

County of Santa Barbara
BOARD OF SUPERVISORS



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First District - Das Williams, Chair

Second District - Laura Capps

Third District - Joan Hartmann

Fourth District - Bob Nelson

Fifth District - Steve Lavagnino, Vice Chair

Mona Miyasato, County Executive Officer

Agenda

Tuesday, November 28, 2023

9:00 AM

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

The Board of Supervisors meets concurrently as the Board of Directors of: the Flood Control & Water Conservation District, the Water Agency, the Laguna County Sanitation District, 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

Please see page two of this agenda for public participation options for the Board of Supervisors Meetings. Persons may address the Board on any matter listed on the agenda. Matters not listed on the agenda may be addressed during the public comment period at the conclusion of the administrative agenda.

The Santa Barbara County Board of Supervisors currently provides in-person participation as well as remote participation until further notice.

Board members and the public may participate from the Joseph Centeno Betteravia Government Administration Building Board Hearing Room, 511 Lakeside Parkway, Santa Maria.

The following methods of participation are available to the public:

1. You may observe the live stream of the Board meetings in the following ways:

- Televised in English and Spanish (SAP channel via Comcast and Cox) on local cable channel 20;
- Online at: <https://www.countyofsb.org/1333/CSBTV-Livestream>; and
- YouTube at: <https://www.youtube.com/user/CSBTV20> (Closed Captioning Available)

2. If you wish to provide public comment, the following methods are available:

- **Distribution to the Board of Supervisors** - Submit your comment via email prior to 5:00 PM on the day prior to the Board meeting. Please submit your comment to the Clerk of the Board at: sbcob@countyofsb.org. Your comment will be distributed to the Board and posted online. Whether the comment is formally part of the record depends on the agenda item it is submitted for and its length and time of submittal as set out in Board Resolution 91-333 (Land Use).

- **Attend the Meeting In-Person** - Individuals are allowed to attend and provide comments at the Board meeting in-person. Please note, we are following all local and State guidelines and are no longer requiring face coverings indoors. Please be advised that the Public Health Department is still strongly encouraging County staff and members of the public to mask and socially distance themselves in public areas.

- **Attend the Meeting by Zoom** - Individuals wishing to provide public comment remotely during the Board meeting can do so via Zoom by clicking the below link to register in advance.

Register in advance for this meeting:

https://countyofsb.zoom.us/webinar/register/WN_YCyDmZiNQ3mvc35tpDOLUg

After registering, you will receive a confirmation email containing important information about joining the webinar. Please review the Zoom protocols below, as follows:

1. Once the Chair has announced the item you want to comment on, please join the meeting.
2. You will be placed on mute until it is your turn to speak. You will be able to hear the Board meeting live after calling in and will need to turn off or mute your TV or the web stream to avoid sound interference.
3. The Clerk will call you by name. When removed from mute, you will hear a notification that your line has been unmuted. **If you are using a touchtone phone, you may need to press *6.**
4. Each person may address the Board for up to three minutes at the discretion of the Chair.
5. When your time is up or you have concluded your comments, please hang up or log out.

If you have any questions or if you are participating in the hearing telephonically or electronically and need a disability-related modification or accommodation or have any issues attempting to access the hearing, please contact the Clerk of the Board's Office at (805) 568-2240.

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, or any special accommodations, please contact the Clerk of the Board at (805) 568-2240 or sbcob@countyofsb.org. 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.

Disclosure of Campaign Contributions

Pursuant to Government Code section 84308, members of the Board of Supervisors are disqualified and not able to participate in any agenda item involving contracts (other than competitively bid, labor, or personal employment contracts), franchises, discretionary land use permits and other entitlements if the Board member received more than \$250 in campaign contributions from the applicant or contractor, an agent of the applicant or contractor, or any financially interested participant who actively supports or opposes the County's decision on the agenda item since January 1, 2023. Applicants, appellants, contractors, agents or any financially interested participant who actively supports or opposes the County's decision on the agenda item who have made campaign contributions totaling more than \$250 to a Board member since January 1, 2023, are required to disclose that fact for the official record of the subject proceeding. Disclosures must include the amount and date of the campaign contribution and identify the recipient Board member and may be made either in writing to the Clerk of the Board of Supervisors prior to the subject hearing or by verbal disclosure at the time of the hearing.

Closed Session

The Board of Supervisors conducts a Closed Session between 12:00 P.M. and 1:00 P.M. and at 8:00 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). Members of the public may address the Board on Closed Session Agenda items during the General Public Comment period. For information related to Closed Session announcements please contact County Counsel at (805) 568-2950.

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.

9:00 A.M. Convened to Regular Session**Roll Call****Pledge of Allegiance****Approval of Minutes of the November 7, 2023 Meeting****County Executive Officer's Report**[23-00001](#)

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.

Your County, Your Heroes:

Monica Hernandez and Nelson Maldonado, Probation Department

12:00 P.M. Recessed to Closed Session**Closed Session**[23-01134](#)

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

(Paragraph (1) of subdivision (d) of Government Code section 54956.9)

Joyce E. Dudley, Santa Barbara County District Attorney v. County of Santa Barbara; Santa Barbara County Superior Court Case No. 22CV05054.

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

(Paragraph (2) of subdivision (d) of Government Code section 54956.9)

Significant exposure to civil litigation: 1 case, based on these “facts and circumstances:”

The Santa Barbara County District Attorney’s Office has filed a First Amended Verified Petition for Writ of Mandate concerning a Public Records Act request the District Attorney’s Office submitted to the County of Santa Barbara in Case No. 22CV05054. In that Petition, the District Attorney’s Office states that the Consumer and Environmental Protection Unit of the Santa Barbara County District Attorney’s Office has been investigating the County’s response to a “Toro Canyon Creek oil spill” since July 2021.

PUBLIC EMPLOYEE APPOINTMENT / RE-APPOINTMENT

(Paragraph (1) of subdivision (b) of Government Code Section 54957)

Director of Child Support Services.

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.

Administrative Items**A-1) BEHAVIORAL WELLNESS DEPARTMENT****[23-01095](#)**

Consider recommendations regarding a request for a Waiver of Competition in the purchase of pharmaceuticals from Cardinal Health 110, LLC for Fiscal Years (FYs) 2023-2026, as follows:

- a) Authorize the Purchasing Agent to procure wholesale stock pharmaceuticals for the County Psychiatric Health Facility from Cardinal Health 110, LLC (not a local vendor) without being required to conduct a formal bid process for an amount not to exceed \$300,000.00 (\$100,000.00 per FY) for the period of November 28, 2023 through December 31, 2026; and
- b) Determine that the above action is a government funding mechanism or other government fiscal activity, which does not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment, and is therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines.

A-2) COMMUNITY SERVICES DEPARTMENT**[23-01115](#)**

Consider recommendations regarding an Agreement to Provide Affordable Housing and Rental Restrictive Covenant for the Ocean Meadows Residential Development (19DVP-00000-0002), Second District, as follows:

- a) Approve and authorize the Chair to execute an Agreement to Provide Affordable Housing for the Ocean Meadows Residential Development (Agreement) and direct its recordation; and
- b) Find that pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15162, no substantial changes are proposed, and no new information of substantial importance has come to light regarding environmental effects of the Ocean Meadows Residential Development (Project) or the sufficiency or feasibility of mitigation measures, and therefore approval of the Agreement is within the scope of the Project covered by the Final Mitigated Negative Declaration (MND) (20-NGD- 00000-00007), which was adopted by the County Planning Commission on December 1, 2020, and therefore no new environmental documentation is required.

A-3) COMMUNITY SERVICES DEPARTMENT23-01116

Consider recommendations regarding a Greenwell Preserve New Lease Extending Term, First District, as follows: (4/5 Vote Required)

- a) Determine that the services provided by The Summerland Citizen's Association are necessary to meet the social needs of the County, pursuant to California Government Code Section 26227;
- b) Determine that the County-owned property located in the Town of Summerland and known as the Summerland Greenwell Preserve on Greenwell Avenue (APN: 005-080-004) will not be needed for County purposes;
- c) Approve and authorize the Chair to execute the Lease Agreement between the County of Santa Barbara and The Summerland Citizen's Association, a California non-profit corporation, to operate, maintain and repair the Summerland Greenwell Preserve in Summerland, California for a period of thirty (30) years with optional extensions of two (2) additional five (5) year periods at the mutual agreement of the Summerland Citizens Association and the Director of Community Services;
- d) Determine that the above recommended actions are exempt from the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15301, finding that the project is for the operation, repair, maintenance, leasing, licensing, or minor alteration of existing public structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the Board's determination and direct staff to file a Notice of Exemption on that basis;

Acting as the Governing Authority of County Service Area No. 11:

- a) Approve payment to The Summerland Citizen's Association of an annual reimbursement, subject to available funding and annual appropriations, in an amount not to exceed \$3,120.00 for ongoing maintenance and administration, including utilities and waste holding tank maintenance as outlined in the Lease Agreement; and
- b) Determine that the above recommended action is exempt from the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15301, finding that the project is for the operation, repair, maintenance, leasing, licensing, or minor alteration of existing public structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the Board's determination and direct staff to file a Notice of Exemption on that basis.

A-4) COMMUNITY SERVICES DEPARTMENT**23-01117**

Consider recommendations regarding the approval of Fiscal Year (FY) 2021 Action Plan Amendment and Execution of Amendments to Community Development Block Grant (CDBG) Subrecipient Agreements with Santa Barbara Neighborhood Clinics (SBNC) and People Assisting the Homeless (PATH); First and Second Districts, as follows:

- a) Approve and authorize a Substantial Amendment to the 2021-2022 Annual Action Plan (FY 2021 Action Plan Amendment) for submittal to Housing and Urban Development (HUD), increasing CDBG funding to the SBNC Goleta Clinic Septic System Abandonment and Public Sewage Facility Connection Project by \$40,000.00;
- b) Approve and authorize the Chair to execute a Third Amendment to the CDBG Subrecipient Agreement between the County and SBNC (Third Amendment to SBNC Agreement) extending the term of the Agreement until March 31, 2024, and increasing the amount of the Agreement by \$40,000.00, for a total maximum contract amount of \$427,891.00;
- c) Approve and authorize the Chair to execute a Second Amendment to the CDBG Subrecipient Agreement between the County and PATH (Second Amendment to PATH Agreement) extending the term of the Agreement until March 31, 2024, and revising the Agreement's line item budget; and
- d) Determine that the recommended actions are exempt from the California Environmental Quality Act (CEQA) guidelines, pursuant to Section 15378(b)(4), finding that the actions are 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-5) COUNTY COUNSEL**23-01104**

Consider recommendations regarding an amendment to the Agreement for Professional Legal Services with Outside Counsel Rutan and Tucker, LLP, as follows:

- a) Approve, ratify, and authorize the Chair to execute the Third Amendment to the Agreement for Professional Legal Services between the County of Santa Barbara and Rutan and Tucker, LLP to extend the term of the Agreement to December 31, 2024 and increase the maximum contract amount by \$250,000.00 for a new maximum contract amount not to exceed \$1,034,000.00; and
- b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5) because it consists of government administrative or fiscal activities that will not result in direct or indirect physical changes in the environment.

A-6) COUNTY EXECUTIVE OFFICE**23-01088**

Consider recommendations regarding Fiscal Year (FY) 2023 through 2024 First Quarter Budget Status Report and Cannabis Taxation, Compliance and Enforcement Update, as follows:

- a) Receive and file the FY 2023-2024 First Quarter Budget and Status Report and Cannabis Taxation, Compliance and Enforcement Update as of September 30, 2023, showing the status of appropriations and financing for departmental budgets adopted by the Board of Supervisors; and
- b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA), because pursuant to Sections 15378(b)(4) and 15378(b)(5) the recommended actions consist of organizational, administrative, or fiscal activities of government that will not result in direct or indirect physical changes in the environment.

A-7) COUNTY EXECUTIVE OFFICE**23-01090**

Consider recommendations regarding a recruitment process for Board of Supervisors' Appointments to the Board of Retirement (Retirement Board) of the Santa Barbara County Employees' Retirement System, as follows:

- a) Receive and file an update on the expiration of the terms of two members of the Retirement Board of the Santa Barbara County Employees' Retirement System;
- b) Appoint Supervisors Lavagnino and Hartmann to convene an ad hoc subcommittee to review applications and return to the Board with recommendations for appointments; and
- c) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA), because pursuant to Sections 15378(b)(4) and 15378(b)(5) the recommended actions consist of organizational, administrative or fiscal activities of government that will not result in direct or indirect physical changes in the environment.

A-8) COUNTY EXECUTIVE OFFICE**23-01092**

Adopt a Resolution establishing the 2024 Board of Supervisors' schedule of meeting dates and locations.

A-9) COUNTY EXECUTIVE OFFICE**23-01109**

Consider recommendations regarding the appointment of the Community Services Department Director, as follows:

- a) Approve appointment of Jesus Armas as the County of Santa Barbara Community Services Director, beginning January 22, 2024; and
- b) Determine that the recommended actions are not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(2)

because the recommended actions involve continuing administrative or maintenance activity.

A-10) COUNTY EXECUTIVE OFFICE

23-01110

Approve Budget Revision Request No. 0009425 (Majority Vote Required); and Budget Revision Request No. 0009372 (4/5 Vote Required).

A-11) DISTRICT ATTORNEY'S OFFICE

23-01099

Consider recommendations regarding the California Governor's Office of Emergency Services (Cal OES) Elder and Dependent Adult Advocacy and Outreach (XE) Grant Program, as follows:

- a) Adopt a Resolution authorizing the District Attorney to submit an application, and if awarded, execute the Grant Award Agreement to accept anticipated funding with Cal OES Elder and Dependent Adult Advocacy and Outreach (XE) Program for the award period of January 1, 2024 through December 31, 2024, up to a maximum grant award amount of \$217,444.00, subject to the approval and concurrence of Risk Management, Auditor-Controller, and County Counsel;
- b) Approve and authorize the Chair and the District Attorney to execute a Certification of Assurance of Compliance for the District Attorney's grant application for the Cal OES Elder and Dependent Adult Advocacy and Outreach Program;
- c) Approve and authorize the District Attorney to execute any amendments to the Grant Agreement extending the term thereof through June 30, 2025, or for a supplemental grant award in the amount not to exceed \$50,000.00, with the concurrence of County Counsel, Risk Management, and Auditor-Controller; and
- d) Determine that the above recommended actions are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), since they consist 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 approve the filing of a Notice of Exemption on that basis.

A-12) DISTRICT ATTORNEY'S OFFICE

23-01100

Consider recommendations regarding the California Governor's Office of Emergency Services (Cal OES) Child Advocacy Center Program Grant Program, Subaward No. KC23 02 0420, as follows:

- a) Adopt a Resolution authorizing the District Attorney to submit an application, and if awarded, execute the Grant Award Agreement to accept anticipated funding with Cal OES Child Advocacy Center (KC) Program for the award period of April 1, 2024 through March 31, 2025, up to a maximum grant award amount of \$200,000.00, subject to the approval and concurrence of Risk Management, Auditor-Controller, and County Counsel;

b) Approve and authorize the Chair and the District Attorney to execute a Certification of Assurance of Compliance for the District Attorney's grant application for the Cal OES Child Advocacy Center Program;

c) Approve and authorize the District Attorney to execute any amendments to the Grant Agreement extending the term thereof through September 30, 2025, or for a supplemental grant award in the amount not to exceed \$50,000.00, with the concurrence of County Counsel, Auditor-Controller and Risk Management; and

d) Determine that the above recommended actions are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), since they consist 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 approve the filing of a Notice of Exemption on that basis.

A-13) DISTRICT ATTORNEY'S OFFICE

23-01101

Consider recommendations regarding the California Governor's Office of Emergency Services (Cal OES) Human Trafficking Advocacy Program (HA) Grant Program, as follows:

a) Adopt a Resolution authorizing the District Attorney to submit an application, and if awarded, execute the Grant Award Agreement and accept anticipated funding with Cal OES Human Trafficking Advocacy Program for the award period of January 1, 2024 through December 31, 2024, up to a maximum grant award amount of \$147,000.00, subject to the approval and concurrence of Risk Management, Auditor Controller, and County Counsel;

b) Approve and authorize the Chair and the District Attorney to execute a Certification of Assurance of Compliance for the following District Attorney's grant application for the Cal OES Human Trafficking Advocacy Program;

c) Approve and authorize the District Attorney to execute any amendments to the Grant Agreement extending the term thereof through June 30, 2025, or for a supplemental grant award in the amount not to exceed \$50,000.00, with the concurrence of County Counsel, Risk Management and Auditor-Controller; and

d) Determine that the above recommended actions are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), since they consist 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 approve the filing of a Notice of Exemption on that basis.

A-14) FIRE DEPARTMENT**23-01111**

Consider recommendations regarding an Independent Contractor Agreement with Rincon Consultants, Inc. for Emergency Management Geographic Information System (GIS) Professional Services, as follows:

- a) Approve and authorize the Chair to execute an Independent Contractor Agreement with Rincon Consultants, Inc. for Emergency Management GIS Professional Services for a total amount not to exceed \$130,276.00 with a period of performance from November 28, 2023 to June 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)(4), since the activity is the creation of a governmental funding mechanism or other government fiscal activity which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

A-15) FIRST 5 SANTA BARBARA COUNTY CHILDREN AND FAMILIES COMMISSION**23-01107**

Consider recommendations regarding the appointment of Community Members to the First 5 Children and Families Commission of Santa Barbara County, as follows:

- a) Approve the appointment of Emilio Handall as a Community Member of the First 5 Children and Families Commission of Santa Barbara County to fill the Community Member Commission seat previously held by Lorraine Neenan (number 7) for an unexpired term that ends June 30, 2024, and a regular term that commences July 1, 2024;
- b) Approve the appointment of Joanna Gerber as an alternate Community Member of the First 5 Children and Families Commission of Santa Barbara County to fill the Community Member Alternate Commission seat previously held by Emilio Handall (number 12) for an unexpired term that ends June 30, 2024, and a regular term that commences July 1, 2024;
- c) Approve the appointment of Susan Walsh as an alternate Community Member of the First 5 Children and Families Commission of Santa Barbara County to fill the Community Member Alternate Commission seat previously held by Joanna Gerber (number 13) for an unexpired term that ends June 30, 2025, and a regular term that commences July 1, 2025; and
- d) Determine that the above actions are organizational or administrative activities of the government that will not result in direct or indirect physical changes in the environment and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA Guidelines.

A-16) GENERAL SERVICES DEPARTMENT**23-01119**

Consider recommendations regarding the approval of a Work Order for Electric Vehicle Charging Equipment, First District, as follows:

- a) Approve a work order for five electric vehicle charging stations and ancillary equipment as well as design and permitting services, for an amount totaling \$11,946.00 for Fire Station 27 located in New Cuyama, to be supplied by PowerFlex Systems, LLC (PowerFlex) with an address at 15445 Innovation Drive, San Diego, California, 92128, under the terms and conditions specified in the Agreement for Electric Vehicle Charging Stations and Services of Independent Contractor, approved by the Board of Supervisors on June 6, 2023 (Agreement), and authorize the Director of General Services or designee to sign and execute such work order; and
- b) Find that the recommended actions are associated with constructing and locating a limited number of new, small facilities or structures and/or installation of small new equipment and facilities in small structures and is therefore exempt from California Environmental Quality Act (CEQA) pursuant to 14 CRR 15303, and direct staff to file a Notice of Exemption based on that finding.

A-17) GENERAL SERVICES DEPARTMENT**23-01120**

Consider recommendations regarding the Santa Barbara Bowl Foundation Annual Report for 2022, First District, as follows:

- a) Receive and file the 2022 Annual Report for operations at the Santa Barbara Bowl; 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 (CEQA) Guidelines 14 CCR 15378(b)(5).

A-18) INFORMATION TECHNOLOGY DEPARTMENT**23-01102**

Consider recommendations regarding an agreement for Services of Independent Contractor with Pegasus Studios, as follows:

- a) Approve and authorize the Chair to execute the Agreement for Services of Independent Contractor with Pegasus Studios to provide audio-visual (A/V) technical support services from December 2, 2023, through June 30, 2024, in the amount not to exceed \$131,500.00 (Agreement);
- b) Approve and authorize the Chief Information Officer or their designee to order additional services under the Agreement in an amount not to exceed 5% of the Agreement amount, or \$6,575.00; and
- c) Determine that the above recommended action is a government funding mechanism or other government fiscal activity, which does not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment and is

therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines.

A-19) INFORMATION TECHNOLOGY DEPARTMENT

23-01113

Consider recommendations regarding an agreement for Services of Independent Contract with TEKsystems Global Services LLC; as follows: (4/5 Vote Required)

a) Approve, ratify, and authorize the Chair to execute an Agreement for Services of Independent Contractor with TEKsystems Global Services LLC for information technology (IT) professional services for a total maximum compensation amount not to exceed \$1,130,000.00, beginning November 28, 2023, through June 30, 2024 (Agreement), inclusive of \$200,000.00 under Purchase Order No. CN5682, but which otherwise terminates and supersedes Purchase Order No. CN5682;

b) Approve and authorize the Chief Information Officer (CIO), or their designee, to order additional professional services in an amount not to exceed 10% of the contract amount, or \$113,000.00;

c) Approve and authorize the CIO or his designee to execute Work Orders under the Agreement in substantially the form of the template attached to the Agreement as Exhibit A-1, provided that such Work Orders do not increase the maximum compensation amount or materially increase the Scope of Work attached to the Agreement as Exhibit A;

d) Approve Budget Revision Request No. 0009390; and

e) Determine that the above recommended actions are government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment, and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

A-20) PLANNING AND DEVELOPMENT DEPARTMENT

23-01108

Consider recommendations regarding a Public Convenience or Necessity Determination for Santa Convenience, LLC, 3825 Santa Claus Lane, Toro Canyon Community Plan area, Case No. 23PCN-00002, First District, as follows:

a) Approve and authorize the Chair to sign a letter and forward the application and letter to the California Department of Alcohol Beverage Control (ABC) determining that public convenience or necessity will be served by issuing the new Off-Sale Beer and Wine license to Santa Convenience, LLC, located at 3825 Santa Claus Lane, Carpinteria, CA 93013, in the Toro Canyon Community Plan Area, Assessor's Parcel Number 005-450-013; and

b) Determine that the proposed action is not a project pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(5) as it is an administrative government activity that will not result in direct or indirect physical changes in the environment.

A-21) PROBATION DEPARTMENT**23-01086**

Consider recommendations regarding a California Office of Traffic Safety (OTS) Grant Program for Federal Fiscal Year (FFY) 2024-2025 for the Driving Under the Influence Intensive Supervision Program, as follows:

- a) Authorize the Chief Probation Officer to submit a California OTS Grant application, execute the Grant Award Agreement if approved, and accept anticipated funding of the FFY 2024-2025 California OTS Grant in the amount of \$200,652.52 for the period covering October 1, 2024, to September 30, 2025; and
- b) Determine that the above actions are government fiscal activities or funding mechanisms that do not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment, and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA guidelines.

A-22) PROBATION DEPARTMENT**23-01103**

Consider recommendations regarding Fiscal Years (FYs) 2023-2025 Agreement with Northpointe doing business as (d/b/a) Equivant, as follows:

- a) Approve and authorize the Chair to execute the Agreement for Services of Independent Contractor with Northpointe, Inc., d/b/a Equivant, for the term of December 1, 2023 through November 30, 2025 to provide risk and need assessment instrument software training, a multi-pronged research study, and software subscriptions, maintenance and support services, with a total contract amount not to exceed \$282,427.00;
- b) Authorize the Chief Probation Officer or designee to approve line-item budget changes to Attachment B-1 of the Agreement in an amount not to exceed 10% of the stated line-item budgeted amounts for each service, as long as the total contract amount of the Agreement is not increased and the total budgeted amounts by each funding source are not exceeded, and subject to the Board's ability to rescind this delegated authority at any time; and
- c) Determine that these activities are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), finding that these activities are covered by the common sense exception that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and where it can be seen with certainty that there is no possibility that these activities may have a significant effect on the environment, the activities are not subject to CEQA.

A-23) PUBLIC HEALTH DEPARTMENT**23-01136**

Consider recommendations regarding a Student Support Agreement with California State University, Long Beach, as follows:

- a) Approve and authorize the Chair to execute the Student Support Agreement between Santa Barbara County and California State University, Long Beach for the period of five (5) years, terminating on September 30, 2028;
- b) Approve and authorize the Public Health Director to make immaterial amendments to the Agreement with California State University, Long Beach in accordance with Agreement Section 22, upon review and concurrence by County Counsel's Office through September 30, 2028; and
- c) Determine that the proposed actions do not constitute a "Project" within the meaning of California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(5) because the actions are organization and administrative activities of the government that will not result in direct or indirect physical changes in the environment.

A-24) PUBLIC HEALTH DEPARTMENT**23-01118**

Consider recommendations regarding a Second Amendment to the Maxim Healthcare Staffing Services Agreement, as follows:

- a) Approve and authorize the Chair to execute the Second Amendment to the Agreement with Maxim Healthcare Staffing Services to increase the amount by \$650,000.00 for substitute and temporary health care personnel professional services for a revised total Agreement amount not to exceed \$1,450,000.00 without a change to the period of performance of July 1, 2022 through June 30, 2024;
- b) Approve and authorize the Public Health Director, or designee, to continue to: (1) sign Assignment Confirmation Letters or Placement Orders in accordance with Section B, Exhibit A in the Agreement; (2) add positions and/or approve rate changes not to exceed 10% of the rate currently stated in Exhibit B-1, subject to the procedures set forth in Exhibit B, Section B; and (3) make immaterial changes to the agreement so long as the total Agreement maximum is unchanged, subject to the Board's ability to rescind this delegated authority at any time; and
- c) 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-25) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [23-01089](#)

Consider recommendations regarding a Public Works Director's Report on Emergency Response Actions from Impacts of Flooding and Storms and Continuation of Emergency Actions, Various Districts, 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 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 action and determine whether there is a need to continue the emergency action, by a 4/5 vote, until the actions are terminated; and
- d) Determine that these 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(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. Also 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-26) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [23-01093](#)

Consider recommendations regarding the Santa Barbara County Hydrology Report for 2023, as follows:

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

- a) Receive and file the Santa Barbara County Hydrology Report for 2023, and authorize distribution of the report for County and public information; 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), in that this administrative action has no potential for resulting in a direct or indirect physical change to the environment.

A-27) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, WATER AGENCY

[23-01091](#)

Consider recommendations regarding the Santa Ynez Groundwater Sustainability Agency Joint Exercise of Powers Agreements, Third District, as follows:

Acting as the Board of Directors, Water Agency:

- a) Approve and authorize the Chair to Execute the “Joint Exercise of Powers Agreement Santa Ynez River Valley Basin Western Management Area Groundwater Sustainability Agency”;
- b) Appoint Third District Supervisor Joan Hartmann as the Santa Barbara County Water Agency’s representative on the Groundwater Sustainability Agency Committee for the Santa Ynez River Valley Western Management Area Groundwater Sustainability Agency, with Third District Representative Meighan Dietenhofer as an alternate;
- c) Approve and authorize the Chair to Execute the “Joint Exercise of Powers Agreement Santa Ynez River Valley Basin Central Management Area Groundwater Sustainability Agency”;
- d) Appoint Third District Supervisor Joan Hartmann as the Santa Barbara County Water Agency’s representative on the Groundwater Sustainability Agency Committee for the Santa Ynez River Valley Central Management Area Groundwater Sustainability Agency, with Third District Representative Meighan Dietenhofer as an alternate; and
- e) Determine that these actions are not subject to California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15378(b)(5), as it is an administrative action that will not result in direct or indirect changes to the environment, and 15306 as information collection which does not result in serious or major disturbance to an environmental resource.

A-28) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, LAGUNA COUNTY SANITATION DISTRICT

[23-01125](#)

Consider recommendations regarding Amendment No. 6 to the Professional Services Agreement with Carollo Engineers, Incorporated for Engineering Services During Construction of Laguna County Sanitation District Plant Upgrades, Fourth and Fifth Districts, as follows:

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

- a) Approve and authorize the Chair to execute Amendment No. 6 to the Professional Services Agreement with Carollo Engineers, Incorporated in the amount of \$325,000.00 and extend the contract end date to June 30, 2024; 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 Section 15378(b)(5), in that it is a government administrative activity that will not result in direct or indirect changes in the environment.

A-29) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, LAGUNA [23-01126](#)
COUNTY SANITATION DISTRICT

Consider recommendations regarding Amendment No. 1 to the Professional Services Agreement with MNS Engineers, Incorporated for Construction Management Services of Laguna County Sanitation District Phase 1 Plant Upgrade, Fourth and Fifth Districts, as follows:

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

- a) Approve and authorize the Chair to execute Amendment No. 1 to the professional services agreement with MNS Engineers, Incorporated to extend the contract end date to June 30, 2024; 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 Section 15378(b)(5), in that it is a government administrative activity that will not result in direct or indirect changes in the environment.

A-30) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, LAGUNA [23-01127](#)
COUNTY SANITATION DISTRICT

Consider recommendations regarding a North Trunk Line Rehabilitation Phase 4 Project Statement of Final Quantities, Fifth District, as follows:

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

- a) Approve and authorize the Chair to execute the Statement of Final Quantities for the construction of the North Trunk Line Rehabilitation Phase 4 project; Project No. NRTUN4, on file in the Public Works Department, for work performed and materials supplied by Performance Pipeline Technologies, Incorporated (not a local vendor), in the amount of \$1,793,779.53, 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-31) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, LAGUNA
COUNTY SANITATION DISTRICT

[23-01128](#)

Consider recommendations regarding Laguna County Sanitation District Recycled Water Distribution to the Santa Maria Country Club Project, Fourth District, as follows:

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

- a) Certify that the Board has reviewed and considered the information contained in the California Environmental Quality Act (CEQA) findings and make the required CEQA findings required to approve the project for the Laguna County Sanitation District Recycled Water Distribution to Santa Maria Country Club;
- b) Certify that the Board has reviewed and considered the information contained in the CEQA findings and make the required CEQA findings required to adopt the Mitigated Negative Declaration;
- c) Approve the project and authorize the Public Works Director to advertise the Laguna County Sanitation District Recycled Water Distribution to Santa Maria Country Club project for construction bids; and
- d) Adopt the Mitigated Negative Declaration and adopt the mitigation measures along with their corresponding monitoring requirements.

A-32) PUBLIC WORKS DEPARTMENT

[23-01121](#)

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 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 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; and
- d) Determine that these 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.

A-33) PUBLIC WORKS DEPARTMENT**[23-01097](#)**

Consider recommendations regarding Parcel Map No. 14,859, CA Assets, 22HSG-00001 and Accept Public Utility Easement Dedication per said map, Second District, as follows:

- a) Subject to recordation of the Parcel Map No. 14,859, accept on behalf of the public and authorize the Clerk of the Board to endorse Parcel Map No. 14,859 accepting the offer of dedication as follows:
 - i) Public Utility Easement shown thereon; and
 - b) Determine that the above-recommended actions are exempt from environmental review under the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080, Subdivision (b)(1), and CEQA Guidelines Section 15268 since the approval of a qualifying project under SB 9 for a housing development with no more than two primary units or a lot split in a single-family zone, or both, is a ministerial action.

A-34) PUBLIC WORKS DEPARTMENT**[23-01122](#)**

Consider recommendations regarding Parcel Map No. 14,862 Shortell, 22HSG-00004 and Accept Public Utility Easement Dedication per said map, Third District, as follows:

- a) Subject to recordation of the Parcel Map No. 14,862, accept on behalf of the public and authorize the Clerk of the Board to endorse Parcel Map No. 14,862 accepting the offer of dedication as follows:
 - i) Public Utility Easement shown thereon; and
 - b) Determine that the above-recommended actions are exempt from environmental review under the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080, subdivision (b)(1), and CEQA Guidelines Section 15268 since the approval of a qualifying project under SB 9 for a housing development with no more than two primary units or a lot split in a single-family zone, or both is a ministerial action.

A-35) PUBLIC WORKS DEPARTMENT**[23-01122](#)**

Consider recommendations regarding an Agreement for Services of Independent Contractor with GHD, Inc. for the 35% Design of a Roundabout at the Intersection of Clark Ave and Norris Ave; County Project No. 862422; Fourth District, as follows:

- a) Approve, ratify, and authorize the Chair to execute the Agreement for Professional Services of Independent Contractor with GHD, Inc. for the Clark Near Norris Operational Improvements Project with a term of November 7, 2023 to November 7, 2025. This agreement is to bring the Clark at Norris Operational Improvements to 35% plans with funding not to exceed \$86,000.00; and
- b) Determine that the proposed action to approve a professional services agreement does not constitute a "Project" within the meaning of California Environmental Quality Act (CEQA)

pursuant to CEQA Guideline Sections 15378(b), because it consists of an administrative activity that will not result in the direct or indirect physical change in the environment.

A-36) PUBLIC WORKS DEPARTMENT

23-01123

Consider recommendations regarding a First Amendment to the Measure A Program of Projects for Fiscal Years 2023-2024 through 2027-2028, as follows: (4/5 Vote Required)

- a) Approve the first amendment to the Measure A Five-Year Local Program of Projects for Fiscal Years 2023-2024 through 2027-2028, for submittal to the Santa Barbara County Local Transportation Authority for acceptance;
- b) Adopt a Resolution to amend the Measure A Five-Year Local Program of Projects for Fiscal Years 2023-2024 through 2027-2028;
- c) Approve a Budget Revision Request No. 0009348 to: establish appropriations of \$1,197,300.00 in the Public Works (PW) Roads-Measure A for Other Financing Uses funded by a release of Restricted Measure A fund balance. Establish appropriations of \$510,700.00 in the PW Roads-Operations for Services and Supplies funded by an Operating Transfer from the Roads-Measure A Fund; establish appropriations of \$24,100.00 in the PW Roads-Capital Maintenance for Services and Supplies funded by an Operating Transfer from the Roads-Measure A Fund; and establish appropriations of \$662,500.00 in the PW Roads-Capital Infrastructure for Services and Supplies funded by an Operating Transfer from the Roads-Measure A Fund;
- d) Determine that this action is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15301(c), as the proposed project(s) listed - except for Modoc MUP Phase II - consists of the operation, repair, maintenance, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that previously existing, including but not limited to existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities and approve the filing of a Notice of Exemption on that basis; and
- e) Determine that this funding action for the Modoc MUP Phase II Project is within the scope of the Final Negative Declaration and the Mitigation Monitoring Plan (22NGD-00000-00003) completed in compliance with the CEQA for the Project and adopted by the Board on November 1, 2022.

A-37) SANTA BARBARA COUNTY EMPLOYEE'S RETIREMENT SYSTEM

23-01106

Consider recommendations regarding the Certification of the Santa Barbara County Employees' Retirement System (SBCERS) Board of Retirement Election Results, as follows:

- a) Approve the certification of SBCERS General Third Member Election, and the election of Laurie Lee to the General Third Member position of the SBCERS Board of Retirement; and
- b) Order that no election be held for Retired Member (Eighth Member) and Alternate Retired

Member (Eighth Alternate Member), of the SBCERS Board of Retirement, and direct the Clerk of the Board to cast unanimous ballots in favor of the sole nominated members, Zandra Cholmondeley for the position of Eighth Member and Gary Blair for the position of Eighth Alternate Member, of the Board of Retirement.

A-38) SHERIFF-CORONER OFFICE, GENERAL SERVICES DEPARTMENT

[23-01137](#)

Consider recommendations regarding a Letter Agreement with Santa Barbara Superior Court and a First Amendment to the Master Service Agreement regarding Services of Independent Contractor, Triumph Protection Group, as follows:

- a) Approve and authorize the Chair to execute a Letter Agreement between the Superior Court for the County of Santa Barbara and the County of Santa Barbara, for the hiring of third-party contractors for the provision of certain court security services;
- b) Approve and authorize the Chair to execute the First Amendment to the Master Service Agreement with Triumph Protection Group, Inc. for the provision of certain court security services; 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-39) SOCIAL SERVICES DEPARTMENT

[23-01105](#)

Consider recommendation regarding a Resolution for authorization to apply for and accept state funding for a Transitional Housing Program (Round 5) and Housing Navigation and Maintenance Program (Round 2); as follows:

- a) Adopt a Resolution regarding the State of California, Department of Housing and Community Development Transitional Housing Program and Housing Navigation and Maintenance Program funds including the application for and acceptance of the Transitional Housing Program and Housing Navigation and Maintenance Funds; 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.

A-40) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

[23-01084](#)

Accept for filing the Fiscal Year 2023-2024 First Quarter (July through September 2023) report on the Treasurer's Investment Pool, pursuant to Government Code Section 53646(b), as follows:

- a) Accept for filing the Fiscal Year 2023-2024 First Quarter (July through September 2023) report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b); and
- b) Delegate the authority to the Treasurer to invest and reinvest County funds and funds of other depositors in the County Treasury.

A-41) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR**23-01085**

Consider recommendations regarding the External Auditor's Reports on the Treasurer's Financial Statements and the Treasurer's Compliance with the Treasury Oversight Committee Provisions Contained in Sections 27130-27137 of the California Government Code, as follows:

- a) Receive and file the Santa Barbara County Treasurer's Investment Pool Financial Statements with Independent Auditor's Report for the Fiscal Year ended June 30, 2023;
- b) Receive and file the Independent Auditor's Report on Internal Control over financial Reporting and on Compliance and Other Matters based on an Audit of Financial Statements Performed in Accordance with Government Auditing Standards for the Fiscal Year ended June 30, 2023;
- c) Receive and file the Independent Auditor's Report on the Treasurer's Compliance with the Treasury Oversight provisions contained in Sections 27130-27137 of the California Government Code for the Fiscal Year ended June 30, 2023; and
- d) Determine that the above action involves government funding mechanisms and/or fiscal activities and is not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines.

Board of Supervisors**A-42) SUPERVISOR CAPPS****23-01041**

Consider recommendations regarding an Isla Vista Bluffs Update and Ordinance Amendments, as follows: (4/5 Vote Required)

- a) Adopt the Ordinance (Second Reading) amending Santa Barbara County Code, Chapter 10, titled Building Regulations, Article II, Part II, section 10-14.2 to raise the mandatory height for railings and fencing along the Isla Vista Bluffs;
- b) Adopt the Ordinance (Second Reading) amending Ordinance 4991, Santa Barbara County Planning and Development Fee Ordinance, to allow Director of Planning and Development to waive permitting fees for good cause for fencing and railings along the Isla Vista Bluffs; and
- c) Determine that these ordinance amendments are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Sections 15061(b)(3) and 15378(b)(5), because there is no possibility that the action in question may have a significant effect on the environment and this is an organizational or administrative activity that will not result in any direct or indirect physical changes in the environment.

A-43) SUPERVISOR HARTMANN**23-01129**

Approve the appointment of Dinah Lockhart to the Human Services Commission, term ending June 30, 2026, Third District.

A-44) SUPERVISOR NELSON**[23-01096](#)**

Consider recommendations regarding a contribution of Fourth District Discretionary Funds to Students for Eco-Education and Agriculture (SEEAG) in support of Farm Day 2024, as follows:

- a) Approve and authorize the contribution of \$5,000.00 to SEEAG, a 501(c)(3) nonprofit, (EIN No. 37-1639971), to support the sixth Annual Santa Barbara County Farm Day in 2024 from Fourth District discretionary fund balance to be incorporated into the Fiscal Year 2024-2025 budget;
- b) Find that the project provides a community benefit that meets the social needs of the County; and
- c) Determine that the above actions are organizational or administrative activities of the government that will not result in direct or indirect physical changes in the environment and are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA Guidelines.

A-45) SUPERVISOR NELSON**[23-01130](#)**

Approve the appointment of Brett Ferini to the Agricultural Advisory Committee as a regular member, term ending December 31, 2024, Fourth District.

A-46) SUPERVISOR NELSON**[23-01131](#)**

Approve the appointment of Jim Stollberg to the Agricultural Advisory Committee as an alternate member, term ending December 31, 2024, Fourth District.

A-47) SUPERVISOR NELSON**[23-01144](#)**

Approve the appointment of Roy Reed to the Planning Commission, effective December 1, 2023, term ending December 31, 2024, Fourth District.

Hearing Requests**A-48) PUBLIC WORKS DEPARTMENT****[23-01124](#)**

Set a Hearing to consider recommendations regarding the Termination of a Contract with MSB Investors, LLC for Development and Operation of the Tajiguas ReSource Recovery Project, Third District, as follows:

(Set a hearing for December 12, 2023. Time estimate: 1 hour)

- a) Conduct a hearing to consider terminating the Agreement for Development and Operation of the Tajiguas ReSource Recovery Project with MSB Investors, LLC executed by the County on December 13, 2016 (Agreement);
- b) Upon conclusion of the hearing:
- i) Direct the Public Works Director or designee to issue a letter terminating the Agreement;

- ii) Delegate authority to the Public Works Director or designee to take actions necessary for the wind down of the Agreement and transition to new operator(s) of the ReSource Center, subject to the Board's ability to rescind this delegated authority at any time;
- iii) Direct staff to work with MSB Investors, LLC to transition operation per the terms of the Agreement;
- iv) Authorize the Public Works Director or designee to notify and exercise application of the direct agreements with MarBorg Recovery, LP, Diani Building Corporation, Van Dyk Baler Corporation, and Bekon Energy Technologies, Inc. approved by the Board on February 14, 2017 as needed for continuity of service at the ReSource Center; and
- v) Authorize the Public Works Director or designee to enter into an agreement with Bekon Energy Technologies, Inc. for operation of the ADF and/or CMU for a period not to exceed 12 months and not to exceed \$6,318,880.00, subject to approval by Auditor Controller, Risk Management, and County Counsel;
- c) Determine that the proposed actions are not a "project" under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(2), as they involve administrative and other general policy and procedure making activities that will not result in direct or indirect physical changes to the environment; and
- d) Provide other direction to staff.

A-49) SHERIFF-CORONER OFFICE

23-01087

Set a hearing to consider recommendations regarding amendments to Santa Barbara County Code Chapter 6, Article VI Regarding Outdoor Festivals and Chapter 36 Regarding Public Nuisances, as follows:

(Set a hearing for December 12, 2023. Time estimate: 30 minutes)

- a) Receive and file a presentation regarding an Ordinance amending Chapter 6, Article VI of the Santa Barbara County Code regarding Outdoor Festivals and Chapter 36 regarding Public Nuisances;
- b) Consider and approve the introduction (First Reading) of an Ordinance amending Chapter 6, Article VI of the Santa Barbara County Code regarding Outdoor Festivals and Chapter 36 regarding Public Nuisances;
- c) Read the title of the Ordinance and waive further reading of the Ordinance in full; and
- d) Set a hearing on the Administrative Agenda of January 9, 2023 to consider the adoption (Second Reading) of an Ordinance amending Chapter 6, Article VI of the Santa Barbara County Code regarding Outdoor Festivals and Chapter 36 regarding Public Nuisances, as follows:
 - i) Consider and approve the adoption (Second Reading) of an Ordinance amending Chapter 6, Article VI regarding Outdoor Festivals and Chapter 36 regarding Public Nuisances; and

ii) 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.

Honorary Resolutions

A-50) SUPERVISOR NELSON [23-01132](#)

Adopt a Resolution of commendation honoring Larry Ferini for his service to the Santa Barbara County Planning Commission.

Resolutions to be Presented

A-51) SUPERVISOR WILLIAMS [23-01135](#)

Adopt a Resolution proclaiming November 2023 as National Family Caregivers Month in Santa Barbara County.

A-52) SUPERVISOR HARTMANN, SUPERVISOR NELSON [23-01082](#)

Adopt a Resolution in support of Allan Hancock College offering a Bachelor's Degree.

A-53) SUPERVISOR HARTMANN, SUPERVISOR NELSON [23-01083](#)

Adopt a Resolution recognizing the 10th Anniversary of the Economic Alliance Foundation.

Approval of Administrative Agenda

[23-00002](#)

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) (23-00002)

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

Departmental Agenda
Planning Items and Public Hearings

Department requests continuance of Departmental Item No. 1) to 1/23/2024

1) COMMUNITY SERVICES DEPARTMENT

[23-01043](#)

HEARING - Consider recommendations regarding an Ordinance to Amend County Code Chapter 46A Inclusionary Housing, as follows:

- a) Consider the introduction (first reading) of an Ordinance to amend County Code Chapter 46A to revise Section 46A-3;
- b) Set a hearing on the Administrative Agenda for December 5, 2023, to consider the adoption (second reading) of an Ordinance to amend County Code Chapter 46A to revise Section 46A-3; and
- c) Determine that the proposed action does not constitute a “Project” within the meaning of the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(5) of the CEQA Guidelines, because it consists of an organizational or administrative activity of government which will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICERS RECOMMENDATION: CONTINUE TO 1/23/2024

2) COMMUNITY SERVICES DEPARTMENT[23-01114](#)

HEARING - Consider recommendations regarding a First Amendment to the 2019-2025 Tri-County Regional Energy Network (3C-REN) Memorandum of Agreement and Arup Agreement, as follows: (4/5 Vote Required) (EST. TIME: 30 MIN.)

- a) Receive and file updates on 3C-REN activities;
- b) Approve and authorize the Chair to execute the First Amendment to the 2019-2025 3C-REN Memorandum of Agreement Between Ventura County, Santa Barbara County and San Luis Obispo County, extending the agreement until Dec 31, 2027;
- c) Approve and authorize the Chair to execute an Agreement with Arup US Inc. for consulting services related to 3C-REN's Energy Assurance Services program for a two-year contract (January 1, 2024 through December 31, 2025) in the amount not to exceed \$820,000.00;
- d) Authorize the Community Services Director, or designee, to extend the term of the Agreement between the County and Arup US Inc. for up to 1 year, no later than December 31, 2026; and
- e) Determine that the 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)(4), as the actions are 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.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

3) SOCIAL SERVICES DEPARTMENT[23-01098](#)

HEARING - Consider recommendations regarding the Child Welfare Services Comprehensive Prevention Plan Presentation, as follows: (EST. TIME: 30 MIN.)

- a) Receive and file a presentation from the Department of Social Services regarding the Child Welfare Services Comprehensive Prevention Plan; and
- b) Determine that the activity is not a "Project" subject to California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(4), since the activity 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: APPROVE

4) COUNTY EXECUTIVE OFFICE23-01148

HEARING - Consider recommendations regarding the 2023 Annual Report and Accomplishments from County's Federal and State Legislative Advocates and Adoption of the 2024 Legislative Platform, as follows: (EST. TIME: 45 MIN.)

a) Receive and file the annual report and accomplishments for 2023 from the County's State legislative advocates, Hurst, Brooks, Espinosa, LLC., and Federal legislative advocate, Thomas Walters and Associates;

b) Adopt the County of Santa Barbara 2024 Legislative Platform; and

c) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA), because pursuant to Sections 15378(b)(4) and 15378(b)(5) the recommended actions consist of organizational, administrative or fiscal activities of government that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

Adjourned at 1:44 PM

Adjourned to

Tuesday, December 5, 2023

County Administration Building

Board Hearing Room

105 East Anapamu Street , Fourth Floor

Santa Barbara

Challenges

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

Announcements

The meeting of Tuesday, November 28, 2023 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, November 30, 2023, at 5:00 PM and on Saturday, December 2, 2023, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>