

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Das Williams, Vice Chair

Second District - Janet Wolf

Third District - Joan Hartmann, Chair

Fourth District - Peter Adam

Fifth District - Steve Lavagnino

Mona Miyasato, County Executive Officer

Agenda

Tuesday, May 9, 2017

9:00 AM

**JOSEPH CENTENO BETTERAVIA GOVERNMENT ADMINISTRATION
BUILDING, BOARD HEARING ROOM
511 EAST LAKESIDE PARKWAY, SANTA MARIA**

The Board of Supervisors meets concurrently as the Board of Directors of the Flood Control & Water Conservation District, Water Agency, the Santa Barbara Fund for Public and Educational Access and other Special Districts.

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

Persons may address the Board of Supervisors in person or by using the remote video testimony system located at the County Administration Building, Board Hearing Room, Fourth Floor, 105 East Anapamu Street, in Santa Barbara or at the Betteravia Government Center, Board of Supervisors' Conference Room, 511 East Lakeside Parkway, Santa Maria. Persons may address the Board on any matter listed on the agenda by completing and delivering to the Clerk a speaker slip before the item is considered. Matters not listed on the agenda may be addressed during the public comment period at the conclusion of the administrative agenda. Further information on agenda items can be obtained in the Clerk of the Board Office, Room 407, in the County Administration Building in Santa Barbara.

Board Meeting Procedures

The Board of Supervisors is the legislative body for the County of Santa Barbara. Persons are encouraged to attend and testify before the Board on any matter appearing on the agenda. Correspondence to the Board regarding items appearing on the agenda should be directed to the Clerk of the Board, 105 East Anapamu Street, Room 407, Santa Barbara CA 93101. For information regarding the meetings of the Board of Supervisors including specific meeting times contact the Clerk of the Board at (805) 568-2240. Procedures for the conduct of the meetings of the Board of Supervisors can be found in Board Resolutions 09-368 (General) and 91-333 (Land Use).

The schedule of the Board of Supervisors, meeting agendas, supplemental hearing materials and minutes of the Board meetings are available on the Internet at: www.countyofsb.org

Board Meetings are televised live on County of Santa Barbara TV channel 20. For information about obtaining a videotape of a public hearing or a schedule of CSBTV broadcasts please call (805) 568-3427.

Late Distribution and Ex-Parte Communication

Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the Clerk of the Board to all or a majority of the members of the Board of Supervisors less than 72 hours prior to that meeting are available for inspection in the Clerk of the Board Office, 105 East Anapamu Street, Room 407, Santa Barbara, CA, at the Office of the Board of Supervisors, Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria, CA and on the Internet at: <http://santabarbara.legistar.com/Calendar.aspx#current>. Any written ex-parte communication subject to disclosure by members of the Board of Supervisors may be published online as an attachment to the corresponding item.

Disability Access

The Board of Supervisors Hearing Room in Santa Barbara is located on the Fourth Floor of the County Administration Building, 105 East Anapamu Street. The Hearing Room is wheelchair accessible. Accessible public parking is available behind the County Administration Building and in City Parking Lot #6 located at the corner of Anacapa Street and Anapamu Street.

The Board of Supervisors Hearing Room in Santa Maria is located at the Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria. The Hearing Room is wheelchair accessible. Accessible public parking is available at the Betteravia Government Center.

American Sign Language interpreters, Spanish language interpretation and sound enhancement equipment may be arranged by contacting the Clerk of the Board of Supervisors by 4:00 p.m. on Friday before the Board meeting. For information about these services please contact the Clerk of the Board at (805) 568-2240.

Closed Session

The Board of Supervisors conducts a Closed Session every Tuesday between 12:00 P.M. and 1:00 P.M. and at 7:50 A.M. as necessary. Closed Sessions are not open to the public. Matters discussed during Closed Session include existing and pending litigation, personnel matters and real property negotiations. Actions taken by the Board during Closed Session will be announced during open session (Gov. Code Sections 54957.1(a) & (b), Ralph M. Brown Act). The Closed Session agenda is posted as an addendum to the Board's agenda each Friday in the Office of the Clerk of the Board. For information related to Closed Session announcements please contact County Counsel at (805) 568-2950.

9:00 A.M. Convene to Regular Session**Roll Call****Pledge of Allegiance****Approval of Minutes of the May 2, 2017 Meeting****12:00 P.M. Recess to Closed Session****ADDENDUM****Closed Session is amended as follows:****Closed Session**[17-00007](#)**CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Government Code section 54956.9)**

Dominguez v. County of Santa Barbara, Workers' Compensation Appeals Board case numbers ADJ459591, ADJ7403716, ADJ10288129, etc.

Yoerks v. County of Santa Barbara, Workers' Compensation Appeals Board case numbers ADJ8059947, ADJ7653885, etc.

**CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
(Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code section 54956.9)**

One case.

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Paragraph (1) of subdivision (b) of Government Code section 54957)**

Department of Behavioral Wellness Director Alice Gleghorn.

**CONFERENCE WITH LABOR NEGOTIATORS
(Subdivision (a) of Government Code section 54957.6)**

Employee organizations: unrepresented managers and executives. Agency-designated representatives: County Executive Officer Mona Miyasato and Human Resources Director Lori Gentles.

Report from Closed Session

County Executive Officer's Report**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****17-00346**

Consider recommendations regarding impoundment of various taxing entities' 2016-2017 property tax revenue, as follows: (4/5 Vote Required)

- a) Approve and authorize the Auditor-Controller to impound \$5,957,288.00 of 2016-2017 current year taxes from various entities' property tax revenues to mitigate potential losses from large assessment appeals filed by taxpayers;
- b) Approve Budget Revision Request No. 0005010 to establish appropriations of \$1,635,684.00 in multiple County funds and departments for an increase in nonspendable fund balance funded by property tax revenues that have been impounded due to assessment appeals filed by taxpayers;
- c) Approve Budget Revision Request No 0005017 to increase fund balance components of \$711,084.00 in multiple County funds and departments funded by release of nonspendable fund balance due to the resolution of multiple assessment appeals cases; and
- d) Determine that the decision to approve and authorize the impoundment is not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines, because it is a government fiscal activity which does not involve any commitment to any specific project which may result in a potentially significant physical effect on the environment.

A-2) BEHAVIORAL WELLNESS[17-00331](#)

Consider recommendations regarding Behavioral Wellness American Baptist Homes of the West dba Valle Verde Retirement Community Fiscal Year (FY) 2017-2020 Contract Renewal, as follows:

- a) Approve and authorize the Chair to execute an Agreement for services of independent contractor with American Baptist Homes of the West dba Valle Verde Retirement Community (a local vendor) for provision of meals for the Psychiatric Health Facility and Crisis Stabilization Unit, for a contract amount not to exceed \$156,000.00 per Fiscal Year, for a total contract amount not to exceed \$468,000.00 for the period July 1, 2017 to June 30, 2020; 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 a potentially significant impact on the environment, and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA guidelines.

A-3) BEHAVIORAL WELLNESS[17-00337](#)

Consider recommendations regarding Behavioral Wellness Staffing Contract Renewals for Fiscal Year (FY) 2017-2018, as follows:

- a) Approve and authorize the Chair to execute an Agreement for services of independent contractor with Maxim Healthcare Services, Inc. (not a local vendor), for the provision of locum tenens psychiatry services, for a total amount not to exceed \$1,000,000.00 for the period of July 1, 2017 through June 20, 2018;
- b) Approve and authorize the Behavioral Wellness Director to amend Exhibit B-1 (Schedule of Fees) of the Agreement for services of independent contractor with Maxim Healthcare Services, Inc., to approve rate changes and add hourly positions as needed during FY 2017-2018 without returning to the Board with a separate amendment, as long as the total contract maximum is unchanged;
- c) Approve and authorize the Chair to execute an Agreement for services of independent contractor Medical Doctor Associates (not a local vendor), for the provision of locum tenens psychiatry services, for a total contract maximum amount not to exceed \$350,000.00 for FY 2017-2018; and
- d) 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 potentially 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-4) BEHAVIORAL WELLNESS**17-00340**

Consider recommendations regarding the Behavioral Wellness Fiscal Year (FY) 2017-2018 Coast Valley Substance Abuse Treatment Center Contract Renewal, as follows:

a) Approve and authorize the Chair to execute an Agreement for services of independent contractor with Coast Valley Worship Center dba Coast Valley Substance Abuse Treatment Center (a local vendor), for the provisions of substance use disorder services, for a total contract amount not to exceed \$1,091,340.00 for the period of July 1, 2017 through June 30, 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 a potentially 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-5) COUNTY EXECUTIVE OFFICE**17-00214**

Consider recommendations regarding the termination of proclamations for two 2017 Storms Emergencies, as follows:

a) Adopt a Resolution terminating the Proclamations of Local Emergency for both the January 2017 and the February 2017 storms; each separately declared by the Director of Emergency Services and each ratified by the Board of Supervisors pursuant to Government Code Section 8550 et. seq. and Chapter 12, Section 12-5(a) of the Santa Barbara County Code; and

b) Determine 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 consist of organizational or administrative activities of the government that will not result in direct or indirect physical changes in the environment.

A-6) PLANNING AND DEVELOPMENT**17-00335**

Consider recommendations regarding Public Convenience or Necessity Determination for Community Craft, Case No. 17PCN-00000-00003, as follows:

a) Approve and authorize the Chair to sign the letter and forward the application and letter to the California Department of Alcohol Beverage Control (ABC) determining that public convenience will be served by issuing the new "On-Sale Beer and Wine - Public Premises" license to Community Craft, located at 2446 Alamo Pintado Ave, Suite C, in Los Olivos; and

b) Determine 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-7) PLANNING AND DEVELOPMENT[17-00334](#)

Consider recommendations regarding Coastal Resource Enhancement Fund (CREF) Grant Contract, Third District, as follows:

- a) Approve and authorize the Chair to execute the CREF contract with the Guadalupe-Nipomo Dunes Center, in the amount of \$27,600.00, towards the Sphinx Excavation and Restoration project for the period of May 9, 2017 to June 30, 2018;
- b) Approve and authorize the Director of Planning and Development, or designee, to: extend performance in accordance with Section 3 of the contract for up to and not to exceed a period of one year for good cause; to terminate the contract in accordance with Section 4 and Section 15 of the contract for failure of Grantee to provide matching funds; and to approve project changes in accordance with Section 5 of the contract, including changes to project description, reduction in the overall project budget or change in a budget item of 10 percent or more; and
- c) Determine that the allocation of the CREF grant for the excavation and restoration project is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15331 of the State Guidelines for the implementation of CEQA.

A-8) PLANNING AND DEVELOPMENT[17-00336](#)

Consider recommendations regarding exempting one Administrative Professional from the Civil Service System, as follows:

- a) Adopt the Personnel Resolution effective May 1, 2017 exempting the Administrative Professional position in Planning and Development Department from the County's Civil Service System; and
- b) Find that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(5), in that the above action involves an organizational or administrative activity of government that will not result in the direct or indirect physical change in the environment.

A-9) PUBLIC WORKS[17-00333](#)

Consider recommendations regarding donated funds from Santa Maria Joint Union High School District for non-essential flashing signals, Fourth District, as follows:

- a) Adopt a Resolution directing and authorizing the Public Works Director or designee to receive \$20,000.00 in funds from the Santa Maria Joint Union High School District in the Orcutt area for the purchase and installation of non-essential flashing signals at crosswalks; and
- b) Find the proposed actions are for the operation and maintenance of an existing public facility, 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 and direct staff to file the Notice of Exemption on that basis.

A-10) PUBLIC WORKS[17-00330](#)

Consider recommendations regarding construction of the 2016-2017 Countywide Preventive Maintenance Project, County Project No. 820670, as follows:

- a) Approve plans and specifications for construction of the 2016-2017 Countywide Preventive Maintenance Project, County Project No. 820670, on file in the Public Works Department office;
- b) Award the construction contract in the amount of \$877,007.00 to the lowest responsible bidder, Sierra Nevada Construction, Inc. (not a local vendor) 2055 E. Greg Street, Sparks, NV 89431, subject to the provision of documents and certifications, as set forth in the plans and specifications applicable to the project, as required under California Law;
- c) Approve and authorize the Chair to execute the construction contract, which has been reviewed and approved by County Counsel, Auditor-Controller, and Risk Manager, or their authorized representatives;
- d) Authorize the Public Works Director or designee to approve change orders for a contingency amount up to \$56,830.00 plus an additional amount of \$9,600.00 for supplemental work items for the construction of 2016-2017 Countywide Preventive Maintenance Project, County Project No. 820670, for a total not to exceed authorization of \$943,437.00; and
- e) Determine the project was found by your Board to be exempt from the provisions of the California Environmental Quality Act pursuant to 14 CCR 15301(c) on July 12, 2016 (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), a Notice of Exemption was filed on that basis, and the proposed action is within the scope of the Notice of Exemption.

A-11) PUBLIC WORKS, BOARD OF DIRECTORS, LAGUNA COUNTY
SANITATION DISTRICT

[17-00338](#)

Consider recommendations regarding a professional services agreement with Stantec, Incorporated for design of recycled water distribution system to Waller County Park, Third and Fourth Districts, as follows:

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

- a) Approve and authorize the Chair to execute a professional services agreement with Stantec, Incorporated in the amount of \$357,738.00 for the design of a recycled water distribution system to serve Waller County Park;
- b) Authorize a contingency in the amount of \$30,000.00 for additional engineering that may be needed to complete work;
- c) Authorize the Public Works Director, or designee, to approve agreement amendments for the above contingency; and
- d) Find that the proposed action does not constitute a "Project" within the meaning of the California 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-12) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND
WATER CONSERVATION DISTRICT

[17-00332](#)

Consider recommendations regarding Faraday Storm Drain Improvement Project, Third District, as follows:

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

- a) Authorize the Public Works Director to advertise and receive bids for the Faraday Storm Drain Improvement Project; and
- b) Find that pursuant to the California Environmental Quality Act (CEQA) Guidelines Article 19, Section 15304(f), a CEQA Notice of Exemption was filed with the Santa Barbara County Clerk of the Board on February 14, 2017 for construction of the Faraday Storm Drain Improvement Project. No substantial changes are proposed, no substantial changes in circumstances, and no new information of substantial importance has come to light regarding environmental effects of the project and, therefore this action is within the scope of the project covered by the Notice of Exemption and no subsequent environmental document is required.

A-13) TREASURER-TAX COLLECTOR [17-00343](#)

Receive and file the Fiscal Year 2016-2017 Third Quarter (January 2017 through March 2017) report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b).

Resolutions to be Presented**A-14) SUPERVISOR WILLIAMS [17-00339](#)**

Adopt a Resolution proclaiming the month of May 2017 as Mental Health Month in Santa Barbara County.

A-15) SUPERVISOR WOLF [17-00345](#)

Adopt a Resolution recognizing the month of May 2017 as National Foster Care Month in Santa Barbara County.

A-16) SUPERVISOR HARTMANN [17-00347](#)

Adopt a Resolution to commemorate the naming of the Cedillo Community Center in Guadalupe.

A-17) SUPERVISOR ADAM [17-00348](#)

Adopt a Resolution recognizing Vicki Andersen as the Santa Barbara County Arts Commission 2017 Leadership in the Arts Award recipient.

A-18) SUPERVISOR LAVAGNINO [17-00344](#)

Adopt a Resolution proclaiming May 19, 2017 as "Honor a Hero-Hire a Veteran Day" in Santa Barbara County.

Approval of Administrative Agenda**Public Comment Period**

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 09-368) (17-00001)

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

Departmental Agenda
Planning Items and Public Hearings

1) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY [17-00341](#)

HEARING - Consider recommendations regarding Cuyama Valley Groundwater Basin Groundwater Sustainability Agency Formation, First and Fifth Districts, as follows:
(EST. TIME: 1 HR.)

Acting as the Board of Directors, Water Agency:

- a) Approve and authorize the Chair to execute the “Joint Exercise of Powers Agreement, Cuyama Basin Groundwater Sustainability Agency” to form a Groundwater Sustainability Agency in the Cuyama Valley Groundwater Basin;
- b) Adopt the Resolution entitled “Resolution to Participate in the Formation of a Groundwater Sustainability Agency Pursuant to the Sustainable Groundwater Management Act for the Cuyama Valley Groundwater Basin”;
- c) Appoint by Resolution Supervisor Das Williams as a Director of the Groundwater Sustainability Agency, with Chief of Staff Darcel Elliot as an alternate;
- d) Appoint by Resolution Fifth District Chief of Staff Cory Bantilan as a Director of the Groundwater Sustainability Agency, with an alternate to be designated by Mr. Bantilan; and
- e) Determine that the proposed actions are not a project under the California Environmental Quality Act, pursuant to Guidelines Section 15378(b) (5), organization or administrative activities that will not result in a direct or indirect physical change in the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

2) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY [17-00342](#)

HEARING - Consider recommendations regarding Santa Maria Groundwater Basin Fringe Groundwater Sustainability Agency Formation, Third, Fourth and Fifth Districts, as follows:
(EST. TIME: 20 MIN.)

Acting as the Board of Directors, Water Agency:

- a) Approve forming a Groundwater Sustainability Agency and adopt the Resolution entitled “Resolution to Form a Groundwater Sustainability Agency Pursuant to the Sustainable Groundwater Management Act for Santa Maria Groundwater Basin Non-Adjudicated Fringe in Santa Barbara County”; and
- b) Determine that the proposed action is not a project under the California Environmental Quality Act, pursuant to Guidelines Section 15378(b) (5), organization or administrative activities that will not result in a direct or indirect physical change in the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

Adjourn to**Tuesday, May 16, 2017****County Administration Building
Board Hearing Room
105 East Anapamu Street , Fourth Floor
Santa Barbara****Challenges**

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

Announcements

The meeting of Tuesday, May 9, 2017 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, May 11, 2017, at 5:00 PM and on Saturday, May 13, 2017, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>