

County of Santa Barbara
BOARD OF SUPERVISORS



one COUNTY | one FUTURE

First District - Das Williams, Vice Chair

Second District - Gregg Hart

Third District - Joan Hartmann, Chair

Fourth District - Bob Nelson

Fifth District - Steve Lavagnino

Mona Miyasato, County Executive Officer

Action Summary

Tuesday, January 25, 2022

9:00 AM

**COUNTY ADMINISTRATION BUILDING
BOARD HEARING ROOM, FOURTH FLOOR
105 E. ANAPAMU STREET, SANTA BARBARA**

The Board of Supervisors meets concurrently as the Board of Directors of the Flood Control & Water Conservation District, Water Agency, the Santa Barbara Fund for Public and Educational Access and other Special Districts.

Live Web Streaming of the Board of Supervisors Meetings, Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at: www.countyofsb.org.

9:00 A.M. Convened to Regular Session

Roll Call

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

Pledge of Allegiance

Approval of Minutes of the January 11, 2022 Meeting

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

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

Absent: 1 - Supervisor Williams

County Executive Officer's Report

[22-00001](#)

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.

No report from the Assistant County Executive Officer, Jeff Frapwell.

12:00 P.M. Recessed to Closed Session

Closed Session

[22-00075](#)

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

Significant exposure to civil litigation: 1 case.

Joseph Gonzales submitted a claim for more than \$10,000, as attached to this Agenda item.

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

Zissa v. County of Santa Barbara et al., United States District Court for the Central District of California, case number 2:14-cv-06891.

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) BEHAVIORAL WELLNESS DEPARTMENT 22-00059

Consider recommendations regarding a revised Resolution authorizing the Department of Behavioral Wellness Director to act on behalf of the County in connection with the award of State Pet Assistance and Support (PAS) Program Grant funds, as follows:

- a) Adopt a revised PAS Resolution, as required by the State of California Department of Housing and Community Development (State HCD), that authorizes and directs the Director of the Department of Behavioral Wellness or designee to act on behalf of the County in connection with an award of PAS Program Grant funds and to execute the Standard Agreement and any subsequent amendments or modifications as well as any other documents which are related to the PAS program or the PAS program grant awarded to the County;
- b) Approve, ratify, and authorize the Director of the Department of Behavioral Wellness or designee to execute on behalf of the County a Standard Agreement with State HCD and any subsequent amendments or modifications thereto, as well as any other documents which are related to the PAS program or the PAS program grant awarded to the County, as State HCD may deem appropriate without having to return to the Board for approval, subject to the Board's authority to rescind this delegated authority at any time;
- c) Direct the Director of the Department of Behavioral Wellness or designee to obtain concurrence from Risk Management, Auditor-Controller, and County Counsel before exercising the authority delegated pursuant to Recommended Action b); and
- d) Determine that the recommended actions are not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5) and 15378(b)(4), finding that the recommended actions consist of administrative or fiscal activities of governments that will not result in direct or indirect physical changes in the environment.

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

a) Adopted;

RESOLUTION NO. 22-9

b) Approved, ratified and authorized;

c) Directed; and

d) 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-ELECTIONS DEPARTMENT [21-01147](#)

Consider recommendations regarding an Ordinance adding Chapter 11C to the County Code requiring electronic campaign disclosure, as follows:

a) Consider the adoption (Second Reading) of an Ordinance adding Chapter 11C to the County Code requiring electronic campaign disclosure; and

b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), 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 Nelson, seconded by Supervisor Williams, that this matter be acted on as follows:

a) Adopted; and

ORDINANCE NO. 5147

b) Approved.

The motion carried by the following vote:

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

A-3) COMMUNITY SERVICES DEPARTMENT

22-00055

Consider recommendations regarding the approval of a Contract for sanitation services to encampments in Santa Barbara County using American Rescue Plan Act of 2021 (ARPA) funds as part of the COVID-19 Recovery Plan, as follows:

a) Approve and authorize the Chair to execute a service contract with Qwik Response Restoration and Construction (Contractor) in the amount not to exceed \$325,000.00. This contract will provide sanitation services to homeless encampments throughout the County for a period of approximately six (6) months beginning January 12, 2022 and ending June 30, 2022;

b) Authorize the Director of the Community Services Department, unless otherwise ordered by the Board, to exercise the option for two additional one (1) year extensions, at the County’s discretion, in the amount not to exceed \$750,000.00, subject to annual budget appropriations and with the following annual breakdown:

i) July 1, 2022-June 30, 2023 (2nd Year) at \$375,000.00; and

ii) July 1, 2023-June 30, 2024 (3rd Year) at \$375,000.00; and

c) Determine that the above recommended action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15301 as the action involves the maintenance of existing public facilities that will result in no or negligible expansion of existing use.

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

a) Approved and authorized; Chair to execute;

b) i) and ii) 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-4) COMMUNITY SERVICES DEPARTMENT

22-00054

Consider recommendations regarding the approval and execution of a HOME Tenant Based Rental Assistance (TBRA) Subrecipient Agreement with the City of Santa Maria, Fifth District, as follows:

- a) Approve and authorize the Chair to execute a Subrecipient Agreement between the County and the City of Santa Maria (“City”) to provide federal HOME funding in the amount of \$150,000.00 to administer TBRA; and

- b) Determine that the proposed action is exempt from the California Environmental Quality Act (CEQA) guidelines, pursuant to Section 15378(b)(4), finding that the action 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 impact on the environment.

A motion was made by Supervisor Nelson, 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 DEPARTMENT

22-00062

Consider recommendations regarding a conditional reservation of funding to the Housing Authority of the County of Santa Barbara (Housing Authority) for a Homekey Program Application in Santa Maria, Fifth District, as follows:

- a) Approve a reservation of \$3,486,400.00, in funds made available by the American Rescue Plan Act of 2021 (ARPA) and HOME American Rescue Plan Consortium funds that have been allocated to the County, which will serve as the capital matching funds required under the Homekey program for the acquisition and rehabilitation of 1007 Main St., Santa Maria by the Housing Authority, and authorize the Community Services Director to execute a Reservation Letter;

- b) Approve and authorize the Chair to execute a letter of support for the Homekey project, which will be attached to the Notice of Exemption; and

- c) Determine that the recommended actions are exempt from the California Environmental Quality Act (CEQA) pursuant to California Health and Safety Code Section 50675.1.4, finding that the proposed “Homekey” project is to provide housing for individuals and families who are experiencing homelessness or who are at risk of homelessness and who are impacted by COVID-19 and that the project satisfies the requirements described more fully in Section 50675.1.4, and direct staff to file a Notice of Exemption on that basis.

A motion was made by Supervisor Nelson, seconded by Supervisor Williams, 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) COMMUNITY SERVICES DEPARTMENT[22-00056](#)

Consider recommendations regarding the Appointment of a City of Santa Barbara Representative to the County Library Advisory Committee, as follows:

- a) Approve the appointment of Barbara Hershberg as the City of Santa Barbara Representative to serve on the County of Santa Barbara Library Advisory Committee; and
- b) Determine that the recommended appointment to the Library Advisory Committee 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 Nelson, 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-7) COUNTY EXECUTIVE OFFICE[22-00031](#)

Consider recommendations regarding amendments to the Cannabis Business Licensing Fee Ordinance, as follows:

- a) Consider the adoption (Second Reading) of an Ordinance amending and superseding Ordinance No. 5041, "An Ordinance Establishing the Cannabis Business License Fee"; and
- b) Determine for the purposes of the California Environmental Quality Act (CEQA) that:
 - i) 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) (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 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 elements of CEQA Guidelines Section 15162(a)(3) apply.

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

a) Adopted; and

ORDINANCE NO. 5148

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

A-8) COUNTY EXECUTIVE OFFICE

22-00061

Consider recommendations regarding a Microbusiness COVID-19 Relief Grant (MBCRG) Program from the Office of Small Business Advocate (CalOSBA) Grant Award, as follows: (4/5 Vote Required)

a) Approve and authorize the Chair, or designee, to execute on behalf of the County a Grant Agreement with CalOSBA accepting the MBCRG Program award in the amount of \$556,119.99 for the period of January 21, 2022, through December 30, 2022;

b) Delegate authority to the County Executive Officer, or designee, to act on behalf of the County in the implementation of the MBCRG Program, subject to the Board's ability to modify or rescind this delegated authority at any time;

c) Delegate authority to the County Executive Officer to approve subsequent amendments to the Grant Agreement required to implement the MBCRG Program within the scope and amount of the original agreement, upon review and concurrence by Risk Management, the Auditor-Controller, and County Counsel;

d) Approve Budget Revision Request No. 0008069 to increase appropriations of \$556,120.00 in the County Executive Office General Fund for Services and Supplies funded by unanticipated Microbusiness COVID-19 Relief Grant revenue from the CalOSBA; and

e) 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 Nelson, seconded by Supervisor Williams, that this matter be acted on as follows:

a) Approved and authorized; Chair to execute;

b) and c) Delegated; and

d) and e) 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

[22-00068](#)

Approve Budget Revision Request Nos. 0008049; 0008062; and 0008063 (4/5 Vote Required).

A motion was made by Supervisor Nelson, 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-10) COUNTY EXECUTIVE OFFICE, BEHAVIORAL WELLNESS
DEPARTMENT

22-00070

Consider recommendations regarding a First Amendment to the Coronavirus Emergency Supplemental Funding (CESF) Program Grant Agreement (No. 122-20), Fiscal Years (FYs) 2020-2023, as follows: (4/5 Vote Required)

- a) Approve and authorize the County Executive Officer, or designee, to execute on behalf of the County, the First Amendment to the CESF Program Grant Agreement (No. 122-20) with the Board of State and Community Corrections (BSCC) for a one-time, no-cost extension of the Grant Agreement for an additional year with no change to the grant award of \$571,122.87 for the period of March 31, 2021, through January 31, 2023;
- b) Direct the Director of the Department of Behavioral Wellness to return to the Board if subsequent amendments to the CESF Grant Agreement are required;
- c) Delegate authority to the Director of the Department of Behavioral Wellness, or designee, to act on behalf of the County in the implementation of the CESF Program, subject to the Board's ability to modify or rescind this delegated authority at any time;
- d) Approve Budget Revision Request No. 0008014 for FY 2021-2022 to increase appropriations of \$380,748.00 in the Behavioral Wellness Mental Health Services Fund for Salaries and Employee Benefits (\$100,645.00) and Services and Supplies (\$280,103.00), funded by unanticipated, unspent FY 2020-2021 revenue from the CESF grant award; and
- e) Determine that the above actions are government fiscal activities or funding mechanisms which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

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

- a) Approved and authorized;**
- b) Directed;**
- c) Delegated; and**
- d) and e) Approved.**

The motion carried by the following vote:

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

A-11) HUMAN RESOURCES DEPARTMENT[22-00063](#)

Consider recommendations regarding the Countywide Information Technology Job Architecture, Compensation, and Mapping Study, as follows:

a) Approve and authorize the Chair to execute the Professional Services Agreement (PSA) with Gartner for the Information Technology Job Architecture, Compensation, and Mapping Study, in the amount not to exceed \$155,000.00; 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 Nelson, 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-12) HUMAN RESOURCES DEPARTMENT[22-00064](#)

Consider recommendations regarding a Resolution to establish the job classification of Veterinarian, as follows:

a) Adopt a Resolution to establish the classification of Veterinarian (Class No. 7600, Range No. 7600, \$56.549 - \$68.736 per hour) and an extra-help-specific Veterinarian job classification (Class No. 8633, Range No. 8633, \$56.549 - \$68.736 per hour); and

b) Determine that the above actions are exempt from California Environmental Quality Act (CEQA) review per CEQA Guidelines Section 15378(b)(4) since the recommended actions are 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 Nelson, seconded by Supervisor Williams, that this matter be acted on as follows:

a) Adopted; and

RESOLUTION NO. 22-10

b) Approved.

The motion carried by the following vote:

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

A-13) HUMAN RESOURCES DEPARTMENT

22-00065

Consider recommendations regarding a Drug-Free Workplace Policy Update, as follows:

a) Approve an updated Drug-Free Workplace Policy; and

b) 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 Nelson, 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-14) HUMAN RESOURCES DEPARTMENT

22-00066

Consider recommendations regarding reclassifying one position in the County Executive Office and exempting the position from the Civil Service System, as follows:

- a) Adopt a Resolution effective January 24, 2022 which reclassifies one position in the County Executive Office to the Department Business Specialist I/II-Restricted classification by amending the Salary Resolution;
- b) Adopt a Resolution effective January 24, 2022 which exempts that Department Business Specialist I/II - Restricted position in the County Executive Office from the County’s Civil Service System; and
- c) Determine that the above action is a government fiscal activity or funding mechanism which does not involve any commitment to any specific project which may result in potential physical impacts on the environment, and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA guidelines.

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

a) Adopted;

RESOLUTION NO. 22-11

b) Adopted; and

RESOLUTION NO. 22-12

c) Approved.

The motion carried by the following vote:

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

A-15) HUMAN RESOURCES DEPARTMENT

22-00067

Consider recommendations regarding a Resolution to establish the job classification of Agricultural/Weights and Measures Inspector, Supervising, as follows:

a) Adopt a Resolution to establish the classification of Agricultural/Weights and Measures Inspector, Supervising (Class No. 0334, Range No. 0334, \$41.045 - \$49.890 per hour) and an extra-help-specific Agricultural/Weights and Measures Inspector, Supervising job classification (Class No. 8634, Range No. 8634, \$41.045 - \$49.890 per hour); and

b) Determine that the above actions are exempt from California Environmental Quality Act (CEQA) review per CEQA Guidelines Section 15378(b)(4) since the recommended actions are 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 Nelson, seconded by Supervisor Williams, that this matter be acted on as follows:

a) Adopted; and

RESOLUTION NO. 22-13

b) Approved.

The motion carried by the following vote:

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

A-16) PLANNING AND DEVELOPMENT DEPARTMENT

22-00058

Consider recommendations regarding an Agreement for Professional Services between the County of Santa Barbara and Dudek for technical services to support Energy, Minerals and Compliance and Development Review Division Projects, as follows:

- a) Approve, ratify, and authorize the Chair to execute the professional services Agreement between the County of Santa Barbara and Dudek, for a period of one year commencing January 1, 2022 and terminating on June 30, 2022, to provide technical services in support of the Energy, Minerals and Compliance and Development Review Divisions for a total not-to-exceed amount of \$45,000.00;
- b) Approve and authorize the Director of Planning and Development, or designee, to make immaterial changes in accordance with Section 35 of the Agreement; and
- c) Determine that the recommended action is not a “Project” under the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15378(b)(5) because it is an organizational or administrative activity of the government that will not result in direct or indirect physical changes in the environment.

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

- a) Approved, ratified and authorized; Chair to execute;**
- b) Approved and 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-17) PUBLIC HEALTH DEPARTMENT

22-00050

Consider recommendations regarding a First Amendment to the Legacy Philanthropy Works Agreement for COVID-19 Response in Santa Barbara County, as follows:

a) Approve, ratify, and authorize the Chair to execute a First Amendment to the Agreement for Services of Independent Contractor Legacy Philanthropy Works to extend the term through June 30, 2022 to continue support of the data dashboard and its component parts for COVID-19 response in the County without a change in the total amount of \$250,000.00; 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)(4) of the CEQA Guidelines, because it consists of the creation of a government funding mechanism or other government fiscal activities, which does not involve any commitment to any specific project which may result in a potentially significant impact on the environment.

A motion was made by Supervisor Nelson, 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) PUBLIC HEALTH DEPARTMENT

22-00051

Consider recommendations regarding an Emergency Memorandum of Agreement Extension for Mutual Aid with the 37th District Agricultural Association for Santa Maria Fairpark for COVID-19 Testing, as follows:

- a) Approve, ratify, and authorize the Chair to execute a Third Amendment to the Emergency Memorandum of Agreement for Mutual Aid between the County of Santa Barbara and the 37th District Agricultural Association to extend the term for the use of the Santa Maria Fairpark located in Northern Santa Barbara County for use on a weekly basis to assist with emergency management services in connection with the COVID-19 Incident, including but not limited to testing and vaccinations from January 1, 2022 through March 31, 2022 for an amount not to exceed \$100,000.00; 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; 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 Nelson, 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-19) PUBLIC HEALTH DEPARTMENT[22-00052](#)

Consider recommendations regarding an agreement with Fighting Back Santa Maria Valley for COVID-19 Vaccination Incentives, as follows:

a) Approve and authorize the Chair to execute an Agreement for Services of Independent Contractor with Fighting Back Santa Maria Valley to provide COVID-19 vaccination promotion and incentives for the period of January 25, 2022 through June 30, 2022 for a total amount not to exceed \$69,000.00; and

b) Determine that the proposed action does not constitute a “Project” within the meaning of the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(4) of the CEQA Guidelines, because it consists of the creation of a government funding mechanism or other government fiscal activities, which does not involve any commitment to any specific project which may result in a potentially significant impact on the environment.

A motion was made by Supervisor Lavagnino, 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

Noes: 1 - Supervisor Nelson

A-20) SANTA BARBARA COUNTY EMPLOYEE'S RETIREMENT SYSTEM[22-00053](#)

Approve the certification of the Santa Barbara County Employees' Retirement System (SBCERS) General Member Special Election, and the election of Michael T. Daly to the General Member (Second Member) position.

A motion was made by Supervisor Nelson, 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

Board of Supervisors

A-21) SUPERVISOR WILLIAMS [22-00060](#)

Approve the appointment of Gretchen Loeff to the Historic Landmarks Advisory Committee, term ending January 1, 2025, First District.

A motion was made by Supervisor Nelson, 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-22) SUPERVISOR HART [22-00048](#)

Approve the appointment of Ali Cortes to the Behavioral Wellness Commission, term ending January 1, 2025, Second District.

A motion was made by Supervisor Nelson, 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-23) SUPERVISOR LAVAGNINO [22-00071](#)

Approve the appointment of Amanda Elaine Kirk to the Behavioral Wellness Commission, term ending January 1, 2023, Fifth District.

A motion was made by Supervisor Nelson, 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-24) SUPERVISOR LAVAGNINO [22-00072](#)

Approve the reappointment of Dolores Peralta to the Commission for Women, term ending December 31, 2024, Fifth District.

A motion was made by Supervisor Nelson, 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

Honorary Resolutions

A-25) SUPERVISOR HARTMANN [22-00049](#)

Adopt a Resolution of Commendation honoring Sergeant Marc Charles Hammill upon his retirement from the Sheriff’s Office after over 23 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 22-14

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

Resolutions to be Presented

A-26) SUPERVISOR WILLIAMS [22-00057](#)

Adopt a Resolution proclaiming January 27, 2022 as International Holocaust Remembrance Day in Santa Barbara County.

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

RESOLUTION NO. 22-15

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

22-00002

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) (22-00002)

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

Re: Concerns with the County COVID-19 Response and Violations to Civil Rights – Maria Kaestner addressed the Board

Departmental Agenda
Planning Items and Public Hearings

1) HUMAN RESOURCES DEPARTMENT 22-00034

HEARING - Consider recommendations regarding an amendment to the Santa Barbara County Code Chapter 27 - Personnel, as follows: (EST. TIME: 15 MIN.)

a) Approve the introduction (first reading) of an Ordinance amending Santa Barbara County Code Chapter 27 - Personnel;

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

c) Continue the item to the Administrative Agenda of February 1, 2022 to consider the adoption (second reading) of an Ordinance amending Santa Barbara County Code, Chapter 27 - Personnel, as follows:

i) Consider the adoption (second reading) of an Ordinance amending Santa Barbara County Code Chapter 27 - Personnel; and

ii) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), because it consists of organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 10:20 AM - 10:22 AM (2 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

a) Introduction approved;

b) Read title, waived further reading of the Ordinance amending Santa Barbara County Code Chapter 27 - Personnel;

c) i) and ii) Set for February 1, 2022 on the Administrative Agenda to consider the adoption (Second Reading) of the Ordinance.

The motion carried by the following vote:

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

2) PLANNING AND DEVELOPMENT DEPARTMENT

22-00036

HEARING - Consider recommendations regarding the appeal, Case No. 20APL-00000-00028, filed by Steve Decker, Applicant, of the County Planning Commission’s denial of the Decker Greenhouse project, Case No. 19LUP-00000-00469, as follows: (EST. TIME: 45 MIN.)

- a) Uphold the appeal, Case No. 20APL-00000-00028;
- b) Make the required findings for approval of the project, Case No. 19LUP-00000-00469, including California Environmental Quality Act (CEQA) findings;
- c) Determine that based on the CEQA Consistency Analysis and Examination of Environmental Effects Document and previously certified Environmental Impact Report (EIR) for the Santa Ynez Valley Community Plan, the project is exempt from CEQA pursuant to CEQA Guidelines Section 15183 as stated in the Notice of Exemption; and
- d) Approve the project de novo, Case No. 19LUP-00000-00469, subject to the conditions of approval.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 10:23 AM - 11:02 AM (39 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

Accepted into the record the following documents: Letter dated January 22, 2022 from Tom Laux; Letter dated January 22, 2022 from Linda Harry; Letter dated January 23, 2022 from Travis Morrow; and Letter dated January 24, 2022 from Jeff Jacobsen.

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

- a) Upheld the appeal, Case No. 20APL-00000-00028;
- b) Adopted required findings for approval of the project, including California Environmental Quality Act (CEQA) findings;
- c) Approved; and
- d) Granted de novo approval of the project, Case No. 19LUP-00000-00469, subject to the conditions of approval.

The motion carried by the following vote:

Ayes: 3 - Supervisor Williams, Supervisor Nelson, and Supervisor Lavagnino
Noes: 2 - Supervisor Hart, and Supervisor Hartmann

3) AGRICULTURAL COMMISSIONER AND WEIGHTS & MEASURES DEPARTMENT 21-01146

HEARING - Consider recommendations regarding a Santa Barbara County Hemp Ordinance, as follows: (EST. TIME: 45 MIN.)

a) Approve the introduction (first reading) of an Ordinance regulating hemp in the County of Santa Barbara;

b) Read the title, “An Ordinance Regulating Hemp”, and waive further reading of the Ordinance;

c) Find that the proposed actions are exempt under the California Environmental Quality Act (CEQA) based on CEQA Guidelines 15307, 15308, 15060(c)(2), and 15061(b)(3) as it can be seen with certainty that there is no possibility that these actions will have a significant effect on the environment, these actions will not result in a direct or reasonably foreseeable indirect physical change in the environment, and these actions will assure the maintenance, restoration, or enhancement of natural resources and the environment; and

d) Set a hearing on the Administrative Agenda of February 1, 2022, to consider recommendations, as follows:

i) Consider the adoption (Second Reading) of an Ordinance Amending Chapter 3, Agriculture, of the Santa Barbara County Code Regarding Hemp;

ii) Read title, “An Ordinance Regulating Hemp” and waive reading the Ordinance in full; and

iii) Find that the proposed actions are exempt under the CEQA based on CEQA Guidelines 15307, 15308, 15060(c)(2), and 15061(b)(3) as it can be seen with certainty that there is no possibility that these actions will have a significant effect on the environment, these actions will not result in a direct or reasonably foreseeable indirect physical change in the environment, and these actions will assure the maintenance, restoration, or enhancement of natural resources and the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 11:03 AM - 11:58 AM AND 2:43 PM - 2:47 PM (59 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

- a) Introduction approved as revised and presented at the January 25, 2022 Board of Supervisors Hearing;
- b) Read title, "An Ordinance Regulating Hemp," waived further reading of the Ordinance;
- c) Approved;
- d) i) through iii) Set for February 1, 2022 on the Administrative Agenda to consider the adoption (Second Reading) of the Ordinance.

The motion carried by the following vote:

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

Noes: 1 - Supervisor Nelson

4) COUNTY EXECUTIVE OFFICE [22-00069](#)

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

- a) Receive and file a brief update on 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.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 1:48 PM - 2:42 PM (54 MIN.)

Received and filed staff presentation and conducted a public hearing.

A motion was made by Supervisor Nelson, seconded by Supervisor Hart, 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

[22-00074](#)**BOARD OF SUPERVISORS FEBRUARY 2022 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.

- California Enterprise Development Authority Tax-Exempt Financing - Midland School
Treasurer Tax Collector
Contact: Lhagerty@countyofsb.org
- Black History Month Presentation
Third District
Contact: gFischer@countyofsb.org
- Amend Ch. 17 to Comply with SB 1383 - Diversion and Recycling of Organic Waste
Public Works
Contact: cjohnst@countyofsb.org
- Countywide Workforce Agreement
County Executive Office
Contact: mcgolpin@countyofsb.org
- Abolition of Improvement Zone No.1 for Vintage Ranch Tract 12,556
Public Works
Contact: mwilder@countyofsb.org
- Recreation Master Plan Update
Community Services District
Contact: jlindgren@countyofsb.org
- Amend Chapter 50 of the County Code - Licensing of Commercial Cannabis
County Executive Office
Contact: brheaton@countyofsb.org
- American Rescue Plan Act of 2021 Update & Discretionary Category Funding Allocation
County Executive Office
Contact: nanderson@countyofsb.org
- Cannabis Appeal of the Cadwell Cannabis Cultivation Project
Planning and Development
Contact: gvonklan@countyofsb.org

Adjourned at 2:48 PM

Adjourned to

Tuesday, February 1, 2022

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, January 25, 2022 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, January 27, 2022, at 5:00 PM and on Saturday, January 29, 2022, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>