

**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, September 10, 2019**

**9:00 AM**

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

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

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](http://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](http://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 August 27, 2019 Meeting****County Executive Officer's Report**

19-00001

The County Executive Officer's report will include, but not be limited to, the ongoing multi-agency response to the Conception Dive Boat Incident which occurred on September 2, 2019, near Santa Cruz Island.

**12:00 P.M. .... Recess to Closed Session****ADDENDUM****Closed Session is amended, as follows:****Closed Session**[19-00002](#)

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

~~Blanco v. County of Santa Barbara, Superior Court for the County of Santa Barbara, case number 17CV04565.~~

~~Murray, et al. v. County of Santa Barbara, et al., United States District Court for the Central District of California, case number 2:17-cv-08805-GW-JPR.~~

~~Nelson v. Santa Barbara County Sheriff's Office, et al., United States District Court for the Central District of California, case number 2:18-cv-10218-JFW-PLA.~~

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

Santa Barbara County Board of Supervisors, sitting as the Board of Supervisors and as the Board of Directors of the Santa Barbara County Flood Control and Water Conservation District:

Southern California Fire Cases, Judicial Council Coordination Proceeding case number 4965, Los Angeles County Superior Court case number BC699216.

CONFERENCE WITH LABOR NEGOTIATORS(Subdivision (a) of Government Code section 54957.6)Employee organizations: all bargaining units, unrepresented employees, managers, and executives.Agency-designated representatives: County Executive Officer Mona Miyasato and Human Resources Director Maria Elena de Guevara.Santa Barbara County Board of Supervisors, sitting as the Board of the Santa Barbara County Public Authority for In-Home Supportive Services:Employee organization: United Domestic Workers of America, American Federation of State, County & Municipal Employees, Local 3930. Agency-designated representatives: County Executive Officer Mona Miyasato and Social Services Director Daniel Nielson.**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.*

**Resolutions to be Presented**

- A-1) SUPERVISOR WILLIAMS, SUPERVISOR HART [19-00784](#)

Adopt a Resolution proclaiming the month of September 2019 as Suicide Prevention Month in Santa Barbara County.

- A-2) SUPERVISOR HARTMANN [19-00783](#)

Adopt a Resolution proclaiming the month of September 2019 as National Childhood Obesity Awareness Month in Santa Barbara County.

- A-3) SUPERVISOR LAVAGNINO [19-00785](#)

Adopt a Resolution of Commendation honoring Janine Neal, Tanesha Castaneda and Manny Crisostomo of the Public Health Department as the September 2019 Employees of the Month in Santa Barbara County.

**Administrative Items**

- A-4) AGRICULTURAL COMMISSIONER [19-00759](#)

Consider recommendations regarding the University of California Cooperative Extension (UCCE) Cooperative Extension Agreement, Fiscal Year 2019-2020, as follows:

- a) Approve, ratify and authorize the Chair to execute the agreement with the Regents of the University of California for services delivered by the UCCE for the period of July 1, 2019 through June 30, 2020 in the amount of \$180,000.00; and
- b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines section 15378(b)(5), as administrative government activities that will not result in direct or indirect physical changes in the environment.

A-5) AGRICULTURAL COMMISSIONER[19-00775](#)

Consider recommendations regarding the Department of Pesticide Regulation Air Monitoring Network (AMN) Program Agreement Number 16-C0089 Amendment Number A-2, as follows:

- a) Approve and authorize the Chair to execute the second amendment to the agreement with the California Department of Pesticide Regulation for the Agricultural Commissioner's Office to be reimbursed for contracted activities for the Department of Pesticide Regulation AMN Program in the County of Santa Barbara for the period of January 31, 2017 through March 30, 2020 in the amount of \$155,791.99; and
- b) 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 CEQA Guidelines section 15378(b)(4).

A-6) AGRICULTURAL COMMISSIONER[19-00776](#)

Consider recommendations regarding the California Department of Food and Agriculture (CDFA) Pest Exclusion Program Agreement Number 19-0077, as follows:

- a) Approve, ratify and authorize the Chair to execute an agreement with the CDFA to receive reimbursement for the County's High Risk Pest Exclusion Program for the period of July 1, 2019 through June 30, 2020 in the amount of \$436,552.00; and
- b) 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 CEQA Guidelines section 15378(b)(4).

A-7) AUDITOR-CONTROLLER[19-00755](#)

Consider recommendations regarding property tax rates and levying taxes for Fiscal Year 2019-2020, as follows:

- a) Adopt a Resolution establishing the property tax rates and levying taxes for the taxing agencies in the County of Santa Barbara for the Fiscal Year 2019-2020; and
- b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) per CEQA Guidelines Section 15378(b)(5), because they are government fiscal activities which do not involve commitment to any specific project which may result in potentially significant physical impact on the environment.

A-8) BEHAVIORAL WELLNESS[19-00765](#)

Consider recommendations regarding a First Amendment to a contract with Pacific Pride Foundation Inc., Fiscal Years (FY) 2018-2021, as follows:

- a) Approve, ratify, and authorize the Chair to execute a First Amendment to the multiyear Agreement for Services of Independent Contractor with Pacific Pride Foundation, Inc. (a local vendor), to update contract language for compliance with State and Federal requirements for the provision of countywide Alcohol and Drug Outreach, Harm Reduction and Overdose Prevention services, with no increase to the Maximum Contract Amount not to exceed \$264,000.00 for the period of July 1, 2018 through June 30, 2021, inclusive of \$88,000.00 per FY;
- b) Approve and authorize the Chair to delegate to the Director of Behavioral Wellness or her designee the authority to make immaterial changes to the Agreement or reallocate funds between funding sources at her discretion during the term of the Agreement without altering the Maximum Contract Amount or requiring a formal amendment to the Agreement, subject to the Board's ability to rescind this delegated authority at any time; and
- c) Determine that the above actions are government fiscal activities that will not result in direct or indirect physical changes in the environment, pursuant to section 15378(b)(4) of the California Environmental Quality Act (CEQA) guidelines.

A-9) BEHAVIORAL WELLNESS[19-00787](#)

Consider recommendations regarding a Contract Renewal with Krassons, Inc., Fiscal Year (FY) 2019-2020, as follows:

- a) Approve, ratify and authorize the Chair to execute a Support and Maintenance Agreement with Krassons, Inc., a California Corporation, (not a local vendor), for the continued provision of Electronic Health Record software support, maintenance, and programming services, for a total contract amount not to exceed \$266,541.84 for the period July 1, 2019 through June 30, 2020; and
- b) 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 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-10) BEHAVIORAL WELLNESS[19-00788](#)

Consider recommendations regarding a First Amendment to the Agreement with The Salvation Army for Drug Medi-Cal Organized Delivery System (DMC-ODS) and Mental Health Services, Fiscal Years (FY) 2019-2021, as follows:

- a) Approve, ratify, and authorize the Chair to execute a First Amendment to the Agreement for Services of Independent Contractor with The Salvation Army Southern California Division (Salvation Army), a California Corporation, (a local vendor), to add new provisions to the Agreement for compliance with State and Federal regulations; add Mental Health Services for shelter beds; and increase the contract maximum by \$131,400.00 for a new contract maximum amount not to exceed \$4,302,976.00 for the period of July 1, 2019 to June 30, 2021;
- b) Approve and authorize the Chair to delegate to the Director of Behavioral Wellness or her designee the authority to reallocate funds between funding sources at their discretion during the term of the agreement without altering the Maximum Contract Amount or requiring a formal amendment to the agreement subject to the Board's ability to rescind this delegated authority at any time; and
- c) Determine that the above actions are government fiscal activities that will not result in direct or indirect physical changes in the environment, pursuant to section 15378(b)(4) of the California Environmental Quality Act (CEQA) guidelines.

A-11) COMMUNITY SERVICES[19-00767](#)

Consider recommendations regarding the execution of State of California Emergency Solutions and Housing (CESH) Sub-recipient Agreements, as follows:

- a) Approve, ratify and authorize the Chair to execute subrecipient agreements for the distribution of State of CESH funds with the following providers in the specified amounts:
  - i) \$100,000.00 to Good Samaritan Shelter for the Homelessness Prevention Program;
  - ii) \$125,000.00 to Legal Aid of Santa Barbara County for the Eviction Prevention and Defense Program; and
  - iii) \$140,898.00 to Santa Ynez Valley People Helping People for the Emergency Solutions Homeless Prevention Program; and
- b) Determine that the recommended actions are not the acceptance and 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-12) COMMUNITY SERVICES[19-00768](#)

Consider recommendations regarding a 2019 Update and Annual Adjustment of Affordable Housing In-Lieu Fees and Inclusionary Housing Requirements, as follows:

- a) Receive and file a 2019 Update and Annual Adjustment of Affordable Housing In-Lieu Fees and Inclusionary Housing Requirements, which provides the Board with (1) an annual update and adjustments to the County's in-lieu inclusionary housing fees, and (2) an update and adjustments of the County's inclusionary housing requirements; and
- b) Determine that the receipt and filing of annual updates and adjustments to Inclusionary Housing Requirements and In-Lieu Inclusionary Housing Fees are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline section 15061(b)(3), finding that the activities are covered by the general rule 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 the activities in question may have a significant effect on the environment, the activities are not subject to CEQA.

A-13) COMMUNITY SERVICES[19-00769](#)

Consider recommendations regarding the execution of a Grant Agreement Between the County of Santa Barbara and the City of Santa Barbara for Fiscal Year (FY) 2019-2020 for Arts and Culture Programs and Projects, as follows:

- a) Approve, ratify and authorize the Chair to execute an agreement with the City of Santa Barbara to receive a grant in the amount of \$475,100.00 for the period of July 1, 2019 through June 30, 2020 for the County's Office of Arts and Culture to implement and administer the City's arts grant program and to provide administrative services in support of the City's arts programs; and
- b) Determine that the approval and execution of the Agreement is 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 action 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-14) COMMUNITY SERVICES[19-00790](#)

Consider recommendations regarding the execution of Amended and Restated Joint Exercise of Powers Authority Agreement (Agreement) with Golden State Finance Authority (GSFA) to join the GSFA as an Associate Member and authorization for GSFA to administer a Mortgage Credit Certificate (MCC) program in the County, as follows:

- a) Approve the use of the County's 2019, 2020, 2021, 2022 and 2023 "fair share amount for single-family housing programs" (Fair Share) for the administration of a Mortgage Credit Certificate (MCC) program.
- b) Approve and adopt a resolution that authorizes the County to become an Associate Member of Golden State Finance Authority (GSFA), a Joint Powers Authority, and that authorizes the County's CEO or her designee to execute letters - in a form substantially similar to the letter- to the California Debt Limit Allocation Committee (CDLAC) that requests that CDLAC assign the County's fair share amount for single-family housing programs (Fair Share) for the years 2019, 2020, 2021, 2022 and 2023 to GSFA;
- c) Approve and authorize the Chair to execute the Agreement with Golden State Finance Authority (GSFA), a Joint Powers Authority, adding the County to the GSFA as an Associate Member, subject to the Board's right to withdraw the County's membership as described in the Agreement;
- d) Approve and authorize the Deputy Director of HCD Administration Division, Dinah Lockhart to execute the Application for an Allocation of the State Ceiling on Qualified Activity Bonds for a Mortgage Credit Certificate Program (Housing Element Certification Form), for the years 2019-2023;
- e) Direct staff to return to the Board on an annual basis to provide information about the status of the program with quarterly reports reflecting the number of constituents within the County who have utilized the program to purchase their home; and
- f) Determine that the recommended actions are not the acceptance and 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-15) COUNTY EXECUTIVE OFFICE[19-00778](#)

Receive and file the Fiscal Year 2018-2019 Year-End Budget and Financial Status Report as of June 30, 2019, showing the status of appropriations and financing for departmental budgets adopted by the Board of Supervisors.

A-16) COUNTY EXECUTIVE OFFICE[19-00789](#)

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

A-17) DISTRICT ATTORNEY[19-00756](#)

Consider recommendations regarding the California Governor's Office of Emergency Services (Cal OES) Unserved/Underserved Victim Advocacy and Outreach Program Grant Award, Fiscal Year 2018-2019, as follows:

a) Adopt a Resolution approving, ratifying, and authorizing the District Attorney to execute a Grant Agreement with Cal OES accepting the Unserved/Underserved Victim Advocacy and Outreach Program grant award including any amendments or extensions thereof through March 31, 2020, not to exceed \$25,000.00, for the award period of October 1, 2018 through September 30, 2019 in the amount of \$175,000.00; and

b) Determine that the above action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), because it consists 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-18) FIRE[19-00762](#)

Consider recommendations regarding Fire Apparatus Procurement, as follows:

a) For the purchase of four (4) Type I fire engines, pursuant to County Code Section 2-39 waive competitive bidding by the County of Santa Barbara and instead authorize the County Purchasing Agent to purchase this equipment as a sole source procurement without being required to conduct a formal bid process; and

b) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(4) that the above fiscal activity is not a project subject to the California Environmental Quality Act.

A-19) GENERAL SERVICES[19-00758](#)

Consider recommendations regarding an Agreement for Services with PCM-G for an IT Security Audit, as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute a contract with PCM-G, Inc., for a total contract amount not to exceed \$715,000.00;

b) Approve Budget Revision Request No. 0006562 in the amount of \$215,000.00, from the Department of General Services Fund 1915 Retained Earnings - Unreserved account for the additional amount needed to fund the total cost of the project; and

c) Determine that the recommended actions are not 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; and Section 15378(b)(5), as the actions are the organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

A-20) GENERAL SERVICES

[19-00770](#)

Consider recommendations regarding the Santa Ynez Valley Airport Capital Improvement Plan (ACIP) 17 Project No. 8770, Third District, as follows:

a) Adopt a Resolution authorizing the submittal of an application, acceptance of an allocation of funds, and execution of a grant agreement with the State of California, Department of Transportation (CalTrans) for an Airport Improvement Program (AIP) Matching Grant of approximately \$7,740.00;

b) Authorize the Director of General Services to execute the Federal Aviation Administration (FAA) Grant Agreement Offer No. 3-06-0243-017-2019 of approximately \$154,800.00 not to exceed the maximum allowable amount of \$178,020.00;

c) Authorize the Director of General Services to act as agent on behalf of the County of Santa Barbara pertaining to the acceptance of the FAA Grant Agreement Offer; and

d) Find that the proposed project falls within the scope of the previously filed Notice of Exemption and is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15301(c), as it involves repair, maintenance, and minor improvements and alterations to existing public structures, facilities and topographical features, involving negligible expansion of existing use.

A-21) GENERAL SERVICES[19-00773](#)

Consider recommendations regarding a Lease Agreement with Verizon Wireless at Kellogg Open Space (R/P File No.: 003824), Goleta, Second District, as follows:

a) Approve, ratify and authorize the Chair to execute the Lease Agreement between the County and AirTouch Cellular, doing business as Verizon Wireless (hereinafter “Verizon Wireless”), to allow Verizon Wireless to construct, operate and maintain a telecommunications facility on a portion of the County-owned property known as Kellogg Open Space, located in the 600 block of North Kellogg Avenue, in Goleta, also known as Assessor’s Parcel Number 069-350-031, for an initial term of five (5) years, with three (3) automatic renewal terms of five (5) years each, and an annual base rent of Thirty Thousand Dollars (\$30,000.00); and

b) Determine that the recommended action is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15303, New Construction or Conversion of Small Structures, as the action consists of the construction and location of a small facility or structure and Section 15304, Minor Alterations to Land, as the action consists of minor alterations in the condition of land and/or vegetation and approve and direct staff to file and post a Notice of Exemption on that basis.

A-22) GENERAL SERVICES, PUBLIC WORKS, BOARD OF DIRECTORS,  
FLOOD CONTROL AND WATER CONSERVATION DISTRICT[19-00760](#)

Consider recommendations regarding the Donation of 803 Park Lane West to the Flood Control and Water Conservation District (APN 007-050-002) (RP File No. 003921), First District, as follows: (4/5 Vote Required)

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

a) Approve and authorize the Chair to execute the Donation Agreement and Escrow Instructions between the Santa Barbara County Flood Control and Water Conservation District (“District”), as Recipient, and Michael P. MacElhenny and David J. Wine, as joint tenants (“Owners”), as Donors, to the District of the property consisting of approximately 0.59 acres located at 803 Park Lane West, in the unincorporated area of Santa Barbara County, known as Assessor Parcel Number 007-050-002, (the “Property”);

b) Authorize the Director of General Services, or designee, to execute any and all escrow documents required to facilitate the terms and conditions of the proposed donation;

c) Approve and authorize the Director of Public Works or designee, to determine satisfaction of the terms and conditions of the Donation Agreement and Escrow Instructions and to expend funds in a total amount not to exceed Six Thousand Dollars (\$6,000.00), for title and escrow fees, including any other costs required to facilitate the transaction pursuant to the Donation Agreement and Escrow Instructions;

d) Approve and authorize the Clerk of the Board, upon satisfaction of the terms and conditions of the Donation Agreement and Escrow Instructions, to execute the Certificate of Acceptance consummating the donation and accepting title to the Property;

e) Approve Budget Revision Request No. 0006614, to increase appropriations in the amount of \$1,255,734.00 in Public Works South Coast Flood Zone Fund for Capital Assets funded by unanticipated revenue from a Capital Donation and Use of Money and Property; and

f) Determine that the recommended action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3) since it can be seen with certainty that there is no possibility that the recommended actions may have a significant effect on the environment and direct staff to file and post a Notice of Exemption on that basis.

A-23) HUMAN RESOURCES

[19-00763](#)

Consider recommendations regarding the 2018-2019 Annual Report of the Civil Service Commission, as follows:

a) Receive and file the Annual Report of the Civil Service Commission for Fiscal Year 2018-2019; and

b) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(4) that the above action is a government activity which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and therefore is not a project subject to environmental review.

A-24) HUMAN RESOURCES

[19-00764](#)

Consider recommendations regarding a Voluntary Early Separation Incentive Program (VESIP), as follows:

a) Adopt a Resolution which amends VESIP and authorizes replacement of separated employees in accordance with the Civil Service Rules after the position has been held open for twelve months, makes it an ongoing program and provides for separation of employees regardless of their standing; and

b) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(4) that the above action is a 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, and therefore is not a project subject to environmental review.

A-25) HUMAN RESOURCES[19-00779](#)

Consider recommendations regarding the California Adult Education Block Grant, Fiscal Year 2019-2020, as follows: (4/5 Vote Required)

- a) Accept a grant of \$68,940.00 from the Santa Barbara California Adult Education Program (CAEP) Consortium to fund the implementation of the Passport to Public Service Internship Program, a career preparation initiative designed to provide local job seekers with job experience including structured on the job training, classroom learning and career networking opportunities;
- b) Approve Budget Revision Request No. 0006532 to increase Appropriations of \$68,940.00 in Human Resources General Fund for Salaries and Benefits (\$62,940.00) and Services and Supplies (\$6,000.00) funded by unanticipated revenue from the Adult Education Block Grant; and
- c) Determine that the above actions are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), because it consists 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-26) PLANNING AND DEVELOPMENT[19-00766](#)

Consider recommendations regarding the approval of Amendment No. 1 to the Professional Services Contract with Aspen Environmental Group (Aspen) for Preparation of the Environmental Impact Report (EIR) for the Aera Energy, LLC (Aera) East Cat Canyon Oil Field Redevelopment Plan Project, Fourth and Fifth Districts, as follows:

- a) Approve, and authorize the Chair to execute Contract Amendment No. 1 to the Professional Services Agreement BC17152 with Aspen, in the amount of \$228,723.00 for a total contract not-to-exceed cost of \$551,229.00 for additional analyses for the Draft Environmental Impact Report (DEIR) and for preparation of the Final EIR for Aera Energy LLC's East Cat Canyon Oil Field Redevelopment Plan project;
- b) Approve and authorize the Director of Planning and Development, or designee, to make immaterial changes in accordance with Section 35 of the Agreement; and
- c) Determine that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), which exempts organizational or administrative activities of governments that will not result in direct or indirect physical changes to the environment.

A-27) PROBATION[19-00780](#)

Consider recommendations regarding non-safety job classification of Pretrial Services Specialist to allocate positions to the Probation Department, and approve a side letter agreement between the County of Santa Barbara and the Service Employees International Union, Local 620, as follows:

- a) Adopt a Resolution to establish the classifications of Pretrial Services Specialist (Class No. 6058, Range No. 6058, approximately \$4,979.00 to \$5,965.00 per month) and Pretrial Services Specialist - EXH (Class No. 8630, Range No. 8630, approximately \$4,467.00 to \$5,453.00 per month and to allocate seven (7) 1.0 FTE Pretrial Services Specialist legal positions, one (1) 1.0 FTE Deputy Probation Officer, Supervising, legal position, and one (1) 1.0 FTE Administrative Officer Professional I/II legal position to the Probation Department;
- b) Approve a Side Letter Agreement between the County of Santa Barbara and the Service Employees International Union, Local 620 related to the transfer of pretrial services from the Superior Court to the County Probation Department; and
- c) Determine that pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(4), the above actions are a governmental fiscal activity which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and therefore is not a project subject to environmental review.

A-28) PUBLIC WORKS[19-00774](#)

Consider recommendations regarding Project Specific Maintenance Agreement for US 101/Clark Avenue Interchange Improvements, Fourth District, as follows:

- a) Adopt a Resolution authorizing a Project Specific Maintenance Agreement (SB 101 at Clark Ave) between the County of Santa Barbara (County) and California Department of Transportation (Caltrans) and making funding available for the maintenance of Highway 101 near Orcutt at Clark Avenue Interchange;
- b) Approve and authorize the Chair to execute a Project Specific Maintenance Agreement between the County and Caltrans to identify the maintenance responsibilities from the improvement project constructed under the Cooperative Agreement Number 05-0342; and
- c) Determine that the proposed contract does not constitute a "Project" within the meaning of the California Environmental Quality Act pursuant to 14 CCR 15378 (b)(5) - Organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.



A-29) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [19-00754](#)

Consider recommendations regarding the Randall Road Debris Basin Project Design Agreement, First District, as follows:

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

- a) Approve and authorize the Chair to execute the Agreement for Services of Independent Contractor with WRECO (not a local vendor) for structural, hydrologic, and engineering design services for the Randall Road Debris Basin Project in the not-to-exceed amount of \$431,568.06 for the period of September 10, 2019 through June 30, 2021;
- b) Approve and authorize the Public Works Director, or designee, to approve Agreement amendments within the scope of work for the Randall Road Debris Basin Project in the amount of \$43,156.80 for a total Agreement amount not-to-exceed \$474,724.86: and
- c) Find that the recommended action to award contracts for engineering services, is a fiscal and administrative activities not constituting a "Project" within the meaning of the California Environmental Quality Act, as set forth in 14CCR 15378(b)(4) and (5).

A-30) PUBLIC WORKS, BOARD OF DIRECTORS, LAGUNA COUNTY SANITATION DISTRICT [19-00777](#)

Consider recommendations regarding the Sludge Drying Beds Upgrade Project, Third and Fourth Districts, as follows: (4/5 Vote Required)

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

- a) Approve plans and specifications for the Sludge Drying Beds Upgrade; Project No. SOLID1, on file in the Public Works Department;
- b) Approve Budget Revision Request No. 0006548 to appropriate \$2,034,500.00 towards the project from District capital reserves;
- c) Award the construction contract in the amount of \$3,862,500.00 to the lowest responsible bidder, Spiess Construction Company, Incorporated, (a local vendor), subject to the provision of documents and certifications as set forth in the plan's specifications applicable to the project, as required under California law;
- d) Approve and authorize the Chair to execute the construction contract, which has been reviewed and approved by County Counsel, Auditor-Controller and Risk Manager, or their authorized representatives;

e) Authorize the Public Works Director or designee to approve change orders for supplemental work items in an amount up to \$50,000.00 and a contingency amount up to \$205,625.00 for the construction of Sludge Drying Beds Upgrade; Project No. SOLID1, for a total, not to exceed authorization of \$4,118,125.00; and

f) Find that pursuant to California Environmental Quality Act Guidelines Section 15162, no substantial changes are proposed, and no new information of substantial importance has come to light regarding environmental effects of the Laguna County Sanitation District Sludge Beds Upgrade project, or of the sufficiency or feasibility of mitigation measures. Therefore, the work is within the scope of the project covered by the Mitigated Negative Declaration (13NGD-00000-0001) adopted by the Board of Directors on September 19, 2013 and the Wastewater Reclamation Plant Facilities Master Plan and Habitat Conservation Plan Final Mitigated Negative Declaration (17NGD-00000-000-15) adopted by the Board of Directors on July 3, 2018.

A-31) SOCIAL SERVICES

[19-00757](#)

Consider recommendations regarding an Agreement with Family Services Agency of Santa Barbara for Child Welfare Services Counseling Services, as follows:

a) Approve, ratify and authorize the Chair to execute an Agreement with Family Services Agency of Santa Barbara (local vendor), to provide Child Welfare Services Counseling Services for a total contract amount not to exceed \$40,000.00 for the period of July 1, 2019 through June 30, 2020; and

b) Determine that the approval and execution of the above Agreement is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), finding that the approvals and execution of the Agreement is covered by the general rule 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 the activity may have a significant effect on the environment, the activities are not subject to CEQA.

**Hearing Requests****A-32) PLANNING AND DEVELOPMENT [19-00772](#)**

Set a hearing to consider recommendations regarding the Ni Tennis Court Appeal, Case No. 19APL-00000-00025, First District, as follows:

(Set a hearing for October 1, 2019. Time estimate: 1 hour)

- a) Deny the appeal, Case No. 19APL-00000-00025;
- b) Make the required findings for approval of the project, Case No. 18CDP-00000-00062, including CEQA findings;
- c) Determine the project is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15303 and 15304; and
- d) Grant de novo approval of the project, Case No. 18CDP-00000-00062, subject to the conditions of approval.

**ADDENDUM**

**Item A-33) and A-34) are added to the Administrative Agenda, as follows:**

**Administrative Item****A-33) COUNTY EXECUTIVE OFFICE [19-00807](#)**

Consider recommendations regarding an update and Local Proclamation Ratification for the Passenger Vessel Conception Incident, as follows:

- a) Receive an update on the Passenger Vessel Conception Incident;
- b) Adopt a Resolution ratifying the Proclamation of a Local Emergency related to the Passenger Vessel Conception incident declared by the Director of Emergency Services on September 5, 2019 when the Board of Supervisors was not in session, pursuant to Government Code Section 8550 et. seq. and Chapter 12, Section 12-5(a) of the Santa Barbara County Code;
- c) Direct the Office of Emergency Management to return within 60 days for re-ratification of the Emergency until such time that the response and recovery conditions dictate otherwise; 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.

**Resolutions to be Presented**

A-34) SUPERVISOR WILLIAMS

[19-00806](#)

Adopt a Resolution of Commendation honoring Patrick Murphy as the September 2019 Veteran of the 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) (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) **PLANNING AND DEVELOPMENT** [19-00213](#)

HEARING - Consider the Patterson Avenue Holdings New Office Appeal (Case No. 18APL-00000-00022) filed by Paul Bradford, Appellant, of the Planning Commission's December 5, 2018 approval of Case Nos. 16DVP-00000-00013 and 16BAR-00000-00154, Second District, as follows: (EST. TIME: 40 MIN.)

- a) Uphold the appeal, Case No. 18APL-00000-00022;
- b) Make the required findings for denial of the project, Case Nos. 16DVP-00000-00013 and 16BAR-00000-00154, including California Environmental Quality Act (CEQA) findings;
- c) Determine that the project is exempt from CEQA pursuant to the State CEQA Guidelines Section 15270; and
- d) Deny de novo Case Nos. 16DVP-00000-00013 and 16BAR-00000-00154;

Alternatively, if your Board wishes to deny the appeal and uphold the project, staff recommends that you take the following actions:

- a) Deny the appeal, Case No. 18APL-00000-00022;
- b) Make the required findings for approval of the project, Case Nos. 16DVP-00000-00013 and 16BAR-00000-00154, included as Attachment 1 to the Board Agenda Letter dated June 4, 2019, including CEQA findings;
- c) Determine that the project is exempt from CEQA pursuant to the State CEQA Guidelines Section 15303, included as Attachment 3 to the Board Agenda Letter dated June 4, 2019; and
- d) Grant de novo approval of the project, Case Nos. 16DVP-00000-00013 and 16BAR-00000-00154, subject to the conditions included as Attachment 2 to the Board Agenda Letter dated June 4, 2019.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

2) GENERAL SERVICES[19-00781](#)

HEARING - Consider recommendations regarding the Northern Branch Jail Project - Authorize Signatory for the AB900 Phase II California State Public Works Board Project Financing Documents, as follows: (EST. TIME: 30 MIN.)

a) Adopt a Resolution to:

i) Approve as to form the Facility Sublease and authorize the Chair, the County Executive Officer or designee to sign this sublease as part of the California Department of Finance's AB900 Bond Financing; and

ii) Authorizing the Chair, the County Executive Officer or their designees to execute the Facility Sublease in substantially the form and to do any and all things, and execute and deliver any and all documents and agreements, which they may deem necessary to consummate the execution and delivery of the Facility Sublease and the issuance the California State Public Works Board AB900 Phase II Project bonds for the financing of the Northern Branch Jail after review and approval by General Services, County Counsel, and Auditor Controller; and

b) Determine that the above action is not a project as defined by the California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(5), as it is an administrative activity that will not result in direct or indirect changes in the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

3) COUNTY EXECUTIVE OFFICE[19-00782](#)

HEARING - Consider recommendations regarding a response to the 2018-2019 Grand Jury Report: Suicide in Custody, as follows: (EST. TIME: 30 MIN.)

a) Consider and adopt the responses as the Board of Supervisors' response to the 2018-2019 Grand Jury report entitled "Suicide in Custody;" and

b) Approve and authorize the Chair to sign the letter and forward the letter and responses to the Presiding Judge of Santa Barbara County Superior Court; and

c) 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 government administrative activities that does not result in direct or indirect physical changes to the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

**ADDENDUM****Department requests the Continuance of Departmental Item No. 4) to 10/1/2019**4) PUBLIC WORKS, GENERAL SERVICES 19-00761

HEARING - Consider recommendations regarding Fernald Point Lane Bridge Replacement Resolution of Necessity, Project at Romero Creek Acquisition of Temporary and Permanent Easement (APNs: 007-380-004, 007-380-006, 007-380-007& -007-380-024), First District, as follows: (4/5 Vote Required) (~~EST. TIME: 30 MIN.~~)

a) Approve, adopt, and authorize the Chair to execute the Resolutions of Necessity for the acquisition of temporary and/or permanent easements (collectively referred to as the “Easements”) in the following real properties for the Fernald Point Lane Bridge Replacement Project at Romero Creek (the “Project”) located on Fernald Point Lane, Santa Barbara:

i) APNs 007-380-004 and 007-380-024 (at or near 1745 Fernald Point Lane), which is owned by True Horizons, LLC, a Delaware Limited Liability Company, (“True Horizons”);

ii) APN 007-380-006 (at or near 1767 Fernald Point Lane), which is owned by Linda S. Keston, Daniel E. Keston and James A. Keston Co-Trustees of the Keston Revocable Trust dated March 29, 1995 (“Keston”); and

iii) APN 007-380-007 (at or near 1775 Fernald Point Lane), which is owned by Kathleen S. Grassini, Trustee or any Successor Trustee, of the Kathleen S. Grassini Qualified Personal Residence Trust, UDT dated July 18, 2000; Lawrence P. Grassini, Trustee or any Successor Trustee of the Lawrence P. Grassini Qualified Personal Residence Trust, UDT dated July 18, 2000, (“Grassini”) (Collectively, the “Owners” and the “Properties”);

b) Authorize the Director of Public Works, or designee, to execute any documents and to expend funds for deposit with the State Treasurer’s Office a sum equal to the Easements’ appraised fair market value, estimated at \$124,700.00, plus related costs and fees, in order to acquire the Easements; and

c) After considering the Mitigated Negative Declaration (MND) and the Mitigation Monitoring Program (15NGD-00000-00005) for the Proposed Fernald Point Lane Bridge Replacement Project at Romero Creek approved and adopted by the Board of Supervisors on June 21, 2016 and the discussion included herein, find that pursuant to State California Environmental Quality Act (CEQA) Guidelines Section 15162, no substantial changes are proposed, and there are no substantial changes in circumstances or new information of substantial importance regarding significant impacts or feasibility of mitigation measures and alternatives and, therefore, pursuant to Section 15162, the recommended actions are within the scope of the project covered by the MND and no new environmental document is required.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: ~~APPROVE~~ CONTINUE TO  
10/1/2019

5) COMMUNITY SERVICES[19-00771](#)

HEARING - Consider recommendations regarding a Strategic Energy Plan (SEP) Report, as follows: (EST. TIME: 1 HR.)

- a) Consider and adopt the SEP for the County of Santa Barbara;
- b) Direct Community Services, Planning and Development, General Services and the Office of Emergency Management staff to:
  - i) Pursue implementation of Phase One recommended actions, including: 1) Develop an Energy Assurance Plan, 2) Develop a Utility Scale Solar Ordinance and; 3) Update the Uniform Rules for Agricultural Preserves and Farmland Security Zones;
  - ii) Pursue implementation of Phase Two recommended actions, including: 1) Update the Coastal Zoning Ordinance, 2) Establish best practices for solar + storage permitting procedures, 3) Create a one-stop shop education resource and conduct outreach and; 4) Explore a community solar project; and
  - iii) Return to the Board as needed for further direction or approval prior to implementation; and
- c) 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, and Section 15378(b)(5), as the actions are the organizational and administrative activities of governments that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE



**Adjourn to****Tuesday, September 17, 2019****Joseph Centeno Betteravia Government Administration Building****Board Hearing Room****511 East Lakeside Parkway****Santa Maria****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, September 10, 2019 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, September 12, 2019, at 5:00 PM and on Saturday, September 14, 2019, at 10:00 AM on CSBTV Channel 20.*

**<http://www.countyofsb.org>**