County of Santa Barbara

BOARD OF SUPERVISORS



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

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, January 17, 2017 9:00 AM

JOSEPH CENTENO BETTERAVIA GOVERNMENT ADMINISTRATION BUILDING, BOARD HEARING ROOM 511 EAST LAKESIDE PARKWAY, SANTA MARIA

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

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:

 Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

Pledge of Allegiance

Approval of Minutes of the January 10, 2017 Meeting

A motion was made by Supervisor Williams, seconded by Supervisor Wolf to Approve the Minutes. The motion carried by the following vote:

Ayes:

Supervisor Williams, Supervisor Wolf, Supervisor Hartmann,
 Supervisor Adam, and Supervisor Lavagnino

12:00 P.M. Recessed to Closed Session

Report from Closed Session

17-00007

Closed Session Agenda 2017

No reportable action taken.

County Executive Officer's Report

Mona Miyasato, the County Executive Officer, reported on the release of the Governors Budget.

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) COMMUNICATIONS FOR REFERRAL

17-00029

Isla Vista Recreation and Park District - Approve the request of the Isla Vista Recreation and Park District to call and give notice of the holding of a District Special Election to be held on Tuesday, May 9, 2017 for approval of a special tax to finance park maintenance and improvements and recreation and cultural programming.

(APPROVE AND REFER TO THE COUNTY CLERK-RECORDER-ASSESSOR)

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

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-2) COUNTY EXECUTIVE OFFICE

17-00043

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

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

A-3) HUMAN RESOURCES

17-00042

Consider recommendations regarding Sheriff's Managers Association (SMA) Successor Memorandum of Understanding (MOU), as follows:

- a) Approve a successor MOU with the Santa Barbara County SMA, effective January 16, 2017 through April 21, 2019, implementing the changes; and
- b) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(4) that the above action is a government fiscal activity which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and therefore is not a project subject to environmental review.

Trailed Item A-3 to be considered after the conclusion of Closed Session.

Ayes:

Supervisor Williams, Supervisor Wolf, Supervisor Hartmann,
 Supervisor Adam, and Supervisor Lavagnino

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

a) and b) Approved.

The motion carried by the following vote:

Ayes:

 Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, and Supervisor Lavagnino

Noes: 1 - Supervisor Adam

A-4) PUBLIC WORKS

16-00852

Consider recommendations regarding California vehicle code enforcement of private roads in Pepper Hills Homes Tract, First District, as follows:

- a) Consider the adoption (second reading) of an Ordinance amending Chapter 23 of the Santa Barbara County Code pertaining to the ability to enforce the California Vehicle Code on private roads in the Pepper Hill Homes Tract in the Montecito area;
- b) Approve and accept the findings in the Traffic Engineering Report submitted by Associated Transportation Engineers pertaining to the implementation and enforcement of traffic control devices on Woodley Road and Glenview Road in the Pepper Hill Homes tract; and
- c) Find that the proposed actions are negligible, or no expansion of use beyond that which presently exists, that the proposed action is therefore exempt from California Environmental Quality Act pursuant to 14 CCR 15301, and approve and direct staff to file the Notice of Exemption on that basis.

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

a) Adopted.

ORDINANCE NO. 4988

b) and c) Approved.

The motion carried by the following vote:

Ayes:

 Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-5) <u>SHERIFF</u> <u>17-00041</u>

Consider recommendations regarding an amendment to the Agreement for Interstate Transport of Prisoners with Los Angeles County, as follows:

- a) Approve, ratify, and authorize the Chair to execute amendment number two to the Agreement for Interstate Transport of Prisoners with the County of Los Angeles for the transportation of prisoners from other jails in California to the Santa Barbara County Jail, effective July 1, 2016, related to billing rates; and
- b) Find the proposed action does not constitute a "Project" within the meaning of the California Environmental Quality Act (CEQA), pursuant to 14 CCR 15378 (b)(5), in that it is government administrative activity that will not result in direct or indirect changes in the environment.

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

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

The motion carried by the following vote:

Ayes:

A-6) SOCIAL SERVICES

17-00040

Consider recommendations regarding the approval of Agreements with Child Abuse Listening Mediation and Community Action Commission for SafeCare, as follows:

- a) Approve and authorize the Chair to execute an Agreement for Services of Independent Contractor with Community Action Commission of Santa Barbara County (CAC) in the amount not to exceed \$150,000.00 (for Fiscal Year (FY) 2016-2017 the contract amount shall not exceed \$50,000.00 and for FY 2017-2018 the contract amount shall not exceed \$100,000.00), to provide SafeCare Program Services for the period of January 1, 2017 through June 30, 2018; and
- b) Approve and authorize the Chair to execute an Agreement for Services of Independent Contractor with Child Abuse Listening Mediation (CALM) in the amount not to exceed \$150,000.00 (for FY 2016-2017 the contract amount shall not exceed \$50,000.00 and for FY 2017-2018 the contract amount shall not exceed \$100,000.00), to provide SafeCare Program Services for the period of January 1, 2017 through June 30, 2018; and
- c) Determine that the approvals and execution of the above Agreements are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), finding that the approvals and execution of the Agreements are covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and where it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment, the activities are not subject to CEQA.

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

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

The motion carried by the following vote:

Board of Supervisors

A-7) SUPERVISOR WILLIAMS

17-00030

Approve the appointment of Charles Newman to the Montecito Planning Commission, term ending January 1, 2019, First District.

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

Ayes:

Supervisor Williams, Supervisor Wolf, Supervisor Hartmann,
 Supervisor Adam, and Supervisor Lavagnino

A-8) SUPERVISOR WILLIAMS

17-00031

Approve the appointment of Donna Senauer to the Montecito Planning Commission, term ending January 1, 2019, First District.

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

Ayes:

Supervisor Williams, Supervisor Wolf, Supervisor Hartmann,
 Supervisor Adam, and Supervisor Lavagnino

A-9) SUPERVISOR WILLIAMS

17-00032

Approve the appointment of Jack Overall to the Montecito Planning Commission term ending January 1, 2019, First District.

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

Ayes:

A-10) SUPERVISOR WILLIAMS

17-00033

Approve the reappointment of Miriam "Mickey" Flacks to the Housing Authority Board of Commissioners, term ending January 1, 2021, First District.

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

Ayes:

 Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-11) SUPERVISOR WILLIAMS

17-00034

Approve the reappointment of Claire Gottsdanker to the Montecito Board of Architectural Review, term ending January 1, 2021, First District.

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

Ayes:

Supervisor Williams, Supervisor Wolf, Supervisor Hartmann,
 Supervisor Adam, and Supervisor Lavagnino

A-12) SUPERVISOR WILLIAMS

17-00035

Approve the appointment of John Watson to the Montecito Board of Architectural Review, term ending January 1, 2021, First District.

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

Ayes:

5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-13) SUPERVISOR WILLIAMS

17-00036

Approve the appointment of Sam Maphis to the Montecito Board of Architectural Review, term ending January 1, 2021, First District.

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

Ayes:

Hearing Requests

A-14) COUNTY EXECUTIVE OFFICE, CARPINTERIA-SUMMERLAND FIRE PROTECTION DISTRICT

17-00037

Set a hearing to consider recommendations regarding the Carpinteria-Summerland Fire Protection District Fire Protection Mitigation Fee and Amendments to Chapter 15 of the County Code, as follows:

(Set a hearing for February 7, 2017. Time estimate: 15 minutes)

- a) Consider the introduction (first reading) of an Ordinance amending Chapter 15 of the Santa Barbara County Code by amending Article IIIA, Section 15-68;
- b) Read the title and waive further reading of the Ordinance; and
- c) Continue the hearing to the Administrative Agenda of February 14, 2017 to consider recommendations, as follows:
- i) Adopt and approve a Resolution adjusting the Carpinteria-Summerland Fire Protection District Fire Protection Mitigation Fee;
- ii) Consider and approve the adoption (second reading) of an Ordinance amending Chapter 15 of the Santa Barbara County Code by amending Article IIIA, Section 15-68; and
- iii) Find that this action is exempt from environmental review pursuant to Section 15061(b)
- (3) of the State Guidelines for Implementation of California Environmental Quality Act (CEQA) and file a Notice of Exemption because there is no possibility that the activity in question may have a significant effect on the environment.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Williams, that this matter be Set for a hearing, as follows: February 7, 2017 in Santa Barbara (EST. TIME: 15 MIN.). The motion carried by the following vote:

Honorary Resolutions

A-15) SUPERVISOR WILLIAMS

17-00046

Adopt a Resolution of Commendation honoring Paul Wright as the 2016 Carpinterian of the Year.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Williams, that this matter be Adopted.

RESOLUTION NO. 17-7

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-16) SUPERVISOR WILLIAMS

17-00047

Adopt a Resolution of Commendation honoring Maria Zamora as the 2016 Junior Carpinterian of the Year.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Williams, that this matter be Adopted.

RESOLUTION NO. 17-8

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-17) SUPERVISOR ADAM

17-00028

Adopt a Resolution of Commendation honoring Louise Harding upon her retirement from the Environmental Health Division of the Public Health Department after over 18 years of service to the County of Santa Barbara.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Williams, that this matter be Adopted.

RESOLUTION NO. 17-9

The motion carried by the following vote:

Resolutions to be Presented

A-18) SUPERVISOR WILLIAMS, SUPERVISOR WOLF

17-00039

Adopt a Resolution celebrating the life and legacy of Dr. Martin Luther King Jr.

A motion was made by Supervisor Williams, seconded by Supervisor Wolf, that this matter be Adopted.

RESOLUTION NO. 17-10

The motion carried by the following vote:

Public Comment Period

Persons desiring to address the Board must complete and deliver to the Clerk the form which is available at the Hearing Room entrance prior to the commencement of this comment period. THE PUBLIC COMMENT PERIOD IS RESERVED FOR COMMENT ON MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD OF SUPERVISORS. EACH PERSON MAY ADDRESS THE BOARD FOR UP TO THREE MINUTES AT THE DISCRETION OF THE CHAIR, FOR A TOTAL PUBLIC COMMENT PERIOD OF NO MORE THAN 15 MINUTES. (Resolution No. 09-368) (17-00001)

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

Re: Upcoming Policy Challenges - Geoff Bard addressed the Board

Re: Government dysfunction - Dr. Robert L. Johns addressed the Board

Re: County Permitting Process - Ed Kalasky addressed the Board

Re: Court System Challenges - Dorothy Dent addressed the Board

<u>Departmental Agenda</u> <u>Planning Items and Public Hearings</u>

Department requests withdrawal of Departmental Item No. 1) from the Agenda

1) <u>COUNTY EXECUTIVE OFFICE</u>

16-00849

HEARING - Consider the appointment of Directors to the Board of Directors of the Cachuma Resource Conservation District in lieu of election pursuant to California Public Resources Code section 9314.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: WITHDRAW

A motion was made by Supervisor Wolf, seconded by Supervisor Williams, that this matter be withdrawn from the agenda. The motion carried by the following vote:

Ayes:

2) BOARD OF SUPERVISORS

17-00049

HEARING - Consider recommendations regarding the appointments of members to the Behavioral Wellness Commission, as follows: (EST. TIME: 10 MIN.)

- a) Appoint a member of the Board of Supervisors or Designee to the New Behavioral Wellness Commission;
- b) Appoint the following community members to the Behavioral Wellness Commission:
- i) First District Supervisor Das Williams recommended appointee:
- 1) Wayne Mellinger Term expiring January 2020;
- ii) Third District Supervisor Joan Hartmann recommended appointee:
- 1) Peter Claydon Term expiring January 2020; and
- 2) The Reverend Mary Moreno Richardson Term expiring January 2020; and
- iii) Fifth District Supervisor Steve Lavagnino recommended appointee:
- 1) Ann Bartlett Eldridge Term expiring January 2020; and
- c) Determine that these activities are exempt from California Environmental Quality Act (CEQA) review per CEQA Guidelines Section 15378(b)(5) since the recommended actions are government administrative activities which do not involve commitment to any specific project which may result in potentially significant physical impact on the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 9:43 AM - 9:57 AM (14 MIN.)

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

a) Appointed Supervisor Williams.

The motion carried by the following vote:

Ayes:

 Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

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

- b) i) through iii) approved.
- c) Approved.

The motion carried by the following vote:

Ayes:

3) SUPERVISOR LAVAGNINO

17-00038

HEARING - Consider recommendations regarding Child Care Planning Council Membership, as follows: (EST. TIME: 5 MIN.)

- a) Approve and authorize the Chair to execute the 2016-2017 membership of the Santa Barbara County Child Care Planning Council, as shown in the Certification Statement Regarding Composition of Local Planning Council (LPC) Membership; and
- b) Appoint a member of the Board of Supervisors to the Child Care Planning Council.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 9:58 AM - 10:05 AM (7 MIN.)

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

a) Approved; Chair to execute.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

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

b) Appointed Supervisor Wolf.

The motion carried by the following vote:

Ayes: 5 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

4) COUNTY EXECUTIVE OFFICE

17-00048

HEARING - Consider the 2017 Board of Supervisors' schedule of meeting dates and locations. (EST. TIME: 10 MIN.)

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

No action taken.

5) COUNTY EXECUTIVE OFFICE

17-00044

HEARING - Consider recommendations regarding the 2017 Legislative Platform, as follows: (EST. TIME: 45 MIN.)

Option 1:

- a) Receive and file reports on 2016 legislative accomplishments and status of the development of the 2017 County of Santa Barbara Legislative Platform;
- b) Adopt the County's 2017 Legislative Platform; and
- c) Find that the proposed actions do not constitute a "Project" within the meaning of California Environmental Quality Act, pursuant to 14 CCR 15378(b)(2), as it consists of general policy and procedure making; or

Option 2:

- d) Receive and file reports on 2016 legislative accomplishments and status of the development of the 2017 County of Santa Barbara Legislative Platform;
- e) If needed, provide direction to staff on amendments to the 2017 County of Santa Barbara Legislative Platform and return an amended version on January 24, 2017; and
- f) Find that the proposed actions do not constitute a "Project" within the meaning of California Environmental Quality Act, pursuant to 14 CCR 15378(b)(2), as it consists of general policy and procedure making.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 10:28 AM - 11:55 AM (1 HR. 27 MIN.)

Received and filed staff presentation and conducted public hearing.

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

Directed staff to include as a component of the 2017 platform, an additional statement on page 28 regarding the Affordable Care Act (ACA) as follows:

"The County of Santa Barbara opposes any change to the ACA that would reduce or eliminate our current funding."

Further directed staff to forward the following recommended amendments to the Legislative Committee for consideration to be included in the 2017 platform:

Include the Air Pollution Control District as component of Legislative Principle related to Interagency cooperation.

Under Health and Human Services, include stronger statement regarding the Affordable Care act.

Statement of Support for Deferred Action for Childhood Arrivals (DACA) (page 3).

Economic Enhancement (page 4) - Include the Health Care Industry.

Access to Quality Health Care (page 28) - Include the number of those enrolled in Medicaid and Covered California and in terms of public benefit, add that the public benefit is a healthier community with less use of emergency rooms.

Public Safety (page 29) - Highlight need for additional funding to carry out State mandate regarding movement of juveniles from group homes to residential homes.

Organized Delivery Service (page 34) - Amend requested action to state: "should there be any modification to the ACA it must continue to include mental health and substance abuse treatment".

Senior Services Funding (page 36) - Regarding transportation, state: "When seniors are not healthy or have viable transportation options it deprives the community of the involvement and civic activities and the sharing of professional or personal experiences in the community.

Energy and Climate (page 44) - Clarify that the County is the barrier to the enactment of commercial PACE.

Parks and open Space (page 49) - Include paragraph regarding the ongoing need for permits and State and Federal agency support for sand replenishment at Goleta Beach.

The motion carried by the following vote:

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

Abstained: 2 - Supervisor Adam, and Supervisor Lavagnino

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

That support for continuing the Deferred Action for Childhood Arrivals (DACA) program be included in the 2017 Legislative Platform.

The motion carried by the following vote:

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

Abstained: 2 - Supervisor Adam, and Supervisor Lavagnino

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

- a) through c) No action taken.
- d) Received and filed.
- e) Provided direction to staff regarding suggested amendments to the 2017 Legislative Platform at the hearing on January 17, 2017.
- f) Approved.

The motion carried by the following vote:

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

Abstained: 2 - Supervisor Adam, and Supervisor Lavagnino

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

Directed staff to return to the Board on February 14, 2017 in Santa Maria after the consideration of suggested amendments to the 2017 Platform by the Legislative Program Committee. Directed that the 2016 Legislative Platform remain in effect until such time that the Board adopts the 2017 Legislative Platform, as amended at the hearing on January 17, 2017.

The motion carried by the following vote:

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

Abstained: 2 - Supervisor Adam, and Supervisor Lavagnino

Adjourned at 11:55 AM

Adjourned to

Tuesday, January 24, 2017

County Administration Building
Board Hearing Room
105 East Anapamu Street , Fourth Floor
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, January 17, 2017 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, January 19, 2017, at 5:00 PM and on Saturday, January 21, 2017, at 10:00 AM on CSBTV Channel 20.

http://www.countyofsb.org