

County of Santa Barbara
BOARD OF SUPERVISORS



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

Mona Miyasato, County Executive Officer

Agenda

Tuesday, February 13, 2018

9:00 AM

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

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

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

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

Board Meeting Procedures

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

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

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

Late Distribution and Ex-Parte Communication

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

Disability Access

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

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

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

Closed Session

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

9:00 A.M. Convene to Regular Session**Roll Call****Pledge of Allegiance****Approval of Minutes of the February 6, 2018 Meeting**County Executive Officer's Report**18-00050****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) AGRICULTURAL COMMISSIONER****18-00096**

Consider recommendations regarding CalCannabis Agreement No. 17-0174 with the California Department of Food and Agriculture, as follows:

- a) Approve, ratify, and authorize the Agricultural Commissioner or her designee to execute an agreement with the California Department of Food and Agriculture for support of services related to the CalCannabis Pilot Inspection Program in the County of Santa Barbara for the period of December 1, 2017 through October 31, 2019 in the amount of \$9,327.00; and
- b) Determine that the proposed action involves government funding mechanisms and/or fiscal activities and is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(4) and direct staff to file a Notice of Exemption.

A-2) COMMUNICATIONS FOR REFERRAL**18-00104**

Isla Vista Community Services District - Approve the request of the Isla Vista Community Services District to call and give notice of the holding of a special election to be held on June 5, 2018 for the purpose of submitting a utility user tax ballot measure to the voters of the District and requesting that the County consolidate the special election with the statewide primary elections to be held on June 5, 2018.

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

ADDENDUM**Item A-3) on the Administrative Agenda is amended, as follows:****A-3) COUNTY EXECUTIVE OFFICE [18-00080](#)**

Consider recommendations regarding Cannabis Tax Ballot Measure, as follows: (4/5 Vote Required)

- a) Consider the adoption (Second Reading) of an Ordinance Adding Chapter 50A to the Santa Barbara County Code, Imposing a Tax on Cannabis Operations; and
- b) Consider the adoption of a Resolution proposing to impose a tax on cannabis operations, submitting the proposed Ordinance and ballot language to the electorate for approval, and requesting and ordering consolidation with the June 5, 2018 Primary Election; and
- c) 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 which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

A-4) PLANNING AND DEVELOPMENT [18-00101](#)

Consider recommendations regarding a Public Convenience or Necessity Determination for VINO et Amicis Wine Bar, Case No. 17PCN-00000-00005, Fourth District, as follows:

- a) Approve and authorize the Chair to execute the letter and forward the application and letter to the California Department of Alcohol Beverage Control (ABC) determining that public convenience will be served by issuing the new “On-Sale Beer and Wine - Public Premises” license to VINO et Amicis Wine Bar, located at 165 S. Broadway Street, Suite 101, in Orcutt; and
- b) Determine that the proposed action is an administrative activity of the County, which will not result in direct or indirect physical changes in the environment and is therefore not a “project” as defined for purposes of the California Environmental Quality Act (CEQA) under State CEQA Guidelines Section 15378(b)(5).

A-5) PLANNING AND DEVELOPMENT [18-00103](#)

Consider recommendations regarding Caltrans Sustainable Communities Transportation Planning Grant Application, as follows:

- a) Adopt a Resolution authorizing the Director of the Planning and Development Department to apply for a grant from Caltrans for the Sustainable Communities Transportation Planning Grant Program for Fiscal Years (FY) 2018-2019 through 2020-2021 in the amount of \$1,000,000.00 and enter into a contract accepting any grants that are awarded; and
- b) Determine that the proposed grant application is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA guidelines Section 15262 and the Notice of Exemption.

A-6) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY**18-00109**

Consider recommendations regarding San Antonio Groundwater Basin Study, Third, Fourth and Fifth Districts, as follows:

Acting as the Board of Directors, Water Agency:

a) Approve and authorize the Chair to execute Amendment No. 3 to the Joint Funding Agreement No. 15WSCA600081610.A3 with the United States Geological Survey increasing the amount by \$526,707.00 to a not to exceed amount of \$1,877,571.00 (in which \$1,536,056.00 will be funded by the County Water Agency and \$341,515.00 will be funded by the United States Geological Survey) to continue a comprehensive study of the San Antonio Groundwater Basin in order to assess current and future water availability; and

b) Determine that the amendment to the agreement for San Antonio Groundwater Study is exempt under California Environmental Quality Act guidelines, Section 15262; Feasibility and Planning Studies and Section 15306 (Class 6) Basic data collection, research, experimental management, and resource evaluation activities, as previously approved by the Board on November 4, 2014.

A-7) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT**18-00111**

Consider recommendations regarding Emergency and Disaster Recovery Contracts, First District, as follows:

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

a) Approve, ratify, and authorize the Chair to execute contract amendments adding federal clauses to Agreements for the services of independent contractors providing emergency services, as follows:

i) Bob's Backhoe and Trucking (trucking services) Amendment No. 2;

ii) Bob's Backhoe and Trucking (maintenance services) Amendment No. 2;

iii) RLF Trucking and Grading Corp Amendment No. 2;

iv) Lash Construction Inc. Amendment No. 2;

v) Granite Construction Company Amendment No. 2;

vi) Papich Contracting Company, Inc. Amendment No. 1;

vii) Tierra Contracting, Inc. Amendment No. 1;

viii) Speed's Amendment No. 1;

ix) OST Trucks and Cranes, Inc. Amendment No. 1;

x) T and T Truck and Crane Service Amendment No. 1; and

xi) Bragg Crane Service Amendment No. 1;

b) Approve and authorize the Chair to execute agreements for services of independent contractors for disaster recovery services, as follows:

- i) Bob's Backhoe and Trucking (trucking service) with a term of February 13, 2018 through June 30, 2019 for an amount not to exceed \$1,000,000.00;
 - ii) Bob's Backhoe and Trucking (maintenance work) with a term of February 13, 2018 through June 30, 2018 for an amount not to exceed \$1,000,000.00;
 - iii) RLF Trucking and Grading Corp with a term of February 13, 2018 through June 30, 2019 for an amount not to exceed \$1,000,000.00;
 - iv) Lash Construction Inc. with a term of February 13, 2018 through June 30, 2018 for an amount not to exceed \$1,000,000.00;
 - v) Granite Construction Company with a term of February 13, 2018 through June 30, 2018 for an amount not to exceed \$1,000,000.00;
 - vi) Papich Contracting Company, Inc. with a term of February 13, 2018 through June 30, 2018 for an amount not to exceed \$1,000,000.00;
 - vii) Tierra Contracting, Inc. with a term of February 13, 2018 through June 30, 2018 for an amount not to exceed \$1,000,000.00; and
 - viii) T and T Truck and Crane Service with a term of February 13, 2018 through June 30, 2019 for an amount not to exceed \$1,000,000.00; and
- c) Determine that the proposed actions are not a project under the California Environmental Quality Act, pursuant to Guidelines Section 15378 (b)(4), 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.

Board of Supervisors

- A-8) SUPERVISOR HARTMANN [18-00106](#)
Approve the reappointment of Allan Jones to the Oak Hill Cemetery Board of Directors, term ending January 1, 2022, Third District.
- A-9) SUPERVISOR HARTMANN [18-00107](#)
Approve the appointment of Art Kaslow to the Oak Hill Cemetery Board of Directors, term ending January 1, 2022, Third District.
- A-10) SUPERVISOR HARTMANN [18-00108](#)
Approve the appointment of Lorenzo Perez to the Guadalupe Cemetery Board of Directors, term ending July 1, 2022, Third District.
- A-11) SUPERVISOR ADAM [18-00110](#)
Approve the appointment of Matthew Olson to the Civil Service Commission, term ending May 31, 2020, Fourth District.

Hearing Requests**A-12) PLANNING AND DEVELOPMENT [18-00102](#)**

Set a hearing to consider the recommendation of the County Planning Commission to amend the County's Environmental Thresholds and Guidelines Manual, as follows:

(Set a hearing for February 27, 2018. Time estimate: 1 hour)

- a) Make the required findings for approval of the proposed amendment, including California Environmental Quality Act (CEQA) findings;
- b) Determine the project is exempt from CEQA pursuant to CEQA Guideline Sections 15308 and 15378(b) of CEQA; and
- c) Adopt a Resolution recommending that the Board of Supervisors adopt Case No. 17ORD-00000-00017, amending the County of Santa Barbara's Environmental Thresholds and Guidelines Manual, by revising thresholds of significance to guide the County's environmental analysis of cultural resources of a project subject to the CEQA.

A-13) PLANNING AND DEVELOPMENT [18-00100](#)

Set a hearing to consider recommendations regarding a request for hearing filed by David Swenk agent for Oak Hills Estate LLC, owner, of the proposed Oak Hills Estate project (Case Nos. 15RZN-00000-00002, 15TRM-00000-00001/TM 14,180, 15DVP-00000-00001, and 17RDN-00000-00006), Third District, as follows:

(Set a hearing for March 13, 2018. Time estimate: 30 minutes)

- a) Make the required findings for approval of the project, including California Environmental Quality Act (CEQA) findings;
- b) Certify the Final Environmental Impact Report (17EIR-00000-00001) and adopt the mitigation monitoring program contained in the conditions of approval;
- c) Adopt an Ordinance for Case No. 15RZN-00000-00002, rezoning the project parcel from Residential Ranchette, 1 unit per 10 acres (RR-10) to Design Residential, 1.8 units per acre (DR-1.8);
- d) Approve the Vesting Tentative Tract Map (15TRM 00000-00001/TRM 14,180) subject to the conditions of approval specified in Attachment B.1 of the Planning Commission staff report dated November 15, 2017;
- e) Approve a Development Plan (15DVP-00000-00001) for the future development of 29 single family residences within the DR-1.8 zone district subject to the conditions of approval included as Attachment B.2 of the Planning Commission staff report dated November 15, 2017; and
- f) Approve case No. 17RDN-00000-00006 subject to the conditions of approval included as Attachment B.3 of the Planning Commission staff report dated November 15, 2017.

Resolutions to be Presented

A-14) SUPERVISOR WILLIAMS

18-00105

Adopt a Resolution proclaiming the month of February 2018 as Black History Month in Santa Barbara County.

Approval of Administrative Agenda

Public Comment Period

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

(Resolution No. 09-368) (18-00001)

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

Departmental Agenda
Planning Items and Public Hearings

1) CHILD SUPPORT SERVICES [18-00017](#)

HEARING - Consider recommendations regarding the County's participation in the Government Alliance on Race and Equity, as follows: (EST. TIME: 15 MIN.)

a) Receive and file a presentation on the County's participation in the Government Alliance on Race and Equity; and

b) Determine that the above actions are organizational and administrative activities of government that are not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(5).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

2) COUNTY EXECUTIVE OFFICE, AUDITOR-CONTROLLER [18-00097](#)

HEARING - Receive and file, per the provisions of Government Code Section 29126.2, the Fiscal Year 2017-2018 Budget and Financial Status Report as of December 31, 2017, showing the status of appropriations and financing for all departmental budgets adopted by the Board of Supervisors. (EST. TIME: 30 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

3) COMMUNITY SERVICES [18-00098](#)

HEARING - Consider recommendations regarding Arts and Economic Development in Santa Barbara County, as follows: (EST. TIME: 30 MIN.)

a) Receive and file the following: Santa Barbara County Arts and Economic Prosperity Report v5; Santa Barbara County Arts and Economic Prosperity v5 Executive Summary; 2017 Creative Industries: Business and Employment in the Arts: Santa Barbara County; and the Otis Report on the Creative Economy; and

b) Determine that the recommended action does not constitute a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), as it consists of organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment, and direct staff to file a Notice of Exemption.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

4) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY[18-00099](#)

HEARING - Consider recommendations regarding an update on Sustainable Groundwater Management Act implementation, as follows: (EST. TIME: 1 HR)

Acting as the Board of Directors, Water Agency:

- a) Receive and file a report on activities and progress to date related to the Sustainable Groundwater Management Act of 2014;
- b) Direct staff to submit an initial notification to the Department of Water Resources for a basin boundary modification in the Santa Maria Fringe area;
- c) Set a hearing to consider a basin boundary modification for the Santa Maria Fringe Area (Set a hearing for May 8, 2018. Time Estimate: 30 minutes); and
- d) Determine that the proposed actions are not a project under the California Environmental Quality Act, pursuant to Guidelines Section 15378(b)(5), organization or administrative activities that will not result in a direct or indirect physical change in the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

ADDENDUM

Item No. 5) is added to the Departmental Agenda, as follows:

5) COUNTY EXECUTIVE OFFICE[18-00112](#)

HEARING - Consider recommendations regarding a Human Services Commission update, as follows: (EST. TIME: 45 MIN.)

- a) Receive and file a report and consider funding and structure options from the County of Santa Barbara Human Services Commission (HSC) and County Executive Office regarding the HSC Fiscal Year 2018-2019 Human Services Commission Grant Funding;
- b) Provide direction on preferred option; and
- c) Find that the proposed actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Sections 15278 (b) (4) and 15378 (b) (5) of the CEQA Guidelines because they are governmental fiscal, organizational or administrative activities that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Adjourn to**Tuesday, February 27, 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, February 13, 2018 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, February 15, 2018, at 5:00 PM and on Saturday, February 17, 2018, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>