

County of Santa Barbara
BOARD OF SUPERVISORS



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

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, August 25, 2020

9:00 AM

REMOTE VIRTUAL PARTICIPATION ONLY

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 Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

Pledge of Allegiance

Approval of Minutes of the August 18, 2020 Meeting

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

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

County Executive Officer's Report

[20-00001](#)

No report from the County Executive Officer.

Administrative Agenda

All matters listed hereunder constitute a consent agenda, and will be acted upon by a single roll call vote of the Board. Matters listed on the Administrative Agenda will be read only on the request of a member of the Board or the public, in which event the matter shall be removed from the Administrative Agenda and considered as a separate item.

Honorary Resolutions

A-1) SUPERVISOR HART, SUPERVISOR HARTMANN [20-00670](#)

Adopt a Resolution proclaiming August 26, 2020 as Women’s Equality Day in Santa Barbara County.

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

RESOLUTION NO. 20-160

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

A-2) SUPERVISOR ADAM [20-00644](#)

Adopt a Resolution of Commendation honoring the 2020 Lompoc Valley Woman of the Year.

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

RESOLUTION NO. 20-161

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

A-3) SUPERVISOR ADAM

20-00645

Adopt a Resolution of Commendation honoring the 2020 Lompoc Valley Man of the Year.

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

RESOLUTION NO. 20-162

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

Administrative Items

A-4) AGRICULTURAL COMMISSIONER

20-00651

Consider recommendations regarding the California Department of Food and Agriculture (CDFA) Pest Exclusion Program Agreement No. 20-0098, as follows:

- a) Approve, ratify and authorize the Chair to execute an agreement with the CDFA to receive reimbursement for the County’s High Risk Pest Exclusion Program for the period of July 1, 2020 through June 30, 2021 in the amount of \$406,530.71; and
- b) 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 CEQA Guidelines section 15378(b)(4).

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

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

The motion carried by the following vote:

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

A-5) AGRICULTURAL COMMISSIONER [20-00652](#)

Consider recommendations regarding the Nursery Inspection Program Agreement No. 20-0421-000-SA with the California Department of Food and Agriculture (CDFA), as follows:

- a) Approve, ratify and authorize the Chair to execute an agreement with the CDFA for services related to enforcement of the California Nursery Inspection Program in the County of Santa Barbara for the period of July 1, 2020 through June 30, 2021 in the amount of \$16,420.00; and
- b) 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 CEQA Guidelines section CCR 15378(b)(4).

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

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

The motion carried by the following vote:

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

A-6) AGRICULTURAL COMMISSIONER [20-00655](#)

Consider recommendations regarding the University of California Cooperative Extension (UCCE) Agreement Fiscal Year 2020-2021, as follows:

- a) Approve, ratify and authorize the Chair to execute the agreement with the Regents of the University of California for services delivered by the UCCE Office for the period of July 1, 2020 through June 30, 2021 in the amount of \$180,000.00; and
- b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines section 15378(b)(5), as administrative government activities that will not result in direct or indirect physical changes in the environment.

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

a) Approved, ratified and authorized; Chair to execute; and

b) Approved.

The motion carried by the following vote:

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

A-7) AGRICULTURAL COMMISSIONER

20-00656

Consider recommendations regarding the California Department of Food and Agriculture (CDFA) Detector Dog Team Agreement 20-0474-008-SF; as follows:

a) Approve, ratify and authorize the Chair to execute an agreement with the CDFA to receive reimbursement for the County's Detector Dog Team Program for the period of July 1, 2020 through June 30, 2021 in the amount of \$111,907.29; and

b) 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 CEQA Guidelines section 15378(b) (4).

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

a) Approved, ratified and authorized; Chair to execute; and

b) Approved.

The motion carried by the following vote:

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

A-8) AGRICULTURAL COMMISSIONER

20-00658

Consider recommendations regarding Glassy-Winged Sharpshooter Regulatory Program Cooperative Agreement No. 19-0727-035-SF with the California Department of Food and Agriculture (CDFA), as follows:

a) Approve, ratify and authorize the Chair to execute an agreement with the CDFA for support of services related to the Glassy-winged Sharpshooter/Pierce's Disease Program in the County of Santa Barbara for the period of July 1, 2020 through June 30, 2022 in the amount of \$426,712.64; and

b) 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 CEQA Guidelines section 15378(b)(4).

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

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

The motion carried by the following vote:

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

A-9) AGRICULTURAL COMMISSIONER [20-00660](#)

Consider recommendations regarding the Asian Citrus Psyllid (ACP) Bulk Citrus Regulatory Program Agreement No. 19-0737-039-SF with the California Department of Food and Agriculture (CDFA), as follows:

a) Approve, ratify, and authorize the Chair to execute an agreement with the CDFA for support and services related to the ACP Bulk Citrus Regulatory Program in the County of Santa Barbara for the period of July 1, 2020 through June 30, 2021 in the amount of \$19,904.44; and

b) 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 CEQA Guidelines section 15378(b)(4).

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

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

The motion carried by the following vote:

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

A-10) AGRICULTURAL COMMISSIONER**20-00663**

Consider recommendations regarding the Organic Program Agreement No. 20-0221-000-SA with the California Department of Food and Agriculture (CDFA), as follows:

a) Approve, ratify, and authorize the Chair to execute an agreement with the CDFA for support of services related to the Organic Inspection Program in the County of Santa Barbara for the period of July 1, 2020 through June 30, 2021 in the amount of \$9,060.00; and

b) 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 CEQA Guidelines section 15378(b)(4).

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

a) Approved, ratified and authorized; Chair to execute; and

b) Approved.

The motion carried by the following vote:

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

A-11) AGRICULTURAL COMMISSIONER**20-00665**

Consider recommendations regarding the Approval of Air Monitoring Network (AMN) Agreement No. 19-C0107, as follows:

a) Approve, ratify and authorize the Chair to execute an agreement with the California Department of Pesticide Regulation for the Agricultural Commissioner's Office to be reimbursed for contracted activities for the Department of Pesticide Regulation AMN Program in the County of Santa Barbara for the period of May 18, 2020 through June 30, 2021 in the amount of \$56,423.10; and

b) 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 CEQA Guidelines section 15378(b)(4).

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

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

The motion carried by the following vote:

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

A-12) AGRICULTURAL COMMISSIONER

20-00666

Consider recommendations regarding a Bee Safe Program Agreement No. 20-0301-0000-SG with the California Department of Food and Agriculture (CDFA), as follows:

- a) Approve, ratify and authorize the Chair to execute an agreement with the CDFA for support and services of compliance inspections related to the Bee Safe Program in the County of Santa Barbara for the period of July 1, 2020 through June 30, 2021 in the amount of \$39,420.13; and
- b) 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 CEQA Guidelines section 15378(b)(4).

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

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

The motion carried by the following vote:

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

A-13) BEHAVIORAL WELLNESS[20-00643](#)

Consider recommendations regarding Behavioral Wellness Alcohol and Drug Program - The Salvation Army Drug Medi-Cal Organized Delivery System (DMC-ODS) and Mental Health Services Fiscal Years (FYs) 2019-2021 Second Amendment, as follows:

- a) Approve, ratify, and authorize the Chair to execute a Second Amendment to the Agreement for Services of Independent Contractor with The Salvation Army (Salvation Army), a California corporation, (a local vendor), to add language to Exhibit A-1-Alcohol Drug Program General Provisions of the Agreement for compliance with state and federal regulations and to add Alcohol Drug Program Residential Treatment Services Level 3.5 to the Agreement with no change in the contract maximum amount of \$4,302,976.00 for the period of March 1, 2019 to June 30, 2021;
- b) Delegate to the Director of the Department of Behavioral Wellness or designee the authority to make immaterial changes to the Agreement; reallocate funds between funding sources or programs, as long as there is no change to the Maximum Contract Amount; and amend the Program Goals, Outcomes, and Measures in Exhibits E of the Agreement, all without requiring formal amendment thereto and subject to the Board's authority to rescind this delegated authority at any time; and
- c) Determine that the above actions are government fiscal activities or funding mechanisms, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

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

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

The motion carried by the following vote:

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

A-14) COMMUNITY SERVICES

20-00661

Consider recommendations regarding a Continuum of Care Program (CoC) 2019 Coordinated Entry System Subrecipient Agreement and Memorandum of Understanding (MOU) with the United Way of Northern Santa Barbara County, as follows:

- a) Approve, ratify, and authorize the Chair to execute a CoC Program Subrecipient Agreement with the United Way of Northern Santa Barbara County (United Way) for the CoC Coordinated Entry System in the amount of \$124,775.00 for the period beginning August 1, 2020 and ending July 31, 2021;
- b) Approve and authorize the Chair to execute an MOU between the County and the United Way designating the United Way as the Coordinated Entry System (CES) Coordinating Agency and outlining their respective roles and responsibilities related to CES maintenance and growth; and
- c) Determine that the recommended actions do not constitute projects subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the projects are a creation of government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

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

The motion carried by the following vote:

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

A-15) COMMUNITY SERVICES

20-00672

Consider recommendations regarding the County Inclusionary Housing Ordinance 2020 Update and Annual Adjustment of Affordable Housing In-Lieu Fees and Inclusionary Housing Requirements, as follows:

- a) Receive and file a 2020 Update and Annual Adjustment of Affordable Housing In-Lieu Fees and Inclusionary Housing Requirements, which provides the Board with (1) an annual update and adjustments to the County’s in-lieu inclusionary housing fees; and (2) an update and adjustments of the County’s inclusionary housing requirements; and

b) Determine that the receipt and filing of annual updates and adjustments to Inclusionary Housing Requirements and In-Lieu Inclusionary Housing Fees are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline section 15061(b)(3), finding that the activities 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 activities in question may have a significant effect on the environment, the activities are not subject to CEQA.

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

A-16) COMMUNITY SERVICES

20-00673

Consider recommendations regarding an Agreement for Operations of a Countywide Library System, Fiscal Year (FY) 2020-2021, as follows:

a) Approve, ratify and authorize the Chair to execute a one-year Agreement for Operation of a Countywide Library System (Agreement), by and between the County and the Cities of Santa Barbara, Goleta, Lompoc and Santa Maria (Cities) for the period of July 1, 2020 through June 30, 2021 with a total amount not to exceed \$4,204,500.00; and

b) Determine that the approval of the Agreement 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)(4), finding that the project is a creation of a governmental funding mechanism or other 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.

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

a) Approved, ratified and authorized; Chair to execute; and

b) Approved.

The motion carried by the following vote:

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

A-17) COUNTY EXECUTIVE OFFICE

[20-00646](#)

Consider recommendations regarding an Election of Directors to the Santa Rita Hills Community Services District, as follows:

- a) Adopt a Resolution in the matter of calling, providing for and giving notice of an election on November 17, 2020 to elect three Directors for the Board of Directors of the Santa Rita Hills Community Services District; and
- b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), because it consists of organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

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

a) Adopted; and

RESOLUTION NO. 20-163

b) Approved.

The motion carried by the following vote:

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

A-18) COUNTY EXECUTIVE OFFICE

[20-00647](#)

Authorize County departments to submit an online entry into the California State Association of Counties (CSAC) 2020 Challenge Awards competition.

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

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

A-19) COUNTY EXECUTIVE OFFICE

[20-00653](#)

Approve Budget Revision Requests. (4/5 Vote Required)

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

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

A-20) PLANNING AND DEVELOPMENT

[20-00667](#)

Consider recommendations regarding Hilltop Ranch, LLC Agricultural Preserve Replacement Contract in the Lompoc area, Third District, as follows:

- a) Adopt a Resolution creating Agricultural Preserve No. 20AGP-00000-00002 consisting of 340.27 acres located approximately 4.5 miles west of the City of Buellton and approximately 10 miles east of the City of Lompoc on the south side of West Highway 246 in the Lompoc area (APNs 099-230-025, 099-230-026);
- b) Approve and authorize the Chair to execute Agricultural Preserve Replacement Contract No. 20AGP-00000-00002;
- c) Authorize recordation by the Clerk of the Board; and
- d) Find that the proposed action is an administrative activity of the County that 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 Hartmann, seconded by Supervisor Williams, that this matter be acted on as follows:

a) Adopted;

RESOLUTION NO. 20-164

b) Approved and authorized; Chair to execute;

c) Authorized; and

d) Approved.

The motion carried by the following vote:

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

A-21) PLANNING AND DEVELOPMENT[20-00668](#)

Consider recommendations regarding the approval of Amendment No. 2 to the Professional Services Contract with Rincon Consultants, Inc. for preparation of the Revision Letter, Response to Comments and Final Subsequent Environmental Impact Report (SEIR) for the Neighborhoods of Willow Creek and Hidden Canyon Project, Third District, as follows:

- a) Approve and authorize the Chair to execute Amendment No. 2 to the Professional Services Agreement No. BC19097 with Rincon Consultants, Inc., to increase the scope of work and to add funding in the amount of \$35,060.00 for a revised base contract amount of \$167,624.00 and a total contract amount not to exceed \$205,938.00 for preparation of the SEIR for the Neighborhoods of Willow Creek and Hidden Canyon project; and
- b) Determine that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), which exempts organizational or administrative activities of governments that will not result in direct or indirect physical changes to the environment.

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

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

The motion carried by the following vote:

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

A-22) PUBLIC HEALTH[20-00662](#)

Consider recommendations regarding a Tidepool Project Application, as follows:

- a) Approve, ratify, and authorize the Director of Public Health, or designee, to accept the Terms of Use with Tidepool Project for implementation of a program application for the management of Diabetic Patients within the Endocrinology and Primary Care Departments of the Public Health Department's Health Care Centers; and
- b) Determine that the above actions are not a "Project" within the meaning of the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(5) of the CEQA Guidelines, because the actions are organizational or administrative activities of the government that will not result in direct or indirect physical changes in the environment.

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

a) Approved, ratified and authorized; and

b) Approved.

The motion carried by the following vote:

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

A-23) PUBLIC WORKS

20-00648

Consider recommendations regarding a Fifth Amendment to the Amended Contract with MSB Investors, LLC for the Tajiguas Resource Recovery Project (TRRP), Third District, as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute the Fifth Amendment to the Amended Contract between the County of Santa Barbara and MSB Investors, LLC for Development and Operation of the TRRP, which addresses changes to the costs and construction schedule of the TRRP (now referred to as the ReSource Center);

b) Approve and authorize the Public Works Director or designee to approve additional increased project costs up to a contingency amount of \$2,100,000.00;

c) Approve Budget Revision Request No. 0007164 increasing appropriations in the amount of \$5,760,000.00 in Public Works Resource Recovery and Waste Management Enterprise Fund and the TRRP Capital Fund for the increased project costs, which are funded by the release of Retained Earnings and an operating transfer, respectively; and

d) Determine that the previous Final Subsequent Environmental Impact Report (EIR) SCH No. 2012041068 and Subsequent EIR Revision Letter and Errata dated May 27, 2016 certified by the Board of Supervisors on July 12, 2016 and Final Subsequent EIR Addendum dated August 11, 2017 (revised October 26, 2017) considered by the Board of Supervisors on November 14, 2017 are adequate review pursuant to California Environmental Quality Act Guidelines Section 15162, no substantial changes are proposed, and no new information of substantial importance has come to light regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures, and therefore this fifth amendment to the contract with MSB Investors, LLC is within the scope of the project covered by the prior environmental review and no subsequent Environmental Impact Report or Negative Declaration shall be prepared for this action.

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

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

The motion carried by the following vote:

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

A-24) PUBLIC WORKS

[20-00649](#)

Consider recommendations regarding Obern Trail Pavement Rehabilitation, County Project No. 820728, Second District, as follows:

- a) Approve the specifications, on file in the Public Works Department office, for construction of the Obern 2020 Pavement Rehabilitation, County Project No. 820728;
- b) Award the construction contract in the amount of \$330,299.00 to the lowest responsible bidder, Granite Construction, 5335 Debbie Lane, Santa Barbara, CA 93111, subject to the provision of documents and certifications, as set forth in the specifications applicable to the project, as required under California Law;
- c) Authorize the Director of Public Works or designee to approve change orders for a contingency amount up to \$29,544.95 and supplemental items of \$10,600.00, for the construction of County Project 820728 for a total not to exceed authorization of \$370,443.95;
- d) Approve and authorize the Chair to execute the construction contract, that has been reviewed and approved by County Counsel, Auditor-Controller and Risk Manager, or their authorized representatives; and
- e) Find the project is exempt from the provisions of California Environmental Quality Act pursuant to 14 CCR 15301(c) (as the proposed project(s) 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 approve the filing of a Notice of Exemption on that basis.

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

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

The motion carried by the following vote:

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

A-25) PUBLIC WORKS

[20-00650](#)

Consider recommendations regarding Storm Damage Repairs on N Jameson Ln Guardrail Repairs Near Bridges BR-0341 (Romero Cr), BR-0342 (San Ysidro Cr), and BR-0343 (Oak Cr); County Project No. 18114P; Federal Project No. ER-38MO (002), First District, as follows:

- a) Approve the plans and specifications for construction of Storm Damage Repairs on N Jameson Ln Guardrail Repairs Near Bridges BR-0341 (Romero Cr), BR-0342 (San Ysidro Cr), and BR-0343 (Oak Cr);
- b) Award a construction contract in the amount of \$273,785.00 to the lowest responsible bidder, Lash Construction Inc., 721 Carpinteria St, Santa Barbara, CA 93103 (a local vendor), subject to the provision of documents and certifications, as set forth in the specifications applicable to the project, as required under California law;
- c) Approve and authorize the Chair to execute a construction contract, which has been reviewed and approved by County Counsel, Auditor-Controller and Risk Manager, or their authorized representatives;
- d) Approve and authorize the Chair or designee to approve change orders for a contingency amount up to \$26,694.25, plus an additional amount of \$10,100.00 for supplemental work items for the construction of Storm Damage Repairs on N Jameson Ln Guardrail Repairs Near Bridges BR-0341 (Romero Cr), BR-0342 (San Ysidro Cr), and BR-0343 (Oak Cr); County Project 18114P; Federal Project ER-38MO (002); for a total not to exceed authorization of \$310,579.25; and
- e) Determine the project was found by the Board to be exempt from the provisions of California Environmental Quality Act pursuant to 14 CCR 15301 (c) on November 6, 2018, as 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, and the proposed action is within the scope of that Notice of Exemption, and a Notice of Exemption was filed on that basis.

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

- a) Approved;
- b) Awarded;
- c) Approved and authorized; Chair to execute;
- d) Approved and authorized; Chair or designee to execute; and
- e) Approved.

The motion carried by the following vote

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

A-26) PUBLIC WORKS, BOARD OF DIRECTORS, LAGUNA COUNTY 20-00654
SANITATION DISTRICT

Consider recommendations regarding the acceptance of offsite sewer easements for Key Site 3, Fourth District, as follows:

Acting as the Board of Directors, Laguna County Sanitation District:

- a) Accept the easement deed from Rami Zakour, owner of APN 129-290-008, and authorize the Clerk of the Board to execute the certificate of acceptance;
- b) Accept the easement deed from Gustavo and Nancy Zepeda, owners of APN 129-290-009, and authorize the Clerk of the Board to execute the certificate of acceptance;
- c) Accept the easement deed from Gary and Cherylee Crabtree, owners of APN 129-290-010, and authorize the Clerk of the Board to execute the certificate of acceptance;
- d) Accept the easement deed from Gary and Cherylee Crabtree, owners of APN 129-290-011, and authorize the Clerk of the Board to execute the certificate of acceptance;
- e) Accept the easement deed from Wayne and Dixie Allen, owners of APN 129-290-012, and authorize the Clerk of the Board to execute the certificate of acceptance;
- f) Accept the easement deed from Miguel and Gabriella Guerra, owners of APN 129-290-013, and authorize the Clerk of the Board to execute the certificate of acceptance; and
- g) Find that the proposed action does not constitute a "Project" within the meaning of the California Environmental Quality Act, 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 Hartmann, seconded by Supervisor Williams, that this matter be acted on as follows:

Acting as the Board of Directors, Laguna County Sanitation District:

a) through f) Accepted and authorized; and

g) Approved.

The motion carried by the following vote:

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

A-27) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [20-00657](#)

Consider recommendations regarding Lower Mission Creek Flood Control Project Reaches 3 and 4, First District, as follows:

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

a) Approve and authorize the Chair to execute Amendment No. 2 to the Agreement for Services of Independent Contractor with Bengal Engineering (a local vendor) to provide engineering design services for the Lower Mission Creek Flood Control Project, Reaches 3 and 4 (BC 17-117), extending the term from December 31, 2020 to December 31, 2022 and adding a clause delegating authority to approve future Immaterial Changes to the Agreement;

b) Approve and authorize the Chair to execute the Agreement for Services of Independent Contractor with Padre Associates (a tri-county vendor) to provide environmental support services for construction of the Lower Mission Creek Flood Control Project Reach 3, for the period of August 25, 2020 through June 30, 2022 in an amount not to exceed \$52,560.00;

c) Authorize the Public Works Director or designee to approve amendments to the professional services agreement with Padre Associates in an amount not to exceed \$5,256.00; and

d) Find that pursuant to the California Environmental Quality Act Guidelines section 15162, no substantial changes are proposed, there are no substantial changes in circumstances and no new information of substantial importance has come to light regarding environmental effects of the project or feasibility of mitigation measures and, therefore, this action is within the scope of the project covered by the Environmental Impact Report/Environmental Impact Statement for the Lower Mission Creek Flood Control Project as well as the Findings, and Statement of Overriding Considerations approved and adopted by the Board on May 10, 2011, and therefore, no subsequent environmental document is required.

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

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

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

c) Authorized; and

d) Approved.

The motion carried by the following vote:

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

A-28) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY

[20-00659](#)

Consider recommendations regarding Amendments to the Cachuma Project Master Contract and Member Unit Contracts, as follows: (4/5 Vote Required)

Acting as the Board of Directors, Water Agency:

a) Adopt a Resolution authorizing the Public Works Director to execute an Amendment to the Cachuma Project Master Contract with the U.S. Bureau of Reclamation, extending the terms and conditions of the current contract for no more than three years, upon approval of County Counsel, Auditor Controller, and Risk Manager, or their designated representatives;

b) Approve and authorize the Public Works Director to execute First Amendments to Cachuma Project Member Unit Agreements with the Carpinteria Valley Water District, Montecito Water District, City of Santa Barbara, Goleta Water District, and Santa Ynez River Water Conservation District, Improvement District No. 1 (Member Units), extending the terms and conditions of the current contracts coterminous with the amended Master Contract and consistent with the Cachuma Project Master Contract; and

c) Determine that the proposed actions are not projects pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(2), continuing organization or administrative activities, Section 15378(b)(5), organization or administrative activities that will not result in a direct or indirect physical change in the environment, and further, is not subject to and is exempt from the requirements of CEQA under Guidelines Section 15061(b)(3), no possibility that the activity may have a significant effect on the environment, Section 15261(a), project approved prior to November 23, 1970, and Section 15301, operation of existing facilities.

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

Acting as the Board of Directors, Water Agency:

a) Adopted;

RESOLUTION NO. 20-165

b) Approved and authorized; and

c) Approved.

The motion carried by the following vote:

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

A-29) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY

20-00664

Consider recommendations regarding the Santa Barbara County 2020 Groundwater Basins Summary Report, as follows:

Acting as the Board of Directors, Water Agency:

a) Receive and file the Santa Barbara County 2020 Groundwater Basins Summary Report; and

b) Determine that the Santa Barbara County 2020 Groundwater Basins Summary Report is not subject to California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15378(b) (5), as it is an administrative action that will not result in direct or indirect changes to the environment.

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

Acting as the Board of Directors, Water Agency:

a) Received and filed; and

b) Approved.

The motion carried by the following vote:

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

Recused: 1 - Supervisor Adam

Board of Supervisors

A-30) SUPERVISOR HARTMANN

[20-00669](#)

Approve the reappointment of Karen Steinwachs to the Commission for Women, term ending June 30, 2023, Third District.

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

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

Hearing Requests

A-31) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

[20-00676](#)

Set a hearing to consider recommendations regarding Proposed Fee Ordinances for the Public Works Water Resources Division - Flood Control District and Project Clean Water, as follows: (Set a hearing for September 15, 2020. Time estimate: 10 minutes)

Acting as the Board of Supervisors:

a) Approve the introduction (first reading) of an Ordinance amending fees for Public Works Department services;

b) Read the title, "An Ordinance Adopting a Schedule of Fees for Services Provided by the Department of Public Works, Water Resources Division - Project Clean Water in Connection With Providing Services Within the Jurisdiction of Santa Barbara County," and waive further reading of the Ordinance; and

c) Set a hearing to the Administrative Agenda of September 22, 2020 to consider recommendations, as follows:

i) Consider and approve the adoption (second reading) of "An Ordinance Adopting a Schedule of Fees for Services Provided by the Department of Public Works, Water Resources Division - Project Clean Water in Connection With Providing Services Within the Jurisdiction of Santa Barbara County," amending fees for Public Works Department services; and

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

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

d) Approve the introduction (first reading) of an Ordinance amending fees for Public Works Department services;

e) Read the title, “An Ordinance Adopting a Schedule of Fees for Services Provided by the Department of Public Works, Water Resources Flood Control District in Connection With Providing Services Within the Jurisdiction of Santa Barbara County,” and waive further reading of the Ordinance; and

f) Set a hearing on the Administrative Agenda of September 22, 2020 to consider recommendations, as follows:

i) Consider and approve the adoption (second reading) of “An Ordinance Adopting a Schedule of Fees for Services Provided by the Department of Public Works, Water Resources Flood Control District in Connection With Providing Services Within the Jurisdiction of Santa Barbara County,” amending fees for Public Works Department services; and

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

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be set for a hearing, as follows: September 15, 2020 (EST. TIME 10 MIN.). The motion carried by the following vote:

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

Public 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) (20-00004)

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

Re: Increasing Cannabis Cultivation Concerns in Tepusquet - Renee O'Neill addressed the Board

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE 20-00671

HEARING - Consider recommendations regarding a presentation from REACH and Vandenberg Airforce Base on Economic Opportunities, as follows: (EST. TIME: 1 HR.)

- a) Receive and file a presentation on the Vandenberg Airforce Base Initiative and REACH 2030 regional action plan;
- b) Direct staff to continue participation in REACH efforts to promote economic vitality in Central Coast Region; and
- c) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA), because pursuant to sections 153378(b)(4) and 15378(b)(5) the recommended actions consist of organizational, administrative or fiscal activities of government that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 9:20 AM - 10:41 AM (1 HR. 21 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Received and filed;**
- b) Directed staff to send a letter in support of the Vandenberg Airforce Base Initiative and REACH 2030 regional action plan to the State and Federal Representatives; and**
- c) Approved.**

The motion carried by the following vote:

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

2) COUNTY EXECUTIVE OFFICE

20-00281

HEARING - Consider recommendations regarding a Coronavirus Disease 2019 (COVID-19) Update, as follows: (EST. TIME: 1 HR. 30 MIN.)

- a) Receive and file a brief update on COVID-19 and Santa Barbara County’s response and operations;
- b) Provide any direction, as appropriate; and
- c) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA), because pursuant to sections 15378(b)(4) and 15378(b)(5) the recommended actions consist of organizational, administrative or fiscal activities of government that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 10:50 AM - 11:23 AM (33 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Received and filed;**
- b) Directed the Public Health Department to continue to provide assistance and available options to schools for testing; and**
- c) Approved.**

The motion carried by the following vote:

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

3) COUNTY EXECUTIVE OFFICE

20-00642

HEARING - Consider recommendations regarding an Urgency Ordinance to adopt additional remedies for violations of County Health Officer Orders Pertaining to COVID-19, as follows: (4/5 Vote Required) (EST. TIME: 30 MIN.)

a) Pursuant to Government Code sections 25123 and 25131 and California Governor Newsom’s Executive Order N-33-20, adopt an Urgency Ordinance to amend the County Code by adding Chapter 51 to adopt remedies for violations of Public Health Officer Orders pertaining to COVID-19, Coronavirus pandemic;

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

c) Determine that adoption of the Urgency Ordinance is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15269(c), 15061(b)(3); and 15378(b) (5); and

d) Waive the Notice of Exemption 6-day posting requirement for good cause pursuant to County CEQA Guidelines section V.D.2.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 11:24 AM - 12:45 PM (1HR. 21 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) through d) No action taken.

Directed staff to return to the Board at a later date with a regular Ordinance to adopt additional remedies for violations of County Health Officer Orders Pertaining to COVID-19.

The motion carried by the following vote:

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

Noes: 2 - Supervisor Adam, and Supervisor Lavagnino

4) COUNTY EXECUTIVE OFFICE, PLANNING AND DEVELOPMENT [20-00677](#)

HEARING - Consider recommendations regarding KPMG’s Operational and Performance Review for the Planning and Development Department, as follows: (EST. TIME: 45 MIN.)

- a) Receive and file a report by KPMG and staff on an Operational and Performance Review of the Planning and Development Department;
- b) Provide direction, as appropriate; 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 constitutes of general policy making.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 1:25 PM - 2:12 PM (47 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Received and filed;**
- b) No action taken; and**
- c) Approved.**

The motion carried by the following vote:

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

5) COMMUNITY SERVICES

[20-00674](#)

HEARING - Receive and file the Commission for Women 2020 Women's History Month Service Awards Presentation. (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 2:13 PM - 2:44 PM (31 MIN.)

Received and filed staff presentation and conducted public hearing.

A motion was made by Supervisor Williams, seconded by Supervisor Hartmann, that this matter be received and filed.

The motion carried by the following vote:

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

6) COMMUNITY SERVICES

[20-00675](#)

HEARING - Consider recommendations regarding a Library Ad Hoc Committee Update, as follows: (EST. TIME: 45 MIN.)

- a) Receive and file an update on the work of the Library Ad Hoc Committee;
- b) Strive for the County Library Branch Minimum Standards on Slide No. 12 of the PowerPoint Presentation, developed by the Ad Hoc Committee and approved by Library Advisory Committee;
- c) Direct Staff to work with cities toward helping fund the Minimum Standards for all branch libraries;
- d) Provide direction on a potential Phase 3 of the Library Ad Hoc Committee, which could include:
 - i) Exploring funding options; and/or
 - ii) Improved governance model; and/or
 - iii) Other direction as necessary; and

e) Determine that the above 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)(5), finding that the action involves government organizational or administrative activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 2:45 PM - 3:12 PM (27 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) **Received and filed;**
- b) **Approved;**
- c) **Directed staff to work with the Cities and the Library Friends Groups to see what shared funding option proposals can be made as a part of next year’s budget;**
- d) **i) through iii) Provided; and**
- e) **Approved.**

The motion carried by the following vote:

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

Adjourned at 3:12 PM

Adjourned to

Tuesday, September 1, 2020

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, August 25, 2020 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, August 27, 2020, at 5:00 PM and on Saturday, August 29, 2020, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>