

County of Santa Barbara
BOARD OF SUPERVISORS



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

Mona Miyasato, County Executive Officer

Agenda

Tuesday, March 12, 2019

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 March 5, 2019 Meeting**County Executive Officer's Report

19-00001

Administrative Agenda

All matters listed hereunder constitute a consent agenda, and will be acted upon by a single roll call vote of the Board. Matters listed on the Administrative Agenda will be read only on the request of a member of the Board or the public, in which event the matter shall be removed from the Administrative Agenda and considered as a separate item.

Resolutions to be PresentedA-1) SUPERVISOR LAVAGNINO19-00206

Adopt a Resolution of Commendation honoring Yvonne Biely upon her retirement from the Fifth District.

Administrative ItemsA-2) COMMUNITY SERVICES19-00201

Consider recommendations regarding Camino Pescadero Beach Access Stair Replacement, Project No. 8656 (Project), Award of Contracts, Third District, as follows: (4/5 Vote Required)

- a) Approve the plans and specifications on file in the Community Services Department for the Camino Pescadero Beach Access Stair Replacement;
- b) Award, approve and authorize the Chair to execute a contract in the amount of \$597,210.00 to the lowest responsible bidder, Cushman Contracting Corporation, for the Project, subject to the provisions of the documents and certifications as set forth in the plans and specifications applicable to the Project and as required by California law;
- c) Authorize the Director of Community Services, or designee, to order changes or additions in the work being performed for the Project via change orders in the amount not to exceed \$42,361.00 as authorized under California Public Contract Code Section 20142;
- d) Approve and authorize the Chair to execute the professional construction engineering service agreement with Stantec Consulting Services, Inc. in the amount not to exceed \$20,500.00 for the Project;

e) Approve Budget Revision Request No. 0006157 for completion of the Project; and

f) Determine that the Project is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15302 of the State Guidelines for the Implementation of CEQA which consists of the replacement or reconstruction of existing structures or facilities where the new structure will be located on the same site as the structure replaced, and will have substantially the same purpose and capacity as the structure replaced.

A-3) COMMUNITY SERVICES [19-00200](#)

Consider recommendations regarding a Fifth Amendment to the emPower Funding Agreement, as follows:

a) Approve and authorize the Chair to execute the Fifth Amendment to the Agreement to Deliver the 2013-2014 County of Santa Barbara emPower Energy Efficiency Program (emPower Funding Fifth Amendment) between the County of Santa Barbara and Southern California Gas Company (SoCalGas); and

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

A-4) COMMUNITY SERVICES [19-00202](#)

Consider recommendations regarding the 2019-2025 Tri-County Regional Energy Network (3C-REN) Memorandum of Agreement, as follows:

a) Approve and authorize the Chair to execute the 2019-2025 3C-REN Memorandum of Agreement Between the County of Ventura, Santa Barbara County and San Luis Obispo County; and

b) 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.

A-5) COUNTY EXECUTIVE OFFICE [19-00196](#)

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

A-6) COUNTY EXECUTIVE OFFICE[19-00198](#)

Consider recommendations regarding Authorized Agents for the County during disasters, as follows:

- a) Adopt a Resolution designating the County officials listed in the Resolution to execute applications, grants, financial information, conduct site inspections, represent the County at briefings, and conduct all matters necessary for financial recovery to the County for emergency or disaster recovery and relief from the federal government under Public Law 93-288 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or from the State under the California Disaster Assistance Act;
- b) Adopt and direct the Clerk of the Board or designee to execute the Designation of Applicant's Agent Resolution;
- c) Direct the Clerk of the Board or designee to submit to the California Office of Emergency Services the letter identifying the Authorized Agents by name and title; and
- d) Determine the above actions are not a "Project" within the meaning of the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(5) of the CEQA Guidelines, because the actions consist of organizational or administrative activities of the government that will not result in direct or indirect physical changes in the environment.

A-7) HUMAN RESOURCES[19-00203](#)

Consider recommendations regarding establishing a Job Classification of Forensic Unit Supervisor, as follows:

- a) Adopt a Resolution to establish the classification of Forensic Unit Supervisor (Class No. 3690, Range No. 3690, \$41.367-\$50.501 per hour); and
- b) Determine that the above actions are exempt from California Environmental Quality Act (CEQA) review per CEQA Guidelines Section 15378(b)(4) since the recommended actions are government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

A-8) HUMAN RESOURCES[19-00204](#)

Consider recommendations regarding establishing Job Classification of Fire Control Worker, Senior, as follows:

a) Adopt a Resolution to establish the classification of Fire Control Worker, Senior (Class 3550, Range 3550, \$18.074-\$22.065 per hour), and allocate two (2) full-time (1.0 FTE) positions to the Fire Control Worker, Senior classification; and

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

A-9) TREASURER-TAX COLLECTOR[19-00197](#)

Consider recommendations regarding Allan Hancock Joint Community College District Election of 2006 General Obligation Bonds, as follows:

a) Adopt a Resolution authorizing the Allan Hancock Joint Community College District to issue and sell bonds directly, in accordance with Education Code section 15140(b), in an amount not to exceed \$23,000,000.00; and

b) Determine that the above action does not involve any commitment to any specific project which may result in potentially significant impact on the environment, and therefore it is not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

Approval of Administrative Agenda**Public Comment Period**

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES.
(Resolution No. 09-368) (19-00004)

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

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE [19-00199](#)

HEARING - Approve the appointment of one member of the Board of Supervisors to the Santa Barbara County Psychiatric Health Facility Governing Board (PHFGB). (EST. TIME: 5 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

2) COMMUNITY SERVICES [19-00205](#)

HEARING - Consider recommendations regarding the approval of Action Plan Substantial Amendment, consisting of \$232,000.00 for Camino Pescadero Stairs Replacement in Isla Vista, Third District, as follows: (EST. TIME: 30 MIN.)

a) Receive and file a staff report on the Substantial Amendment to the Fiscal Year (FY) 2018-2019 Action Plan, which describes the use of federal Community Development Block Grant (CDBG) funds by the Santa Barbara County Community Service Department Parks Division for the Camino Pescadero beach access stairs project in Isla Vista (Project);

b) Hear and consider public comments received on the draft Action Plan Amendment during the 30-day public comment period, which began on February 11, 2019 and concludes at the end of the March 12, 2019 public hearing on this item;

c) Approve the Substantial Amendment to the FY 2018-2019 Action Plan, which adds the use of Two Hundred Thirty Two Thousand Dollars (\$232,000.00) in CDBG funds to \$465,000.00 in previously Board-approved FY 2018-2019 CDBG funds, for a total Project cost of \$697,000.00 and direct staff to submit the Substantial Amendment to HUD; and

d) Determine that the recommended actions are not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(4), finding that the actions are not a project as they 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 impact on the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

3) PLANNING AND DEVELOPMENT19-00163

HEARING - Consider recommendations regarding the Planning Commission (Commission) recommended Ordinance amending the County Land Use and Development Code (LUDC) (Case No. 17ORD-00000-00005), Section 35-1 of Chapter 35, Zoning, of the Santa Barbara County Code, to address permitting requirements for hoop structures and shade structures, as follows: (EST. TIME: 3 HRS.)

a) Make the required findings for approval, including California Environmental Quality Act (CEQA) findings and Statement of Overriding Considerations;

b) Certify the Hoop Structures Ordinance Amendment Program Environmental Impact Report (17EIR-00000-00004) (State Clearinghouse No. 2017101040), as modified by the EIR Revision Document RV 01 dated March 12, 2019; and

c) Adopt an Ordinance amending the LUDC (Case No. 17ORD-00000-00005), Section 35-1 of Chapter 35, Zoning, of the Santa Barbara County Code, to address permitting requirements for hoop structures and shade structures.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Adjourn toTuesday, March 19, 2019County Administration BuildingBoard Hearing Room105 East Anapamu Street , Fourth FloorSanta BarbaraChallenges

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

Announcements

The meeting of Tuesday, March 12, 2019 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, March 14, 2019, at 5:00 PM and on Saturday, March 16, 2019, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>