

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, October 10, 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

CONVENED AT 9:01 AM

Roll Call

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

Pledge of Allegiance

Approval of Minutes of the October 3, 2017 Meeting

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

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

County Executive Officer's Report

Mona Miyasato, the County Executive Officer, reported the following:

Upcoming County Water Agency meetings regarding the Countywide Integrated Storm Water Resource Plan;

Community Services hosting a workshop for first time homebuyers in South County;

Planning and Development is presenting the Draft EIR for the Cannabis Land Use Ordinance and Licensing Program in North and South County over the next two weeks; and

County Parks workshops on October 21st and 28th regarding a potential new park near Hwy 154 and Foothill Rd.

12:00 P.M. Recessed to Closed Session

Closed Session

17-00007

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
(Paragraph (2) of subdivision (d) of Government Code section 54956.9)
Significant exposure to civil litigation: two cases.

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) COUNTY EXECUTIVE OFFICE 17-00758

Consider recommendations regarding a City of Lompoc reimbursement request from the DNA Identification Fund, as follows:

- a) Approve and authorize the County Treasurer-Tax Collector to issue a reimbursement to the City of Lompoc, using the County’s DNA Identification Fund, in an amount not to exceed \$21,000.00, for the purchase of equipment to process, dry, and store evidence related to DNA, an appropriate use as specified in California Government Code 76104.6(b)(3); and
- b) Determine that the above actions are organizational and administrative activities of government that are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5) of the CEQA Guidelines.

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

- a) Approved and authorized; and**
- b) Approved.**

The motion carried by the following vote:

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

A-2) GENERAL SERVICES[17-00754](#)

Consider recommendations regarding a Third Amendment to an Agreement with Iron Mountain Secure Shredding, Inc., for Document Destruction and Shredding Services, as follows:

- a) Approve, ratify and authorize the Chair to execute the Third Amendment to the County's existing Board Contract with Iron Mountain Shredding Services, Inc. (BC16163) to exercise the second option for a successive one (1) year renewal term for the period July 1, 2017 through June 30, 2018; and
- b) Find that the proposed action is not a "project" as defined by California Environmental Quality Act (CEQA) Guidelines Section 15378(b) (5), as it is an administrative activity that will not result in direct or indirect changes in the environment.

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, 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 Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-3) PLANNING AND DEVELOPMENT[17-00759](#)

Consider recommendations regarding the delegation of authority to the Director of Planning and Development to enter into a Memorandum of Understanding establishing a Joint Review Panel to guide environmental analysis of the Plains Pipeline Permit Application, First, Third, and Fifth Districts, as follows:

- a) Delegate authority to the Director of Planning and Development, or his/her designee, to enter into a Memorandum of Understanding (MOU) establishing a Joint Review Panel (JRP) with participating government agencies having permit jurisdiction to have coordinated California Environmental Quality Act (CEQA) review of the Plains Pipeline Line 901 and Line 903 Replacement Project (Project) application, and enabling these agencies to share records, consistent with Government Code Section 6254.5(e) and other relevant law; and
- b) Determine that this action is not a project pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(5), because it is an organizational or administrative activity of the government that will not result in direct or indirect physical changes to the environment.

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

a) and b) Approved.

The motion carried by the following vote:

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

A-4) PLANNING AND DEVELOPMENT

[17-00765](#)

Consider recommendations regarding the Hoop Structures Ordinance Amendment Project Agreement for Services with RECON Environmental, Inc., as follows:

- a) Approve and authorize the Chair to execute an Agreement for Services between the County of Santa Barbara and RECON Environmental, Inc. for consultant services for the period of October 10, 2017, to September 30, 2018, in a base contract amount of \$136,350.00 plus a 10 percent contingency fund of \$13,635.00 for a total not to exceed amount of \$149,985.00;
- b) Authorize the Director of the Planning and Development Department or designee to approve changes or additions in the services being performed, provided the contract does not exceed the base contract amount plus the 10 percent contingency identified in the contract; and
- c) Determine the approval of an Agreement for Services (contract) does not constitute a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), and direct staff to file a Notice of Exemption.

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

a) Approved and authorized; Chair to execute;

b) Authorized; and

c) Approved.

The motion carried by the following vote:

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

A-5) PUBLIC HEALTH[17-00764](#)

Consider recommendations regarding the Children's Medical Services Plan for Fiscal Year 2017-2018, as follows:

- a) Approve, ratify, and authorize the Chair to certify the Children's Medical Services Plan for funding from the State Department of Health Services for the Children's Medical Services program for the period of July 1, 2017 through June 30, 2018, in the amount of \$3,224,303.00; and
- b) Determine that the approval, ratification and certification of the above Plan is exempt from California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(4), since the recommended action is for government fiscal activity that does 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 Wolf, seconded by Supervisor Adam, 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 Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-6) PUBLIC WORKS[17-00757](#)

Consider recommendations regarding a Statement of Final Quantities for construction of Fiscal Year (FY) 2016-2017 North County Road Rehabilitation, County Project No. 820671 N, Third and Fifth Districts, as follows:

- a) Approve and authorize the Chair to execute the Statement of Final Quantities for the FY 2016-2017 North County Road Rehabilitation for work performed and materials supplied by Granite Construction Company, (a local vendor), P.O. Box 6744, Santa Barbara CA, 93160, in the amount of \$861,125.00; and
- b) Determine that the North County Road Rehabilitation project was found by your Board to be exempt from the provisions of the California Environmental Quality Act pursuant to State Guidelines Section 15301 on September 13, 2016, and that a Notice of Exemption was filed on that basis, and that the proposed action is within the scope of the Notice of Exemption.

A motion was made by Supervisor Wolf, execute by Supervisor Adam, 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 Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-7) PUBLIC WORKS, BOARD OF DIRECTORS, WATER AGENCY

17-00763

Consider recommendations regarding the 2017-2018 Cloud Seeding Program, as follows:

Acting as the Board of Directors, Water Agency:

a) Approve the 2017-2018 Cloud Seeding Program and authorize the Chair to execute the agreement with North American Weather Consultants (not a local vendor) for cloud seeding for the period of October 10, 2017 through June 30, 2018 unless earlier terminated, in an amount not to exceed \$147,300.00;

b) Consider the 2017 Addendum to the Mitigated Negative Declaration 13NGD-00000-00011 which the Board adopted on October 15, 2013; and

c) After considering the Mitigated Negative Declaration and the 2017 Addendum to the Mitigated Negative Declaration, determine pursuant to California Environmental Quality Act Guidelines Section 15162(a) that no subsequent Environmental Impact Report or Negative Declaration is required for this project because: 1) No substantial changes are proposed in the project which require major revisions of the Mitigated Negative Declaration; 2) No substantial changes have occurred with respect to the circumstances under which the project is undertaken which require major revisions of the Mitigated Negative Declaration; and 3) No new information of substantial importance concerning the project's significant effects or mitigation measures exists which was not known and could not have been known with the exercise of reasonable diligence at the time that the Mitigated Negative Declaration was adopted on October 15, 2013.

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

Acting as the Board of Directors, Water Agency:

a) Approved and authorized; Chair to execute; and

b) and c) Approved.

The motion carried by the following vote:

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

A-8) PUBLIC WORKS, BOARD OF DIRECTORS, LAGUNA COUNTY
SANITATION DISTRICT

17-00770

Consider recommendations regarding an amendment to the Professional Services Agreement for Environmental Review of Master Plan and Wastewater Reclamation Plant upgrades with Padre Associates, Incorporated, Third and Fourth Districts, as follows:

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

- a) Approve and authorize the Chair to execute Amendment No. 1 to the agreement with Padre Associates, Incorporated to extend the term until December 31, 2018;
- b) Authorize the Public Works Director or designee to approve changes or additions in the services to be performed under the Professional Services Agreement with Padre Associates, Incorporated in an amount not to exceed \$14,118.00; and
- c) Find that the proposed action does not constitute a “Project” within the meaning of the California Environmental Quality Act, pursuant to 14 CCR 15378 (b)(5), in that it is a government administrative activity that will not result in direct or indirect changes in the environment.

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

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

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

The motion carried by the following vote:

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

Board of Supervisors

A-9) SUPERVISOR HARTMANN [17-00771](#)

Approve the appointment of Meighan Dietenhofer to the Park Commission, term ending January 1, 2021, Third District.

A motion was made by Supervisor Wolf, seconded by Supervisor Adam, 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

Honorary Resolutions

A-10) SUPERVISOR WILLIAMS [17-00768](#)

Adopt a Resolution celebrating the 80th Anniversary of the Santa Barbara Lawn Bowls Club at Spencer Adams Park.

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

RESOLUTION NO. 17-212

The motion carried by the following vote:

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

A-11) SUPERVISOR LAVAGNINO [17-00769](#)

Adopt a Resolution of Commendation honoring the Santa Maria Agency of the Federal Bureau of Investigation for 75 years of service in Santa Maria.

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

RESOLUTION NO. 17-213

The motion carried by the following vote:

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

Resolutions to be Presented

A-12) SUPERVISOR HARTMANN [17-00766](#)

Adopt a Resolution proclaiming the week of October 8, 2017 through October 14, 2017 as National Fire Prevention Week in Santa Barbara County.

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

RESOLUTION NO. 17-214

The motion carried by the following vote:

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

A-13) SUPERVISOR LAVAGNINO [17-00767](#)

Adopt a Resolution proclaiming the month of October 2017 as Energy Awareness Month in Santa Barbara County.

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

RESOLUTION NO. 17-215

The motion carried by the following vote:

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

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: County Permitting Process - Ed Kalasky addressed the Board.

Re: Pledge of Allegiance and the Constitution / Conservatorships - Bryan Rosen addressed the Board.

Re: Conservatorships - Lynda Ente addressed the Board.

Departmental Agenda
Planning Items and Public Hearings

1) **BEHAVIORAL WELLNESS** **17-00761**

HEARING - Consider recommendations regarding a Psychiatric Health Facility (PHF) Update, as follows: (EST. TIME: 30 MIN.)

- a) Receive and file a report on the Psychiatric Health Facility (PHF), providing an annual update from the PHF Governing Board regarding operations of the PHF, including medical staff issues, quality of care, and other program activities;
- b) Adopt a Resolution amending membership of the PHF Governing Board to include a Public Guardian Representative and a Public Health Doctor, superseding Resolution 16-223 adopted and authorized by the Board of Supervisors on September 20, 2016; and
- c) Determine that the above actions are exempt from the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(5) of the CEQA guidelines, as organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 10:27 AM - 11:20 AM (53 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) Received and filed;**
- b) Adopted; and**

RESOLUTION NO. 17-216

- c) Approved.**

The motion carried by the following vote:

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

2) SOCIAL SERVICES

17-00760

HEARING - Consider recommendations regarding Child Welfare Services' 2017 Annual Update, as follows: (EST. TIME: 1 HR.)

a) Receive and file a presentation from the Department of Social Services regarding the Child Welfare Services 2017 Annual Update; and

b) Determine under the California Environmental Quality Act (CEQA) Guidelines Section 15061 (b) (3) that this activity is exempt from review on the basis that it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 9:30 AM - 10:25 AM (55 MIN.)

Received and filed staff presentation and conducted public hearing.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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 Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

3) COUNTY EXECUTIVE OFFICE

17-00750

HEARING - Consider recommendations regarding Fiscal Years (FY) 2018-2023 Five-year Forecast, as follows: (EST. TIME: 1 HR.)

- a) Receive and file the FY 2018-2023 Five-year Forecast, including an early estimate of funding gaps and impending financial challenges faced by the County in the coming Fiscal Years; and
- b) Determine pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15378 that the above activity is not a project under CEQA.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 11:30 AM - 12:20 PM (50 MIN.)

Received and filed staff presentation and conducted public hearing.

A motion was made by Supervisor Lavagnino, seconded by Supervisor Adam, 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 Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

Adjourned at 12:25 PM

Adjourned to

Tuesday, October 17, 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, October 10, 2017 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, October 12, 2017, at 5:00 PM and on Saturday, October 14, 2017, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>