

County of Santa Barbara
BOARD OF SUPERVISORS



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

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, February 9, 2021

9:00 AM

REMOTE VIRTUAL PARTICIPATION ONLY

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 Nelson, and Supervisor Lavagnino

Pledge of Allegiance

Approval of Minutes of the February 2, 2021 Meeting

A motion was made by Supervisor Hart, seconded by Supervisor Williams, to approve the minutes. The motion carried by the following vote:

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

County Executive Officer's Report

[21-00001](#)

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

Heard a Presentation by staff on activities celebrating Black History Month in Santa Barbara County.

The Santa Barbara County Board of Supervisors plan to hold a Special Meeting on Tuesday, February 23, 2021 at 9:00 AM to conduct a homeless workshop and approve Phase II of the Santa Barbara County Homeless Plan. More information to follow.

12:00 P.M. Recessed to Closed Session

Closed Session

21-00146

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

Travis Keller v. County of Santa Barbara, Santa Barbara County Superior Court case number 15CV03102.

Rancho La Laguna, LLC v. County of Santa Barbara, Santa Barbara County Superior Court case number 17CV04420.

CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code section 54956.8)

Property: Near the intersection of San Miguelito Road and Sudden Road, southwest of the City of Lompoc, California (Third and Fourth Supervisorial Districts); Assessor Parcel Numbers: 083-080-004, 083-090-001, 083-090-002, 083-090-003, 083-090-004, 083-100-004, and 083-100-007. Agency negotiators: General Services Director Janette Pell and Planning and Development Director Lisa Plowman. Negotiating party: Daniel Duke, for Strauss Wind Energy, LLC. Under negotiation: Price and terms.

CONFERENCE WITH LABOR NEGOTIATORS
(Subdivision (a) of Government Code section 54957.6)

Employee organizations: Service Employees International Union, Local 620. Agency-designated representatives: County Executive Officer Mona Miyasato and Human Resources Director Maria Elena de Guevara.

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 21-00121

Consider recommendations regarding a 2021 Noxious Weed Grant Program Agreement 20-0984-000-SA with the California Department of Food and Agriculture (CDFA), as follows:

- a) Approve, ratify and authorize the Chair to execute an agreement with the CDFA for the implementation of data collection and mapping of noxious and invasive weed population for the period of January 15, 2021 through June 30, 2022 in the amount of \$24,753.25; and
- b) Determine that the above action involves government funding mechanisms and/or fiscal activities and is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(4).

A motion was made by Supervisor Hart, seconded by Supervisor Williams, 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 Nelson, and Supervisor Lavagnino

A-2) AGRICULTURAL COMMISSIONER [21-00124](#)

Consider recommendations regarding the First Amendment to a Nursery Inspection Program Agreement Number 20-0421-000-SA with the California Department of Food and Agriculture (CDFA), as follows:

a) Approve, ratify and authorize the Chair to execute the First Amendment to the agreement with the CDFA for services related to enforcement of the California Nursery Inspection Program to increase the County's reimbursement by \$2,409.00 for a total contract amount of \$18,829.00 for the period of July 1, 2020 through June 30, 2021; and

b) Determine that the above action involves government funding mechanisms and/or fiscal activities and is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section CCR 15378(b)(4).

A motion was made by Supervisor Hart, seconded by Supervisor Williams, 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 Nelson, and Supervisor Lavagnino

A-3) BEHAVIORAL WELLNESS [21-00136](#)

Consider recommendations regarding a Fourth Amendments to the Telecare Corporation and Crestwood Behavioral Health, Inc. Fiscal Year (FY) 2018-2021 Adult Crisis Residential Mental Health Services Agreements and Amendment to the FY 2018-2019 Mental Health County Maximum Allowable (CMA) Rate; as follows:

a) Approve, ratify, and authorize the Chair to execute a Fourth Amendment to the Agreement for Services of Independent Contractor with Crestwood Behavioral Health, Inc., a Delaware corporation (not a local vendor), for the provision of adult crisis residential mental health services in south Santa Barbara County, to extend the contract through June 30, 2021 and increase the contract amount by \$463,628.00 for FY 2020-2021 for a maximum contract amount not to exceed \$3,010,247.00 for the period of May 28, 2019 through June 30, 2021, inclusive of \$228,479.00 for FY 2018-2019, \$1,390,884.00 for FY 2019-2020, and \$1,390,884.00 for FY 2020-2021;

b) Approve, ratify, and authorize the Chair to execute a Fourth Amendment to the Agreement for Services of Independent Contractor with Telecare Corporation, a California corporation (not a local vendor), for the provision of adult crisis residential mental health services in north Santa Barbara County, to extend the contract through June 30, 2021 and increase the contract amount by \$1,024,456.00 for FY 2020-2021, for a maximum contract amount not to exceed \$6,147,509.00 for the period of May 28, 2019 through June 30, 2021, inclusive of \$168,894.00 for FY 2018-2019, \$2,905,248.00 for FY 2019-2020, and \$3,073,367.00 for FY 2020-2021;

c) Approve and authorize the Director of the Department of Behavioral Wellness to remove the CMA Rate for FY 2018-2019, with no change to the maximum contract amounts, for the following Mental Health providers:

i) Crestwood CRT; and

ii) Telecare Corporation CRT;

d) Delegate to the Director of Behavioral Wellness or designee the authority to reallocate funds between funding sources with discretion during the term of the Agreements and in the year end cost settlements of the Agreements; increase or remove the CMA rates based on operating needs for FY 2020-2021; amend the program goals, outcomes, and measures in Exhibits E of the Agreements; and make immaterial changes to the Agreements, all without altering the maximum contract amounts of the Agreements and without requiring a formal amendment to the Agreements, subject to the Board's ability to rescind this delegated authority at any time; and

e) Determine that the above actions are government fiscal activities, which do not involve any commitment to any specific project that 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 Hart, seconded by Supervisor Williams, that this matter be acted on as follows:

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

c) i) and ii) Approved and authorized;

d) Delegated; and

e) Approved.

The motion carried by the following vote:

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

A-4) CLERK-RECORDER-ASSESSOR[21-00130](#)

Consider recommendations regarding a Contract Amendment with Robert Half International Inc., as follows:

- a) Approve and authorize the Chair to execute a First Amendment to the Agreement with Robert Half International Inc. doing business through its divisions Accountemps and Office Team to provide qualified temporary staff for election-related work, for a term ending June 30, 2021 and to increase the contract amount by \$150,000.00 to not-to-exceed \$750,000.00; and
- b) Determine pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(5) that the above action is not a project subject to CEQA review because the action consists of organizational and administrative activities of governments that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Hart, seconded by Supervisor Williams, 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 Nelson, and Supervisor Lavagnino

A-5) COMMUNITY SERVICES[21-00132](#)

Consider recommendations regarding the Project Roomkey COVID-19 Homeless Task Force Response for the Daily Food Contract and Extension of On-Site Managerial Administration at the Emergency Shelter; as follows:

- a) Approve, ratify and authorize the Chair to execute the Daily Food Service Agreement with Hardy Diagnostics to provide meal services at the County's Project Roomkey South facility for the period January 1, 2021 to June 30, 2021, in amount not to exceed \$200,000.00, which is comprised of CARES;
- b) Approve and authorize the Chair to execute the Second Amendment to the PATH Agreement increasing the PATH Agreement by \$74,000.00 in funding from CARES to a new not-to-exceed amount of \$185,000.00; and

c) Determine that the recommended actions are not the acceptance and 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 project is a 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; and that the actions are exempt from CEQA pursuant to Guidelines Section 15269(c) as they consist of specific actions necessary to prevent or mitigate an emergency.

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

a) Approved, ratified 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 Hart, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

A-6) COMMUNITY SERVICES

[21-00133](#)

Consider recommendations regarding the Execution of an Agreement with United Way of Santa Barbara County (United Way) to Implement an Emergency Rental Assistance Program Utilizing Consolidated Appropriations Act of 2021 Funds; as follows:

a) Approve and authorize the Chair to execute a County Subrecipient Agreement in the amount of \$13,373,876.00, with United Way, utilizing Federal Consolidated Appropriations Act of 2021 funding for administration and implementation of an emergency rent and utility assistance payment program for qualifying Santa Barbara County residents; and

b) Determine that the above actions are not a project under 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; and are otherwise exempt pursuant to CEQA Guidelines Section 15269 as it consists of a specific action necessary to mitigate an emergency.

A motion was made by Supervisor Hart, seconded by Supervisor Williams, 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 Nelson, and Supervisor Lavagnino

A-7) COMMUNITY SERVICES

21-00134

Consider recommendations regarding the Goleta Valley Library Advisory Commission Member Recommendation for Appointment, Third District, as follows:

a) Approve the Isla Vista Community Services District's recommendation and suggest to the City of Goleta appointment of Marcos Aguilar to the Goleta Valley Library Advisory Commission to represent the Isla Vista Community Services District service area; and

b) Determine that the recommendation of appointments to the Goleta Valley Library Advisory Commission is not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), finding that the action involves government organizational or administrative activities which do 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 Hart, seconded by Supervisor Williams, that this matter be acted on as follows:

a) and b) Approved.

The motion carried by the following vote:

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

A-8) COMMUNITY SERVICES

21-00135

Consider recommendations regarding the Approval of Sub-Recipient Agreements for Emergency Solutions Grant, Coronavirus Round 2 (ESG-CV2) funding for COVID-19 Homelessness Response; as follows:

a) Approve, ratify, and authorize the Chair to execute agreements using ESG-CV2 funds allocated through the State of California for continued COVID-19 homelessness response for the following proposed sub-recipients:

- i) \$1,132,489.00 to Good Samaritan Shelter for increased Emergency Shelter costs and \$440,350.00 for Rapid Rehousing;
 - ii) \$200,000.00 to USSB Freedom Warming Centers for increased Emergency Shelter costs;
 - iii) \$127,815.50 to People Helping People for Rapid Rehousing;
 - iv) \$950,763.00 to City Net for Rapid Rehousing and \$806,141.60 for Street Outreach costs;
 - v) \$167,866.00 to Domestic Violence Solutions for Rapid Rehousing; and
 - vi) \$200,000.00 to New Beginnings Counseling Center for Rapid Rehousing; and
- b) Determine that the recommended actions are not the acceptance and 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 project is a 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.

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

- a) i) through vi) 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 Nelson, and Supervisor Lavagnino

A-9) COMMUNITY SERVICES

21-00145

Consider recommendations regarding Beachside Bar and Café Termination of Concession Agreement, Second District, as follows:

- a) Accept the request to terminate the concession agreement for Richhardy Corporation to operate the Beachside Bar and Café at Goleta Beach County Park; and
- b) Determine that the Project is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15061(b)(3) of the State Guidelines for the Implementation of CEQA, finding that the activity is covered by the common sense exemption that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

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

A-10) COUNTY COUNSEL [21-00128](#)

Consider recommendations regarding the 2020 Biennial Review and Amendments to the Conflict of Interest Code of the Montecito Water District, as follows:

a) Approve the proposed amended Conflict of Interest Code of the Montecito Water District; and

b) Determine that the above action is an organizational or administrative activity of the government 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 section 15378(b)(5) of the CEQA Guidelines.

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

a) and b) Approved.

The motion carried by the following vote:

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

A-11) COUNTY EXECUTIVE OFFICE [21-00138](#)

Consider recommendations regarding Property Tax Exchange Agreement for 691 North Hope Avenue Reorganization Annexation with the City of Santa Barbara (City) (LAFCO 18-07), as follows:

a) Adopt a Resolution providing for a negotiated exchange of property tax revenues pertaining to the 691 North Hope Avenue Reorganization (LAFCO No. 18-07), an annexation to the City and detachment from the Santa Barbara County Fire Protection District, Goleta Water District, Goleta Sanitary District and County Service Area 32; and

b) Find that the proposed actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Sections 15378(b)(4) and 15378(b)(5) of the CEQA Guidelines, because they are government fiscal, organizational or administrative activities that will not result in direct or indirect physical changes in the environment.

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

a) Adopted; and

RESOLUTION NO. 21-25

b) Approved.

The motion carried by the following vote:

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

A-12) COUNTY EXECUTIVE OFFICE [21-00142](#)

Approve Budget Revision Request Nos. 0007322, and 0007353 (Majority Vote Required); and Budget Revision Request No. 0007359 (4/5 Vote Required).

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

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

A-13) PLANNING AND DEVELOPMENT [21-00127](#)

Consider recommendations regarding the reconsideration of the California Coastal Commission's Certification of the Agricultural Employee Dwelling (AED) Local Coastal Program Amendment, as follows:

a) Make the findings for approval of an Ordinance (Case No. 18ORD-00000-00003) amending Article II, the Coastal Zoning Ordinance (Article II) of Chapter 35, Zoning, of the Santa Barbara County Code related to the AED Ordinance Amendment, including California Environmental Quality Act (CEQA) findings;

b) Determine that the Negative Declaration (14NGD-00000-00014) adopted for the 2015-2023 Housing Element Update (Housing Element) fulfills the environmental review requirements for the revised Ordinance and no subsequent environmental document shall be prepared pursuant to State CEQA Guidelines Section 15162;

- c) Adopt an Ordinance (Case No. 18ORD-00000-00003) amending Article II of Chapter 35, Zoning, of the Santa Barbara County Code related to the AED Ordinance Amendment;
- d) Adopt a Resolution authorizing the resubmittal to the California Coastal Commission for review and certification of an Ordinance (Case No. 18ORD-00000-00003) amending Article II of Chapter 35, Zoning, of the Santa Barbara County Code related to the AED Ordinance Amendment; and
- e) Determine that the submittal of the aforementioned Resolution and amendments to the Santa Barbara County Local Coastal Program to the California Coastal Commission is exempt from environmental review pursuant to State CEQA Guidelines Section 15265.

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

a) and b) Approved;

c) Adopted;

ORDINANCE NO. 5129

d) Adopted; and

RESOLUTION NO. 21-26

e) Approved.

The motion carried by the following vote:

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

A-14) PUBLIC HEALTH

[21-00123](#)

Consider recommendations regarding a Memorandum of Understanding (MOU) with the California Department of Public Health to assist with Case Investigation and Contact Tracing in Santa Barbara County for COVID-19, as follows:

- a) Approve, ratify, and authorize the Chair to execute an MOU between the California Department of Public Health and the County of Santa Barbara for Emergency Medical and Health Disaster Assistance authorizing up to thirty State employees to assist the County with Case Investigation and Contact Tracing in Santa Barbara County for COVID-19 during the period of January 9, 2021 through June 30, 2021; and

b) Determine that the proposed action does not constitute a “Project” within the meaning of California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(5) of the CEQA Guidelines, because it consists 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 Hart, seconded by Supervisor Williams, 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 Nelson, and Supervisor Lavagnino

A-15) PUBLIC HEALTH

21-00122

Consider recommendations regarding a Request to Ratify Execution of Emergency Occupancy Agreement with Best Western Plus Encina Inn and Suites for Isolation and Quarantine for COVID-19 Response, as follows:

a) Approve and ratify an Emergency Occupancy Agreement between the County of Santa Barbara and the Best Western Plus Encina Inn and Suites located in Southern Santa Barbara County for isolation and quarantine of suspected and confirmed COVID-19 persons in response to the COVID-19 pandemic;

b) Authorize the Public Health Director, or designee, until otherwise ordered by the Board, to continue utilizing the Emergency Occupancy Agreement to provide isolation and quarantine in response to the COVID-19 pandemic for payments due under Section 4 in an amount not to exceed \$70,000.00; and

c) Determine that the recommended actions are not the acceptance and 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 project is a 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; and that the actions are exempt from CEQA pursuant to Guidelines Section 15269(c) as they consist of specific actions necessary to prevent or mitigate an emergency.

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

- a) Approved and ratified;
- b) Authorized; and
- c) Approved.

The motion carried by the following vote:

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

A-16) SHERIFF

21-00111

Consider recommendations regarding an Enterprise Fleet Management equity lease agreement, as follows:

- a) Approve and authorize the Chair to execute the Master Lease Agreement and accompanying Addendum with Enterprise Fleet Management for a term of 5 years, for a total contract amount of \$3,014,700.00; delegate to the Sheriff, or designee, the authority to sign individual vehicle lease agreements pursuant to the Master Lease as long as 1) there is concurrence to the individual vehicle lease agreement by County Counsel, Auditor Controller, and Risk Management, 2) Sheriff’s Office to provide a report of all signed leases to General Services quarterly, and 3) this delegation is subject to the Board’s authority to rescind this delegated authority at any time; and
- b) Determine that the above actions are an organizational or administrative activity of the government 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 section 15378(b)(5) of the CEQA Guidelines.

A motion was made by Supervisor Hart, seconded by Supervisor Williams, 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 Nelson, and Supervisor Lavagnino

A-17) SOCIAL SERVICES[21-00120](#)

Consider recommendations regarding an Agreement with Community Action Commission of Santa Barbara County dba CommUnify for Senior Nutrition for Homebound Low Income Seniors, as follows:

a) Approve, ratify, and authorize the Chair to execute an Agreement with Community Action Commission of Santa Barbara County dba CommUnify to provide senior nutrition for homebound low income seniors for a total contract amount not to exceed \$77,237.60 for the period of February 1, 2021 through March 28, 2021; and

b) 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 Hart, seconded by Supervisor Williams, 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 Nelson, and Supervisor Lavagnino

A-18) TREASURER-TAX COLLECTOR[21-00119](#)

Accept for filing the Fiscal Year 2020-2021 Second Quarter (October - December 2020) report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b).

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

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

Board of Supervisors**A-19) SUPERVISOR WILLIAMS****21-00131**

Approve the appointment of Christian Alonso to the Housing Authority Board of Commissioners, Term ending January 1, 2025, First District.

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

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

Hearing Requests**A-20) PLANNING AND DEVELOPMENT****21-00129**

Set a hearing to consider recommendations regarding the Pulice Appeal of the Ellwood Quarry Revised Conditional Use Permit and Reclamation Plan, Case Nos. 19APL-00000-00026 of 18RVP-00000-00016, and 17RVP-00000-00082, Third District, as follows:
(Set a hearing for March 2, 2021. Time estimate: 1 hour)

- a) Deny the appeal, Case No. 19APL-00000-00026;
- b) Make the required findings for approval of the project, including California Environmental Quality Act (CEQA) findings;
- c) After considering the environmental review documents (Addendum together with the previously certified Environmental Impact Report 87-EIR-3), determine that as reflected in the CEQA findings, no subsequent Mitigated Negative Declaration or Environmental Impact Report shall be prepared for this project; and
- d) Grant de novo approval of the project, Case Nos. 17RVP-00000-00082 and 18RVP-00000-00016, subject to the conditions of approval.

A motion was made by Supervisor Hart, seconded by Supervisor Williams, that this matter be set for a hearing, as follows: March 2, 2021 (EST. TIME 1 HR.). The motion carried by the following vote:

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

A-21) PUBLIC HEALTH[21-00126](#)

Set a hearing to consider recommendations regarding an Ordinance amending Santa Barbara County Code Chapter 16 to authorize Microenterprise Home Kitchen Operations to be permitted countywide as a Food Facility, and a Resolution amending Food Facility Fees to include application plan review and annual permitting fees for Microenterprise Home Kitchen Operations, as follows:

(Set a hearing on March 2, 2021. Time estimate: 15 minutes)

- a) Receive and file a presentation regarding an Ordinance authorizing Microenterprise Home Kitchen Operations and an Environmental Health Services Fee Resolution;
- b) Approve the introduction (First Reading) of an Ordinance to amend Chapter 16, Article III, entitled "County Retail Food Code" in the Santa Barbara County Code;
- c) Read the title of the Ordinance and waive full reading of the Ordinance;
- d) Adopt a Resolution amending fees for Environmental Health Services relating to Food Facilities to incorporate new fees for Microenterprise Home Kitchen Operations;
- e) Determine that the Resolution amending fees for Environmental Health Services relating to Food Facilities is exempt from California Environmental Quality Act (CEQA) review pursuant to CEQA Guideline Sections 15273 and Public Resources Code 21080, subdivision (b)(8)(A) because it is for the purpose of meeting public agency operating expenses and does not involve any commitment to a specific project which may result in a potentially significant physical impact on the environment; and that the recommended actions are otherwise not a project subject to CEQA pursuant to Guidelines Sections 15378(b)(4) and 15378(b)(5), because they are administrative activities of a local government and government fiscal activities which do not involve any commitment to a specific project which may result in a potentially significant physical impact on the environment, and direct staff to include these findings in a Notice of Exemption to be filed after the Board's actions at the hearing continued in accordance with Recommended Action f) below; and
- f) Continue the hearing to the Administrative Agenda for March 9, 2021 to consider recommendations, as follows:
 - i) Consider and approve the adoption (Second Reading) of an Ordinance to amend Chapter 16, Article III, entitled "County Retail Food Code" in the Santa Barbara County Code; and
 - ii) Find that the Ordinance is exempt from CEQA review per CEQA Guideline Section 151061(b)(3), since it can be seen with certainty that there is no possibility that the activity may have a significant impact on the environment, and direct staff to file a Notice of Exemption.

A motion was made by Supervisor Hart, seconded by Supervisor Williams, that this matter be set for a hearing, as follows: March 2, 2021 (EST. TIME 15 MINS.). The motion carried by the following vote:

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

Honorary Resolutions

A-22) SUPERVISOR LAVAGNINO [21-00139](#)

Adopt a Resolution of commendation honoring Sandra Gutierrez upon her retirement after over 27 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 21-27

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

Administrative Item

A-23) COUNTY EXECUTIVE OFFICE [21-00116](#)

Consider recommendations regarding Chapter 50 - Licensing of Commercial Cannabis Operations Ordinance Amendments, as follows:

- a) Consider adoption (Second Reading) of an Ordinance of the Board of Supervisors of the County of Santa Barbara amending Chapter 50 to the Santa Barbara County Code, Licensing of Commercial Cannabis Operations; and
- b) Make the required California Environmental Quality Act (CEQA) findings and determine for the purposes of CEQA that:
 - i) These actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final PEIR [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and

ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the Ordinance’s significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received.

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

a) Adopted; and

ORDINANCE NO. 5130

b) i) and ii) Approved.

The motion carried by the following vote:

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

Public 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) (21-00002)

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

Re: Remarks Regarding the Citizens Independent Redistricting Commission Counsel - Andy Caldwell addressed the Board

Re: Highlighting “What is Love” Non-Profit Promoting Love in a Healthy Abuse-Free Way to Teens - Christy Stillwell addressed the Board

Re: Environmental Review of Housing Policies Request - Tom Becker addressed the Board

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE 21-00137

HEARING - Consider recommendations regarding an update on the Coronavirus Disease 2019 (COVID-19), as follows: (EST. TIME: 1 HR. 30 MIN.)

- a) Receive and file a brief update on the COVID-19 and Santa Barbara County’s response and operations;
- b) Receive and file a report on the Board requested information regarding Federal and State rental assistance program funding;
- c) Provide any direction, as appropriate; and
- d) Determine that the above actions are not a project under the California Environmental Quality Act, because pursuant to sections 15378(b)(4) and 15378(b)(5) the recommended actions consist of organizational, administrative or fiscal activities of government that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 9:56 AM - 11:43 AM (1 HR. 47 MIN.)

Received and filed staff presentation and conducted public hearing.

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

- a) and b) Received and filed;**
- c) Included support of Public Health's plan to submit a "letter of support" to the California Department of Public Health (CDPH) to allow reopening in seven(7) days after submission; Additionally directed staff to move forward with a "letter of intent" for the rent support hybrid program; and**
- d) Approved.**

The motion carried by the following vote:

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

2) TREASURER-TAX COLLECTOR[21-00125](#)

HEARING - Consider recommendations regarding the Housing Authority of the County of Santa Barbara Financing of Tax-Exempt Private Activity Bonds for Central Plaza Apartments, as follows: (EST. TIME: 5 MIN.)

a) Hold a public hearing in compliance with the Tax Equity and Fiscal Responsibility Act (TEFRA) of 1982 regarding the Housing Authority of the County of Santa Barbara's plan to issue Private Activity Bonds, specifically multifamily housing revenue bonds for The Central Plaza Apartments, and consider public comment;

b) Adopt a Resolution approving the issuance of multifamily housing revenue bonds for Central Plaza Apartments by the Housing Authority of the County of Santa Barbara, in an amount not-to-exceed \$35,000,000.00;

c) Authorize and direct, jointly and severally, the officers of the County to do any and all things and to execute and deliver any and all documents that they deem necessary or advisable in order to carry out, give effect to and comply with the terms and intent of the Resolution and the financing approved hereby; and

d) Determine that the above actions involve government funding mechanisms and/or fiscal activities and are 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: APPROVE

HEARING TIME: 11:44 AM - 11:49 AM (5 MIN.)

Received and filed staff presentation and conducted public hearing.

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

a) Conducted public hearing;

b) Adopted;

RESOLUTION NO. 21-28

c) Authorized and directed; and

d) Approved.

The motion carried by the following vote:

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

3) PLANNING AND DEVELOPMENT21-00023

HEARING - Consider recommendations regarding the Applicant's Appeal of the Decker Greenhouse Project, Case No. 20APL-00000-00028, Third District, as follows: (EST. TIME: 1 HR. 15 MIN.)

- a) Deny the appeal, Case No. 20APL-00000-00028;
- b) Make the required findings for denial of the project, Case No. 19LUP-00000-00469, including California Environmental Quality Act (CEQA) findings;
- c) Determine that the project is exempt from CEQA pursuant to CEQA Guidelines Section 15270(a); and
- d) Deny the project de novo, Case No. 19LUP-00000-00469.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 12:02 PM - 1:50 PM (1 HR. 48 MIN.)

Received and filed staff presentation and conducted public hearing.

A motion was made by Supervisor Hartmann, seconded by Supervisor Hart, that this matter be acted on as follows: Accepted into the record the following document: Correspondence from Tom and Karen Laux dated February 7, 2021. The motion carried by the following vote:

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

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

a) through d) No action taken.

Directed staff to conduct additional California Environmental Quality Act (CEQA) review because the square footage of the proposed greenhouse (15,648 square feet) greatly exceeds the examples provided in CEQA Exemption Section 15303 and thus there is not substantial evidence in the record supporting that the Project fits within CEQA Exemption Section 15303; and

After additional CEQA review is conducted, return to the Board when appropriate for consideration of the appeal (Case No. 20APL-00000-00028) and the project (Case No. 19LUP-00000-000469).

The motion carried by the following vote:

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

Noes: 1 - Supervisor Nelson

4) SHERIFF, COUNTY EXECUTIVE OFFICE

21-00141

HEARING - Consider recommendations regarding the KPMG Operational Performance Review of the Santa Barbara County Sheriff’s Office, as follows: (EST. TIME: 1 HR. 30 MIN.)

a) Receive and file a report on KPMG’s Operational and Performance Review of the Santa Barbara County Sheriff’s Office;

b) Provide direction as appropriate; and

c) Find that the proposed actions do not constitute a “Project” within the meaning of the California Environmental Quality Act, pursuant to 14 CCR 15378(b)(2), as it consists of general policy and procedure making.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 3:05 PM - 4:37 PM (1 HR. 32 MIN.)

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

a) Received and filed;

b) No action taken; and

c) Approved.

The motion carried by the following vote:

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

5) COUNTY EXECUTIVE OFFICE21-00140

HEARING - Consider recommendations regarding the KPMG Criminal Justice Interagency Review, as follows: (EST. TIME: 30 MIN.)

a) Receive and file a report on KPMG's Operational and Performance Review - Criminal Justice Interagency Opportunities;

b) Provide direction as appropriate; and

c) Find that the proposed actions do not constitute a "Project" within the meaning of the California Environmental Quality Act, pursuant to 14 CCR 15378(b)(2), as it consists of general policy and procedure making.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

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

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

Adjourned at 4:38 PM

Adjourned to

Special Meeting, Tuesday, February 23, 2021 at 9:00 AM; and

Regular Meeting, Tuesday, March 2, 2021

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, February 9, 2021 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, February 11, 2021, at 5:00 PM and on Saturday, February 13, 2021, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>