

RESOLUTION NO. 24-113

The motion carried by the following vote:

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

A-2) SUPERVISOR LAVAGNINO [24-00485](#)

Adopt a Resolution proclaiming the week of May 19, 2024 through May 25, 2024 as National Emergency Medical Services (EMS) week in Santa Barbara County.

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

RESOLUTION NO. 24-114

The motion carried by the following vote:

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

Administrative Items

A-3) BEHAVIORAL WELLNESS DEPARTMENT

[24-00466](#)

Consider recommendations regarding Advocates for Human Potential, Inc. (AHP), Fiscal Years (FYs) 2023-2027 Grant Agreement for the Behavioral Health Bridge Housing (BHBH) Program, as follows:

a) Approve, ratify, and authorize the Director of the Department of Behavioral Wellness or designee to execute the BHBH Grant Agreement with AHP, a Massachusetts for-profit entity (not a local provider), serving as the California Department of Health Care Services (DHCS) administrator for the BHBH program, Agreement No. 22-20456, for the provision of emergency and interim housing and rental assistance for those who are experiencing or will be experiencing homelessness and who have serious behavioral health conditions for a maximum grant amount of \$9,932,242.00 for the period of June 23, 2023, through June 30, 2027; and

b) 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 therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines.

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

a) Approved, ratified and authorized; and

b) Approved.

The motion carried by the following vote:

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

A-4) COMMUNITY SERVICES DEPARTMENT[24-00459](#)

Consider recommendations regarding a Second Amendment to a Subrecipient Agreement with Good Samaritan Shelter for Prevention, Shelter Diversion and Re-Housing programs, as follows:

a) Approve and authorize the Chair to execute a Second Amendment (Second Amendment) to the Subrecipient Agreement between the County and Good Samaritan Shelter, to revise Exhibit A (Scope of Services) and Exhibit B (Budget) under the existing Subrecipient Agreement for Prevention, Shelter Diversion and Re-Housing programs funded by American Rescue Plan Act (ARPA) of 2021 State and Local Fiscal Recovery Funds 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 Hartmann, seconded by Supervisor Williams, that this matter be acted on as follows:

a) Approved and authorized; Chair to execute; and

b) Approved.

The motion carried by the following vote:

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

A-5) COMMUNITY SERVICES DEPARTMENT [24-00468](#)

Consider recommendations regarding a Bid Waiver for BioBag Americas, Inc., as follows:

a) Authorize the County Purchasing Agent to issue a Purchase Order for an amount not to exceed \$35,000.00 with BioBag Americas, Inc., County Vendor No. 002072, and waive competitive bidding by the County of Santa Barbara pursuant to Santa Barbara County Code Section 2-39, subdivision (c); and

b) Determine that the above recommended action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(2) since this is a continuing administrative or maintenance activity, such as a purchase for supplies.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, 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-6) COMMUNITY SERVICES DEPARTMENT [24-00469](#)

Consider recommendations regarding County Arts Making Impact Grant Award Disbursement Recommendations, as follows:

a) Review and approve the County Arts Commission's recommended grant awards for the 2024 County Arts Making Impact grant cycle; and

b) Determine that the recommended actions are not a project subject to the California Environmental Quality Act (CEQA) under CEQA Guidelines Section 15378(b)(5), because they consist of administrative activities that will not result in a direct or indirect physical change to the environment; and CEQA Guidelines Section 15378(b)(4) because they consist of government fiscal activities that 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 Hartmann, seconded by Supervisor Williams, that this matter be acted on as follows:

a) Reviewed and approved; and

b) Approved.

The motion carried by the following vote:

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

A-7) COMMUNITY SERVICES DEPARTMENT

24-00471

Consider recommendations regarding a Professional Services Contract Amendment with Blackbird Architects, Inc. for the Jalama Restrooms Replacement Project, Third District, as follows:

a) Approve and authorize the Chair to execute Amendment No. 1 to the Professional Services Contract with Blackbird Architects, Inc. (Blackbird) in the amount not to exceed \$124,000.00 to allow Blackbird to continue to provide design construction administration services for the Jalama Restrooms Replacement Project (Project); and

b) Determine that pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15162, no substantial changes are proposed to the project covered by the above recommended action (c), and no new information of substantial importance has come to light regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures, and therefore these actions are within the scope of the project covered by the mitigated negative declaration and monitoring program under 16CDP-00000-00106 approved and adopted by the Planning Commission for this project on October 13, 2021, and determine that therefore no new environmental document is required.

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

a) Approved and authorized; Chair to execute; and

b) Approved.

The motion carried by the following vote:

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

A-8) COMMUNITY SERVICES DEPARTMENT[24-00472](#)

Consider recommendations regarding the Execution of State of California Permanent Local Housing Allocation (PLHA) Subrecipient Agreement with the Housing Trust Fund of Santa Barbara County, as follows:

- a) Approve and authorize the Chair to execute a subrecipient agreement with the Housing Trust Fund of Santa Barbara County, for a term that begins May 14, 2024, and ends December 31, 2025 (Subrecipient Agreement) for the distribution of \$374,793.00 in State of California PLHA grant funds for delivery of a Homebuyer Downpayment Assistance Program;
- b) Authorize the County's Community Services Department Director, or his designee, to approve and execute amendments to the Subrecipient Agreement, as necessary to revise Budget line items, provided the total Budget is not increased, to extend the term by up to 12 months, and to approve necessary administrative changes to the Subrecipient Agreement that are necessary to conform with Federal, State, and local laws, guidelines, policies, and funding amounts; and
- c) Determine that the approval of the recommended actions is exempt from the California Environmental Quality Act (CEQA) per CEQA Guidelines Section 15378(b)(4) since the recommended actions are government fiscal activities which do not involve commitment to any specific project which may result in potentially significant physical impact on the environment.

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

- a) Approved 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-9) COUNTY COUNSEL[24-00456](#)

Consider recommendations regarding a Third Amendment to the Agreement for Professional Legal Services with Outside Counsel, Oppenheimer Investigations Group LLP, as follows: (4/5 Vote Required)

a) Approve, ratify, and authorize the Chair to execute the Third Amendment to the Agreement for Professional Legal Services between the County of Santa Barbara and Oppenheimer Investigations Group LLP to extend the agreement through December 31, 2024, increase the maximum contract amount from \$100,000.00 to \$150,000.00, update the Statement of Work, and add additional attorney investigators; and

b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5) because it consists of government administrative or fiscal activities that will not result in direct or indirect physical changes in the environment.

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

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

b) Approved.

The motion carried by the following vote:

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

A-10) COUNTY COUNSEL, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [24-00482](#)

Consider recommendations regarding an Outside Counsel Contract with Atkinson, Andelson, Loya, Rudd and Romo, 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 First Amendment to the Agreement for Professional Legal Services between the Santa Barbara County Flood Control and Water Conservation District and Atkinson, Andelson, Loya, Rudd, and Romo, through June 30, 2025, for a total not-to-exceed amount of \$600,000.00; and
- b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA Guidelines, because they consist of administrative activities of government that will not result in direct or indirect physical changes in the environment.

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

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-11) COUNTY EXECUTIVE OFFICE [24-00480](#)

Approve Budget Revision Request No. 0009703 (Majority Vote Required); and Budget Revision Request Nos. 0009627; 0009639; and 0009668 (4/5 Vote Required).

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

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

A-12) COUNTY EXECUTIVE OFFICE[24-00463](#)

Consider recommendations regarding an agreement with Sherpa Government Solutions, LLC for Budget Development Software Services, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute an agreement with Sherpa Government Solutions, LLC for the provision of budget development software service in a total contract amount not to exceed \$4,067,707.00, inclusive of \$211,527.00 for implementation, \$3,028,040.00 for ongoing software as a service for fifteen years, \$629,762.00 for optional publication services, and \$198,378.00 for optional administrative support services, recommended for the first two years after implementation, effective upon Board execution of the agreement through May 31, 2039;
- b) Approve Budget Revision Request No. 0009663 to establish appropriations of \$159,260.00 in General County Programs General Fund for Services and Supplies, funded by the release of Committed County Enterprise Resource Planning Project fund balance; and
- c) Determine that the above actions are government fiscal activities or funding mechanisms which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines.

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

a) Approved and authorized; Chair to execute; 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-13) FIRE DEPARTMENT[24-00455](#)

Consider recommendations regarding the acceptance of a non-cash donation greater than \$10,000.00 from One805, as follows:

a) Authorize the Santa Barbara County Fire Department (Fire Department) to accept a non-cash donation of two (2) Yamaha FX HO rescue watercraft, two (2) Big Foot Beach Wheels heavy-duty carts, two (2) rescue boards with accessories, two (2) Swellpro waterproof drones with accessories, one (1) DJI Matrice 30T drone w/ accessories, one (1) DJI Mavic 3 Thermal drone with accessories for a total of \$75,043.03 from One805; and

b) Determine that these activities are exempt from California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15061 (b)(3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, 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-14) FIRE DEPARTMENT[24-00483](#)

Consider recommendations regarding the Santa Barbara County Disaster Service Worker (DSW) Employee Policy, as follows:

- a) Approve the revised Santa Barbara County DSW Employee Policy which sets forth the County's DSW Program, including response requirements, training, and cost tracking and recovery; and
- b) Determine that the action is not a "project" under the provisions of the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5) because it is an organizational or administrative activity of government that will not result in direct or indirect physical changes in the environment.

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

a) 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) GENERAL SERVICES DEPARTMENT[24-00453](#)

Consider recommendations regarding Multi-Department Master Service Agreements (MSAs), as follows:

- a) Approve, and direct the Chief Procurement Officer (Purchasing Agent) to execute and administer, the Fiscal Year 2024-2025 MSAs with the vendors, and in the amounts, set forth in the MSA Listing - May 14, 2024 for the services specified in the respective Statement(s) of Work as in 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 Hartmann, seconded by Supervisor Williams, 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-16) INFORMATION TECHNOLOGY DEPARTMENT

24-00464

Consider recommendations regarding Amendment No. 1 to the Agreement for Services of Independent Contractor with Federal Engineering, Inc., for the Public Safety Radio System Replacement Project, as follows:

a) Approve and authorize the Chair to execute Amendment No. 1 to the Agreement for Services of Independent Contractor (BC21095) with Federal Engineering, Inc., a Maryland corporation (Federal Engineering), to extend the term to June 30, 2026, for consulting services associated with technical implementation services for the Public Safety Radio System Replacement Project; and

b) Find that, on July 13, 2021, the Board determined the project to be exempt from the California Environmental Quality Act (CEQA) pursuant to 15301 as the actions consist of the operation, repair, maintenance, leasing, licensing or minor alteration of existing public structures, facilities, mechanical equipment or topographical features, involving negligible or no expansion of existing or former use; 15302 as the actions consist or replacement or reconstruction of existing structures and facilities located on the same site and with the same purpose and capacity; 15303 as the actions consist of construction and location of limited numbers of new, small facilities or structures and installation of small new equipment and facilities in small structures; 5061(b)(3) as it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment; and that the recommended actions are within the scope of that Notice of Exemption.

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

a) Approved and authorized; Chair to execute; and

b) Approved.

The motion carried by the following vote:

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

A-17) PUBLIC HEALTH DEPARTMENT[24-00478](#)

Consider recommendations regarding an Assembly Bill (AB) 178 Local Government Microenterprise Home Kitchen Operation Grant Funding Allocation, as follows: (4/5 Vote Required)

a) Approve and authorize the Director of Public Health, or designee, to make certifications and to accept a grant funding allocation award of \$44,548.47 in AB 178 Local Government Microenterprise Home Kitchen Operation Assistance Program funding through the California Conference of Directors of Environmental Health for the period of June 30, 2024 through May 31, 2025;

b) Approve a temporary waiver of Microenterprise Home Kitchen Operation initial plan review fees, application plus hourly fees, for Environmental Justice (EJ) communities within the unincorporated county (as defined in Gov. Code Section 65302, subd. (h)(4)(A)) for the period of June 30, 2024 through May 31, 2025;

c) Approve Budget Revision Request No. 0009655 in the amount of \$44,549.00 for the unanticipated revenue from the California Conference of Directors of Environmental Health to be designated for use in Fiscal Year 2024-2025 for the Microenterprise Home Kitchen Operation program; and

d) Determine that the recommended actions are not a "Project" with the meaning of the California Environmental Quality Act (CEQA) and are exempt per CEQA Guideline Section 15378(b)(4), since the recommended actions are the creation of governmental funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

a) Approved and authorized;

b) through d) Approved.

The motion carried by the following vote:

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

A-18) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, LAGUNA COUNTY SANITATION DISTRICT 24-00228

Consider recommendations regarding Laguna County Sanitation District, Ordinance Relative to Service Charges, Connection Charges, and Trunk Sewer Fees and Resolution Relative to Collection of Service Charges on the Tax Roll; Fourth and Fifth Districts, as follows:

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

- a) Consider the adoption (Second Reading) of an Ordinance Amending Ordinance Nos. 3130 and 4142 to Change the Annual Service Charge, Connection Charge, and the Dutard-Solomon and Bradley Solomon Trunk Sewer Fees;
- b) Consider the adoption of a Resolution authorizing the collection of said charges on the tax roll; and
- c) Determine that the above actions are exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15273(a)(1), (2), (3), and (4) of the CEQA Guidelines because they are modifications of service charges, connection charges, and trunk line fees for the purposes of meeting operating and capital expenses, as well as for meeting financial reserve needs required to maintain services within this existing service area, and the modifications in charges and fees are not for the construction of capital projects for the expansion of the service system and approve the filing of a Notice of Exemption on that basis; or
- d) If majority protest, take no action and provide direction to staff.

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

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

a) Adopted;

ORDINANCE NO. 5211

b) Adopted;

RESOLUTION NO. 24-115

c) Approved; and

d) No further action taken.

The motion carried by the following vote:

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

A-19) PUBLIC WORKS DEPARTMENT

[24-00474](#)

Consider recommendations regarding Transportation Development Act-Local Transportation Fund (TDA-LTF) Claim for Fiscal Year (FY) 2024-2025, as follows:

a) Adopt a Resolution authorizing the Public Works Director to file a \$432,077.00 claim of a total allocation of \$3,612,598.00 in TDA-LTF funds for FY 2024-2025 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 Hartmann, seconded by Supervisor Williams, that this matter be acted on as follows:

a) Adopted; and

RESOLUTION NO. 24-116

b) Approved.

The motion carried by the following vote:

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

A-20) PUBLIC WORKS DEPARTMENT

24-00473

Consider recommendations regarding Measure A Five-Year Program of Projects for Fiscal Years 2024-2025 through 2028-2029, as follows:

- a) Adopt a Resolution for the Measure A Five-Year Local Program of Projects for Fiscal Years 2024-2025 through 2028-2029 and distribution formula for submittal to the Santa Barbara County Local Transportation Authority for acceptance;
- b) Reaffirm Resolution 10-101, which establishes priorities and policies for the use of the local portion of the ½ cent sales tax for the transportation needs in Santa Barbara County;
- c) Direct staff to prepare Fiscal Year 2024-2025 Road Maintenance Annual Plan based upon approved Measure A Program of Projects; and
- d) Determine that this action is not subject to California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15301 (c), as the proposed project(s) consists of the operation, repair, maintenance, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that previously existing, including but not limited to existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities, and approve the filing of the Notice of Exemption on that basis.

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

a) Adopted;

RESOLUTION NO. 24-117

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-21) PUBLIC WORKS DEPARTMENT[24-00476](#)

Consider recommendations regarding the 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 2023 and 2024 storm events (23STM1, 23STM2, 24STM1, 24STM2) and Refugio culvert repairs 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;

d) Determine that the 2023 winter storms (23STM1 and 23STM2) 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;

e) Determine that the 2024 winter storm (24STM1 and 24STM2) emergency actions were found by the Board to be exempt from the provisions of the CEQA pursuant to State CEQA Guidelines Section 15269(d) on February 27, 2024. A Notice of Exemption was filed on this basis on February 27, 2024, and the proposed action is within the scope of that Notice of Exemption; and

f) Determine that the Refugio Rd. culvert repair emergency actions are statutorily exempt under CEQA pursuant to State CEQA Guidelines Section 15269, as they involve specific actions to prevent and mitigate an emergency associated with a failed culvert threatening public road infrastructure, and direct the staff to file a Notice of Exemption with the Clerk of the Board of Supervisors on that basis.

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

- a) Received and reviewed;
- b) Approved;
- c) Directed; 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-22) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [24-00477](#)

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

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

- a) Receive and review a report from the Public Works Director regarding emergency actions taken pursuant to Resolution No. 19-327 and Public Contract Code Section 22050 related to emergency operations responding to flooding, storms, and debris removal projects following the 2023 and 2024 winter storm events and the necessity of the action and the reasons the emergency will not permit delay resulting from competitive solicitation of bids;
- b) Determine that there is a need to continue the emergency actions ordered by the Public Works Director (4/5 vote required);
- c) Direct staff to return to the Board every 14 days to allow the Board to review the emergency actions and determine, by a 4/5 vote, whether there is a need to continue the emergency actions until the actions are terminated;
- d) Determine that the recommended actions related to and continuations of the January 31 - February 2024 storms are statutorily exempt under the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15269(c), and a Notice of Exemption was filed on this basis on February 27, 2024, and the proposed action is within the scope of that Notice of Exemption;

e) Determine that these emergency actions related to and continuations of 2023 storm response were found by the Board to be exempt from the provisions of the CEQA pursuant to State CEQA Guidelines Section 15269(c) and a Notice of Exemption was filed on this basis on January 24, 2023, and the proposed action is within the scope of that Notice of Exemption; and

f) Determine that emergency actions for the Santa Maria River Restoration of Alignment Project were found by the Board to be exempt from the provisions of the State CEQA pursuant to Executive Order N-10-23, as well as State CEQA Guidelines Section 15269(c) on September 12, 2023, and the proposed action is within the scope of the Notice of Exemption filed on September 19, 2023.

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

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

a) Received and reviewed;

b) Approved;

c) Directed; 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-23) SHERIFF-CORONER OFFICE

[24-00316](#)

Consider recommendations regarding the renewal of the Sheriff Office's Military Equipment Use Ordinance, as follows:

a) Consider and approve the adoption of the Ordinance (Second Reading) to re-adopt and amend the Santa Barbara County Sheriff's Office Military Equipment Use Policy; and

b) Determine that the activity is not a "Project" subject to California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(5), since the activity is an organizational or administrative activity of government that will not result in direct or indirect physical changes in the environment.

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

a) Adopted; and

ORDINANCE NO. 5212

b) Approved.

The motion carried by the following vote:

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

A-24) SHERIFF-CORONER OFFICE

[24-00452](#)

Consider recommendations regarding the 2023 Edward Byrne Justice Assistance Grant (JAG) Funds (\$122,375.00) for Bomb Squad Equipment, as follows: (4/5 Vote Required)

a) Approve and authorize the County Executive Officer to execute an Inter-Local Memorandum of Understanding (MOU) between the City of Santa Barbara and the County of Santa Barbara, an Inter-Local MOU between the City of Santa Maria and the County of Santa Barbara, and an Inter-Local MOU between the City of Lompoc and the County of Santa Barbara;

b) Authorize the Sheriff or his designee to execute a grant agreement with the United States Department of Justice, upon review and approval of County Counsel and the Auditor-Controller, or their designees, when the anticipated Justice Assistance Grant funding is awarded;

c) Approve Budget Revision Request No. 0009611 to establish appropriations of \$15,200.00 in Sheriff's Office General Fund for Services and Supplies (\$15,200.00) funded by Unanticipated Revenue from Intergovernmental Revenue - Federal;

d) Authorize the County Executive Officer to execute the "Certifications and Assurances by the Chief Executive of the Applicant Government" form no sooner than 30 days after the Board's authorization of this action item; and

e) Find that the proposed action does not constitute a "Project" within the meaning of the California Environmental Quality Act (CEQA), pursuant to 14 CCR 15378 (b)(4), in that it involves government funding mechanisms and/or fiscal activities.

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

- a) Approved and authorized;**
- b) Authorized;**
- c) Approved;**
- d) Authorized; and**
- e) Approved.**

The motion carried by the following vote:

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

A-25) SHERIFF-CORONER OFFICE

[24-00465](#)

Consider recommendations regarding an agreement with Nancy K. Bohl, Inc. for Counseling Services, as follows: (4/5 Vote Required)

- a) Approve, ratify, and authorize the Chair to execute the Agreement with Nancy K. Bohl Inc. to provide counseling, training, critical incident intervention, and support to emergency service and public safety personnel for the Sheriff-Coroner’s Office for a total contract amount not to exceed \$200,000.00 for the period of July 1, 2023 through June 30, 2026; and
- b) Determine that the above actions are government fiscal activities or funding mechanisms that do not involve any commitment to any specific project that may result in a potentially significant impact on the environment and are, therefore not a project under the California Environmental Quality Act (CEQA) according to Section 15378(b)(4) of the CEQA guidelines and that the activity is not a “Project” per Section 15378(b)(5) since it is an organized or administrative activity of government that will not result in direct or indirect physical changes in the environment.

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

- a) Approved, 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-26) SOCIAL SERVICES DEPARTMENT

[24-00467](#)

Consider recommendations regarding an Agreement with Family Service Agency of Santa Barbara County for Community Pathway Program, as follows:

- a) Approve and authorize the Chair to execute an Agreement with Family Services Agency of Santa Barbara County (local vendor) to provide the Community Pathway Program for a total contract amount not to exceed \$365,237.00 for the period of May 14, 2024 through June 30, 2025; and

- b) Determine that the activity is not a “Project” subject to California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(5), since the activity is an organizational or administrative activity of government that will not result in direct or indirect physical changes in the environment.

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

- a) Approved and authorized; 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-27) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

[24-00451](#)

Consider recommendations regarding the Treasurer’s Investment Pool Report for the quarter ended March 31, 2024 and Investment Policy Statement, as follows:

- a) Accept for filing the Treasurer’s Investment Pool Report for the quarter ended March 31, 2024 pursuant to California Government Code Section 53646(b);

- b) Review and approve the Investment Pool Policy Statement pursuant to California Government Code Section 53646; and

- c) Authorize the County Treasurer to manage the investment pool in accordance with the policy, pursuant to Section 53646(a) and 53607 of the Government Code.

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

- a) Accepted;**

- b) Reviewed and approved; and**

- c) Authorized.**

The motion carried by the following vote:

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

A-28) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR**24-00458**

Consider recommendations regarding a Property Tax System Software contract extension for maintenance, as follows:

a) Approve and authorize the Chair to execute the Schedules amending the existing Master Agreement for Licensed Software, Hardware, and Services with Manatron, Inc. for an additional amount not to exceed \$1,249,373.00 for maintenance, and extending the Agreement for a period of five Fiscal Years beginning July 1, 2024 and ending June 30, 2029; 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 or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

a) Approved and authorized; Chair to execute; and

b) Approved.

The motion carried by the following vote:

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

Board of Supervisors**A-29) SUPERVISOR CAPPS****24-00449**

Approve the reappointment of Eloisa Chavez to the Human Services Commission, term ending June 30, 2027, Second District.

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

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

A-30) SUPERVISOR CAPPS[24-00450](#)

Approve the appointment of Lauren Penepacker to the Behavioral Wellness Commission, term ending January 1, 2027, Second District.

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

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

Hearing Requests

A-31) COUNTY EXECUTIVE OFFICE[24-00457](#)

Consider recommendations regarding the Fiscal Year (FY) 2024-2025 Recommended Budget for the County of Santa Barbara and Recommended Budget for the County of Santa Barbara as Successor Agency to the former County of Santa Barbara Redevelopment Agency, as follows:

Acting concurrently as the Board of Directors, Santa Barbara County Fire Protection District; Board of Directors, Santa Barbara County Flood Control and Water Conservation District; Board of Directors, Laguna County Sanitation District; Board of Directors, Santa Barbara County Water Agency and other special districts under the supervision and control of the Board of Supervisors:

- a) Set a hearing for the FY 2024-2025 Recommended Budget for the County of Santa Barbara, which includes the County's General Operating Budget as well as budgets of special districts governed by the Board of Supervisors, to begin Tuesday, June 11, 2024 and, if necessary, continue on Thursday June 13, 2024;
- b) Direct the publication of the FY 2024-2025 Recommended Budget for the purpose of conducting a budget hearing pursuant to Government Code Section 29064(c);
- c) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378 that the above fiscal activities are not a project under CEQA;

Acting as Successor Agency to the former County of Santa Barbara Redevelopment Agency:

- d) Set a hearing for the FY 2024-2025 Recommended Budget for the County of Santa Barbara as Successor Agency to the former County of Santa Barbara Redevelopment Agency to begin Tuesday, June 11, 2024 and, if necessary, continue on Thursday June 13, 2024;

- e) Direct the publication of the FY 2024-2025 Recommended Budget for the County of Santa Barbara as Successor Agency to the former County of Santa Barbara Redevelopment Agency for the purpose of conducting a budget hearing pursuant to Government Code Section 29064(c); and
- f) Determine pursuant to CEQA Guidelines Section 15378 that the above fiscal activities are not a project under CEQA.

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

Acting as the Board of Directors, Santa Barbara County Fire Protection District; Board of Directors, Santa Barbara County Flood Control and Water Conservation District; Board of Directors, Laguna County Sanitation District; Board of Directors, Santa Barbara County Water Agency and other Special Districts under Supervision and control of the Board of Supervisors:

a) Set for a hearing on Tuesday, June 11, 2024 and, if necessary, continue on Thursday June 13, 2024;

b) Directed;

c) Approved;

Acting as Successor Agency to the former County of Santa Barbara Redevelopment Agency:

d) Set for a hearing on Tuesday, June 11, 2024 and, if necessary, continue on Thursday June 13, 2024;

e) Directed; and

f) Approved.

The motion carried by the following vote:

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

A-32) PLANNING AND DEVELOPMENT DEPARTMENT24-00454

Set a hearing to consider of the County Planning Commission to approve amendments to the Rice Ranch Specific Plan to allow for future installation of permanent lighting at the Orcutt Community Park Sports Field Lighting Project (23SPP-00001), as follows:

(Set a hearing for June 18, 2024. Time estimate: 1 hour 30 minutes)

a) Receive and file the County Planning Commission's recommendation to approve amendments to the Rice Ranch Specific Plan to allow for future installation of permanent lighting at the Orcutt Community Park;

b) Approve the introduction (first reading) of an Ordinance for amendments to the current Rice Ranch Specific Plan in compliance with Chapter 35.88 of the County Land Use and Development Code;

c) Read the title of the Ordinance into the record and waive full reading of the Ordinance; and

d) Set a hearing for the Administrative Agenda of June 25, 2024, to consider recommendations, as follows:

i) Make the required findings for approval of the project, Case No. 23SPP-00001, including California Environmental Quality Act (CEQA) findings;

ii) After considering the Addendum, together with the previously certified Rice Ranch Supplemental Environmental Impact Report (EIR) (03-EIR-05), and the 2015 Addendum to 03-EIR-05, determine that no subsequent EIR or Negative Declaration is required pursuant to CEQA State Guidelines Section 15162, Subsequent EIRs and Negative Declarations, and 15164, Addendum to an EIR or Negative Declaration; and

iii) Approve the adoption (second reading) of an Ordinance for amendments to the current Rice Ranch Specific Plan in compliance with Chapter 35.88 of the County Land Use and Development Code.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be set for a hearing, as follows: June 18, 2024 in Santa Maria (EST. TIME 1 HR. 30 MINS.). The motion carried by the following vote:

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

A-33) PLANNING AND DEVELOPMENT DEPARTMENT [24-00470](#)

Set a hearing to consider recommendations regarding the Appeal of the County Planning Commission Approval of the Moriarty Holdings Cannabis Cultivation Project, Case Nos. 23APL-00005, 23CUP-00014, and 19LUP-00000-00273, Fourth District, as follows:
(Set a hearing for June 4, 2024. Time estimate: 1 hour)

- a) Deny the appeal, Case No. 23APL-00005;
- b) Make the required findings for approval of the Project, Case No. 23CUP-00014, including California Environmental Quality Act (CEQA) findings;
- c) Determine that the previously certified Programmatic Environmental Impact Report (PEIR) (17EIR-00000-00003) is adequate and no subsequent Environmental Impact Report or Negative Declaration is required pursuant to CEQA Guidelines Section 15162 and 15168(c); and
- d) Grant approval of the Project, Case No. 23CUP-00014, subject to the conditions of approval.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be set for a hearing, as follows: June 4, 2024 in Santa Barbara (EST. TIME 1 HR.). The motion carried by the following vote:

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

A-34) PUBLIC WORKS DEPARTMENT [24-00475](#)

Set a hearing to consider recommendations regarding Resolutions to establish Solid Waste Tipping Fees, Collection Rates, and Parcel Fees for Fiscal Year (FY) 2024-2025, as follows:
(Set a hearing for June 4, 2024. Time estimate: 15 minutes)

- a) Adopt a Resolution, to be effective July 1, 2024, setting the fee schedules for solid waste handling and disposal fees at County solid waste facilities for FY 2024-2025;
- b) Adopt a Resolution, to be effective July 1, 2024, setting the Parcel Fee Schedule for the Cuyama Valley for FY 2024-2025;
- c) Adopt a Resolution, to be effective July 1, 2024, setting the fee schedules for solid waste collection rates in the unincorporated Zones 1, 2, 3, 4 and 5 service areas for FY 2024-2025;

d) Determine that the proposed actions are for the establishment, modification, structuring, restructuring, or approval of rates, tolls, fares, or other charges by public agencies which the public agency finds are for the purpose of meeting operating expenses; that no expansion of services or facilities will result, and therefore the proposed actions are exempt from California Environmental Quality Act (CEQA) pursuant to guidelines 14 CCR 15273(a) (1), (2), (3) and (4) and approve the filing of a Notice of Exemption on that basis; and

e) Determine that pursuant to CEQA Guidelines Section 15162, that one new capital project (Tajiguas Landfill Capacity Increase) to be funded by the proposed rates, has been subject to separate environmental review and approval by the Board of Supervisors, that no new effects will occur and no new mitigation would be required and therefore the action to approve rates and fees to support construction this project is within the scope of Subsequent Environmental Impact Report 23EIR-00001 certified by the Board on March 19, 2024 prepared for the Tajiguas Landfill Capacity Increase Project and that no new environmental document is required.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be set for a hearing, as follows: June 4, 2024 in Santa Barbara (EST. TIME 15 MINS.). The motion carried by the following vote:

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

Administrative Item

A-35) COUNTY EXECUTIVE OFFICE

[24-00487](#)

Adopt a Resolution to amend the 2024 Board of Supervisors' Schedule of Meeting Dates and Locations to cancel the May 21, 2024 Board of Supervisors Meeting.

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

RESOLUTION NO. 24-118

The motion carried by the following vote:

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

24-00002

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) (24-00002)

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

Re: Promoted the Cultural Homestay International Foreign Exchange Student Program – Karin Hauenstein addressed the Board

Re: Expressed Concerns with the State of California Funding Deficits and Expressed Concerns with Electronic Voting Practices – Phillip Gallanders addressed the Board

Re: Expressed Concerns with Electronic Voting Practices and Concerns with Fraudulent Elections – Chuck Williams, Sherry Foster, and LeAnne Woolever addressed the Board

Re: Local SEIU 721 Members Expressed Concerns Regarding Employee Workload, Recruitment, Retention, and Wages – Revi Levi, Winona Mounts, and Yuri Gomez addressed the Board

Re: Expressed Concerns with the Conditions of the Chumash Heritage Site known as Hammonds Meadow – David Blue Wolf Diaz addressed the Board

12:00 P.M. Recessed to Closed Session

Closed Session

24-00486

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

Joseph Rocco Peransi v. City of Goleta, City of Santa Barbara, County of Santa Barbara, and California Department of Transportation, Santa Barbara County Superior Court Case No. 22CV02337.

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

Employee organizations: all bargaining units, unrepresented employees, managers, and executives.

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

Deciding whether to initiate civil litigation: 1 case.

Report from Closed Session

No reportable action taken.

Departmental Agenda
Planning Items and Public Hearings

1) HUMAN RESOURCES DEPARTMENT

[24-00382](#)

HEARING - Consider recommendations regarding an amendment to Chapter 27 of the Santa Barbara County Code related to management positions exempt from the Civil Service to align with changes in management classifications, effective July 4, 2024, as follows: (EST. TIME: 5 MIN.)

a) Approve the introduction (First Reading) of an Ordinance amending Chapter 27, Article II, Section 27-25-Persons Deemed Exempt from Provisions of This Article-of the Santa Barbara County Code;

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

c) Continue the item to the Administrative Agenda of June 4, 2024 to consider the adoption (second reading) of an Ordinance amending Chapter 27, Article II, Section 27-25 of the Santa Barbara County Code, as follows:

i) Consider the adoption (Second Reading) of an Ordinance amending Chapter 27, Article II, Section 27-25-Persons Deemed Exempt from Provisions of This Article-of the Santa Barbara County Code; and

ii) Determine that the recommended actions are 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 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: POLICY

HEARING TIME: 9:47 AM - 9:49 AM (2 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

- a) Introduction (First Reading) approved of an Ordinance amending Chapter 27, Article II, Section 27-25-Persons Deemed Exempt from Provisions of This Article-of the Santa Barbara County Code;
- b) Read title, waived further reading of the Ordinance; and
- c) i) and ii) Set for June 4, 2024 on the Administrative Agenda in Santa Barbara.

The motion carried by the following vote:

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

2) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR24-00461

HEARING - Consider recommendations regarding the Housing Authority of the County of Santa Barbara Issuance of Tax-Exempt Multifamily Housing Revenue Obligations for the Benefit of Hollister Lofts, as follows: (EST. TIME: 5 MIN.)

a) Hold a public hearing in compliance with the Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) regarding the issuance by the Housing Authority of the County of Santa Barbara of tax-exempt multifamily housing revenue obligations, for the benefit of Hollister Lofts, L.P., and consider public comment;

b) Adopt a Resolution approving the issuance by the Housing Authority of the County of Santa Barbara of its multifamily housing revenue obligations for the benefit of Hollister Lofts, L.P. in an aggregate principal amount not to exceed \$20,000,000.00, to finance the acquisition and construction of a 35-unit multifamily rental housing facility to be located in the County of Santa Barbara at 4560 Hollister Avenue, Santa Barbara, CA 93110; and

c) Determine that the above actions involve government funding mechanisms and/or fiscal activities and are not a project under the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(4) of the CEQA Guidelines.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 9:50 AM - 9:52 AM (2 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

a) Conducted a public hearing;

b) Adopted; and

RESOLUTION NO. 24-119

c) Approved.

The motion carried by the following vote:

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

3) COUNTY EXECUTIVE OFFICE[24-00484](#)

HEARING - Consider recommendations regarding Cannabis Cultivation Taxation Options, as follows: (EST. TIME: 1 HR. 30 MIN.)

a) Consider two alternative methods for cannabis taxation for cultivation:

i) Option 1: Square foot tax rate with a minimum Base Tax Rate and Activity Tax Rate; or

ii) Option 2: Hybrid structure of Gross Receipts Tax Rate with a minimum Base Tax Rate based on square footage;

iii) Direct staff to return on June 25, 2024 with a Taxation Ordinance and ballot measure for cannabis operations for the November 2024 General Election ballot; and

iv) Direct staff to incorporate ballot language to allow for flexibility to adjust square footage tax rates at the Board's discretion without returning to the voters; OR

b) Take no action and maintain the current gross receipts taxation method; and

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

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 9:52 AM - 1:27 AM (3 HR. 35 MIN.)

Michael Palmer, Micah Anderson, Kevin Wilson, Mario de la Piedra, Peter Dugre, Amy Steinfeld, Todd Mehl, Teddy Cabugos, Grant Trexler addressed the Board.

Received and filed staff presentation and conducted a public hearing.

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

a) i) No action taken;

a) ii) Approved Option 2, as follows: (1) Hybrid Structure with an Activity Tax Rate based on state licensed square footage and gross receipts rate, with cultivators paying the greater of the two; (2) Activity rate applies to areas where activity occurring, defined as transfers; (3) Base Activity Rate: \$.10 for outdoor and \$1.00 for non-outdoor; (4) Cap Activity Rate: \$.75 for outdoor and \$2.50 for non-outdoor; (5) Amendments may be made by the Board of Supervisors biennially following implementation, requiring a 4/5ths majority vote;

a) iii) and iv) Directed;

b) No action taken; and

c) Approved.

The motion carried by the following vote:

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

Noes: 1 - Supervisor Lavagnino

4) COMMUNITY SERVICES DEPARTMENT[24-00384](#)

HEARING - Consider recommendations regarding an Ordinance to Amend County Code Chapter 7A - County Arts Plan to revise Sections 7A-2, 7A-3, and 7A-5, as follows: (EST. TIME: 30 MIN.)

a) Consider the introduction (First Reading) of an Ordinance to amend County Code Chapter 7A to amend Section 7A-2, 7A-3 and 7A-5;

b) Determine that the proposed action does 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 it consists of an organizational or administrative activity of government which will not result in direct or indirect physical changes in the environment; and

c) Continue to the Administrative Agenda of June 4, 2024 to consider recommendations, as follows:

i) Consider the adoption (Second Reading) of an Ordinance to amend County Code Chapter 7A to amend Section 7A-2, 7A-3, and 7A-5; and

ii) Determine that the proposed action does not constitute a “Project” within the meaning of the CEQA, pursuant to Section 15378(b)(5) of the CEQA Guidelines, because it consists of an organizational or administrative activity of government which will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 2:51 PM - 3:05 PM (14 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

a) Introduction (First Reading) approved of an Ordinance to amend County Code Chapter 7A to amend Section 7A, 7A-3, and 7A-5;

b) Approved;

c) i) and ii) Set for June 4, 2024 on the Administrative Agenda in Santa Barbara; and

Directed staff to return to the Board establishing a temporary ad-hoc subcommittee tasked with negotiating with the Santa Barbara Bowl to formalize the process and identify additional funding sources to support the County's arts services for the public.

The motion carried by the following vote:

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

5) GENERAL SERVICES DEPARTMENT24-00460

HEARING - Consider recommendations regarding the Five Year Capital Improvement Program (CIP), Fiscal Year (FY) 2024-2025 through FY 2028-2029, as follows: (EST. TIME: 35 MIN.)

- a) Receive and file the detailed Five-Year CIP, FY 2024-2025 through FY 2028-2029;
- b) Review and grant preliminary, non-binding conceptual approval of the projects contained in the CIP;
- c) Refer new CIP Projects to the Planning Commission and request analysis of these projects proposed for planning, initiation, or construction in future FYs for conformity with the County Comprehensive Plan per Government Code 65401 and 65402; and
- d) Determine that the proposed actions do not constitute a “Project” within the meaning of the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5) as they consist of organizational or administrative activities of government that will not result in direct or indirect changes in the environment; and that the proposed actions do not constitute “Approval” within the meaning of CEQA Guidelines Section 15352 as they do not commit the County to a definite course of action in regard to any project.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 3:06 PM - 3:37 PM (31 MIN.)

Received and filed staff presentations and conducted a 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) Reviewed and granted preliminary, non-binding conceptual approval of the projects contained in the Five Year Capital Improvement Program (CIP) with direction to staff to include the Orcutt Library on the list;**
- c) Referred; and**
- d) Approved.**

The motion carried by the following vote:

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

Absent: 1 - Supervisor Lavagnino

6) PROBATION DEPARTMENT24-00462

HEARING - Consider recommendations regarding Fiscal Years (FYs) 2024-2026 Public Safety Realignment Plan, as follows: (EST. TIME: 45 MIN.)

- a) Receive a presentation on the FY 2024-2026 Public Safety Realignment Plan;
- b) Accept the Santa Barbara County FY 2024-2026 Public Safety Realignment Plan developed by the Community Corrections Partnership (CCP) and approved by the Executive Committee of the CCP;
- c) Find that the proposed actions do not constitute a “Project” within the meaning of the California Environmental Quality Act (CEQA) Guidelines pursuant to Section 15378(b)(5), in that they are government administrative activities that will not result in direct or indirect changes to the environment; and
- d) Determine that the acceptance of the FYs 2024-2026 Public Safety Realignment Plan is exempt from the CEQA pursuant to CEQA Guidelines Section 15061(b)(3), finding that the activities are covered by the common sense exception 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 activities in question may have a significant effect on the environment, the activities are not subject to CEQA.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 3:37 PM - 3:59 PM (22 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

- a) Received and filed;**
- b) Accepted; and**
- c) and d) Approved.**

The motion carried by the following vote:

Ayes: 3 - Supervisor Capps, Supervisor Hartmann, and Supervisor Nelson

Absent: 2 - Supervisor Williams, and Supervisor Lavagnino

Adjourned at 3:59 PM

Adjourned to

Tuesday, June 4, 2024

County Administration Building
Board Hearing Room
105 East Anapamu Street , Fourth Floor
Santa Barbara

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, May 14, 2024 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, May 16, 2024, at 5:00 PM and on Saturday, May 18, 2024, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>