

**County of Santa Barbara**  
**BOARD OF SUPERVISORS**



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

*Mona Miyasato, County Executive Officer*

**Agenda**

**Tuesday, February 12, 2019**

**9:00 AM**

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

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

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](http://www.countyofsb.org)

Persons may address the Board of Supervisors in person or by using the remote video testimony system located at the County Administration Building, Board Hearing Room, Fourth Floor, 105 East Anapamu Street, in Santa Barbara or at the Betteravia Government Center, Board of Supervisors' Conference Room, 511 East Lakeside Parkway, Santa Maria. Persons may address the Board on any matter listed on the agenda by completing and delivering to the Clerk a speaker slip before the item is considered. Matters not listed on the agenda may be addressed during the public comment period at the conclusion of the administrative agenda. Further information on agenda items can be obtained in the Clerk of the Board Office, Room 407, in the County Administration Building in Santa Barbara.

## **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 contact the Clerk of the Board at (805) 568-2240. 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](http://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.*

## **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.*

## **Closed Session**

*The Board of Supervisors conducts a Closed Session every Tuesday between 12:00 P.M. and 1:00 P.M. and at 7:50 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). The Closed Session agenda is posted as an addendum to the Board's agenda each Friday in the Office of the Clerk of the Board. For information related to Closed Session announcements please contact County Counsel at (805) 568-2950.*

**9:00 A.M. .... Convene to Regular Session****Roll Call****Pledge of Allegiance****Approval of Minutes of the February 5, 2019 Meeting**County Executive Officer's Report

19-00001

**12:00 P.M. .... Recess to Closed Session****Closed Session**[19-00002](#)

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

Barbere v. County of Santa Barbara, et al., United States District Court for the Central District of California, case number 2:17-cv-07702-MWF (MRW).

CONFERENCE WITH REAL PROPERTY NEGOTIATORS [Santa Barbara County Board of Supervisors, sitting as the Board Of Directors of the Santa Barbara County Flood Control and Water Conservation District]  
(Government Code section 54956.8)

Property: Assessor's Parcel Number 007-120-036, 640 Randall Road, Santa Barbara, CA 93108 (First Supervisorial District). Agency negotiators: General Services Director Janette D. Pell and Public Works Director Scott D. McGolpin. Negotiating parties: Ronald J. Daniels and Joanne D. Rosenblatt. Under negotiation: price and terms of payment.

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

Property: Assessor's Parcel Number 007-120-054, 620 Randall Road, Santa Barbara, CA 93108 (First Supervisorial District). Agency negotiators: General Services Director Janette D. Pell and Public Works Director Scott D. McGolpin. Negotiating party: BK MacDonald Living Trust 11/18/2009. Under negotiation: price and terms of payment.

Property: Assessor's Parcel Number 007-120-059, 1760 East Valley Road, Santa Barbara, CA 93108 (First Supervisorial District). Agency negotiators: General Services Director Janette D. Pell and Public Works Director Scott D. McGolpin. Negotiating party: GST Trust created under the Flaster Living Trust 10/24/88. Under negotiation: price and terms of payment.

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

Property: Assessor's Parcel Number 007-120-034, 660 Randall Road, Santa Barbara, CA 93108 (First Supervisorial District). Agency negotiators: General Services Director Janette D. Pell and Public Works Director Scott D. McGolpin. Negotiating party: Andrew & Agnieszka Anthony 2016 Trust. Under negotiation: price and terms of payment.

Property: Assessor's Parcel Number 007-120-033, 670 Randall Road, Santa Barbara, CA 93108 (First Supervisorial District). Agency negotiators: General Services Director Janette D. Pell and Public Works Director Scott D. McGolpin. Negotiating party: Lois Ream Waldref Revocable Trust 11-28-96. Under negotiation: price and terms of payment.

Property: Assessor's Parcel Number 007-120-032, 680 Randall Road, Santa Barbara, CA 93108 (First Supervisorial District). Agency negotiators: General Services Director Janette D. Pell and Public Works Director Scott D. McGolpin. Negotiating party: Risken Rintels Trust 5/12/00. Under negotiation: price and terms of payment.

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

Employee organizations: all bargaining units, unrepresented employees, managers, and executives. Agency-designated representatives: County Executive Officer Mona Miyasato and Interim Human Resources Director Maria Elena de Guevara.

#### PUBLIC EMPLOYEE APPOINTMENT (Paragraph (1) of subdivision (b) of Government Code section 54957)

Human Resources Director; Director of Planning & Development.

#### **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 [19-00131](#)**

Consider recommendations regarding a Contract with Brown Armstrong Accountancy Corporation for County's Annual Financial Audits, as follows:

a) Approve and authorize the Chair to execute the contract with Brown Armstrong Accountancy Corporation (Brown Armstrong) [not a local vendor] in the amount of \$147,000.00 to perform the following audit services, for the Fiscal Year 2018-2019:

- i) The annual financial audit for the County;
- ii) The Single Audit;
- iii) The First 5 Commission's annual financial audit; and
- iv) The annual Treasury financial and compliance audits; and

b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) per CEQA Guidelines Section 15378(b)(4), because they are government fiscal activities which do not involve commitment to any specific project which may result in potentially significant physical impact on the environment.

**A-2) BEHAVIORAL WELLNESS [19-00136](#)**

Consider recommendations regarding a Technology Suite Personnel Resolution, Fiscal Year (FY) 2018-2019, as follows:

a) Adopt a Personnel Resolution effective February 25, 2019, as follows:

- i) Add one (1) 1.0 FTE ADMHS Case Worker position;
- ii) Add two (2) 1.0 FTE ADMHS Recovery Assistant positions;
- iii) Add one (1) 1.0 FTE Health Care Program Coordinator position; and
- iv) Add one (1) 1.0 FTE Admin Office Professional I/II position; and

b) Determine that the recommended actions are not a "project" under the California Environmental Quality Act (CEQA) per CEQA Guidelines Section 15378(b)(4) since the recommended actions are governmental fiscal activities which do not involve commitment to any specific project which may result in potentially significant physical impact on the environment.

A-3) COUNTY COUNSEL[19-00134](#)

Consider recommendations regarding an agreement for professional legal services with outside counsel Baker and Hostetler LLP, as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute an Agreement for Professional Legal Services between the County of Santa Barbara and the law firm Baker and Hostetler LLP in an amount not to exceed \$100,000.00 without written amendment; and

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

A-4) COUNTY EXECUTIVE OFFICE[19-00133](#)

Approve Budget Revision Request (SEE EXHIBIT A POSTED WITH AGENDA). (4/5 Vote Required).

A-5) PLANNING AND DEVELOPMENT[19-00132](#)

Consider recommendations regarding authorization of an agreement for services with Ecology and Environment, Inc. to complete an Environmental Impact Report and Environmental Impact Statement for the Plains Replacement Pipeline Project located in the Third, Fourth and Fifth Districts, as follows:

a) Approve and authorize the Chair to execute an Agreement for Services of Independent Contractor with Ecology and Environment, Inc. and partner MRS Environmental (MRS) to complete an Environmental Impact Report and Environmental Impact Statement for Plains' Replacement Pipeline Project (Project) for the period of February 12, 2019 through June 30, 2021 for a base amount of \$999,927.00 and a total contract amount not to exceed \$1,149,916.00;

b) Approve and authorize the Director of Planning and Development, or designee, to approve up to a 15 percent contingency cost not to exceed \$149,989.00 for services being performed under the Agreement for a total contract amount not to exceed \$1,149,916.00;

c) Approve and authorize the Director of Planning and Development, or designee, to make immaterial changes in accordance with Section 35 of the Agreement; and

d) Determine that the above actions are not a "project" and are exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5), because they are organizational or administrative activities of governments that will not result in direct or indirect physical changes to the environment.

A-6) PUBLIC HEALTH[19-00135](#)

Consider recommendations regarding an eighth Amendment to the Medi-Cal Physician Services Provider Agreement with CenCal Health, as follows:

a) Approve, ratify, and authorize the Chair to execute an Eighth Amendment to the Physician Services Provider Agreement, Federally Qualified Health Center with CenCal Health to extend the current terms and conditions of the Agreement for a period of three (3) years through December 31, 2021; and

b) Determine that this action is not a “Project” with the meaning of the California Environmental Quality Act (CEQA) and is exempt per CEQA Guideline section 15378(b)(5), since the recommended action is an organizational or administrative activity of the government that will not result in direct or indirect physical change in the environment.

A-7) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY[19-00129](#)

Consider recommendations regarding an agreement for Services of Independent Contractor with GSI Water Solutions, Inc., Third and Fifth Districts, as follows:

Acting as the Board of Directors, Water Agency:

a) Approve and authorize the Chair to execute the Agreement for Services of Independent Contractor with GSI Water Solutions, Inc. (a local vendor) to provide consulting services for a hydrogeological study of the Santa Ynez River Valley Groundwater Basin Eastern Management Area for the period of February 12, 2019 through June 30, 2022 in an amount not to exceed \$968,136.00;

b) Approve a 10% contingency with GSI Water Solutions, Inc. in the amount of \$96,813.00 for additional work that may be needed to complete the hydrogeological study; and

c) Determine that the proposed actions are not a project under the California Environmental Quality Act, pursuant to Guidelines Section 15378(b)(5), organization or administrative activities that will not result in a direct or indirect physical change in the environment.

A-8) PUBLIC WORKS, BOARD OF DIRECTORS, LAGUNA COUNTY [19-00130](#)  
SANITATION DISTRICT

Consider recommendations regarding a professional services agreement with MNS Engineers, Incorporated for construction project management services of Laguna County Sanitation District Phase 1 Plant Upgrade, Third and Fourth Districts, as follows:

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

- a) Approve and authorize the Chair to execute a professional services agreement with MNS Engineers, Incorporated in the amount of \$2,875,377.00 for construction project management services related to Laguna County Sanitation District wastewater reclamation plant upgrades for the period February 12, 2019 through December 31, 2023;
- b) Authorize the Public Works Director, or designee, to approve and execute amendments up to an additional contingency amount of \$150,000.00 during the term of the agreement; and
- c) Find that the proposed action does not constitute a “Project” within the meaning of the California Environmental Quality Act, pursuant to 14 CCR 15378 (b)(5), in that it is a governmental administrative activity that will not result in direct or indirect changes in the environment.

### **Board of Supervisors**

A-9) SUPERVISOR WILLIAMS [19-00137](#)

Approve the appointment of R.W. “Hap” Ziegler to the Civil Service Commission, term ending May 31, 2022, First District.

A-10) SUPERVISOR HARTMANN [19-00128](#)

Approve the reappointment of Clare MacDonald to the Assessment Appeals Board No. 1, term ending August 31, 2021, Third District.

### **ADDENDUM**

### **Honorary Resolution**

**Item A-11) is added to the Administrative Agenda, as follows:**

A-11) SUPERVISOR WILLIAMS [19-00138](#)

Adopt a Resolution of Commendation honoring Richard Solomon upon his retirement from the Santa Barbara County Civil Service Commission after representing the First District for 25 years.

### **Approval of Administrative Agenda**



**Public Comment Period**

*Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this 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) (19-00004)*

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

**Departmental Agenda**  
**Planning Items and Public Hearings**

1) COUNTY EXECUTIVE OFFICE [19-00126](#)

HEARING - Receive and file the Fiscal Year 2018-2019 Budget and Financial Status Report as of December 31, 2018, showing the status of appropriations and financing for all departmental budgets adopted by the Board of Supervisors. (EST. TIME: 45 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

2) GENERAL SERVICES [19-00102](#)

HEARING - Consider recommendations regarding a Local Vendor Preference Policy Update, as follows: (EST. TIME: 30 MIN.)

a) Approve the recommended update to the Local Vendor Preference policy that authorizes the Chief Procurement Officer (Purchasing Manager) to allow the lowest bidding local vendor that bid within 6% of the lowest, non-local bidder the opportunity to match the lowest bid; and

b) Determine that the above recommended actions do not constitute a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the actions are the creation of a governmental funding mechanism or other government fiscal activity, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

3) COMMUNITY SERVICES[19-00127](#)

HEARING - Consider recommendations regarding approval of Action Plan Substantial Amendments and a \$1,400,000.00 loan, consisting of \$1,114,988.00 federal HOME funds and \$285,012.00 Inclusionary Housing Ordinance (IHO) In-Lieu funds, to Sierra Madre Cottages, L.P. for Sierra Madre Cottages in Santa Maria, Fifth District, as follows: (EST. TIME: 30 MIN.)

a) Hear and consider public comments relating to Substantial Amendments to the Fiscal Year (FY) 2017-2018 and FY 2018-2019 Action Plans that describe the use of federal HOME Investment Partnerships (HOME) funds for Sierra Madre Cottages affordable housing project in the City of Santa Maria (Project) that were submitted during the 30-day public comment period, which began on January 12, 2019 and concludes at the end of the February 12, 2019 public hearing for the Project;

b) Approve the Substantial Amendments to the FY 2017-2018 and FY 2018-2019 Action Plans, which adds the use of One Million One Hundred Fourteen Thousand Nine Hundred and Eighty-Eight Dollars (\$1,114,988.00) in HOME Funds, for the Project and direct staff to submit the Substantial Amendments to HUD;

c) Approve a loan of One Million One Hundred Fourteen Thousand Nine Hundred and Eighty-Eight Dollars (\$1,114,988.00) in HOME Funds and Two Hundred Eighty Five Thousand and Twelve Dollars (\$285,012.00) in Inclusionary Housing Ordinance (IHO) In-Lieu Funds for a total of One Million Four Hundred Thousand Four Hundred Dollars (\$1,400,000.00) to Sierra Madre Cottages, L.P. for development of the Project and direct staff to finalize the Loan Documents and return to the Board for approval and execution of the Loan Documents;

d) Consider the environmental effects of the project as shown in the Mitigated Negative Declaration adopted by the City of Santa Maria for the Project on March 17, 2015 and find that pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15162, no substantial changes are proposed, and there are no substantial changes in circumstances or new information of substantial importance regarding significant impacts or feasibility of mitigation measures and alternatives, and therefore approval of the Recommended Actions are within the scope of the Mitigated Negative Declaration adopted by the City of Santa Maria for the Project on March 17, 2015.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

4) PLANNING AND DEVELOPMENT[19-00125](#)

HEARING - Consider recommendations regarding a briefing on Oil and Gas Development in Santa Barbara County and Compliance Status of Oil and Gas Operations in Santa Barbara County, as follows: (EST. TIME: 45 MIN.)

a) Receive and file a comprehensive report on the Oil and Gas Development and compliance status of offshore and onshore oil and gas operations in Santa Barbara County; and

b) Determine that the report does not constitute a project under the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15378(b) (5).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

**Adjourn to**

**Tuesday, February 26, 2019**

**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, February 12, 2019 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, February 14, 2019, at 5:00 PM and on Saturday, February 16, 2019, at 10:00 AM on CSBTV Channel 20.*

**<http://www.countyofsb.org>**