

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, August 28, 2018

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 Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

Pledge of Allegiance

Approval of Minutes of the August 14, 2018 Meeting

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

No report from the County Executive Officer

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)

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

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
(Paragraph (4) of subdivision (d) of Government Code section 54956.9)

Deciding whether to initiate civil litigation: one case.

CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code section 54956.8)

Property: Lease of submerged lands off the coast of Carpinteria from platforms Hogan and Houchin to the onshore La Conchita Processing Facility (First Supervisorial District). Agency negotiator: General Services Director Janette D. Pell. Negotiating party: Pacific Operators Offshore, LLC and Signal Hill Service, Inc. Under negotiation: price and terms of payment.

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) AGRICULTURAL COMMISSIONER 18-00677

Consider recommendations regarding amending the Salary Resolution to update the Master Classification and Salary Plan (Job Classifications and Position Allocations) by Re-establishing an obsolete job class, as follows:

- a) Adopt a Resolution to re-establish the classification of Supervising Weights and Measures Inspector (Class No. 7683, Range No. 7683, \$33.680 to \$41.1160 per hour), add the classification of Supervising Weights and Measures Inspector - Extra Help (Class No. 8626, Range No. 8626, \$33.680 to \$41.116 per hour), and reclassify one (1) vacant 1.0 FTE Agricultural Biologist, Supervising position into the re-established job classification; and
- b) Determine pursuant to California Environmental Quality Act (CEQA) 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.

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

a) Adopted.

RESOLUTION NO. 18-212

b) Approved.

The motion carried by the following vote:

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

A-2) BEHAVIORAL WELLNESS

18-00678

Consider recommendations regarding the Salvation Army Contract Amendment 1 for Fiscal Year (FY) 2018-2019, as follows:

a) Approve and authorize the Chair to execute a First Amendment to the Agreement for Services of Independent Contractor with The Salvation Army Southern California Division (a local vendor), a provider of alcohol and drug free housing and shelter bed services, to shorten the contract term for alcohol and drug program services by six months and decrease the contract amount by \$24,000.00 in alcohol and drug funding for a new total contract amount not to exceed \$317,100.00 for the period of July 1, 2016 through December 31, 2018, but with no change to the continued provision of mental health services through June 30, 2019; and

b) Determine that the above actions are organizational or administrative actions of government that will not result in direct or indirect physical changes in the environment, pursuant to Section 15378(b)(5) of the California Environmental Quality Act (CEQA) guidelines.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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) BEHAVIORAL WELLNESS[18-00684](#)

Consider recommendations regarding a Mental Health Service Act (MHSA) Housing Program Loan to The Residences at Depot Street, L.P., for The Residences at Depot Street in Santa Maria, Fifth District, as follows:

a) Approve a 55-year loan of unencumbered MHSA Housing Program funds in the amount of \$2,410,379.91 to The Residences at Depot Street, L.P. (a California Domestic Limited Partnership) for development of an eighty (80) unit affordable rental housing project at 201 and 205 North Depot Street in the City of Santa Maria with thirty-five (35) units dedicated for a term of thirty-five (35) years for qualified MHSA tenants (MHSA Loan) and authorize the Chair of the Board of Supervisors and the Director of Behavioral Wellness to execute the following documents:

i) MHSA Depot Loan Agreement;

ii) MHSA Depot Deed of Trust;

iii) MHSA Depot Promissory Note; and

iv) MHSA Depot Regulatory Agreement (together, the MHSA Loan Documents);

b) Approve and authorize the Chair of the Board and the Director of Behavioral Wellness to execute a MHSA Depot Subordination Agreement, subordinating the County's MHSA Loan Documents to construction and permanent loans being provided to the project by Wells Fargo Bank, in an amount not to exceed \$22,500,000.00;

c) Approve and authorize the Director of Behavioral Wellness to execute the amended and restated MHSA Memorandum of Understanding and the MHSA Supportive Services Agreement with the Residences at Depot Street L.P. and the Housing Authority of the County of Santa Barbara, regarding case management services provided to MHSA clients residing in the 35 designated MHSA units at the Residences at Depot Street Project throughout the term of the loan;

d) Find that the MHSA loan to support development of the Residences at Depot Street Project will be in the public interest by providing affordable housing options for MHSA-eligible clients; and

e) Consider the environmental effects of the project as shown in the Mitigated Negative Declaration (adopted by the City of Santa Maria for the Project on December 19, 2016 and find that pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15162, no substantial changes are proposed, and there are no substantial changes in circumstances or new information of substantial importance regarding significant impacts or feasibility of mitigation measures and alternatives, and therefore approval of the Recommended Actions are within the scope of the Mitigated Negative Declaration adopted by the City of Santa Maria for the Project on December 19, 2016.

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

- a) i) through iv) Approved.**
- b) Approved and authorized; Chair to execute;**
- c) Approved and authorized; and**
- d) and e) Approved.**

The motion carried by the following vote:

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

A-4) BEHAVIORAL WELLNESS

18-00679

Consider recommendations regarding a waiver of competition under County Code Section 2-39 for the purchase of pharmaceuticals, as follows:

- a) Authorize the Purchasing Manager to procure pharmaceuticals for the Department of Behavioral Wellness Psychiatric Health Facility (PHF) from AmerisourceBergen Drug Corporation (not a local vendor) without requiring competitive bidding for an amount up to but not to exceed \$360,000.00 per year and an aggregate cost not to exceed \$1,080,000.00 for the period August 28, 2018 to July 31, 2021; and
- b) Determine that these activities are exempt from the California Environmental Quality Act (CEQA) review per CEQA Guideline 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 Wolf, seconded by Supervisor Lavagnino, 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

A-5) COMMUNITY SERVICES

18-00685

Consider recommendations regarding a project funding agreement with the National Fish and Wildlife Foundation for the Rancho Guadalupe Dunes Preserve Public Access Revitalization Project, Third District, as follows:

- a) Approve and authorize the Director of the Community Services Department, or designee, to execute and submit a Project Funding Agreement with the National Fish and Wildlife Foundation as part of the grant award for the Rancho Guadalupe Dunes Preserve Public Access Revitalization Project upon review and concurrence of County Counsel, Auditor-Controller, and Risk Manager; and

- b) Determine that the above recommended actions are 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 actions are creation of government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant impact on the environment.

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, 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-6) COMMUNITY SERVICES18-00681

Consider recommendations regarding the execution of loan documents for a \$3,173,437.00 loan in federal HOME and Inclusionary Housing Ordinance (IHO) In-Lieu funds to The Residences at Depot Street, L.P. for The Residences at Depot Street (Project) in Santa Maria, Fifth District, as follows:

a) Approve and authorize the Chair to execute the following documents, which relate to a previously approved loan of three million one hundred seventy-three thousand four hundred thirty-seven dollars (\$3,173,437.00), consisting of one million nine hundred ninety-four thousand four hundred fifty-nine dollars (\$1,994,459.00) in HOME Funds and one million one hundred seventy-eight thousand nine hundred seventy-eight dollars (\$1,178,978.00) in IHO In-Lieu Funds, to The Residences at Depot Street, L.P. for development of the Residences at Depot Street affordable housing project at 201 and 205 N. Depot Street in the City of Santa Maria:

- i) County HOME Loan Agreement;
- ii) County HOME Loan Promissory Note;
- iii) County Deed of Trust, Assignment of Rents, and Security Agreement; and
- iv) County HOME Regulatory Agreement (together, the County HOME Loan Documents);

b) Approve and authorize the Chair to execute a subordination agreement in a form substantially similar to the Wells Fargo Subordination Agreement subordinating the County's HOME Loan Documents to construction and permanent loans being provided to the project by Wells Fargo Bank, in an amount not to exceed \$22,500,000.00; and

c) Consider the environmental effects of the project as shown in the Mitigated Negative Declaration adopted by the City of Santa Maria for the Project on December 19, 2016 and find that pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15162, no substantial changes are proposed, and there are no substantial changes in circumstances or new information of substantial importance regarding significant impacts or feasibility of mitigation measures and alternatives, and therefore approval of the above recommended actions are within the scope of the Mitigated Negative Declaration adopted by the City of Santa Maria for the Project on December 19, 2016.

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

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

A-7) COUNTY COUNSEL [18-00700](#)

Consider recommendations regarding an agreement for professional legal services with outside counsel Meyers/Nave, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute the agreement for professional legal services between the County of Santa Barbara and the Meyers/Nave law firm in an amount not to exceed \$250,000.00 without written amendment; 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 Wolf, seconded by Supervisor Lavagnino, 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) COUNTY COUNSEL [18-00669](#)

Consider recommendations regarding authorizing the County Counsel's Association of California (CCAC) to use the County's Copyrighted Public Law Training Guide for educational purposes, as follows:

- a) Authorize the CCAC to use the Eaglet's Guide to Public Law, for which the County of Santa Barbara owns the copyright, to create a derivative work for educational and not-for-profit purposes to assist CCAC in the statewide training of Deputy County Counsel attorneys in California;
- b) Authorize County Counsel to execute a copyright licensing agreement with CCAC to reflect the above; and
- c) Find that the recommended authorizations are not a "project" under the California Environmental Quality Act (CEQA) Guideline 15378(b)(5), in that this does not involve a commitment to any specific project which may result in a potentially significant impact to the environment.

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

a) and 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-9) COUNTY EXECUTIVE OFFICE

18-00680

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

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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-10) COUNTY EXECUTIVE OFFICE

18-00703

Consider recommendations regarding one-time funds for a Community Outreach Liaison in the Office of Emergency Management, as follows: (4/5 Vote Required)

a) Appropriate \$70,000.00 in one-time funds from the Committed Contingencies fund balance for a Community Outreach Liaison in the Office of Emergency Management through 6/30/2019;

b) Approve Budget Revision Request No. 0005961 increasing appropriations in the County Executive Office, funded by the release of Committed Contingencies fund balance; and

c) Determine that the above actions are government fiscal activities or funding mechanisms that do not involve any commitment to any specific project that may result in potential physical impacts 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 Williams, that this matter be Acted on as follows:

a) through c) Approved.

The motion carried by the following vote:

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

A-11) COUNTY EXECUTIVE OFFICE [18-00704](#)

Consider recommendations regarding the establishment of one Enterprise Leader Position in the Office of Emergency Management/County Executive Office through December 2018, as follows:

- a) Adopt a Resolution which allocates to the Office of Emergency Management/County Executive Office a 1.0 FTE Enterprise Leader-General position, as of 8/27/2018; this position will terminate by 12/31/2018; 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 potential physical impacts 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 Wolf, seconded by Supervisor Lavagnino, that this matter be Acted on as follows:

a) Adopted.

RESOLUTION NO. 18-213

b) Approved.

The motion carried by the following vote:

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

A-12) FIRE [18-00692](#)

Consider recommendations regarding the acceptance of non-cash donations greater than \$10,000.00, as follows: (4/5 Vote Required)

- a) Authorize the Fire Department to accept a non-cash donation of \$134,000.00 for two Honda Pioneer Utility Terrain Vehicles (UTVs) valued at \$40,000.00 for the Construction and Crew programs, one Ford F-250 pickup, custom tandem axle trailer, and a four wheel drive All-Terrain Vehicle (ATV) with beach wheels for the Water Rescue program, valued at \$75,000.00, and a large volume copier/printer, plotter and two small printers valued at \$19,000.00 for use primarily by the Santa Barbara County Type III Incident Management Team, all donated by the Santa Barbara Firefighters Alliance, a Non-profit organization;
- b) Approve Budget Revision Request No. 0005933; and
- c) Determine that these activities are exempt from the California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15061 (b) (3), since it can be seen with certainty that there is no possibility that the activities may have a significant effect on the environment.

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

a) Authorized;

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-13) GENERAL SERVICES

18-00687

Consider recommendations regarding the acceptance of grants for electric vehicle charging stations at Foster Road and Calle Real Campus, Second and Fourth Districts, as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute an Electric Vehicle Charging Station Infrastructure Program Grant Agreement with the Santa Barbara County Air Pollution Control District (APCD) for acceptance of a grant in the amount of \$10,000.00 for installation of an electric vehicle charging station at the County's Foster Road Campus;

b) Approve and authorize the Chair to execute an Electric Vehicle Charging Station Infrastructure Program Grant Agreement with APCD for acceptance of a grant in the amount of \$10,000.00 for installation of an electric vehicle charging station at the County's Calle Real Campus;

c) Approve Budget Revision Request No. 0005896 appropriating \$20,000.00 in grant revenue for electric vehicle charging stations; and

d) Find that the recommended actions are associated with constructing and locating a limited number of new, small facilities or structures and/or installation of small new equipment and facilities in small structures and is therefore exempt from the California Environmental Quality Act (CEQA) pursuant to 14 CRR 15303 and direct staff to file a Notice of Exemption based on that finding.

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

a) and b) Approved and authorized; Chair to execute;

c) and d) Approved.

The motion carried by the following vote:

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

A-14) GENERAL SERVICES[18-00674](#)

Consider recommendations regarding a Social Services Lease at 302 Carmen Lane, in Santa Maria (RP File No. 003687), Fourth District, as follows:

a) Authorize the Director of Social Services to exercise the option to renew the lease between the County of Santa Barbara (County) and Vernon Group, a general partnership, for 302 Carmen Lane, in Santa Maria, for an additional five (5) years through February 28, 2024 at a monthly base rent of \$13,800.00, plus operating costs of \$2,160.00/mo by providing written notice of the County's intent to exercise its option to the landlord; and

b) Determine that the proposed action consists of the operation and leasing of existing public or private structures or facilities involving negligible or no expansion of use and therefore is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301, Existing Facilities, and direct staff to file and post a Notice of Exemption on that basis.

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

A-15) GENERAL SERVICES[18-00676](#)

Consider recommendations regarding a Third Amendment to the Lease Agreement for Veterans Administration Outpatient Clinic at 4440 Calle Real, Santa Barbara, RP File No. 003527, Second District, as follows:

a) Approve and authorize the Chair to execute the Third Amendment to the 2007 Lease Agreement (Amendment) between the County of Santa Barbara and the United States of America, Department of Veterans Affairs (VA), for the VA's continued use of approximately 6,700 square feet of medical office space in the County-owned building located at 4440 Calle Real, on the County's Calle Real Campus, for a period of two (2) years, through September 30, 2020; continuing the monthly fixed rental rate of \$23,659.71; and granting the General Services Director, or their designee, to approve amendments within this extension capping costs for tenant improvement in the amount of \$45,000.00 annually; and

b) Determine that the proposed action consists of the operation and leasing of existing public or private structures or facilities involving negligible or no expansion of use and therefore is exempt from the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15301, Existing Facilities, and direct staff to file and post the Notice of Exemption on that basis.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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-16) GENERAL SERVICES

18-00675

Consider recommendations regarding Behavioral Wellness Second Amendment to the Lease at 2034 De La Vina Street, in Santa Barbara, (RP File No. 003466), First District, as follows:

a) Approve and authorize the Chair to execute the Second Amendment to the Lease between the County Behavioral Wellness and Douglas W. Aiken and Patricia E. Aiken, co-trustees of the Aiken Family Living Trust, to extend the term of the Outreach and Crisis Services office lease, located at 2034 De La Vina Street, in Santa Barbara, for an additional three (3) years with two consecutive three-year options to extend the term; and

b) Determine that the proposed action consists of the leasing of an existing private structure involving negligible or no expansion of use and is therefore exempt from the California Environmental Quality Act (CEQA) guidelines, pursuant to Section 15301, Existing Facilities, and direct staff to file and post the Notice of Exemption on that basis.

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

a) Approved and authorized; Chair to executed; and

b) Approved.

The motion carried by the following vote:

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

A-17) GENERAL SERVICES[18-00694](#)

Consider recommendations regarding the County of Santa Barbara Job Order Contracting (JOC) Report, The Gordian Group Amendment 3, as follows:

- a) Receive and file a report on year two of the Santa Barbara County JOC program and strategic plan for the third year;
- b) Approve and authorize the Chair to execute the Third Amendment to the Agreement with The Gordian Group, Inc. to exercise the third option to renew the term for one additional year through September 22, 2019; and
- c) Determine that the recommended actions are not a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4) as the actions are the creation of government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project; and Section 15378(b)(5), as the actions are the organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

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

- a) Received and filed;**
- b) Approved and authorized; 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

A-18) PROBATION[18-00693](#)

Consider recommendations regarding a contract to provide software maintenance and case management system modules to Probation, as follows:

- a) Approve and authorize the Chair to execute a contract with AutoMon, LLC to provide software maintenance services and case management system modules for the period June 1, 2018 through May 31, 2022, with a not to exceed amount of \$521,924.00; 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 Wolf, seconded by Supervisor Lavagnino, 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-19) PUBLIC WORKS

[18-00572](#)

Consider recommendations regarding an Ordinance Amending Chapter 15A of the Santa Barbara County Code relating to Floodplain Management, as follows:

- a) Consider and approve the adoption (second reading) of “An Ordinance amending Chapter 15A, of the Santa Barbara County Code Relating to Floodplain Management”; and
- b) Find that the proposed actions to amend Chapter 15A of the Santa Barbara County Code relating to Floodplain Management are organizational or administrative activities of the government that are not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15378(b)(5), because they will not result in direct or indirect physical changes to the environment.

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

- a) Approved.**

ORDINANCE NO. 5058

- b) Approved.**

The motion carried by the following vote:

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

A-20) PUBLIC WORKS18-00670

Consider recommendations regarding a Statement of Final Quantities for Mission Canyon Road Storm Damage Repair, County Project No. 862397, First District, as follows:

a) Approve and authorize the Chair to execute the Statement of Final Quantities for the 17STM2 Storm Damage on Mission Canyon Road for work performed and materials supplied by Shaw Contracting, Inc., (a local vendor), 5360 Santa Rosa Lane, Carpinteria, CA 93013, in the amount of \$218,170.84; and

b) Determine that the project was found by your Board to be exempt from the provisions of the California Environmental Quality Act pursuant State Guidelines Section 15301(c) on October 5, 2017, a Notice of Exemption was filed on that basis, and the proposed action is within the scope of the Notice of Exemption.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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-21) PUBLIC WORKS18-00671

Consider recommendations regarding a Statement of Final Quantities for the Construction of San Jose Creek Bike Path Project, County Project No. 862085, Second District, as follows:

a) Approve and authorize the Chair to execute the Statement of Final Quantities for the 2017 San Jose Creek Bike Path Project for work performed and materials supplied by Lash Construction, Inc., (a local vendor), 721 Carpinteria Street, Santa Barbara, CA 93103, in the amount of \$608,071.30; and

b) Find that pursuant to State California Environmental Quality Act Guidelines Section 15162, no substantial changes are proposed, and no new information of substantial importance has come to light regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures, and therefore the proposed actions are within the scope of the Mitigated Negative Declaration (14NGD-00000-00001), and Mitigation Monitoring Program adopted by the Board upon July 11, 2017, and therefore no new environmental document is required.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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-22) PUBLIC WORKS

18-00672

Consider recommendations regarding a Statement of Final Quantities for the construction of Ray Road Rehabilitation, Project No. 820714, Third District, as follows:

a) Approve and authorize the Chair to execute a Statement of Final Quantities for the Construction of Ray Road Rehabilitation for work performed and materials supplied by CalPortland Construction, Inc., (a local vendor), 1625 East Donovan Road, Santa Maria, CA 93454, in the amount of \$387,199.80; and

b) 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 July 25, 2017 (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 the Notice of Exemption.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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-23) PUBLIC WORKS

18-00673

Consider recommendations regarding the adoption of Design Criteria for Low Volume Roads, as follows:

- a) Approve and authorize the Director of Public Works to adopt and incorporate Design Criteria for Low Volume Roads in the County of Santa Barbara, Department of Public Works, Transportation Division, Engineering Design Standards; and
- b) Determine the proposed action is not a project under the California Environmental Quality Act pursuant to Section 14 CCR 15378 (b)(2) (Organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment).

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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-24) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

18-00688

Consider recommendations regarding Flood Control-Annual Progress Report, Multi-Jurisdictional Hazard Mitigation Plan, as follows:

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

- a) Receive and file the Annual Progress Report as prepared by the Flood Control District and direct Flood Control to submit the Annual Progress Report to the Federal Emergency Management Agency; and
- b) Find that the proposed action is related to organizational or administrative activities 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 Guideline Section 15378 (b)(5).

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

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

a) Received and filed;

b) Approved.

The motion carried by the following vote:

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

A-25) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [18-00689](#)

Consider recommendations regarding the Faraday Storm Drain Improvements Project, Third District, as follows:

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

a) Approve and authorize the Chair to execute the Statement of Final Quantities for work performed and materials supplied for the Faraday Storm Drain Improvements Project by the contractor JJ Fisher Construction, Inc. (a tri-county vendor), in the amount of \$1,553,700.48; and

b) Determine that the project was found by your Board to be exempt from the provisions of the California Environmental Quality Act pursuant State Guidelines Section 15304(f) on February 14, 2017, a Notice of Exemption was filed on that basis, and the proposed action is within the scope of the Notice of Exemption.

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

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

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-26) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT

18-00666

Consider recommendations regarding Amendment No. 1 and the Agreement for Services of Independent Contractor with Stantec, as follows:

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

- a) Approve, ratify, and authorize the Chair to execute Amendment No. 1 with Stantec (a local vendor) adding federal clauses to their Agreement for Services of Independent Contractor providing flood control engineering services;
- b) Approve and authorize the Chair to execute an Agreement for Services of Independent Contractor with Stantec (a local vendor) to provide flood control engineering services for the period of August 28, 2018 through December 31, 2019 in the amount not to exceed \$500,000.00; and
- c) Determine that the contract amendment and the engineering contract are not a project under the California Environmental Quality Act pursuant to Guideline Section 15378 (b)(2), not a project.

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

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

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

The motion carried by the following vote:

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

A-27) SHERIFF

18-00682

Consider recommendations regarding the acceptance of Grant Funding from the State Alcoholic Beverage Control (ABC) for increased law enforcement to reduce criminal activity involving alcohol, as follows: (4/5 Vote Required)

- a) Accept a grant of \$100,000.00 from ABC to fund increased enforcement of crimes related to alcohol for Fiscal Year (FY) 2018-2019;
- b) Adopt a Resolution of the Board of Supervisors authorizing the Sheriff to execute an agreement with ABC for the grant;
- c) Approved Budget Revision Request No. 0005774 Appropriating \$100,000.00 in grant revenue and corresponding expense; and
- d) Find that the grant funding approval is a government funding mechanism which is not a project pursuant to section 15378(b) (4) of the California Environmental Quality Act (CEQA) Guidelines.

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

- a) Accepted;
- b) Adopted.

RESOLUTION NO. 18-214

c) and d) Approved.

The motion carried by the following vote:

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

A-28) SHERIFF

18-00686

Consider recommendations regarding a Sheriff’s Office Inmate Communication Services Contract, as follows:

- a) Approve and authorize the Chair to execute an Agreement with Telmate LLC to provide inmate communication services at Sheriff’s Office facilities for the period effective from September 1, 2018 through August 31, 2021, with the option to renew for two one-year extensions or on a month to month basis (not to exceed 12 months); and

- b) Determine that the recommended actions do 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 the actions consist of organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, 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-29) SHERIFF [18-00690](#)

Consider recommendations regarding a Fourth Amendment to the Sheriff's Office Contract with the Los Angeles Sheriff's Department, as follows:

- a) Approve, ratify, and authorize the Chair to execute amendment number four to an Agreement for intrastate transport of prisoners with the County of Los Angeles for the transportation of prisoners from other correctional facilities in California to Santa Barbara County Correctional Facilities, effective July 1, 2018, 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 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 Lavagnino, 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-30) SHERIFF [18-00691](#)

Consider recommendations regarding the Sheriff's Office Inmate Welfare Fund Annual Statement for Fiscal Year (FY) 2017-2018, as follows:

- a) Accept and file the Annual Statement for the Inmate Welfare Fund for Fiscal Year 2017-2018; and
- b) Find that the proposed actions do not constitute a "Project" within the meaning of the California Environmental Quality Act (CEQA), pursuant to 14 CCR 15378(b)(5), in that they are government administrative activities that will not result in direct or indirect changes to the environment.

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

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

The motion carried by the following vote:

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

A-31) SHERIFF[18-00696](#)

Consider recommendations regarding the acceptance of California Department of Health Care Services Grant Funds for “Expanding MAT in County Criminal Justice Settings: A Learning Collaborative”, as follows: (4/5 Vote Required)

- a) Accept the Department of Health Care Services Grant for “Expanding MAT in County Criminal Justice Settings: A Learning Collaborative”, for an amount of \$25,000.00;
- b) Approve Budget Revision Request No. 0005926 appropriating \$25,000.00 in grant revenue and corresponding expense; and
- c) Determine that the above action is not a project pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15378(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 Wolf, seconded by Supervisor Lavagnino, that this matter be Acted on as follows:

- a) Accepted;
- 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-32) SOCIAL SERVICES[18-00667](#)

Consider recommendations regarding an agreement with Santa Barbara Family Care Center dba Children’s Resource and Referral of Santa Barbara County for Emergency Child Care Bridge Program for Foster Children, as follows:

- a) Approve and authorize the Chair to execute an Agreement with Santa Barbara Family Care Center dba Children’s Resource and Referral of Santa Barbara County (local vendor) to provide Emergency Child Care Bridge Program for Foster Children for a total contract amount not to exceed \$199,263.00 for the period of September 1, 2018 through June 30, 2019; and
- b) Determine that the execution of the Agreement is exempt from the California Environmental Quality Act (CEQA) pursuant to the CEQA Guidelines Section 15061 (b) (3), finding that the execution of the Agreement is 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 Wolf, seconded by Supervisor Lavagnino, 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-33) SOCIAL SERVICES

18-00668

Consider recommendations regarding an agreement with NEC Corporation of America for an annual maintenance agreement for the Department of Social Services, as follows:

a) Approve and authorize the Chair to execute an agreement for services of independent contractor with NEC Corporation of America for an annual maintenance agreement for the Department of Social Services for a total contract amount not to exceed \$50,010.00 for the period of July 1, 2018 through June 30, 2019;

b) Authorize the Director of Social Services to review and approve annual contract extensions for the optional years, not to exceed four years for this Agreement; and

c) Determine that the approval and execution of the Agreement is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), finding that the execution of the Agreement is 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 Wolf, seconded by Supervisor Lavagnino, 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

Hearing Requests

A-34) PUBLIC WORKS

18-00664

Set a hearing to consider recommendations regarding the introduction (First Reading) of an Ordinance amending Santa Barbara County Code Chapter 23, Section 23-13.12, to expand the hours of oversize vehicle restrictions effective 30 days after adoption by the Board of Supervisors, as follows:

(Set a hearing for September 18, 2018. Time estimate: 20 minutes)

- a) Consider and approve the introduction (First Reading) of an Ordinance amending Santa Barbara County Code Chapter 23, Section 23-13.12, to expand the hours of oversize vehicle restrictions in all Supervisorial Districts;
- b) Read the title of the Ordinance and waive further reading of the Ordinance in full; and
- c) Continue the item to the Administrative Agenda of October 2, 2018 to consider recommendations regarding the adoption (Second Reading) of an Ordinance amending Santa Barbara County Code Chapter 23, Section 23-13.12 to expand the hours of oversize vehicle restrictions in all Supervisorial Districts, as follows:
 - i) Consider the adoption (Second Reading) of an Ordinance amending Santa Barbara County Code Chapter 23, Section 23-13.12, to expand the hours of oversize vehicle restrictions in all Supervisorial Districts; and
 - ii) Determine that adoption of the Ordinance to expand the hours of oversize vehicle restrictions is not a project under the California Environmental Quality Act, pursuant to 14 CCR Section 15378(b)(2), since the recommended actions are administrative activities of the County that will not result in direct or indirect physical changes in the environment and is general policy and procedure making.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Set for a hearing, as follows: September 18, 2018 in Santa Maria (EST. TIME: 20 MIN.). The motion carried by the following vote:

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

A-35) PUBLIC WORKS18-00665

Set a hearing to consider recommendations regarding the introduction (First Reading) of an Ordinance amending speed limits on various roads, effective 30 days after adoption by the Board of Supervisors, First, Second, Third and Fourth Districts, as follows:

(Set a hearing for September 18, 2018. Time estimate: 20 minutes)

a) Consider and approve the introduction (First Reading) of an Ordinance amending Santa Barbara County Code, Chapter 23, Sections 23-15.1, 23-15.4, 23-15.5 and 23-15.6, pertaining to speed limits on Rincon Hill Road and Shepard Mesa Road in the unincorporated Carpinteria area of the First District; Puente Drive, Vieja Drive and Walnut Lane in the unincorporated Goleta area of the Second District; Vereda Del Ciervo, Vereda Del Padre and Vereda Leyenda in the unincorporated Goleta area and Refugio Road in the Santa Ynez area of the Third District; and Hummel Drive in the Orcutt area of the Fourth District;

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

c) Continue the item to the Administrative Agenda of October 2, 2018 to consider recommendations regarding the adoption (Second Reading) of an Ordinance amending speed limits on various roads, as follows:

i) Consider the adoption (Second Reading) of an Ordinance amending Santa Barbara County Code, Chapter 23, Sections 23-15.1, 23-15.4, 23-15.5 and 23-15.6, pertaining to speed limits on Rincon Hill Road and Shepard Mesa Road in the unincorporated Carpinteria area of the First District; Puente Drive, Vieja Drive and Walnut Lane in the unincorporated Goleta area of the Second District; Vereda Del Ciervo, Vereda Del Padre and Vereda Leyenda in the unincorporated Goleta area and Refugio Road in the Santa Ynez area of the Third District; and Hummel Drive in the Orcutt area of the Fourth District; and

ii) Determine that amending Santa Barbara County Code, Chapter 23, Sections 23-15.1, 23-15.4, 23-15.5 and 23-15.6, pertaining to speed limits, is not a project under the California Environmental Quality Act, pursuant to 14 CCR Section 15378(b)(2), since the recommended actions are administrative activities of the County that will not result in direct or indirect physical changes in the environment and is general policy and procedure making.

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Set for a hearing, as follows: September 18, 2018 in Santa Maria (EST. TIME: 20 MIN.). 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-36) SUPERVISOR WILLIAMS [18-00698](#)

Adopt a Resolution proclaiming the month of September 2018 as Alcohol and Drug Addiction Recovery Month in Santa Barbara County.

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

RESOLUTION NO. 18-215

The motion carried by the following vote:

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

A-37) SUPERVISOR WOLF [18-00697](#)

Adopt a Resolution of Commendation honoring Anne Almy upon her retirement from the Planning and Development Department after over 24 years of dedicated service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 18-216

The motion carried by the following vote:

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

A-38) SUPERVISOR WOLF

[18-00699](#)

Adopt a Resolution proclaiming St. Vincent’s as the longest continuing operating Social Service Agency and recognizing Sister Margaret Keaveney, D.C. for 7 years as President and CEO.

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

RESOLUTION NO. 18-217

The motion carried by the following vote:

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

A-39) SUPERVISOR ADAM

[18-00705](#)

Adopt a Resolution proclaiming support for immigrants and refugees who seek opportunity or asylum in the United States according to established legal processes and those sworn to uphold such legal processes.

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

RESOLUTION NO. 18-218

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: County Planning Process - Ed Kalasky addressed the Board

Re: Retirement of Mary Byrd from APCD and Passing of Former County Supervisor Toru Miyoshi and Senator John McCain - Lee Moldaver addressed the Board

Re: Lompoc Riverbed Cleanup Process - Chief Pat Walsh, Jim Throup and Janelle Osborne addressed the Board

Re: Sacred Native American Site at Hammonds Meadow - David Blue Wolf addressed the Board

Re: Lompoc Quality of Life Issues / Wind Energy Project Environmental Review Process - Andy Caldwell addressed the Board

Departmental Agenda
Planning Items and Public Hearings

1) SUPERVISOR WILLIAMS

18-00701

HEARING - Consider recommendations regarding a report on the progress of the Cycle California Coast Bicycle Tourism Effort in Santa Barbara and Ventura Counties, as follows: (EST. TIME: 30 MIN.)

- a) Receive and file a report on the progress of the Cycle California Coast bicycle tourism effort in Santa Barbara and Ventura Counties; and
- b) Determine that the above actions are organizational or administrative activities of government that will not result in direct or indirect physical changes in the environment and are not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(5) of the CEQA Guidelines.

HEARING TIME: 10:10 AM - 10:40 AM (30 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;**
- b) Approved.**

The motion carried by the following vote:

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

2) AUDITOR-CONTROLLER, COUNTY EXECUTIVE OFFICE

18-00695

HEARING - Consider recommendations regarding Fiscal Year 2017-2018 Financial Status Report, as follows: (EST. TIME: 10 MIN.)

a) Receive and file, per the provisions of Government Code Section 29126.2, the June 30, 2018 Financial Status Report showing the status of appropriations and financing for all department budgets adopted by the Board of Supervisors; and

b) Determine that the actions above are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines, because they are government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical effect on the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 10:41 AM - 11:05 AM (24 MIN.)

Received and filed staff presentation and conducted public hearing.

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 Wolf, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

3) COUNTY EXECUTIVE OFFICE, PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT 18-00702

HEARING - Consider recommendations regarding a County-wide Hazard Mitigation Grant Program Application, First District, as follows: (4/5 Vote Required) (EST. TIME: 30 MIN.)

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

a) Adopt the Resolution entitled “Designation of Subrecipient’s Agent Resolutions for the Hazard Mitigation Grant Program and Pre-Disaster Mitigation Program” authorizing the Public Works Director or designee, as authorized agents to:

i) Submit grant applications and all required attachments, including the Local Match Fund Commitment Letter and supporting documentation, to the California Office of Emergency Services (Cal OES) for the Hazard Mitigation Grant Program No. DR-4344 and DR-4353 in the combined requested amount of \$31,312,500.00;

ii) If awarded, enter into grant agreements and all subsequent amendments to the grant agreements; and

iii) Make any certifications and assurances that may be required by the grant agreements;

b) Approve and authorize the Chair to sign Local Match Fund Commitment Letters;

c) Direct the Clerk of the Board of Supervisors and Board of Directors to execute the “Designation of Subrecipient’s Agent Resolution for the Hazard Mitigation Grant Program and Pre-Disaster Mitigation Program”;

d) Direct the County Executive Office and Public Works to return to the Board of Supervisors and Board of Directors every six months with a report on the progress of the grant applications;

e) If awarded, return to the Board of Supervisors to establish required budget appropriations; and

f) Find that the proposed action is an organizational or administrative activity related to the creation of a government funding mechanism which will not result in a direct or indirect physical change in the environment and does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and is therefore not a project under the California Environmental Quality Act pursuant to Guideline Section 15378 (b)(4) and (b)(5).

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 11:07 AM - 11:17 AM (10 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) i) through iii) Approved.

RESOLUTION NO. 18-219 (Acting as the Board of Supervisors)

RESOLUTION NO. 18-220 (Acting as the Board of Directors of the Flood Control and Water Conservation District)

b) Approved; Chair to execute;

c), d) and e) Directed; and

f) 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

18-00663

HEARING - Consider recommendations regarding Short-Term Rentals and Homestays Local Coastal Program Amendment Briefing and Request for Further Direction, as follows: (EST. TIME: 1 HR.)

a) Receive and file a report on the California Coastal Commission’s May 10, 2018 decision not to certify the Short-Term Rentals and Homestays Local Coastal Program Amendment (Coastal Commission Case No. LCP-4-STB-17-0086-3);

b) Provide direction to staff to:

i) Prepare a new Local Coastal Program Amendment that would expand the Short-Term Rentals Coastal Historic Overlay District to include additional areas that allow Short-Term Rentals;

ii) Prepare a new Local Coastal Program Amendment that would allow Short-Term Rentals throughout the entire Coastal Zone, subject to the same development standards which were included in the Short-Term Rentals and Homestays Local Coastal Program Amendment; or

iii) Pursue a different approach to Short-Term Rentals in the Coastal Zone; and

c) Determine that the Board briefing is not a project subject to the California Environmental Quality Act (CEQA) pursuant to Section 15378 of the State Guidelines for Implementation of the California Environmental Quality Act.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 11:20 AM - 1:20 PM (2 HRS.)

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:

a) Received and filed;

b) i) through iii) Provided conceptual direction as follows:

Directed staff to return to the Board with recommendations for the Short Term Rentals and Homestays Local Coastal Program Amendment including but not limited to the following additional parameters:

Owners who have been paying Transient Occupancy Tax for the past 5 years up through October 7, 2017 are allowed to continue to operate their Short Term Rentals; and

Upon sale of a home used as a Short Term Rental, the right to operate a Short Term Rental would be extinguished with the sale.

c) Approved.

The motion carried by the following vote:

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

Noes: 2 - Supervisor Adam, and Supervisor Lavagnino

5) COUNTY EXECUTIVE OFFICE

18-00683

HEARING - Consider recommendations regarding a Public Safety Dispatch Center Report, as follows: (EST. TIME: 1 HR. 30 MIN.)

- a) Receive and file an update from staff on Public Safety Dispatch alternatives;
- b) Consider options for Public Safety Dispatch;
- c) Provide staff with conceptual direction on a recommended Public Safety Dispatch alternative and direct staff to return within 60 days with further financial and timing information to fund the selected option; or
- d) Provide other direction, as appropriate; and
- e) 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 the creation of government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 3:15 PM - 5:10 PM (1 HR. 55 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) **Received and filed;**
- b), c) and d) **Provided conceptual direction as follows:**

Directed staff to move forward with analysis of the feasibility of Option 2 as reflected on page 4 of the County Executive Office Board Letter dated August 28, 2018, and to return to the Board with recommendations within 90 days.

e) **Approved.**

The motion carried by the following vote:

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

Noes: 1 - Supervisor Wolf

6) PLANNING AND DEVELOPMENT

18-00648

HEARING - Consider recommendations regarding the appeal of Feldman Residence (Case No. 18APL-00000-00011) filed by Marc Chytilo, attorney for the appellants, Raemer Crest, LLC and Brilliant Projects, LLC, of the Planning Commission’s April 4, 2018 approval of Case Nos. 13MOD-00000-00001 and 13CDH-00000-00001, as follows: (EST. TIME: 1 HR.)

- a) Deny the appeal, Case No. 18APL-00000-00011;
- b) Make the required findings for approval of the project, Case Nos. 13MOD-00000-00001 and 13CDH-00000-00001 including California Environmental Quality Act (CEQA) findings;
- c) Adopt the Mitigated Negative Declaration (15NGD-00000-00006) and adopt the mitigation monitoring program contained in the conditions of approval; and
- d) Grant de novo approval of the project, Case Nos. 13MOD-00000-00001 and 13CDH-00000-00001, subject to the conditions.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 5:08 PM - 6:38 PM (1 HR. 30 MIN.)

Received and filed staff presentation and conducted public hearing.

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

Approved the introduction into the record of the Weinberg Law Group letter dated August 27, 2018.

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 Wolf, seconded by Supervisor Hartmann, that this matter be acted on as follows:

Approved the introduction into the record of the Marc Chytilo Law Office Memorandum dated August 27, 2018.

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 Adam, seconded by Supervisor Lavagnino, that this matter be acted on as follows:

- a) Denied the Appeal (Case No. 18APL-00000-00011);
- b) Adopted required findings for the approval of the project (Case Nos. 13MOD-00000-00001 and 13CDH-00000-00001), included as attachment 1 to the Planning and Development Board Letter dated August 28, 2018, including CEQA Findings as modified by the Planning and Development Department Memorandum dated August 8, 2018;
- c) Adopted Mitigated Negative Declaration (15NGD-00000-00006) included as Attachment 6 to the Planning and Development Board Letter dated August 28, 2018, and adopted the mitigation monitoring program contained in the conditions of approval; and
- d) Granted de novo approval of the project (Case Nos. 13MOD-00000-00001 and 13CDH-00000-00001), subject to the conditions included as Attachment 2 to the Planning and Development Board Letter dated August 28, 2018.

The motion carried by the following vote:

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

Adjourned at 6:40 PM

Adjourned to

Tuesday, September 11, 2018

Joseph Centeno Betteravia Government Administration Building

Board Hearing Room

511 East Lakeside Parkway

Santa Maria

Challenges

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

Announcements

The meeting of Tuesday, August 28, 2018 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, August 30, 2018, at 5:00 PM and on Saturday, September 1, 2018, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>