

County of Santa Barbara
BOARD OF SUPERVISORS



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First District - Das Williams
Second District - Laura Capps, Vice Chair
Third District - Joan Hartmann
Fourth District - Bob Nelson
Fifth District - Steve Lavagnino, Chair

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, March 19, 2024

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.

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 Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

Pledge of Allegiance

Approval of Minutes of the March 12, 2024 Meeting

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

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

County Executive Officer's Report

[24-00001](#)

County Executive Officer’s Report: Receive a report from the County Executive Officer (CEO) on County programs, County staff updates and achievements, staff recognitions, updates on major projects, updates on state and federal legislation, and upcoming events of interest to the Board and the public. There will be no Board discussion except to ask questions or refer matters to staff; and no action will be taken unless listed on a subsequent agenda.

County Executive Officer, Mona Miyasato announced the following:

Santa Barbara County Public Health Department has partnered with the Santa Barbara Food Bank to secure food access to North County residents. A new food distribution site has been established at the Santa Maria Health Care Center at 2115 S. Centerpointe Parkway. Food distributions will take place the second Wednesday of each month from 2:00PM - 5:00PM.

12:00 P.M. Recessed to Closed Session**Closed Session****[24-00103](#)**

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

American Medical Response West v. County of Santa Barbara et al.; Santa Barbara
County Superior Court Case No. 23CV04250.

Christopher Anderson et al. v. County of Santa Barbara et al., Santa Barbara County Superior
Court Case No. 22CV01299.

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

Employee organizations: All bargaining units, unrepresented employees, managers, and executives.
Agency-designated representatives: County Executive Officer Mona Miyasato and Human
Resources Director Kristine Schmidt.

Report from Closed Session

No reportable action taken.

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 [24-00253](#)
Adopt a Resolution of Commendation honoring Erica Bottorff of the Public Defender's Office as the March 2024 Employee of the Month in Santa Barbara County.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be adopted.

RESOLUTION NO. 24-37

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

- A-2) SUPERVISOR CAPPS [24-00249](#)
Adopt a Resolution of Commendation honoring Gerald R. Barnes upon his retirement from the Public Works Department after over 25 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be adopted.

RESOLUTION NO. 24-38

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-3) SUPERVISOR CAPPS [24-00250](#)

Adopt a Resolution of Commendation honoring William Tonoli upon his retirement from the Public Works Department after over 38 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be adopted.

RESOLUTION NO. 24-39

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-4) SUPERVISOR HARTMANN [24-00263](#)

Adopt a Resolution of Commendation honoring Kelly McLaughlin upon her retirement from the Child Support Services Department after over 22 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be adopted.

RESOLUTION NO. 24-40

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-5) SUPERVISOR LAVAGNINO [24-00251](#)

Adopt a Resolution of Commendation honoring Kimberly Siegel upon her retirement from the District Attorney's Office after over 21 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be adopted.

RESOLUTION NO. 24-41

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-6) SUPERVISOR LAVAGNINO[24-00106](#)

Adopt a Resolution of Commendation honoring John Zorovich upon his retirement from the Planning and Development Department after over 31 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be adopted.

RESOLUTION NO. 24-42

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-7) BOARD OF SUPERVISORS[24-00245](#)

Adopt a Resolution of Commendation honoring Scott David McGolpin upon his retirement from the Public Works Department after over 35 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be adopted.

RESOLUTION NO. 24-43

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-8) SUPERVISOR CAPPS[24-00252](#)

Adopt a Resolution Proclaiming the month of March 2024 as Music in Our Schools Month in Santa Barbara County.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be adopted.

RESOLUTION NO. 24-44

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

Honorary Resolutions

A-9) SUPERVISOR WILLIAMS [24-00113](#)

Adopt a Resolution of Commendation honoring Belinda Gonzalez upon her retirement from the Department of Social Services after over 31 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be adopted.

RESOLUTION NO. 24-45

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-10) SUPERVISOR WILLIAMS [24-00244](#)

Adopt a Resolution of Commendation honoring Lupe Desales upon her retirement from the Department of Social Services after over 22 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be adopted.

RESOLUTION NO. 24-46

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-11) SUPERVISOR HARTMANN

[24-00266](#)

Adopt a Resolution of Commendation honoring Adam Barton Reichick upon his retirement from the Sheriff's Office after over 27 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be adopted.

RESOLUTION NO. 24-47

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-12) SUPERVISOR LAVAGNINO

[24-00104](#)

Adopt a Resolution Proclaiming the week of March 24, 2024 through March 30, 2024 as Tsunami Preparedness Week in Santa Barbara County.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be adopted.

RESOLUTION NO. 24-48

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

Administrative Items

A-13) AUDITOR-CONTROLLER'S OFFICE

[24-00258](#)

Consider recommendations regarding the AB1600 Mitigation Fee Annual Report for Fiscal Year (FY) 2022-2023, as follows:

a) Receive and review the FY 2022-2023 AB1600 Mitigation Fee Annual Report which includes the mitigation fee financial activity for FY 2022-2023 and the fee schedules for the Countywide, Orcutt, Goleta, South Coast, Santa Ynez, Lompoc and Santa Maria development impact fee programs; 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 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 Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-14) COMMUNITY SERVICES DEPARTMENT[24-00254](#)

Consider recommendations regarding a Memorandum of Understanding with Continuum of Care (CoC) required by State Homeless Housing Assistance and Prevention (HHAP) Program Round 5 Funding, as follows:

- a) Authorize the Community Services Director, or designee, until otherwise ordered by the Board, to take the following actions required for the acceptance and administration of HHAP Round 5 funds allocated to the Santa Maria/Santa Barbara County CoC and County of Santa Barbara:
 - i) Submit, by March 27, 2024, a joint funding application which includes a Regionally Coordinated Homelessness Action Plan, and execute all certifications, standard forms and a grant agreement required for disbursement of HHAP Round 5 funds. Such standard agreement shall be in a form substantially similar to the HHAP 4 Standard Agreement and subject to concurrence by County Counsel, Risk Management, and Auditor-Controller;
 - b) Approve and authorize the Community Services Director, or designee, to execute the Memorandum of Understanding with the Santa Maria/Santa Barbara County CoC from the HHAP 5 Regionally Coordinated Homelessness Action Plan and their inclusion in the Community Action Plan to Address Homelessness, which are required for the application, acceptance, and administration of the HHAP Round 5 funds allocated to the Santa Maria/Santa Barbara County Continuum of Care and the County of Santa Barbara; and
 - c) Determine 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 actions are organizational or administrative activities of government 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) i) Authorized;
- b) Approved and authorized; and
- c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-15) COMMUNITY SERVICES DEPARTMENT

[24-00255](#)

Consider recommendations regarding a State Permanent Local Housing Allocation (PLHA) Subrecipient Agreement, as follows:

a) Approve and authorize the Chair to execute a subrecipient agreement (Subrecipient Agreement) for the distribution of State of California PLHA grant funds in the amount of \$114,272.00 to Good Samaritan Shelter for delivery of supportive services at Buena Tierra for a term that begins April 1, 2024 and ends June 30, 2025; and

b) Determine that the approval of the recommended actions is exempt from the California Environmental Quality Act (CEQA) per CEQA Guidelines Section 15378(b)(4) since the recommended actions are government fiscal activities which do not involve commitment to any specific project which may result in potentially significant physical impact on the environment.

A motion was made by Supervisor 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 Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-16) COUNTY COUNSEL[24-00270](#)

Consider recommendations regarding an Agreement for Professional Legal Services with Rothschild Wishek and Sands LLP, as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute an Agreement for Professional Legal Services with Rothschild Wishek and Sands LLP from March 19, 2024 to March 18, 2027 in an amount not to exceed \$100,000.00; and

b) Determine that the above action is not a project, under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5), because it consists of government administrative and fiscal 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 and authorized; Chair to execute; and

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-17) COUNTY EXECUTIVE OFFICE[24-00264](#)

Approve Budget Revision Request No. 0009603 (Majority Vote Required); and Budget Revision Request No. 0009599 (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 Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-18) GENERAL SERVICES DEPARTMENT

[24-00260](#)

Consider recommendations regarding a Second Contract Amendment to the Santa Maria Juvenile Hall Security Upgrade Project, Project No. 20005, Fifth District; as follows: (4/5 Vote Required)

a) Approve, ratify, and authorize the Chair to execute the Second Amendment to the Santa Maria Juvenile Hall Security Upgrade Project (Project) contract with Birdi Systems, Inc. (BC22151) to increase the base compensation under the contract by \$94,719.36, from \$913,369.73 to an amended base compensation amount of \$1,008,089.09, for additional construction scope, engineering services, and labor, and to extend the contract term through June 30, 2024;

b) Approve Budget Revision Request No. 0009601; and

c) Find that these actions fall within the scope of the previously filed Notice of Exemption and are categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301(a), Existing Facilities - Exterior or Interior Modifications, as the project consists of the replacement of existing equipment.

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) and c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-19) GENERAL SERVICES DEPARTMENT**24-00105**

Consider recommendations regarding a Multi-Department Master Service Agreement (MSA), as follows:

- a) Approve, and direct the Chief Procurement Officer (Purchasing Agent) to execute and administer, the annual MSA with Carlo Achdjian in an amount not to exceed \$200,000.00, for the services specified in the respective Statements of Work as in Exhibits to such MSA; and
- b) Determine that the above actions are not a “project” and are exempt from California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA guidelines because they are organization or administrative activities of government 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 directed; and**
- b) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-20) PLANNING AND DEVELOPMENT DEPARTMENT**24-00224**

Consider recommendations regarding the Key Site H Development Agreement, Case No. 23ORD-00004, Fourth District, as follows:

- a) Make the required findings for approval of the project, Case No. 23ORD-00004, including California Environmental Quality Act (CEQA) findings, Findings for Approval;
- b) Determine that the ninety-nine (99) unit multifamily residential development project as described in the Development Agreement, including Exhibit B (Example Project Plans Implementing Development Agreement Provisions), is exempt from CEQA pursuant to State CEQA Guidelines Section 15194, Affordable Housing Exemption, and Public Resource Code Section 21159.23, Low Income Housing, as specified in the CEQA Notice of Exemption; and
- c) Approve the adoption (second reading) of an Ordinance approving the Key Site H Development Agreement (23ORD-00004).

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

a) and b) Approved; and

c) Adopted.

ORDINANCE NO. 5205

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-21) PUBLIC HEALTH DEPARTMENT

[24-00259](#)

Consider recommendations regarding a First Amendment with Medical Doctors Associates DBA Cross Country Locums Agreement, as follows: (4/5 Vote Required)

a) Approve, ratify, and authorize the Chair to execute the First Amendment to the professional services Agreement with Medical Doctors Associates DBA Cross Country Locums to increase the amount by \$575,000.00 for substitute (Locums Tenens), to add temporary healthcare professional services, and to add direct hire services for a revised total Agreement amount not to exceed \$1,110,000.00 within the period of performance July 1, 2023, through June 30, 2024;

b) Approve and authorize the Director of Public Health, or designee, to approve rate changes for Temporary Placements in accordance with Exhibit B-2 Section E so long as such increase does not result in an increase to the total amount of the Agreement, upon review and approval by the Auditor-Controller, Risk Management, and County Counsel, subject to the Board's ability to rescind the authority at any time;

c) Approve Budget Revision Request No. 0009518 in the amount of \$575,000.00 to pay for current temporary staffing fees; and

d) Determine that the proposed actions do not constitute a "Project" within the meaning of California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(4) of the CEQA Guidelines, because they consist of the creation of government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant impact on the environment.

A motion was made by Supervisor 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; and
- c) and d) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-22) PUBLIC HEALTH DEPARTMENT

[24-00272](#)

Consider recommendations regarding the allocation of two legal positions and establish budget for jail health monitoring by the Public Health Department, as follows: (4/5 Vote Required)

- a) Approve and authorize the Director of Public Health to establish and hire a 0.5 Full Time Equivalent (FTE) Chief Correctional Health Medical Advisor and a 1.0 FTE Correctional Health Quality Care Improvement Coordinator to support the development and expansion of sustainable jail health services;
- b) Adopt and approve changes to the Salary Resolution, which allocates to the Public Health Department one (1) 0.5 FTE Program/Business Leader-Physician and one (1) 1.0 FTE Program/Business Leader-General;
- c) Approve and authorize Budget Revision Request No. 0009598 to establish appropriations of \$98,700.00 in the Public Health Department, Health Care Fund for Salaries and Employee Benefits funded by an operating transfer from the General Fund for Other Financing Uses funded by release of Committed Litigation fund balance; and
- d) Determine that the above actions are not a “Project” under the California Environmental Quality Act (CEQA) per CEQA Guidelines Section 15378(b)(5) since the recommended actions are an organizational or administrative activity of the government that will not result in direct or indirect physical change in 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;

b) Adopted and approved;

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c) Approved and authorized; and

d) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-23) PUBLIC WORKS DEPARTMENT

[24-00265](#)

Consider recommendations regarding a Public Works Director's Report on Emergency Response Actions from Impacts of Flooding and Storms and Continuation of Emergency Actions, as follows: (4/5 Vote Required)

a) Receive and review a report from the Public Works Director regarding emergency actions taken pursuant to Resolution No. 19-327 and Public Contract Code Section 22050 related to emergency operations responding to flooding, storms, debris removal and transportation projects following the recent 2023 and 2024 storm events (23STM1, 23STM2, 24STM1, 24STM2) and the necessity of the action and the reasons the emergency will not permit delay resulting from competitive solicitation of bids;

b) Determine that there is a need to continue the emergency actions ordered by the Public Works Director (4/5 vote required);

c) Direct staff to return to the Board at the next regular meeting, or every 14 days in the case of consecutive weekly regular meetings, to allow the Board to review the emergency action and determine whether there is a need to continue the emergency action, by a 4/5 vote, until the actions are terminated;

d) Determine that the 2023 winter storms (23STM1 and 23STM2) emergency actions were found by the Board to be exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15269(d) on February 7, 2023. A Notice of Exemption was filed on this basis on February 7, 2023, and the proposed action is within the scope of that Notice of Exemption; and

e) Determine that the 2024 winter storm (24STM1 and 24STM2) emergency actions were found by the Board to be exempt from the provisions of the CEQA pursuant to State CEQA Guidelines Section 15269(d) on February 27, 2024. A Notice of Exemption was filed on this basis on February 27, 2024, and the proposed action is within the scope of that Notice of Exemption.

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

a) Received and reviewed;

b) Approved;

c) Directed; and

d) and e) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-24) PUBLIC WORKS DEPARTMENT

24-00248

Consider recommendations regarding a Budget Revision for the Purchase of ReSource Center Equipment, Third District, as follows: (4/5 Vote Required)

a) Approve Budget Revision Request No. 0009577 increasing appropriations in the amount of \$3,764,100.00 in Public Works Resource Recovery and Waste Management Enterprise Fund for the purchase of mobile equipment, which is funded by the release of Retained Earnings; and

b) Determine that 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 the purchase of replacement equipment for ongoing operation of the ReSource Center facilities is within the scope of the project covered by the prior environmental review, the 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, Final Subsequent EIR Addendum dated August 11, 2017 (revised October 26, 2017) considered by the Board of Supervisors on November 14, 2017, and second Addendum dated July 11, 2023 considered by the Board on October 3, 2023 and November 7, 2023, therefore, no subsequent EIR 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) and b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-25) PUBLIC WORKS DEPARTMENT

[24-00267](#)

Consider recommendations regarding the construction of the Midwest Guardrail System, County Project No. 820745, First and Third Districts, as follows:

- a) Approve the plans and specifications on file in the Public Works Department Office, for construction of Midwest Guardrail System;
- b) Award a construction contract in the amount of \$348,226.00 to the lowest responsible bidder, The JF Will Company, Inc, 2640 Industrial Parkway Suite 100, Santa Maria, CA 93455, 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) Authorize the Director of Public Works or designee to approve change orders for a contingency amount up to \$29,912.00 for the construction of Midwest Guardrail System, for a total not to exceed authorization of \$378,138.00; 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) (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 that Notice of Exemption.

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) Authorized; and
- e) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-26) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [24-00112](#)

Consider recommendations regarding a Public Works Director's Report on Emergency Response Actions from the Impacts of Flooding and Storms and Continuation of Emergency Actions, as follows: (4/5 vote required)

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

- a) Receive and review a report from the Public Works Director regarding emergency actions taken pursuant to Resolution No. 19-327 and Public Contract Code Section 22050 related to emergency operations responding to flooding, storms, and debris removal projects following the 2023 and 2024 winter storm events and the necessity of the action and the reasons the emergency will not permit delay resulting from competitive solicitation of bids;
- b) Determine that there is a need to continue the emergency actions ordered by the Public Works Director (4/5 vote required);
- c) Direct staff to return to the Board every 14 days to allow the Board to review the emergency actions and determine, by a 4/5 vote, whether there is a need to continue the emergency actions until the actions are terminated;
- d) Determine that the recommended actions related to and continuations of the January 31 - February 2024 storms are statutorily exempt under the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15269(c), and a Notice of Exemption was filed on this basis on February 27, 2024, and the proposed action is within the scope of that Notice of Exemption;

e) Determine that these emergency actions related to and continuations of 2023 storm response were found by the Board to be exempt from the provisions of CEQA pursuant to State CEQA Guidelines Section 15269(c) and a Notice of Exemption was filed on this basis on January 24, 2023, and the proposed action is within the scope of that Notice of Exemption; and

f) Determine that emergency actions for the Santa Maria River Restoration of Alignment Project were found by the Board to be exempt from the provisions of the State CEQA pursuant to Executive Order N-10-23, as well as State CEQA Guidelines Section 15269(c) on September 12, 2023, and the proposed action is within the scope of the Notice of Exemption filed on September 19, 2023.

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) Received and reviewed;**
- b) Approved;**
- c) Directed; and**
- d) through f) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-27) SHERIFF-CORONER OFFICE [24-00262](#)

Consider recommendations regarding the Sheriff’s Medical Grievance Oversight Coordinator 2020-2023 Annual Reports, as follows:

- a) Receive and file the Sheriff’s annual medical grievance oversight reports for 2020, 2021, 2022 and 2023; and
- b) Determine that the approval of the recommended action is not subject to the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378 (b) (5), since the recommended action is a government administrative activity which does not involve commitment to any specific project which may result in potentially significant physical impact on the environment.

Lynne Gibbs addressed the Board.

A motion was made by Supervisor Capps, 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 Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-28) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR [24-00256](#)

Receive and file the Annual DNA Identification Fund Report for calendar year 2023.

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

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-29) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

24-00257

Consider recommendations regarding a request for approval to Sell Tax-Defaulted Property at Public Auction via internet from June 17, 2024 to June 20, 2024, as follows:

- a) Receive and accept the Notice of Intention to Sell Tax-Defaulted Property and Request for Approval from the Treasurer-Tax Collector;
- b) Adopt a Resolution approving a Tax Sale, by Public Auction via internet, of Tax Defaulted Property;
- c) Direct the Clerk of the Board to transmit a certified copy of the Resolution to the Treasurer-Tax Collector within five days after the date of its adoption; and
- d) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines, because they consist of the creation of government funding mechanisms 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) Received and accepted;

b) Adopted;

RESOLUTION NO. 24-50

c) Directed; and

d) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

Board of Supervisors

A-30) SUPERVISOR HARTMANN

[24-00261](#)

Approve the appointment of Patrina Jones to the Behavioral Wellness Commission, term ending January 1, 2027, 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 Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

Hearing Requests

A-31) COUNTY EXECUTIVE OFFICE

[24-00271](#)

Set a hearing to consider recommendations regarding a Jail Healthcare Study Session, as follows:
(Set a hearing for April 3, 2024. Time estimate: 3 hours)

a) Set a Special Meeting for April 3, 2024 for a community study session on issues related to medical and behavioral healthcare services in the County's adult custodial facilities (Jail Healthcare Study Session); and

b) Find that the proposed actions do not constitute a "Project" within the meaning of the California Environmental Quality Act, pursuant to 14 CCR 15378(b)(2), as it consists of general policy and procedure making.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be set for a hearing, as follows: April 3, 2024 in Santa Barbara at Direct Relief, 6100 Wallace Becknell Road (EST. TIME 3 HRS.). The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

24-00002

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) (24-00002)

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

Re: Expressed Concerns with Electronic Voting Practices; and Concerns with perceived Fraudulent Elections – LeAnne Woolever, Chuck Williams, Rod Walters, Rosalie Hardoin, Rhonde Huesgen, Peggy Wilson, Barbara Ireland, Michele Weslander-Quiad, Amy Blair and Kevin Osburn addressed the Board

Re: Expressed Concerns with a violent act in our community and Electronic Voting Practices - Karin Hauenstein addressed the Board

Re: Expressed Concerns Regarding Proposition 1 and Electronic Voting Practices – Efigenia Banales addressed the Board

Re: Concerns regarding inflation and government funding – Andy Caldwell addressed the Board

Departmental Agenda
Planning Items and Public Hearings

1) PUBLIC WORKS DEPARTMENT

24-00010

HEARING - Consider recommendations regarding reports on Pavement Impact Studies related to: Utility Cuts, Heavy Vehicles (Refuse Collection Trucks, Mass Transit/Bus, Fire Trucks and Construction Vehicles) and Consider Options for Pavement Impact Mitigation, as follows:

- a) Receive and file reports on Pavement Impact Studies on Roads related to utility cuts and heavy vehicles (refuse collection trucks, mass transit/bus, fire trucks and construction vehicles);
- b) Provide direction to Public Works staff on whether to pursue each of the following Pavement Impact cost recovery measures:
 - i) Direct staff to implement a Pavement Cut Fee increase;
 - ii) Direct staff to implement a new Heavy Construction Load Development Impact Fee;
 - iii) Direct staff to work with Resource Recovery and Waste Management Division to investigate the feasibility of increasing the Solid Waste Program Fee to include compensation to the County for Heavy Load Road Impacts; and
 - iv) Direct staff to work with the County Executive Office to explore a budget expansion request or other options for offsetting costs of pavement impacts caused by Mass Transit/Bus and Fire Trucks; or
- c) Provide other direction, as appropriate; and
- d) Determine that the recommended action is not a Project within the meaning of California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(5) of the CEQA Guidelines, because the action is an organizational or administrative activity of government that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: WITHDRAW

HEARING TIME: 11:13 AM - 11:14 AM (1 MIN.)

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

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

Absent: 1 - Supervisor Nelson

2) PUBLIC WORKS DEPARTMENT [24-00187](#)

HEARING - Consider recommendations regarding the amendment of County Code Chapter 28, for use of County Rights-of-Way for business purposes, as follows:

a) Approve the introduction (First Reading) of an Ordinance amending Santa Barbara County Code, Chapter 28-Roads, to allow permitting, regulation, and collection of fees for business operations encroaching on County road right-of-way;

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

c) Set a hearing for the Administrative Agenda (Second Reading) to consider the adoption of an Ordinance amending Santa Barbara County Code, Chapter 28, as follows:

i) Approve the adoption (Second Reading) of an Ordinance amending Santa Barbara County Code, Chapter 28-Roads, to allow permitting, regulation, and collection of fees for business operations encroaching in the County road right-of-way; and

ii) Determine that this action is not subject to California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 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 direct staff to file a Notice of Exemption on that basis.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: CONTINUE TO 4/23/2024

HEARING TIME: 11:15 AM - 11:16 AM (1 MIN.)

A motion was made by Supervisor Hartmann, seconded by Supervisor Lavagnino, that this matter be continued, as follows: April 23, 2024 in Santa Maria. The motion carried by the following vote:

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

Absent: 1 - Supervisor Nelson

3) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR, BOARD OF SUPERVISORS, BOARD OF DIRECTORS, FIRE PROTECTION DISTRICT [24-00247](#)

HEARING - Consider recommendations regarding the 2024 Certificates of Participation (COP), as follows: (4/5 Vote Required) (EST. TIME: 15 MIN.)

Acting as the Board of Supervisors:

a) Adopt a Resolution authorizing the execution and delivery of a Lease, a Sublease, an Assignment Agreement, a Trust Agreement, an Official Notice of Sale and a Contract of Purchase; Approving execution of COP to finance certain capital improvements; Approving a Preliminary Official Statement for said COP; Authorizing the execution and delivery of an Official Statement and a Continuing Disclosure Agreement; and authorizing certain other actions in connection with the lease financing in an aggregate principal amount not to exceed \$130,000,000.00 and an aggregate true interest cost not to exceed 6.5%;

b) Authorize the Treasurer-Tax Collector to abandon this issuance if market conditions are deemed financially unfavorable;

c) Approve Budget Revision Request No. 009604 recording the sale of COP by establishing appropriations to increase the 2024 COP Projects fund restricted fund balance in the amount of \$119,708,000.00, and establishing appropriations in the amount of \$1,027,000.00 for the related current year financing costs funded by debt proceeds;

d) Determine that the above actions are government funding mechanisms and/or fiscal activities that are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines;

e) Certify that the Board has reviewed and considered the information contained in the Final Mitigated Negative Declaration and make the CEQA Findings required to adopt the Final Mitigated Negative Declaration (GS-042022-19014-MND) for the Proposed Probation Headquarters Building Project, adopt the Final Mitigated Negative Declaration (GS-042022-19014-MND) and adopt the Mitigation Monitoring Plan included in the Final Mitigated Negative Declaration; and

f) Determine that the Santa Barbara County Main Jail Renovation Project is exempt from the provisions of the CEQA under State CEQA Guidelines Sections 15301, 15302, and 15304 because it consists of replacement or reconstruction, existing facilities, and/or minor alterations to land; and

Acting as the Board of Directors, Santa Barbara County Fire Protection District:

a) Approve the 2024 COP financing.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 11:17 AM - 11:25 AM (8 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

Acting as the Board of Supervisors:

a) Adopted;

RESOLUTION NO. 24-51

b) Authorized;

c) and d) Approved;

e) Certified;

f) Approved; and

Acting as the Board of Directors, Santa Barbara County Fire Protection District:

a) Approved.

The motion carried by the following vote:

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

Absent: 1 - Supervisor Nelson

4) PUBLIC WORKS DEPARTMENT[24-00246](#)

HEARING - Consider recommendations regarding approval of the Tajiguas Landfill Capacity Increase Project, Third District, as follows: (EST. TIME: 1 HR. 15 MIN.)

a) Certify that the Final Subsequent Environmental Impact Report (SEIR), 23EIR-00001, for the Tajiguas Landfill Capacity Increase Project has been completed in compliance with the California Environmental Quality Act (CEQA);

b) Certify that the Board has reviewed and considered the information contained in the Final SEIR, 23EIR-00001, as well as information presented during the public hearing prior to the approval of the project, and make and adopt the CEQA Findings and Statement of Overriding Considerations;

c) Approve the Tajiguas Landfill Capacity Increase Project, which provides an additional capacity of 6.1 million cubic yards, increasing the permitted total design capacity of the Tajiguas Landfill from 23.3 million cubic yards to 29.4 million cubic yards;

d) Adopt the mitigation measures, with their corresponding monitoring requirements, as the Mitigation Monitoring Program for this project;

e) Direct the Resource Recovery and Waste Management Division to acquire local, State and Federal permits and approvals to the extent required by law for implementation of the project; and

f) Authorize the Resource Recovery and Waste Management Division to advertise/solicit for bids/proposals for construction of the project and for other contracts that may be required to implement the project.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 11:26 AM - 12:32 PM (1 HR. 6 MIN.)

Bruce Hendricks, Mariah Smith, Kat Lane, Linda Smith, Doug Kern, Ana Citrin, Edward Geremia, Jazmin Ment, and Kelsey Dowdy addressed the Board.

Received and filed staff presentation and conducted a public hearing.

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

a) and b) Certified;

c) Approved;

d) Adopted;

e) Directed; and

f) Authorized.

Directed staff to return to the Board within six months with a report regarding waste aversion, waste reduction and ways to engage the community to implement those changes; further directed staff to return to the Board within one month with a report regarding negotiations with Gulf Cooperation Council.

The motion carried by the following vote:

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

Absent: 1 - Supervisor Nelson

Adjourned at 1:19 PM

Adjourned to

Tuesday, March 19, 2024, 2:00 PM

Board of Supervisors Workshop

Potential Rezone Sites for the County Housing Element

County Engineering Building

Planning Commission Hearing Room

123 East Anapamu Street, 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, March 19, 2024 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, March 21, 2024, at 5:00 PM and on Saturday, March 23, 2024, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>