

County of Santa Barbara
BOARD OF SUPERVISORS



First District - Das Williams, Chair

Second District - Janet Wolf

Third District - Joan Hartmann

Fourth District - Peter Adam

Fifth District - Steve Lavagnino, Vice Chair

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, July 10, 2018

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

Pledge of Allegiance**Approval of Minutes of the July 3, 2018 Meeting**

A motion was made by Supervisor Hartmann, 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**18-00050**

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

Announced the opening of a Local Assistance Center to assist the victims of the Holiday Fire located at Goleta Union School District, 401 North Fairview Ave. in Goleta;

Announced a community meeting where members of the public can hear from FEMA representatives regarding FEMA's Interim Advisory Recovery Map. The meeting will be held at the Montecito Union School on July 11, 2018 at 5:30 PM;

Announced a community meeting hosted by State Senator Hannah-Beth Jackson and State Assemblymember Monique Limon to be held on Thursday, July 12, 2018 from 4-6 PM at the MOntecito Union School. County staff will give a presentation and update on the County's Recovery Strategic Plan for Montecito; and

Announced the "See it. Report it. Stop it." hot line for reporting waste, fraud or other misconduct by County employees.

12:00 P.M. Recessed to Closed Session

Closed Session

18-00007

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

(Paragraph (1) of subdivision (d) of Government Code section 54956.9)

Samarasena v. County of Santa Barbara, et al., Santa Barbara County Superior Court Case number 18CV00634

Flath v. County of Santa Barbara, et al., Orange County Superior Court Case number 30-2014-00762342-CU-PA-CJC

CONFERENCE WITH LABOR NEGOTIATORS

(Subdivision (a) of Government Code section 54957.6)

Employee organizations: all bargaining units, unrepresented employees, managers, and executives.
Agency-designated representatives: County Executive Officer Mona Miyasato and Human Resources Director Lori Gentles.

PUBLIC EMPLOYEE APPOINTMENT

(Paragraph (1) of subdivision (b) of Government Code section 54957)

Child Support Services Director.

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, COUNTY EXECUTIVE OFFICE****18-00569**

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 all County funds for the Fiscal Year ended June 30, 2018 (Fiscal Year 2017-2018); 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 potentially significant physical impacts 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

b) Approved.

Regarding Budget Revision Request 0005668 (\$435,000 for Goleta Beach Coastal Development Permits), directed staff to return to the Board prior to the expenditure of funds with an update on County discussions with California Coastal Commission staff.

The motion carried by the following vote:

Ayes: 4 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, and Supervisor Lavagnino

Noes: 1 - Supervisor Adam

A-2) COMMUNICATIONS FOR REFERRAL[18-00562](#)

Buellton Union School District - Approve the request of the Buellton Union School District to call and give notice of the holding of a special election to be held on Tuesday, November 6, 2018 for the purpose of submitting to the qualified electors of the District the question of levying a qualified special tax upon each parcel in the district for educational purposes and establishing the specifications of the election order.

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

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be Approved and Referred to the County Clerk-Recorder-Assessor. The motion carried by the following vote:

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

A-3) COMMUNICATIONS FOR REFERRAL[18-00563](#)

City of Santa Barbara - Approve the request of the City of Santa Barbara to consolidate a Special Municipal Election to be held on Tuesday, November 6, 2018 for the submission of one measure to the voters, with the Statewide General Election to be held on that date.

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

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be Approved and Referred to the County Clerk-Recorder-Assessor. The motion carried by the following vote:

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

A-4) COMMUNICATIONS FOR REFERRAL**18-00564**

Santa Maria-Bonita School District - Approve the request of the Santa Maria-Bonita School District to order the governing board member election and request consolidation with other elections to be held on November 6, 2018.

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

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be Approved and Referred to the County Clerk-Recorder-Assessor. The motion carried by the following vote:

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

A-5) COMMUNICATIONS FOR REFERRAL**18-00565**

City of Lompoc - Approve the requests of the City of Lompoc, as follows:

- a) Call and give notice of the holding of a General Municipal Election to be held on Tuesday, November 6, 2018;
- b) Consolidate a General Municipal Election of the City with services to be provided by the County;
- c) Adopt regulations for candidates for elective office pertaining to and costs of candidate's statements for the consolidated General Municipal Election;
- d) Order the submission to the qualified electors of the City of Santa Barbara a certain measure entitled The Cannabis Tax Measure; and
- e) Direct the City Attorney to prepare an impartial analysis regarding The Cannabis Tax Measure.

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

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

a) through e) Approved. Referred to the County Clerk-Recorder-Assessor.

The motion carried by the following vote:

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

A-6) COMMUNITY SERVICES**18-00567**

Consider recommendations regarding an Amendment to the County's HOME Consortium Agreement to add the City of Lompoc, as follows:

- a) Adopt a Resolution to authorize the County Chief Executive Officer to execute the Third Amendment to the Cooperation Agreement for the Santa Barbara County HOME Consortium to include the City of Lompoc as a member of the Santa Barbara County HOME Consortium; and
- b) Determine that the recommended action is not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the action is a creation of 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) Adopted.

RESOLUTION NO. 18-175

b) Approved.

The motion carried by the following vote:

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

A-7) GENERAL SERVICES[18-00561](#)

Consider recommendations regarding the Northern Branch Jail Project, Amendment No. 2 to Earth Systems, Inc., Third District, as follows:

a) Approve, ratify and authorize the Chair to execute Amendment No. 2 to the Contract with Earth Systems, Inc. of Ventura, CA, increasing the maximum compensation limit from \$825,944.90 to \$1,018,444.90 (an increase of \$192,500.00) for Construction Testing and Special Inspection Services for Santa Barbara County Northern Branch Jail Project No. 8600; and

b) After considering the Final Subsequent Environmental Impact Report (SEIR), State Clearinghouse No. 2007111099, that the Board of Supervisors certified on March 11, 2008, the December 6, 2011 SEIR addendum, and the October 8, 2013 SEIR addendum, determine pursuant to 14 CCR Section 15162(a) that no subsequent EIR or Negative Declaration is required for this project because: i) No substantial changes are proposed in the project which require major revisions of the 2008 Final Subsequent EIR; ii) No substantial changes have occurred with respect to the circumstances under which the project is undertaken which require major revisions of the 2008 Final Subsequent EIR; 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 Final Subsequent EIR was certified in 2008, has been received.

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 Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

A-8) PROBATION[18-00559](#)

Consider recommendations regarding a contract to provide laundry services to Probation Juvenile Detention Facilities, as follows:

- a) Approve and authorize the Chair to execute an Agreement for Services of Independent Contractor with American Cleaners and Laundry, Inc., to provide laundry services to the Santa Maria Juvenile Hall (SMJH) and Los Prietos Boys Camp (LPBC) for Fiscal Year (FY) 2018-2019, with a total contract amount not to exceed \$150,000.00; and
- b) Determine that the above actions are government fiscal activities or funding mechanisms which do not involve any commitment to any specific project which 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 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-9) PUBLIC WORKS**18-00560**

Consider recommendations regarding the Foothill Debris Management Site Processing Project, County Project No. 18STM1, Second District, as follows:

a) Authorize the Director of Public Works to advertise for bids on the processing of the Foothill Debris Management Site Processing Project (Project No. 18STM1); and

b) Determine, pursuant to 14 CCR 15162, that a Subsequent Environmental Impact Report, State Clearing House No. 2000031092 was certified for the Flood Control Maintenance Activities in Goleta Slough, including the use of Foothill Landfill as an upland disposal site, on November 9, 2010, that no substantial changes are proposed in the project, no substantial changes have occurred with respect to the circumstances under which the project is undertaken, and no new information of substantial importance has been received with respect to the project or the mitigation measures, and therefore no new Environmental Impact Report or Negative Declaration is required for the approval of the recommended actions.

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

Board of Supervisors**A-10) SUPERVISOR LAVAGNINO****18-00568**

Approve the appointment of Donald Casebolt to the Behavioral Wellness Commission, term ending December 31, 2019, Fifth 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 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) (18-00001)

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

**Re: Communism and Unions / Chemical Odors at the Lompoc Medical Center -
Deb Andrews addressed the Board**

Departmental Agenda
Planning Items and Public Hearings

1) **COMMUNITY SERVICES**

18-00496

HEARING - Consider the Fiscal Year 2018-2019 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), Third and Fourth Districts, as follows: (EST. TIME: 10 MIN.)

a) Receive the Administration Reports summarizing the Proposed Fiscal Year 2018-2019 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 Fiscal Year 2018-2019 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 Fiscal Year 2018-2019 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.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 11:48 AM - 11:59 AM (11 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Received and filed;

b) Adopted.

RESOLUTION NO. 18-176

c) Adopted.

RESOLUTION NO. 18-177

d) and e) Certified and directed; and

f) Approved.

The motion carried by the following vote:

Ayes: 4 - Supervisor Williams, Supervisor Wolf, Supervisor Hartmann, and
 Supervisor Lavagnino

Noes: 1 - Supervisor Adam

2) COMMUNITY SERVICES[18-00497](#)

HEARING - Consider recommendations regarding Consumer Price Index (CPI) adjustment of the Fiscal Year (FY) 2018-2019 Library Special Tax Rate for County Service Area (CSA) No. 3 (greater Goleta), Second and Third Districts, as follows: (EST. TIME: 10 MIN.)

a) Adopt a Resolution that confirms the Report and adjusts the FY 2018-2019 library special tax rate in CSA No. 3 by 2.8%; and

b) Determine that the above recommended action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline Sections 15378(b)(4) and 15378(b)(5) because the action consists 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.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 12:01 PM - 12:05 PM (4 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Adopted.

RESOLUTION NO. 18-178

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[18-00566](#)

HEARING - Consider recommendations regarding a response to 2017-2018 Grand Jury Report entitled Mandatory Overtime in the Sheriff's Office, as follows: (EST. TIME: 30 MIN.)

- a) Consider and adopt the responses as the Board of Supervisors' response to the 2017-2018 Grand Jury report entitled "Mandatory Overtime in the Sheriff's Office";
- b) Approve and authorize the Chair to sign a letter and forward the letter and responses to the Presiding Judge of Santa Barbara County Superior Court; and
- c) Determine pursuant to the California Environmental Quality Act (CEQA) Guidelines 15378(b)(5) that the above actions are not a project subject to CEQA review, because it is a government administrative activity that does not result in direct or indirect physical changes to the environment.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 11:17 AM - 11:47 AM (30 MIN.)

Received and filed staff presentation and conducted public hearing.

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

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

The motion carried by the following vote:

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

4) PLANNING AND DEVELOPMENT**18-00450**

HEARING - Consider recommendations regarding a proposed amendment to the Planning and Development Fee Ordinance for Cannabis Appeals, as follows: (EST. TIME: 30 MIN.)

a) Approve the introduction (first reading) of an Ordinance amending fees for Planning and Development Department services;

b) Read the title “An Ordinance Amending Ordinance 4991- An Ordinance of the Board of Supervisors of The County of Santa Barbara Establishing Fees for Planning and Development Department Services” and waive reading of the Ordinance in full; and

c) Continue to the Administrative Agenda of July 17, 2018 to consider recommendations, as follows:

i) Consider and approve the adoption (second reading) of an Ordinance amending fees for Planning and Development services; and

ii) Find that the proposed action is an administrative activity of the County, which will not result in direct or indirect physical changes in the environment and is therefore not a "project" as defined for purposes of the California Environmental Quality Act (CEQA) under CEQA Guidelines Section 15273(a)(1) and 15378(b)(5).

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 1:00 PM - 2:00 PM (1 HR.)

No action taken. Directed staff to return to the Board as appropriate with a report/update on appeals.

5) PROBATION[18-00558](#)

HEARING - Consider recommendations regarding a Juvenile Justice Data Presentation, as follows:
(EST. TIME: 45 MIN.)

- a) Receive and file a presentation regarding the Juvenile Justice Data project; and
- b) Determine that the acceptance of the Juvenile Justice Data Presentation are organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment and is not a project under the California Environmental Quality Act (CEQA) pursuant to Guidelines Section 15061(b)(3).

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: APPROVE

HEARING TIME: 10:50 AM - 11:15 AM (25 MIN.)

Received and filed staff presentation and conducted public hearing.

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

6) COUNTY EXECUTIVE OFFICE18-00603

HEARING - Consider recommendations regarding the Holiday Fire Ratification and Proclamation of Local Emergency, as follows: (EST. TIME: 15 MIN.)

- a) Adopt a Resolution ratifying the Proclamation of a Local Emergency related to the Holiday Fire declared by the Director of Emergency Services on July 7, 2018, when the Board of Supervisors was not in session, pursuant to Government Code Section 8550 et. seq. and Chapter 12, Section 12-5(a) of the Santa Barbara County Code;
- b) Direct the Office of Emergency Management to return monthly for re-ratification of the Emergency until such time that the response and recovery conditions dictate otherwise; and
- c) Determine the above actions are not a “Project” within the meaning of the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(5) of the CEQA Guidelines, because the actions consist of organizational or administrative activities of the government that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

Received and filed staff presentation and conducted public hearing.

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

a) Adopted.

RESOLUTION NO. 18-179

b) Directed; and

c) Approved.

The motion carried by the following vote:

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

Adjourned at 2:00 PM

Adjourned to

Tuesday, July 17, 2018

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, July 10, 2018 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, July 12, 2018, at 5:00 PM and on Saturday, July 14, 2018, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>