

County of Santa Barbara
BOARD OF SUPERVISORS



one COUNTY | one FUTURE

First District - Das Williams, Chair

Second District - Laura Capps

Third District - Joan Hartmann

Fourth District - Bob Nelson

Fifth District - Steve Lavagnino, Vice Chair

Mona Miyasato, County Executive Officer

Agenda

Tuesday, October 17, 2023

9:00 AM

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

The Board of Supervisors meets concurrently as the Board of Directors of: the Flood Control & Water Conservation District, the Water Agency, the Laguna County Sanitation District, and other Special Districts.

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

Please see page two of this agenda for public participation options for the Board of Supervisors Meetings. Persons may address the Board on any matter listed on the agenda. Matters not listed on the agenda may be addressed during the public comment period at the conclusion of the administrative agenda.

The Santa Barbara County Board of Supervisors currently provides in-person participation as well as remote participation until further notice.

Board members and the public may participate from the Joseph Centeno Betteravia Government Administration Building Board Hearing Room, 511 Lakeside Parkway, Santa Maria.

The following methods of participation are available to the public:

1. You may observe the live stream of the Board meetings in the following ways:

- Televised in English and Spanish (SAP channel via Comcast and Cox) on local cable channel 20;
- Online at: <https://www.countyofsb.org/1333/CSBTV-Livestream>; and
- YouTube at: <https://www.youtube.com/user/CSBTV20> (Closed Captioning Available)

2. If you wish to provide public comment, the following methods are available:

- **Distribution to the Board of Supervisors** - Submit your comment via email prior to 5:00 PM on the day prior to the Board meeting. Please submit your comment to the Clerk of the Board at: sbcob@countyofsb.org. Your comment will be distributed to the Board and posted online. Whether the comment is formally part of the record depends on the agenda item it is submitted for and its length and time of submittal as set out in Board Resolution 91-333 (Land Use).

- **Attend the Meeting In-Person** - Individuals are allowed to attend and provide comments at the Board meeting in-person. Please note, we are following all local and State guidelines and are no longer requiring face coverings indoors. Please be advised that the Public Health Department is still strongly encouraging County staff and members of the public to mask and socially distance themselves in public areas.

- **Attend the Meeting by Zoom** - Individuals wishing to provide public comment remotely during the Board meeting can do so via Zoom by clicking the below link to register in advance.

Register in advance for this meeting:

https://countyofsb.zoom.us/webinar/register/WN_WNP4GNsyRz2oT65Tg9N-ig

After registering, you will receive a confirmation email containing important information about joining the webinar. Please review the Zoom protocols below, as follows:

1. Once the Chair has announced the item you want to comment on, please join the meeting.
2. You will be placed on mute until it is your turn to speak. You will be able to hear the Board meeting live after calling in and will need to turn off or mute your TV or the web stream to avoid sound interference.
3. The Clerk will call you by name. When removed from mute, you will hear a notification that your line has been unmuted. **If you are using a touchtone phone, you may need to press *6.**
4. Each person may address the Board for up to three minutes at the discretion of the Chair.
5. When your time is up or you have concluded your comments, please hang up or log out.

If you have any questions or if you are participating in the hearing telephonically or electronically and need a disability-related modification or accommodation or have any issues attempting to access the hearing, please contact the Clerk of the Board's Office at (805) 568-2240.

Board Meeting Procedures

The Board of Supervisors is the legislative body for the County of Santa Barbara. Persons are encouraged to attend and testify before the Board on any matter appearing on the agenda. Correspondence to the Board regarding items appearing on the agenda should be directed to the Clerk of the Board, 105 East Anapamu Street, Room 407, Santa Barbara CA 93101. For information regarding the meetings of the Board of Supervisors including specific meeting times, or any special accommodations, please contact the Clerk of the Board at (805) 568-2240 or sbcob@countyofsb.org. Procedures for the conduct of the meetings of the Board of Supervisors can be found in Board Resolutions 09-368 (General) and 91-333 (Land Use).

The schedule of the Board of Supervisors, meeting agendas, supplemental hearing materials and minutes of the Board meetings are available on the Internet at: www.countyofsb.org.

Board Meetings are televised live on County of Santa Barbara TV channel 20. For information about obtaining a videotape of a public hearing or a schedule of CSBTV broadcasts please call (805) 568-3427.

Late Distribution and Ex-Parte Communication

Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the Clerk of the Board to all or a majority of the members of the Board of Supervisors less than 72 hours prior to that meeting are available for inspection in the Clerk of the Board Office, 105 East Anapamu Street, Room 407, Santa Barbara, CA, at the Office of the Board of Supervisors, Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria, CA and on the Internet at: <http://santabarbara.legistar.com/Calendar.aspx#current>. Any written ex-parte communication subject to disclosure by members of the Board of Supervisors may be published online as an attachment to the corresponding item.

Disclosure of Campaign Contributions

Pursuant to Government Code section 84308, members of the Board of Supervisors are disqualified and not able to participate in any agenda item involving contracts (other than competitively bid, labor, or personal employment contracts), franchises, discretionary land use permits and other entitlements if the Board member received more than \$250 in campaign contributions from the applicant or contractor, an agent of the applicant or contractor, or any financially interested participant who actively supports or opposes the County's decision on the agenda item since January 1, 2023. Applicants, appellants, contractors, agents or any financially interested participant who actively supports or opposes the County's decision on the agenda item who have made campaign contributions totaling more than \$250 to a Board member since January 1, 2023, are required to disclose that fact for the official record of the subject proceeding. Disclosures must include the amount and date of the campaign contribution and identify the recipient Board member and may be made either in writing to the Clerk of the Board of Supervisors prior to the subject hearing or by verbal disclosure at the time of the hearing.

Closed Session

The Board of Supervisors conducts a Closed Session between 12:00 P.M. and 1:00 P.M. and at 8:00 A.M. as necessary. Closed Sessions are not open to the public. Matters discussed during Closed Session include existing and pending litigation, personnel matters and real property negotiations. Actions taken by the Board during Closed Session will be announced during open session (Gov. Code Sections 54957.1(a) & (b), Ralph M. Brown Act). Members of the public may address the Board on Closed Session Agenda items during the General Public Comment period. For information related to Closed Session announcements please contact County Counsel at (805) 568-2950.

Disability Access

The Board of Supervisors Hearing Room in Santa Barbara is located on the Fourth Floor of the County Administration Building, 105 East Anapamu Street. The Hearing Room is wheelchair accessible. Accessible public parking is available behind the County Administration Building and in City Parking Lot #6 located at the corner of Anacapa Street and Anapamu Street.

The Board of Supervisors Hearing Room in Santa Maria is located at the Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria. The Hearing Room is wheelchair accessible. Accessible public parking is available at the Betteravia Government Center.

American Sign Language interpreters, Spanish language interpretation and sound enhancement equipment may be arranged by contacting the Clerk of the Board of Supervisors by 4:00 p.m. on Friday before the Board meeting. For information about these services please contact the Clerk of the Board at (805) 568-2240.

9:00 A.M. Convene to Regular Session**Roll Call****Pledge of Allegiance****Approval of Minutes of the October 10, 2023 Meeting****County Executive Officer's Report**[23-00001](#)

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

12:00 P.M. Recess to Closed Session**Closed Session**[23-01009](#)

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

Kathy Torres v. County of Santa Barbara et al., Santa Barbara County Superior Court Case Number 21CV02933.

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

Employee organizations: Santa Barbara County Deputy Sheriffs' Association. Agency-designated representatives: County Executive Officer Mona Miyasato and Human Resources Director Maria Elena De Guevara.

Report from Closed Session

Administrative Agenda

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

Administrative Items**A-1) AUDITOR-CONTROLLER'S OFFICE [23-00995](#)**

Consider recommendations regarding the June 30, 2023 Fiscal Year End Auditor-Controller Internal Audit Reports, as follows:

- a) Receive and file the Auditor-Controller's Loss of Public Property Report for the period of July 1, 2022 through June 30, 2023;
- b) Receive and file the Auditor-Controller's Cash Shortages and Overages Report for the period of July 1, 2022 through June 30, 2023;
- c) Receive and file the Auditor-Controller's Report of Vendor Payments Greater than \$200,000.00 for the period of July 1, 2022 through June 30, 2023; and
- d) 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 the government that will not result in direct or indirect physical changes in the environment.

A-2) BEHAVIORAL WELLNESS DEPARTMENT [23-00978](#)

Consider recommendations regarding Institutions for Mental Disease Fiscal Years (FYs) 2023-2026 Board Contract Renewal with Vista Pacifica Enterprises, Inc., as follows:

- a) Approve, ratify, and authorize the Agreement for Services of Independent Contractor with Vista Pacifica Enterprises, Inc., (not a local vendor), an Institution for Mental Disease and skilled nursing facility for the provision of mental health services and residential treatment services for a total contract amount not to exceed \$4,800,000.00; inclusive of \$1,550,000.00 for FY 2023-2024, \$1,600,000.00 for FY 2024-2025, and \$1,650,000.00 for FY 2025-2026, for the period July 1, 2023 through June 30, 2026; and
- b) Determine that the above action is a government funding mechanism or other government fiscal activity that does not involve any commitment to any specific project which 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-3) BEHAVIORAL WELLNESS DEPARTMENT [23-00984](#)

Consider recommendations regarding a First Amendment to the Fiscal Years (FYs) 2022-2025 Services Agreement with PathPoint for Mental Health and Other Supportive Services, as follows:

a) Approve, ratify, and authorize the Chair to execute a First Amendment to the multiyear Agreement for Services of Independent Contractor with PathPoint, a California nonprofit public benefit corporation (a local vendor), (BC 22-008) to update the language in the Mental Health Services General Provisions; update the language in the Statement of Work for Adult Housing Support Program; update the program name from Supportive Community Services South to South Community Full Service Partnership; update the language in the Statement of Work for Supported Community Services South; add client expense funds for Full Service Partnerships; implement California Advancing and Innovating Medi-Cal (CalAIM) Behavioral Health Payment Reform changes; and add \$949,124.00 per FY in Mental Health Services funding for FY 2023-2024 and FY 2024-2025, for a new total maximum contract amount not to exceed \$9,595,933.00, inclusive of \$2,565,895.00 for FY 2022-2023, \$3,515,019.00 for FY 2023-2024, and \$3,515,019.00 for FY 2024-2025, for the period of July 1, 2022 through June 30, 2025; 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-4) BEHAVIORAL WELLNESS DEPARTMENT [23-00996](#)

Consider recommendations regarding a First Amendment to the Services Agreement with Campbellsville University, Fiscal Years (FYs) 2021-2025, for Administrative and Fiscal Intermediary Services for Southern California Regional Partnership (SCRIP) Graduate and Peer Support Specialist Stipend and Pipeline Development Programs, as follows:

a) Approve and authorize the Chair to execute the First Amendment to the Agreement for Services of Independent Contractor with Campbellsville University (BC 21-143), to add administrative and fiscal intermediary services for the SCRIP Pipeline Development Program and \$560,660.00 to the Agreement for a new total maximum contract amount not to exceed \$3,930,160.00, inclusive of \$842,375.00 for FY 2021-2022, \$842,375.00 for FY 2022-2023, \$1,122,705.00 for FY 2023-2024, and \$1,122,705.00 for FY 2024-2025, for the period of the date executed by County through June 30, 2025; 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-5) BEHAVIORAL WELLNESS DEPARTMENT [23-01007](#)

Consider recommendations regarding the California Department of Health Care Services (DHCS) Second Amendment to the Drug Medi-Cal Organized Delivery System (DMC-ODS) Intergovernmental Agreement (No. 21-10034 A02), Fiscal Years (FYs) 2021- 2024, as follows:

- a) Approve, ratify, and authorize the Director of the Department of Behavioral Wellness or designee to execute a Second Amendment to the California DHCS DMC-ODS Intergovernmental Agreement (No. 21-10034 A02) to update programmatic and financial terms and conditions for compliance with state and federal requirements including the California Advancing and Innovating Medi-Cal (CalAIM) Behavioral Health Payment Reform changes with no change in the contract maximum amount of \$84,718,000.00 for the period of July 1, 2021 to June 30, 2024; and
- b) Determine that the above action is a government fiscal activity or funding mechanism, which does not involve any commitment to any specific project which 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-6) COMMUNITY SERVICES DEPARTMENT [23-00986](#)

Consider recommendations regarding the execution of a Grant Agreement between the County of Santa Barbara and the City of Santa Barbara for Fiscal Year (FY) 2023-2024 Arts and Culture Programs and Projects, as follows:

- a) Approve, ratify and authorize the Chair to execute an agreement with the City of Santa Barbara (Agreement) to receive a grant in the amount of \$451,345.00, for the period of July 1, 2023 through June 30, 2024, for the County's Office of Arts and Culture to implement and administer the City's arts grant program, and to provide administrative services in support of the City's arts programs; and
- b) Determine that the approval and execution of the Agreement is 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 action is a creation of government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

A-7) COMMUNITY SERVICES DEPARTMENT [23-00987](#)

Consider recommendations regarding a First Amendment to the Subrecipient Agreement with NBCC dba New Beginnings for \$21,000.00 using American Rescue Plan Act of 2021 (ARPA) funding for additional client services assistance, as follows:

- a) Approve and authorize the Chair to execute a First Amendment to the Subrecipient Agreement between the County and NBCC dba New Beginnings, to add federal ARPA funding in the amount of \$21,000.00 for Safe Parking Program Street Outreach; 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-8) COMMUNITY SERVICES DEPARTMENT

[23-00988](#)

Consider recommendations regarding the execution of a State of California Permanent Local Housing Allocation (PLHA) Subrecipient Agreement with Habitat for Humanity of Southern Santa Barbara County, as follows:

a) Approve and authorize the Chair to execute a subrecipient agreement (Agreement) for the distribution of \$75,000.00 in State of California PLHA grant funds to Habitat for Humanity of Southern Santa Barbara County, Inc. for administration of a Minor Home Repair Program for a term that begins on the date of the Agreement's execution and ends June 30, 2024;

b) Authorize the County's Community Services Department Director, or his designee, to approve and execute amendments to the Agreement, as necessary, to revise budget line items, extend the term by up to 12 months, and to approve necessary administrative changes to the 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 above 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 a potentially significant physical impact on the environment.

A-9) COUNTY COUNSEL

[23-00985](#)

Consider recommendations regarding an Outside Counsel Contract with Stradling Yocca Carlson and Rauth, as follows:

a) Approve, ratify and authorize the Chair to execute an Agreement for Professional Legal Services with Stradling Yocca Carlson and Rauth, A Professional Corporation, with a not-to-exceed amount of \$50,000.00 and a term ending September 24, 2024; 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-10) COUNTY EXECUTIVE OFFICE[23-00950](#)

Consider recommendations regarding a Resolution in the Matter of the Board of Supervisors Agenda Policy and Protocols for the Conduct of Meetings and Amendments to Santa Barbara County Code Chapter 2, Article I, Section 2.1 Regarding When and Where Regular Board of Supervisors Meetings Are Held, as follows:

- a) Consider the Adoption (Second Reading) of an Ordinance amending Chapter 2, Article I, Section 2.1 of the Santa Barbara County Code regarding when and where regular Board of Supervisors meetings are held; 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-11) COUNTY EXECUTIVE OFFICE[23-00982](#)

Amend the 2023 Board of Supervisors' Schedule of Meeting Dates and Locations to change the meeting location of the Tuesday, November 7, 2023 meeting from Santa Barbara to Santa Maria; and change the meeting location of the Tuesday, December 12, 2023 meeting from Santa Maria to Santa Barbara.

A-12) COUNTY EXECUTIVE OFFICE[23-00994](#)

Consider recommendations regarding Amendment No. 9 to the Agreement for Services of Independent Contractor with KPMG LLP to Perform Department Financial, Organizational and Operational Reviews, as follows:

- a) Approve and authorize the Chair to execute Amendment No. 9 to the Agreement for Services of Independent Contractor with KPMG LLP to:
 - i) Extend the term of the agreement to perform department management, organizational and operational reviews to December 31, 2024; and
 - ii) Add additional services in an amount not to exceed \$100,000.00 for a total contract amount not to exceed \$3,746,340.00; and
- b) Determine that the above actions are not a "project" within the meaning of the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), because they are government organizational or administrative activities that will not result in direct or indirect physical changes in the environment.

A-13) COUNTY EXECUTIVE OFFICE[23-00997](#)

Approve Budget Revision Request Nos. 0006557; 0009124; 0009210; 0009275; 0009300; 0009311; 0009345; 0009346; 0009352; 0009359; 0009360; 0009365; and 0009366 (4/5 Vote Required).

A-14) DISTRICT ATTORNEY'S OFFICE[23-00990](#)

Consider recommendations regarding the acceptance of Board of State and Community Corrections (BSCC) Award for an Organized Retail Theft Vertical Prosecution Program (ORTVPP), as follows: (4/5 Vote Required)

- a) Adopt a Resolution authorizing the District Attorney to execute a multi-year grant agreement with the BSCC for the ORTVPP grant accepting \$800,000.00 for the grant agreement term of October 1, 2023 through June 1, 2027;
- b) Approve, ratify, and authorize the District Attorney, or designee, to execute the multi-year grant agreement with the BSCC accepting \$800,000.00 for the County of Santa Barbara to create an ORTVPP for the 44-month grant agreement term of October 1, 2023 through June 1, 2027;
- c) Approve Budget Revision Request No. 0009341 to increase appropriations of \$197,400.00 in the District Attorney General Fund for Fiscal Year 2023-2024 for Salaries and Employee Benefits (\$141,100.00) and Services and Supplies (\$56,300.00), funded by unanticipated revenues from the BSCC ORT program;
- d) Approve and authorize the District Attorney, or designee, to execute subsequent reports pursuant to the BSCC Grant Agreement, or make immaterial amendments that do not change the total agreement amount, do not extend the term of the agreement, or change any other substantive terms of the BSCC Grant Agreement and subject to the Board's ability to rescind this delegated authority at any time;
- e) Adopt a Resolution amending the Salary Resolution to allocate one (1) additional full-time equivalent (1.0 FTE) position to the Office of the District Attorney, effective October 16, 2023; and
- f) Determine that the above recommended actions are not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the project is a creation of government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

A-15) FIRE DEPARTMENT[23-00993](#)

Consider recommendations regarding the re-ratification and update to the Proclamation of Local Emergency Caused by the January 2023 Storm and Subsequent 2023 Winter Storms, Last Action August 29, 2023, (Update/Re-ratification), as follows:

- a) Adopt a Resolution re-ratifying and updating the Proclamation of Local Emergency caused by the January 2023 Storm and Subsequent 2023 Winter Storms in Santa Barbara County pursuant to Government Code Section 8630;
- b) Receive an update on the Winter 2023 Storms and their impacts;
- c) Direct the Office of Emergency Management to return every sixty (60) days for ratification of the Emergency until such a time that conditions dictate otherwise; and
- d) Determine that these actions are exempt from the provisions of California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15061(b)(3) and 15269.

A-16) GENERAL SERVICES DEPARTMENT[23-01001](#)

Consider recommendations regarding a Behavioral Wellness Lease Agreement at 425 West Central Avenue in Lompoc (Parcel Number 093-450-049), December 1, 2023 to November 30, 2028 with extension options (Folio No. 4009), Third District, as follows:

- a) Approve and authorize the Chair to execute a Lease Agreement (Agreement), between the County of Santa Barbara and 425 West Central Properties, LLC (Lessor), for the use of 9,323 square feet of office space at 425 West Central Avenue, Second Floor, in the City of Lompoc. The initial term shall be five years beginning on December 1, 2023 to November 30, 2028, plus two options to extend, each for an additional five-year term. The initial monthly base rental including triple net operating expenses total \$23,680.42, based on \$2.54 per square foot per month; and
- b) Determine that the proposed action is exempt from the California Environmental Quality Act (CEQA) guidelines, pursuant to Section 15301, Existing Facilities, and approve and direct staff to file and post a Notice of Exemption on that basis.

A-17) HUMAN RESOURCES DEPARTMENT[23-00980](#)

Consider recommendations regarding the reconciliation of allocated positions pursuant to Fiscal Year 2023-2024 Adopted Budget, as follows:

- a) Adopt a Resolution as of October 16, 2023, which updates department position allocations corresponding to the Fiscal Year 2023-2024 Adopted Budget, approved on June 16, 2023; and
- b) Determine that the above actions are exempt from California Environmental Quality Act (CEQA) review per CEQA Guidelines Section 15378(b)(4) since the recommended actions are 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-18) HUMAN RESOURCES DEPARTMENT**23-00981**

Consider recommendations regarding a revision to the New Hire and Promotional Incentives Policy, as follows:

- a) Approve the revised Countywide New Hire and Promotional Incentives Policy which increases the maximum amount from \$20,000.00 to \$30,000.00 for non-physician/health care practitioners; incorporates into the countywide policy the current incentive structure for physicians (maximum \$90,000.00) and health care practitioners (maximum \$50,000.00); increases the maximum amount from \$3,500.00 to \$10,000.00 for promoted employees; allows for a Consumer Price Index (CPI) adjustment every 5 years; and makes other minor language changes; and
- b) Determine that the above actions are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), because they consist of government funding mechanisms and/or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

A-19) PLANNING AND DEVELOPMENT DEPARTMENT**23-00998**

Consider recommendations regarding a Report on Case No. 23EMP-00004: Guadalupe Dunes Road Repair Emergency Permit, 6350 West Main Street, Guadalupe area, Fifth District, as follows:

- a) Receive and file a report on Emergency Permit Case No. 23EMP-00004, approved by the Director of Planning and Development on July 7, 2023, which authorized the repair and replacement of segments of an existing road to access the Rancho Guadalupe Dunes County Park; and
- b) Determine that receiving and filing this report is not a project pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(5) as it is an administrative government activity that will not result in direct or indirect physical changes in the environment.

A-20) PLANNING AND DEVELOPMENT DEPARTMENT**23-00999**

Consider recommendations regarding a Report on Case No. 23EMP-00012: Luria Budgor Emergency Permit Retaining Wall, 1264 Coast Village Road, Montecito Community Plan area, First District, as follows:

- a) Receive and file a report on Emergency Permit Case No. 23EMP-00012, approved by the Director of Planning and Development on July 10, 2023, which authorized the replacement of a 4-foot-tall retaining wall with a 6-foot-tall retaining wall on a residential property; and
- b) Determine that receiving and filing this report is not a project pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(5) as it is an administrative government activity that will not result in direct or indirect physical changes in the environment.

A-21) PLANNING AND DEVELOPMENT DEPARTMENT[23-01000](#)

Consider recommendations regarding a Report on Case No. 23EMP-00008: Emergency Permit to allow the repair of an exposed section of SoCal Gas Transmission Line 1004 within Rincon Creek near Highway 150/Rincon Road, First District, as follows:

- a) Receive and file a report on Emergency Permit Case No. 23EMP-00008, approved by the Director of Planning and Development on May 23, 2023, which authorized the excavation and repair of gas transmission pipeline Line 1004; and
- b) Determine that receiving and filing the report is not a project pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(5), as it is an administrative government activity that will not result in direct or indirect physical changes in the environment.

A-22) PUBLIC HEALTH DEPARTMENT[23-00953](#)

Consider recommendations regarding Lawrence J. Bines, M.D., Professional Corporation Agreement Termination, Fiscal Year (FY) 2023-2024, Board Contract No. 23126, as follows:

- a) Approve and authorize the Chair to terminate for convenience due to shifting business needs, effective November 15, 2023, the Agreement for Services with Independent Contractor Lawrence J. Bines, M.D., Professional Corporation (Contractor) for FY 2023-2024 (BC No. 23126) that was effective July 1, 2023;
- b) Approve, ratify, and authorize the Director of the Public Health Department's issuance of a Notice of Intent to Terminate Agreement, which terminates the Agreement, effective November 15, 2023, subject to the Board's approval;
- c) Delegate authority to the Director of the Public Health Department or designee to take actions necessary for the winddown of the Agreement, subject to the Board's ability to rescind this delegated authority at any time; and
- d) Determine that the recommended actions are not a Project within the meaning of California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(5) of the CEQA Guidelines, because the actions are organizational or administrative activities of government that will not result in direct or indirect physical changes in the environment.

A-23) PUBLIC WORKS DEPARTMENT23-00989

Consider recommendations regarding a Toro Canyon Oil Water Separator Replacement Project WA8231-TCRP, First District, as follows: (4/5 Vote Required)

- a) Approve plans and specifications for the Toro Canyon Oil Water Separator Replacement Project;
- b) Award the construction contract for the Toro Canyon Oil Water Separator Replacement Project, in the amount of \$2,248,865.00 (\$2,198,865.00 Base plus \$50,000.00 Supplemental) to Innovative Construction Solutions subject to the provisions of documents and certifications, as set forth in the plans and specifications applicable to the project and as required by law;
- c) Approve and authorize the Public Works Director or designee to execute the Construction Agreement upon return of the contractor's executed contract documents, in a form substantially similar to the Draft of Construction Agreement, and the review and approval of County Counsel, Auditor-Controller, and Risk Manager or their authorized representatives;
- d) Authorize the Public Works Director or designee to approve changes or additions to the work being performed under the Construction Agreement, in an amount not to exceed \$124,943.25 to complete the work within the scope of the Agreement for the Toro Canyon Oil Water Separator Replacement Project;
- e) Approve and authorize the Public Works Director or designee to execute the Agreement for Services of Independent Contractor with Geosyntec Consultants (a local vendor) for Construction Management Services for the Toro Canyon Oil Water Separator Replacement Project for the period of October 17, 2023 through June 30, 2024 in the amount of \$496,005.00 upon the review and concurrence of the Auditor Controller, Risk Management, and County Counsel;
- f) Approve and authorize the Public Works Director, or designee, to make immaterial changes in accordance with Section 25 of the Agreement, to make amendments to the professional services agreement with Geosyntec Consultants in an amount not to exceed \$49,600.50 for a total not to exceed amount of \$545,605.50 (\$496,005.00 plus \$49,600.50 contingency) and to extend the term of the Agreement by up to six months to complete the work within the scope of the Agreement;
- g) Approve the Budget Revision Request No. 0009285 to increase appropriations of \$2,222,000.00 in Public Works Project Clean Water General Fund for Capital Assets; and
- h) Find that the Toro Canyon Oil Water Separator Replacement Project is exempt from the provisions of the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15269 (c) Emergency Projects, which exempts specific actions necessary to prevent or mitigate an emergency. A Notice of Exemption was filed with the Clerk of the Board on July 27, 2023 and the proposed actions are within the scope of that Notice of Exemption.

A-24) PUBLIC WORKS DEPARTMENT[23-00992](#)

Consider recommendations regarding an agreement for Services of Independent Contractor with SWT Engineering, Inc., Third District, as follows:

- a) Approve and authorize the Chair to execute the Agreement for Services of Independent Contractor with SWT Engineering, Inc. to provide engineering services for the period of October 18, 2023 through June 30, 2025 in an amount not to exceed \$521,431.00; and
- b) Determine that pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15162, no substantial changes are proposed or have occurred, and no new information of substantial importance has come to light regarding environmental effects of the Tajiguas Landfill Expansion Project and Tajiguas Landfill Reconfiguration Project or of the sufficiency or feasibility of mitigation measures, and therefore the engineering services in support thereof is within the scope of the project covered by the Tajiguas Landfill Expansion Project EIR (01-EIR-05, SCH No. 98041003) certified by the Board of Supervisors on August 13, 2002, the Addendum to 01-EIR-05 dated November 8, 2006 and accepted by the Board of Supervisors on December 5, 2006 and the Tajiguas Landfill Reconfiguration and Baron Ranch Restoration Project Subsequent EIR (08-EIR-00000-00007, SCH No. 2008021052) certified May 5, 2009. In addition, determine that the engineering design and oversight service are not a project under CEQA pursuant to Section 15378(b)(4) other government fiscal activities and 15378(b)(5) organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

A-25) PUBLIC WORKS DEPARTMENT[23-01003](#)

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

- a) Receive and review a report from the Public Works Director regarding emergency actions taken pursuant to Resolution No. 19-327 and Public Contract Code Section 22050 related to emergency operations responding to flooding, storms, debris removal and transportation projects following the recent storm events and the necessity of the action and the reasons the emergency will not permit delay resulting from competitive solicitation of bids;
- b) Determine that there is a need to continue the emergency actions ordered by the Public Works Director (4/5 vote required);
- c) Direct staff to return to the Board at the next regular meeting, or every 14 days in the case of consecutive weekly regular meetings, to allow the Board to review the emergency action and determine whether there is a need to continue the emergency action, by a 4/5 vote, until the actions are terminated; and

d) Determine that these emergency actions were found by the Board to be exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15269(d) on February 7, 2023. A Notice of Exemption was filed on this basis on February 7, 2023, and the proposed action is within the scope of that Notice of Exemption.

A-26) PUBLIC WORKS DEPARTMENT

[23-01002](#)

Consider recommendations regarding Senate Bill 1 Baseline Funding Agreement and a Memorandum of Understanding between the Santa Barbara County Association of Governments (SBCAG), and the County of Santa Barbara for the Sheffield Drive to Ortega Hill Pedestrian and Bicycle Connector, First District, as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute the Memorandum of Understanding with the SBCAG for the Sheffield Drive to Ortega Hill Pedestrian and Bicycle Connector through June 30, 2027;

b) Approve and authorize the Public Works Director to execute the Baseline Agreement as included, or with minor modifications and County Counsel concurrence, with SBCAG, Caltrans, and the California Transportation Commission to receive funds awarded for the implementation of the Highway 101 Multimodal Corridor project from Cycle 1 of the Road Repair and Accountability Act of 2017 (Senate Bill 1 Funding);

c) Approve County Project No. 864054 Sheffield Drive to Ortega Hill Pedestrian and Bicycle Connector;

d) Approve Budget Revision Request No. 0009344 to establish appropriations of \$220,000.00 in the Public Works Capital Infrastructure Fund for Services and Supplies funded by Regional Surface Transportation Program (RSTP) dollars (\$160,000.00) and the release of Measure A Restricted Purpose Fund Balance (\$60,000.00); and

e) Find that the proposed project is exempt from environment review under the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15304: Class 4 consists of minor public or private alterations in the condition of land, water, and/or vegetation which does not involve removal of healthy, mature, scenic trees for (h) the creation of bicycle lanes on existing right of way, and approve the filing of a Notice of Exemption on that basis.

A-27) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [23-00991](#)

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

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

- a) Receive and review a report from the Public Works Director regarding emergency actions taken pursuant to Resolution No. 19-327 and Public Contract Code Section 22050 related to emergency operations responding to flooding, storms, and debris removal projects following the 2023 winter storm events and the necessity of the action and the reasons the emergency will not permit delay resulting from competitive solicitation of bids;
- b) Determine that there is a need to continue the emergency actions ordered by the Public Works Director;
- c) Direct staff to return to the Board every 14 days to allow the Board to review the emergency action and determine whether there is a need to continue the emergency action, by a 4/5 vote, until the actions are terminated;
- d) Approve Budget Revision Request No. 0009334 to increase appropriations to Services and Supplies in the amount of \$465,000.00 in the Public Works Lompoc City Flood Zone Fund; increase appropriations to Services and Supplies of \$320,000.00 in the Public Works Lompoc Valley Flood Zone Fund; and increase appropriations of \$600,000.00 to Services and Supplies in the Orcutt Flood Zone Fund, funded by the release of Restricted Purpose of Fund Balance (4/5 vote required); and
- e) Determine that these emergency actions were found by the Board to be exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15269(c) on January 24, 2023. A Notice of Exemption was filed on this basis on January 24, 2023, and the proposed action is within the scope of that Notice of Exemption and determine that emergency actions for the Santa Maria River Restoration of Alignment Project was found by the Board to be exempt from the provisions of the 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-28) SOCIAL SERVICES DEPARTMENT [23-00983](#)

Consider recommendations regarding an agreement with Family Care Network, Inc. for Wraparound Services for clients placed in San Luis Obispo County, as follows:

a) Approve and authorize the Chair to execute an Agreement with Family Care Network, Inc. (local vendor) to provide wraparound services for clients placed in San Luis Obispo County for a total contract amount not to exceed \$120,000.00 for the period of October 17, 2023 through June 30, 2024; and

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

Board of Supervisors**A-29) SUPERVISOR CAPPS [23-01008](#)**

Approve the appointment of JoAnne Meade Young to the Commission for Women, term ending December 31, 2025, Second District.

A-30) SUPERVISOR NELSON [23-01005](#)

Approve the appointment of Joscelynn Murdock to the Commission for Women, term ending, December 31, 2026, Fourth District.

Honorary Resolutions**A-31) SUPERVISOR WILLIAMS [23-00972](#)**

Adopt a Resolution proclaiming the week of October 21, 2023 through October 28, 2023 as Flood Preparedness Week in Santa Barbara County.

Resolutions to be Presented**A-32) SUPERVISOR WILLIAMS [23-00974](#)**

Adopt a Resolution proclaiming October 2, 2023 as World Habitat Day 2023 in Santa Barbara County.

A-33) SUPERVISOR WILLIAMS, SUPERVISOR HARTMANN [23-00975](#)

Adopt a Resolution recognizing The Great California Shakeout with intent to participate on October 19, 2023.

A-34) SUPERVISOR CAPPS, SUPERVISOR HARTMANN[23-01004](#)

Adopt a Resolution recognizing the Women's Legacy and Leadership Conference in Santa Barbara County.

A-35) SUPERVISOR HARTMANN[23-00973](#)

Adopt a Resolution proclaiming the month of October 2023 as Arts and Humanities Month and recognizing Josef Woodard and the Montecito Bank and Trust.

Approval of Administrative Agenda[23-00002](#)**Public Comment Period**

THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 09-368) (23-00002)

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

Departmental Agenda
Planning Items and Public Hearings

1) **TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR** [23-00976](#)

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 Heritage Ridge Special Needs Family Apartments, 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 Heritage Ridge Special Needs Family, 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 Heritage Ridge Special Needs Family, L.P. in an aggregate principal amount not to exceed \$50,000,000.00, to finance the acquisition and construction of a 63-unit multifamily rental housing facility to be located southeasterly of the intersection of Calle Koral and Los Carneros in Goleta, California; 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: APPROVE

2) **TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR** [23-00977](#)

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 Heritage Ridge Senior Apartments, 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 Heritage Ridge Senior, 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 Heritage Ridge Senior, L.P. in an aggregate principal amount not to exceed \$30,000,000.00, to finance the acquisition and construction of a 41-unit multifamily rental housing facility to be located southeasterly of the intersection of Calle Koral and Los Carneros in Goleta, California; 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: APPROVE

3) PLANNING AND DEVELOPMENT DEPARTMENT [23-00929](#)

HEARING - Consider recommendations regarding the applicant appeal, Case No. 23APL-00000-00032, of the County Planning Commission's Denial of the Gerrity Garage Conversions Project, Case No. 22CDP-00000-00009, Second District, as follows: (EST. TIME: 40 MIN.)

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

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

4) SUPERVISOR NELSON [23-01010](#)

HEARING - Consider recommendations regarding the Santa Barbara County Housing Element Policy Discussion, as follows: (EST. TIME: 1 HR.)

- a) Receive and file a presentation on the status of the Santa Barbara County Housing Element Update by the Fourth District Office and Planning Staff;
- b) Direct staff to explore various policy options and amendments to the methodology used in the County's Housing Element; and
- c) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(4) that the above action is a government fiscal activity which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and therefore is not a project subject to environmental review.

Adjourn to**Tuesday, November 7, 2023****Joseph Centeno Betteravia Government Administration Building****Board Hearing Room****511 East Lakeside Parkway****Santa Maria****Challenges**

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

Announcements

The meeting of Tuesday, October 17, 2023 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, October 19, 2023, at 5:00 PM and on Saturday, October 21, 2023, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>