



# County of Santa Barbara

## BOARD OF SUPERVISORS

### Minute Order

November 5, 2024

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**Present:** 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

PUBLIC WORKS DEPARTMENT

File Reference No. 24-01101

**RE:** Consider recommendations regarding an Agreement with La Cumbre Mutual Water Company and the Land Trust for Santa Barbara for Modoc Multi-Use Path Phase II Right of Way Acquisition, County Project No. 862416, Second District, as follows:

- a) Approve and authorize the Chair to execute a Real Property Purchase Agreement and Escrow Instructions with La Cumbre Mutual Water Company and the Land Trust for Santa Barbara County for the County to acquire right-of-way and construction easements for the Modoc Multi-Use Path project;
- b) Approve and authorize the Director of General Services to sign a 34-year lease for a well site with La Cumbre Mutual Water Company on terms substantially similar to those included in Exhibit 6 of the Agreement, upon review and concurrence by the Auditor-Controller, Risk Management, and County Counsel;
- c) Approve, authorize the Chair to execute, and direct Real Property Division to record the Declaration of Restrictive Covenant on a County-owned parcel at More Mesa (APN 065-320-004), restricting use of the parcel to preclude future housing and to preserve public open-space included as Exhibit 7 of the Agreement;
- d) Direct staff to pursue negotiations with the Land Trust for Santa Barbara County concerning a possible future grant of a conservation easement on the County-owned parcel at More Mesa (APN 065-320-004);
- e) Approve and authorize the Clerk of the Board, upon satisfaction of the terms and conditions of the Real Property Purchase Agreement and Escrow Instructions, to execute the Certificate of Acceptance for the Modoc Multi-Use Path Easement Deed; and
- f) Consider the Final Mitigated Negative Declaration (22NGD-00000-00003) adopted by the County of Santa Barbara for the project on November 1, 2022, and find that pursuant to California Environmental Quality Act 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 alternative, and therefore approval of the Recommended Actions are within the scope of the Final Mitigated Negative Declaration (22NGD-00000-00003) and no additional environmental review is



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required.

Alex Rodriguez, Laurel Perez, Alison Petro and Barry Remis addressed the Board.

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

- a) Approved and authorized; Chair to execute;
- b) Approved and authorized;
- c) Approved, authorized; Chair to execute and directed;
- d) Directed;
- e) Approved and authorized; and
- f) Approved.

The motion carried by the following vote:

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