

County of Santa Barbara
BOARD OF SUPERVISORS



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

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, October 8, 2019

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 Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

Pledge of Allegiance

Approval of Minutes of the October 1, 2019 Meeting

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

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

County Executive Officer's Report

19-00001

County Executive Officer, Mona Miyasato, announced the following:

The National Weather Service and county officials are monitoring the forecast as fire weather conditions are expected to begin this week on October 9th. To reduce the risk of wildfires during critical fire weather, Southern California Edison and PG&E may perform a Public Safety Power Shutoff (PSPS). The next informational meeting regarding the PSPS program is scheduled for October 14th at 5:30 PM at the Government Center Hearing Room, 511 East Lakeside Parkway, Santa Maria.

Staff will provide the Board with an item regarding the dangers of vaping within the next few months.

Planning and Development Director Lisa Plowman introduced multiple new staff hires within the Planning and Development department.

12:00 P.M. Recessed to Closed Session

Closed Session

[19-00002](#)

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

Santa Barbara County Board of Supervisors, sitting as the Board of Supervisors and as the Board of Directors of the Santa Barbara County Flood Control and Water Conservation District:

Southern California Fire Cases, Judicial Council Coordination Proceeding case number 4965, Los Angeles County Superior Court case number BC699216.

Report from Closed Session

County counsel reported that in the matter involving a decision to initiate civil litigation: one case, by a 5:0 vote, the Board of Supervisors directed County Counsel to file a writ petition to challenge those portions of the Behavioral Wellness/Medical audit for Fiscal Year 2007/2008 that came out unfavorable to the County of Santa Barbara.

Details of this announcement can be obtained in the office of County Counsel. No further reportable actions 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.

Resolutions to be Presented

A-1) SUPERVISOR WILLIAMS, SUPERVISOR LAVAGNINO [19-00855](#)

Adopt a Resolution proclaiming October 10, 2019 as World Homeless Day in Santa Barbara County.

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

RESOLUTION NO. 19-254

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

A-2) SUPERVISOR LAVAGNINO [19-00849](#)

Adopt a Resolution proclaiming the week of October 6, 2019 through October 12, 2019 as National Fire Prevention Week in Santa Barbara County.

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

RESOLUTION NO. 19-255

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

A-3) SUPERVISOR LAVAGNINO [19-00850](#)

Adopt a Resolution of Commendation honoring Wendy Stanley upon her retirement from the Probation Department after over 30 years of dedicated service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 19-256

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

Administrative Items**A-4) COUNTY EXECUTIVE OFFICE [19-00860](#)**

Consider recommendations regarding a Loss Portfolio Transfer (LPT) Agreement with California State Association of Counties Excess Insurance Authority (CSAC EIA), as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair to execute the LPT Agreement for \$14,989,800.00, which transfers the County of Santa Barbara's outstanding self-insured workers' compensation liability to the CSAC EIA;
- b) Approve Budget Revision Request No. 0006638 to establish appropriations of \$2,274,200.00 in County Executive Office Workers' Comp Self Insurance Fund to increase Services and Supplies funded by a decrease to Retained Earnings; and
- c) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5) because it consists of government administrative or fiscal activities that will not result in direct or indirect physical changes in the environment.

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

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

The motion carried by the following vote:

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

A-5) COUNTY EXECUTIVE OFFICE [19-00856](#)

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

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

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

A-6) GENERAL SERVICES [19-00852](#)

Consider recommendations regarding a Sublease with the State of California's Employment Development Department (EDD) at One Stop Workforce Resource Center, 1410 South Broadway, in Santa Maria, (RP File No. 003890), Fifth District, as follows:

a) Approve, ratify, and authorize the Chair to execute the Sublease between the County of Santa Barbara and with the State of California's EDD under the Master Lease Agreement with Santa Maria Associates for the property located at 1410 South Broadway, Santa Maria, CA 93454 in Santa Maria (APN. 128-066-005), granting an additional five (5) year term, from November 1, 2018 to October 31, 2023; and

b) Find that the proposed action is for the continued leasing of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that which presently exists; and is therefore exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301, and direct staff to file a notice of Exemption on that basis.

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

a) Approved, ratified and authorized; Chair to execute; and

b) Approved.

The motion carried by the following vote:

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

A-7) HUMAN RESOURCES

19-00853

Consider recommendations regarding a First Amendment to the Agreement between the County of Santa Barbara and Robert Half International Inc. for Temporary Personnel Services, as follows:

- a) Approve, ratify and authorize the Chair to execute the First Amendment to Board Contract No. BC19072. The amendment increases the total contract amount by \$175,000.00 for the contract term of June 1, 2019 through June 30, 2020 for a total contract value of \$350,000.00;
- b) Determine that the County’s economic interests are served by such a contract, pursuant to Government Code Section 31000.4, by meeting immediate administrative staffing needs that arise suddenly and cannot be met through the County’s extra help hiring process; and
- c) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(4) that the above action is a government fiscal activity which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and therefore is not a project subject to environmental review.

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

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

The motion carried by the following vote:

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

A-8) PLANNING AND DEVELOPMENT[19-00854](#)

Consider recommendations regarding the approval of Amendment No. 1 to the Professional Services Contract with Rincon Consultants, Inc. for preparation of the Subsequent Environmental Impact Report (SEIR) for the Neighborhoods of Willow Creek and Hidden Canyon Project, Third District, as follows:

- a) Approve and authorize the Chair to execute Amendment No. 1 to the Professional Services Agreement BC19097 with Rincon Consultants, Inc., to increase the scope of work and to add funding in the amount of \$6,820.00 for a revised base contract amount of \$147,564.00 and a total contract amount not to exceed \$170,878.00 for preparation of the SEIR for the Neighborhoods of Willow Creek and Hidden Canyon project; and
- b) Determine that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), which exempts organizational or administrative activities of governments that will not result in direct or indirect physical changes to the environment.

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

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

The motion carried by the following vote:

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

A-9) PUBLIC HEALTH[19-00857](#)

Consider recommendations regarding the Office of Statewide Health Planning and Development Data Use Agreement for the Health Officer, as follows:

- a) Approve and authorize the Public Health Department Health Officer to submit the Office of Statewide Health Planning and Development a Data Use Agreement to receive Emergency Visit and Hospitalization Data for the years 2005 through 2018 for the use by the Epidemiology Unit to evaluate local health issues through analysis of disease trend and injury data in Santa Barbara County;
- b) Approve and authorize the Public Health Department Director, or designee, to approve additional data use agreements for the years 2019 through 2024 for the same purpose and upon concurrence by the County Counsel's Office; and
- c) Determine that the activity is not a "Project" subject to California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(5), since the activity is an organizational or administrative activity of government that will not result in direct or indirect physical changes in the environment.

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

a) and b) Approved and authorized; and

c) Approved.

The motion carried by the following vote:

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

A-10) PUBLIC WORKS[19-00851](#)

Consider recommendations regarding authority to advertise and receive bids for the Santa Ynez Valley Recycling and Transfer Station Storm Water Treatment Best Management Practice (BMP) Unit 1 Project, County Project 828370, Third District, as follows:

- a) Authorize the Public Works Director to advertise and receive bids for the Santa Ynez Valley Recycling and Transfer Station Storm Water Treatment BMP Unit 1 Project; and
- b) Determine that the proposed Santa Ynez Valley Recycling and Transfer Station Storm Water Treatment BMP Unit 1 Project is within the scope of the project included in the Notice of Exemption prepared pursuant the California Environmental Quality Act Guidelines Sections 15303 and 15304 dated July 30, 2018, considered by the Board of Supervisors on September 18, 2018, and posted at the Clerk of the Board on September 19, 2018.

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

A-11) PUBLIC WORKS, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT[19-00859](#)

Consider recommendations regarding a Joint Funding Agreement for the Cooperative Stream Gauging Program, as follows:

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

- a) Approve and authorize the Chair to execute the Joint Funding Agreement with the United States Geological Survey to continue the county-wide cooperative Stream Gauging Program from November 1, 2019 through October 31, 2020 in the amount of \$357,650.00, of which \$254,300.00 will be funded by the Flood Control District; and
- b) Find that the Cooperative Stream Gauging Program is exempt under California Environmental Quality Act Guidelines Section 15306, basic data collection, research, experimental management, and resources evaluation activities; and approve the filing of a Notice of Exemption on that basis.

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

Board of Supervisors

A-12) SUPERVISOR HARTMANN [19-00861](#)

Approve the appointment of JoAnna Wogulis to the Human Services Commission, term ending September 16, 2020, Third District.

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

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

A-13) SUPERVISOR HARTMANN [19-00862](#)

Approve the appointment of Victoria King Kondos to the Behavioral Wellness Commission, term ending January 1, 2021, Third District.

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

Ayes: 5 - Supervisor Williams, Supervisor Hart, 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) (19-00004)

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

Re: County Permitting Process - Ed Kalasky addressed the Board

Re: Appreciation for County Fire response to the Tepusquet wildfire which occurred on October 5, 2019 - Lil Clary addressed the Board

Departmental Agenda
Planning Items and Public Hearings

1) **HUMAN RESOURCES**

19-00800

HEARING - Consider recommendations regarding an amendment to the Ordinance setting compensation and benefits for members of the Santa Barbara County Board of Supervisors, as follows: (EST. TIME: 15 MIN.)

a) Approve the introduction (first reading) of the Ordinance, which amends Ordinance 5061 setting compensation and benefits for members of the Board of Supervisors, as follows:

i) Effective the first pay period following sixty (60) days after Board approval, provide a 3% salary increase consistent with the October 2018 Index of the Consumer Price Index - Urban (CPI - U) for the Los Angeles-Long Beach-Anaheim area, and continue to tie future annual salary increases from a minimum of 0% to a maximum of 3% each Fiscal Year to this index;

ii) Effective in the first pay period following sixty (60) days after Board approval, implement a 0.83% pension cost-sharing pick-up for members of the Board of Supervisors in classic/legacy retirement plans;

iii) Effective with the 2020 health insurance plan year (Pay Period 2020-01) or in the first pay period following sixty (60) days after Board approval, provide to all Board members enrolled in and receiving County-sponsored health insurance the same 2.5% increase to the County contributions to health insurance that all County employees on health plans will receive; and

iv) Effective in the first pay period following sixty (60) days after Board approval, increase the automobile allowance for members of the Board of Supervisors by \$7.00 biweekly to \$232.00 biweekly to align the automobile allowance with that received by elected County department heads;

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

c) Continue the hearing to the Administrative Agenda of October 15, 2019 to approve the amendment to Ordinance 5061, as follows:

i) Provide a 3% salary increase, consistent with the October 2018 Index of the CPI - U for the Los Angeles-Long Beach-Anaheim area to be effective during Fiscal Year 2019-2020 and tie future, annual salary increases to the Consumer Price Index - Urban (October Indices) from a minimum of 0% to a maximum of 3% each Fiscal Year, effective the first pay period following sixty (60) days after Board approval;

- ii) Implement a 0.83% pension cost-sharing pick-up for members of the Board of Supervisors in classic/legacy retirement plans, effective the first pay period following sixty (60) days after Board approval;
- iii) Provide a 2.5% increase to the County contributions to health insurance for all Board members enrolled in and receiving County-sponsored health insurance, effective with the 2020 plan year (Pay Period 2020-01) or in the first pay period following sixty (60) days after Board approval, which is consistent with the increase all County employees on health plans will receive to the County contribution to health insurance, effective with the 2020 health insurance plan year; and
- iv) Increase the automobile allowance for members of the Board of Supervisors by \$7.00 biweekly to the amount of \$232.00 biweekly to match the automobile allowance of other elected County department heads; and
- d) Determine that the above actions are government fiscal activities or funding mechanisms which do not involved 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.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 9:40 AM - 9:46 AM (6 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) and b) Read title, waived further reading of the Ordinance. Introduction approved; adoption (second reading) set for October 15, 2019 on the Administrative Agenda in Santa Barbara;

c) i) through iv) Set for October 15, 2019 on the Administrative Agenda in Santa Barbara; and

d) Approved.

The motion carried by the following vote:

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

Noes: 1 - Supervisor Adam

2) AGRICULTURAL COMMISSIONER

19-00848

HEARING - Consider recommendations regarding an Industrial Hemp Presentation, as follows:
(EST. TIME: 15 MIN.)

- a) Receive and file the Industrial Hemp Presentation; and

- b) Determine that these actions do not constitute a project under the California Environmental Quality Act (CEQA) based on CEQA Guidelines 15378(b)(2) and (5) as administrative activities that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 9:47 AM - 10:37 AM (50 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; and**

- b) Approved.**

The motion carried by the following vote:

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

3) COUNTY EXECUTIVE OFFICE

19-00863

HEARING - Consider recommendations regarding the Census 2020 Complete Count Outreach Update - Strategic and Implementation Planning, as follows: (EST. TIME: 30 MIN.)

a) Receive and file an update on the status of the Census 2020 Complete Count planning in Santa Barbara County; and

b) Determine that these actions do not constitute a project under the California Environmental Quality Act (CEQA) based on CEQA Guideline 15378 (b)(4) since the actions are a government funding mechanism which does 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: APPROVE

HEARING TIME: 10:47 AM - 11:17 AM (30 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) Received and filed;

b) Approved.

Directed staff to return to the Board with information regarding the county bilingual communication resources available to the public.

The motion carried by the following vote:

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

Adjourned at 12:17 PM

Adjourned to

Tuesday, October 15, 2019

County Administration Building
Board Hearing Room
105 East Anapamu Street , Fourth Floor
Santa Barbara

Challenges

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

Announcements

The meeting of Tuesday, October 8, 2019 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, October 10, 2019, at 5:00 PM and on Saturday, October 12, 2019, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>