

County of Santa Barbara
BOARD OF SUPERVISORS



one COUNTY | one FUTURE

First District - Das Williams, Vice Chair

Second District - Gregg Hart

Third District - Joan Hartmann, Chair

Fourth District - Bob Nelson

Fifth District - Steve Lavagnino

Mona Miyasato, County Executive Officer

Agenda

Tuesday, November 1, 2022

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, the Water Agency, the Laguna County Sanitation District, 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.

The Santa Barbara County Board of Supervisors currently provides in-person participation as well as virtual participation until further notice.

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

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

- Televised in English and Spanish (SAP channel via Comcast and Cox) on local cable channel 20;

- Online at: <https://www.countyofsb.org/1333/CSBTV-Livestream>; and

- YouTube at: <https://www.youtube.com/user/CSBTV20> (Closed Captioning Available)

2. If you wish to provide public comment, the following methods are available:

- **Distribution to the Board of Supervisors** - Submit your comment via email prior to 5:00 PM on the day prior to the Board meeting. Please submit your comment to the Clerk of the Board at: sbcob@countyofsb.org. Your comment will be distributed to the Board and posted online. Whether the comment is formally part of the record depends on the agenda item it is submitted for and its length and time of submittal as set out in Board Resolution 91-333 (Land Use).

- **Attend the Meeting In-Person** - Individuals are allowed to attend and provide comments at the Board meeting in-person. Please note, we are following all local and State guidelines and are no longer requiring face coverings indoors. Please be advised that the Public Health Department is still strongly encouraging County staff and members of the public to mask and socially distance themselves in public areas.

- **Attend the Meeting by Zoom Webinar** - Individuals wishing to provide public comment during the Board 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_NsO3VmtfSzWTG2i_nBBQ1Q

After registering, you will receive a confirmation email containing important 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.

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 and will need to turn off or mute your TV or the web stream to avoid sound interference.

3. The Clerk will call you by name. 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.**

4. 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 or log out.

If you have any questions or if you are participating in the hearing telephonically or electronically and need a disability-related modification or accommodation or have any issues attempting to access the hearing telephonically or electronically, 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, or any special accommodations, please contact the Clerk of the Board at (805) 568-2240 or sbcob@countyofsb.org. 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 between 12:00 P.M. and 1:00 P.M. and at 8:00 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). Members of the public may address the Board on Closed Session Agenda items during the General Public Comment period. 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 October 18, 2022 Meeting****County Executive Officer's Report**[22-00001](#)

County Executive Officer's Report: Receive a report from the County Executive Officer (CEO) on County programs, County staff updates and achievements, staff recognitions, updates on major projects, updates on state and federal legislation, and upcoming events of interest to the Board and the public. There will be no Board discussion except to ask questions or refer matters to staff; and no action will be taken unless listed on a subsequent agenda.

12:00 P.M. Recess to Closed Session**Closed Session****ADDENDUM****Closed Session is amended, as follows:**[22-00995](#)

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

Larisa Traga v. County of Santa Barbara, et al., Santa Barbara County Superior Court Case No. 21CV04301

Rancho La Laguna, LLC, et al. v. County of Santa Barbara, et al.; Santa Barbara County Superior Court Case No. 17CV04420

PUBLIC EMPLOYEE APPOINTMENT
(Paragraph (1) of subdivision (b) of Government Code section 54957)

Public Health Director.

PUBLIC EMPLOYEE APPOINTMENT
(Paragraph (1) of subdivision (b) of Government Code section 54957)

Agricultural Commissioner.

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) BEHAVIORAL WELLNESS DEPARTMENT [22-00964](#)**

Consider recommendations regarding a the County's joint application for Round 4 of State No Place Like Home (NPLH) competitive funds with Sanctuary Centers of Santa Barbara, Inc. (Sanctuary) for the proposed development of supportive affordable housing in Santa Barbara, California; a Memorandum of Understanding (MOU) with Sanctuary for the County's provision of supportive services to NPLH tenants; and Standard Agreement with the California Department of Housing and Community Development (State HCD) and Sanctuary related to the NPLH program and grant award, as follows:

a) Adopt a Resolution that:

i) Authorizes and ratifies the County's submission of a joint application with Sanctuary as developer-borrower to the State HCD for Round 4 of NPLH competitive loan funds for the proposed development of supportive affordable housing at 115 W. Anapamu Street, Santa Barbara, California (APN 039-222-002); and

ii) If funds are awarded, authorizes and directs the Director of the Department of Behavioral Wellness (BWell), or designee, to act on behalf of the County in connection with an award of NPLH competitive program funds;

b) Approve and authorize the Chair to execute an MOU with Sanctuary Centers of Santa Barbara, Inc., wherein the County shall be compensated \$56,000.00 annually, subject to 3% annual increases thereafter, to provide supportive services for a minimum of twenty years to NPLH tenants at the supportive affordable housing project located at 115 W. Anapamu Street, Santa Barbara, California (APN 039-222-002);

c) Approve and authorize the Director of the Department of Behavioral Wellness, or designee, to execute on behalf of the County a Standard Agreement with State HCD and Sanctuary any subsequent amendments or modifications thereto, as well as any other documents which are related to the NPLH program and grant award, as State HCD may deem appropriate, without having to return to the Board for approval, subject to the Board's authority to rescind this delegated authority at any time;

d) Direct the Director of Behavioral Wellness, or designee, to obtain concurrence from Risk Management, the Auditor-Controller, and County Counsel before exercising the authority delegated to her pursuant to Recommended Action c); and

e) Determine that the above recommended actions:

i) Are not a project subject to the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(4), finding that the actions are the creation of a governmental funding mechanism or other government fiscal activity, , which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment; and Public Resources Code section 21163.1, which states that a decision by a public agency to seek funding from the NPLH Program does not constitute a project; and

ii) Are otherwise within the scope of the Notice of Exemption (NOE) adopted by the City of Santa Barbara and posted by the Santa Barbara County Clerk of the Board on December 15, 2020, in which the City found that Sanctuary's proposed development is exempt from CEQA pursuant to CEQA Guidelines section 15332 because it consists of an Infill Development Project.

A-2) BEHAVIORAL WELLNESS DEPARTMENT

[22-00965](#)

Consider recommendations regarding a First Amendment to the California Mental Health Services Authority and California Department of State Hospitals (DSH) Purchase of State Hospital Beds Memorandum of Understanding (MOU), Fiscal Year (FY) 2021-2022 and the California Mental Health Services Authority (CalMHSA) State Hospital Beds Administrative Fee Participation Agreement FY 2022-2023, as follows:

a) Approve, ratify, and authorize the Director of the Department of Behavioral Wellness or designee to execute the First Amendment to the MOU with CalMHSA and the California DSH FY 2021-2022 to revive the MOU and extend the term through December 31, 2022, to allow for the negotiation and finalization of the FY 2022-2023 MOU for the purchase of state hospital beds and to increase the bed rates, effective July 1, 2022, in the estimated amount of \$3,236,090.00, based upon the use of 11 beds;

b) Delegate authority to the Director of the Department of Behavioral Wellness or designee to execute a subsequent amendment to the FY 2021-2022 MOU for the purchase of state hospital beds with CalMHSA and DSH to extend the term for no more than 60 days, as needed, without requiring the Board's approval of an amendment of the MOU, subject to the concurrence of County Counsel, Auditor-Controller, and Risk Management and the Board's ability to rescind this delegated authority at any time;

c) Approve, ratify, and authorize the Director of the Department of Behavioral Wellness or designee to execute the CalMHSA State Hospitals Program Participation Agreement No. 1527-SHB-2022-SB for an administrative fee in the estimated amount of \$15,422.00, based upon the use of 11 beds at a cost not to exceed \$1,402.00 per bed from July 1, 2022 to June 30, 2023; and

d) Determine that the above actions are government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment, and are organizational or administrative activities of the government that will not result in direct or indirect physical changes in the environment and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) and (b)(5) of the CEQA Guidelines.

A-3) BEHAVIORAL WELLNESS DEPARTMENT

[22-00966](#)

Consider recommendations regarding a California Mental Health Services Authority (CalMHSA) Participation Agreement for Semi-Statewide Enterprise Health Record Program for Fiscal Years (FYs) 2022-2029, as follows: (4/5 Vote Required)

a) Approve and authorize the Director of the Department of Behavioral Wellness, or designee, to execute a seven (7) year CalMHSA Participation Agreement No. 1766-EHR-2022-SB for the development, implementation, subscription fees, and support and maintenance of a Semi-Statewide Enterprise Health Record Program for a total maximum agreement amount not to exceed \$7,429,192.00 upon final execution of the agreement through March 18, 2029;

b) Approve Budget Revision Request No. 0008579 for FY 2022-2023 to establish appropriations of \$2,328,000.00 in Behavioral Wellness Mental Health Services Act Fund for Capital Assets (\$1,722,100.00) and Services and Supplies (\$605,900.00) funded by a release of restricted fund balance; and

c) Determine that the above actions are government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project that 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-4) BEHAVIORAL WELLNESS DEPARTMENT

[22-00988](#)

Consider recommendations regarding an Amendment to the Fiscal Year (FY) 2022-2023 Annual Update to the FY 2020-2023 Mental Health Services Act Three-Year Program and Expenditure Plan, as follows:

a) Approve and adopt the Amendment to the FY 2022-2023 Annual Update to the Department of Behavioral Wellness' FYs 2020-2023 Mental Health Services Act Three-Year Program and Expenditure Plan, which was developed in accordance with Welfare and Institutions Code sections 5847-5848 and California Department of Healthcare Services (DHCS) requirements; and

b) Determine that the above action is a government funding mechanism or other government fiscal activity, which does not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment, and is an organizational or administrative activity of the government that will not result in direct or indirect physical changes in the environment and is therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) and (b)(5) of the CEQA Guidelines..

ADDENDUM**Item A-5) on the Administrative Agenda is amended, as follows:****A-5) COMMUNITY SERVICES DEPARTMENT [22-00963](#)**

Consider recommendations regarding the execution of Loan Documents for a \$1,377,665.00 loan in State of California Community Development Block Grant Disaster Recovery Multi-Family Housing Program (CDBG-DR MHP) funds to Escalante Meadows, L.P. for Escalante Meadows (Project) in Guadalupe, ~~Fourth~~ Fifth District, as follows:

a) Approve and authorize the Chair to execute the following documents (together the “Loan Documents”), which relate to a CDBG-DR MHP loan of One Million Three Hundred Seventy-Seven Thousand Six Hundred Sixty-Five Dollars (\$1,377,665.00), to Escalante Meadows, L.P., for development of the Escalante Meadows affordable housing development to be located at 1090 and 1093 Escalante Street in the City of Guadalupe:

- i) County CDBG DR MHP Development Agreement;
- ii) County CDBG DR MHP Promissory Note;
- iii) County CDBG DR MHP Deed of Trust;
- iv) County CDBG-DR MHP Senior Regulatory Agreement;
- v) County CDBG DR MHP Junior Regulatory Agreement; and
- vi) County CDBG DR MHP Rider to Development Agreement (together, the County CDBG-DR MHP Loan Documents)

b) Approve and authorize the Chair to execute the following two subordination agreements subordinating the County’s CDBG DR MHP Loan Documents (except the County CDBG-DR MHP Senior Regulatory Agreement) to construction and permanent loans being provided to the project by Pacific Western Bank, and to the Housing and Urban Development’s Rental Assistance Demonstration (HUD RAD) Use Agreement:

- i) Subordination Agreement subordinating the County CDBG-DR MHP loan to Pacific Western Bank; and
- ii) Subordination Agreement subordinating the County CDBG-DR MHP to HUD’s RAD Use Agreement; and

c) Consider the environmental effects of the Project as shown in the Mitigated Negative Declaration adopted by the City of Guadalupe, approved on January 16, 2020, and subsequent Notice of Determination regarding the Project on February 26, 2020, approved by State Governors Office of Planning and Research on March 2, 2020, and find that pursuant to 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 approval of the Recommended Actions are within the scope of the Mitigated Negative Declaration adopted by the City of Guadalupe.

A-6) COMMUNITY SERVICES DEPARTMENT [22-00958](#)

Consider recommendations regarding a Project Roomkey Request to approve an agreement with The Salvation Army to provide Non-Congregate Shelter to Persons Experiencing Homelessness, as follows:

a) Approve and authorize the Chair execute a Subrecipient Agreement with The Salvation Army for the distribution of California Department of Social Services Project Roomkey funds for a total contract maximum amount not to exceed \$657,000.00 to provide 12 double occupancy rooms for non-congregate shelter from November 1, 2022 to September 30, 2023; and

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

A-7) COMMUNITY SERVICES DEPARTMENT [22-00961](#)

Consider recommendations regarding an Agreement to Provide Affordable Housing and Resale Restrictive Covenant for Santa Barbara Polo Villas 17TRM-00000-00002, First District, as follows:

a) Approve and authorize the Chair to execute an Agreement to Provide Affordable Housing for the Santa Barbara Polo Villas (Agreement) and direct its recordation; and

b) Find that pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15162, no substantial changes are proposed, and no new information of substantial importance has come to light regarding environmental effects of the Santa Barbara Polo Villas (Project) or the sufficiency or feasibility of mitigation measures, and therefore approval of the Agreement is within the scope of the Project covered by the Final Mitigated Negative Declaration (MND) (20-NGD- 00000-00001), which was adopted by the County Planning Commission on February 24, 2021, and therefore no new environmental documentation is required.

A-8) COMMUNITY SERVICES DEPARTMENT[22-00962](#)

Consider recommendations regarding approval of a Third Amendment to the Sub-Recipient Agreement for Emergency Solutions Grant, Coronavirus funding for COVID-19 Homelessness Response, as follows:

- a) Approve, ratify, and authorize the Chair to execute a third amendment to an agreement with Good Samaritan Shelter to modify the scope of work and budget to include operating costs of the Santa Maria Stabilization Center (Stabilization Center) through December 31, 2022; 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-9) COUNTY COUNSEL[22-00975](#)

Consider recommendations regarding an Agreement for Professional Legal Services with Outside Counsel Oppenheimer Investigations Group, as follows: (4/5 Vote Required)

- a) Authorize County Counsel, or her designee, to execute an Agreement for Professional Legal Services between the County of Santa Barbara and Oppenheimer Investigations Group for a total not to exceed amount of \$50,000.00 and term ending June 30, 2023, in a form substantially similar to the County's standard Agreement for Professional Legal Services and with concurrence from Auditor-Controller and Risk Management, or their designees; and
- b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5) because it consists of government administrative or fiscal activities that will not result in direct or indirect physical changes in the environment.

A-10) COUNTY COUNSEL[22-00978](#)

Consider recommendations regarding a Second Amendment to the Agreement for Professional Legal Services with Outside Counsel Rutan and Tucker, LLP, as follows: (4/5 Vote Required)

- a) Approve, ratify, and authorize the Chair to execute the Second Amendment to the Agreement for Professional Legal Services between the Santa Barbara County Flood Control and Water Conservation District and attorney Douglas Dennington, of the law firm Rutan and Tucker, LLP, to increase the maximum contract amount by \$150,000.00 for a new maximum contract amount not to exceed \$450,000.00; and
- b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5) because it consists of government administrative or fiscal activities that will not result in direct or indirect physical changes in the environment.

A-11) COUNTY COUNSEL[22-00980](#)

Consider recommendations regarding a First Amendment to the Agreement for Professional Legal Services with Outside Counsel Rutan and Tucker, LLP, as follows: (4/5 Vote Required)

- a) Approve, ratify, and authorize the Chair to execute the First Amendment to the Agreement for Professional Legal Services between the County of Santa Barbara and attorney Douglas Dennington, of the law firm Rutan and Tucker, LLP, to extend the term of the contract to June 30, 2023; and
- b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5) because it consists of government administrative or fiscal activities that will not result in direct or indirect physical changes in the environment.

A-12) COUNTY COUNSEL[22-00984](#)

Consider recommendations regarding the 2022 Biennial Review and Amendments to the Conflict of Interest Code of the Santa Barbara County Association of Governments (SBCAG), as follows:

- a) Approve the amended Conflict of Interest Code of the SBCAG; and
- b) Determine that the above action is an organizational or administrative activity of the government that will not result in direct or indirect physical changes in the environment and is therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(5) of the CEQA Guidelines.

A-13) COUNTY EXECUTIVE OFFICE[22-00967](#)

Consider recommendations regarding the Circumstances of the Existing State of Emergency, as follows:

- a) Reconsider the circumstances of the existing state of emergency;
- b) Consider whether state or local officials continue to impose or recommend measures to promote social distancing;
- c) Find that the Board of Supervisors has considered the circumstances of the state of emergency, and that State or local officials continue to impose or recommend measures to promote social distancing; and
- d) Direct staff to notice and hold hearings as remote hearings consistent with Government Code Section 54953(e)(3).

A-14) COUNTY EXECUTIVE OFFICE[22-00977](#)

Approve Budget Revision Request Nos. 0008594; 0008609; 0008612 (Majority Vote Required); and 0008554; 0008581; and 0008607 (4/5 Vote Required).

A-15) FIRE DEPARTMENT[22-00979](#)

Consider recommendations regarding the acceptance of a Cash Donation Greater than \$10,000.00 from One805 and Request for Waiver of Competition for the Purchase of a Firehawk Litter Latch Kit from United Rotorcraft, as follows:

- a) Authorize the Santa Barbara County Fire Department (Fire Department) to accept a cash donation of \$90,000.00 from One805, a non-profit organization, to be used towards the purchase of a Litter Latch Kit;
- b) Waive competitive bidding by the County of Santa Barbara pursuant to County Code Section 2-39 and authorize the County Purchasing Manager to procure a Firehawk Litter Latch Kit from United Rotorcraft, a division of Air Methods, in an amount not to exceed \$90,500.00 without being required to conduct a formal bid process; and
- c) Determine that the above 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), finding that the actions are the creation of a governmental funding mechanism or other government fiscal activity, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

A-16) FIRE DEPARTMENT[22-00981](#)

Consider recommendations regarding an Agreement for Instructional Services between the County of Santa Barbara and Allan Hancock College Joint Community College District (AHJCCD), as follows:

- a) Approve and authorize the Chair to execute an Agreement for Instructional Services in which the Santa Barbara County Fire Department (SBCFD) will provide instructional services and support to AHJCCD for the delivery of agreed-upon educational courses;
- b) Approve and authorize the Fire Chief, or designee, to execute the Agreement with Instructor, as necessary, when new instructors are selected; and
- c) Determine that these activities are exempt from California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(4), since the recommended actions are governmental fiscal activities that do not involve a commitment to any specific project which may result in a potentially significant physical impact on the environment.

A-17) FIRE DEPARTMENT[22-00982](#)

Consider recommendations regarding the 2022 California Fire Safe Council County Coordinators Grant Project: Designate Santa Barbara County Fire Safe Council as the Primary Applicant and Provide a Letter of Support, as follows:

- a) Designate the Santa Barbara County Fire Safe Council as the Primary Applicant for the 2022 California Fire Safe Council County Coordinators Grant Project and authorize the Chair to execute a letter of support; and
- b) Determine this action is exempt from California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5), finding that the action is an organizational or administrative activity of government that will not result in direct or indirect physical changes in the environment and does not involve any commitment to any specific project which may result in a potentially significant impact on the environment.

A-18) GENERAL SERVICES DEPARTMENT[22-00969](#)

Consider recommendations regarding a General Services Position Allocation Change, as follows:
(4/5 Vote Required)

- a) Approve changes to the Salary Resolution which allocates one (1) full-time (1.0 FTE) Mapping/GIS Analyst Supervisor to the General Services Department, effective October 31, 2022;
- b) Approve Budget Revision Request No. 0008604; and
- c) Determine that the above action is not a “project” and are exempt from California Environmental Quality Act (CEQA) pursuant to section 15378(b)(5) because they are organization or administrative activities of governments that will not result in direct or indirect physical changes to the environment.

A-19) GENERAL SERVICES DEPARTMENT[22-00987](#)

Consider recommendations regarding an Agreement with Carahsoft Technology Corp. for Software Services, as follows: (4/5 Vote Required)

- a) Approve, ratify, and authorize the Chair to execute the Agreement for Services of Independent Contractor with Carahsoft Technology Corp. (not a local vendor), totaling 280 Box user licenses including migration and training for a total contract amount not to exceed \$486,556.87, for a term of September 30, 2022, through September 29, 2025 (Contract);
- b) Approve the Budget Revision Request 0008267; and
- c) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA guidelines because they consist of administrative activities of government that will not result in direct or indirect physical changes in the environment.

A-20) GENERAL SERVICES DEPARTMENT[22-00986](#)

Consider recommendations regarding an Agreement with Triumph Protection Group for Isla Vista Clinic and Community Center Campus and Camino del Remedio Parking Lot Security Services, First District, as follows: (4/5 Vote Required)

- a) Find, in accordance with Government Code Section 31000, that the County of Santa Barbara does not have employee resources to provide the recommended security services, and that the County's interests are best served by the Agreement For Services of Independent Contractor with Triumph Protection Group (a local vendor) for such security services;
- b) Approve, ratify, and authorize the Chair to execute the Agreement with Triumph Protection Group (a local vendor) in the total contract amount of \$350,000.00, for the period November 1, 2022, through October 31, 2023;
- c) Approve Budget Revision Request No. 0008596; and
- d) Find that the proposed action does not constitute a "Project" within the meaning of the California Environmental Quality Act (CEQA) pursuant to 14 CCR Section 15378: Maintenance of existing facilities.

A-21) GENERAL SERVICES DEPARTMENT[22-00989](#)

Consider recommendations regarding an agreement for Professional Services of Independent Contractor with CDW Government for Annual Renewal of the Cisco SMARTnet Maintenance Subscription Services, as follows:

- a) Approve and authorize the Chair to execute a professional services agreement with CDW Government for Cisco SMARTnet maintenance subscription services, for a total contract amount not to exceed \$223,556.96, with a term beginning November 14, 2022, and ending November 15, 2023; and
- b) Determine that the above recommended action is a government funding mechanism or other government fiscal activity, which does not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment and is therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

A-22) HUMAN RESOURCES DEPARTMENT[22-00951](#)

Consider recommendations regarding contracts for Temporary Employment Services, as follows:

- a) Approve and authorize the Chair to execute the Agreement for Services of Independent Contractor to provide temporary employment services with Robert Half International Inc. for the period of November 1, 2022 through June 30, 2023 in an amount not to exceed \$1,000,000.00;
- b) Approve and authorize the Chair to execute the Agreement for Services of Independent Contractor to provide temporary employment services with 22nd Century Technologies, Inc. for the period of November 1, 2022 through June 30, 2023 in an amount not to exceed \$1,000,000.00;
- c) Approve and authorize the Chair to execute the First Amendment to Board Contract No. BC22087 with Crossroads Staffing to extend the existing contract term for temporary employment services by thirty (30) days through November 30, 2022;
- d) Determine that the County's economic interests are served by each contract, pursuant to Government Code Section 31000.4, by meeting immediate administrative staffing needs that arise suddenly and cannot be met through the County's extra help hiring process; and
- e) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(4) that the above actions are a government fiscal activity which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and therefore are not a project subject to environmental review.

A-23) PLANNING AND DEVELOPMENT DEPARTMENT[22-00972](#)

Consider recommendations regarding an Agreement with Geosyntec Consultants Inc. to provide on-call professional services for cannabis odor monitoring, as follows:

- a) Approve and authorize the Chair to execute a professional services Agreement between the County of Santa Barbara and Geosyntec Consultants, Inc. to provide on-call professional services in the area of cannabis odor monitoring and abatement for a period of 3 years, commencing on November 1, 2022 to November 1, 2025 for a base Agreement amount not to exceed \$1,501,100.00 plus a 10 percent contingency fund of \$150,110.00;
- b) Approve and authorize the Planning and Development Director, or designee, to:
 - i) Approve up to a 10 percent contingency not to exceed \$150,110.00 for services or reimbursements each year, for a total contract amount not to exceed \$1,651,210.00 including the contingency;
 - ii) Approve changes or additions in the services being performed, provided the Agreement does not exceed the base Agreement amount plus 10 percent contingency identified in the Agreement; and

iii) Make immaterial changes in accordance with Section 35 of the Agreement for Services of Independent Contractor; and

c) Determine that the proposed actions do not constitute a “Project” within the meaning of the California Environmental Quality Act (CEQA), pursuant to Section 15060(c)(3) and Section 15378(b)(5) of the CEQA Guidelines, because the actions are organizational or administrative activities of government that will not result in direct or indirect physical changes in the environment.

A-24) PLANNING AND DEVELOPMENT DEPARTMENT

22-00973

Consider recommendations regarding an Agreement for Services with KLD Engineering for the Preparation of the Evacuation Modeling and Planning Project, as follows:

a) Adopt a Resolution authorizing the Director of the Planning and Development Department (P&D), or designee, (1) to accept grant funds (subaward CALFIRE377994) from the California Fire Safe Council by and through the California Department of Forestry and Fire Protection (CAL FIRE) as part of the California Climate Investment Program, for Fiscal Years 2022-2023 through 2023-2024 in the amount of \$380,000.00, and (2) to execute a grant agreement upon review and approval of Auditor-Controller, County Counsel, and Risk Management, and (3) to make any certifications and assurances that may be required by the grant agreement;

b) Approve and authorize the Chair to execute an Agreement for Services of Independent Contractor with KLD Engineering to provide professional services in the preparation of an Evacuation Modeling and Planning Project for the Safety Element Update for the period of November 1, 2022, to June 30, 2024, with a base amount not to exceed \$322,532.00;

c) Authorize the P&D Director, or the P&D Director’s designee, to:

i) Approve up to a 10 percent contingency cost not to exceed \$35,836.00 for services being performed under the Agreement for Services of Independent Contractor, for a total Agreement amount not to exceed \$358,369.00;

ii) Approve changes or additions in the services being performed under the Agreement for Services of Independent Contractor, provided the Agreement does not exceed the base contract amount plus the 10 percent contingency identified in the Agreement; and

iii) Make immaterial changes in accordance with Section 35 of the Agreement for Services of Independent Contractor; and

d) Determine that the Agreement for Services of Independent Contractor and the Board of Supervisors’ actions are not a project and, therefore, are exempt from the California Environmental Quality Act (CEQA) pursuant to the State CEQA Guidelines Sections 15060(c)(3) and 15378(b) (5).

A-25) PLANNING AND DEVELOPMENT DEPARTMENT[22-00976](#)

Consider recommendations regarding the Fish and Wildlife Commission Grant Award, as follows:

- a) Approve and authorize the Director of Planning and Development to award a grant to Friends of Troop 26; and
- b) Determine that the award of Fish and Wildlife Commission Grant funds is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the State Guidelines for the implementation of CEQA.

A-26) PROBATION DEPARTMENT[22-00960](#)

Consider recommendations regarding Alternative Sentencing and Pretrial Services program data, as follows:

- a) Receive and file a report on Alternative Sentencing and Pretrial Services program data; and
- b) 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.

A-27) PUBLIC WORKS DEPARTMENT[22-00959](#)

Consider recommendations regarding the submittal of an application for a State of California Department of Resources Recycling and Recovery (CalRecycle) Rubberized Pavement Grant, as follows:

- a) Adopt a Resolution to establish authority to submit an application to CalRecycle for a Rubberized Pavement Grant;
- b) Authorize the Director of Public Works or designee to execute in the name of the County of Santa Barbara any grant documents, including but not limited to, applications, agreements, amendments and requests for payment, necessary to secure grant funds and implement the approved grant project. Any binding grant agreement would be subject to review and concurrence by County Counsel, the Auditor-Controller, and Risk Management;
- c) Establish that this authorization is effective for five (5) years from the date of adoption of the Resolution; and
- d) Find that the proposed action does not constitute a "Project" within the meaning of the California Environmental Quality Act, pursuant to 14 CCR 15378(b) (4) (The creation of government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.).

A-28) PUBLIC WORKS DEPARTMENT[22-00985](#)

Consider recommendations regarding North Refugio Road Trail Restoration Phase 1, County Project No. 862427, Third District, as follows: (4/5 Vote Required)

- a) Approve the specifications and plans, on file in the Public Works Department office, for construction of the North Refugio Road Trail Restoration Phase 1 Project;
- b) Award the construction contract, in the amount of \$229,600.00 to the lowest responsible bidder, Main Line Engineering, 228 Amherst Pl, Lompoc, CA 93436, subject to the provision of documents and certifications, as set forth in the specifications applicable to the project, as required under California Law;
- c) 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;
- d) Authorize the Director of Public Works or designee to approve change orders for a contingency amount up to \$25,980.00 and supplemental items of \$40,000.00, for the construction of North Refugio Road Trail Restoration Phase 1 for a total not to exceed authorization of \$295,580.00;
- e) Approve Budget Revision Request No. 0008608. Establish appropriations of \$250,000.00 in General County Programs General Fund for Other Financing Uses funded by a release of committed Cannabis fund balance. Establish appropriations of \$550,000.00 in Public Works, Roads Capital Infrastructure Fund for services and supplies for \$550,000.00 funded by an operating transfer from the General Fund (\$250K) and unanticipated Measure A Tax Revenues; and
- f) Determine the project was found by your Board to be exempt from the provisions of the 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), a Notice of Exemption was filed on that basis, and the proposed action is within the scope of that Notice of Exemption.

A-29) SANTA BARBARA COUNTY EMPLOYEE'S RETIREMENT SYSTEM [22-00974](#)

Consider recommendations regarding the Certification of the Santa Barbara County Employees' Retirement System (SBCERS) Board of Retirement Election Results, as follows:

- a) Approve the certification of the SBCERS Safety and Alternate Safety Member Election, and the election of Paul Uhl to the Safety (Seventh) Member position and Frederick Tan to the Alternate Safety (Seventh) Member position of the SBCERS Board of Retirement; and
- b) Order that no election be held for General (Second) Member of the SBCERS Board of Retirement and direct the Clerk of the Board to cast unanimous ballots in favor of the sole nominated member, Michael T. Daly, for the position of General (Second) Member of the Board of Retirement.

A-30) SHERIFF-CORONER OFFICE [22-00968](#)

Consider recommendations regarding a \$86,550.00 grant for the Traffic Records Improvement Project (TRIP) from the California Office of Traffic Safety (OTS)/National Highway Traffic Safety Association, as follows: (4/5 Vote Required)

- a) Approve and authorize the Sheriff or his designee to execute a grant agreement with the State of California OTS for the TRIP for the period from October 1, 2022 through September 30, 2023 in the amount of \$86,550.00;
- b) Approve Budget Revision Request No. 0008570, appropriating \$86,550.00 in grant revenue and corresponding expenses; and
- c) Determine that the proposed action does not constitute a "Project" within the meaning of the California Environmental Quality Act (CEQA), pursuant to 14 CCR 15378(b)(4), in that it is a government fiscal or funding activity that will not result in direct or indirect changes in the environment.

A-31) SHERIFF-CORONER OFFICE[22-00971](#)

Consider recommendations regarding the 2022 Edward Byrne Justice Assistance Grant (JAG) Funds, \$113,363.00, as follows:

- a) Recognize and approve that the County of Santa Barbara, City of Santa Barbara, City of Lompoc and City of Santa Maria have agreed to combine designated Fiscal Year (FY) 2022 JAG funding for the purposes of maintaining, training and equipping the Santa Barbara Countywide Bomb Squad;
- b) Authorize the Sheriff or his designee to execute a grant agreement with the United States Department of Justice, upon review and approval of County Counsel and the Auditor-Controller, or their designees, when the anticipated JAG funding is awarded;
- c) Approve Budget Revision Request No. 0008606 to increase appropriations of \$113,363.00 in Sheriff General Fund for Capital Assets - Equipment (\$113,363.00) by unanticipated revenue from Intergovernmental Revenue - Federal;
- d) Authorize the Chief Executive to execute the “Certifications and Assurances by the Chief Executive of the Applicant Government” form and the Inter-Local Agreement between the City of Santa Barbara and the County of Santa Barbara, the Inter-Local Agreement between the City of Santa Maria and the County of Santa Barbara and the Inter-Local Agreement between the City of Lompoc and the County of Santa Barbara; and
- e) Find that the proposed action does not constitute a “Project” within the meaning of the California Environmental Quality Act (CEQA), pursuant to 14 CCR 15378 (b)(4), in that it involves government funding mechanisms and/or fiscal activities.

A-32) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR[22-00970](#)

Consider recommendations regarding the Goleta Union School District (District) General Obligation Bonds 2020 Election, 2022 Series B, as follows:

- a) Adopt a Resolution authorizing the District to issue and sell its general obligation bonds in an aggregate principal amount not to exceed \$30,000,000.00 without further action of the County; and
- b) Determine that the above action involves 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, and therefore it is not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines.

Board of SupervisorsA-33) SUPERVISOR NELSON[22-00993](#)

Approve the appointment of David M. Bixby to the Human Services Commission, term ending June 30, 2025, Fourth District.

Hearing RequestsA-34) COMMUNITY SERVICES DEPARTMENT[22-00957](#)

Set a hearing to consider recommendations regarding proposed Countywide Fee Adjustments for Santa Barbara County Parks and Services, as follows:

(Set a hearing for December 6, 2022. Time estimate: 30 minutes)

a) Adopt a Resolution that adjusts County Parks fees for special events, aquatic programs, camping fees, and establishes new fees; and

b) Determine that the above-recommended actions are statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to Section 21080(b)(8) of the California Public Resources Code and CEQA Guidelines Section 15273(a)(1), (2), and (4) since CEQA does not apply to the establishment, modification, structuring, restructuring, or approval of rates, tolls, fares, or other charges by public agencies which the public agency finds are for the purpose of: (1) Meeting operating expenses, including employee wage rates and fringe benefits, (2) Purchasing or leasing supplies, equipment, or materials, and (3) Obtaining funds for capital projects necessary to maintain service within existing service areas.

A-35) FIRE DEPARTMENT[22-00953](#)

Set a hearing to consider recommendations regarding amending Chapter 15 of the Santa Barbara County Code with the Adoption of the 2022 California Fire Code, as follows:

(Set a hearing for November 29, 2022. Time estimate: 30 minutes)

a) Consider the introduction (first reading) of an Ordinance amending Chapter 15 of the Santa Barbara County Code to adopt the 2022 California Fire Code with local amendments as the enforcement Code in all areas within the Santa Barbara County Fire Protection District and all other unincorporated areas of the County where the Santa Barbara County Fire Department is the authority having jurisdiction (AHJ), unless otherwise specified by the Ordinance;

b) Read the title of the Ordinance and waive full reading of the Ordinance; and

c) Continue the hearing to December 6, 2022 on the Administrative Agenda to consider recommendations, as follows:

i) Consider the adoption (second reading) of an Ordinance amending Chapter 15 of the Santa Barbara County Code;

ii) Consider and approve the adoption of a Resolution of Legislative Findings Supporting Amendments to the California Fire Code; and

iii) Determine that the adoption of this Ordinance is categorically exempt from the California Environmental Quality Act in compliance with Section 15061 (b), (3), (No possibility of impact on the environment).

A-36) PLANNING AND DEVELOPMENT DEPARTMENT

22-00952

Set a hearing to Consider recommendations regarding the Ceres Farm, LLC Appeal of the Planning Commission Approval of the Ceres Farm Mixed-Light Cannabis Cultivation Project, Case Nos. 22APL-000000-00028 and 19CDP-00000-00015, First District, as follows:
(Set a hearing for December 13, 2022. Time estimate: 1 hour)

a) Grant the appeal, Case No. 22APL-00000-00028;

b) Make the required findings for approval of the Project, Case No. 19CDP-00000-00015, including California Environmental Quality Act (CEQA) findings;

c) Determine that the previously certified Programmatic Environmental Impact Report (PEIR) (17EIR-00000-00003) is adequate and no subsequent Environmental Impact Report or Negative Declaration is required pursuant to CEQA Guidelines Sections 15162 and 15168(c)(2); and

d) Grant de novo approval of the Project, Case No. 19CDP-00000-00015, subject to the conditions of approval; or

Alternatively, in order to deny the appeal and approve the project, take the following actions:

a) Deny the appeal, Case No. 22APL-00000-00028;

b) Make the required findings for approval of the Project, Case No. 19CDP-00000-00015, including CEQA findings;

c) Determine that the previously certified PEIR (17EIR-00000-00003) is adequate and no subsequent Environmental Impact Report or Negative Declaration is required pursuant to CEQA Guidelines Sections 15162 and 15168(c)(2); and

d) Grant de novo approval of the Project, Case No. 19CDP-00000-00015, subject to the conditions of approval, including Condition No. 37 (Odor Abatement Plan Revision), as conditioned by the Planning Commission.

Resolutions to be Presented

- A-37) SUPERVISOR HART [22-00991](#)

Adopt a Resolution honoring Patricia (Pat) Saley, for her two decades of service as the facilitator of the Goleta Slough Management Committee, and her leadership on other local planning issues in Santa Barbara County.

- A-38) SUPERVISOR HART, SUPERVISOR HARTMANN [22-00983](#)

Adopt a Resolution proclaiming the month of November 2022 as Brazilian American Heritage Month in Santa Barbara County.

- A-39) SUPERVISOR HARTMANN [22-00990](#)

Adopt a Resolution of Commendation honoring Financial Reporting Division, Employees Jeffrey Arthur, Joel Flores, Steven Herrera, Nicolas Nocker, Tyler Walker, and Rochelle Zanini of the Santa Barbara County Auditor-Controller's Department as the November 2022 Employees of the Month for Santa Barbara County.

Honorary Resolutions

- A-40) SUPERVISOR NELSON [22-00994](#)

Adopt a Resolution of commendation honoring the Santa Maria Rotary Club on their 100th Anniversary.

Approval of Administrative Agenda

[22-00002](#)

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) (22-00002)

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 DEPARTMENT [22-00955](#)

HEARING - Consider recommendations regarding the Seaman and Sierra Botanicals, LLC Appeals of the Planning Commission Approval of the Nojoqui Farms Cannabis Cultivation Project, Case Nos. 22APL-000000-00021, 22APL-000000-00023, and 19LUP-000000-00530, Third District, as follows: (EST. TIME: 1 HR. 15 MIN.)

- a) Deny the appeals, Case Nos. 22APL-000000-00021 and 22APL-000000-00023;
- b) Make the required findings for approval of the Project, Case No. 19LUP-000000-00530 including California Environmental Quality Act (CEQA) findings;
- c) Determine that the previously certified Programmatic Environmental Impact Report (PEIR) (17EIR-000000-00003) is adequate and no subsequent Environmental Impact Report or Negative Declaration is required pursuant to CEQA Guidelines Sections 15162 and 15168(c)(2); and
- d) Grant de novo approval of the Project, Case No. 19LUP-000000-00530, subject to the conditions of approval.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

2) HUMAN RESOURCES DEPARTMENT [22-00950](#)

HEARING - Consider recommendations regarding an Amendment to Article X, Sec. 2-71 of the Santa Barbara County Code Chapter 2 - Administration, as follows: (EST. TIME: 15 MIN.)

- a) Approve the introduction (first reading) of an Ordinance amending Article X, Sec. 2-71 of Chapter 2 - Administration of the Santa Barbara County Code;
- b) Read the title of the Ordinance and waive full reading of the Ordinance; and
- c) Continue the item to the Administrative Agenda of November 29, 2022 to consider the adoption (second reading) of an Ordinance amending Santa Barbara County Code, Article X, Sec. 2-71 of Chapter 2 - Administration, as follows:
 - i) Consider the adoption (second reading) of an Ordinance amending Article X, Sec. 2-71 of Chapter 2 - Administration of the Santa Barbara County Code; and
 - ii) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), because it consists of organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

3) PUBLIC WORKS DEPARTMENT[22-00912](#)

HEARING - Consider recommendations regarding the introduction (First Reading) of an Ordinance amending speed limits specified in County Code Sections 23-15.4, 23-15.5, 23-15.6, 15.7 and 23-15.8, First, Second, and Fourth Districts, as follows: (EST. TIME: 20 MIN.)

a) Approve the introduction (First Reading) of an Ordinance amending Santa Barbara County Code, Chapter 23, Sections 23-15, 23-15.4, 23-15.5, 23-15.6, 23-15.7 and 23-15.8, pertaining to speed limits on Hope Avenue in the Santa Barbara area and Middle Road in the Montecito area of the First District; and Veronica Springs Road in the Santa Barbara area and Patterson Avenue in the Goleta area of the Second District; and Clark Avenue, Patterson Road, Union Valley Parkway, Glenwood Drive, Dickson Drive, Hillview Road, Dahlia Place, and Patterson Road in the Orcutt area of the Fourth District;

b) Read the title of the Ordinance and waive further reading of the Ordinance in full; and

c) Continue the item to the Administrative Agenda of November 29, 2022 to consider the adoption (Second Reading) of an Ordinance amending speed limits on various roads, as follows:

i) Adopt the Ordinance (Second Reading) amending Santa Barbara County Code, Chapter 23, Sections 23-15, 23-15.4, 23-15.5, 23-15.6, 23-15.7 and 23-15.8, pertaining to speed limits on Hope Avenue in the Santa Barbara area and Middle Road in the Montecito area of the First District; and Veronica Springs Road in the Santa Barbara area and Patterson Avenue in the Goleta area of the Second District; and Clark Avenue, Patterson Road, Union Valley Parkway, Glenwood Drive, Dickson Drive, Hillview Road, Dahlia Place, and Patterson Road in the Orcutt area of the Fourth District; and

ii) Determine that amending Santa Barbara County Code, Chapter 23, Sections 23-15.4, 23-15.5, 23-15.6, 23-15.7 and 23-15.8, pertaining to speed limits, is not a project under the California Environmental Quality Act, pursuant to 14 CCR Section 15378(b)(2), since the recommended actions are administrative activities of the County that will not result in direct or indirect physical changes in the environment and is general policy and procedure making.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

4) COUNTY EXECUTIVE OFFICE[22-00949](#)

HEARING - Consider recommendations regarding an amendment to Chapter 50 of the County Code - Licensing of Cannabis Operations, as follows: (EST. TIME: 45 MIN.)

a) Consider the introduction (First Reading) of an Ordinance amending Chapter 50 of the Santa Barbara County Code, Licensing of Cannabis Operations in the unincorporated area of the County;

b) Read the title and waive further reading of the Ordinance in full;

c) Set a hearing on the Administrative Agenda for November 29, 2022 to consider recommendations, as follows:

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

ii) Determine for the purposes of the California Environmental Quality Act (CEQA) that:

1) Pursuant to CEQA Guidelines section 15168(c) 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

2) 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 due to the involvement of new significant environmental impacts or a substantial increase in the severity of previously identified significant effects; ii) no substantial changes have occurred with respect to the circumstances under which the ordinance is undertaken which require major revisions of the PEIR due to the involvement of new significant environmental impacts or a substantial increase in the severity of previously identified significant effects; 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 shows any of the following situations elements of CEQA Guidelines Section 15162(3) apply.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

5) PLANNING AND DEVELOPMENT DEPARTMENT[22-00954](#)

HEARING - Consider recommendations regarding an appeal from Kent on behalf of Preserve Access on Santa Claus Lane, Case No. 22APL-000000-00029, of the Planning Commission Approval of the Roots Cannabis Storefront Retail Project, Case No. 21CDH-00000-00029, First District, as follows: (EST. TIME: 1 HR. 15 MIN.)

- a) Deny the appeal, Case No. 22APL-00000-00029;
- b) Make the required findings for approval of the Project, Case No. 21CDH-00000-00029, including California Environmental Quality Act (CEQA) findings;
- c) Determine that the previously certified Programmatic Environmental Impact Report (PEIR) (17EIR-00000-00003) is adequate and no subsequent Environmental Impact Report or Negative Declaration is required pursuant to CEQA Guidelines Sections 15162 and 15168(c)(2); and
- d) Grant de novo approval of the Project, Case No. 21CDH-00000-00029, subject to the conditions of approval.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

6) PUBLIC WORKS DEPARTMENT[22-00956](#)

HEARING - Consider recommendations regarding the Modoc Road Multi-Use Trail Phase II Environmental, Project No. 862416, Second District, as follows; (4/5 Vote Required) (EST. TIME: 1 HR. 30 MIN.)

- a) Certify that the Board has reviewed and considered the information contained in the Final Mitigated Negative Declaration (22NGD-00000-00003) and make the California Environmental Quality Act (CEQA) Findings required to adopt the Final Mitigated Negative Declaration (22NGD-00000-00003);
- b) Adopt the Final Mitigated Negative Declaration (22NGD-00000-00003) and adopt the Mitigation Monitoring Plan included in the Final Mitigated Negative Declaration (22NGD-00000-00003);
- c) Approve the Project and authorize the Director of Public Works to advertise for bids to construct Phase II of the Modoc Multi-use Trail;
- d) Authorize the Director of Public Works to proceed with right-of-way acquisition negotiations, including in fee, right-of-way easements or licenses, and/or temporary construction easements, as required for the construction of the Modoc Road Bike Path; and
- e) Approve a Budget Revision Request No. 0008603. Increase appropriations of \$500,000.00 in General County Programs General Fund for Other Financing Uses funded by release of Committed Cannabis fund balance. Establish appropriations of \$500,000.00 in Public Works Roads Capital Infrastructure Fund for Services and Supplies funded by an operating transfer from the General Fund in the amount of \$500,000.00.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

Adjourn to

Tuesday, November 29, 2022

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, November 1, 2022 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, November 3, 2022, at 5:00 PM and on Saturday, November 5, 2022, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>