



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda
Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: Public Health
Department No.: 041
For Agenda Of: July 13, 2021
Placement: Admin
Estimated Tme:
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Director(s) Van Do-Reynoso, MPH, PhD, Director
Contact Info: Joy Kane, MPH, Tobacco Prevention Program 805-681-5304
SUBJECT: **First Amendment to the Tobacco Retail Licensing Services Agreement with the City of Carpinteria**

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

Recommended Actions:

That the Board of Supervisors consider recommendations related to a revenue agreement with the City of Carpinteria as follows:

- a) Approve, ratify, and authorize the Chair to execute a First Amendment to the Agreement with the City of Carpinteria for tobacco retail license administration and enforcement services to be provided by the Public Health Department's Tobacco Prevention Settlement Program to extend the term an additional five years ending June 30, 2026; and
- b) Determine that these activities are exempt from California Environmental Quality Act review per CEQA Guideline Section 15061(b) (3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

Summary Text:

This item is on the Agenda to execute a First Amendment to the Agreement with the City of Carpinteria for Tobacco Retail License (TRL) services at the fee established by your Board via Resolution 12-288 for TRL services in incorporated and unincorporated cities within Santa Barbara County. This First Amendment extends the term by five years through June 30, 2026 (Attachment A).

Background:

On November 11, 2012, your Board adopted Resolution 12-288 in the matter of establishing a fee schedule for the TRL program, pursuant to Chapter 37A of Santa Barbara County Code and California Health and Safety Code §101325. The established fee schedule enables the County to enter into agreements with local cities to provide for the administration and enforcement of that city's TRL ordinance. The annual fee for incorporated cities that choose to have TRL services provided by the County is \$379 per retail outlet.

On May 13, 2013, the City of Carpinteria enacted Ordinance No. 662 that amends Chapter 8.52 of the Carpinteria Municipal Code and established a requirement for a Tobacco Retailer License and set fees for that license pursuant to County Resolution 12-288, subject to subsequent amendments by the County Board of Supervisors. Further, Section 8.52.290 of the Carpinteria Municipal Code provides that the City shall work with the County to administer and implement the provisions of Chapter 8.52 as per the original terms of the Agreement (Attachment B).

Fiscal and Facilities Impacts:

Budgeted: Yes

Fiscal Analysis:

There is no increase in the use of the County's General Fund resources as a result of executing this Agreement. Under this Agreement, the City of Carpinteria agrees to pay \$379 per Tobacco Retail License and enforcement oversight services provided. Currently the City has 15 stores requiring a license, and the anticipated amount for the fiscal year is \$5,685.

Staffing Impacts:

Legal Positions:

0

FTEs:

0

Special Instructions:

Please execute one (1) First Amendment and email (1) copy of the First Amendment and one (1) Minute Order to Kelly.Lazarus@sbcphd.org when available.

Attachments:

- A. First Amendment to the Agreement for Tobacco Retailer Licensure Program between County of Santa Barbara and City of Carpinteria
- B. Agreement for Tobacco Retailer Licensure Program between County of Santa Barbara and City of Carpinteria

Authored by:

Joy Kane, MPH