

**County of Santa Barbara**  
**BOARD OF SUPERVISORS**



*one COUNTY | one FUTURE*

*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, October 19, 2021**

**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](http://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 October 5, 2021 Meeting**

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

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

**Approval of Minutes of the October 12, 2021 Meeting**

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

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

**Approval of Minutes of the October 14, 2021 Special Meeting**

**A motion was made by Supervisor Hart, seconded by Supervisor Hartmann, 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**

County Executive Officer's Report: Receive a report from the County Executive Officer (CEO) on County programs, County staff updates and achievements, staff recognitions, updates on major projects, updates on state and federal legislation, and upcoming events of interest to the Board and the public. There will be no Board discussion except to ask questions or refer matters to staff; and no action will be taken unless listed on a subsequent agenda.

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

**Recognized Jon Frye, Flood Control District Engineering Manager in the Santa Barbara County Public Works Department who was awarded the 2021 Award of Excellence from the Floodplain Management Association; and**

**Introduced Fire Chief Mark Hartwig who provided an update on the Alisal Fire.**

**12:00 P.M. .... Recessed to Closed Session**

**Closed Session**

**21-00963**

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

Deciding whether to initiate civil litigation: 1 case.

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION  
(Paragraph (2) of subdivision (d) of Government Code section 54956.9)

Significant exposure to civil litigation: 1 case, based on these “facts and circumstances:”

The Deputy Sheriffs’ Association claims that some of its members have not been paid for all hours worked in violation of the Fair Labor Standards Act.

CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
(Government Code section 54956.8)

Property: Assessor’s Parcel Number 021-010-028, 1964 Las Canoas Road, Santa Barbara, California 93105. Agency negotiator: General Services Director Janette D. Pell. Negotiating parties: Radius Group on behalf of P3 Santa Barbara LLC. Under negotiation: Price and terms of payment.

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

Employee organizations: Santa Barbara County Deputy Sheriffs’ Association and 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 [21-00944](#)

Consider recommendations regarding the Nursery Inspection Program Agreement No. 21-0365-000-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 services related to enforcement of the California Nursery Inspection Program in the County of Santa Barbara for the period of July 1, 2021 through June 30, 2022 in the amount of \$18,100.00; 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 Hartmann, seconded by Supervisor Hart, 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) CLERK-RECORDER-ASSESSOR[21-00960](#)

Accept and file the Certified Statement of the Results of the Official Canvass and Official Election Summary for the California Gubernatorial Recall Election held on September 14, 2021, and declare the results as specified in the Certified Statement as required by law.

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

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

A-3) COMMUNITY SERVICES[21-00940](#)

Consider recommendations regarding the approval and execution of a First Amendment to the Subrecipient Agreement with United Way of Santa Barbara County to administer the County's direct allocation of Emergency Rental Assistance funds, as follows:

a) Approve, ratify and authorize the Chair to execute a "First Amendment to Subrecipient Agreement" with United Way of Santa Barbara County to add funding in the amount of \$2,442,626.00 from the second tranche of the County's American Rescue Plan Emergency Rent Assistance (ERA 2) allocation for continued administration of an emergency rent assistance payment program; 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 Hartmann, seconded by Supervisor Hart, 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-4) COMMUNITY SERVICES[21-00939](#)

Consider recommendations regarding a Goleta Beach Restaurant Concession Agreement, Second District, as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute the Concession Agreement between the County of Santa Barbara (County) and PRJKT SB, Inc. (Concessionaire), to allow Concessionaire to operate and manage the Restaurant, Snack Bar, and Venue space at Goleta Beach for a term of ten (10) years, with three options to extend the term for an additional five (5) years per each extension, with Concessionaire to pay County special use fees (Fee) of Ten Percent (10%) of Concessioner's gross sales and Fifteen Percent (15%) of gross alcohol sales, or Eight Thousand Dollars (\$8,000.00) per month for the Restaurant and Snack Bar, whichever is greater; Twelve and One-half Percent (12.5%) of Concessionaire's gross sales and Fifteen Percent (15%) of gross alcohol sales for catering of special events at Goleta Beach Park; and Ten Percent (10%) of Concessionaire's gross sales and Fifteen Percent (15%) of gross alcohol sales, or Four Thousand Dollars (\$4,000.00) per month for the Venue, whichever is greater;

b) Authorize the Director of the Community Services Department, or designee, to exercise any and all of the options to extend the term of the Concession Agreement for an additional five (5) years per extension provided that the Concessionaire is not in default under the terms of the Concession Agreement;

c) Authorize the Director of the Community Services Department, or designee, to extend any and all options for the Concession Agreement Initial Term for up to an additional thirty (30) days per extension provided that the Director determines that the Concessioner is making satisfactory progress toward completion of capital improvements in order to open the operation; and

d) Find that the recommended actions are exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to the following CEQA guidelines as the actions consist of the operation, repair, maintenance, permitting, leasing, licensing or minor alteration of existing public structures, facilities and/or equipment that involves negligible or no expansion of existing or former uses (Section 15301), replacement or reconstruction of existing structures and facilities where the new structure will be located on the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced (Section 15302), construction and location of limited numbers of new, small facilities or structures; installation of small new equipment and facilities in small structures; and the conversion of existing small structures from one use to another where only minor modifications are made in the exterior of the structure (Section 15303), minor public or private alterations in the condition of land, water, and/or vegetation which do not involve removal of healthy, mature, scenic trees (Section 15304), and construction, or replacement of minor structures accessory to (appurtenant to) existing commercial, industrial, or institutional facilities (Section 15311), and direct staff to file a Notice of Exemption on these bases.

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

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

**21-00936**

Consider recommendations regarding the execution of Loan Documents for Inclusionary Housing Ordinance (IHO) In-Lieu funds to Owners of El Zoco Apartments affordable housing project (Project) in Santa Barbara, Second District, as follows:

a) Approve and authorize the Community Services Department Director, or designee, to execute substantially similar forms of the following documents, subject to County Counsel review and concurrence, to provide up to six loans totaling an amount up to Two Hundred Thousand Dollars (\$200,000.00) in County IHO In-lieu funds for rehabilitation of the El Zoco Apartments affordable housing project at 211 W. Gutierrez St., Santa Barbara, California (the "Property"). Note that the Promissory Note is signed by the Borrower only:

i) County Affordable Housing Covenant, ensuring the ongoing affordability of the County-assisted units;

ii) County Deed of Trust, Assignment of Rents, and Security Agreement, securing the County's loan amount; and

iii) County Loan Promissory Note, securing the County's loan amount; and

b) Determine that the recommended actions are part of a project that is exempt from the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15301 finding that the proposed project consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures involving negligible or no expansion of existing or former use.

**A motion was made by Supervisor Hartmann, 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



A-6) COUNTY COUNSEL[21-00953](#)

Consider recommendations regarding an Agreement for Professional Legal Services with Outside Counsel Lewis Brisbois Bisgaard and Smith LLP, as follows: (4/5 Vote Required)

- a) Approve, ratify, and authorize the Chair to execute the Agreement for Professional Legal Services between the County of Santa Barbara and Lewis Brisbois Bisgaard and Smith LLP from October 1, 2021 to September 30, 2023 in an amount not to exceed \$150,000.00; 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 Hartmann, seconded by Supervisor Hart, 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-7) COUNTY COUNSEL, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT[21-00954](#)

Consider recommendations regarding a First Amendment to the Agreement for Professional Legal Services with Outside Counsel Rutan and Tucker, LLP, as follows: (4/5 Vote Required)

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

- a) Approve, ratify, and authorize the Chair to execute the First Amendment to an Agreement for Professional Legal Services between the County of Santa Barbara and attorney Douglas Dennington, of the law firm Rutan and Tucker, LLP, to increase the maximum contract amount by \$150,000.00 for a new maximum contract amount not to exceed \$300,000.00 and to extend the term of the contract to June 30, 2023; 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 Hartmann, seconded by Supervisor Hart, that this matter be acted on as follows:**

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

- 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-8) COUNTY EXECUTIVE OFFICE [21-00949](#)**

Consider recommendations regarding the re-ratification of a Proclamation of Local Emergency Caused by Drought Conditions, Last Action August 31, 2021, (Sixty-Day Renewal), as follows:

- a) Adopt a Resolution re-ratifying the Proclamation of Local Emergency Caused by Drought Conditions that exist in Santa Barbara County pursuant to Government Code Section 8630(a);
- b) Direct the Office of Emergency Management to return every sixty (60) days for re-ratification of the Emergency until such a time that weather and water supply conditions dictate otherwise; and
- c) Determine that these actions are exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant CEQA Guidelines Sections 15061(b)(3) and 15269(a).

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

- a) Adopted;**

**RESOLUTION NO. 21-190**

- b) Directed; and**
- c) Approved.**

**The motion carried by the following vote:**

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

**A-9) COUNTY EXECUTIVE OFFICE [21-00951](#)**

Consider recommendations regarding a Letter of Support for the Deportation of Veteran's, restoration of the MAVNI Program and Justice for Military Sexual Assault Victims, as follows:

- a) Approve the letter of support and authorize the Chair to sign the letter; and
- b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA), because pursuant to sections 153378(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 damages 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:** 4 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, and Supervisor Lavagnino

**Abstained:** 1 - Supervisor Nelson

**A-10) COUNTY EXECUTIVE OFFICE [21-00946](#)**

Approve Budget Revision Request Nos. 0007660, 0007877, 0007931, 0007933, and 0007962 (4/5 Vote Required).

**A motion was made by Supervisor Hartmann, seconded by Supervisor Hart, 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-11) COUNTY EXECUTIVE OFFICE

[21-00952](#)

Consider recommendations regarding an update on the Coronavirus Disease 2019 (COVID-19), as follows:

- a) Receive and file a brief update on the COVID-19 and Santa Barbara County’s response and operations;
- b) Provide any direction, as appropriate; and
- c) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA), 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.

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

- a) Received and filed;**
- b) No direction provided; and**
- c) Approved.**

**The motion carried by the following vote:**

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

**A-12) PLANNING AND DEVELOPMENT [21-00938](#)**

Consider recommendations regarding Amendment No. 1 to the Restoration Service Agreement with Channel Islands Restoration, Second District, as follows:

- a) Approve and authorize the Chair to execute Amendment No. 1 to the Agreement for Services of Independent Contractor with Channel Islands Restoration, to authorize use of contingency funds and to extend the completion date from October 31, 2021 to December 31, 2023; and
- b) Determine that budgeting funds to restore biological habitats and implementation of restoration plans are exempt from the California Environmental Quality Act (CEQA), pursuant to Sections 15378(b)(4), 15301 (i) and 15333 of the CEQA guidelines.

**A motion was made by Supervisor Hartmann, seconded by Supervisor Hart, 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-13) PUBLIC WORKS [21-00935](#)**

Consider recommendations regarding Statements of Final Quantities for the Storm Damage Repairs on N. Jameson Lane Guardrail Repairs and Storm Damage Repairs on Hot Springs Road, Project Nos. 18114P and 18115P, First District, as follows:

- a) Approve and authorize the Chair to execute the Statements of Final Quantities for the following projects:
  - i) Storm Damage Repairs on N. Jameson Lane Guardrail Repairs near Bridges BR-0341 (Romero Cr), BR-0342 (San Ysidro Cr), and BR-0343 (Oak Cr), County Project No. 18114P, Federal Project No. ER-38MO(002); and
  - ii) Storm Damage Repairs on Hot Springs Road, County Project No. 18115P, Federal Project No. ER-38MO(005); and

b) Determine the above projects were found by the Board to be exempt from the provisions of the California Environmental Quality Act and that the Director of Public Works or designee was authorized to advertise for bids to construct these projects on November 6, 2018. A Notice of Exemption was filed on this basis on September 26, 2018, and the proposed action is within the scope of the above reference Notice of Exemption.

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

**a) i) and ii) 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-14) SHERIFF**

**21-00947**

Consider recommendations regarding the purchase of Sheriff's Data Center Hardware from and installation of a Disaster Recovery Site by CompuWave Inc., as follows: (4/5 Vote Required)

a) Approve and authorize the Chair to execute a contract with CompuWave in the amount not to exceed \$900,000.00 for the purchase of a replacement primary Data Center Hardware at the Public Safety Dispatch Center and for installation of a new Disaster Recovery Site in the Northern Branch Jail;

b) Approve Budget Revision Request No. 0007965 for \$900,000.00 to increase funding for the total project that includes hardware, implementation, and consulting services; and

c) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b) (4) that the above fiscal activity is not a project subject to the CEQA.

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

A-15) SOCIAL SERVICES[21-00941](#)

Consider recommendations regarding the appointment and reappointments of Workforce Development Board (WDB) Members, as follows:

a) Approve the appointment of Susan Salcido, Santa Barbara County Superintendent of Schools, Santa Barbara County Education Office to the WDB;

b) Reappoint eleven current members to the WDB; and

c) Determine that the above actions do not involve any commitment to any specific project which may result in a potentially significant impact on the environment, and therefore it is not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) and (5) as the proposed action is also an organizational or administrative activity.

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

**a) Approved;**

**b) Reappointed; and**

**c) Approved.**

**The motion carried by the following vote:**

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

**Board of Supervisors**A-16) SUPERVISOR WILLIAMS[21-00948](#)

Approve the reappointment of Warren Ritter to the Human Services Commission, term ending July 7, 2024, First District.

**A motion was made by Supervisor Hartmann, seconded by Supervisor Hart, 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-17) COUNTY EXECUTIVE OFFICE

[21-00934](#)

Set a hearing to consider recommendations regarding an amendment to Chapter 50 of the County Code, Licensing of Cannabis Operations, as follows:

(Set a hearing for November 2, 2021. Time estimate: 45 minutes)

a) Consider the introduction (First Reading) of an Ordinance amending Chapter 50 to the Santa Barbara County Code, Licensing of Cannabis Operations in the unincorporated area of the County;

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

c) Set a hearing on the Administrative Agenda of November 9, 2021 to consider recommendations, as follows:

i) Consider the adoption (Second Reading) of an Ordinance amending Chapter 50 to the Santa Barbara County Code, Licensing of Commercial Cannabis Operations; and

ii) Determine for the purposes of the California Environmental Quality Act (CEQA) that:

1) Pursuant to CEQA Guidelines section 15168(c) 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 Programmatic Environmental Impact Report (PEIR) [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and

2) 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 due to the involvement of new significant environmental impacts or a substantial increase in the severity of previously identified significant effects; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR due to the involvement of new significant environmental impacts or a substantial increase in the severity of previously identified significant effects; 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 that shows any of the following situations elements of CEQA Guidelines Section 15162(3) apply.



A motion was made by Supervisor Hartmann, seconded by Supervisor Hart, that this matter be set for a hearing, as follows: November 2, 2021 in Santa Barbara (EST. TIME: 45 MINS.). The motion carried by the following vote:

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

### Honorary Resolutions

A-18) SUPERVISOR HARTMANN [21-00950](#)

Adopt a Resolution of commendation honoring Paul Ladwig upon his retirement from the Department of Social Services after 30 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

**RESOLUTION NO. 21-191**

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

A-19) SUPERVISOR NELSON [21-00932](#)

Adopt a Resolution proclaiming the week of October 23, 2021 through October 30, 2021 as Flood Preparedness Week in Santa Barbara County.

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

**RESOLUTION NO. 21-192**

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

A-20) SUPERVISOR NELSON

[21-00943](#)

Adopt a Resolution in recognition of Earthquake Preparedness Day with intent to participate in the Great California Shakeout on October 21, 2021.

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

**RESOLUTION NO. 21-193**

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

A-21) SUPERVISOR LAVAGNINO

[21-00937](#)

Adopt a Resolution of Commendation honoring Brad Hendricks upon his retirement from the Public Health Department after 30 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

**RESOLUTION NO. 21-194**

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

**Resolutions to be Presented**

A-22) SUPERVISOR WILLIAMS

[21-00945](#)

Adopt a Resolution proclaiming October 2021 as Dyslexia Awareness Month in Santa Barbara County.

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

**RESOLUTION NO. 21-195**

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

A-23) SUPERVISOR HART [21-00942](#)

Adopt a Resolution of Commendation honoring Jan Koegler upon her retirement from the Public Health Department after over 27 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

**RESOLUTION NO. 21-196**

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

A-24) SUPERVISOR HART, SUPERVISOR LAVAGNINO [21-00933](#)

Adopt a Resolution proclaiming October 2021 as Domestic Violence Awareness Month in Santa Barbara County.

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

**RESOLUTION NO. 21-197**

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

A-25) SUPERVISOR HARTMANN [21-00931](#)

Adopt a Resolution of Commendation honoring Robert S. Freeman upon his retirement as Chief Executive Officer of CenCal Health after 28 years of faithful and distinguished service.

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

**RESOLUTION NO. 21-198**

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

[21-00002](#)**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: Concerns with a Closed Session Agenda Item Regarding Property Acquisition of 1694 Las Canoas Rd, Santa Barbara - Peter Kornbluth addressed the Board**

**Re: Concerns with Reproductive Rights - Caroline Abate addressed the Board**

**Re: Highlighted the Work of the Food Bank - Craig Hamlin addressed the Board**

**Re: Concerns with Voter Fraud - Maria Kaestner addressed the Board**

**Re: Concerns with County COVID-19 Response & Public Access Rights – Dr. Aimee Smith addressed the Board**

**Re: Condolences for Former Supervisor Joseph Centeno’s Family & Countywide Community Workforce Agreement (CWA) Support - Darryl Scheck addressed the Board**

**Departmental Agenda**  
**Planning Items and Public Hearings**

1) **PLANNING AND DEVELOPMENT** **21-00643**

HEARING - Consider recommendations regarding the Bien Nacido Vineyards, et al. Appeal of the Planning Commission Approval of the Canna Rios, LLC Cannabis Cultivation Project, Case No. 21APL-000000-00027, Fifth District, as follows:

- a) Deny the appeal, Case No. 21APL-00000-00027;
- b) Make the required findings for approval of the Project, Case No. 19LUP-00000-00116, including California Environmental Quality Act (CEQA) findings;
- c) Determine that the previously certified Programmatic Environmental Impact Report (PEIR) (17EIR-00000-00003) is adequate and no subsequent Environmental Impact Report or Negative Declaration is required pursuant to CEQA Guidelines Sections Section 15162 and 15168(c)(2); and
- d) Grant de novo approval of the Project, Case No. 19LUP-00000-00116, subject to conditions of approval.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: CONTINUE TO 12/14/2021

**A motion was made by Supervisor Hartmann, seconded by Supervisor Hart, that this matter be continued, as follows: December 14, 2021 on the Departmental Agenda.**

**The motion carried by the following vote:**

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

2) SHERIFF

21-00955

HEARING - Consider recommendations regarding a presentation from the Sheriff’s Office and Behavioral Wellness on the County Co-Response 2020 Quantitative and Qualitative Data and Outcomes Review, as follows: (EST. TIME: 1 HR.)

a) Receive and file a joint presentation from the Sheriff’s Office and Behavioral Wellness regarding quantitative and qualitative data from the three mental health co-response teams for the calendar year 2020; and

b) Determine that the above action is not a project pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(5), 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.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

*HEARING TIME: 3:02 PM - 4:24 PM (1 HR. 22 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:**

**a) Received and filed; and**

**b) Approved.**

**The motion carried by the following vote:**

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

3) COUNTY EXECUTIVE OFFICE[21-00958](#)

HEARING - Consider recommendations regarding the American Rescue Plan Act (ARPA) of 2021 update and eligible funding opportunities, as follows: (4/5 Vote Required) (EST. TIME: 2 HR.)

- a) Receive and file a presentation on the ARPA funding update;
- b) Approve allocation of remaining ARPA Tranche 1 funds totalling \$5,906,480.00 towards eligible restricted categories and direct staff to process necessary budgetary adjustments;
- c) Consider optional allocation prioritization of a portion of ARPA Tranche 2 funds towards eligible restricted categories for Fiscal Year (FY) 2022-2023;
- d) Provide other direction as appropriate; and
- e) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA), 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: 11:10 AM - 1:45 PM (2 HR. 35 MIN.)*

**Received and filed staff presentation and conducted public hearing.**

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

- a) **Received and filed;**
- b) **Approved allocation of remaining restricted ARPA Tranche 1 funds totaling \$5,906,480.00 as presented by staff;**
- c) **Approved allocation of Tranche 2A funds totaling \$22,910,160.00 towards restricted projects as presented by staff;**
- d) **Directed staff to allocate \$2 million from Tranche 2 to the Food Bank of Santa Barbara County for pandemic response; and designated \$2 million from Tranche 2 for childcare with direction to staff to work with the Emergency Child Care Initiative (ECCI) to develop a proposal for use of the funds and return to the Board at the April Budget Workshops or before if appropriate for final consideration; and**
- e) **Approved.**

**The motion carried by the following vote:**

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

[21-00962](#)

**BOARD OF SUPERVISORS NOVEMBER 2021 PROJECTED CALENDAR**

*The items below are projected to be placed on a Board of Supervisors agenda next month and are subject to change. These are therefore draft and remain so until the final agenda is created and posted on the Thursday preceding a Board of Supervisors meeting.*

*For information on a particular anticipated item, please contact the department noted.*

*For any other questions regarding the Board of Supervisors' agendas, please contact the Clerk of the Board Office at (805)568-2240.*

- Retirement Waiver: Infection Preventionist Andra Dillard, R.N.  
Behavioral Wellness  
Contact: Lazeitz@sbcbswell.org
  
- Montecito Growth Management Ordinance Update  
Planning and Development  
Contact: trlee@countyofsb.org
  
- Appeal of the County Planning Commission's Denial of the Williams ADU Projects  
Planning and Development  
Contact: trlee@countyofsb.org
  
- Chapter 50 - Licensing of Commercial Cannabis Operations Ordinance Amendments  
County Executive Office  
Contact: brheaton@countyofsb.org
  
- County Enterprise Resource Planning - Initial Project Staffing  
County Executive Office  
Contact: KSlattery@countyofsb.org
  
- Recreation Master Plan Update  
Community Services District  
Contact: jlindgren@co.santa-barbara.ca.us
  
- Criminal Justice Collaborations Update  
County Executive Office and General Services  
Contact: jFrapwell@countyofsb.org



- Report on Climate Change Vulnerability Assessment (Safety Element Update)  
Planning and Development  
Contact: [wwilkinson@co.santa-barbara.ca.us](mailto:wwilkinson@co.santa-barbara.ca.us)
  
- Commission for Women Annual Report to the Board  
Community Services Department  
Contact: [ecamarena@co.santa-barbara.ca.us](mailto:ecamarena@co.santa-barbara.ca.us)
  
- Update on Proposed Certificate of Participation Debt Financing and Adoption of  
Reimbursement Resolution  
County Executive Office  
Contact: [pClementi@countyofsb.org](mailto:pClementi@countyofsb.org)
  
- Regional Fire Communications Facility (RFCF) Update  
Fire  
Contact: [Rob.Heckman@sbcfire.com](mailto:Rob.Heckman@sbcfire.com)

**Adjourned at 4:24 PM**

**Adjourned to**

**Tuesday, November 2, 2021**

**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 19, 2021 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, October 21, 2021, at 5:00 PM and on Saturday, October 23, 2021, at 10:00 AM on CSBTV Channel 20.*

**<http://www.countyofsb.org>**