

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Das Williams, Vice Chair

Second District - Janet Wolf

Third District - Joan Hartmann, Chair

Fourth District - Peter Adam

Fifth District - Steve Lavagnino

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, March 14, 2017

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.

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.

9:00 A.M. Convened to Regular Session

Roll Call

Present: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

Pledge of Allegiance

Approval of Minutes of the March 7, 2017 Meeting

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

Ayes: 4 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, and Supervisor Adam

Abstained: 1 - Supervisor Lavagnino

12:00 P.M. Recessed to Closed Session

Closed Session

Closed Session is amended as follows:

[17-00007](#)

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

1) County of Santa Barbara, v. Haugrud, etc., et al., United States District Court for the Central District of California case number 2:17-cv-703-SVW-AFM.

2) County of Santa Barbara, California, et al. v. Pacific Regional Director, Bureau of Indian Affairs, United States Department of the Interior Office of Hearings and Appeals, Interior Board of Indian Appeals docket numbers 16-051, 16-053, 16-054.

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

3) Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code section 54956.9: two cases.

Report from Closed Session

No reportable action.

County Executive Officer's Report

No report from the County Executive Officer.

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) **BEHAVIORAL WELLNESS** **17-00192**

Consider recommendations regarding Behavioral Wellness Harold Ginsberg, M.D. Contractor on Payroll (COP) Agreement Fiscal Year (FY) 2016-2017, as follows:

- a) Approve and authorize the Chair to execute a COP Agreement with Harold Ginsberg, M.D., to provide psychiatric services for the period of March 14, 2017 to June 30, 2017 in an amount not to exceed \$14,960.00;
- b) Determine that the above actions are government fiscal activities or funding mechanisms which do not involve and commitment to any specific project which may result in a potentially significant 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 Wolf, seconded by Supervisor Williams, that this matter be Acted on as follows:

a) Approved; Chair to execute; and

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-2) CHILD SUPPORT SERVICES

17-00196

Consider recommendations regarding a Contractor on Payroll, as follows:

a) Approve and authorize the Chair to execute the Agreement for Services of Contractor on Payroll with John Snyder as an Information Technology Specialist for a total contract amount not to exceed \$12,000.00 for the period of March 21, 2017 to June 16, 2017; and

b) Determine that the execution of the Agreement is exempt from the California Environmental Quality Act (CEQA) pursuant to the CEQA Guidelines Section 15061(b)(3) finding that execution of the Agreement is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment and, where it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment, the activities are not subject to CEQA.

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

a) Approved; Chair to execute; and

b) Approved

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-3) COMMUNITY SERVICES

17-00202

Consider recommendations regarding Execution of Professional Services Agreement for \$29,450.00 with Community Technology Alliance (CTA) for Homeless Management Information System (HMIS) Support Services, as follows:

- a) Approve a Professional Services Agreement in the amount of a \$29,450.00 which will be reimbursed from the County’s Fiscal Year (FY) 2015 Continuum of Care (CoC) Homeless Management Information System (HMIS) Expansion Grant and salary savings, to Community Technology Alliance (CTA) to provide Homeless Management Information System (HMIS) support assistance to the Santa Maria/Santa Barbara Continuum of Care (COC) for the period April 1, 2017 to June 30, 2017;
- b) Authorize the Community Services Director or his designee to execute the Professional Services Agreement; and
- c) Determine that the recommended actions do not constitute projects subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA guidelines Section 15378(b)(4), finding that the projects are 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, and direct staff to file a Notice of Exemption.

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

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

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-4) DISTRICT ATTORNEY

17-00193

Consider recommendations regarding an Amendment to an Agreement with California Victim Compensation Board (CalVCB) for Victim Claims Verification Services Grant, as follows:

a) Adopt a Resolution authorizing the District Attorney to execute an Amendment to the Grant Agreement with the California Victim Compensation Board (CalVCB) dba California Victim Compensation and Government Claims Board for Victim Claims Verification Services for the period of July 1, 2015 through June 30, 2018, which will:

- i) Amend the agency name to CalVCB;
- ii) Make minor changes to the original Agreement language; and
- iii) Increase the total Agreement amount by \$11,800.00, for a new total agreement amount not to exceed \$707,992.00; and

b) Determine that the above action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), because it consists of government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

a) i) through iii) Adopted.

RESOLUTION NO. 17-45

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-5) FIRE17-00197

Consider recommendations regarding an Agreement between the County of Santa Barbara and Rotorcraft Support Inc. for helicopter inspection and repair services - UH-1H 308, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute an Agreement for the services of an Independent Contractor, Rotorcraft Support Inc., for helicopter inspection and repair services needed for the UH-1H 308, for a total contract amount not to exceed \$158,020.00;
- b) Approve and authorize the Fire Chief or designee to approve up to a 10% contingency with Rotorcraft Support, Inc. in the amount not to exceed \$15,802.00 for any additional items within the scope of work that may be required to complete the repairs and/or inspections; and
- c) Find that the proposed Agreement is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline section 15378(b)(2) in that the Agreement involves a continuing administrative or maintenance activity, and CEQA Guidelines section 15378(b)(5), in that the Agreement involves an organizational or administrative activity of government that will not result in the direct or indirect physical change in the environment.

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

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

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-6) GENERAL SERVICES[17-00194](#)

Consider recommendations regarding Santa Ynez Valley Airport ACIP 16 Project No. 8763, Federal Aviation Administration (FAA) Funding, Third District, as follows:

- a) Adopt a Resolution authorizing the submittal of an application, acceptance of an allocation of funds, and execution of a grant agreement with the State of California, Department of Transportation (CalTrans) for an Airport Improvement Program (AIP) Matching Grant of approximately \$54,409.00;
- b) Authorize the Director of General Services to execute the FAA Grant Agreement Offer No. 3-06-0243-016-2017 of approximately \$1,088,190.00 not to exceed the maximum allowable amount of \$1,251,418.50;
- c) Authorize the Director of General Services to act as agent on behalf of the County of Santa Barbara pertaining to the acceptance of the FAA Grant Agreement Offer; and
- d) Find that the proposed project is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15301(c), as it involves repair, maintenance, and minor improvements and alterations to existing public structures, facilities and topographical features, involving negligible expansion of existing use, and approve and direct staff to file the Notice of Exemption on that basis.

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

a) Adopted.

RESOLUTION NO. 17-46

b) and c) Authorized; and

d) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-7) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [17-00195](#)

Consider recommendations regarding a Final Mitigated Negative Declaration for the Santa Maria Airport Ditch Improvement Project, Fourth District, as follows:

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

- a) Certify that the Board has reviewed and considered the information contained in the Final Mitigated Negative Declaration No. 16NGD-00000-00014 and make the California Environmental Quality Act Findings;
- b) Approve the project and Adopt the Final Mitigated Negative Declaration No. 16NGD-00000-00014 for the Santa Maria Airport Ditch Improvement Project that has been completed in compliance with the California Environmental Quality Act; and
- c) Adopt the Mitigation Measures, included in the Final Mitigated Negative Declaration 16NGD-00000-00014 with their corresponding monitoring requirements, as the Mitigation Monitoring Program for this Project.

A motion was made by Supervisor Wolf, seconded by Supervisor Williams, that this matter be Acted on as follows.:

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

- a) Certified;**
- b) Approved; and**
- c) Adopted.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-8) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT 17-00201

Consider recommendations regarding Lower Mission Creek Flood Control Project Reach 2A, Second District, as follows: (4/5 Vote Required)

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

- a) Review the emergency action of the Public Works Director acting as the Director of the Flood Control and Water Conservation District to contract with Bengal Engineering pursuant to Public Contract Code section 22050 and Resolution 15-312;
- b) Approve, ratify, and authorize the Chair to execute the Agreement for Services of Independent Contractor with Bengal Engineering (a local vendor) to provide emergency engineering design services for the Lower Mission Creek Flood Control Project, Reach 2A, for the period of March 1, 2017 through December 31, 2018 in an amount not to exceed \$176,295.00;
- c) Authorize the Public Works Director or designee to approve amendments to the professional services agreement with Bengal Engineering in an amount not to exceed \$17,629.50; and
- d) Find that pursuant to the California Environmental Quality Act Guidelines section 15162, no substantial changes are proposed, there are no substantial changes in circumstances and no new information of substantial importance has come to light regarding environmental effects of the project or feasibility of mitigation measures and, therefore, this action is within the scope of the project covered by the Environmental Impact Report/Environmental Impact Statement for the Lower Mission Creek Flood Control Project as well as the Findings, and Statement of Overriding Considerations approved and adopted by the Board on May 10, 2011, and therefore, no subsequent environmental document is required.

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

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

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

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

Hearing Requests

A-9) GENERAL SERVICES

[17-00156](#)

Set a hearing to consider recommendations regarding approval of the Third Amendment to a Lease with Ellwood Pipeline, Inc., in County Submerged Lands, Offshore Carpinteria, First District (R/P File No.: 003657), as follows:

(Set a hearing for March 21, 2017. Time estimate: 30 minutes)

a) Approve and authorize the Chair to execute the Third Amendment to a Lease Agreement between the County of Santa Barbara and Ellwood Pipeline, Inc., a subsidiary of Venoco, LLC., for Ellwood's continued use of two existing submerged oil and gas pipelines in the offshore county boundaries of Carpinteria; for an extended term of eighteen (18) months, beginning March 27, 2017, and ending September 26, 2018; and

b) Determine that the proposed action is exempt from the California Environmental Quality Act (CEQA) guidelines, pursuant to Section 15301, Existing Facilities, and Section 15261, Ongoing Project; and approve and direct staff to file and post the Notice of Exemption on that basis.

A motion was made by Supervisor Wolf, seconded by Supervisor Williams, that this matter be Set for a hearing, as follows: March 21, 2017 in Santa Barbara (EST. TIME: 30 MIN.). The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-10) PLANNING AND DEVELOPMENT17-00190

Set a hearing to consider recommendations regarding a proposed Fee Ordinance for the Planning and Development Department, as follows:

(Set a hearing for March 21, 2017. Time estimate: 30 minutes)

a) Consider the introduction (first reading) of an Ordinance amending fees for Planning and Development Department services;

b) Read the title and waive further reading of the Ordinance; and

c) Continue the hearing to the Administrative Agenda of April 4, 2017 to consider recommendations, as follows:

i) Consider and approve the adoption (second reading) of an Ordinance amending fees for Planning and Development Department services effective 60 days after adoption; and

ii) Find that the proposed action is an administrative activity of the County, which will not result in direct or indirect physical changes in the environment and is therefore not a “project” as defined for purposes of the California Environmental Quality Act (CEQA) under State CEQA Guidelines Section 15273(a)(1) and 15378(b)(5).

A motion was made by Supervisor Wolf, seconded by Supervisor Williams, that this matter be Set for a hearing, as follows: March 21, 2017 in Santa Barbara (EST. TIME: 30 MIN.). The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

Honorary Resolutions

A-11) SUPERVISOR WOLF [17-00198](#)

Adopt a Resolution of Commendation honoring Daniel Lee McCammon upon his retirement from the Sheriff’s Office after over 27 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

RESOLUTION NO 17-47

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-12) SUPERVISOR ADAM [17-00200](#)

Adopt a Resolution of Commendation honoring Barbera Steels upon her retirement from the Probation department after over 21 years of faithful and dedicated service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 17-48

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

Resolutions to be PresentedA-13) SUPERVISOR HARTMANN17-00199

Adopt a Resolution of Commendation honoring Penny Sasaki-Benda upon her retirement from the Sheriff's Office after over 22 years of faithful and dedicated service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 17-49

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

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) (17-00001)

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

Re: Orcutt Revitalization efforts - Brett Krausse addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

1) **GENERAL SERVICES** **17-00130**

HEARING - Consider recommendations regarding a Resolution granting a Private Pipeline Franchise to ERG Operating Company, LLC (002056), Fourth and Fifth Districts, as follows: (EST. TIME: 30 MIN.)

a) Adopt a Resolution Granting a Private Pipeline Franchise to ERG Operating Company, LLC for a twenty (20) year term, to allow the continued operation and maintenance of ERG’s existing private pipeline system along and under the County roadways of Palmer Road and Cat Canyon Road in unincorporated Santa Barbara County near the Cat Canyon Oil Fields north of Los Alamos; and

b) Determine that the proposed action is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15301, Existing Facilities, and approve and direct staff to file and post the Notice of Exemption on that basis.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 9:30 AM - 10:47 AM - 1 HR. (17 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Adopted.

RESOLUTION NO. 17-50

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

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

Directed Energy Division staff to coordinate with the APCD and County Fire, and return to the Board in six months with a report reviewing all onshore oil facilities and pipelines in the County.

The motion carried by the following vote:

Ayes: 3 - Supervisor Williams, Supervisor Wolf, and Supervisor Hartmann

Noes: 2 - Supervisor Adam, and Supervisor Lavagnino

2) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY

17-00191

HEARING - Consider recommendations regarding San Antonio Creek Valley Groundwater Basin Groundwater Sustainability Agency Formation, Third, Fourth, and Fifth Districts, as follows: (EST. TIME: 1 HR.)

Acting as the Board of Directors, Water Agency:

a) Direct staff to negotiate a Memorandum of Understanding with the Cachuma Resource Conservation District to establish an advisory committee in lieu of participating as a voting member of the Groundwater Sustainability Agency for the San Antonio Creek Valley Groundwater Basin; and

b) 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.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:57 AM - 11:11 AM (14 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Directed; and

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

Adjourned at 1:10 PM

Adjourned to

Tuesday, March 21, 2017

County Administration Building
Board Hearing Room
105 East Anapamu Street , Fourth Floor
Santa Barbara

Challenges

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

Announcements

The meeting of Tuesday, March 14, 2017 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, March 16, 2017, at 5:00 PM and on Saturday, March 18, 2017, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>