

County of Santa Barbara
BOARD OF SUPERVISORS



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

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, July 11, 2023

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.

Live 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.

9:00 A.M. Convened to Regular Session

Roll Call

Present: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann,
Supervisor Nelson, and Supervisor Lavagnino

Pledge of Allegiance

Approval of Minutes of the June 27, 2023 Meeting

A motion was made by Supervisor Nelson, seconded by Supervisor Hartmann, to approve the minutes. The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann,
Supervisor Nelson, and Supervisor Lavagnino

County Executive Officer's Report

[23-00001](#)

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.

SCounty Executive Officer, Mona Miyasato announced the following:

The Community Services Department, in partnership with Ventura and San Luis Obispo Counties, has secured 155 million dollars in funding to deliver energy efficiency and electrification programs throughout the tri-county region;

The Board of Supervisors submitted a letter of support for a CHIPS funding application from Teledyne FLIR, a Goleta based technology company. By supporting Teledyne's application, the County is supporting job growth by expanding business capacity and supporting innovation through modernization of existing systems;

The 2023-2024 State Budget passed by the legislature at the end of June, which includes a number of funding approvals for projects in the county under "legislative priorities". This includes the \$2,285,000.00 to the County of Santa Barbara for the Lompoc Theater Project and the \$750,000.00 to the Santa Barbara County Fire Department for a Marine Rescue Boat. In addition, there were other projects that were funded as legislative priorities through the County for community organizations, and projects funded in our cities;

Assistant Public Defender La Mer Kyle-Griffiths has been appointed to the National Association of Public Defense Board of Directors; and

The County of Santa Barbara received recognition from California State Associations of Counties (CSAC) for two programs in the 2022 CSAC Challenge Awards for the Santa Barbara County COVID-19 Health and Human Services Recovery and Resiliency Strategies and the Montecito Community Trails Partnership.

12:00 P.M. Recessed to Closed Session

Closed Session

23-00694

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

Matthew Udkow v. County of Santa Barbara, et al.; Santa Barbara County Superior Court, case number 21CV04965.

CONFERENCE WITH LABOR NEGOTIATORS
(Subdivision (a) of Government Code section 54957.6)

Employee organizations: Service Employees International Union, Local 620 and Union of American Physicians and Dentists. Agency-designated representatives: County Executive Officer Mona Miyasato and Human Resources Director Maria Elena De Guevara.

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

Public employee performance evaluation: County Executive Officer.

Report from Closed Session

No reportable action taken.

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) AUDITOR-CONTROLLER'S OFFICE [23-00672](#)**

Consider recommendations regarding Year-End Transfers and Revisions of Appropriations, as follows: (4/5 Vote Required)

- a) Approve Budget Revisions and transfers necessary to close the County's accounting records for County funds for the Fiscal Year ended June 30, 2023 (Fiscal Year 2022-2023) which require 4/5 approval vote from the Board of Supervisors; and
- b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(c) of the CEQA Guidelines because they consist of the creation of government funding mechanisms which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) and b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-2) BEHAVIORAL WELLNESS DEPARTMENT[23-00674](#)

Consider recommendations regarding a SHC Services, Inc., DBA Supplemental Health Care Services Agreement for Healthcare Recruitment and Placement Services, Fiscal Year (FY) 2023-2024, as follows:

- a) Approve, ratify, and authorize the Chair to execute an Agreement for Services of Independent Contractor with SHC Services, Inc., DBA Supplemental Health Care (not a local vendor) for healthcare recruitment and placement services with a total maximum contract amount not to exceed \$300,000.00 for the period of July 1, 2023, through June 30, 2024;
- b) Determine, in accordance with Government Code Section 31000.4, that it is in the economic interest of the County to provide temporary help by the Agreement to meet the immediate clinical staffing needs of the Department of Behavioral Wellness that cannot be met through the County's hiring process;
- c) Delegate to the Director of the Department of Behavioral Wellness or designee the authority to suspend, delay, or interrupt services under the Agreement for convenience per Section 20 of the Agreement and make immaterial changes to the Agreement per Section 26, all without altering the maximum contract amount and without requiring the Board's approval of an amendment of the Agreement, subject to the Board's ability to rescind this delegated authority at any time; 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 therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

- a) Approved, ratified and authorized; Chair to execute;**
- b) Approved;**
- c) Delegated; and**
- d) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-3) COMMUNITY SERVICES DEPARTMENT[23-00682](#)

Consider recommendations regarding the approval and execution of Polo Village Apartments Affordable Housing Development (Project) County Loan Documents and Subordination Agreement, Third District, as follows:

- a) Approve and Authorize the Chair to execute, where applicable: a \$1,250,000.00 HOME Loan Agreement, Deed of Trust, and Regulatory Agreement (County Loan Documents), pursuant to the Project located 560 McMurray Road, in the City of Buellton;
- b) Approve and Authorize the Chair to execute a Subordination Agreement, subordinating the County HOME Loan to a first priority position Project Loan by Banner Bank;
- c) Approve and Authorize the Chair to execute a Subordination Agreement, subordinating a City of Buellton Project loan to the County HOME Loan; and
- d) Find that the Project is exempt from California Environmental Quality Act (CEQA) pursuant to City of Buellton issuance of a June 30, 2022 Final Development Plan Approval (22-FDP-01), as Section 21080 of the Public Resources Code exempts from the application of CEQA those projects under which public agencies exercise only ministerial authority. This in accordance with Senate Bill (SB) 35.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

- a) through c) Approved and authorized; Chair to execute; and**
- d) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-4) COUNTY COUNSEL[23-00655](#)

Consider recommendations regarding Amendment No. 1 to the Beach Erosion Authority for Clean Oceans and Nourishment (BEACON) Revenue Agreement for Fiscal Year 2022-2023 and BEACON Revenue Agreement for Fiscal Year 2023-2024 to provide Legal Services, as follows:

- a) Approve, ratify, and authorize the Chair to execute Amendment No. 1 to the revenue Agreement to provide Legal Services between the County of Santa Barbara and BEACON, for the period of performance from July 1, 2022 through June 30, 2023, increasing revenue by \$3,000.00 for a total revenue not to exceed \$15,000.00;
- b) Approve, ratify, and authorize the Chair to execute the revenue Agreement to provide Legal Services between the County of Santa Barbara and BEACON with a period of performance from July 1, 2023 through June 30, 2024 for a projected revenue not to exceed \$15,000.00; and
- c) Determine that the above actions are not a “Project” under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5) because the actions consist of government administrative and fiscal activities that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

- a) and b) Approved, ratified and authorized; Chair to execute; and
- c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-5) COUNTY EXECUTIVE OFFICE[23-00657](#)

Consider amending the 2023 Board of Supervisors’ Schedule of Meeting Dates and Locations to change the meeting location of the Tuesday, July 18, 2023 meeting from Santa Maria to Santa Barbara; and change the meeting locations of the Tuesday, August 22, 2023, Tuesday, September 12, 2023, Tuesday, October 3, 2023, and the Tuesday, October 17, 2023 meetings from Santa Barbara to Santa Maria.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be approved. The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-6) COUNTY EXECUTIVE OFFICE[23-00669](#)

Approve Budget Revision Request No. 0009031. (4/5 Vote Required)

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be approved. The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-7) COUNTY EXECUTIVE OFFICE[23-00650](#)

Consider recommendations regarding an Amendment to Chapter 50 of the County Code - Licensing of Cannabis Operations, as follows:

a) Consider the adoption (Second Reading) of an Ordinance amending Chapter 50 to the Santa Barbara County Code, Licensing of Cannabis Operations amending the grounds to deny business license applications and renewal business license applications based on the operator's failure to file cannabis tax reports and/or failure to pay county cannabis taxes by the due date set out in Chapter 50A;

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

i) 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

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 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.

A motion was made by Supervisor Nelson, seconded by Supervisor Capps, that this matter be acted on as follows:

a) Approved revised 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 Cannabis Operations in the unincorporated area of the County amending the grounds to deny business license applications and renewal business license applications based on the operator's failure to file cannabis tax reports by the due date or failure to pay County cannabis taxes within 60 days of the due date set out in Chapter 50A;

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

c) Set a hearing on the Administrative Agenda for July 18, 2023 to consider recommendations, as follows:

i) 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 Cannabis Operations amending the grounds to deny business license applications and renewal business license applications based on the operator's failure to file cannabis tax reports by the due date or failure to pay county cannabis taxes within 60 days of the due date set out in Chapter 50A;

ii) Determine for the purposes of 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.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-8) DISTRICT ATTORNEY'S OFFICE[23-00668](#)

Consider recommendations regarding Cal OES Violence Against Women Vertical Prosecution Program (VV) Grant Application Authorization, as follows:

- a) Approve and authorize the District Attorney, or designee, to execute a Certification of Assurance of Compliance for the California Office of Emergency Services Violence Against Women Vertical Prosecution Program (VV) grant application to be submitted during Fiscal Year 2023-2024;
- b) Approve and authorize the Chair to execute a Certification of Assurance of Compliance for the California Office of Emergency Services Violence Against Women Vertical Prosecution Program (VV) grant application to be submitted during Fiscal Year 2023-2024; 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 they consist 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 motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

- a) Approved and authorized;**
- b) Approved and authorized; Chair to execute; and**
- c) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-9) FIRE DEPARTMENT, COUNTY EXECUTIVE OFFICE

23-00675

Consider recommendations regarding re-ratification and update to the Proclamation of Local Emergency caused by the January 2023 Storm and Subsequent 2023 Winter Storms, Last Action May 16, 2023, as follows:

- a) Adopt a Resolution re-ratifying and updating the Proclamation of Local Emergency caused by the January 2023 Storm and Subsequent 2023 Winter Storms in Santa Barbara County pursuant to Government Code Section 8630;
- b) Receive an update on the Winter 2023 Storms and their impacts;
- c) Direct the Office of Emergency Management to return every sixty (60) days for ratification of the Emergency until such a time that conditions dictate otherwise; and
- d) Determine that these actions are exempt from the provisions of California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15061(b)(3) and 15269.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) Adopted;

RESOLUTION NO. 23-157

b) Received;

c) Directed; and

d) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-10) GENERAL SERVICES DEPARTMENT23-00681

Consider recommendations regarding the Santa Barbara Main Jail Renovation Project Amendment to the Professional Services Agreement (PSA) for Architectural Design Project No. 20041, Second District, as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute Amendment No. 1 to the PSA with Nacht and Lewis, a Sacramento, CA corporation, to transition the Scope of Services from programming to design work for the Main Jail Renovation projects, to extend the Term of the Agreement until September 30, 2027, and to increase the maximum compensation available thereunder from \$1,263,795.00 to \$2,007,539.00 (a total increase of \$743,744.00);

b) Approve and authorize the Chair to increase the contingency amount from \$126,379.50 to \$200,754.00 (a total increase of \$74,375.00);

c) Authorize the General Services Director, or designee, to approve Supplemental Service Orders for a contingency amount up to \$200,754.00, for a total not-to-exceed contract amount of \$2,208,293.00;

d) Approve Budget Revision Request No. 0008973, providing a not to exceed amount of \$1,120,000.00 for temporary cashflow transfers from the Advance Construction Reserve in the General Fund; and

e) 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)(4) and (5), because they consist of administrative and fiscal activities of government that will not result in direct or indirect physical changes in the environment, and direct staff to file of a Notice of Exemption on that basis.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) Approved and authorized; Chair to execute;

b) Approved and authorized;

c) Authorized; and

d) and e) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-11) HUMAN RESOURCES DEPARTMENT[23-00670](#)

Consider recommendations regarding Extra Help Employee Pay Rates, as follows:

- a) Reaffirm that pay rates for extra help employees Countywide will align with the pay rates specified for all classifications of County employees, effective July 10, 2023; and
- b) Determine that these activities are exempt from California Environmental Quality Act (CEQA) review per CEQA Guidelines Section 15378(b)(4), since the recommended actions are government fiscal activities which do not involve commitment to any specific project which may result in a potentially significant physical impact on the environment.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) and b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-12) HUMAN RESOURCES DEPARTMENT[23-00671](#)

Consider recommendations regarding establishing Job Classifications of Heavy Equipment Operator, Specialist and Refuse Checker, Senior, as follows:

- a) Adopt a Resolution to establish the classifications of Heavy Equipment Operator, Specialist (Class No. 4006, Range No. 4006, \$34.452 to \$41.877 per hour) and Refuse Checker, Senior (Class No.6482, Range No.6482, \$28.308 to \$34.409 per hour), as well as allocate fifteen (15) 1.0 FTE legal positions to the Public Works Department;
- b) Approve the Side Letter between Service Employees International Union, Local 620 and the County of Santa Barbara regarding the terms and conditions applicable to the Heavy Equipment Operator, Specialist and Refuse Checker, Senior job classifications and initial salaries; and
- c) Determine that the above actions are exempt from California Environmental Quality Act (CEQA) review per CEQA Guidelines Section 15378(b)(4) since the recommended actions are government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) Adopted; and

RESOLUTION NO. 23-158

b) and c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-13) INFORMATION TECHNOLOGY DEPARTMENT

23-00656

Consider recommendations regarding a First Amendment to the Agreement for Professional Services of Independent Contractor with Kroll for Cybersecurity End-Point Protection Services, as follows:

a) Approve and authorize the Chair to execute the Agreement with Kroll Associates, Inc., to procure continued cybersecurity protection services for up to 5,800 County computers in the amount not to exceed \$228,015.00 for a 6-month coverage period of July 13, 2023, through January 12, 2024; and

b) Determine that the above recommended 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 is therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) Approved and authorized; Chair to execute; and

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-14) INFORMATION TECHNOLOGY DEPARTMENT[23-00664](#)

Consider recommendations regarding a First Amendment to the Agreement for Services of Independent Contractor (Agreement) with E.F. Johnson Company for the Public Safety Radio Network Replacement Project, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute Amendment No. 1 to the Agreement for Services of Independent Contractor (BC21094) with E.F. Johnson Company to provide additional Fire Enhanced Radio Coverage for the Public Safety Radio Network upgrade project by amending the Scope of Services thereunder and increasing the maximum Agreement amount from \$30,239,809.00 to \$34,493,692.00, a total increase of \$4,253,883.00;
- b) Authorize the Chief Information Officer or their designee to order additional services in an amount not to exceed an aggregate of \$386,716.00 provided that no change shall exceed \$210,000.00;
- c) Approve Budget Revision Request No. 0009004;
- d) Direct staff to return to the Board by July 2024 for an update about the Project phases and to consider further funding for the Project;
- e) Authorize the Chief Information Officer, or designee, to assume responsibility from the General Services Director for administering the Agreement on behalf of the County until otherwise ordered by the Board; and
- f) Determine that the recommended actions are exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to the following CEQA Guidelines Sections: 15301 as the actions consist of the operation, repair, maintenance, leasing, licensing or minor alteration of existing public structures, facilities, mechanical equipment or topographical features, involving negligible or no expansion of existing or former use; 15302 as the actions consist or replacement or reconstruction of existing structures and facilities located on the same site and with the same purpose and capacity; 15303 as the actions consist of construction and location of limited numbers of new, small facilities or structures and installation of small new equipment and facilities in small structures; and 15061(b)(3) as it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment; and direct staff to file an updated Notice of Exemption on these bases.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

- a) Approved and authorized; Chair to execute;
- b) Authorized;
- c) Approved;
- d) Directed;
- e) Authorized; and
- f) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-15) INFORMATION TECHNOLOGY DEPARTMENT

[23-00667](#)

Consider recommendations regarding an Agreement for Professional Services of Independent Contractor with Critical Start, Inc., for Cybersecurity End-Point Protection Services, as follows:

- a) Approve and authorize the Chair to execute the Agreement with Critical Start, Inc., to procure continued cybersecurity protection services for up to 5,800 County computers and 4,700 users for monitoring, in the amount not to exceed \$819,900.00 for Fiscal Years 2023-2024, 2024-2025, and 2025-2026, with an option to terminate for convenience in Fiscal Year 2024-2025; and
- b) Approve and authorize the Chief Information Officer or their designee to order additional licenses and services in an amount not to exceed 5% of the contract amount, or \$40,995.00; and
- c) Determine that the above recommended 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 is therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

- a) Approved and authorized; Chair to execute;**
- b) Approved and authorized; and**
- c) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-16) INFORMATION TECHNOLOGY DEPARTMENT

23-00678

Consider recommendations regarding a Second Amendment to the Agreement for Professional Services of Independent Contractor with CivicPlus LLC for Software Services, as follows:

- a) Approve, ratify, and authorize the Chair to execute a Second Amendment to the Agreement for Services of Independent Contractor (Agreement) with CivicPlus, LLC (BC21002) to extend the term through June 30, 2024, for continued website hosting and support services in an amount not to exceed \$234,776.82 for services provided from July 1, 2023 through June 30, 2024;
- b) Approve and authorize the Chief Information Officer or their designee to order additional services in an amount not to exceed 5% of the contract amount, or \$11,738.84; and
- c) 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 motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

- a) Approved, ratified and authorized; Chair to execute;**
- b) Approved and authorized; and**
- c) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-17) INFORMATION TECHNOLOGY DEPARTMENT[23-00679](#)

Consider recommendations regarding a Second Amendment to the Agreement for Professional Services of Independent Contractor with Smartsheet, Inc., for Software Services, as follows:

- a) Approve, ratify, and authorize the Chair to execute a Second Amendment to the Agreement for Services of Independent Contract under the County's Master Subscription Agreement (Agreement) with Smartsheet, Inc., originally executed on August 24, 2021 (BC21126), to provide software services for the Fiscal Year 2023-2024 in the amount not to exceed \$358,650.04; and
- b) Approve and authorize the Chief Information Officer or their designee to order additional software services and licenses in an amount not to exceed 10% of the contract amount, or \$35,865.00; and
- c) 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 motion was made by Supervisor Hartmann, seconded by Supervisor Capps, that this matter be acted on as follows:

- a) Approved, ratified and authorized; Chair to execute;**
- b) Approved and authorized; and**
- c) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-18) PLANNING AND DEVELOPMENT DEPARTMENT**23-00680**

Consider recommendations regarding the Santa Barbara County Association of Governments (SBCAG) Airport Land Use Commission Agreement for Services, as follows:

- a) Approve and authorize the Chair to sign the Agreement with SBCAG for Airport Land Use Commission related administrative, planning, and environmental services; and
- b) Determine that the above actions are 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 motion was made by Supervisor Hartmann, seconded by Supervisor Capps, that this matter be acted on as follows:

- a) Approved and authorized; Chair to execute; and**
- b) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-19) PLANNING AND DEVELOPMENT DEPARTMENT**23-00685**

Consider recommendations regarding a report on Case No. 23EMP-00010: Caltrans Gaviota Scour Repair and Wall, between post miles 47.1 and 47.74, near the Gaviota Tunnel, Gaviota area, Third District, as follows:

- a) Receive and file the report on Emergency Permit Case No. 23EMP-00010, approved by the Director of Planning and Development on May 30, 2023, which authorized the construction of an approximately 550-foot-long secant pile wall and installation of Rock Slope Protection (RSP) to repair the revetment and embankment supporting southbound Highway 101 just South of the Gaviota Tunnel, between Post Miles 47.1 and 47.25, and repair of three spot locations of scour damage between Post Miles 47.25 to 47.75; and
- b) Determine that receiving and filing this report is not a project pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(5) as it is an administrative government activity that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) Received and filed; and

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-20) PUBLIC WORKS DEPARTMENT

[23-00673](#)

Consider recommendations regarding County Service Area 12 (Mission Canyon Sewer District), Tunnel Road Sewer Main Extension, First District, as follows:

- a) Approve plans and specifications for Tunnel Road Sewer Main Extension, Project No. TUNSW1, on file in the County Service Area 12 office;
- b) Award the construction contract in the amount of \$520,200.00 to the lowest responsible bidder, Coastal Construction, (a sole proprietorship and local vendor), subject to the provision of documents and certifications as set forth in the plans and specifications applicable to the project, as required under California law;
- c) Approve and authorize the Chair to execute the Construction Contract with Coastal Construction;
- d) Authorize the Public Works Director or designee to approve change orders for a contingency amount up to \$30,000.00 for the construction of Tunnel Road Sewer Main Extension, Project No. TUNSW1 for a total, not-to-exceed contract amount of \$550,200.00; and
- e) Determine that the project is statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080.21 and CEQA Guidelines (Title 14 of the California Code of Regulations), Section 15282(k) as it consists of the installation of less than one mile of new sewer line located within existing rights of way and approve the filing of a Notice of Exemption on that basis.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

- a) Approved;
- b) Awarded;
- c) Approved and authorized; Chair to execute;
- d) Authorized; and
- e) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-21) PUBLIC WORKS DEPARTMENT

[23-00684](#)

Consider recommendations regarding a Public Works Director's Report on Emergency Response Actions from Impacts of Flooding and Storms and Continuation of Emergency Actions, as follows: (4/5 Vote Required)

- a) Receive and review a report from the Public Works Director regarding emergency actions taken pursuant to Resolution No. 19-327 and Public Contract Code Section 22050 related to emergency operations responding to flooding, storms, debris removal and transportation projects following the recent storm events and the necessity of the action and the reasons the emergency will not permit delay resulting from competitive solicitation of bids;
- b) Determine that there is a need to continue the emergency actions ordered by the Public Works Director;
- c) Direct staff to return to the Board at the next regular meeting, or every 14 days in the case of consecutive weekly regular meetings, to allow the Board to review the emergency action and determine whether there is a need to continue the emergency action, by a 4/5 vote, until the actions are terminated; and
- d) Determine that these emergency actions were found by the Board to be exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15269(d) on February 7, 2023. A Notice of Exemption was filed on this basis on February 7, 2023, and the proposed action is within the scope of that Notice of Exemption.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) Received and reviewed;

b) Approved;

c) Directed; and

d) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-22) PUBLIC WORKS DEPARTMENT

[23-00686](#)

Consider recommendations regarding Pavement Preservation and Preventive Maintenance, County Project No. 820723, as follows:

a) Approve the specifications on file in the Public Works Department office, for construction of the Fiscal Year 2022-2023 Pavement Preservation and Preventive Maintenance;

b) Award the construction contract in the amount of \$2,966,120.00 to the lowest responsible bidder, VSS International, Inc., 3785 Channel Drive, West Sacramento, CA 95691, subject to the provision of documents and certifications, as set forth in the specifications applicable to the project, as required under California Law;

c) Authorize the Director of Public Works or designee to approve change orders for a contingency amount up to \$175,306.00 and supplemental items of \$290,000.00, for the construction of County Project No. 820723 for a total not to exceed authorization of \$3,431,426.00;

d) Approve and authorize the Chair to execute the construction contract, that has been reviewed and approved by County Counsel, Auditor-Controller and Risk Manager, or their authorized representatives; and

e) 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) on May 31, 2022 (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 motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

- a) Approved;**
- b) Awarded;**
- c) Authorized;**
- d) Approved and authorized; Chair to execute; and**
- e) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-23) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [23-00683](#)

Consider recommendations regarding miscellaneous Flood Control Projects, Third, Fourth, and Fifth Districts, as follows:

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

a) Authorize the Public Works Director to advertise and receive bids for the following projects:

- i) Santa Maria River Pilot Channel Project - 2023;
- ii) Orcutt-Solomon Basin Emergency Cleanout Project - 23STM1;
- iii) Rodeo-San Pasqual Basin Emergency Cleanout Project - 23STM1; and
- iv) Miguelito Basin Emergency Cleanout Project - 23STM1; and

b) Determine that the advertising for and receipt of bids is an administrative and fiscal activity which will not results in changes in the environment and therefore the action does not constitute a “Project” within the meaning of California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15378(b).

A motion was made by Supervisor Hartmann, seconded by Supervisor Capps, that this matter be acted on as follows:

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

- a) i) through iv) Authorized; and**
- b) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-24) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [23-00688](#)

Consider recommendations regarding an Annual Routine Maintenance Plan for Fiscal Year 2023-2024, as follows:

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

- a) Approve the Fiscal Year 2023-2024 Annual Routine Maintenance Plan, including the individual maintenance projects described in the Plan; and
- b) For the purposes of the California Environmental Quality Act (CEQA):
 - i) Find that the Fiscal Year 2023-2024 Annual Routine Maintenance Plan is within the scope of the Program Environmental Impact Report (PEIR) for the Updated Routine Maintenance Program [01-EIR-01; State Clearinghouse No. 2001031043] and subsequent annual addenda which adequately describe this activity for the purposes of CEQA;
 - ii) Find that pursuant to the State CEQA Guidelines Sections 15168(c)(2) and 15162(a), after considering the PEIR certified by the Board of Directors in November 2001, and subsequent annual addendums, 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 project is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the project'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;
 - iii) Find that the proposed actions described in the Exempt Facilities Section of the Fiscal Year 2023-2024 Annual Routine Maintenance Plan are for the operation and maintenance of existing public structures, facilities or topographical features, involving negligible or no expansion of use beyond that which presently exists and that the proposed actions are therefore exempt from CEQA pursuant to State CEQA Guidelines Section 15301, and direct the Clerk of the Board to file the CEQA Notice of Exemption for each exempt facility project described in the Fiscal Year 2023-2024 Annual Routine Maintenance Plan;
 - iv) Determine that the Addenda to the previously certified PEIR (01-EIR-01) contained within the Fiscal Year 2023-2024 Annual Routine Maintenance Plan have been completed in compliance with CEQA and adopt the mitigation measures included for each project as the Mitigation and Monitoring Plan pursuant to the State's CEQA Guidelines Section 15168 (c)(3); and
 - v) Adopt CEQA Findings included in the Fiscal Year 2023-2024 Annual Routine Maintenance Plan.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

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

a) Approved; and

b) i) through v) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-25) SHERIFF-CORONER OFFICE

23-00677

Consider recommendations regarding a Detection and Mitigation of COVID-19 in Confinement Facilities Grant, as follows: (4/5 Vote Required)

a) Approve and authorize the Sheriff to accept the Detection and Mitigation of COVID-19 in Confinement Facilities project funding from the American Rescue Plan Act of 2021, in an amount not to exceed \$268,500.00 for a project period from August 1, 2021 through July 31, 2022, with awards having an extended budget period to support activities through July 31, 2024;

b) Approve Budget Revision Request No. 0008871, appropriating \$67,120.00 in Grant Revenue and corresponding expenses for the initial 25% advance payment; and

c) Find that the proposed action does not constitute a “project” pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15738(b)(4), as it is the creation of a government funding mechanism or other 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.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) Approved and authorized; and

b) and c) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-26) SOCIAL SERVICES DEPARTMENT[23-00666](#)

Consider recommendations regarding renewal of Social Services Agreements for Fiscal Year 2023-2024, as follows:

- a) Approve, ratify, and authorize the Chair to execute a Second Amendment to the Agreement with Good Samaritan Shelter, a local vendor, to provide Alcohol and Drug Treatment Services in an amount not to exceed \$218,500.00 for the period of July 1, 2023 through June 30, 2024;
- b) Approve, ratify, and authorize the Chair to execute a Third Amendment to the Agreement with Pathway Family Services, Inc., a local vendor, to provide Child Welfare Services Emergency Shelter Care Services in an amount not to exceed \$250,000.00 for the period of July 1, 2023 through June 30, 2024; 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 motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

- a) and b) Approved, ratified and authorized; Chair to execute; and**
- c) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-27) SOCIAL SERVICES DEPARTMENT[23-00676](#)

Consider recommendations regarding an agreement with Goodwill Industries of Ventura and Santa Barbara Counties for Workforce-Related Services and Support to Youth in Santa Barbara County, as follows:

- a) Approve, ratify, and authorize the Chair to execute an Agreement with Goodwill Industries of Ventura and Santa Barbara Counties, to provide the Workforce Innovation and Opportunity Act Youth Services in Santa Barbara County, for the period of July 1, 2023 through June 30, 2026, in a total contract amount not to exceed \$2,206,536.00, inclusive of an amount not to exceed \$735,512.00 per Fiscal Year for Fiscal Years 2023-2024, 2024-2025, and 2025-2025;
- b) Authorize the Director of Social Services or designee to adjust the Line Item Budget of the Goodwill Industries of Ventura and Santa Barbara Counties Workforce Innovation and Opportunity Act Youth Services in Santa Barbara County Agreement without exceeding the total contract amount;
- c) Authorize the Director of Social Services or designee, subject to appropriations and budget approval, to amend the Agreement by increasing the yearly contract amount to include unused funds from previous Fiscal Years to the following Fiscal Year; and
- d) 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 motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

- a) **Approved, ratified and authorized; Chair to execute;**
- b) **and c) Authorized; and**
- d) **Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

Board of Supervisors**A-28) SUPERVISOR WILLIAMS, SUPERVISOR CAPPS****[23-00654](#)**

Consider recommendations regarding an Ordinance to amend County Code Chapter 44 to revise Article IV, Just Cause for Residential Evictions, and add Article V, Mandatory Right of First Refusal and Mandatory Offer of Residential Lease, as follows:

a) Consider the adoption (Second Reading) of an Ordinance to amend County Code Chapter 44 to amend Article IV, Just Cause for Residential Evictions; and to add Article V, Mandatory Right of First Refusal and Mandatory Offer of Residential Lease;

b) Determine that the proposed action does not constitute a “Project” within the meaning of the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(5) of the CEQA Guidelines, because it consists of an organizational or administrative activity of government which will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Capps, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) Adopted; and

ORDINANCE NO. 5186

b) Approved.

The motion carried by the following vote:

Ayes: 3 - Supervisor Williams, Supervisor Capps, and Supervisor Hartmann

Noes: 2 - Supervisor Nelson, and Supervisor Lavagnino

A-29) SUPERVISOR HARTMANN[23-00665](#)

Consider recommendations regarding a Rooster Ordinance, as follows:

a) Authorize Animal Services staff, in consultation with the Agriculture Commissioner, to draft an ordinance amending Chapter 7 of the County Code, Animals and Fowl, and return to the Board of Supervisors with the proposed ordinance regulating and limiting the number of allowable roosters by parcel size in unincorporated Santa Barbara County; 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 motion was made by Supervisor Hartmann, seconded by Supervisor Capps, that this matter be acted on as follows:

a) Authorized; and

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-30) SUPERVISOR HARTMANN[23-00689](#)

Approve the appointment of Karen Steinwachs to the Historic Landmarks Advisory Commission, term ending January 1, 2025, Third District.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be approved. The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-31) SUPERVISOR NELSON[23-00687](#)

Approve the appointment of Anthony Cangelosi to the Assessment Appeals Board No. 2, term ending August 31, 2025, Fourth District.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be approved. The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

Hearing Requests

A-32) COMMUNITY SERVICES DEPARTMENT

[23-00661](#)

Consider recommendations regarding a Consumer Price Index (CPI) Adjustment of the Fiscal Year (FY) 2023-2024 Library Special Tax Rate for County Service Area (CSA) No. 3 (greater Goleta), as follows:

- a) Receive a written report that contains a description of each parcel of real property receiving the extended library facilities and services in CSA No. 3 (Goleta) and the amount of the special tax for each parcel for FY 2023-2024;
- b) Direct Community Services Department staff to file the Report with the Clerk of the Board;
- c) Direct Community Services Department staff to publish notice beginning on July 11, 2023, in accord with California Government Code section 6066, of the hearing to be held on July 18, 2023 to consider the adoption of a Resolution that confirms the Report and that adjusts the FY 2023-2024 library special tax rate in CSA No. 3 by 7.40%, which reflects the percentage change in the Consumer Price Index CPI for 2022; and
- d) Set a hearing on July 18, 2023 to consider recommendations, as follows:
 - i) Adopt the Resolution that confirms the Report and adjusts the FY 2023-2024 library special tax rate in CSA No. 3 by 7.40%; and
 - ii) Determine that the above recommended actions are not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline Sections 15378(b)(4) and 15378(b)(5) because the actions consist of organizational or administrative actions that will have no direct physical impact on the environment and the creation of government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

- a) Received;
- b) and c) Directed; and
- d) i) and ii) Set for July 18, 2023 on the Departmental Agenda in Santa Barbara (EST. TIME 10 MINS.).

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-33) COMMUNITY SERVICES DEPARTMENT[23-00662](#)

Set a hearing to consider recommendations regarding the Fiscal Year (FY) 2023-2024 Special Tax Levy for the County of Santa Barbara Community Facilities District No. 2002-1 (Orcutt Community Plan) and for the County of Santa Barbara Community Facilities District No. 2004-1 (Providence Landing), as follows:

(Set a hearing for July 18, 2023. Time estimate: 10 minutes)

a) Receive and file the Administration Reports summarizing the Proposed FY 2023-2024 Special Tax Levy for the County of Santa Barbara Community Facilities District No. 2002-1 (Orcutt Community Plan) and for the County of Santa Barbara Community Facilities District No. 2004-1 (Providence Landing);

b) Adopt a Resolution Levying Special Taxes within the County of Santa Barbara Community Facilities District No. 2002-1 (Orcutt Community Plan);

c) Adopt a Resolution Levying Special Taxes within the County of Santa Barbara Community Facilities District No. 2004-1 (Providence Landing);

d) Certify the list of all parcels within the County of Santa Barbara Community Facilities District No. 2002-1 (Orcutt Community Plan) subject to the special tax levy including the amount of the tax to be levied on each parcel for FY 2023-2024 and direct the Clerk of the Board or other designated official to file with the County Auditor the certified list;

e) Certify the list of all parcels within the County of Santa Barbara Community Facilities District No. 2004-1 (Providence Landing) subject to the special tax levy including the amount of the tax to be levied on each parcel for FY 2023-2024 and direct the Clerk of the Board or other designated official to file with the County Auditor the certified list; and

f) Determine that the above recommended actions are not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline Sections 15378(b)(4) and 15378(b)(5) because the actions consist of organizational or administrative actions that will have no direct physical impact on the environment and the creation of government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be set for a hearing, as follows: July 18, 2023 in Santa Barbara (EST. TIME 10 MINS.). The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

Honorary Resolutions

A-34) SUPERVISOR WILLIAMS [23-00691](#)

Adopt a Resolution proclaiming the month of August 2023 Greater Santa Barbara Hispanic Chamber of Commerce Month in Santa Barbara County.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be adopted.

RESOLUTION NO. 23-159

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-35) SUPERVISOR WILLIAMS [23-00692](#)

Adopt a Resolution of Commendation honoring His Holiness the Dalai Lama upon His 88th Birthday.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be adopted.

RESOLUTION NO. 23-160

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-36) SUPERVISOR LAVAGNINO

[23-00690](#)

Adopt a Resolution of Commendation honoring Sheila Goodman upon her retirement from the Social Services Department after over 34 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be adopted.

RESOLUTION NO. 23-161

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

[23-00002](#)

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) (23-00002)

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

Re: Concerns with Homelessness Issues - Bryan Rosen addressed the Board

Re: Concerns with Romero Canyon - CJ Jackson addressed the Board

Re: Provided General Comments Regarding Society - EPlanet Thunderstriker addressed the Board

Departmental Agenda
Planning Items and Public Hearings

1) **PUBLIC WORKS DEPARTMENT**

23-00663

HEARING - Consider recommendations regarding an Exclusive Franchise Agreement for Solid Waste Collection in Zone 4 and Zone 5, Third, Fourth and Fifth Districts, as follows:
(EST. TIME: 30 MIN.)

a) Approve and authorize the Chair to execute the proposed Franchise Agreement between the County of Santa Barbara and MarBorg Industries, Inc. for residential, multi-family, and commercial solid waste, recyclables, organics, and special waste collection services for Zones 4 and 5, effective July 1, 2024 and ending June 30, 2034; and

b) Determine that approval of the proposed agreement is exempt from the California Environmental Quality Act (CEQA), pursuant to 14 CCR 15301(b) (Existing Facilities) and 15308 (Actions by Regulatory Agencies for the Protection of the Environment), 15061(b)(3) and direct staff to file and post a Notice of Exemption on that basis.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATIONS: APPROVE

11:12 AM - 12:49 PM (1 HR. 37 MIN.)

Received and filed staff presentation and conducted a public hearing.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows:

a) Approved and authorized; Chair to execute; and

b) Approved.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann,
Supervisor Nelson, and Supervisor Lavagnino

2) COUNTY EXECUTIVE OFFICE[23-00570](#)

HEARING - Consider recommendations regarding the addition of Board of Supervisor Department Chief of Staff Position to the County of Santa Barbara Single Comprehensive Conflict of Interest Code for County Departments, Commissions/Boards/Committees and Dependent Special Districts (Single Code), as follows: (EST. TIME: 20 MIN.)

- a) Consider the addition of the Chief of Staff position in the Board of Supervisors Department as a designated employee position to the Santa Barbara County Single Code and indicate the related disclosure category;
- b) Provide direction to the Clerk, Recorder, Assessor to bring forward a resolution amending the County's Single Code at a future board hearing as appropriate; and
- c) 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.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 2:48 PM - 3:01 PM (13 MIN.)

Received and filed staff presentation and conducted a public hearing.

A motion was made by Supervisor Nelson, seconded by Supervisor Hartmann, that this matter be acted on as follows:

- a) Approved.**
- b) Provided direction to the Clerk, Recorder, Assessor to bring forward a Resolution amending the County's Single Code to include all Board of Supervisors Staff in Category 1 and to return to the Board when appropriate; and**
- c) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

3) COUNTY EXECUTIVE OFFICE

23-00658

HEARING - Consider recommendations regarding SB 1439 Changes to Campaign Contribution Requirements, as follows: (EST. TIME: 30 MIN.)

- a) Receive and file a presentation regarding SB 1439 Campaign Contributions;
- b) Provide other direction as appropriate; and
- c) Determine that the presentation is an administrative activity that does not involve commitment to any specific project, and therefore is not a project as defined by State California Environmental Quality Act Guidelines Section 15378 (b)(5).

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 3:02 PM - 3:40 PM (38 MIN.)

Received and filed staff presentation and conducted a public hearing.

A motion was made by Supervisor Nelson, seconded by Supervisor Capps, that this matter be acted on as follows:

- a) Received and filed;**
- b) Directed staff to return to the Board with more information and/or a representative from the Fair Political Practices Commission (FPPC); and**
- c) Approved.**

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

4) PLANNING AND DEVELOPMENT DEPARTMENT[23-00659](#)

HEARING - Consider recommendations regarding the Montecito Planning Commission's and the County Planning Commission's recommendation to adopt a Comprehensive Plan amendment (Case No. 22GPA-00000-00005), amending the wildfire hazard information and policies in the Seismic Safety and Safety Element, as follows: (EST. TIME: 1 HR.)

- a) Make the required findings for approval of the proposed Comprehensive Plan amendment, Case No. 22GPA-00000-00005, including California Environmental Quality Act (CEQA) findings;
- b) Find the proposed Comprehensive Plan amendment is exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) and file the Notice of Exemption;
- c) Adopt a Resolution to approve Case No. 22GPA-00000-00005, amending wildfire information and policies within the Santa Barbara County Comprehensive Plan Seismic Safety and Safety Element; and
- d) Direct Planning and Development to update relevant maps and text references in the Seismic Safety and Safety Element, upon the State Board of Forestry and Fire Protection adoption of revised State Fire Hazard Severity Zone Maps for the State Responsibility Areas.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 3:41 PM - 4:04 PM (23 MIN.)

Received and filed staff presentation and conducted a public hearing.

A motion was made by Supervisor Hartmann, seconded by Supervisor Lavagnino, that this matter be acted on as follows:

- a) Adopted required findings for approval, including the California Environmental Quality Act (CEQA) findings;**
- b) Approved;**
- c) Adopted; and**

RESOLUTION NO. 23-162

d) Directed.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Capps, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

5) PLANNING AND DEVELOPMENT DEPARTMENT23-00660

HEARING - Consider recommendations regarding appeals of the Montecito Planning Commission's Approval of the Coral Casino Amendment Project, Case Nos. 23APL-00015 through 23APL-00018, 23APL-00020, 22AMD-00000-00005, and 22CDP-00000-00079, First District, as follows: (EST. TIME: 1 HR. 45 MIN.)

- a) Deny the appeals, Case Nos. 23APL-00015 through 23APL-00018 and 23APL-00020;
- b) Make the required findings for approval of the Project, Case Nos. 22AMD-00000-00005 and 22CDP-00000-00079, including California Environmental Quality Act (CEQA) findings;
- c) Approve the Addendum to the previously certified Environmental Impact Report, 04EIR-00000-00006, pursuant to State CEQA Guidelines Section 15164, and determine that as reflected in the CEQA findings, no subsequent environmental document is required for the Project; and
- d) Grant de novo approval of the Project, Case Nos. 22AMD-00000-00005 and 22CDP-00000-00079, subject to the conditions of approval.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 4:23PM 4:46PM (23 MIN.)

Received and filed staff presentation and conducted public hearing.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Nelson, that this matter be acted on as follows:

Accepted into the record the following document: Letter dated July 10, 2023 at 4:06 PM from Chris Soldo.

The motion carried by the following vote:

Ayes: 3 - Supervisor Williams, Supervisor Nelson, and Supervisor Lavagnino

Absent: 2 - Supervisor Capps, and Supervisor Hartmann

A motion was made by Supervisor Lavagnino, seconded by Supervisor Williams, that this matter be acted on as follows:

- a) Denied the appeals, Case Nos. 23APL-00015 through 23APL-00018 and 23APL-00020;
- b) Adopted the required findings for approval of the Project; Case Nos. 22AMD-00000-00005 and 22CDP-00000-00079, including California Environmental Quality Act (CEQA) findings;
- c) Approved; and
- d) Granted de novo approval of the Project, Case Nos. 22AMD-00000-00005 and 22CDP-00000-00079.

The motion carried by the following vote:

- Ayes:** 3 - Supervisor Williams, Supervisor Nelson, and Supervisor Lavagnino
- Absent:** 2 - Supervisor Capps, and Supervisor Hartmann

Adjourned at 4:46 PM

Adjourned to

Tuesday, July 18, 2023

COUNTY ADMINISTRATION BUILDING
BOARD HEARING ROOM, FOURTH FLOOR
105 E. ANAPAMU STREET, SANTA BARBARA

Challenges

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

Announcements

The meeting of Tuesday, July 11, 2023 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, July 13, 2023, at 5:00 PM and on Saturday, July 15, 2023, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>