

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Das Williams, Chair
Second District - Janet Wolf
Third District - Joan Hartmann
Fourth District - Peter Adam
Fifth District - Steve Lavagnino, Vice Chair

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, December 11, 2018

9:00 AM

COUNTY ADMINISTRATION BUILDING
BOARD HEARING ROOM, FOURTH FLOOR
105 E. 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.

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 December 4, 2018 Meeting

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

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

County Executive Officer's Report

No report from the County Executive Officer.

12:00 P.M. Recessed to Closed Session

Closed Session

18-00007

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

Alcox v. City of Lompoc, et al., United States District Court for the Central District of California, case number 5:17-cv-00507-JVS (AJW).

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).

Whitson v. Santa Barbara County, et al., Santa Barbara County Superior Court case number 16CV03698.

Schlags v. County of Santa Barbara, Workers' Compensation Appeals Board case numbers ADJ4319101, ADJ6656078, ADJ7161373, ADJ7191789, and ADJ727212.

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
(Paragraph (4) of subdivision (d) of Government Code section 54956.9)

Deciding whether to initiate civil litigation: 1 case.

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

Human Resources Director.

Report from Closed Session

County Counsel Michael Ghizzoni reported the following:

By a vote of 4:1 with Supervisor Adam voting no, the Board of Supervisors directed County Counsel to initiate litigation against certain manufacturers and distributors of prescription opioids, to recover the County's damages from opioid drug misuse, after the deceptive marketing and sale of prescription opioids.

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** **18-01001**

Consider recommendations regarding the Auditor-Controller’s Report on the Statement of Assets of the Santa Barbara County Treasurer’s Investment Pool - As of September 30, 2018, as follows:

- a) Receive and file the Auditor-Controller’s Report on the Statement of Assets of the Santa Barbara County Treasurer’s Investment Pool as of September 30, 2018; and
- b) 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 the creation of government funding mechanisms 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 Hartmann, that this matter be Acted on as follows:

- a) Received and filed; 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) AUDITOR-CONTROLLER

18-01002

Consider recommendations regarding the operation of new Revenue and Taxation Code Section 5105, authorizing payment of certain property tax refunds without a claim for refund being filed, as follows:

a) Adopt a Resolution in the Matter of Approving the Operation of Revenue and Taxation Code Section 5105; and

b) Determine that the above action is not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), finding that the action involves government organizational or administrative activities that will not result in direct or indirect physical changes to the environment.

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

a) Adopted.

RESOLUTION NO. 18-298

b) Approved.

The motion carried by the following vote:

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

A-3) BEHAVIORAL WELLNESS

18-00963

Consider recommendations regarding a Second Amendment to the Salvation Army, Fiscal Year (FY) 2018-2019, as follows:

a) Approve and authorize the Chair to execute a Second Amendment for Services of Independent Contractor with The Salvation Army Southern California Division (Salvation Army) (a local vendor), a provider of alcohol and drug free housing and shelter bed services, to extend the contract term for alcohol and drug program services by up to six months and increase the contract amount by up to \$24,000.00 in alcohol and drug funding, for a new total contract amount not to exceed \$341,100.00 for the period of July 1, 2016 through June 30, 2019; and

b) Determine that these activities are exempt from California Environmental Quality Act (CEQA) review per CEQA Guidelines Section 15378(b)(5) since the recommended actions are government administrative 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 Wolf, seconded by Supervisor Hartmann, 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 Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-4) BEHAVIORAL WELLNESS

18-00964

Consider recommendations regarding a Resolution to apply for No Place Like Home Noncompetitive Allocation Funds, Fiscal Year (FY) 2018-2019, as follows:

- a) Approve and authorize the Chair to execute the Resolution authorizing and directing the Director of Behavioral Wellness Department to apply for, and accept if awarded, the No Place Like Home Noncompetitive Allocation Award from the State of California, Department of Housing and Community Development, in the form of deferred payment loans up to \$2,582,696.00;
- b) Approve and authorize the Director of Behavioral Wellness to act on behalf of the County in connection with the No Place Like Home Noncompetitive Allocation award, as required by the program, to execute the Santa Barbara County No Place Like Home Noncompetitive Allocation application and all related documents on behalf of the County; and
- c) Determine that the approval of the recommended actions is exempt from the California Environmental Quality Act (CEQA) per CEQA Guidelines Section 15378(b)(4) since the recommended actions are government fiscal activities which do not involve commitment to any specific project which may result in potentially significant physical impact on the environment.

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

a) Approved and adopted; Chair to execute;

RESOLUTION NO. 18-299

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-5) BEHAVIORAL WELLNESS

18-01023

Consider recommendations regarding Homeless Mentally Ill Outreach and Treatment Program Notice of Award, Personnel Resolution, and Budget Revision Request, as follows: (4/5 Vote Required)

a) Adopt a Personnel Resolution effective December 31, 2018, as follows:

- i) Add one (1) FTE ADMHS Case Worker position;
- ii) Add two (2) 1.0 FTE ADMHS Practitioner Intern I/II positions; and
- ii) Add one (1) FTE Enterprise Leader - General position;

b) Approve a Budget Revision Request No. 0005999 increasing appropriations of \$862,000.00 in the Behavioral Wellness Department Mental Health Fund for Salaries and Benefits, Restricted Fund Balance, and Capital Assets funded by SB 840 Homeless Mentally Ill Outreach and Treatment Program grant revenue from the Department of Health Care Services; and

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

a) i) Through iii) Adopted.

b) and c) Approved.

RESOLUTION NO. 18-300

The motion carried by the following vote:

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

A-6) CLERK-RECORDER-ASSESSOR[18-01024](#)

Receive and file the Certification of Results for the General Election held on November 6, 2018, as required by law.

A motion was made by Supervisor Wolf, seconded by Supervisor Hartmann, that this matter be Received and filed. The motion carried by the following vote:

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

A-7) COMMUNITY SERVICES[18-00977](#)

Consider recommendations regarding a Community Development Block Grant (CDBG) Bridgehouse Leach Field Replacement Project, Fourth District, as follows:

a) Approve and authorize the Chair to execute a Community Development Block Grant (CDBG) Subrecipient Agreement between the County and Good Samaritan Shelter in the amount of \$25,000.00 for the Bridgehouse Leach Field Replacement Project approved by the Board on October 16, 2018; and

b) Consider the environmental effects of the project as shown in the Notice of Exemption 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 Notice of Exemption.

A motion was made by Supervisor Wolf, seconded by Supervisor Hartmann, 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 Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-8) COMMUNITY SERVICES

18-00978

Consider recommendations regarding a Second Amendment extending the term of a Community Development Block Grant (CDBG) Subrecipient Agreement with Good Samaritan Shelter, Fourth District, as follows:

- a) Approve and authorize the Chair to execute a Second Amendment to a CDBG Subrecipient Agreement (Agreement) between the County and Good Samaritan Shelter extending the term of the Agreement; and

- b) Determine that the recommended actions are not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(4), finding that the actions are not a project as they are the 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 impact on the environment.

A motion was made by Supervisor Wolf, seconded by Supervisor Hartmann, 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 Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-9) COMMUNITY SERVICES

18-00979

Consider recommendations regarding a Shelter Operations General Fund Agreement for Good Samaritan Shelters, as follows:

a) Approve, ratify, and authorize the Chair of to execute a Shelter Operations General Fund Agreement with Good Samaritan Shelter to support and maintain service levels at the Santa Maria Emergency Shelter, Family Emergency Shelter and Bridgehouse Emergency Shelter, for the period of July 1, 2018 through June 30, 2019 in an amount not to exceed \$242,793.00; and

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

A motion was made by Supervisor Wolf, seconded by Supervisor Hartmann, 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 Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-10) COMMUNITY SERVICES

18-00980

Consider recommendations regarding the execution of a Professional Services Agreement for \$36,225.00 with Community Technology Alliance for Homeless Management Information System Support Services and Approval of Budget Revision Request, as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute a Professional Services Agreement that will provide funding in the amount of \$36,225.00 from salary savings and the County’s Fiscal Year (FY) 2017 Continuum of Care Homeless Management Information System Expansion Grant to Community Technology Alliance for Homeless Management Information System support assistance to the Santa Maria/Santa Barbara Continuum of Care for the period January 1, 2019 to June 30, 2019;

b) Approve Budget Revision Request No. 0006076 which transfers appropriations of \$36,225.00 from Salaries and Benefits to Services and Supplies to be used towards Community Technology Alliance’s consulting services; and

c) Determine that the recommended actions are not the acceptance and approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the project is a creation of government funding mechanism 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 Hartmann, 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 Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-11) COMMUNITY SERVICES18-00993

Consider recommendations regarding the State Homeless Emergency Aid Program (HEAP) Funding and the addition of two grant funded positions with HEAP and the California Emergency Solutions and Housing (CESH) Program Funding, as follows: (4/5 Vote Required)

- a) Approve and authorize the Community Services Department Director or designee, to accept and execute all certifications, standard forms, and grant agreement with the State of California Business, Consumer Services, and Housing Agency (BCSHA) for 2018 HEAP Program funding in the amount of \$9,385,186.00 for a two and one-half year period of time beginning in January 1, 2019 through June 30, 2021;
- b) Adopt a Salary Resolution, effective December 17, 2018, adding two legal positions to Housing and Community Development as follows: a 1.0 FTE Computer Systems Specialist I/II and a 1.0 FTE Department Business Specialist I/II;
- c) Approve Budget Revision Request No. 0006058 to amend the Community Service Department Fiscal Year 2018-2019 Budget: and
- d) Determine that the recommended actions are not a project within the California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(4), since the recommended actions are government fiscal activities which do not involve commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

a) Approved and authorized;

b) Adopted.

RESOLUTION NO. 18-301

The motion carried by the following vote:

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

A-12) COUNTY COUNSEL

18-01000

Consider recommendations regarding the ratification of the Montecito Fire Protection District’s Amendment to its previous adoption of building standards relating to fire and panic safety that are more stringent than those building standards adopted by the State Fire Marshal and contained in the California Building Standards Code, as follows:

- a) Adopt a Resolution ratifying Montecito Fire Protection District’s Ordinance 2018-01 that amends Section 6 of the District’s Ordinance No. 2016-01, regarding the thresholds for triggering fire sprinkler installation in existing residential dwellings;
- b) Upon ratification of the Ordinance, instruct staff to forward a copy of the Board’s ratifying Resolution, and the Montecito Fire Protection District’s Ordinance, to the California Department of Housing and Community Development, pursuant to Health and Safety Code Section 13869.7; and
- c) Determine that the adoption of this Resolution is categorically exempt from the California Environmental Quality Act in compliance with Section 15061 (b), (3), (No possibility of impact on the environment).

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

a) Adopted.

RESOLUTION NO. 18-302

b) and c) Approved.

The motion carried by the following vote:

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

A-13) COUNTY EXECUTIVE OFFICE18-00922

Consider recommendations regarding an amendment to Chapter 50 of the County Code, Licensing of Cannabis Operations to make it effective in the Coastal Zone, as follows:

- a) Adopt (Second Reading) the amendment to Ordinance No. 5037 which added Chapter 50 to the County Code to make Chapter 50 operational in the Coastal Zone;
- b) Read title, “An Ordinance Amending Ordinance No. 5037 Which Added Chapter 50, Licensing of Commercial Cannabis Operations, to the Santa Barbara County Code,” and waive reading the Ordinance in full;
- c) Determine for the purposes of the California Environmental Quality Act (CEQA) that:
 - i) These actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and
 - ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the Ordinance’s significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received.

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

a) Adopted.

ORDINANCE NO. 5066

b) and c) i) and ii) Approved.

The motion carried by the following vote:

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

A-14) COUNTY EXECUTIVE OFFICE

[18-00974](#)

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

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

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

A-15) COUNTY EXECUTIVE OFFICE

[18-00994](#)

Consider recommendations regarding authorization of the County Executive Officer to sign the South Coast Task Force on Youth Safety Memorandum of Understanding, as follows:

- a) Authorize the County Executive Officer or designee to sign the South Coast Task Force on Youth Safety Sponsors and Host Agency Memorandum of Understanding; 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 potential physical impacts 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 Hartmann, that this matter be Acted on as follows:.

a) Authorized; and

b) Approved.

The motion carried by the following vote:

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

A-16) COUNTY EXECUTIVE OFFICE

18-01012

Consider recommendations regarding an amendment to Regulations Governing Payment of Retiree Health Benefits from a 401(h) Account, as follows:

- a) Approve and authorize the Chair to execute the Fourth Amendment to the Regulations Governing Payment of Retiree Health Benefits from a 401(h) Account; and
- b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA Guidelines, because the action consists of an administrative activity of government that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Wolf, seconded by Supervisor Hartmann, 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 Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-17) COUNTY EXECUTIVE OFFICE18-01022

Consider recommendations regarding an Agreement for Services of Independent Contractor with Ernst and Young for Thomas Fire and 1/9 Debris Flow Disaster Cost Recovery Consulting Services, as follows: (4/5 Vote Required)

- a) Approve, ratify and authorize the Chair to execute an Agreement for Services of Independent Contractor with Ernst and Young for Thomas Fire and 1/9 Debris Flow disaster cost recovery services for the period of February 28, 2018 through June 30, 2019, in an amount not to exceed \$780,000.00, and inclusive of \$95,000.00 authorized by Purchase Order CN21596 with Ernst and Young but otherwise cancels, nullifies, and supersedes Purchase Contract CN21596;
- b) Approve Budget Revision Request No. 0006091 to establish appropriations of \$780,000.00 for services and supplies funded by Committed Disaster Recovery Fund Balance; and
- c) Determine that the proposed actions are administrative activities that do not involve commitment to any specific project, and are therefore not a project as defined by State California Environmental Quality Act Guidelines Sections 15378 (b)(5).

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

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

The motion carried by the following vote:

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

A-18) DISTRICT ATTORNEY

18-00981

Consider recommendations regarding the California Governor’s Office of Emergency Services (Cal OES) Unserved/Underserved Victim Advocacy and Outreach Program Grant Award, as follows:

- a) Adopt the Board Resolution approving, ratifying, and authorizing the District Attorney to execute a Grant Agreement with Cal OES accepting the Unserved/Underserved Victim Advocacy and Outreach Program grant award for the award period of April 1, 2017 through September 30, 2018 in the amount of \$262,500.00; 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, and approve the filing of a Notice of Exemption on that basis.

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

a) Adopted.

RESOLUTION NO. 18-303

b) Approved.

The motion carried by the following vote:

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

A-19) DISTRICT ATTORNEY

18-00982

Consider recommendations regarding the renewal of a Grant Agreement with the California Department of Insurance for the Workers' Compensation Insurance Fraud Program, Fiscal Year 2018-2019, as follows:

a) Adopt a Resolution approving, ratifying, and authorizing the District Attorney to execute a Grant Agreement with the California Department of Insurance for the Workers' Compensation Insurance Fraud Program for the period of July 1, 2018 through June 30, 2019 in the amount of \$392,121.00; 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 Hartmann, that this matter be Acted on as follows:

a) Adopted.

RESOLUTION NO. 18-304

b) Approved.

The motion carried by the following vote:

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

A-20) DISTRICT ATTORNEY

18-00983

Consider recommendations regarding the renewal of an Agreement with the California Department of Insurance for Life and Annuity Consumer Protection Program Grant, Fiscal Year 2018 - 2019, as follows:

a) Adopt a Resolution approving, ratifying, and authorizing the District Attorney to execute a Grant Award Agreement with the California Department of Insurance for the Life and Annuity Consumer Protection Program Grant for the period of July 1, 2018 through June 30, 2019 in the amount of \$95,998.00; 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 Hartmann, that this matter be Acted on as follows:

a) Adopted.

RESOLUTION NO. 18-305

b) Approved.

The motion carried by the following vote:

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

A-21) DISTRICT ATTORNEY

18-00984

Consider recommendations regarding an agreement with the California Department of Insurance for an Automobile Insurance Fraud Prosecution Unit in the District Attorney’s Office, Fiscal Year 2018 - 2019, as follows:

- a) Adopt a Resolution approving, ratifying, and authorizing the District Attorney to execute a Grant Award Agreement with the California Department of Insurance for an Automobile Insurance Fraud Prosecution Unit for the period of July 1, 2018 through June 30, 2019 in the amount of \$121,787.00; 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 Hartmann, that this matter be Acted on as follows:

a) Adopted.

RESOLUTION NO. 18-306

b) Approved.

The motion carried by the following vote:

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

A-22) DISTRICT ATTORNEY[18-00995](#)

Consider recommendations regarding a Grant Agreement with the California Governor's Office of Emergency Services (Cal OES) for County Victim Services (XC) Program Grant, as follows: (4/5 Vote Required)

- a) Adopt the Resolution approving, ratifying, and authorizing the District Attorney to execute a Grant Agreement with Cal OES accepting the County XC Program grant award for the period of July 1, 2016 through December 31, 2019 in the amount of \$1,064,240.00;
- b) Approve Budget Revision Request No. 0006090 to increase appropriations in the amount of \$111,974.00 in District Attorney's Office General Fund for Salaries and Employee Benefits funded by unanticipated revenue from Intergovernmental Revenue-Federal;
- c) Adopt a Resolution effective December 17, 2018, adding one (1.0 FTE) Administrative Office Professional I/II position (Class 7001; \$44,731.16 - \$55,413.04) to the District Attorney's Office, which will be fully-funded by the XC grant; and
- d) 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, and approve the filing of a Notice of Exemption on that basis.

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

a) Adopted.

RESOLUTION NO. 18-307

b) Approved;

c) Adopted.

RESOLUTION NO. 18-308

d) Approved.

The motion carried by the following vote:

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

A-23) FIRE

18-01013

Consider recommendations regarding a request for waiver of competition in the purchase of a used Fire Helicopter, as follows: (4/5 Vote Required)

a) Authorize the Purchasing Agent to procure one (1) used Sikorsky HH 60L (Blackhawk) helicopter without being required to conduct a formal bid process;

b) Approve Budget Revision Request No. 0006028; 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 the CEQA.

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

a) Authorized; and

b) and c) Approved.

The motion carried by the following vote:

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

A-24) GENERAL SERVICES18-01005

Consider recommendations regarding contracts and amendments for Countywide Janitorial Services to Big Green Cleaning Company BC 17228 and BC 17229, as follows:

- a) Find, in accordance with Government Code Section 31000, that the County does not have employee resources to complete the custodial work to be completed by Big Green Cleaning Company and that the County's economic interests are served by the contracts;
- b) Approve and authorize the Chair to execute the Amendment to BC17-228 with Big Green Cleaning Company (a local vendor) increasing the total contract amount by \$59,932.00 for a total contract amount not to exceed \$2,756,652.00 and renewing the term for the first twenty-four (24) month extension period beginning on January 1, 2019 and ending on December 31, 2020;
- c) Approve and authorize the Chair to execute the Amendment to BC17-229 with Big Green Cleaning Company (a local vendor) increasing the total contract amount by \$235,000.00 for a total contract amount not to exceed \$375,000.00 and renewing the term for the first twenty-four (24) month extension period beginning on January 1, 2019 and ending on December 31, 2020;
- d) Authorize the Director of General Services to approve amendment to BC17-228 with Big Green Cleaning Company in the amount not-to-exceed \$137,833.00 (5% of Contract);
- e) Authorize the Director of General Services to approve the amendment to BC17-229 with Big Green Cleaning Company in the amount not-to-exceed \$18,700.00 (5% of Contract); and
- f) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA guidelines because they consist of organization or administrative activities of governments that will not result in direct or indirect changes in environment.

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

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

The motion carried by the following vote:

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

A-25) GENERAL SERVICES[18-00971](#)

Consider recommendations regarding a Memorandum of Understanding with the Judicial Council of California for the Historic Santa Barbara Courthouse, First District, as follows:

a) Approve and authorize the Chair to execute a Memorandum of Understanding (Historic MOU) between the Judicial Council of California, the County of Santa Barbara, and the Superior Court of California, County of Santa Barbara, for the continued use of the historic Santa Barbara County courthouse pursuant to California Government Code Section 70329; and

b) Find that the proposed actions are not a project under the California Environmental Quality Act (CEQA) pursuant to sections 15378(b) (4) and 15378(b) (5) of the CEQA Guidelines, because they consist of administrative and fiscal activities of government that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Wolf, seconded by Supervisor Hartmann, 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 Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-26) HUMAN RESOURCES[18-00997](#)

Consider recommendations regarding a proposed change to Civil Service Rule 908, as follows:

a) Approve a change to Civil Service Rule 908 to enable the appointing authority in the Sheriff's Office to extend the probationary period of employees in the classification of Communications Dispatcher I for a period not to exceed one year and sixty days, similar to extensions permitted for employees in safety classifications; and

b) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(4) that the above action is a government fiscal activity which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and therefore is not a project subject to environmental review.

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

a) and b) Approved.

The motion carried by the following vote:

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

A-27) PLANNING AND DEVELOPMENT

18-00988

Consider recommendations regarding the De Bruin, 415 S. Olive LLC, Lompoc LLC, and Strange Notice of Nonrenewal of Agricultural Preserve Contract, Lompoc Area, Third District, as follows:

a) Receive and consider the Agricultural Preserve Advisory Committee (APAC) recommendation to non-renew Agricultural Preserve Contract 76-AP-008;

b) Approve the Nonrenewal of Agricultural Preserve Contract 76-AP-008 due to non-compliance with Uniform Rule 6-1.1 (Nonrenewal); and direct the Clerk of the Board to record the approved Notice of Nonrenewal; and

c) 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 15378(b)(5).

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

a) Received; and

b) and c) Approved.

The motion carried by the following vote:

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

A-28) PLANNING AND DEVELOPMENT

18-00985

Consider recommendations regarding submission of the Agricultural Employee Dwelling (AED) Ordinance Amendment and the Coastal Resiliency Project Local Coastal Program Amendment (LCPA) to the California Coastal Commission (CCC) for certification as amendments to the Santa Barbara County Local Coast Program, as follows:

a) Adopt a Resolution authorizing the submittal of the following amendments to the Santa Barbara County Local Coastal Program to the CCC for review and certification:

i) An Ordinance (Case No. 18ORD-00000-00003) amending Article II, the Coastal Zoning Ordinance (Article II), of Chapter 35, Zoning, of the Santa Barbara County Code related to the Agricultural Employee Dwelling Ordinance Amendment;

ii) A Resolution (Case No. 17GPA-00000-00004) amending the Coastal Land Use Plan (CLUP) related to the Coastal Resiliency Project; and

iii) An Ordinance (Case No. 17ORD-00000-00015) amending Article II, of Chapter 35, Zoning, of the Santa Barbara County Code related to the Coastal Resiliency Project; and

b) Determine that the submittal of the aforementioned Resolution and amendments to the Santa Barbara County Local Coastal Program to the CCC is exempt from environmental review pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15265.

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

a) i) through iii) Adopted.

RESOLUTION NO. 18-309

b) Approved.

The motion carried by the following vote:

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

A-29) PLANNING AND DEVELOPMENT

18-00986

Consider recommendations regarding The Wine Group Replacement Agricultural Preserve Contract, Santa Ynez Area, Third District, as follows:

- a) Receive and consider the Agricultural Preserve Advisory Committee’s (APAC) recommendation on Agricultural Preserve Replacement Contract 18AGP-00000-00012;
- b) Adopt a Resolution creating Agricultural Preserve 18AGP-00000-00012 (Attachment 1) consisting of 146.01 acres located on North Refugio Road in Santa Ynez (APNs 141-440-022, 141-440-024, and 141-440-025);
- c) Adopt a Resolution creating Agricultural Preserve 18AGP-00000-00012;
- d) Authorize recordation by the Clerk of the Board; and
- e) 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 15378(b)(5).

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

a) Received;

b) Adopted.

RESOLUTION NO. 18-310

c) Adopted;

d) Authorized; and

e) Approved.

The motion carried by the following vote:

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

A-30) PLANNING AND DEVELOPMENT18-00987

Consider recommendations regarding Cotti (Lahr) Replacement Agricultural Preserve Contract, Santa Maria Area, Third District, as follows:

- a) Receive and consider the Agricultural Preserve Advisory Committee's (APAC) recommendation on Agricultural Preserve Replacement Contract 18AGP-00000-00015;
- b) Adopt a Resolution creating Agricultural Preserve 18AGP-00000-00015 consisting of 241.82 acres located at 690 South Simas Road in the Santa Maria area (APN 113-080-031);
- c) Approve and authorize the Chair to execute Agricultural Preserve Replacement Contract 18AGP-00000-00015;
- d) Authorize recordation by the Clerk of the Board; and
- e) 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 15378(b)(5).

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

a) Received;

b) Adopted.

RESOLUTION NO. 18-311

c) Approved and authorized; Chair to execute;

d) Authorized; and

e) Approved.

The motion carried by the following vote:

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

A-31) PLANNING AND DEVELOPMENT

18-00989

Consider recommendations regarding the Gainey Notice of Nonrenewal of Agricultural Preserve Contract, Santa Ynez Area, Third District, as follows:

- a) Receive and consider the Agricultural Preserve Advisory Committee (APAC) recommendation to non-renew Agricultural Preserve Contract 07-AP-035;

- b) Approve the Nonrenewal of Agricultural Preserve Contract 07-AP-035 due to non-compliance with Uniform Rule 6 - Nonrenewal; and direct the Clerk of the Board to record the approved Notice of Nonrenewal; and

- c) 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 15378(b)(5).

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

- a) Received;**

- b) and c) Approved.**

The motion carried by the following vote:

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

A-32) PLANNING AND DEVELOPMENT [18-00990](#)

Consider recommendations regarding the Bembi Notice of Nonrenewal of Agricultural Preserve Contract, Los Alamos Area, Third District, as follows:

- a) Receive and consider the Agricultural Preserve Advisory Committee (APAC) recommendation to non-renew Agricultural Preserve Contract 84-AP-006;
- b) Approve the Nonrenewal of Agricultural Preserve Contract 84-AP-006 due to non-compliance with Uniform Rule 1-2.3 - Commercial Production and Reporting Requirements; and direct the Clerk of the Board to record the approved Notice of Nonrenewal; and
- c) 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 15378(b)(5).

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

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

The motion carried by the following vote:

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

A-33) PLANNING AND DEVELOPMENT [18-00991](#)

Consider recommendations regarding the Barrack Notice of Nonrenewal of Agricultural Preserve Contract, Santa Ynez Area, Third District, as follows:

- a) Receive and consider the Agricultural Preserve Advisory Committee (APAC) recommendation to non-renew Agricultural Preserve Contract 86-AP-012;
- b) Approve the Nonrenewal of Agricultural Preserve Contract 86-AP-012 due to non-compliance with Uniform Rule 1-2.3 - Commercial Production and Reporting Requirements; and direct the Clerk of the Board to record the approved Notice of Nonrenewal; and
- c) 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 15378(b)(5).

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

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

The motion carried by the following vote:

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

A-34) PLANNING AND DEVELOPMENT [18-00992](#)

Consider recommendations regarding the Investors of America Notice of Nonrenewal of Agricultural Preserve Contract, Lompoc Area, Fourth District, as follows:

- a) Receive and consider the Agricultural Preserve Advisory Committee (APAC) recommendation to non-renew Agricultural Preserve Contract 69-AP-050B;
- b) Approve the Nonrenewal of Agricultural Preserve Contract 69-AP-050B due to non-compliance with Uniform Rule 6-1.1 - Nonrenewal; and direct the Clerk of the Board to record the approved Notice of Nonrenewal; and
- c) Find that the proposed action is an administrative activity of the County with 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 15378(b)(5).

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

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

The motion carried by the following vote:

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

A-35) PLANNING AND DEVELOPMENT18-01006

Consider recommendations regarding Coastal Resource Enhancement Fund (CREF) Grant Contracts, Second, Third and Fifth Districts, as follows:

- a) Approve and authorize the Chair to execute the CREF contract with the Santa Barbara Natural History Museum, in the amount of \$10,000.00, to fabricate and install eight interpretative signs along the Santa Barbara wharf, for the period of December 11, 2018 to April 1, 2020, Second District;
- b) Approve and authorize the Chair to execute the CREF contract with Earth Island Institute, in the amount of \$10,000.00, to complete 50% of the engineering design reports for the Gaviota Creek Fish Passage project, for the period of December 11, 2018 to December 15, 2019, Third District;
- c) Approve and authorize the Chair to execute the CREF contract with Earth Island Institute, in the amount of \$19,818.00, to complete 65% of the engineering design reports for the Davy Brown/Munch Creeks Fish Passage project, for the period of December 11, 2018 to February 15, 2019, Fifth District;
- d) Approve and authorize the Director of Planning and Development, or designee, to: extend performance in accordance with Section 3 of the three contracts for up to and not to exceed a period of one year for good cause; to terminate the contracts in accordance with Section 4 and Section 15 of the three contracts for failure of Grantees to provide matching funds; and to approve project changes in accordance with Section 5 of the three contracts, including changes to project descriptions, reduction in the overall project budgets or change in budget items of 10 percent or more;
- e) Approve transfer of the \$20,000.00 CREF grant that was awarded in the 2017 cycle for the Baron Ranch Realignment Project from Santa Barbara County Trail Council to Santa Barbara County's Community Services Department; and
- f) Determine that the allocations of the CREF grants and transfer of a CREF grant are exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the State Guidelines for the implementation of CEQA.

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

- a) Through c) Approved and authorized; Chair to execute;**
- d) Approved and authorized; and**
- e) and f) Approved.**

The motion carried by the following vote:

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

A-36) PUBLIC HEALTH

18-00996

Consider recommendations regarding Interim Health Officer Special Duty Pay, as follows:

- a) Approve and authorize a special duty allowance of 10% for Polly Baldwin, MD, MPH, Interim Health Officer of the Public Health Department, effective October 27, 2018; and
- b) Determine that the above actions are organizational and administrative activities of government that are 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 Wolf, seconded by Supervisor Hartmann, 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 Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-37) PUBLIC WORKS

18-00965

Consider recommendations regarding an amendment to Agreements for Services of Independent Contractors with MNS Engineers, BC 17231; Bengal Engineering, BC 17232; and Rende Consulting, BC 17233 for Engineering Consulting Services, as follows:

- a) Approve and authorize the Chair to execute the First Amendment to the Agreement for Services of Independent Contractor with Bengal Engineering (a local vendor) for engineering consulting services to extend the period of performance for an additional 2 years making the entire term December 13, 2016 through December 12, 2020;
- b) Approve and authorize the Chair to execute the First Amendment to the Agreement for Services of Independent Contractor with MNS Engineers (a local vendor) for engineering consulting services to extend the period of performance for an additional 2 years making the entire term December 13, 2016 through December 12, 2020;
- c) Approve and authorize the Chair to execute the First Amendment to the Agreement for Services of Independent Contractor with Rende Consulting (not a local vendor) for engineering consulting services to extend the period of performance for an additional 2 years making the entire term December 13, 2016 through December 12, 2020; and
- d) Find that the proposed amendments do not constitute a “Project” within the meaning of the California Environmental Quality Act pursuant to 14 CCR 15378 (b)(5) (Organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment), and approve and direct staff to file the Notice of Exemption on that basis.

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

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

The motion carried by the following vote:

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

A-38) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

18-00968

Consider recommendations regarding Carpinteria Salt Marsh Maintenance Environmental Impact Report (EIR) Update, First District, as follows: (4/5 Vote Required)

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

- a) Approve and authorize the Chair to execute an Agreement for Services of Independent Contractor with Padre Associates Inc. (a local vendor) for environmental services in the amount of \$177,495.00 for the period of December 11, 2018 through June 30, 2020 to develop the Carpinteria Salt Marsh Maintenance Environmental Impact Report;
- b) Approve and authorize the Public Works Director, or designee, to approve Agreement amendments within the scope of work in an amount of not to exceed \$17,750.00 for a total Agreement amount not to exceed \$195,245.00;
- c) Approve Budget Revision Request No. 0006081 increasing appropriations in the amount of \$195,245.00 in the South Coast Flood Zone for Services and Supplies releasing Restricted Fund Balance to fund costs for this agreement; and
- d) Find that the recommended action to award a contract for environmental services is a fiscal and administrative activity not constituting a "Project" within the meaning of the California Environmental Quality Act, as set forth in 14CCR 15378(b)(4) and (5).

A motion was made by Supervisor Wolf, seconded by Supervisor Hartmann, 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;**
- b) Approved and authorized;**
- c) and d) Approved.**

The motion carried by the following vote:

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

A-39) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT 18-00970

Consider recommendations regarding the Miramar Hotel flood control access easement to Oak Creek in Montecito, First District, as follows:

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

a) Approve the Permanent Access Easement for a portion of real property conveyed from the Miramar Acquisition Co., LLC to the Santa Barbara County Flood Control and Water Conservation District, consisting of an easement 16-feet wide for access over the private streets for the purposes of flood control access to Oak Creek, and located on the property known as County Assessor Parcel Number 009-371-007, and authorize the Clerk of the Board to sign the Certificate of Acceptance; and

b) Consider the environmental effects of the project as shown in the Environmental Impact Report (EIR) [08EIR-00000-00003] certified on December 9, 2008, the Mitigated Negative Declaration [00-ND-003] adopted on May 3, 2000, and in the Addenda dated December 9, 2008, March 11, 2011, and March 24, 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 prior environmental review identified above.

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

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

a) and b) Approved.

The motion carried by the following vote:

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

A-40) PUBLIC WORKS

18-00975

Consider recommendations regarding an agreement with 22nd Century Technologies, Inc., of San Jose, California, to provide on-call casual labor, Second and Third Districts, as follows:

a) Approve and authorize the Chair to execute a labor contract with 22nd Century Technologies, Inc., of San Jose, California, for services to provide on-call casual labor at County operated Resource Recovery and Waste Management facilities in an amount not to exceed \$600,000.00 for the period of January 1, 2019 to December 31, 2019. The contract may be renewed upon written agreement of the Contractor and County for up to three additional one-year terms; and

b) Find that the project is for the continued operation and maintenance of the existing County-operated resource recovery and waste management facilities involving negligible or no expansion of use beyond that which presently exists, that the proposed action is therefore exempt from the California Environmental Quality Act pursuant to 14 CCR 15301 and approve the filing of a Notice of Exemption on that basis.

A motion was made by Supervisor Wolf, seconded by Supervisor Hartmann, 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 Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-41) PUBLIC WORKS18-01003

Consider recommendations regarding the acquisition of a portion of the Jordan Property (APN 093-040-029) for the Floradale Avenue Bridge No. 51C-0370 over Santa Ynez River Project (Replacing Existing Bridge No. 51C-006), Federal Project BRLSZD-5951(060), County Project No. 862032, Third District, as follows:

- a) Approve and authorize the Chair to execute the Real Property Purchase Contract and Escrow Instructions (Agreement) between the County of Santa Barbara, as Buyer, and Stephen and Patricia Jordan, trustees of the Stephen E. and Patricia A. Jordan Family Trust dated May 4, 1995, as Seller, for the County's acquisition of a portion of the property known as APN 093-040-029, for a purchase price of \$37,200.00;
- b) Authorize the Director of Public Works, or designee, to execute any and all escrow documents required to facilitate the terms and conditions of the proposed acquisition;
- c) Direct staff to (i) return to the Board for final action consummating the purchase of the Property, which will include authorizing the Clerk to execute a Certificate of Acceptance for the Property; and (ii) publish notice of the Board's intention to make the purchase in accordance with California Government Code Section 25350; and
- d) Consider the environmental effects of the project, as shown in the Final Mitigated Negative Declaration (18NGD-00000-00003) dated September 28, 2018, adopted by the County of Santa Barbara on December 4, 2018, 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 therefore approval of the Recommended Actions are within the scope of the Proposed Final Mitigated Negative Declaration (18NGD-00000-00003).

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

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

The motion carried by the following vote:

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

A-42) PUBLIC WORKS

18-00976

Consider recommendations regarding adopting intersection controls and parking restrictions in the First, Second, Third and Fourth Districts, as follows:

- a) Adopt a Resolution to rescind various parking restrictions on school days in the Third and Fourth Districts;
- b) Adopt a Resolution to establish new Stop Controls and new parking restrictions in the First, Second, Third and Fourth Districts; and
- c) Find that the proposed actions are for continuing maintenance of routinely updated existing public facilities, which is not considered a “Project” as defined by The California Environmental Quality Act pursuant to Title 14 of the California Code of Regulations, Section 15378(b)(2), and does not require approval of the California Environmental Quality Act.

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

a) Adopted.

RESOLUTION NO. 18-312

b) Adopted.

RESOLUTION NO. 18-313

c) Approved.

The motion carried by the following vote:

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

A-43) PUBLIC WORKS

18-01010

Consider recommendations regarding State Lands Lease for Sandyland Seawall, County Project No. 720839, First District, as follows:

- a) Approve and authorize the Chair to execute a lease between the County of Santa Barbara and the State Lands Commission for operation, maintenance, and repair of the existing Sandyland rock revetment;
- b) Adopt a Resolution approving the Lease from the State Lands Commission to allow operation, maintenance, and repair of the existing Sandyland rock revetment;
- c) Approve and authorize the Director of Public Works, or designee, to sign and submit all documents, including, but not limited to applications and payment required, which may be necessary; and
- d) Find that the proposed project consists of the operation, repair, maintenance, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that previously existing, including but not limited to existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities, and that the proposed project is therefore exempt from California Environmental Quality Act pursuant to 14 CCR 15301(c) and approve the filing of a Notice of Exemption on that basis.

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

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

RESOLUTION NO. 18-314

- c) Approved and 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-44) SANTA BARBARA COUNTY EMPLOYEE'S RETIREMENT SYSTEM [18-00998](#)

Consider recommendations regarding the establishment of an Accountant I position and Financial Office Professional I/II position at the Santa Barbara County Employees' Retirement System, as follows:

- a) Adopt a Resolution which allocates to the Santa Barbara County Employees' Retirement System a 1.0 FTE Accountant I/II position and a 1.0 FTE Financial Office Professional I/II position, as of December 31, 2018; 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 potential physical impacts 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 Hartmann, that this matter be Acted on as follows:

a) Adopted.

RESOLUTION NO. 18-315

b) Approved.

The motion carried by the following vote:

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

A-45) SHERIFF [18-01028](#)

Consider recommendations regarding the acceptance of an \$85,000.00 grant for STEP (Selective Traffic Enforcement Program) from the California Office of Traffic Safety (OTS)/National Highway Traffic Safety Association for the period from October 1, 2018 through September 30, 2019, as follows: (4/5 Vote Required)

- a) Accept an \$85,000.00 grant from the State of California OTS for STEP for the period from October 1, 2018 through September 30, 2019; and
- b) 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)(5), in that it is a government administrative activity that will not result in direct or indirect changes in the environment.

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

a) Accepted; and

b) Approved.

The motion carried by the following vote:

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

A-46) SHERIFF, FIRE

18-01011

Consider recommendations regarding the acceptance of a donation of \$20,000.00 to help support the Unincorporated Lompoc Area for Law Enforcement and Fire Services, as follows: (4/5 Vote Required)

- a) Accept a donation of \$20,000.00 from the Bertha Mae Christopher Living Trust;
- b) Approve Budget Revision Request No. 0005942 establishing appropriations of \$10,000.00 for the Lompoc Unincorporated Area for Law Enforcement in the Sheriff General Fund, and placing \$10,000.00 into a Restricted Fund Balance for the Sheriff’s Office Lompoc area and establish \$10,000.00 for the Lompoc Unincorporated Area for Instruments and Equipment for Fire Services in the Fire Department Fire Protection District Fund, funded by the donation; and
- c) Find that the proposed action does not constitute a “project” under the California Environmental Quality Act because it is within the exception provided by 14 CCR 15378(b)(4) for “the creation of government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.”

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

a) Accepted; and

b) and c) Approved.

The motion carried by the following vote:

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

A-47) SOCIAL SERVICES

18-00973

Consider recommendations regarding an agreement with Child Abuse Listening Mediation for evidence based parent education, as follows:

a) Approve and authorize the Chair to execute an Agreement with Child Abuse Listening Mediation (local vendor), to provide Evidence Based Parent Education for a total contract amount not to exceed \$29,907.00 (\$9,969.00 per Fiscal Year for three years) for the period of December 12, 2018 through June 30, 2021; and

b) Determine that the approvals and execution of the above Agreement is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), finding that the approvals and execution of the Agreements are 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 Hartmann, 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 Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-48) TREASURER-TAX COLLECTOR [18-00966](#)

Consider recommendations regarding External Auditor’s Reports on the Treasurer’s Financial Statements and the Treasurer’s Compliance with the Treasury Oversight Committee Provisions Contained in Sections 27130-27137 of the California Government Code, as follows:

- a) Receive and file the Santa Barbara County Treasurer’s Investment Pool Financial Statements with Independent Auditor’s Reports for the Fiscal Year ended June 30, 2018;
- b) Receive and file the Independent Accountant’s Report on the Treasurer’s Compliance with the Treasury Oversight provisions contained in Sections 27130-27137 of the California Government Code for the Fiscal Year ended June 30, 2018; and
- c) Determine that the above action involves government funding mechanisms and/or fiscal activities and is 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 Hartmann, that this matter be Acted on as follows:

- a) and b) Received and filed; and
- c) Approved.

The motion carried by the following vote:

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

A-49) TREASURER-TAX COLLECTOR [18-00967](#)

Approve the appointment of the following member to the Treasury Oversight Committee pursuant to Government Code Section 27132:

Jessica Blazer, Allan Hancock Joint Community College District.

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

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

A-50) TREASURER-TAX COLLECTOR

18-00972

Consider recommendations regarding excess proceeds from the June 6, 2016 Tax Sale, as follows:

a) Order the distribution of excess proceeds resulting from the Treasurer-Tax Collector’s public auction sale of Assessor’s Parcel No(s). 118-020-013 and 118-020-022 to the parties of interest as follows:

- i) Homer T. Hayward Lumber Company - \$39,669.66;
- ii) Treasurer-Tax Collector - \$3,245.71;
- iii) Internal Revenue Service - \$7,121.30; and
- iv) Luisito Dionisio - \$10,922.00; and

b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378 of the CEQA Guidelines, because it is a governmental fiscal activity which does 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 Hartmann, that this matter be Acted on as follows:

- a) i) Through iv) Approved; and
- b) Approved.

The motion carried by the following vote:

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

A-51) TREASURER-TAX COLLECTOR

18-00999

Receive and file the Fiscal Year 2018-2019 First Quarter (July through September 2018) report on the Treasurer’s Investment Pool, pursuant to Government Code section 53646(b).

A motion was made by Supervisor Wolf, seconded by Supervisor Hartmann, that this matter be Received and filed. The motion carried by the following vote:

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

Board of Supervisors

A-52) SUPERVISOR ADAM [18-00958](#)

Approve the reappointment of Larry Ferini to the County Planning Commission, term ending December 31, 2020, Fourth District.

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

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

A-53) SUPERVISOR ADAM [18-01015](#)

Approve the reappointment of Don Rowland to the Assessment Appeals Board No. 1, term ending August 31, 2021, Fourth District.

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

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

A-54) SUPERVISOR ADAM [18-01016](#)

Approve the reappointment of Amber Benedetti to the Arts Commission, term ending January 1, 2022, Fourth District.

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

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

A-55) SUPERVISOR ADAM [18-01017](#)

Approve the reappointment of Tami Rabska to the Commission for Women, term ending January 1, 2022, Fourth District.

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

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

A-56) SUPERVISOR ADAM [18-01018](#)

Approve the reappointment of James Pearson to the Housing Authority, term ending December 31, 2022, Fourth District.

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

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

A-57) SUPERVISOR ADAM [18-01019](#)

Approve the reappointment of Kenneth Ostini to the Lompoc Cemetery District Board of Trustees, term ending December 31, 2022, Fourth District.

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

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

A-58) SUPERVISOR ADAM [18-01020](#)

Approve the reappointment of Rick Starbuck to the Lompoc Cemetery District Board of Trustees, term ending December 31, 2022, Fourth District.

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

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

A-59) SUPERVISOR ADAM [18-01021](#)

Approve the reappointment of Robert Jones to the North County Board of Architectural Review, term ending January 1, 2021, Fourth District.

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

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

A-60) SUPERVISOR LAVAGNINO [18-00953](#)

Approve the reappointment of Coleman Lucas to the Santa Maria Cemetery District Board of Trustees, term ending December 31, 2022, Fifth District.

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

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

A-61) SUPERVISOR LAVAGNINO [18-00954](#)

Approve the reappointment of Mark H. Evans to the Santa Maria Cemetery District Board of Trustees, term ending December 31, 2022, Fifth District.

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

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

A-62) SUPERVISOR LAVAGNINO [18-00955](#)

Approve the reappointment of John R. Tunnell to the Santa Maria Cemetery District Board of Trustees, term ending December 31, 2022, Fifth District.

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

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

A-63) SUPERVISOR LAVAGNINO [18-00956](#)

Approve the reappointment of Dennis C. Smitherman to the Arts Commission, term ending June 30, 2021, Fifth District.

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

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

A-64) SUPERVISOR LAVAGNINO [18-00957](#)

Approve the reappointment of Doug Paul Jenzen to the Arts Commission, term ending June 30, 2021, Fifth District.

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

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

A-65) SUPERVISOR LAVAGNINO [18-00959](#)

Approve the reappointment of Daniel D. Blough to the Planning Commission, term ending December 31, 2020, Fifth District.

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

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

A-66) SUPERVISOR LAVAGNINO

18-01009

Consider recommendations regarding the approval of a Grant from Highland-Santa Barbara Foundation Inc. to establish The Santa Barbara Countywide Veterans Collaborative, as follows:

- a) Approve and authorize the Chair to execute the grant agreement between the County of Santa Barbara and The Highland-Santa Barbara Foundation Inc., in the amount of \$40,000.00 to establish and develop the Santa Barbara County Veterans Collaborative for the period of December 27, 2018 to December 27, 2019;
- b) Authorize the County Executive Officer to direct County staff to assist with the Collaborative as appropriate to best serve our veteran community; and
- c) Determine that the above action is 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 Hartmann, that this matter be Acted on as follows:

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

Hearing Requests**A-67) 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; and
- x) Child Care Planning Council - one regular member.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

A motion was made by Supervisor Wolf, seconded by Supervisor Hartmann, that this matter be Set for a hearing, as follows: January 8, 2019 in Santa Barbara EST. TIME: 15 MIN.). The motion carried by the following vote:

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

A-68) PLANNING AND DEVELOPMENT18-01004

Set a hearing to consider recommendations regarding options for appeal case number 18APL-00000-00019, filed by Mr. Matt Turrentine of Brodiaea, Inc., the project applicant, of the County Planning Commission's, September 12, 2018, determination that the proposed Final Mitigated Negative Declaration (MND), case number 16NGD-00000-00004 prepared for the North Fork Ranch Frost Ponds project, case number 16CUP-00000-00005, located at 7400 Highway 166, approximately nine miles west of the community of New Cuyama, Fifth District, as follows:

(Set a hearing for January 15, 2019. Time estimate: 1 hour)

Option 1:

a) Conceptually determine that the Mitigated Negative Declaration, case no. 17NGD-000-00004, is inadequate and that an Environmental Impact Report (EIR) is required because there is substantial evidence in the record supporting a fair argument that the project may have a significant effect on the environment;

b) Conceptually deny the appeal, case no. 18APL-00000-00019, thereby affirming the Planning Commission's action;

c) Conceptually direct staff to prepare an EIR focused on issues associated with evaporative water losses resulting from the proposed project, potential biological resource impacts, and potential flooding impacts to State Highway 166; and to bring the project back to the Planning Commission for further consideration upon completion of the EIR; and

d) Continue the hearing in order to adopt findings that an EIR is required to evaluate the environmental impacts of the proposed project; or

Option 2:

a) Conceptually determine that an EIR is not required at this time because the current evidence in the record does not support that there is substantial evidence of a fair argument that the project as analyzed in the Mitigated Negative Declaration, case no. 17NGD-00000-00004 may have significant effect on the environment;

b) Conceptually approve the appeal, case no. 18APL-00000-00019, thereby reversing the County Planning Commission's action;

c) Conceptually direct staff to bring the project back to the County Planning Commission for full consideration of the project; and

d) Continue the hearing in order to adopt findings that an EIR is not required at this time.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be Set for a hearing, as follows: February 5, 2019 in Santa Barbara EST. TIME: 1 HR.). The motion carried by the following vote:

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

Honorary Resolutions

A-69) SUPERVISOR WILLIAMS, SUPERVISOR WOLF [18-01008](#)

Adopt a Resolution proclaiming the week of December 9, 2018 through December 14, 2018 as a time to honor and remember the 38,000+ lives lost and injured to gun violence each year in America.

A motion was made by Supervisor Wolf, seconded by Supervisor Hartmann, that this matter be Adopted.

RESOLUTION NO. 18-316

The motion carried by the following vote:

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

A-70) SUPERVISOR ADAM [18-01007](#)

Adopt a Resolution of Commendation honoring Janet Hope upon her retirement from the Department of Social Services after over 37 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Wolf, seconded by Supervisor Hartmann, that this matter be Adopted.

RESOLUTION NO. 18-317

The motion carried by the following vote:

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

Resolutions to be Presented

A-71) SUPERVISOR WILLIAMS [18-01027](#)

Adopt a Resolution of Commendation honoring the recipients of the 2018 Congressional App Challenge for the 24th District in Santa Barbara County.

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

RESOLUTION NO. 18-318

The motion carried by the following vote:

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

A-72) BOARD OF SUPERVISORS [18-01026](#)

Adopt a Resolution of Commendation honoring Theodore A. Fallati upon his retirement as the Auditor-Controller after over 26 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Wolf, seconded by Supervisor Hartmann, that this matter be Adopted.

RESOLUTION NO. 18-319

The motion carried by the following vote:

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

A-73) BOARD OF SUPERVISORS [18-01014](#)

Adopt a Resolution of Commendation honoring Janet Wolf upon her retirement after 12 years of faithful and distinguished public service as Second District County Supervisor.

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

RESOLUTION NO. 18-320

The motion carried by the following vote:

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

Board of Supervisors

A-74) SUPERVISOR ADAM [18-01030](#)

Approve the appointment of Cody English to the Orcutt Trails Commission, term ending December 31, 2022, Fourth District.

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

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

A-75) SUPERVISOR ADAM [18-01031](#)

Approve the appointment of Dave Olwin to the Orcutt Trails Commission, term ending December 31, 2022, Fourth District.

A motion was made by Supervisor Wolf, seconded by Supervisor Hartmann, that this matter be Approved. 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) (18-00001)

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

Re: County Planning Process - Ed Kalasky addressed the board

Re: Warming Centers - Johnson J addressed the Board

Re: Concerns Over Cannabis Cultivation in Santa Ynez Valley - Jeff Jacobson and Joanie Costa addressed the Board.

Re: Negotiations between County and SEIU 620 / Thank you to Supervisor Wolf for her Public Service - Bob MacLeod addressed the Board

Re: Cannabis Cultivation in County / Tax Levy in Isla Vista - David Diaz addressed the Board

Re: Alternative Energy - Max Schultz addressed the Board

Re: Thank you to Supervisor Wolf for her Public Service - Linda Krop addressed the Board

Departmental Agenda
Planning Items and Public Hearings

1) COMMUNITY SERVICES

[18-00961](#)

HEARING - Consider recommendations regarding the approval of a substantial amendment to the 2018 Action Plan and execution of Tenant-Based Rental Assistance (TBRA) agreements with the City of Santa Maria and County Housing Authority, Fourth and Fifth Districts, as follows: (EST. TIME: 15 MIN.)

a) Hear and consider public comments relating to the use of \$350,000.00 in federal HOME Investment Partnerships (HOME) funds for a TBRA program (Program) and to the Substantial Amendment to a Fiscal Year (FY) 2018-2019 Action Plan that were submitted during the 30-day public comment period, which began on November 11, 2018 and concludes at the end of the December 11, 2018 public hearing for the Program;

b) Approve the Substantial Amendment to the FY 2018-2019 Action Plan, which adds the use of \$350,000.00 in HOME Funds for the Program and direct staff to submit the Substantial Amendment to U.S. Department of Housing and Urban Development (HUD);

c) Approve and authorize the Chair to execute the Subrecipient Agreement in the amount of \$250,000.00 between the County and the Housing Authority of the County of Santa Barbara (Housing Authority) to administer a TBRA program funded through the County HOME Consortium with an effective date of December 11, 2018 and terminating December 31, 2020;

d) Approve and authorize the Chair to execute the Subrecipient Agreement in the amount of \$100,000.00 between the County and the City of Santa Maria (City) to administer a TBRA program funded through the County HOME Consortium with an effective date of December 11, 2018 and terminating December 31, 2020; and

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

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:00 AM - 11:05 AM (5 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Accepted and considered public comments;
- b) Approved;
- c) and d) Approved, Chair to execute;
- e) Approved.

Directed staff to amend page 5 of Exhibit A to reflect the specific amounts in the Grant Budget related to Security Deposits, Utility Deposits, Rent Assistance, Staff Costs for Income Certifications and Staff Costs for HQS Inspections

The motion carried by the following vote:

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

2) COMMUNITY SERVICES

18-00960

HEARING - Consider recommendations regarding the Energy and Climate Action Plan 2017 Progress Report, as follows: (EST. TIME: 30 MIN.)

- a) Receive and file the Energy and Climate Action Plan (ECAP) 2017 Progress Report and the 2016 Greenhouse Gas Inventory Update and Forecast;
- b) Provide staff with direction regarding updating the ECAP to:
 - i) Establish a new 2030 greenhouse gas (GHG) reduction target;
 - ii) Include GHG reduction and climate resiliency actions;
 - iii) Employ a regional approach inclusive of interested neighboring jurisdictions and community representatives;
 - iv) Report implementation progress for the current and updated ECAP on a three-year cycle; and
 - v) Other direction provided by the Board; and
- c) Determine that the recommended actions do not constitute a project and are exempt from the California Environmental Quality Act (CEQA) pursuant to the CEQA Guidelines Section 15378(b) (2), as they involve continuing administrative actions. When projects and programs proceed to implementation, they may be subject to environmental review under CEQA.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 11:07 AM - 12:55 PM (1 HR. 48 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Received and filed.

b) i) through v) Acted on as follows:

i) and ii) Directed staff to include a greenhouse gas (GHG) reduction target of 50% of 1990 by 2030 and to include GHG reduction and resilience actions;

iii) and iv) Approved;

v) Directed staff to report back to the Board prior to or during budget workshops with a status report on electrification of the County vehicle fleet including cost information. Further directed staff to return to the Board in six months with a report on countywide efforts in terms of renewable generation, building efficiencies, alternate transportation options including rideshare, use of flextime and telecommuting and others as appropriate in order to track and measure success and establish priorities going forward.

c) Approved.

The motion carried by the following vote:

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

3) LEGISLATIVE PROGRAM COMMITTEE [18-00962](#)

HEARING - Consider recommendations regarding an update on Legislative Advocacy and the adoption of the 2019 Legislative Platform, as follows: (EST. TIME: 30 MIN.)

- a) Receive and file an update from the County’s legislative advocates;
- b) Adopt the County of Santa Barbara 2019 Legislative Platform; and
- c) Find that the proposed actions do not constitute a “Project” within the meaning of the California Environmental Quality Act, pursuant to 14 CCR 15378(b)(2), as it consists of general policy and procedure making.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 12:57 PM - 1:10 PM (13 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Received and filed;

b) Adopted; and

c) Approved.

The motion carried by the following vote:

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

Noes: 1 - Supervisor Adam

4) PUBLIC WORKS

18-00969

HEARING - Consider recommendations regarding the adoption of fees for Shared Mobility Devices and use of road right-of-way for business purposes, as follows: (EST. TIME: 45 MIN.)

- a) Adopt a Resolution authorizing the collection of fees for issuance of Annual Business Purposes Encroachment Permits;
- b) Receive a report on implementing enforcement options and provide direction;
- c) Receive and file a report on draft permit conditions for shared mobility businesses Annual Business Purposes Encroachment Permits; and
- d) Determine this Resolution is not a project under the California Environmental Quality Act pursuant to Section 14 CCR 15378 (b) (2) (Organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment).

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 2:37 PM - 3:50 PM (1 HR. 13 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Adopted.

RESOLUTION NO. 18-321

b) Received and filed. Directed staff to rely on the Road Commissioner; to decrease the number of scooters from 100 to 50 in Zone 2A and that deployment and parking of scooters shall be restricted to commercial zones only.

c) Approved.

The motion failed by the following vote:

Ayes: 2 - Supervisor Wolf, and Supervisor Adam

Noes: 3 - Supervisor Williams, Supervisor Hartmann, and Supervisor Lavagnino

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

a) Adopted.

RESOLUTION NO. 18-321

b) Received and filed. Directed staff to return to the Board with a status report within 60 days; and

c) Approved.

The motion carried by the following vote:

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

Noes: 1 - Supervisor Wolf

5) PLANNING AND DEVELOPMENT [18-00840](#)

HEARING - Consider recommendations regarding a Resolution amending the Coastal Land Use Plan (Case No. 17GPA-00000-00004), and an Ordinance amending Article II, of Chapter 35, Zoning, of the County Code (Case No. 17ORD-00000-00015), of the Local Coastal Program (LCP), to prepare for, mitigate, and respond to threats resulting from current and reasonably foreseeable future sea level rise and coastal hazards, as follows: (EST. TIME: 30 MIN.)

a) Make the required findings for approval, including California Environmental Quality Act (CEQA) findings;

b) Determine that this project is statutorily exempt from CEQA pursuant to CEQA Guidelines Section 15265, as reflected in the findings for approval;

c) Adopt a Resolution (Case No. 17GPA-00000-00004): (1) amending Chapter 3, The Resource Protection and Development Policies; Appendix A, Definitions; and Appendix C, References, of the Coastal Land Use Plan, and (2) adding a new Appendix J, Sea Level Rise Coastal Hazard Screening Areas Map, to the Coastal Land Use Plan; and

d) Adopt an Ordinance (Case No. 17ORD-00000-00015): (1) amending Division 1, In General; Division 2, Definitions; Division 3, Development Standards; Division 5, Overlay Districts; Division 7, General Regulations; Division 9, Oil and Gas Facilities; Division 10, Nonconforming Structures and Uses; and Division 11, Permit Procedures; of Article II, the Coastal Zoning Ordinance (Article II), of Chapter 35, Zoning, of the Santa Barbara County Code; and (2) adding a new Appendix I, Technical Guidelines for Preparation of a Coastal Hazard Report, to Article II, of Chapter 35, Zoning, of the Santa Barbara County Code.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 3:52 PM - 3:57 PM (5 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Adopted required findings, including CEQA findings;

b) Approved;

c) Adopted.

RESOLUTION NO. 18-322

d) Adopted.

ORDINANCE NO. 5067

The motion carried by the following vote:

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

6) PLANNING AND DEVELOPMENT

18-00789

HEARING - Consider recommendations regarding the adoption of amendments to the County Land Use and Development Code (LUDC) and Article II, the Coastal Zoning Ordinance (Article II), to streamline the permit process for Agricultural Employee Dwellings (AEDs) in the Agriculture I (AG-I) and Agriculture II (AG-II) zones in the unincorporated areas of Santa Barbara County, as follows: (EST. TIME: 1 HR. 30 MIN.)

a) Consider recommendations regarding Case No. 18ORD-00000-00002 (LUDC Amendment), as follows:

i) Make the findings for approval, including California Environmental Quality Act (CEQA) findings;

ii) Determine that the Negative Declaration (14NGD-00000-00014) adopted for the 2015-2023 Housing Element Update (Housing Element) fulfills the environmental review requirements for this project and no subsequent environmental document shall be prepared pursuant to CEQA Guidelines Section 15162; and

iii) Adopt an Ordinance (Case No. 18ORD-00000-00002) amending Section 35-1, the LUDC, of Chapter 35, Zoning, of the Santa Barbara County Code;

b) Consider recommendations regarding Case No. 18ORD-00000-00003 (Article II Amendment), as follows:

- i) Make the findings for approval, including CEQA findings;

- ii) Determine that the Negative Declaration (14NGD-00000-00014) adopted for the Housing Element fulfills the environmental review requirements for this project and no subsequent environmental document shall be prepared pursuant to CEQA Guidelines Section 15162; and

- iii) Adopt an Ordinance (Case No. 18ORD-00000-00003) amending Article II of Chapter 35, Zoning, of the Santa Barbara County Code.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 3:58 PM - 4:15 PM (17 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) i) through iii) Approved and adopted.

ORDINANCE NO. 5068

b) i) through iii) Approved and adopted.

ORDINANCE NO. 5069

The motion carried by the following vote:

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

Supervisor Joan Hartmann Announced that the University of California at Santa Barbara has been the beneficiary of a gift of 70 million dollars from philanthropist Charlie Munger to cover the cost of the acquisition of the Las Varas Ranch on the Gaviota Coast.

The Santa Barbara County Board of Supervisors Adjourned the Meeting of December 11, 2018 in Memory of Richard "Dick" Atkinson of the Santa Ynez Valley.

Adjourned at 4:17 PM

Adjourn to

Tuesday, January 8, 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, December 11, 2018 2018 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, December 13, 2018, at 5:00 PM and on Saturday, December 15, 2018, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>