

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Das Williams, Vice Chair

Second District - Janet Wolf

Third District - Joan Hartmann, Chair

Fourth District - Peter Adam

Fifth District - Steve Lavagnino

Mona Miyasato, County Executive Officer

Agenda

Thursday, December 14, 2017

10:00 AM

SPECIAL MEETING

**COUNTY ADMINISTRATION BUILDING
BOARD HEARING ROOM, FOURTH FLOOR
105 EAST ANAPAMU STREET, SANTA BARBARA**

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

Web Streaming of the Board of Supervisors Meetings, Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at: www.countyofsb.org

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

Board Meeting Procedures

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

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

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

Late Distribution and Ex-Parte Communication

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

Disability Access

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

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

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

Closed Session

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

10:00 A.M. Convene to Regular Session**Roll Call****Pledge of Allegiance****County Executive Officer's Report****12:00 P.M. Recess to Closed Session****Closed Session**[17-00007](#)**CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Government Code section 54956.9)**

In re: Venoco, LLC, et al., United States Bankruptcy Court for the District of Delaware case number 17-10828 (KG).

**CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code section 54956.8)**

Property: Assessor's Parcel Numbers 085-243-002-003, 085-243-002-013, and 085-213-017, at 303 South C Street, Lompoc, California (Fourth Supervisorial District). Agency negotiator: General Services Director Janette D. Pell. Negotiating party: Jim Raggio, CEO, Lompoc Valley Medical Center, Lompoc Healthcare District. Under negotiation: price and terms of payment.

Report from Closed Session**Public Comment Period**

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

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

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE

[17-00926](#)

HEARING - Consider recommendations regarding an update on issues related to taxation options, ballot measure and potential cannabis regulations, as follows: (EST. TIME: 5 HR.)

a) Receive and file a report that analyzes economic and tax revenue options of potential cannabis activities in unincorporated Santa Barbara County, and

i) Provide direction to staff to develop a gross receipts tax as recommended by the staff as follows:

1) 2% gross receipts tax on nurseries and distributors;

2) 4% gross receipt tax on all cultivators;

3) 6% gross receipts tax on manufacturers and retailers;

4) Cap any gross receipts tax at 8%; or

ii) Provide other direction to staff on taxation methods;

b) Provide direction to staff to develop a ballot measure for cannabis taxation including:

i) Creation of required documents for a June 2018 Primary Election ballot; or

ii) Creation of required documents for a November 2018 General Election ballot; and

iii) Development of a measure for General revenue purposes; or

iv) Development of a measure for Specific revenue purposes; and

v) Condition cannabis Business Licenses and Land Use Permitting on voter approval of a cannabis tax measure; or

vi) Provide other direction to staff on a cannabis tax ballot measure;

c) Receive and file an update on cannabis banking related issues and the method of processing the proposed business licenses;

d) Receive and file an update and provide direction to staff on options regarding staffing and methods for implementing compliance and enforcement with local cannabis regulations;

- e) Receive and file an update on the health impacts of cannabis consumption;
- f) Receive and file an update on the State emergency regulations published on November 16, 2017 by the three State cannabis licensing authorities;
- g) Pursuant to Board direction on November 14, 2017 regarding Temporary State Licenses consider the following actions:
 - i) Take no action and thereby do not authorize any response to the State for Temporary State License requests; or
 - ii) Direct staff to provide a letter as the County's response to the State for Temporary State License requests for cannabis cultivation; or
 - iii) Other direction to staff as appropriate;
- h) Pursuant to Board direction on November 14, 2017 regarding processing applications for Annual (non-temporary) State Licenses during the "transition period" for Coastal and Inland areas, receive an update and direct staff to include this process when a final Ordinance returns for Board consideration;
- i) Receive an update on the conceptual cannabis licensing and land use permitting options discussions conducted by the Board on September 19, 2017; and
- j) Determine, pursuant to the California Environmental Quality Act (CEQA) Guidelines 15378(b) (5), that the above actions are not a project subject to CEQA review because they are administrative activities that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Adjourn to**Tuesday, January 9, 2018****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, December 14, 2017 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Saturday, December 16, 2017, at 5:00 PM and on Sunday, December 17, 2017 at 5:00 PM on CSBTV Channel 20.

<http://www.countyofsb.org>