

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



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

*Mona Miyasato, County Executive Officer*

**Action Summary**

**Tuesday, January 8, 2019**

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

[19-00043](#)

**9:00 A.M.**

**Welcome**

*Supervisor Das Williams, 2018 Chair, Board of Supervisors*

**Presentation of Colors and Pledge of Allegiance**

*Los Prietos Boys Camp Color Guard*

**Invocation**

*Pastor Jeff Shaffer*

**Mariachi**

*Josue Hernandez*

**Musical Presentation**

*Righetti High School Marimba Band & Ballet Folklorico*

*Under the Direction of Ricardo Gabaldon*

**Introduction of Officials Elected in 2018**

*Mona Miyasato, County Executive Officer*

**Administration of the Oath of Office**

*Honorable Judge Michael Carrozzo*

*Presiding Judge Santa Barbara County Superior Court*

**Keynote Address**

*Honorable Judge Rogelio Flores, Retired*

*Santa Barbara County Superior Court*

**Call to Order and Election of Officers of the**

**2019 Board of Supervisors,**

**Board of Directors of the Flood Control & Water Conservation District,**

**and Board of Directors of the Water Agency**

*Michael Allen, Chief Deputy Clerk of the Board*

**Nomination of the 2019 Chair and Vice Chair**

*Supervisor Das Williams, 2018 Chair, Board of Supervisors*

**Presentation of Gavels**

*Remarks, Das Williams, 2018 Chair, Board of Supervisors*

*Remarks, 2019 Chair, Board of Supervisors*

**Recess**

*A reception will follow in the County Administration Building,*

*Board of Supervisors Conference Room, Fourth Floor*

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

**Roll Call**

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

**Approval of Minutes of the December 11, 2018 Meeting**

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

**Ayes:** 4 - Supervisor Williams, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

**Abstained:** 1 - Supervisor Hart

**[19-00001](#)**

The County Executive Officer’s report will include, but not be limited to, the ongoing multi-agency response to the Conception Dive Boat Incident which occurred on September 2, 2019, near Santa Cruz Island.

**No report from the County Executive Officer.**

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

**Closed Session**

**19-0002**

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

In the Matter of: Santa Barbara County Mental Health Services, Fiscal Period Ending June 30, 2009, State of California Department of Health Care Services Office of Administrative Hearings and Appeals case number MH15-0609-767-JP.

Santa Barbara County Board of Supervisors, sitting as the Board of Directors of the Santa Barbara County Flood Control and Water Conservation District:

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION  
(Paragraph (2) of subdivision (d) of Government Code section 54956.9)

Significant exposure to civil litigation: one case.

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

Fire Chief.

**Report from Closed Session**

**County Counsel Michael Ghizzoni reported the following:**

**County Counsel reported that by a 5:0 vote, the Board of Supervisors directed County Counsel not to further appeal the results of the Fiscal Year 2008/2009 audit by the State of California’s Department of Health Care Services, now that the County has obtained payments in this matter from the State of California of about \$1.3 million.**

**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) AGRICULTURAL COMMISSIONER 19-00020

Approve, ratify, and authorize the Agricultural Commissioner, or her designee, to execute an amendment to an agreement with the California Department of Food and Agriculture (CDFA) for support and services of compliance inspections related to the CalCannabis Licensing Division in the County of Santa Barbara for the period of May 1, 2018 through June 30, 2019 in the amount of \$24,280.08.

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

- Ayes:** 4 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, and Supervisor Lavagnino
- Noes:** 1 - Supervisor Adam

A-2) AUDITOR-CONTROLLER

19-00035

Consider recommendations regarding Property Tax Administration Cost Recovery for 2018-2019 (SB2557), as follows:

a) Receive and file a report prepared by the Santa Barbara County Auditor-Controller determining recoverable Fiscal Year (FY) 2018-2019 Property Tax Administrative Costs;

b) Adopt the Resolution to recover property tax administrative costs pursuant to California Revenue and Taxation Code section 95.3; and

c) 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 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 Adam, seconded by Supervisor Hartmann, that this matter be Acted on as follows:**

**a) Received and filed;**

**b) Adopted; and**

**RESOLUTION NO. 19-1**

**c) Approved.**

**The motion carried by the following vote:**

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

A-3) BEHAVIORAL WELLNESS

19-00019

Consider recommendations regarding a First Amendment, Fiscal Year (FY) 2017-2019, to Department of Health Care Services Contract for FEMA Grant Funded Crisis Counseling Services, as follows:

- a) Approve, ratify and authorize the Director of Behavioral Wellness or designee to execute a first amendment to the multi-year revenue agreement No. 17-94705 with the state Department of Health Care Services, increasing Federal Emergency Management Agency (FEMA) grant funds and extending the contract period by one month, for a new total contract amount of \$1,197,485.72 (inclusive of \$316,842.95 under the original agreement) for the period of January 15, 2018 through April 30, 2019; and
  
- b) Determine that the above actions are government fiscal activities or funding mechanisms which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA guidelines.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

- a) Approved, ratified and authorized; and**
  
- b) Approved.**

**The motion carried by the following vote:**

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

**A-4) BEHAVIORAL WELLNESS [19-00022](#)**

Consider recommendations regarding the California Mental Health Services Oversight and Accountability Commission (MHSOAC) Children's Triage Grant Funds, Fiscal Years (FYs) 2018-2021, as follows:

a) Approve and authorize the Director of Behavioral Wellness or designee to execute the multi-year grant agreement (No. 17MHSOAC066) with the California MHSOAC, and to execute any subsequent reports or amendments that do not change the amount or substantive terms of the agreement, for Children's Triage personnel and services in the amount of \$882,415.63 for the three year period of January 8, 2019 through November 30, 2021; and

b) Determine that the above actions are government fiscal activities or funding mechanisms which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA guidelines.

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

**A-5) BEHAVIORAL WELLNESS [19-00038](#)**

Consider recommendations regarding Northern Santa Barbara County United Way, Inc. Fiscal Year (FY) 2018-2019 Service contract, as follows:

a) Approve, ratify, and authorize the Chair to execute an Agreement for Services of Independent Contractor with Northern Santa Barbara County United Way, Inc., (a local vendor), for the provision of engagement and outreach services to homeless individuals with serious persistent mental illness and/or chronic substance abuse, for a maximum contract amount not to exceed \$44,000.00 for the period July 1, 2018 through June 30, 2019; and

b) Determine that the above actions are government fiscal activities or funding mechanisms which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA guidelines.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

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

**The motion carried by the following vote:**

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

**A-6) BEHAVIORAL WELLNESS**

**19-00039**

Consider recommendations regarding an agreement for Services of Independent Contractor with Community Care on Palm, Fiscal Year (FY) 2018-2019, as follows:

- a) Approve, ratify, and authorize the Chair to execute an Agreement for Services of Independent Contractor with South Coast Health and Wellness Corporation, a California corporation, dba The Community Care on Palm (not a local vendor), a Skilled Nursing Facility, increasing the total contract maximum for FY 2018-2019 by \$100,000.00, for a total contract amount not to exceed \$200,000.00, inclusive of Purchase Order CN22140 for \$100,000.00 but which otherwise cancels, nullifies, and supersedes Purchase Order CN22140 for the period July 1, 2018 through June 30, 2019; 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 government fiscal activities which do not involve commitment to any specific project which may result in potentially significant physical impact on the environment.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

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

**The motion carried by the following vote:**

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

A-7) COMMUNITY SERVICES

19-00044

Consider recommendations regarding a professional biological monitoring service agreement with Storrer Environmental Services, LLC for the Baron Ranch Trail Bridge Project, Third District, as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute the professional biological monitoring service agreement with Storrer Environmental Services, LLC (Contractor) in the amount not to exceed \$99,629.00 for the Baron Ranch Trail Bridge Project;

b) Approve Budget Revision Request No. 0006107 for completion of the Project; and

c) 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 (17NGD-00000-00007) and monitoring program approved and adopted by the County of Santa Barbara Planning Commission on June 28, 2017 and no new environmental document shall be prepared for this Project.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

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

**b) and c) Approved.**

**The motion carried by the following vote:**

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

A-8) COUNTY COUNSEL

19-00023

Consider recommendations regarding a Contingent-Fee contract with the Law Firm of Keller Rohrback, L.L.P., for litigation services in an action to be filed by the County against certain opioid manufacturers and distributors, as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute a contingent-fee Professional Services Contract with the law firm of Keller Rohrback, L.L.P., for the preparation and handling of litigation to be filed by Santa Barbara County, against certain manufacturers and distributors of prescription opioids, to recover the County’s damages from opioid drug misuse caused by the deceptive marketing and sale of prescription opioids, and to obtain other remedies to mitigate this problem; and

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

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

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

**b) Approved.**

**The motion carried by the following vote:**

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

A-9) COUNTY COUNSEL

19-00024

Consider recommendations regarding an amendment to the Conflict of Interest Code of the Blochman Union School District, as follows:

- a) Approve the proposed amendments to the Conflict of Interest Code of the Blochman Union School District; and,
- b) Determine that the above action is an organizational or administrative activity of government that is 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 Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

**a) and b) Approved.**

**The motion carried by the following vote:**

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

A-10) COUNTY COUNSEL

19-00025

Consider recommendations regarding an amendment to the Conflict of Interest Code of the Cold Spring School District, as follows:

- a) Approve the proposed amendments to the Conflict of Interest Code of Cold Spring School District; and
- b) Determine that the above action is an organizational or administrative activity of government that is 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 Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

**a) and b) Approved.**

**The motion carried by the following vote:**

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

A-11) COUNTY COUNSEL[19-00026](#)

Consider recommendations regarding an amendment to the Conflict of Interest Code of the Santa Barbara County Air Pollution Control District, as follows:

- a) Approve the proposed amendments to the Conflict of Interest Code of Santa Barbara County Air Pollution District; and
- b) Determine that the above action is an organizational or administrative activity of government that is 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 Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

**a) and b) Approved.**

**The motion carried by the following vote:**

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

A-12) COUNTY COUNSEL[19-00027](#)

Consider recommendations regarding an amendment to the Conflict of Interest Code of the Lompoc Unified School District, as follows:

- a) Approve the proposed amendments to the Conflict of Interest Code of the Lompoc Unified School District; and
- b) Determine that the above action is an organizational or administrative activity of government that is 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 Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

**a) and b) Approved.**

**The motion carried by the following vote:**

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

A-13) COUNTY COUNSEL[19-00028](#)

Consider recommendations regarding an Amendment to the Conflict of Interest Code of the Goleta West Sanitary District, as follows:

- a) Approve the proposed amendment to the Conflict of Interest Code of Goleta West Sanitary District; and
- b) Determine that the above action is an organizational or administrative activity of government that is 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 Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

**a) and b) Approved.**

**The motion carried by the following vote:**

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

A-14) COUNTY COUNSEL[19-00029](#)

Consider recommendations regarding an amendment to the Conflict of Interest Code of the Santa Barbara Unified School District, as follows:

- a) Approve the proposed amendments to the Conflict of Interest Code of Santa Barbara Unified School District; and
- b) Determine that the above action is an organizational or administrative activity of government that is 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 Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

**a) and b) Approved.**

**The motion carried by the following vote:**

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

A-15) COUNTY COUNSEL[19-00030](#)

Consider recommendations regarding an amendment to the Conflict of Interest Code of the Hope School District, as follows:

- a) Approve the proposed amendments to the Conflict of Interest Code of the Hope School District; and
- b) Determine that the above action is an organizational or administrative activity of government that is 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 Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

**a) and b) Approved.**

**The motion carried by the following vote:**

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

A-16) COUNTY COUNSEL[19-00031](#)

Consider recommendations regarding an amendment to the Conflict of Interest Code of the Goleta Union School District, as follows:

- a) Approve the proposed amendments to the Conflict of Interest Code of Goleta Union School District; and
- b) Determine that the above action is an organizational or administrative activity of government that is 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 Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

**a) and b) Approved.**

**The motion carried by the following vote:**

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

A-17) COUNTY COUNSEL[19-00032](#)

Consider recommendations regarding an amendment to the Conflict of Interest Code of the Goleta Sanitary District, as follows:

- a) Approve the proposed amendments to the Conflict of Interest Code of Goleta Sanitary District; and
- b) Determine that the above action is an organizational or administrative activity of government that is 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 Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

**a) and b) Approved.**

**The motion carried by the following vote:**

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

A-18) COUNTY EXECUTIVE OFFICE[19-00021](#)

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

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Approved. The motion carried by the following vote:**

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

A-19) FIRE[19-00034](#)

Consider recommendations regarding the Santa Barbara County Fire Protection District State and Federal Surplus Property Program Application Packet, as follows:

- a) Approve and authorize submission of the State of California New Application For Eligibility in the State and Federal Surplus Property Program, with all required forms, to the State of California Department of General Services, Office of Fleet and Asset Management;
- b) Approve and authorize the Clerk of the Board to certify and sign Form 202 - Resolution, and approve and authorize the Chair to execute Form 203 - Non-Discrimination Certification; and
- c) Determine pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(4) that the above fiscal activity is not a project subject to CEQA.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

**a) and b) Approved and authorized; and**

**c) Approved.**

**The motion carried by the following vote:**

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

**A-20) PUBLIC HEALTH**

**19-00033**

Consider recommendations regarding the HIV Prevention Program Grant Agreement with California Department of Public Health (CDPH), as follows: (4/5 Vote Required)

a) Approve, ratify, and authorize the Public Health Director to execute Grant Agreement Number 18-10594 with CDPH to accept funding for the HIV Prevention Program to increase and improve HIV testing and support services, in the amount not to exceed \$25,000.00 for the period of November 1, 2018 through June 30, 2019;

b) Approve Budget Revision Request No. 0006110 that will amend the Fiscal Year 2018-2019 Public Health Department Adopted Budget for an amount of \$25,000.00, which represents the anticipated amount of Fiscal Year 2018-2019 spending of the additional funds; and

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

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

**a) Approved, ratified and authorized;**

**b) and c) Approved.**

**The motion carried by the following vote:**

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

A-21) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [19-00017](#)

Consider recommendations regarding Unit II Channel Improvements Project, Fifth District, as follows:

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

a) Approve and authorize the Chair to execute the Statement of Final Quantities for work performed and materials supplied for the Unit II Channel Improvements Project by the contractor Whitaker Construction Group, Incorporated (a tri-county vendor), in the amount of \$1,896,812.35; and

b) Determine, pursuant to 14 CCR 15162, that a Mitigated Negative Declaration No. 14NGD-00000-00012 was adopted for the Unit II Channel Improvements Project on April 14, 2015, that no substantial changes are proposed in the project, no substantial changes have occurred with respect to the circumstances under which the project is undertaken, and no new information of substantial importance has been received with respect to the project or the mitigation measures, and therefore no new Environmental Impact Report or Negative Declaration is required for the approval of the recommended actions.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

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

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

**The motion carried by the following vote:**

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

A-22) SHERIFF[19-00018](#)

Consider recommendations regarding the Transfer of Ownership of Retired Sheriff's Canine, as follows: (4/5 Vote Required)

- a) Approve the retirement and transfer of ownership of Sheriff's Canine "Aco Vom Brachtpetal" to Senior Deputy Kenneth Rushing for the sum of One Dollar; and
- b) Determine that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5), which exempts organizational or administrative activities of governments that will not result in direct or indirect physical changes to the environment.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

**a) and b) Approved.**

**The motion carried by the following vote:**

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

A-23) SHERIFF[19-00045](#)

Consider recommendations regarding a Resolution authorizing the Sheriff to execute Sheriff's Voluntary Response Agreements (SVR Agreements) for Supplemental Law Enforcement Services Under \$50,000.00, as follows:

- a) Adopt a Resolution delegating and authorizing the Sheriff to execute Sheriff's Voluntary Response Agreements for supplemental law enforcement services under \$50,000.00; and
- b) Determine this action is exempt from California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5), which are organizational or administrative activities of governments that will not result in direct or indirect physical changes to the environment.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

**a) Adopted.**

**RESOLUTION NO. 19-2**

**b) Approved.**

**The motion carried by the following vote:**

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

A-24) SHERIFF

19-00036

Consider recommendations regarding 2018 Edward Byrne Justice Assistance Grant (JAG) Funds, \$95,471.00, as follows: (4/5 Vote Required)

- a) Authorize the Chief Executive Officer to execute the Inter-local Agreement between the City of Santa Barbara and the County of Santa Barbara, the Inter-local Agreement between the City of Santa Maria and the County of Santa Barbara and the Inter-local Agreement between the City of Lompoc and the County of Santa Barbara;
- b) Allow members of the public an opportunity to provide comments relating to the intended use of Local JAG funding;
- c) Authorize the Sheriff or designee to petition the Office of Justice Programs requesting an exemption from the certification requirements and execute a grant agreement with the United States Department of Justice, upon review and approval of County Counsel and the Auditor-Controller, or their designees, when the anticipated JAG funding is awarded; and
- d) Find that the proposed action does not constitute a “Project” within the meaning of the California Environmental Quality Act (CEQA), pursuant to 14 CCR 15378 (b)(4), in that it involves government funding mechanisms and/or fiscal activities.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Acted on as follows:**

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

**The motion carried by the following vote:**

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

**Board of Supervisors**

A-25) SUPERVISOR WILLIAMS [19-0009](#)

Approve the reappointment of Joseph Cole to the Montecito Planning Commission, term ending January 1, 2021, First District.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Approved. The motion carried by the following vote:**

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

A-26) SUPERVISOR WILLIAMS [19-0010](#)

Approve the reappointment of Rod Pearson to the Behavioral Wellness Commission, term ending January 1, 2022, First District.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Approved. The motion carried by the following vote:**

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

A-27) SUPERVISOR WILLIAMS [19-0011](#)

Approve the reappointment of Donna Senauer to the Montecito Planning Commission, term ending January 1, 2021, First District.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Approved. The motion carried by the following vote:**

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

A-28) SUPERVISOR WILLIAMS [19-00012](#)

Approve the reappointment of Charles Newman to the Montecito Planning Commission, term ending January 1, 2021, First District.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Approved. The motion carried by the following vote:**

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

A-29) SUPERVISOR WILLIAMS [19-00013](#)

Approve the reappointment of Michael Cooney to the Santa Barbara County Planning Commission, term ending December 31, 2020, First District.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Approved. The motion carried by the following vote:**

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

A-30) SUPERVISOR WILLIAMS [19-00014](#)

Approve the reappointment of Dave Mendro to the Montecito Board of Architectural Review, term ending January 1, 2023, First District.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Approved. The motion carried by the following vote:**

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

A-31) SUPERVISOR WILLIAMS [19-00015](#)

Approve the reappointment of William Wolf to the Montecito Board of Architectural Review, term ending January 1, 2023, First District.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Approved. The motion carried by the following vote:**

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

A-32) SUPERVISOR WILLIAMS

[19-00016](#)

Approve the reappointment of Thiep Cung to the Montecito Board of Architectural Review, term ending January 1, 2023, First District.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Approved. The motion carried by the following vote:**

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

A-33) SUPERVISOR HARTMANN

[19-00007](#)

Approve the reappointment of Lynda Tanner to the CenCal Board of Directors, Provider Classification, term ending December 31, 2020.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Approved. The motion carried by the following vote:**

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

A-34) SUPERVISOR HARTMANN

[19-00008](#)

Approve the reappointment of Karen Johnson to the CenCal Board of Directors, Consumer Classification-Medi-Cal, term ending December 31, 2020.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Approved. The motion carried by the following vote:**

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

**Hearing Requests**A-35) PLANNING AND DEVELOPMENT19-00041

Set a hearing to consider recommendations regarding the SEPV Cuyama Utility-Scale Solar Photovoltaic and Battery Energy Storage Facility project (Case Nos. 17GPA-00000-00006 and 17CUP-00000-00044), Assessor's Parcel Number 149-150-033, located south and southeast of the town of Cuyama and adjacent to the Cuyama Solar Array project site First District, as follows: (Set a hearing for January 29, 2019. Time estimate: 20 minutes)

- a) Make the required findings for approval of the Comprehensive Plan Amendment (17GPA-00000-00006) and Conditional Use Permit (17CUP-00000-00044) including California Environmental Quality Act (CEQA) findings;
- b) Determine that as reflected in the CEQA findings, no subsequent Environmental Impact Report shall be prepared for this project;
- c) Approve and adopt a Resolution amending the Comprehensive Plan to add the Utility-Scale Solar Photovoltaic Facility Overlay to the 20.44-acre Project site; and
- d) Approve Conditional Use Permit (17CUP-00000-00044) subject to the conditions of approval.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Set for a hearing, as follows: January 29, 2019 in Santa Barbara (EST. TIME: 20 MIN.). The motion carried by the following vote:**

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

A-36) PUBLIC HEALTH19-00037

Set a hearing to consider recommendations regarding Ordinances repealing certain articles in Chapters 15 and 18, adopting Chapter 18C, Article III, and amending Chapter 24A for Environmental Health Services, as follows:

(Set a hearing for January 29, 2019. Time estimate: 30 minutes)

a) Receive and file a presentation regarding Ordinances to repeal certain Articles in Chapter 15 and Chapter 18, to adopt Chapter 18C, Article III entitled “Certified Unified Program Agency” and to amend Chapter 24A to correct Chapter and Articles references;

b) Approve the introduction (First Reading) of an Ordinance to repeal Chapter 15, Article VII, entitled “Fire Department Administration of Hazardous Materials/Wastes Laws”, section 15-126 through 15-132;

c) Approve the introduction (First Reading) of an Ordinance to repeal Chapter 18, Article III, entitled “Hazardous Waste Materials Storage Ordinance”, sections 18-21 and 18-22 and Article IV, entitled “Hazardous Waste Generator Ordinance”, section 18-30 through 18-34.2;

d) Approve the introduction (First Reading) of an Ordinance to adopt Chapter 18C, Article III, entitled “Certified Unified Program Agency”;

e) Approve the introduction (First Reading) of an Ordinance to repeal Chapter 18, Article V, entitled “Infectious Waste Generator Ordinance”, section 18-36 through 18-40.2;

f) Approve the introduction (First Reading) of an Ordinance to amend Chapter 24A entitled “Administrative Fines” with corrected Chapter and Article references;

g) Read the titles of each of the above Ordinances into the record and waive full reading of each of these Ordinances; and

h) Continue the hearing to the Administrative Agenda for February 5, 2019 to consider recommendations, as follows:

i) Consider and approve the adoption (Second Reading) of an Ordinance to repeal Chapter 15, Article VII, entitled “Fire Department Administration of Hazardous Materials/Wastes Laws”, section 15-126 through 15-132;

ii) Consider and approve the adoption (Second Reading) of an Ordinance to repeal Chapter 18, Article III, entitled “Hazardous Waste Materials Storage Ordinance”, sections 18-21 and 18-22 and Article IV, entitled “Hazardous Waste Generator Ordinance”, section 18-30 through 18-34.2;

iii) Consider and approve the adoption (Second Reading) of an Ordinance (adopting Chapter 18C,

Article III, entitled “Certified Unified Program Agency”;

iv) Consider and approve the adoption (Second Reading) of an Ordinance to repeal Chapter 18, Article V, entitled “Infectious Waste Generator Ordinance”, section 18-36 through 18-40.2;

v) Consider and approve the adoption (Second Reading) of an Ordinance amending Chapter 24A entitled “Administrative Fines”; and

vi) Determine that the recommended activities are not a Project and are exempt from California Environmental Quality Act review per California Environmental Quality Act (CEQA) Guideline Sections 15378(b)(4) and 15378(b)(5) because the actions are administrative activities of a local government and government fiscal activities which do not involve any commitment to a specific project which may result in a potentially significant physical impact on the environment and direct staff to file a Notice of Exemption.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Set for a hearing, as follows: January 29, 2019 in Santa Barbara (EST. TIME: 30 MIN.). The motion carried by the following vote:**

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

**A-37) SHERIFF**

**19-00040**

Set a hearing to consider recommendations regarding the adoption of a Resolution increasing the Santa Barbara County Sheriff’s Office fee for Live Scan / Ink Print fingerprinting, as follows: (4/5 Vote Required)

(Set a hearing for January 29, 2019. Time estimate: 15 minutes)

a) Adopt a Resolution increasing the Santa Barbara County Sheriff’s Office fee for Live Scan / Ink Print fingerprinting in accordance with County Ordinance 3409 and section 2.10.1 of the Santa Barbara County Code; and

b) Find that the proposed action is exempt from the California Environmental Quality Act (CEQA) Guidelines review pursuant Section 15273 and to Public Resources Code Section 21080(b)(8), and that the fees will be used for the purpose of meeting operating expenses and for the purchase of supplies, equipment, and materials.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Set for a hearing, as follows: January 29, 2019 in Santa Barbara (EST. TIME: 15 MIN.). The motion carried by the following vote:**

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

**Resolutions to be Presented**

A-38) SUPERVISOR HARTMANN

[19-00042](#)

Adopt a Resolution of Commendation honoring Elizabeth Farnum upon her retirement from the County of Santa Barbara after over 20 years of dedicated service to the citizens of Santa Barbara County.

**A motion was made by Supervisor Adam, seconded by Supervisor Hart, that this matter be Adopted.**

**RESOLUTION NO. 19-3**

**The motion carried by the following vote:**

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

**19-00004**

Public Comment 2019

**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)**

**Re: County Planning Process - Ed Kalasky addressed the board**

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

1) COUNTY EXECUTIVE OFFICE 18-01029

HEARING - Consider recommendations regarding Board of Supervisors' 2019 appointments to Boards, Commissions and Committees, as follows: (EST. TIME: 15 MIN.)

- a) Behavioral Wellness Commission - one regular member;
- b) Area Agency on Aging (Central Coast Commission for Senior Citizens) - one regular member to Advisory Council;
- c) Library Advisory Committee - one regular member;
- d) Retirement Board of the Santa Barbara County Employees Retirement System - one member;
- e) Community Action Commission of Santa Barbara County - one regular member, one alternate member;
- f) CenCal Health - one regular member;
- g) Beach Erosion Authority for Control Operations and Nourishment (BEACON) - two regular members, one alternate member;
- h) Law Library Board of Trustees - Chair as Ex-Officio Member;
- i) Law Library Attorney at Large - One Appointment;
- j) KIDS Network Policy Council - two members to serve as Chair and Vice-Chair;
- k) Legislative Program Committee - two regular members;
- l) Debt Advisory Committee - one regular member; one alternate member
- m) Adult and Aging Network - one Chair of the Policy Council and one Co-Chair;
- n) Juvenile Justice Coordination Council - two regular members, one North County, one South County;
- o) First Five Children and Families Commission of Santa Barbara County - one regular member, one alternate member;

- p) Multi-jurisdictional Solid Waste Task Force - two regular members;
- q) Indian Gaming Local Community Benefit Committee - two regular members;
- r) National Association of Counties (NACO) - one regular member, one alternate member;
- s) California State Association of Counties (CSAC) - one regular member, one alternate member;
- t) Workforce Innovation Opportunity Act Board - one regular member;
- u) Local Agency Formation Commission (LAFCO) - one regular County member;
- v) Community Corrections Partnership (CCP) Board - one regular member;
- w) Psychiatric Health Facility Governing Board - one regular member, one alternate member;
- x) Child Care Planning Council - one regular member; and
- y) The Funders Collaborative of Home for Good - two regular members.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

*HEARING TIME: 11:53 AM - 12:10 PM (17 MIN.)*

Received and filed staff presentation and conducted public hearing.

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

a) Behavioral Wellness Commission - one regular member;

Appointed Supervisor Hart.

b) Area Agency on Aging (Central Coast Commission for Senior Citizens) - one regular member to Advisory Council;

Appointed Supervisor Lavagnino.

c) Library Advisory Committee - one regular member;

Appointed Supervisor Williams.

d) Retirement Board of the Santa Barbara County Employees Retirement System - one member;

Appointed Supervisor Lavagnino to term ending December 31, 2021.

e) Community Action Commission of Santa Barbara County - one regular member, one alternate member;

Appointed Supervisor Lavagnino as the regular member and Supervisor Hartmann as the alternate member.

f) CenCal Health - one regular member;

Appointed Supervisor Hartmann.

g) Beach Erosion Authority for Control Operations and Nourishment (BEACON) - two regular members, one alternate member;

Appointed Supervisors Williams and Hart as regular members and Supervisor Hartmann as the alternate member.

h) Law Library Board of Trustees - Chair as Ex-Officio Member;

Appointed Supervisor Hartmann.

i) Law Library Attorney at Large - One Appointment;

Appointed Michael Cooney.

j) KIDS Network Policy Council - two members to serve as Chair and Vice-Chair;

Appointed Supervisor Hartmann as Chair and Supervisor Adam as Vice-Chair.

k) Legislative Program Committee - two regular members;

Appointed Supervisors Williams and Hartmann.

**l) Debt Advisory Committee - one regular member; one alternate member;**

**Appointed Supervisor Adam as the regular member and Supervisor Lavagnino as the alternate member.**

**m) Adult and Aging Network - one Chair of the Policy Council and one Co-Chair;**

**Appointed Supervisor Williams as the Chair and Supervisor Hartmann as the Co-Chair.**

**n) Juvenile Justice Coordination Council - two regular members, one North County, one South County;**

**Appointed Supervisors Hart and Adam.**

**o) First Five Children and Families Commission of Santa Barbara County - one regular member, one alternate member;**

**Appointed Supervisor Williams as the regular member and Supervisor Hartmann as the alternate member.**

**p) Multi-jurisdictional Solid Waste Task Force - two regular members;**

**Appointed Supervisors Williams and Hartmann.**

**q) Indian Gaming Local Community Benefit Committee - two regular members;**

**Appointed Supervisors Williams and Hartmann.**

**r) National Association of Counties (NACO) - one regular member, one alternate member;**

**Appointed Supervisor Lavagnino as the regular member and Supervisor Williams as the alternate member.**

**s) California State Association of Counties (CSAC) - one regular member, one alternate member;**

**Appointed Supervisor Williams as the Regular member and Supervisor Adam as the alternate member.**

**t) Workforce Innovation Opportunity Act Board - one regular member;**

**Appointed Supervisor Lavagnino.**

**u) Local Agency Formation Commission (LAFCO) - one regular County member;**

**Appointed Supervisor Hartmann as regular member to term ending March 1, 2019; and**

**Appointed Supervisor Williams as alternate member to term ending March 1, 2022.**

**v) Community Corrections Partnership (CCP) Board - one regular member;**

**Appointed Supervisor Hart.**

w) **Psychiatric Health Facility Governing Board - one regular member, one alternate member;**

**Appointed Supervisor Lavagnino as the regular member and Supervisor Williams as the alternate member.**

x) **Child Care Planning Council - one regular member;**

**Appointed Supervisor Hart.**

y) **The Funders Collaborative of Home for Good - two regular members.**

**Appointed Supervisors Williams and Lavagnino.**

**The motion carried by the following vote:**

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

**Adjourned at 12:10 PM**

**Adjourned to**

**Tuesday, January 15, 2019**

**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, January 8, 2019 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, January 10, 2019, at 5:00 PM and on Saturday, January 12, 2019, at 10:00 AM on CSBTV Channel 20.*

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