

County of Santa Barbara
BOARD OF SUPERVISORS



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

Mona Miyasato, County Executive Officer

Agenda

Tuesday, February 2, 2021

9:00 AM

REMOTE VIRTUAL PARTICIPATION ONLY

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

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

IMPORTANT NOTICE REGARDING PUBLIC PARTICIPATION

Based on guidance from the California Department of Public Health and the California Governor's Stay at Home Executive Order N-33-20 issued on March 19, 2020 to protect the health and well-being of all Californians and to establish consistency across the state in order to slow the spread of COVID-19, the Santa Barbara County Board of Supervisors meetings will no longer provide in-person participation.

The following alternative methods of participation are available to the public:

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

- Televised on local cable channel 20;
- Online at: <http://www.countyofsb.org/ceo/csbtv/livestream.sbc>; and
- YouTube at: <https://www.youtube.com/user/CSBTv20>

2. If you wish to make a general public comment or to comment on a specific agenda item, the following methods are available:

- **Distribution to the Board of Supervisors** - Submit your comment via email prior to 5 p.m. on the day prior to the Board meeting. Please submit your comment to the Clerk of the Board at: sbcob@countyofsb.org <<mailto:sbcob@countyofsb.org>>. Your comment will be placed into the record and distributed appropriately.

- **By ZOOM Webinar** - Individuals wishing to provide public comment during the Board of Supervisors meeting can do so via ZOOM webinar by clicking the below link to register in advance.

Register in advance for this meeting:

https://countyofsb.zoom.us/webinar/register/WN_PBxv27wmSJy4MvCY6ukEpw

After registering, you will receive a confirmation email containing information about joining the webinar.

Please DO NOT call or join until the item you want to speak on is being discussed.

1. Once the Chair has announced the item you want to comment on, please join the meeting with the information provided in the registration confirmation email.
2. You will be placed on mute until it is your turn to speak. You will be able to hear the Board meeting live after calling in, so you can turn off your TV or the webstream.
3. The Clerk will call you by name or the last four digits of your phone number. When removed from mute, you will hear a notification that your line has been unmuted. **If you are using a touchtone phone, you may need to press *6 to unmute yourself.**
4. After you are unmuted, please state your name before beginning your comments. Each person may address the Board for up to three minutes at the discretion of the Chair.
5. When your time is up or you have concluded your comments, please hang up.

If you have any questions, please contact the Clerk of the Board's Office at (805) 568-2240.

Board Meeting Procedures

The Board of Supervisors is the legislative body for the County of Santa Barbara. Persons are encouraged to attend and testify before the Board on any matter appearing on the agenda. Correspondence to the Board regarding items appearing on the agenda should be directed to the Clerk of the Board, 105 East Anapamu Street, Room 407, Santa Barbara CA 93101. For information regarding the meetings of the Board of Supervisors including specific meeting times 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 January 26, 2021 Meeting****County Executive Officer's Report**[21-00001](#)**12:00 P.M. Recess to Closed Session**[21-00118](#)

CONFERENCE WITH LABOR NEGOTIATORS

(Subdivision (a) of Government Code section 54957.6)

Employee organizations: Civil Attorneys' Association, Deputy District Attorneys' Association, Deputy Sheriffs' Association, Engineers and Technicians' Association, Fire Fighters Local 2046, Probation Peace Officers Association, SEIU Local 620, SEIU Local 721, and the Union of American Physicians and Dentists. Agency-designated representatives: County Executive Officer Mona Miyasato and Human Resources Director Maria Elena de Guevara.

Closed Session**Report from Closed Session**

Administrative Agenda

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

Administrative Items**A-1) COUNTY EXECUTIVE OFFICE [21-00106](#)**

Consider recommendations regarding an Independent Contractor Agreement with Wood Environment and Infrastructure Solutions, Inc. for the 2022 Multi-Jurisdictional Hazard Mitigation Plan (MJHMP) update, as follows:

- a) Approve and authorize the Chair to execute the Independent Contractor Agreement with Wood Environment and Infrastructure Solutions, Inc. for the 2022 MJHMP update for a contract amount not to exceed \$213,089.00 for the period from February 3, 2021 through October 1, 2022; and
- b) Determine that the above activity is not a “Project” subject to California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(5), since the activity is an organizational or administrative activity of government that will not result in direct or indirect physical changes in the environment.

A-2) PLANNING AND DEVELOPMENT [21-00104](#)

Consider recommendations regarding the California Coastal Commission Certification of an Amendment to the Local Coastal Program regarding the 2019 General Package Ordinance Amendment, First, Second, and Third Districts, as follows:

- a) Receive notice of the California Coastal Commission’s certification of an amendment to the County’s Local Coastal Program (Coastal Commission Case No. LCP-4-STB-19-0157-1 2019 General Package Ordinance Amendment) with two suggested modifications;
- b) Adopt a Resolution acknowledging receipt of the California Coastal Commission’s certification with suggested modifications, accepting and agreeing to the modifications, agreeing to issue Coastal Development Permits for the total area included in the certified Local Coastal Program, and adopting the Local Coastal Program Amendment with the suggested modifications;
- c) Determine that the Board’s action is not subject to the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080.9. The County relied upon CEQA Guidelines Sections 15061(b)(3), 15162 (Addendum to 97-ND-02, dated March 4, 2011), and 15265 for environmental review of Case No. 19ORD-00000-00005, 2019 General Package Ordinance Amendment; and
- d) Direct the Planning and Development Department to transmit the adopted Resolution to the Executive Director of the California Coastal Commission.

A-3) PUBLIC HEALTH[21-00112](#)

Consider recommendations regarding an OCHINLINK Access Agreement with CenCal Health, as follows:

- a) Approve and authorize the Chair to execute an OCHINLINK Access Agreement with CenCal Health for the period of February 2, 2021 through March 31, 2022;
- b) Approve and authorize the Public Health Director, or designee, to extend the period of performance in accordance with Section 17 of the Agreement, to terminate the Agreement, and to make immaterial changes that do not alter the obligations of the County; and
- c) Determine that the activity is not a “Project” subject to California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(5), since the activity is an organizational or administrative activity of government that will not result in direct or indirect physical changes in the environment.

A-4) PUBLIC WORKS, BOARD OF DIRECTORS, LAGUNA COUNTY
SANITATION DISTRICT[21-00108](#)

Consider recommendations regarding authorization to advertise and receive bids for Phase 2 North Trunk Sewer Lining Project, Fourth District, as follows:

Acting as Board of Directors, Laguna County Sanitation District:

- a) Authorize the Public Works Director to advertise and receive bids for the Phase 2 North Trunk Lining project; and
- b) Determine that the action is within the scope of the North Trunk Sewer Rehabilitation project included in the Notice of Exemption prepared pursuant to Section 15301(b) of Title 14 of the California Code of Regulations (California Environmental Quality Act Guidelines) dated September 26, 2019, accepted October 26, 2019 and posted by the Clerk of the Board office on November 1, 2019.

A-5) PUBLIC WORKS[21-00107](#)

Consider recommendations regarding the Jalama Road Culvert Replacement at M.P. 4.3 County Project No. 862415, Federal Aid Project No. (4305-070-017), Third District, as follows:

- a) Approve the Jalama Road Culvert Replacement at M.P. 4.3 Project;
- b) Authorize the Director of Public Works to proceed with right-of-way negotiations for the potential purchase of Temporary Construction and Permanent Easements in support of the Jalama Road Culvert Replacement at M.P. 4.3 Project;
- c) Authorize the Director of Public Works to advertise for bids to construct the Jalama Road Culvert Replacement at M.P. 4.3 Project; and
- d) Find the Jalama Road Culvert Replacement at M.P. 4.3 is exempt from the provisions of California Environmental Quality Act pursuant to 14 CCR 15301(c) (as the proposed project(s) consists of the operation, repair, maintenance, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that previously existing, including but not limited to existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities), and approve the filing of a Notice of Exemption on that basis.

A-6) PUBLIC WORKS[21-00110](#)

Consider recommendations regarding Rescinding and Adopting Parking Restrictions in the Fourth District, as follows:

- a) Adopt a Resolution to rescind parking restrictions on Union Valley Parkway in the Orcutt area of the Fourth District;
- b) Adopt a Resolution to establish new parking restrictions on Union Valley Parkway in the Orcutt area of the Fourth District; and
- c) Find that the proposed actions are for the operation and maintenance of an existing public facility, involving negligible, or no expansion of use beyond that which presently exists, that the proposed action is therefore exempt from California Environmental Quality Act pursuant to 14 CCR 15301(c), and approve and direct staff to file a Notice of Exemption on that basis.

Board of SupervisorsA-7) SUPERVISOR WILLIAMS[21-00099](#)

Approve the reappointment of Bradley Miles to the Agricultural Advisory Committee, term ending January 1, 2025, First District.

A-8) SUPERVISOR WILLIAMS [21-00100](#)

Approve the appointment of Stefanie M. Herrington to the Commission for Women, term ending January 1, 2024, First District.

A-9) SUPERVISOR WILLIAMS [21-00101](#)

Approve the reappointment of Ron Pulice to the Montecito Planning Commission, term ending January 1, 2023, First District.

A-10) SUPERVISOR HART [21-00102](#)

Approve the appointment of Anahid Papakhian to the Behavior Wellness Commission, term ending January 1, 2023, Second District.

A-11) SUPERVISOR HART [21-00103](#)

Approve the appointment of Ruth Watkins Ackerman to the Behavioral Wellness Commission, term ending January 1, 2023, Second District.

A-12) SUPERVISOR HARTMANN [21-00109](#)

Approve the appointment of Katherine Stewart to the Mosquito and Vector Management District of Santa Barbara County, term ending December 31, 2023, representing the Board of Supervisors.

Hearing RequestsA-13) HUMAN RESOURCES [21-00114](#)

Set a hearing to consider recommendations regarding an Ordinance amending Chapter 27, Personnel, Articles I and II and a Resolution establishing County Office Hours, as follows:
(Set a hearing for March 2, 2021. Time estimate: 30 minutes)

That the Board of Supervisors on February 2, 2021 consider recommendations, as follows:

a) Set hearing for March 2, 2021 to consider an Ordinance Amending Chapter 27, Personnel, Articles I and II, to provide textual clarity and modernization of the 1971 language; and

b) Find that the proposed actions do not constitute a “Project” within the meaning of California Environmental Quality Act, pursuant to 14 CCR 15378(b)(2), as it consists of general policy and procedure making;

That the Board of Supervisors on March 2, 2021 consider recommendations, as follows: (4/5 Vote Required)

a) Consider the introduction (First Reading) of an Ordinance Amending Chapter 27, Personnel, Articles I and II, to provide textual clarity and modernization of the 1971 language;

- b) Read the title of the Ordinance and waive full reading of the Ordinance;
- c) Set a hearing on the Administrative Agenda for March 9, 2021 to consider the adoption (Second Reading) of an Ordinance Amending Chapter 27, Article I and II, to provide textual clarity and modernization of the 1971 language; and
- d) Find that the proposed actions do not constitute a “Project” within the meaning of the California Environmental Quality Act, pursuant to 14 CCR 15378(b)(2), as it consists of general policy and procedure making;

That the Board of Supervisors on March 9, 2021 consider recommendations, as follows: (4/5 Vote Required)

- a) Consider adoption (Second Reading) of an Ordinance Amending Chapter 27, Personnel, Articles I and II, to provide clarity and modernization of the 1971 language;
- b) Adopt the Resolution Regarding County Office Hours; and
- c) Find that the proposed actions do not constitute a “Project” within the meaning of California Environmental Quality Act, pursuant to 14 CCR 15378(b)(2), as it consists of general policy and procedure making.

ADDENDUM

Item A-14) is added to the Administrative Agenda, as follows:

Resolution to be Presented

A-14) SUPERVISOR WILLIAMS, SUPERVISOR HART

[21-00143](#)

Adopt a Resolution proclaiming the month of February 2021 as Black History Month in Santa Barbara County.

Approval of Administrative Agenda

Public Comment Period

THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES.

(Resolution No. 09-368) (21-00002)

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

Departmental Agenda
Planning Items and Public Hearings

ADDENDUM**Departmental Item No. 1) is amended, as follows:**

- 1) COUNTY EXECUTIVE OFFICE [21-00113](#)

HEARING - Consider recommendations regarding an update on the Coronavirus Disease 2019 (COVID-19), as follows: (EST. TIME: 1 HR. 30 MIN.)

a) Receive and file a brief update on the Coronavirus Disease 2019 (COVID-19) and Santa Barbara County's response and operations;

b) Receive and file a presentation on federal and state rental assistance program funding and provide direction as appropriate;

b) c) Provide any direction, as appropriate; and

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

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

- 2) COUNTY EXECUTIVE OFFICE [21-00116](#)

HEARING - Consider recommendations regarding Chapter 50 - Licensing of Commercial Cannabis Operations Ordinance Amendments, as follows: (EST. TIME: 1 HR.)

a) Consider the introduction (First Reading) of an Ordinance of the Board of Supervisors of the County of Santa Barbara amending Chapter 50 of the Santa Barbara County Code, Licensing of Commercial Cannabis Operations;

b) Read the title: "An Ordinance Amending Chapter 50, Licensing of Commercial Cannabis Operations, of The Santa Barbara County Code," and waive reading of the Ordinance in full;

c) Set a hearing on the Administrative Agenda for February 9, 2021 to consider the adoption (Second Reading) of an Ordinance Amending Chapter 50 of the Santa Barbara County Code, Licensing of Commercial Cannabis Operations; and

d) Make the required California Environmental Quality Act (CEQA) findings and determine for the purposes of CEQA that:

i) These actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and

ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the Ordinance's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received;

That the Board of Supervisors on Administrative Agenda of February 9, 2021 consider recommendations, as follows:

a) Consider adoption (Second Reading) of an Ordinance of the Board of Supervisors of the County of Santa Barbara amending Chapter 50 to the Santa Barbara County Code, Licensing of Commercial Cannabis Operations; and

b) Make the required California Environmental Quality Act (CEQA) findings and determine for the purposes of CEQA that:

i) These actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final PEIR [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and

ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the Ordinance's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

3) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT 21-00088

Consider recommendations regarding the request of the Central Coast Water Authority (CCWA) to approve two Water Supply Contract Amendments, as follows: (EST. TIME: 1 HR. 30 MIN.)

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

a) Consider the request of the CCWA to approve Amendment 20 (Contact Extension Amendment) to the State Water Project (SWP) Contract, as follows:

i) Approve and authorize the Public Works Director or his designee to execute Amendment 20 (Contract Extension) to the SWP Contract contingent upon full approval and execution of the First Amendment to the Transfer of Financial Responsibility Agreement (TFRA);

ii) Approve and authorize the Public Works Director or designee to execute the First Amendment to the TFRA with CCWA to extend the term of the TFRA to match the extended term of the SWP as approved in Amendment 20; and

iii) Certify that the Board, acting as a Responsible Agency, has reviewed and considered the information and environmental effects contained in the Final Environmental Impact Report (FEIR) for Amendment 20 to the SWP Contract, and that the California Department of Water Resources (DWR) as Lead Agency found no significant impacts and is the custodian of the records located at <https://ceqanet.opr.ca.gov/2014092036/2>;

b) Consider the request of the CCWA to approve Amendment 21 (Water Management Amendment) to the SWP Contract;

i) Authorize the Public Works Director or his designee to negotiate a revenue sharing and water sales agreement with CCWA as a contingency for approval of Amendment 21 to the SWP Contract; and

ii) Direct staff to return to the Board with both the revenue sharing and water sales agreement and Amendment 21 for approval;

c) Provide additional direction to staff regarding the SWP; 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: POLICY

Adjourn to**Tuesday, February 9, 2021****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 2, 2021 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, February 4, 2021, at 5:00 PM and on Saturday, February 6, 2021, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>