

County of Santa Barbara
BOARD OF SUPERVISORS



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

Mona Miyasato, County Executive Officer

Agenda

Tuesday, November 5, 2019

9:00 AM

**COUNTY ADMINISTRATION BUILDING
BOARD HEARING ROOM, FOURTH FLOOR
105 EAST 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.

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 October 15, 2019 Meeting****County Executive Officer's Report**[19-00001](#)**12:00 P.M. Recess to Closed Session****Closed Session**[19-00002](#)**CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Government Code section 54956.9)**

In Re National Prescription Opiate Litigation/ County of Santa Barbara, et al. v. Purdue Pharma, L.P., et al., United States District Court for the Northern District of Ohio, case number 1:19-op-45128-DAP, multidistrict litigation number 2804, master docket number 1:17-md-02804-DAP.

[Santa Barbara County Board of Supervisors, sitting as the Board of Supervisors and as the Board of Directors of the Santa Barbara County Flood Control and Water Conservation District] Southern California Fire Cases, Judicial Council Coordination Proceeding case number 4965, Los Angeles County Superior Court, case number BC699216.

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

Employee organizations: Deputy District Attorneys Association; Santa Barbara County Deputy Sheriffs' Association; and Union of American Physicians and Dentists. Agency-designated representatives: County Executive Officer Mona Miyasato and Human Resources Director Maria Elena de Guevara.

Report from Closed Session

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.

Resolutions to be Presented

- A-1) SUPERVISOR LAVAGNINO [19-00896](#)

Adopt a Resolution of Commendation honoring Stacy Janos of the General Services Department as the November 2019 Employee of the Month in Santa Barbara County.

Honorary Resolutions

- A-2) SUPERVISOR WILLIAMS [19-00954](#)

Adopt a Resolution of Commendation honoring the Partnership for Resilient Communities as the 2019 Montecito Association Citizens of the Year.

- A-3) SUPERVISOR HARTMANN [19-00945](#)

Adopt a Resolution of Commendation honoring Irma Pardo upon her retirement from the Probation Department after over 27 years of outstanding service to the citizens of Santa Barbara County.

- A-4) SUPERVISOR ADAM [19-00905](#)

Adopt a Resolution of Commendation honoring Sergeant Brian John Dickey upon his retirement from the Sheriff's Office after over 32 years of faithful and distinguished service to the citizens Santa Barbara County.

Administrative Items

- A-5) BEHAVIORAL WELLNESS [19-00910](#)

Consider recommendations regarding a Personnel Resolution for the addition of Mental Health personnel who will aid in the implementation of the Edward Byrne Memorial Justice Assistance Grant Program, Fiscal Year 2019-2020, as follows:

a) Adopt the Salary Resolution effective November 18, 2019 to add two (2) 1.0 FTE Behavioral Wellness Mental Health Practitioner I/II Intern positions; and

b) Determine that the above action is not a project pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(4), as it is the creation of a government 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-6) BEHAVIORAL WELLNESS[19-00934](#)

Consider recommendations regarding a Second Amended Agreement with Casa Pacifica for Behavioral Wellness Mental Health, Fiscal Year 2018-2020, as follows:

- a) Approve and authorize the Chair to execute a Second Amendment to the Agreement for Services of Independent Contractor with Casa Pacifica Centers for Children and Families, a California nonprofit corporation (a local vendor), to add staffing positions to the In-Home Therapeutic Programs with no change in contract maximum for a total contract maximum amount not to exceed \$7,732,800.00 for the period of July 1, 2018 through June 30, 2020;
- b) Approve and authorize the Chair to delegate to the Director of Behavioral Wellness or her designee the authority to reallocate funds between funding sources at their discretion during the term of the agreement without altering the Maximum Contract Amount or requiring a formal amendment to the agreement subject to the Board's ability to rescind this delegated authority at any time; and
- c) Determine that the above actions are government fiscal activities that will not result in direct or indirect physical changes in the environment, pursuant to section 15378(b)(4) of the California Environmental Quality Act (CEQA) guidelines.

A-7) BEHAVIORAL WELLNESS[19-00950](#)

Consider recommendations regarding a Second Amended Agreement with Family Service Agency of Santa Barbara County, Fiscal Year (FY) 2018-2021, as follows:

- a) Approve and authorize the Chair to execute a Second Amendment to the Agreement for Services of Independent Contractor with Family Service Agency of Santa Barbara County (a local vendor) (BC 19-153) that includes:
 - i) Terminating the Alcohol and Drug Program (ADP) Outpatient and Intensive Services and Additional Medication Assisted Treatment (MAT) services effective November 30, 2019 resulting in a decrease of \$847,297.00 of ADP funds;
 - ii) Updating the Mental Health Services (MHS) Statements of Work for Intensive In-Home Services (IIHS) and Pathways to Well Being; and
 - iii) Adding positions to IIHS resulting in an increase in MHS funds by \$452,975.00 with a total Maximum Contract Amount not to exceed \$4,599,716.00 through June 30, 2021;
- b) Approve and authorize the Chair to delegate to the Director of Behavioral Wellness or her designee the authority to reallocate funds between funding sources and change staffing requirements at her discretion during the term of the agreement without altering the Maximum Contract Amount or requiring a formal amendment to the agreements per Exhibit B-1 and Exhibit A-9 Section 11 of the agreement, subject to the Board's ability to rescind this delegated authority at any time; and
- c) Determine that the above actions are government fiscal activities that will not result in direct or indirect physical changes in the environment, pursuant to section 15378(b)(4) of the California Environmental Quality Act (CEQA) guidelines.

A-8) CLERK-RECORDER-ASSESSOR[19-00931](#)

Pursuant to California Elections Code Section 10515, approve the appointment in lieu of election of James L. Jackson to the Santa Rita Hills Community Services District Board of Directors, who has filed a declaration of candidacy and is qualified to hold office. This appointment must occur prior to the Monday before the first Friday in December in which the election is held. The appointed candidate will take office on December 6, 2019.

A-9) COMMUNICATIONS FOR REFERRAL [19-00944](#)

Hope School District - Approve the request of the Hope Elementary School District ordering an election and establishing specifications of the election order calling for a March 3, 2020 local bond election.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

A-10) COMMUNITY SERVICES [19-00897](#)

Consider recommendations regarding an Amendment to HOME Tenant Based Rental Assistance (TBRA) Subrecipient Agreement with the Housing Authority of the County of Santa Barbara, as follows:

a) Approve and authorize the Chair to execute an Amendment to the Subrecipient Agreement between the County and the Housing Authority of the County of Santa Barbara (“Housing Authority”) that increases the amount of federal HOME funding from \$250,000.00 to \$364,801.00, and extends the term of the Subrecipient Agreement from December 31, 2020 to December 31, 2021, to administer TBRA; and

b) 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.

A-11) COMMUNITY SERVICES [19-00911](#)

Consider recommendations regarding the amended Monterey Bay Community Power Authority Joint Exercise of Powers Agreement, as follows:

a) Approve and authorize the Chair to execute the amended Monterey Bay Community Power Authority Joint Exercise of Powers Agreement; and

b) Determine that the above recommended actions do not constitute a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378 (b)(5), as the actions are organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

A-12) COMMUNITY SERVICES, BEHAVIORAL WELLNESS, GENERAL SERVICES

[19-00900](#)

Consider recommendations regarding the Exclusive Right to Negotiate for Purchase of County-owned property on Hollister Avenue with the Housing Authority of the County of Santa Barbara for a No Place Like Home (NPLH) development project, as follows:

- a) Determine, in accordance with California Government Code Section 26227 and County Code Section 12A-10.3, that the “Hollister Lofts” project (Project) proposed by the Housing Authority of the County of Santa Barbara, a public body, corporate and politic (Housing Authority), would serve the social needs of the population of the County, and that the portion of the property located at APN No. 061-040-030 in the 4500 block of Hollister Avenue (Property), will not be needed for County purposes during the time of the Agreement discussed below, and therefore, that the Board may make the Property available to Housing Authority;
- b) Approve and authorize the Chair to execute the Exclusive Negotiations Agreement (Agreement) between the County of Santa Barbara and the Housing Authority, which will grant the Housing Authority, for a period of three (3) years, exclusive rights to negotiate with the County in good faith for acquisition of the Property and thereby enable the Housing Authority to apply for State of California NPLH competitive funds and other financing for the Project; and
- c) 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 15004(b)(4), finding that the actions consist only of a pre-approval or preliminary agreement that: conditions any further agreement on compliance with CEQA; does not bind any party or commit the County to any definite course of action prior to CEQA compliance; does not restrict the County or any lead or responsible agency from considering any feasible mitigation measures and alternatives, including the “no project” alternative; and does not restrict the County or any lead or responsible agency from denying the project, and direct staff to file a Notice of Exemption on that basis.

A-13) COUNTY COUNSEL

[19-00928](#)

Consider recommendations regarding a contract for outside Counsel with Raines Feldman LLP, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute an Agreement for Professional Legal Services with Raines Feldman LLP, with a not-to-exceed amount of \$40,000.00 and a term ending November 4, 2021; and
- b) 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 administrative activities of government that will not result in direct or indirect physical changes in the environment.

A-14) COUNTY COUNSEL[19-00929](#)

Consider recommendations regarding a contract for Outside Counsel with Snow Spence Green, LLP, as follows: (4/5 Vote Required)

- a) Approve, ratify and authorize the Chair to execute Amendment No. 1 to the Agreement for Professional Legal Services with Snow Spence Green, LLP, increasing the not-to-exceed amount to \$200,000.00; and
- b) 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 administrative activities of government that will not result in direct or indirect physical changes in the environment.

A-15) COUNTY COUNSEL[19-00940](#)

Consider recommendations regarding a contract for Outside Counsel with Orrick, Herrington and Sutcliffe LLP, as follows:

- a) Approve and authorize the Chair to execute an Agreement for Special Counsel Services with Orrick, Herrington and Sutcliffe LLP, with a not-to-exceed amount of \$47,000.00; and
- b) 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 administrative activities of government that will not result in direct or indirect physical changes in the environment.

A-16) COUNTY COUNSEL, BOARD OF DIRECTORS, LAGUNA COUNTY
SANITATION DISTRICT[19-00930](#)

Consider recommendations regarding a Contract for Outside Counsel with Stradling Yocca Carlson and Rauth, as follows:

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

- a) Approve, ratify and authorize the Chair to execute an Agreement for Professional Legal Services with Stradling Yocca Carlson and Rauth, A Professional Corporation, with a not-to-exceed amount of \$40,000.00; and
- b) 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 administrative activities of government that will not result in direct or indirect physical changes in the environment.

A-17) COUNTY EXECUTIVE OFFICE[19-00912](#)

Consider recommendations regarding a Tobacco Settlement Resolution Update, as follows:

a) Adopt a Resolution updating the Resolution that authorizes the withdrawal and acceptance of Tobacco Settlement monies pursuant to the Memorandum of Understanding between the Attorney General of the State of California, the County of Santa Barbara and a number of other California Counties and Cities; and

b) Determine pursuant to the California Environmental Quality Act (CEQA) Guidelines 15378(b)(5) that the above actions are not a project subject to CEQA review, because they are government administrative activities that does not result in direct or indirect physical changes to the environment.

A-18) COUNTY EXECUTIVE OFFICE[19-00913](#)

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

A-19) COUNTY EXECUTIVE OFFICE[19-00915](#)

Consider recommendations regarding the Adoption of a Resolution Granting Consent to the City of Santa Barbara to Renew the Santa Barbara South Coast Tourism Business Improvement District (SBSCTBID) and Include Portions of Unincorporated Southern Santa Barbara County in the SBSCTBID, as follows:

a) Adopt the Resolution Granting Consent to the City of Santa Barbara to Renew the SBSCTBID and include portions of unincorporated southern Santa Barbara County in the SBSCTBID; and

b) Determine that this action does not constitute a project under the California Environmental Quality Act (CEQA) based on CEQA Guideline 15378(b)(4) since the action is a government funding mechanism which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

A-20) COUNTY EXECUTIVE OFFICE[19-00933](#)

Consider recommendations regarding an Update and Local Proclamation Termination related to the Passenger Vessel Conception Incident, as follows:

a) Adopt a Resolution in accordance with Government Code Section 8630(c), terminating the Proclamation of a Local Emergency related to the Passenger Vessel Conception Incident declared by the Director of Emergency Services on September 5, 2019, and ratified by the Board of Supervisors on September 10, 2019; 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-21) COUNTY EXECUTIVE OFFICE[19-00935](#)

Consider recommendations regarding a Mailed Ballot Election for the formation of the San Antonio Basin Water District and Electing Initial Board of Directors of the District, as follows:

a) Adopt a Resolution in the matter of calling, providing for and giving notice of a mailed ballot election on April 7, 2020 for the purposes of determining whether the Local Agency Formation Commission (LAFCO) order approving the formation of the San Antonio Basin Water District shall be confirmed and electing the initial board of directors of the district; and

b) Determine that the above action is 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 it consists of 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, and organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

A-22) COUNTY EXECUTIVE OFFICE[19-00936](#)

Receive and file the Fiscal Year 2019-2020 First Quarter Budget and Financial Status Report as of September 30, 2019, showing the status of appropriations and financing for departmental budgets adopted by the Board of Supervisors.

A-23) COUNTY EXECUTIVE OFFICE[19-00953](#)

Consider the adoption of the 2020 Board of Supervisors' schedule of meeting dates and locations.

A-24) GENERAL SERVICES[19-00906](#)

Consider recommendations regarding the Audit Report for the Northern Branch Jail Project (AB900) for Fiscal Year ended June 30, 2019, as follows:

a) Receive and file the County of Santa Barbara's AB900 Northern Branch Jail Construction Project Financial and Performance Audit from Inception (January 15, 2013) through June 30, 2019;

b) Receive and file a Statement on Auditing Standards (SAS) 114 report (Auditor's Letter to the County's Governing Body) for AB900 for the period ending June 30, 2019; and

c) 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.

A-25) GENERAL SERVICES[19-00908](#)

Consider recommendations regarding an Information and Communications Technology (ICT) License Agreement with the City of Santa Barbara to use fiber conduit, First District, as follows:

- a) Approve and authorize the Chair to execute the License Agreement between the County of Santa Barbara (County) and the City of Santa Barbara (City) to allow the County to use a City-owned fiber conduit on Anacapa Street between Anapamu and Carrillo Streets in the City of Santa Barbara to install and operate a single 48-strand fiber optic cable and associated equipment for the purpose of connecting County-owned buildings to the County communications network for an initial term of fifteen (15) years;
- b) Authorize the Director of General Services or her designee to exercise the two options, described in Section 5 of the License Agreement, to extend the term for five (5) years each; and
- c) Determine that the recommended actions are exempt under California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Sections 15301, as the actions consist of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features and involve negligible or no expansion of use, and direct staff to file the CEQA Notice of Exemption on that basis.

A-26) GENERAL SERVICES[19-00914](#)

Consider recommendations regarding a Professional Services Agreement with Kitchell/CEM, Inc., as follows:

- a) Approve, ratify, and authorize the Chair to execute Amendment No. 1 to the Contract with Kitchell/CEM, Inc. of San Luis Obispo, California, increasing the maximum compensation limit from \$200,000.00 to \$275,000.00 (an increase of \$75,000.00) to provide additional Consulting and Project Management Services; and
- b) Find that the recommended action is 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-27) GENERAL SERVICES[19-00916](#)

Consider recommendations regarding a Donation of Surplus County Vehicle No. 5161 to the Allan Hancock College Law Enforcement Academy, Fifth District, as follows: (4/5 Vote Required)

- a) Approve the donation of surplus County Vehicle No. 5161 to Allan Hancock College Law Enforcement Academy; and
- b) Find that the proposed action is an organizational or administrative activity that will not result in direct or indirect physical changes in the environment and is therefore not a project under California Environmental Quality Act Guidelines 14 CCR 15378(b)(5).

A-28) GENERAL SERVICES[19-00917](#)

Consider recommendations regarding a request to Allocate Two Additional Project Manager (Team Project Leader-General) Positions to the General Services Capital Projects/Facilities Maintenance Division, as follows:

a) Adopt a Salary Resolution, which allocates two (2) full-time equivalent (FTE) Team Project Leader-General positions, effective November 18, 2019; 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 therefor is not a project subject to environmental review.

A-29) GENERAL SERVICES[19-00952](#)

Consider recommendations regarding authorization to solicit a Request for Proposals (RFP) from Design-Build Entities (D-BEs) for the New Cuyama Fire Station 41, Project No. 8751, First District, as follows:

a) Authorize the Director of General Services to solicit Proposals from the shortlisted D-BEs: Anderson Burton, Diani Building Corp., and Klassen Corporation for the New Cuyama Fire Station 41 Project No. 8751 on the basis of the RFP for the project on file with the General Services Department;

b) Approve the RFP for the New Cuyama Fire Station 41 Project No. 8751; and

c) Find that the proposed project is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15302 as it consists of replacement of existing structures and facilities where the new structure will be located on the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced, and approve and direct staff to file a Notice of Exemption on that basis.

A-30) PLANNING AND DEVELOPMENT[19-00919](#)

Consider recommendations regarding Senate Bill 2 Planning Grants Program Application, as follows:

a) Adopt a Resolution authorizing the Director of the Planning and Development Department, or her designee, to:

i) Execute and submit to the California Department of Housing and Community Development (HCD) a grant application and Government Agency Taxpayer ID Form for the Senate Bill (SB) 2 Planning Grants Program (PGP) to cover the full cost of the accessory dwelling unit (ADU) zoning Ordinance amendments and the Housing Bill Implementation Project for Fiscal Years (FY) 2018-2019 through 2021-2022 in the amount of \$307,000.00;

ii) Execute and submit to HCD a State Standard Agreement (Standard Agreement), upon review and concurrence of County Counsel, the Auditor-Controller, and Risk Manager, or his or her designee, if the project is awarded grant funding;

iii) Execute and submit to HCD all required grant documents and amendments, including, but not limited to, payment requests, deliverables, and reports, if the project is awarded grant funding; and

b) Determine that the submittal of the PGP application and required grant documents to HCD is not a project and, therefore, is not subject to environmental review pursuant to California Environmental Quality Act (CEQA) Guidelines Sections 15378(b)(5) and 15060(c)(3).

A-31) PROBATION[19-00937](#)

Consider recommendations regarding approval of an Additional \$551,832.00 of Public Safety Realignment Funds and the Transfer of \$3,051,832.00 to General Services for the Design and Construction of a Mental Health Rehabilitation Center, as follows: (4/5 Vote Required)

a) Approve the allocation of an additional \$551,832.00 of Public Safety Realignment funds for the design and construction of a Mental Health Rehabilitation Center for justice involved clients as recommended by the Community Corrections Partnership and the Executive Committee of the Community Corrections Partnership;

b) Approve Budget Revision Request No. 0006628 recognizing the release of \$3,051,832.00 of Public Safety Realignment fund balance and transfer to General Services; and

c) Determine that pursuant to California Environmental Quality Act Guidelines Section 15378(b)(4), the above actions are 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, and therefore is not a project subject to environmental review.

A-32) PUBLIC WORKS[19-00938](#)

Consider recommendations regarding Adopting Parking Restrictions and Stop Controls in the First, Second, Third and Fourth Districts, as follows:

- a) Adopt the Resolution to establish new parking restrictions and stop controls in the First, Second, Third and Fourth Supervisorial Districts; and
- b) Find that 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 California Environmental Quality Act pursuant to 14 CCR 15301(c), and approve and direct staff to file a Notice of Exemption on that basis.

A-33) PUBLIC WORKS[19-00939](#)

Consider recommendations regarding Olive Mill Road and San Ysidro Intersection Improvement Projects Memorandum of Understanding, First District, as follows:

- a) Approve and authorize the Chair to execute the Memorandum of Understanding for Santa Barbara County Association of Governments to reimburse the City of Santa Barbara and County of Santa Barbara for the environmental and preliminary engineering phase of the Olive Mill and San Ysidro Projects, respectively, in the First Supervisorial District, at a cost not to exceed \$708,399.00; and
- b) Find that the proposed action does not constitute a “Project” within the meaning of California Environmental Quality Act, pursuant to 14 CCR 15378(b)(2) (continuing administrative or maintenance activities, such as purchases for supplies, personnel-related actions, general policy and procedure making).

A-34) PUBLIC WORKS[19-00941](#)

Consider recommendations regarding Statement of Final Quantities for 2018 Isla Vista Sidewalk Infill Trigo Road Project, County Project No. 820692, in the Third District, as follows:

- a) Approve and authorize the Chair to execute the Statement of Final Quantities for Construction of the 2018 Isla Vista Sidewalk Infill Trigo Road Project; for work performed and materials supplied by J.J. Fisher Construction, Inc. (a Tri-County Vendor), 261 W Dana Street, Suite 102, Nipomo CA, 93444, in the amount of \$603,634.64, and
- b) Determine that this project was found by the Board to be exempt from the provisions of the California Environmental Quality Act pursuant to State Guidelines Section 15301, on July 25, 2017 upon approval of the project, that a Notice of Exemption was filed on that basis, and that the proposed action is within the scope of that Notice of Exemption.

A-35) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

19-00925

Consider recommendations regarding Santa Monica Debris Basin Operational Improvement Project, 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 Public Works Director, or designee, to execute a grant agreement and all related documents with Natural Resources Conservation Service in an amount of up to \$4.7 million for the Santa Monica Debris Basin Operational Improvements Project, upon the advice and consent of County Counsel, Risk Management, and the Auditor-Controller;

b) Approve and authorize the Chair to execute the Agreement for Services of Independent Contractor with Bengal Engineering Inc. (a local vendor) for professional design services in the amount of \$692,907.00 for the period of November 5, 2019 through June 30, 2022 to provide professional engineering and design services for the Santa Monica Debris Basin Operational Improvements Project;

c) Approve and authorize the Public Works Director, or designee, to approve agreement amendments within the scope of work in an amount not to exceed \$69,290.70 for a total Agreement amount not to exceed \$762,197.70;

d) Approve Budget Revision Request (BJE No. 0006658) to increase appropriations in the amount of \$700,000.00 in the Public Works South Coast Flood Zone fund to increase Capital Assets Infrastructure funded by a release of Restricted Purpose of Fund balance;

e) Authorize the Public Works Director to advertise and receive bids for construction of the Santa Monica Debris Basin Operational Improvements Project; and

f) For the purposes of the California Environmental Quality Act (CEQA) that:

i) These actions are within the scope of the Final Program Environmental Impact Report (PEIR) for the Updated Routine Maintenance Program [State Clearinghouse No. 2001031043] and subsequent addenda which adequately describes this activity for the purposes of CEQA; and

ii) Pursuant to CEQA Guidelines sections 15168(c)(2) and 15162(a), after considering the PEIR certified by the Board of Directors in November 2001, and subsequent addenda, 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 project is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the project'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-36) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [19-00921](#)

Consider recommendations regarding Faraday Storm Drain Improvements Project - Cedar Street Drainage, Third District, as follows: (4/5 Vote Required)

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

- a) Approve plans and specifications for the Faraday Storm Drain Improvements - Cedar Street Drainage Project;
- b) Authorize the Public Works Director to advise and receive bids for the project;
- c) Determine that the Faraday Storm Drain Improvements - Cedar Street Drainage Project shall be carried out and determine that it is for the benefit of one zone, the Santa Ynez Valley Flood Zone;
- d) Approve Budget Revision Request No. 0006647 to establish appropriations of \$100,000.00 in Public Works Santa Ynez Flood Zone fund for Capital Assets Infrastructure funded by a release of Restricted Purpose of Fund balance; and
- e) Find that the Faraday Storm Drain Improvement Project; Cedar Street Drainage will result in a minor alteration to land and that the proposed actions are therefore exempt from the California Environmental Quality Act pursuant to 14 CCR 15304(f), and direct the Clerk of the Board to post the Notice of Exemption.

A-37) PUBLIC WORKS, BOARD OF DIRECTORS, LAGUNA COUNTY SANITATION DISTRICT [19-00907](#)

Consider recommendations regarding the acceptance of Sewer Easement Serving Tract 13,807 on APN 107-790-074, Fourth District, as follows:

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

- a) Accept the easement deed from the Santa Maria Creekside Homeowners' Association, a California nonprofit mutual benefit corporation, owner of APN 107-790-074, and authorize the Clerk of the Board to execute the certificate of acceptance; and
- b) 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-38) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY**19-00924**

Consider recommendations regarding a Resolution to apply for Proposition 1, Implementation Round 1 Integrated Regional Water Management Grant Funds, as follows:

Acting as the Board of Directors, Water Agency:

a) Adopt the Resolution entitled “Resolution to Support the Grant Proposal for Proposition 1, Implementation Round 1 Integrated Regional Water Management Grant” to (1) make a proposal for Implementation Grant Funding from the Department of Water Resources (DWR) and (2) authorize the Public Works Director or designee, if awarded, to prepare the necessary data, conduct investigations, file such proposal, and execute any and all grant agreements, amendments, and subsequent agreements with DWR to receive Proposition 1, Implementation Round 1 Integrated Regional Water Management grant funding; and

b) Find that the proposed action is related to creation of a government funding and other fiscal activity which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and is therefore not a project under the California Environmental Quality Act pursuant to Guideline Section 15378(b)(4).

A-39) SHERIFF**19-00898**

Consider recommendations regarding the Inmate Welfare Fund Annual Statement, Fiscal Year (FY) 2018-2019, as follows:

a) Accept and file the Annual Statement for the Inmate Welfare Fund for FY 2018-2019; and

b) Find that the proposed actions do not constitute a “Project” within the meaning of the California Environmental Quality Act (CEQA), pursuant to 14 CCR 15378(b)(5), in that they are government administrative activities that will not result in direct or indirect changes to the environment.

A-40) SHERIFF**19-00899**

Consider recommendations regarding an Eighth Amendment to the Agreement with Aramark Corporation for Jail Food Services, as follows:

a) Approve, authorize, and ratify the Chair to execute an Eighth Amendment to Agreement for Services with Aramark Corporation for jail food services to extend the term by one year for the period of August 31, 2019, to June 30, 2020, in an amount not to exceed \$1,500,000.00; 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-41) SHERIFF[19-00901](#)

Consider recommendations regarding a Second Amendment to the Agreement with Aramark Corporation for Inmate Commissary Services, as follows:

- a) Approve, authorize, and ratify the Chair to execute a Second Amendment to the Agreement for Services with Aramark Corporation for inmate commissary services to extend the term by one year for the period of August 31, 2019 to June 30, 2020, in an amount not to exceed \$450,000.00; 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-42) SHERIFF[19-00902](#)

Consider recommendations regarding the Medi-Cal County Inmate Program Agreement with California for Eligible Inmates, as follows:

- a) Approve, authorize, and ratify the Sheriff, or his designee, to sign the Medi-Cal County Inmate Program Agreement with the California Department of Health Care Services for Medi-Cal reimbursements for eligible inmates with a term of July 1, 2019 to June 30, 2020; and
- b) Determine that the above recommended action is not subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines because the action consists of a government funding mechanism.

A-43) SHERIFF[19-00903](#)

Consider recommendations regarding a \$70,000.00 grant for the Selective Traffic Enforcement Program (STEP) from the California Office of Traffic Safety (OTS)/National Highway Traffic Safety Association for the period from October 1, 2019 through September 30, 2020, as follows:

- a) Approve and authorize the Sheriff to sign a grant agreement with the State of California OTS for the STEP for the period from October 1, 2019 through September 30, 2020 in the amount of \$70,000.00; 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)(4), in that it is a government fiscal or funding activity that will not result in direct or indirect changes in the environment.

A-44) SHERIFF[19-00904](#)

Consider recommendations regarding an Edward Byrne Memorial Justice Assistance Grant (JAG) Mental Health Training Grant, as follows: (4/5 Vote Required)

- a) Approve and authorize the Sheriff to sign an agreement with the Board of State and Community Corrections (BSCC) for an Edward Byrne Memorial JAG Program grant in an amount not to exceed \$54,000.00 for the period of May 1, 2019 through September 30, 2020;
- b) Approve a Budget Revision Request (BJE-0006650) in an amount of \$54,000.00 to increase appropriations in the Sheriff's General Fund for services and supplies; and
- c) Find that the proposed action does not constitute a "project" pursuant to the California Environmental Quality Act (CEQA) guidelines, section 15738(b)(4), as it is the creation of a government 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-45) SHERIFF[19-00926](#)

Consider recommendations regarding exempting the Administrative Professional Position in the Sheriff's Office from the Civil Service System, as follows:

- a) Adopt the Resolution exempting the position allocated as an Administrative Professional in the Sheriff's Office from the County's civil service system; and
- b) Determine that the above action is a government fiscal activity or funding mechanism which does not involve any commitment to any specific project which may result in potential physical impacts on the environment, and is therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA guidelines.

A-46) SHERIFF[19-00943](#)

Consider recommendations regarding Sheriff's Volunteer Response (SVR) Agreement between the Santa Barbara Sheriff's Office and the City of Santa Barbara, as follows:

- a) Approve, ratify, and authorize the Chair to execute an Agreement with the City of Santa Barbara to provide Deputy Sheriff coverage for special events SVR law enforcement assistance, including the Old Spanish Days Fiesta; and
- b) Determine this action is exempt from California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5), which are organizational or administrative activities of governments that will not result in direct or indirect physical changes to the environment.

A-47) SHERIFF[19-00946](#)

Consider recommendations regarding a Service Agreement with the Lompoc Unified School District for Law Enforcement Services, as follows:

- a) Approve, ratify, and authorize the Chair to execute an Agreement for law enforcement services with the Lompoc Unified School District (\$149,025.60) for School Resource Deputy (SRD) services starting on August 1, 2019 and ending on June 30, 2020;
- b) Authorize the Sheriff to extend the Agreement for two separate one-year extensions; 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 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-48) SHERIFF[19-00947](#)

Consider recommendations regarding a First Amendment to Agreements with the Santa Barbara Unified School District and Santa Maria Joint Union High School District (SMJUHSD) for School Resource Deputies, as follows:

- a) Approve, authorize, and ratify the Chair to execute a First Amendment to the Agreement for Services with the Santa Barbara Unified School District for services in the amount of \$215, 257.25 (SBUSD 2080 hours);
- b) Approve, authorize, and ratify the Chair to execute a First Amendment to the Agreement for Services with the Santa Maria Joint Union High School District for services in the amount of \$149,025.60 (SMJUHSD 1440 hours); 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 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-49) SHERIFF[19-00948](#)

Consider recommendations regarding a request to accept the 2019 Department of Justice Enhanced Collaborative Model to Combat Human Trafficking 3- year grant to the Sheriff's Office, \$900,000.00., as follows: (4/5 Vote Required)

- a) Accept a \$900,000.00 grant awarded to the Santa Barbara Sheriff's Office from the United States Department of Justice, Office of Justice Programs to combat the continuing trend of sex and labor trafficking occurring within and through Santa Barbara County during the award period commencing retroactively to October 01, 2019 and continuing through September 30, 2022;
- b) Authorize the Sheriff to sign the Cooperative Agreement with the United States Department of Justice, accepting the Enhanced Collaborative Model to Combat Human Trafficking grant and any other necessary documentation for grant compliance;
- c) Approve Budget Revision Request No. 0006653 to increase appropriations of \$227,675.00 in Sheriff General Fund for Salaries and Employee Benefits (\$169,750.00), Services and Supplies (\$57,725.00), and Other Charges (\$200.00), funded by unanticipated federal grant revenue for Fiscal Year 2019-2020 Santa Barbara County Human Trafficking Taskforce; and
- d) Determine the action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378 (b)(4) because it consists of fiscal activities that will not result in direct or indirect physical changes to the environment.

A-50) SOCIAL SERVICES[19-00909](#)

Consider recommendations regarding an agreement with Brown Armstrong Accountancy Corporation for Food and Nutrition Service-209 Report Validation Review, as follows:

- a) Approve and authorize the Chair to execute an Agreement with Brown Armstrong Accountancy Corporation (a local vendor), to provide Food and Nutrition Service-209 Report Validation Review for a total contract amount not to exceed \$9,000.00 for the period November 5, 2019 through November 30, 2024; and
- b) Determine that the activity is not a "Project" subject to California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(5), since the activity is an organizational or administrative activity of government that will not result in direct or indirect physical changes in the environment.

Board of Supervisors**A-51) SUPERVISOR LAVAGNINO**[19-00949](#)

Approve the reappointment of Lino Diaz to the Santa Maria Cemetery District Board of Trustees, term ending December 31, 2023, Fifth District.

Hearing RequestsA-52) COMMUNITY SERVICES[19-00942](#)

Set a hearing to consider recommendations regarding adjustments to County parks fees for special events, aquatic programs, and camping fees, and establishing new fees, as follows:

(Set a hearing for December 17, 2019. Time estimate: 30 minutes)

a) Adopt a Resolution that:

i) Adjusts County Parks fees for special events, aquatic programs, and camping fees, and establishes new fees;

ii) Authorize the Community Services Director, or designee, to offer discounted or promotional fees for tents, cabin, yurts, and RV hook-up sites during times of low vacancy levels; and

iii) Authorize the Community Services Director, or designee, to adjust fees on an annual basis for tents, cabins, yurts, and RV hook-up sites based on changes to the Consumer Price Index; and

b) Determine that the above-recommended actions are statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to Section 21080(b)(8) of the California Public Resources Code and CEQA Guidelines Section 15273(a)(1), (2), and (4) since CEQA does not apply to the establishment, modification, structuring, restructuring, or approval of rates, tolls, fares, or other charges by public agencies which the public agency finds are for the purpose of: (1) Meeting operating expenses, including employee wage rates and fringe benefits, (2) Purchasing or leasing supplies, equipment, or materials, and (3) Obtaining funds for capital projects necessary to maintain service within existing service areas.

A-53) PLANNING AND DEVELOPMENT[19-00932](#)

Set a hearing to consider recommendations regarding the Residents for Orcutt Sensible Growth appeal of the Planning Commission's August 14, 2019 approval of the Orcutt Gateway Retail Commercial Center (Key Site 2) project, Case Nos. 16TPM-00000-00001, 16DVP-00000-00009, 16CUP-00000-00007, 16CUP-00000-00018, and 16OSP-00000-00002, identified as Assessor Parcel Number 129-280-001, located on a 5.95 gross acre portion of Key Site 2 at the southwest corner of the Highway 101 and Clark Avenue intersection in the Orcutt Community Plan area, Fourth District, as follows:
(Set a hearing for November 19, 2019. Time estimate: 1 hour)

- a) Deny the appeal, Case No. 19APL-00000-00027;
- b) Make the required findings for approval, including California Environmental Quality Act (CEQA) findings;
- c) After considering the environmental review documents [Addendum dated July 15, 2019] together with the previously certified Final Environmental Impact Report (EIR), determine that as reflected in the CEQA findings, no subsequent Environmental Impact Report shall be prepared for this project;
- d) Grant de novo approval of Case No. 16TPM-00000-00001 subject to the conditions;
- e) Grant de novo approval of Case No. 16DVP-00000-00009, including a modification to the setback requirements, to develop a new retail commercial center subject to the conditions;
- f) Grant de novo approval of Case No. 16CUP-00000-00017 allowing for a drive-through fast food restaurant on proposed Parcel 2 subject to the conditions;
- g) Grant de novo approval of Case No. 16CUP-00000-00018 allowing for a mechanical carwash on proposed Parcel 4 subject to the conditions; and
- h) Grant de novo approval of Case No. 16OSP-00000-00002 for an Overall Sign Plan, including a modification to the number and size of wall signs and to the design of the freestanding sign, subject to the conditions.

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) (19-00004)

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

Departmental Agenda
Planning Items and Public Hearings

1) **COMMUNITY SERVICES** [19-00920](#)

HEARING - Consider recommendations regarding the Commission for Women Annual Report, as follows: (EST. TIME: 20 MIN.)

a) Receive and file the 2018-2019 County of Santa Barbara Commission for Women Annual Report (presentation); and

b) Determine that the above recommended action is exempt from 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: APPROVE

2) **PLANNING AND DEVELOPMENT** [19-00918](#)

HEARING - Consider recommendations regarding the adoption of the 2019 California Building Standards Codes with Local Amendments to Chapter 10 of the Santa Barbara County Code, Building Regulations, as follows: (EST. TIME: 15 MIN.)

a) Approve the introduction (First Reading) of an Ordinance, Case No. 19ORD-00000-00007, amending Chapter 10 of the Santa Barbara County Code, Building Regulations, adopting the 2019 California Building Standards Codes with local amendments;

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

c) Continue the hearing to the Administrative Agenda of November 19, 2019 to consider recommendations, as follows:

i) Consider and approve the adoption (Second Reading) of an Ordinance amending Chapter 10 of the Santa Barbara County Code, Building Regulations;

ii) Consider and approve adoption of a Resolution of Legislative Findings Supporting Amendments to the California Building Standards Codes; and

iii) Determine that this Ordinance amendment is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Section 15061(b)(3), because there is no possibility that the action in question may have a significant effect on the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

3) FIRE[19-00927](#)

HEARING - Consider recommendations regarding amending Chapter 15 of the Santa Barbara County Code with the adoption of the 2019 California Fire Code, as follows:

a) Consider the introduction (first reading) of an Ordinance amending Chapter 15 of the Santa Barbara County Code to adopt the 2019 California Fire Code with amendments replacing the amended 2016 California Fire Code as the enforcement Code in all areas within the Santa Barbara County Fire Protection District and all other unincorporated areas of the County where the Santa Barbara County Fire Department is the authority having jurisdiction, unless otherwise specified by this Ordinance; and

b) Continue to November 19, 2019 on the Administrative Agenda to consider recommendations, as follows:

i) Consider the adoption (Second Reading) of an Ordinance amending Chapter 15 of the Santa Barbara County Code as set forth above; and

ii) Determine that the adoption of this Ordinance is categorically exempt from the California Environmental Quality Act in compliance with Section 15061 (b), (3), (No possibility of impact on the environment).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

4) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT, GENERAL SERVICES [19-00923](#)

HEARING - Consider recommendations regarding Lower Mission Creek Reaches 2B-Phase II and 3 (N. Scott Vincent Irrevocable Trust and Reginald E. Drew, Jr.) for partial fee acquisition, permanent and temporary easements (APNs: 037-245-004 and 037-245-017), First District, as follows: (4/5 Vote Required) (EST. TIME: 30 MIN.)

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

- a) Approve, adopt and authorize the Chair to execute the Resolution of Necessity for the acquisition of permanent and temporary easements in the real property located at 325 Chapala Street, Santa Barbara (325 Chapala Property), which is owned by N. Scott Vincent, Trustee of the 2018 N. Scott Vincent Irrevocable Trust, N. Scott Vincent, Trustee of the 2018 James B. Vincent Irrevocable Trust and N. Scott Vincent, Trustee of the 2018 John J. Vincent Irrevocable Trust (collectively "N. Scott Vincent Irrevocable Trust"), for the Lower Mission Creek Project;
- b) Approve, adopt and authorize the Chair to execute the Resolution of Necessity for acquisition of a partial fee interest and permanent and temporary easements in the real property located at 315 Chapala Street, Santa Barbara, (315 Chapala Property) (together, with the 325 Chapala Property, the "Properties"), which is owned by Reginald E. Drew, Jr., for the Lower Mission Creek Project;
- c) Authorize the Director of Public Works, or designee, to execute any documents and to expend funds for deposit with the State Treasurer's Office in a sum equal to the appraised fair market values for the 325 Chapala and 315 Chapala Property interests, estimated at \$491,400.00 (\$97,400.00 for APN 037-245-004 and \$394,000.00 for APN 037-245-017), plus related costs and fees, in order to acquire these interests;
- d) Approve Budget Revision Request (BJE 0006667) to transfer appropriations of \$383,643.00 in the Public Works South Coast Flood Zone from Capital Assets Infrastructure to Capital Assets Land for purchase of a permanent easement needed for the Lower Mission Creek Project; and
- e) After considering the Environmental Impact Statement/Environmental Impact Report (EIS/EIR) for the Lower Mission Creek Flood Control Project and the discussion included herein, find that pursuant to the California Environmental Quality Act (CEQA) 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, pursuant to CEQA Section 15162, the recommended actions are within the scope of the project covered by the EIS/EIR for the Lower Mission Creek Flood Control Project as well as the Findings and Statement of Overriding Considerations accepted by the Board of Directors as a Responsible Agency on May 10, 2011, and no new environmental document is required; and approve and direct staff to file the Notice of Determination on these bases.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

5) COUNTY EXECUTIVE OFFICE[19-00922](#)

HEARING - Consider recommendations regarding Cannabis Business Licensing Program and potential Ordinance changes to Chapter 50 for cannabis storefront retail, as follows: (EST. TIME: 2 HRS.)

- a) Consider potential changes to the County's current cannabis storefront retail business licensing regulations;
- b) Provide conceptual direction on possible amendments to Chapter 50 (Licensing of Commercial Cannabis Operations), of the County Code, to improve the effectiveness of the cannabis regulatory system;
- c) Provide any other direction to staff to amend the County's cannabis regulatory program; and
- d) Determine, pursuant to the California Environmental Quality Act (CEQA) Guidelines 15378(b)(5), that the above actions are not a project subject to CEQA review because they are administrative activities that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

6) COUNTY EXECUTIVE OFFICE[19-00951](#)

HEARING - Consider recommendations regarding spending priorities due to higher than anticipated cannabis revenues, as follows: (4/5 Vote Required) (EST. TIME: 2 HRS.)

- a) Receive and file an update on potential uses for unappropriated revenue in the general fund due to higher than anticipated cannabis tax revenue received in excess of Fiscal Year 2018-2019 budgeted amounts, and provide staff with further direction, if any, on making a mid-year appropriation;
- b) Subject to Board discussion, approve the necessary budget revision, in an amount specified by the Board during the hearing, to increase appropriations funded by release of committed fund balance within the general fund;
- c) Provide other direction to staff as appropriate; and
- d) Find that the proposed actions are administrative activities of the County, which will not result in direct or indirect changes to the environment and therefore are not a "project" as defined for the purposes of the California Environmental Quality Act (CEQA) under State CEQA Guidelines Section 15378(b)(5).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Adjourn to**Tuesday, November 19, 2019****Joseph Centeno Betteravia Government Administration Building****Board Hearing Room****511 East Lakeside Parkway****Santa Maria****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, November 5, 2019 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, November 7, 2019, at 5:00 PM and on Saturday, November 9, 2019, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>