# **County of Santa Barbara**

# **BOARD OF SUPERVISORS**



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

Mona Miyasato, County Executive Officer

# **Action Summary**

Tuesday, March 18, 2025 9:00 AM

# COUNTY ADMINISTRATION BUILDING BOARD HEARING ROOM, FOURTH FLOOR 105 EAST ANAPAMU STREET, SANTA BARBARA

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: <a href="www.countyofsb.org">www.countyofsb.org</a>.

#### 9:00 A.M. .... Convened to Regular Session

#### **Roll Call**

**Present:** 

 Supervisor Lee, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

# Pledge of Allegiance

# Approval of Minutes of the March 11, 2025 Meeting

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

Ayes:

 Supervisor Lee, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

#### **County Executive Officer's Report**

#### 25-00001

County Executive Officer's Report: Receive a report from the County Executive Officer (CEO) on County programs, County staff updates and achievements, staff recognitions, updates on major projects, updates on state and federal legislation, and upcoming events of interest to the Board and the public. There will be no Board discussion except to ask questions or refer matters to staff; and no action will be taken unless listed on a subsequent agenda.

County Executive Officer, Mona Miyasato, shared the third video in the county's 175th Anniversary Video Series, the rich history of the county's indigenous people.

The videos in this series are played on Channel 20 throughout the week and are highlighted in our monthly County newsletter, on the CSBTV YouTube page, and on our social media channels in both English and Spanish.

# **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) <u>SUPERVISOR LEE</u>

**25-00219** 

Adopt a Resolution proclaiming the month of March 2025 as American Red Cross Month in Santa Barbara County.

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

**RESOLUTION NO. 25-36** 

The motion carried by the following vote:

Ayes: 5 -

 Supervisor Lee, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

#### A-2) SUPERVISOR CAPPS

**25-00188** 

Adopt a Resolution proclaiming the week of March 22, 2025 through March 30, 2025 as Tsunami Preparedness Week in Santa Barbara County.

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

**RESOLUTION NO. 25-37** 

The motion carried by the following vote:

Ayes:

# A-3) SUPERVISOR HARTMANN, SUPERVISOR CAPPS

25-00196

Adopt a Resolution proclaiming March 25, 2025 as Women's Equal Pay Day in Santa Barbara County.

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

**RESOLUTION NO. 25-38** 

The motion carried by the following vote:

Ayes:

 Supervisor Lee, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

#### A-4) SUPERVISOR CAPPS

25-00190

Adopt a Resolution of Commendation honoring Dave Carlson upon his Retirement from the Probation Department after over 27 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Hartmann, seconded by Supervisor Lee, that this matter be continued, as follows: April 8, 2025 in Santa Maria. The motion carried by the following vote:

Ayes:

 Supervisor Lee, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

#### A-5) SUPERVISOR CAPPS

25-00224

Adopt a Resolution of Commendation in recognition and appreciation of Ron Werft's distinguished service to Cottage Health in Santa Barbara County.

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

**RESOLUTION NO. 25-39** 

The motion carried by the following vote:

Ayes:

#### A-6) SUPERVISOR HARTMANN

25-00191

Adopt a Resolution of Commendation honoring Scott Hosking upon his Retirement from the General Services Department after over 36 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

**RESOLUTION NO. 25-40** 

The motion carried by the following vote:

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

# A-7) SUPERVISOR LEE, SUPERVISOR NELSON

25-00189

Adopt a Resolution of Commendation honoring Colonel Philip Conran for his heroic contributions to the United States, for the lasting impact of his actions in defense of his fellow soldiers, and in support of his swift and well-deserved receipt of the Congressional Medal of Honor.

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

**RESOLUTION NO. 25-41** 

The motion carried by the following vote:

#### **Administrative Items**

#### A-8) BEHAVIORAL WELLNESS DEPARTMENT

25-00195

Consider recommendations regarding an Amergis Healthcare Staffing, Inc. (Formerly known as Maxim Healthcare Staffing Services, Inc.) Third Amendment to the Fiscal Years (FYs) 2023-2025 Services Agreement for Mental Health Staffing Services, as follows:

- a) Approve, ratify and authorize the Chair to execute a Third Amendment to the Agreement for Services of Independent Contractor with Amergis Healthcare Staffing, Inc. (formerly known as Maxim Healthcare Staffing Services, Inc.) ("Amergis") (not a local vendor) (BC No. 23-002) to increase the FY 2024-2025 maximum contract amount by \$800,000.00 due to an increased need for temporary staffing services for a revised total maximum contract amount of \$3,230,000.00, inclusive of \$1,430,000.00 for FY 2023-2024 and \$1,800,000.00 for FY 2024-2025, with no change to the contract term of July 1, 2023, to June 30, 2025; and
- b) Determine that the above-recommended action is not a project that is subject to environmental review under the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines section 15378(b)(4), finding that the action is a governmental funding mechanism and/or fiscal activity that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Hartmann, seconded by Supervisor Nelson, 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:

# A-9) COMMUNITY SERVICES DEPARTMENT

25-00198

Consider recommendations regarding the Professional Services Agreement with Storrer Environmental Services, LLC for a Habitat Restoration Plan for the Solomon Hills Recreational Trail System, Fourth District, as follows:

- a) Approve and authorize the Chair to execute the professional services agreement with Storrer Environmental Services, LLC (Storrer) to provide a habitat conservation plan for a recreational trail system in the Solomon Hills south of Orcutt (APN 101-020-076), in the amount not to exceed \$25,000.00; and
- b) Determine that the above recommended actions are exempt from further review under the California Environmental Quality Act (CEQA) guidelines, pursuant to Section 15061(b)(3); which states that the activity is covered by the commonsense exemption that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

A motion was made by Supervisor Hartmann, seconded by Supervisor Nelson, 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:

#### A-10) COMMUNITY SERVICES DEPARTMENT

25-00201

Consider recommendations regarding the perseveration of an Inclusionary Housing Unit through Acquisition, located at 2615 Caspia Lane, Summerland, CA 93067, First District, as follows:

- a) Approve execution by the Board Chair of the Real Property Purchase Contract and Escrow Instructions, in duplicate between the County of Santa Barbara (County), and Linnea S. Hall, to acquire that certain affordable housing unit at 2615 Caspia Lane, Summerland, CA 93067, and known as Assessor Parcel No. 005-700-008, in the purchase amount of \$160,800.00;
- b) Adopt a Resolution of Intent to Purchase (set date of May 6, 2025 for acceptance);
- c) Authorize the Director of Community Services (CSD), or designee, to execute any and all escrow documents and complete the due diligence required to facilitate the terms and conditions of the proposed sale;
- d) Authorize the CSD Director, or designee, upon County ownership, to issue a Request for Proposal to identify an eligible buyer, execute any and all escrow documents, and complete the due diligence required to facilitate the terms and conditions of the proposed resale; and
- e) Determine that the proposed actions are exempt from the California Environmental Quality Act (CEQA) guidelines, pursuant to Section 15378(b)(4), finding that the actions are creation of government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant impact on the environment.

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

- a) Approved; Chair to execute;
- b) Adopted;

**RESOLUTION NO. 25-42** 

- c) Authorized;
- d) Directed staff to postpone action and return to the Board with a Request for Proposal, including additional information on property disposal options; and
- e) Approved.

The motion carried by the following vote:

Ayes:

# A-11) COMMUNITY SERVICES DEPARTMENT

25-00199

Consider recommendations to pause development of the local energy performance code, as follows:

- a) Approve staff's recommendation to pause development of the energy performance reach code; and
- b) Determine that the recommended action does not constitute a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15306, as the actions only involve information gathering.

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

a) and b) Approved.

Ayes:

The motion carried by the following vote:

#### A-12) COMMUNITY SERVICES DEPARTMENT

25-00203

Consider recommendations regarding the Cachuma Waterline (Contract No. 5 - Pool Loop), Project No. 8702, Award of Construction Contract, Third District, as follows: (4/5 Vote Required)

- a) Approve the plans and specifications on file in the Community Services Department for the Cachuma Waterline (Contract No. 5 Pool Loop), Project No. 8702 (Project);
- b) Award, approve and authorize the Chair to execute, a contract in the amount of \$612,271.89 to the lowest responsible bidder, Hanly General Engineering Corporation (Hanly), for the Project, subject to the provisions of the documents and certifications as set forth in the plans and specifications applicable to the Project and as required by California law;
- c) Authorize the Director of Community Services, or designee, to order changes or additions in the work being performed for the Project via change orders in the amount not to exceed \$43,114.00 as authorized under California Public Contract Code Section 20142;
- d) Approve the Budget Revision Request for completion of the Project; and
- e) Determine that pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15162 no new effects will occur and no new mitigation measures would be required as a result of the recommended actions because there are no substantial changes proposed, no substantial changes in circumstances, and no new information of substantial importance regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures, and therefore the recommended actions are within the scope of the environmental review documents for this project [Mitigated Negative Declaration (09NGD-00000-00024) and monitoring program approved and adopted by the County of Santa Barbara Board of Supervisors on April 19, 2011] and no new environmental document shall be prepared for this project.

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

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

The motion carried by the following vote:

# A-13) COMMUNITY SERVICES DEPARTMENT

25-00163

Consider recommendations regarding an Ordinance to Amend County Code Chapter 46A - Inclusionary Housing, as follows:

- a) Consider the adoption (Second Reading) of an Ordinance to amend County Code Chapter 46A to amend Sections 46A-2, 46A-3, 46A-4, 46A5, and 46A-6 and implement the specific actions described in Program 4 of the County of Santa Barbara 2023-2031 Housing Element Update (HEU); and
- 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.

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

a) Adopted; and

**ORDINANCE NO. 5243** 

b) Approved.

The motion carried by the following vote:

Ayes: 4 - Supervisor Lee, Supervisor Capps, Supervisor Hartmann, and Supervisor

Lavagnino

Noes: 1 - Supervisor Nelson

# A-14) COUNTY COUNSEL

25-00205

Consider recommendations regarding an Agreement for Professional Legal Services with Ross Spence, PC, as follows: (4/5 Vote Required)

- a) Approve, ratify and authorize the Chair to execute an Agreement for Professional Legal Services with Ross Spence, PC, with a not-to-exceed amount of \$30,000.00 and a term ending January 31, 2027; 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 Nelson, 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:

# A-15) COUNTY COUNSEL

25-00207

Consider recommendations regarding an Outside Counsel Contract with Vartabedian Hester and Haynes LLP, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute an Addendum to the Engagement Letter with Vartabedian Hester and Haynes LLP, with a not-to-exceed amount of \$25,000.00 and a term ending March 18, 2027; 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 Nelson, 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 Lee, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

# A-16) COUNTY EXECUTIVE OFFICE

25-00197

Approve Budget Revision Request Nos. 0010325; 0010327; 0010340; and 0010343 (4/5 Vote Required).

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

# A-17) GENERAL SERVICES DEPARTMENT, BEHAVIORAL WELLNESS DEPARTMENT

25-00208

Consider recommendations regarding Behavioral Wellness Transitional-Aged Youth (TAY) Program Lease Agreement at 2370 Skyway Drive, Suites 104, 203, 204, Santa Maria (Assessor Parcel No. 111-051-024) (Folio No. 003803), Fourth District, as follows:

- a) Approve and authorize the Chair to execute the Lease Agreement between the County Behavioral Wellness Department (COUNTY) and Francis D. and Alida Freda (LESSORS), for the use of 5,450 square feet of office space at 2370 Skyway Drive, Suite 104, 203 and 204 in the City of Santa Maria; and
- b) Determine that the recommended actions are not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(4), finding that the actions are not a project as they are 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 Hartmann, seconded by Supervisor Nelson, that this matter be acted on as follows:

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

Ayes:

The motion carried by the following vote:

# A-18) GENERAL SERVICES DEPARTMENT

25-00192

Consider recommendations regarding the 2024-2025 Capital Improvement Program (CIP) Project Conformity Review, as follows:

- a) Receive and file the Santa Barbara County Planning Commission Action Letter from the December 4, 2024 hearing finding that the outlined Fiscal Years 2024-2029 CIP projects to be in conformance with the County Comprehensive Plan; and
- b) 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.

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

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

The motion carried by the following vote:

#### A-19) PROBATION DEPARTMENT

25-00209

Consider recommendations regarding a First Amendment to the Agreement with Northpointe doing business as Equivant for Fiscal Years (FYs) 2023-2025, as follows:

- a) Approve and authorize the Chair to execute a First Amendment to Agreement for Services of Independent Contractor with Equivant, (BC 23220) to amend Exhibit A, Statement of Work, Section II adding subsection "h" for one-time services needed for the completion of a multi-prong research study, amend Exhibit B "Payment Arrangements" section A to increase the total contract maximum amount by \$6,825.00 to \$289,252.00, and replace in its entirety Attachment B-1 to Exhibit B, "Schedule of Fees"; and
- b) Determine that these activities are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), finding that these activities are covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and where it can be seen with certainty that there is no possibility that these activities may have a significant effect on the environment, the activities are not subject to CEQA.

A motion was made by Supervisor Hartmann, seconded by Supervisor Nelson, 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:

# A-20) PUBLIC HEALTH DEPARTMENT

25-00204

Consider recommendations regarding a McKesson Agreement Increase for the 340B Contract Pharmacy Network Program, as follows: (4/5 Vote Required)

- a) Authorize the Purchasing Agent to increase the Agreement amount for McKesson (not a local vendor) for an amount up to but not to exceed \$120,000.00 per year and aggregate costs not to exceed \$240,000.00 for the period July 1, 2024, through June 30, 2026, to procure pharmaceuticals for the 340B Contract Pharmacy Network Program;
- b) Approve and authorize Budget Revision Request No. 0010300 in the amount of \$120,000.00 as revenue and expenses for Fiscal Year 2024-2025 to the Public Health Department; and
- c) Determine that the recommended actions do not constitute a "Project" within the meaning of the California Environmental Quality Act (CEQA), and are exempt pursuant to Section 158378(b)(4) of the CEQA Guidelines, since the recommended actions are 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 Nelson, that this matter be acted on as follows:

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

The motion carried by the following vote:

#### A-21) PUBLIC WORKS DEPARTMENT

25-00202

Consider recommendations regarding the Measure A Five-Year Program of Projects for Fiscal Years (FYs) 2025-2026 through 2029-2030, as follows:

- a) Adopt a Resolution for the Measure A Five-Year Local Program of Projects for FYs
   2025-2026 through 2029-2030 and distribution formula for submittal to the Santa Barbara County
   Local Transportation Authority for acceptance;
- b) Reaffirm Resolution No. 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 FY 2025-2026 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 a 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. 25-43** 

- b) Approved;
- c) Directed; and
- d) Approved.

The motion carried by the following vote:

# A-22) SOCIAL SERVICES DEPARTMENT

25-00211

Consider recommendations regarding a Second Amendment to the Agreement with Northwoods Consulting Partners, Inc. for Document Imaging System, as follows:

- a) Approve and authorize the Director of Social Services, or his designee, to execute the Second Amendment to the Agreement with Northwoods Consulting Partners, Inc. for Document Imaging System to amend the term dates to reflect the contract term of May 18, 2021 through March 31, 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 Nelson, that this matter be acted on as follows:

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

The motion carried by the following vote:

Ayes: 5 -

 Supervisor Lee, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

#### A-23) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

25-00193

Receive and file the Annual DNA Identification Fund Report for calendar year 2024.

A motion was made by Supervisor Hartmann, seconded by Supervisor Nelson, that this matter be received and filed. The motion carried by the following vote:

Ayes:

# A-24) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

25-00194

Consider recommendations regarding a request for approval to sell tax-defaulted property at public auction via internet on June 25, 2025, as follows:

- a) Receive and accept the Notice of Intention to sell tax-defaulted property and request for approval from the Treasurer-Tax Collector;
- b) Adopt a Resolution Approving a Tax Sale, by Public Auction via Internet, of Tax Defaulted Property;
- c) Direct the Clerk of the Board to transmit a certified copy of the Resolution to the Treasurer-Tax Collector within five days after the date of its adoption; and
- d) 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 Nelson, that this matter be acted on as follows:

- a) Received and accepted;
- b) Adopted;

**RESOLUTION NO. 25-44** 

- c) Directed; and
- d) Approved.

The motion carried by the following vote:

#### **Board of Supervisors**

#### A-25) SUPERVISOR LEE

25-00187

Approve the reappointment of Marshall Miller to the Montecito Planning Commission, term ending January 1, 2027, First District.

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

Ayes:

 Supervisor Lee, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

#### A-26) SUPERVISOR CAPPS

**25-00210** 

Consider recommendations regarding a Contribution of \$10,000.00 for United Way of Santa Barbara County (UWSBC), Mega Tax Day and Financial Resiliency Resource Fair, as follows:

- a) Approve and authorize a contribution of \$10,000.00 for the UWSBC Mega Tax Day and Financial Resiliency Resource Fair funded by the Second District funding allocation in General County Programs General Fund;
- b) Find that the above program is necessary to meet the social needs of the population of the County; and
- c) Determine that the above actions are organizational or administrative activities of government that will not result in direct or indirect physical changes in the environment and are not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(5) of the CEQA Guidelines.

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

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

The motion carried by the following vote:

### **Hearing Requests**

# A-27) <u>PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, LAGUNA</u> COUNTY SANITATION DISTRICT

Set a hearing to consider recommendations regarding the Laguna County Sanitation District, Ordinance relative to service charges, connection charges, and trunk sewer fees and a Resolution relative to the collection of service charges on the tax roll, Fourth and Fifth Districts, as follows: (Set a hearing for May 13, 2025. Time estimate: 15 minutes)

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

- a) Receive and file with the Clerk of the Board the fixed charge report for Fiscal Year 2025-2026;
- b) Approve the introduction (First 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;
- c) Read the title: "An Ordinance of the Laguna County Sanitation District Amending Ordinance No. 3130 Adopted November 19, 1979, Which Established Service Charges, Connection Charges, and Other Rules and Regulations as Amended by Ordinance No. 4142 Adopted December 9, 1993 Establishing Trunk Sewer Fees. This Amending Ordinance Changes the Annual Service Charge and Connection Charge for Single Family and Duplex Dwelling Units, Apartments, Condominiums, Trailer Spaces, Mobile Homes and Non-residential Development; and also Changes the Dutard-Solomon and Bradley-Solomon Trunk Sewer Fees," and waive reading of the Ordinance in full:
- d) Direct the Clerk of the Board to count and report the number of written protests, if any and if no majority protest: and
- i) Set a hearing (Second Reading) on the Administrative Agenda for May 20, 2025 to consider recommendations, as follows:
- 1) Consider the adoption 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;
- 2) Consider the adoption of a Resolution authorizing the collection of said charges on the tax roll; and

- 3) 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
- e) If majority protest, take no action and provide direction to staff.

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

A motion was made by Supervisor Hartmann, seconded by Supervisor Nelson, that this matter be set for a hearing, as follows: May 13, 2025 in Santa Maria (EST. TIME 15 MINS.). The motion carried by the following vote:

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

#### A-28) PUBLIC WORKS DEPARTMENT

25-00206

Consider recommendations regarding establishing Benefit Assessments for County Service Areas 3, 31, and the Santa Barbara North County Lighting District, as follows:

Acting as the governing authority of County Service Area 3, County Service Area 31 and the Santa Barbara North County Lighting District:

- a) Adopt a Resolution setting a Departmental Hearing on May 13, 2025 to establish benefit assessments for County Service Area 3, County Service Area 31 and the Santa Barbara North County Lighting District; and
- (Set a hearing for May 13, 2025. Time estimate: 15 minutes)
- b) At the Departmental Hearing on May 13, 2025 consider recommendations, as follows:
- i) Receive and file Benefit Assessment Reports for Fiscal Year 2025-2026 for County Service Area 3, County Service Area 31, and the Santa Barbara North County Lighting District with the Clerk of the Board;
- ii) Adopt a Resolution establishing streetlighting charges (no changes proposed), for County Service Areas 3 for Fiscal Year 2025-2026;
- iii) Adopt a Resolution establishing streetlighting charges (no changes proposed), for County Service Areas 31 for Fiscal Year 2025-2026;

- iv) Do not establish the benefit assessments (set to zero) in those portions of the Santa Barbara North County Lighting District authorized to do so for Fiscal Year 2025-2026; and
- v) Determine that the above actions are exempt from the California Environmental Quality Act (CEQA) pursuant to CCR 14 Section 15273(a)(1),(2),(3) and (4) of the State CEQA Guidelines because they are for the establishment of benefit assessment rates for services provided by County Service Areas 3 and 31, that no expansion of services or facilities will result, that revenues will be used for meeting operating expenses and financial reserve needs and requirements, and approve the filing of a 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:

Acting as the governing authority of County Service Area 3, County Service Area 31 and the Santa Barbara North County Lighting District:

a) Adopted; and

Ayes:

**RESOLUTION NO. 25-45** 

b) i) through v) Set for a hearing on May 13, 2025 in Santa Maria (EST. TIME 15 MINS.).

The motion carried by the following vote:

# A-29) PUBLIC WORKS DEPARTMENT

25-00212

Set a hearing to consider recommendations regarding County Service Area 12 (Mission Canyon Sewer District), Resolution Relative to Collection of Sewer Service Charges and Sewer Connection Charges on the Tax Roll, First District, as follows:
(Set a hearing for May 13, 2025. Time estimate: 15 minutes)

Acting as the governing authority of County Service Area 12:

- a) Receive and file with the Clerk of the Board a report entitled County Service Area 12 Fixed Charges Fee Report for Fiscal Year 2025-2026;
- b) Adopt a Resolution authorizing the collection of sewer service charges and sewer connection charges for County Service Area 12 on the tax roll in Fiscal Year 2025-2026; 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 State CEQA Guidelines because they are for the establishment of service charges for services provided with County Service Area 12, that no expansion of services or facilities will result, that the fees will be used for meeting operating expenses and financial reserve needs and requirements, and approve the filing of a Notice of Exemption on that basis.

Acting as the governing authority of County Service Area 12:

A motion was made by Supervisor Hartmann, seconded by Supervisor Nelson, that this matter be set for a hearing, as follows: May 13, 2025 in Santa Maria (EST. TIME 15 MINS.). The motion carried by the following vote:

25-00002

### **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) (25-00002)

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

Re: Expressed concerns regarding a commercial bridge and tertiary road that was permitted by Planning and Development and built on her property as well as the potential associated fines - Diana Sandoval addressed the Board

Re: Expressed concerns regarding the Santa Barbara County Clean Air Express, including the malfunctioning "tap and ride" card readers, and requested an extension of bus service to weekends. Additionally, requested a Board Resolution to prohibit the deployment of weather modification programs in Santa Barbara County - Marcia Wertz addressed the Board

Re: Expressed Concerns regarding associated costs to adding jail housing units; concerns about those with mental issues currently incarcerated; and call for action to reduce incarceration - Gail Osherenko addressed the Board

#### 12:00 P.M. .... Recessed to Closed Session

# **Closed Session**

25-00225

CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Government Code section 54956.8)

Santa Barbara County Board of Supervisors, sitting as the Board of Supervisors and as the Board of Directors of the Santa Barbara County Fire Protection District:

Property: Assessor's Parcel Number 141-440-002, 900 Airport Road, Santa Ynez, California 93460 (Third Supervisorial District). Agency negotiator: General Services Director Kirk Lagerquist. Negotiating parties: John Peyton (Owner) and Carey Kendall, Member of the Board of Directors, Santa Ynez Valley Airport Authority (Lessor). Under negotiation: Price and terms of payment.

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.

# <u>Departmental Agenda</u> <u>Planning Items and Public Hearings</u>

#### 1) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

25-00215

HEARING - Consider recommendations regarding an Extra Help Services and Retirement Waiver for the Treasurer-Tax Collector's Office, as follows: (EST. TIME: 5 MIN.)

- a) In accordance with California Government Code Section 7522.56(f)(1), certify that the appointment of retired County employee Victoria Hyland, Cost Analyst, is necessary to fill a critical need in the Treasurer-Tax Collector's Office before 180 days have passed from her date of retirement:
- b) Approve and authorize the Treasurer-Tax Collector to appoint retired employee, Victoria Hyland, as an Extra Help employee to assist with accounting tasks on a part-time basis not to exceed 960 hours of annual service with an appointment effective date of March 31, 2025; and
- c) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5) because they consist of government administrative or fiscal activities that will not result in direct or indirect physical changes in the environment.

#### COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:12 AM - 10:14 AM (2 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

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

The motion carried by the following vote:

# 2) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

25-00121

HEARING - Consider recommendations regarding the Dimitar Yazadzhiev Appeal of the Treasurer-Tax Collector's Transient Occupancy Tax (TOT) Audit Final Determination, as follows: (EST. TIME: 20 MIN.)

- a) Conduct a hearing to consider the appeal of the final determination of TOT, Tourism Business Improvement District assessment (TBID), interest and penalties assessed by the Treasurer-Tax Collector on Dimitar Yazadzhiev in the amount of \$8,034.37;
- b) Uphold the Treasurer-Tax Collector's final determination and deny the appeal request for the waiver of penalties and interest totaling \$1,717.82;
- c) Deny the appeal request for a payment plan arrangement for the TOT/TBID amount totaling \$6,316.55;
- d) Adopt the findings proposed by the Treasurer-Tax Collector; and
- e) 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: 10:14 AM - 10:36 AM (22 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

- a) Conducted hearing;
- b) Upheld the Treasurer-Tax Collector's final determination and denied the appeal request for the waiver of penalties and interest totaling \$1,717.82;
- c) Denied the appeal request for a payment plan arrangement for the TOT/TBID amount totaling \$6,316.55;
- d) Adopted the Treasurer-Tax Collectors findings; and
- e) Approved.

Ayes:

The motion carried by the following vote:

# 3) COMMUNITY SERVICES DEPARTMENT

25-00214

HEARING - Consider recommendations regarding the Commission for Women's 2025 Women's History Month Service Awards, as follows: (EST. TIME: 30 MIN.)

- a) Receive and file the Commission for Women 2024 Women's History Month Service Awards Presentation; and
- b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(2) and (5) of the CEQA guidelines because they consist of general policy and procedure making and administrative activities of government that will not result in direct or indirect physical changes in the environment.

#### COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:36 AM - 10:40 AM AND 10:57 AM - 11:23 AM (30 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

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

The motion carried by the following vote:

# 4) GENERAL SERVICES DEPARTMENT, COMMUNITY SERVICES DEPARTMENT

25-00222

HEARING - Consider recommendations regarding the Santa Barbara Bowl Foundation Annual Report for 2023, First District, as follows: (EST. TIME: 15 MIN.)

- a) Receive and file the 2023 Annual Report for operations at the Santa Barbara Bowl; and
- b) Find that the proposed action is an organizational or administrative activity that will not result in direct or indirect physical changes in the environment and is therefore not a project under California Environmental Quality Act (CEQA) Guidelines 14 CCR 15378(b)(5).

#### COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:23 AM - 11:57 AM (34 MIN.)

Received and filed staff presentation and conducted a public hearing.

Jennifer Peterson, Karen Dutton and David Rojas addressed the Board.

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

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

The motion carried by the following vote:

#### 5) COUNTY EXECUTIVE OFFICE

25-00223

HEARING - Consider recommendations regarding amending Chapter 50 of the County Code - Licensing of Cannabis Operations, as follows: (EST. TIME: 45 MIN.)

- a) Consider the introduction (First Reading) of an Ordinance amending Chapter 50 of the Santa Barbara County Code, Licensing of Cannabis Operations amending the existing odor abatement requirements for cultivation, processing, and manufacturing facilities to require the use of multi-technology carbon filtration or equivalent odor control systems;
- b) Read the title and waive further reading of the Ordinance in full; and
- c) Set a hearing on the Administrative Agenda of April 1, 2025 to consider recommendations, as follows:
- i) Consider the adoption (Second Reading) of an amending Chapter 50 to the Santa Barbara County Code, Licensing of Cannabis Operations amending the existing odor abatement requirements for cultivation, processing, and manufacturing facilities to require the use of multi-technology carbon filtration or equivalent odor control systems; and
- ii) Determine for the purposes of the California Environmental Quality Act (CEQA) that:
- 1) Pursuant to CEQA Guidelines Section 15168(c) these actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and
- 2) Pursuant to CEQA Guidelines Section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR due to the involvement of new significant environmental impacts or a substantial increase in the severity of previously identified significant effects; ii) no substantial changes have occurred with respect to the circumstances under which the ordinance is undertaken which require major revisions of the PEIR due to the involvement of new significant environmental impacts or a substantial increase in the severity of previously identified significant effects; and iii) no new information of substantial importance concerning the ordinance's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received that shows any of the following situations elements of CEQA Guidelines Section 15162(3) apply.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:00 PM - 4:04 PM (3 HR. 4 MIN.)

Received and filed staff presentation and conducted a public hearing.

Lorraine McIntire, Anna Carrillo, Marc Byers, Autum Shelton, Collin Dvorak, Eric Edwards, Whitney Collie, Paul Roberts, Tadd McKenzie, Jared Ficker and Lionel Neff addressed the Board.

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

- a) Introduction (First Reading) approved with direction to staff to return to the Board in May 2025 with a discussion item on Chapter 50, Section 50-7 Limits on Cannabis Business Licenses, to consider reducing the license cap in both areas. This discussion will coincide with a scheduled Board item on Changes to the Sheriff's Process on Background Checks;
- b) Read title; waived further reading of the Ordinance; and
- c) i) and ii) Set for April 1, 2025 on the Administrative Agenda to consider the adoption (Second Reading) of the Ordinance.

The motion carried by the following vote:

Ayes:

#### 6) PLANNING AND DEVELOPMENT DEPARTMENT

25-00216

HEARING - Consider recommendations regarding the County Planning Commission (CPC) recommended ordinance amendments to the County Land Use and Development Code (LUDC) and Article II, Coastal Zoning Ordinance (CZO) to clarify existing cannabis odor control regulations by revising development standards and Odor Abatement Plan (OAP) procedures, implementing a 12-month compliance period, and establishing an odor threshold in the Coastal Zone to more efficiently identify, evaluate, and enforce cannabis-related nuisance odors, as follows: (EST. TIME: 1 HR.)

- a) Make the required findings for approval of the zoning code amendments, including California Environmental Quality Act (CEQA) findings;
- b) Determine that adoption of the CZO (24ORD-00012) amendments are exempt from CEQA pursuant to CEQA Guidelines Sections 15265;
- c) After considering the Final Program Environmental Impact Report (PEIR) adopted for the Cannabis Land Use Ordinance and Licensing Program (Cannabis Program) (17EIR-00000-00003), determine that, as reflected in the CEQA findings, no subsequent environmental document shall be prepared for this project pursuant to CEQA Guidelines Section 15162; and adoption of the LUDC Amendment (Case No. 24ORD-00011) is within the scope of the program approved earlier, and the Final Program EIR adopted for the Cannabis Program (17EIR-00000-00003) adequately describes the activity for the purposes of CEQA pursuant to CEQA Guidelines Section 15168(c)(2);
- d) Adopt the Ordinances to amend to the CZO (Case No. 24ORD-00012) and LUDC (Case No. 24ORD-00011);
- e) Adopt a Resolution authorizing Planning and Development to submit the amendment (Case No. 24ORD-00011) revisions to existing cannabis ordinance to the Santa Barbara County Local Coastal Program (LCP) to the California Coastal Commission (CCC) for review and certification; and
- f) Direct the Planning and Development Department to transmit the adopted resolution to the Executive Director of the CCC.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 1:00 PM - 4:04 PM (3 HR. 4 MIN.)

Lorraine McIntire, Anna Carrillo, Marc Byers, Autum Shelton, Collin Dvorak, Eric Edwards, Whitney Collie, Paul Roberts, Tadd McKenzie, Jared Ficker and Lionel Neff addressed the Board.

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

- a) Made the required findings for approval of the zoning code amendments, including California Environmental Quality Act findings;
- b) and c) Approved;
- d) Adopted with direction to staff to post odor abatement plan revisions on the Planning and Development website and modify the Ordinances, as follows:
- (1) Establish a cannabis odor threshold in the coastal zone, as follows: i) Cannabis odor from commercial cannabis activities shall not exceed a threshold of 4 D/T for the duration of a consecutive three-minute period measured at the property line of a commercial cannabis facility; and
- (2) In the inland area and coastal zone, allow one extension to the 12-month implementation time period for up to 12 months. The request for an extension shall be heard by the Board of Supervisors with a recommendation by the Director and the request must be submitted 90 days prior to the expiration of the 12-month implementation time period;

Coastal Zoning Ordinance (Case No. 24ORD-00012): ORDINANCE NO. 5244

Land Use and Development Code (Case No. 24ORD-00011): ORDINANCE NO. 5245

e) Adopted; and

**RESOLUTION NO. 25-46** 

f) Directed.

Ayes:

The motion carried by the following vote:

# 7) COUNTY EXECUTIVE OFFICE

25-00218

HEARING - Consider recommendations regarding a Second Quarter update on Cannabis Taxation, Compliance, and Enforcement, Fiscal Year (FY) 2024-2025, as follows: (EST. TIME: 20 MIN.)

- a) Receive and file an update on the status of cannabis tax collection, land use permitting, business licensing, and enforcement;
- b) Provide any other direction to staff regarding the County's cannabis program; and
- c) Find that the proposed actions are administrative activities of the County, which will not result in direct or indirect changes to the environment and therefore are not a "project" as defined for the purposes of the California Environmental Quality Act (CEQA) under State CEQA Guidelines Section 15378(b)(5).

#### COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 4:04 PM - 4:39 PM (35 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) Received and filed;
- b) Directed the Sheriff to incorporate the following additional information in all future reports: 1) Present enforcement data in a trend line graph; and 2) Provide greater context and details regarding enforcement activity; and
- c) Approved.

The motion carried by the following vote:

# Adjourned at 4:39 PM

# Adjourned to

Tuesday, April 1, 2025

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, March 18, 2025 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, March 20, 2025, at 5:00 PM and on Saturday, March 22, 2025, at 10:00 AM on CSBTV Channel 20.

http://www.countyofsb.org