

**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, February 15, 2022**

**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 February 8, 2022 Meeting**

**A motion was made by Supervisor Lavagnino, 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**

**[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 County Executive Officer, Mona Miyasato.**

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

**Closed Session**

**[22-00143](#)**

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.

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

Employee organizations: all bargaining units, unrepresented employees, managers, and executives.  
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) BEHAVIORAL WELLNESS DEPARTMENT [22-00135](#)**

Consider recommendations regarding Behavioral Health Response and Rescue Project (BHRRP) Supplemental Funding to the Substance Abuse Prevention and Treatment Block Grant (SABG) and the Community Mental Health Services Block Grant (MHBG), as follows: (4/5 Vote Required)

- a) Approve and authorize the Director of the Department of Behavioral Wellness, or designee, to accept supplemental SABG funding awarded by the California Department of Health Care Services (DHCS) BHRRP in the total amount of \$2,517,171.95 for the period of July 1, 2021 through June 30, 2025;
- b) Approve and authorize the Director of the Department of Behavioral Wellness, or designee, to accept supplemental Community MHBG funding awarded by the California DHCS BHRRP, in the total amount of \$1,251,949.00 for the period of July 1, 2021 through June 30, 2025;
- c) Approve Budget Revision Request No. 0007909 for Fiscal Year (FY) 2021-2022 to (1) increase appropriations of \$51,900.00 in the Mental Health Services Fund for Salaries and Employee Benefits and \$395,600.00 in the Mental Health Services Act Fund for Salaries and Employee Benefits (\$343,500.00) and Services and Supplies (\$52,100.00) funded by unanticipated revenue from Community MHBG, and (2) increase appropriations of \$1,150,300.00 in the Alcohol and Drug Programs Fund for Salaries and Employee Benefits (\$406,300.00) and Services and Supplies (\$744,000.00) funded by unanticipated revenue from the SABG; and
- d) Determine that the above actions are government fiscal activities or funding mechanisms which do not involve any commitment to any specific project which may result in potential physical impacts on the environment, and therefore is 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 Williams, seconded by Supervisor Hart, that this matter be acted on as follows:**

**a) and b) Approved and authorized; and**

**c) 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) BEHAVIORAL WELLNESS DEPARTMENT**

**[22-00136](#)**

Consider recommendations regarding a First Amendment to the California Department of Health Care Services County Mental Health Plan Agreement No. 17-94613 A01, Fiscal Years (FYs) 2017-2022, as follows:

a) Approve, ratify, and authorize the Director of the Department of Behavioral Wellness or designee to execute the First Amendment to the County Mental Health Plan Agreement No. 17-94613 A01 with the California Department of Health Care Services to revise the contract terms and conditions for compliance with federal regulations and the contractor name with no change to the \$0.00 contract amount and the contract term of July 1, 2017 to June 30, 2022; and

b) Determine that the above action is a government funding mechanism or other government fiscal activity, which does not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment and is 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 Williams, seconded by Supervisor Hart, that this matter be acted on as follows:**

**a) Approved, ratified and authorized; 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) COMMUNITY SERVICES DEPARTMENT

22-00122

Consider recommendations regarding the execution of a Grant Agreement between the County of Santa Barbara and the Santa Barbara Bowl Foundation for Arts Grant Administrative Support, as follows: (4/5 Vote Required)

- a) Approve and authorize the Chair of the Board to execute an agreement with the Santa Barbara Bowl Foundation to receive funding in the amount of \$10,000.00 for the period of February 15, 2022 through June 30, 2022 for the County's Office of Arts and Culture staff to provide administrative services in support of the Foundation's performing arts outreach arts grant program;
- b) Approve Budget Revision Request No. 0008090 necessary to adjust appropriations for unanticipated \$10,000.00 grant revenue; and
- c) Determine that the above-recommended actions are not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the 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 physical impact on the environment.

**A motion was made by Supervisor Williams, 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-4) COUNTY EXECUTIVE OFFICE [22-00119](#)

Consider recommendations regarding a Response to the 2021 Grand Jury Report: Cybersecurity for Special Districts and County Service Areas in Santa Barbara County, as follows:

- a) Consider and adopt the responses as the Board of Supervisors’ response to the 2021 Grand Jury report entitled "Cybersecurity for Special Districts and County Service Areas in Santa Barbara County”;
- b) Authorize the Chair to sign the letter and forward the letter and responses to the Presiding Judge of the Santa Barbara County Superior Court; and
- c) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines 15378(b)(5) that the above actions are not a project subject to CEQA review, because they are government administrative activities that do not result in direct or indirect physical changes to the environment.

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

- a) Considered and adopted;**
- b) 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-5) COUNTY EXECUTIVE OFFICE [22-00131](#)

Approve Budget Revision Request No. 0008082. (4/5 Vote Required)

**A motion was made by Supervisor Williams, 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-6) GENERAL SERVICES DEPARTMENT

22-00123

Consider recommendations regarding an Audit Report for the Northern Branch Jail Project (AB900) from inception January 15, 2013 through completion at December 7, 2021, Third District, as follows:

- a) Receive and file the County of Santa Barbara’s AB900 Northern Branch Jail Construction Project Final Financial and Performance Audit from Inception (January 15, 2013) through December 7, 2021;
- b) Receive and file the Statement on Auditing Standards (SAS) 114 report (Auditor’s Letter to the County’s Governing Body) for AB900 for the period ending December 7, 2021; and
- c) Determine that the above actions are 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 Williams, seconded by Supervisor Hart, that this matter be acted on as follows:**

- a) and b) Received and filed; and**
- c) Approved.**

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

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



A-7) HUMAN RESOURCES DEPARTMENT

22-00121

Consider recommendations regarding a Resolution for the Human Resources Department’s Electronic Retention of Employees’ Official Personnel Files, as follows:

a) Adopt a Resolution authorizing an electronic reproduction and retention policy for the Human Resources Department’s official employee files and the destruction of the paper files pursuant to Government Code Sections 26201, 26205, 26205.1, and 26206.7; and

b) Find that the proposed Resolution is not a “project” under California Environmental Quality Act (CEQA) Guideline 15378(b)(5), in that it is organizational or administrative activities of the government that will not result in direct or indirect physical changes in the environment.

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

**a) Adopted; and**

**RESOLUTION NO. 22-24**

**b) Approved.**

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

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

A-8) PUBLIC HEALTH DEPARTMENT

[22-00127](#)

Consider recommendations regarding the discharge of accountability for uncollected Certified Unified Program Agency (CUPA) permit invoice fees and penalties, as follows:

- a) Approve and authorize the Director of Environmental Services to execute the Application for and Authorization of Discharge of Accountability for uncollected fees and penalties assessed on CUPA permit invoices in the amount of \$239,882.77 dating from April 1, 1993 through January 25, 2013; and
  
- b) Determine that the above action is a government funding mechanism or other government fiscal activity, which does 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 Williams, seconded by Supervisor Hart, that this matter be acted on as follows:**

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

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

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

**A-9) PUBLIC HEALTH DEPARTMENT [22-00128](#)**

Consider recommendations regarding a Tobacco Control Program Local Lead Agency Allocation Agreement, as follows:

a) Approve, ratify and authorize the Chair to execute Agreement No. CTCP-21-42 with California Tobacco Control Program in the amount not to exceed \$168,027.00 for the period of January 1, 2022 through June 30, 2022; and

b) Determine that these activities are exempt from California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(4), since the recommended actions are government fiscal activities which do not involve commitment to any specific project which may result in a potentially significant physical impact on the environment.

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

**a) Approved, ratified and authorized; 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) PUBLIC WORKS DEPARTMENT [22-00129](#)**

Consider recommendations regarding a Resolution for the Department of Resources Recycling and Recovery's (CalRecycle) SB 1383 Local Assistance Grant Application Fiscal Year (FY) 2021-2022, as follows:

a) Adopt a Resolution to authorize the submittal of an application for the CalRecycle's SB 1383 Local Assistance Grant Program (FY 2021-2022) in the estimated amount of \$175,921.00 and authorize the acceptance of said grant; and

b) Find that the proposed Resolution does not constitute a "Project" within the meaning of the California Environmental Quality Act, pursuant to 14 CCR 15378 (b)(5) (administrative activity of government).

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

**a) Adopted; and**

**RESOLUTION NO. 22-25**

**b) Approved.**

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

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

**A-11) PUBLIC WORKS DEPARTMENT**

**22-00141**

Consider recommendations regarding a Resolution for the Department of Resources Recycling and Recovery’s (CalRecycle’s) Notification of Intent to Comply with SB 1383 Regulations, as follows:

- a) Adopt a Resolution to authorize the submittal of an application for CalRecycle’s Notification of Intent to Comply with SB 1383 Regulations; and
- b) Find that the proposed Resolution does not constitute a “Project” within the meaning of the California Environmental Quality Act, pursuant to 14 CCR 15378 (b)(5) (administrative activity of government).

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

**a) Adopted; and**

**RESOLUTION NO. 22-26**

**b) Approved.**

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

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

A-12) PUBLIC WORKS DEPARTMENT22-00130

Consider recommendations regarding Constellation Road Pavement Rehabilitation, County Project No. 820773, Third District, as follows:

- a) Approve the specifications, on file in the Public Works Department office, for construction of the Constellation Road Pavement Rehabilitation;
- b) Award the construction contract in the amount of \$1,088,999.00 to the lowest responsible bidder, Papich Construction Co. Inc., 398 Sunrise Terrace, Arroyo Grande, CA 93420, subject to the provision of documents and certifications, as set forth in the specifications applicable to the project, as required under California Law;
- c) Authorize the Director of Public Works or designee to approve change orders for a contingency amount up to \$70,450.00 and supplemental items of \$70,000.00, for the construction of County Project No. 820773 for a total not to exceed authorization of \$1,229,449.00;
- d) Approve and authorize the Chair to execute the construction contract, that has been reviewed and approved by County Counsel, Auditor-Controller and Risk Manager, or their authorized representatives; and
- e) Determine the project was found by your Board to be exempt from the provisions of the California Environmental Quality Act pursuant to 14 CCR 15301(c) on November 2, 2021 (as the proposed project(s) consists of the operation, repair, maintenance, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that previously existing, including but not limited to existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities), a Notice of Exemption was filed on that basis, and the proposed action is within the scope of that Notice of Exemption.

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

- a) **Approved;**
- b) **Awarded;**
- c) **Authorized;**
- d) **Approved and authorized; Chair to execute; and**
- e) **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 DEPARTMENT[22-00033](#)

Consider recommendations regarding an amendment of Chapter 17 of the County Code to Comply with State Law SB 1383 Regarding the Diversion and Recycling of Organic Waste, as follows:

- a) Consider the adoption (Second Reading) of an Ordinance amending Chapter 17 of the Santa Barbara County Code, Solid Waste Services;
- b) Determine that pursuant to Section 15162 of the State California Environmental Quality Act (CEQA) Guidelines that adoption of the Ordinance and Rules and Regulations is within the scope of the Final Environmental Impact Report (FEIR) dated December 2019 prepared by CalRecycle for SB 1383 Regulations Short-Lived Climate Pollutants: Organic Waste Methane Emission Reduction and that no subsequent EIR or Negative Declaration is required for this project because no substantial changes are proposed, no substantial changes have occurred with respect to the circumstances under which the project is undertaken and no new information of substantial importance has come to light regarding environmental effects of the project or of the sufficiency or feasibility of mitigation measures; and
- c) Adopt the revisions to the Rules and Regulations of Chapter 17, to update information and reflect changes proposed in the Ordinance amending Chapter 17, the Santa Barbara County Code, Solid Waste Services.

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

**a) Adopted;**

**ORDINANCE NO. 5151**

**b) Approved; and**

**c) Adopted.**

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

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

A-14) SHERIFF-CORONER OFFICE

22-00120

Consider recommendations regarding the California Integrated Vital Records System (Cal-IVRS) Coroner Participant Agreement, as follows:

- a) Approve and authorize the Sheriff to execute the Cal-IVRS Coroner Participant Agreement; and
- b) Determine that this action is not a project under California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(5), because it is an organizational or administrative activity that will not result in direct or indirect physical changes to the environment.

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

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

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

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

A-15) SOCIAL SERVICES DEPARTMENT

22-00125

Consider recommendations regarding an agreement with Allan Hancock Joint Community College District for Pathway Home 2 Project - Career Services, Academic and Occupational Skills Provider, as follows:

- a) Approve and authorize the Chair to execute an Agreement with Allan Hancock Joint Community College District (local vendor) to provide Career Services, Academic and Occupational Skills through the Pathway Home 2 Project for a total contract amount not to exceed \$857,946.00 for the period of February 15, 2022 through December 31, 2024;
- b) Authorize the Director of Social Services, or designee, to reallocate the budgeted line items of the Agreement without exceeding the total contract amount; and
- c) Determine that the activity is not a "Project" subject to California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(5), since the activity is an organizational or administrative activity of government that will not result in direct or indirect physical changes in the environment.

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

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

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

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



**Board of Supervisors**

A-16) SUPERVISOR LAVAGNINO

[22-00126](#)

Approve the appointment of Vincent Martinez to the Planning Commission, term ending December 31, 2022, Fifth District.

**A motion was made by Supervisor Williams, 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) PLANNING AND DEVELOPMENT DEPARTMENT

[22-00047](#)

Set a hearing to consider recommendations regarding the Planning Commission’s recommendation to deny the ExxonMobil Interim Trucking for Santa Ynez Unit Phased Restart Project (Case No. 17RVP-00000-00081), Third and Fourth Districts, as follows:  
(Set a hearing for March 8, 2022. Time estimate: 2 hours)

- a) Make the required findings for denial of the Modified Project, Case No. 17RVP-00000-00081;
- b) Determine that denial of the Modified Project is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15270(a); and
- c) Deny the Modified Project, Case No. 17RVP 00000 000081.

**A motion was made by Supervisor Williams, seconded by Supervisor Hart, that this matter be set for a hearing, as follows: March 8, 2022 in Santa Maria (EST. TIME 2 HRS.). The motion carried by the following vote:**

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

A-18) PLANNING AND DEVELOPMENT DEPARTMENT

22-00133

Set a hearing to consider recommendations regarding the PR Investments, LLC and Far Western Liquor, Inc. Appeal of the Planning Commission Approval of the Orcutt Gas Station Development Plan and Minor Conditional Use Permit, Case Nos. 21APL-00000-00062 and 21APL-00000-00063, Fourth District, as follows:

(Set a hearing for March 8, 2022. Time estimate: 1 hour 30 minutes)

- a) Deny the appeal, Case Nos. 21APL-00000-00062 and 21APL-00000-00063;
- b) Make the required findings for approval of the Project, Case Nos. 18DVP-00000-00001 and 18CUP-00000-00001, including California Environmental Quality Act (CEQA) findings;
- c) Adopt the Mitigated Negative Declaration (Case No. 19NGD-00000-00001) and adopt the mitigation monitoring program contained in the conditions of approval; and
- d) Grant de novo approval of the Project, Case Nos. 18DVP-00000-00001 and 18CUP-00000-00001, subject to the conditions of approval.

**A motion was made by Supervisor Williams, seconded by Supervisor Hart, that this matter be set for a hearing, as follows: March 8, 2022 in Santa Maria (EST. TIME 1 HR. 30 MINS.). The motion carried by the following vote:**

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

A-19) PLANNING AND DEVELOPMENT DEPARTMENT

22-00134

Set a hearing to consider recommendations regarding the Trigueiro Appeal of the Planning Commission Approval of the G&K Farms Cannabis Processing Building, Case No.

21APL-000000-00032, First District, as follows:

(Set a hearing for March 1, 2022. Time estimate: 1 hour 40 minutes)

- a) Deny the appeal, Case No. 21APL-00000-00032;
  
- b) Make the required findings for approval of the Project, Case Nos. 19CUP-00000-00062, 20AMD-00000-00003, and 19CDP-00000-00157, 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 Nos. 19CUP-00000-00062, 20AMD-00000-00003, and 19CDP-00000-00157, subject to the conditions of approval.

**A motion was made by Supervisor Williams, seconded by Supervisor Hart, that this matter be set for a hearing, as follows: March 1, 2022 in Santa Barbara (EST. TIME 1 HR. 40 MINS.). The motion carried by the following vote:**

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

A-20) PLANNING AND DEVELOPMENT DEPARTMENT[22-00137](#)

Set a hearing to consider the recommendations of the County Planning Commission to approve the Galileo Pisa, LLC Apartments Project (Case Nos. 19GPA-00000-00003, 19RZN-00000-00002, and 19DVP-00000-00039), Second District, as follows:  
(Set a hearing for March 1, 2022. Time estimate: 1 hour)

a) Make the required findings for approval of the project, Case Nos. 19GPA-00000-00003, 19RZN-00000-00002, and 19DVP-00000-00039, as specified in the Findings for Approval including California Environmental Quality Act findings;

b) Adopt the Mitigated Negative Declaration, Case No. 21NGD-00000-00001, and adopt the mitigation monitoring program as specified in the Conditions of Approval;

c) Adopt a Resolution amending the Comprehensive Plan Map, Case No. 19GPA-00000-00003, and revising the Eastern Goleta Valley Community Plan Land Use Designation Map to change the land use designation of APN 069-160-051 from General Commercial to Residential with a corresponding density of 20 units per acre (Res-20);

d) Adopt an Ordinance Amendment to rezone APN 069-160-051, Case No. 19RZN-00000-00002, from Retail Commercial (C-2) to Design Residential with a corresponding density of 20 units per acre (DR-20); and

e) Approve the Development Plan, Case No. 19DVP-00000-00039, subject to the included Conditions of Approval.

**A motion was made by Supervisor Williams, seconded by Supervisor Hart, that this matter be set for a hearing, as follows: March 1, 2022 in Santa Barbara (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 WORKS DEPARTMENT, BOARD OF DIRECTORS, WATER AGENCY [22-00038](#)

Set a hearing to consider recommendations regarding the Santa Barbara County Water Resources Update, as follows:

(Set a hearing for March 8, 2022. Time estimate: 45 minutes)

Acting as the Board of Directors, Water Agency:

- a) Receive and file an update on water resources throughout the County of Santa Barbara; and
- b) Determine that this action is not subject to California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15378(b) (5), as it is an administrative action that will not result in direct or indirect changes to the environment.

**Acting as the Board of Directors, Water Agency:**

**A motion was made by Supervisor Williams, seconded by Supervisor Hart, that this matter be set for a hearing, as follows: March 8, 2022 in Santa Maria (EST. TIME 45 MINS.). The motion carried by the following vote:**

**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 Violations to Civil Rights and Freedom of Speech – Maria Kaestner addressed the Board**

**Re: Requested the Board of Supervisors to Address Questions Submitted by the Public – Thomas Becker addressed the Board**

**Re: Highlighted and Promoted the Use of Drones for Public Safety – Scott Wenz addressed the Board**

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

1) COUNTY EXECUTIVE OFFICE 22-00139

HEARING - Appoint two members of the Board of Supervisors to the Local Agency Formation Commission for a term of office from March 1, 2022 through March 1, 2026; one appointment is to the regular member position and one appointment is to the alternate member position. (EST. TIME: 10 MIN.)

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

*HEARING TIME: 9:20 AM - 9:32 AM (12 MIN.)*

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

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

**Appointed Supervisor Williams as the Regular Member to a term ending March 1, 2026; and Appointed Supervisor Nelson as the Alternate Member to a term ending March 1, 2026.**

**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

22-00138

HEARING - Consider recommendations regarding the Santa Barbara Coalition for Responsible Cannabis Appeal, Case No. 21APL-000000-00028, of the Planning Commission’s Approval of the Cadwell Cannabis Cultivation Project, Case No.19LUP-00000-00480, Third District, as follows: (EST. TIME: 1 HR. 30 MIN.)

- a) Deny the appeal, Case No. 21APL-00000-00028;
- b) Make the required findings for approval of the Project, Case No. 19LUP-00000-00480 including California Environmental Quality Act (CEQA) findings;
- c) Determine that the previously certified Program Environmental Impact Report (EIR) (17EIR-00000-00003) constitutes adequate environmental review and no subsequent EIR or Negative Declaration is required pursuant to CEQA Guidelines Sections 15162 and 15168 (c)(2); and
- d) Grant de novo approval of the Project, Case No. 19LUP-00000-00480, subject to the conditions of approval.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

*HEARING TIME: 2:59 PM - 4:50 PM (1 HR. 51 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:**

**Accepted into the record the following documents: Letter dated February 12, 2022 from Lynn Turner; Letter dated February 13, 2022 from Jill Stassinis; Letter dated February 14, 2022 from Matt Niblett; Letter dated February 14, 2022 from Courtney Taylor on behalf of Sanford Winery; Letter dated February 14, 2022 from the Law Office of Marc Chytilo; and a Replacement PowerPoint Presentation dated February 14, 2022 from the Law Office of Marc Chytilo.**

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

- Ayes:** 4 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, and Supervisor Lavagnino
- Absent:** 1 - Supervisor Nelson



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

- a) Denied the appeal, Case No. 21APL-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-00000-00480, subject to the conditions of approval and as revised and presented at the February 15, 2022 Board of Supervisors Hearing.

The motion carried by the following vote:

**Ayes:** 3 - Supervisor Williams, Supervisor Hart, and Supervisor Lavagnino  
**Noes:** 1 - Supervisor Hartmann  
**Absent:** 1 - Supervisor Nelson

3) COUNTY EXECUTIVE OFFICE[22-00132](#)

HEARING - Consider recommendations regarding an amendment to Chapter 50 of the County Code - Licensing of Cannabis Operations, as follows: (EST. TIME: 45 MIN.)

a) Consider the introduction (First Reading) of an Ordinance amending Chapter 50 of 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; and

c) Set a hearing on the Administrative Agenda for March 1, 2022 to consider recommendations, as follows:

i) Consider adoption (Second Reading) of an Ordinance amending Chapter 50 to the Santa Barbara County Code, Licensing of 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.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

*HEARING TIME: 11:48 AM - 1:20 AM AND 2:57 PM - 2:59 PM (1 HR. 35 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 February 15, 2022 Board of Supervisors Hearing to modify the proposed Sunset Date for Legal Non-Conforming Operations with Land Use Approval and Acreage Secured Under the Cap from June 30, 2022 to October 31, 2022 in Section 50-7 (a)(3)(iv);
- b) Read title, waived further reading of the Ordinance amending Chapter 50 of the Santa Barbara County Code, Licensing of Cannabis Operations in the unincorporated area of the County;
- c) i) through ii) Set for March 1, 2022 on the Administrative Agenda to consider the adoption (Second Reading) of the Ordinance.

The motion carried by the following vote:

- Ayes:** 3 - Supervisor Williams, Supervisor Hart, and Supervisor Lavagnino
- Noes:** 1 - Supervisor Hartmann
- Absent:** 1 - Supervisor Nelson

4) COMMUNITY SERVICES DEPARTMENT[22-00124](#)

HEARING - Consider recommendations regarding the Countywide Recreation Master Plan Update, Consulting Service Agreement Amendment with Wood Environment and Infrastructure Solutions, Inc for the Countywide Recreation Master Plan, as follows: (4/5 Vote Required) (EST. TIME: 1 HR. 30 MIN.)

- a) Receive and file a report on the progress of the Countywide Recreation Master Plan;
- b) Provide Community Services Staff with direction regarding expansion of the scope of the original Recreation Master Plan and the Program Environmental Impact Report (EIR) to explore the possibility of Comprehensive Plan, community plan, and zoning ordinance amendments that facilitate future programs and projects that provide recreational benefits;
- c) Allocate Parks, Trails and Open Space funding earmarked by the Board of Supervisors during last June's Budget Hearings to the Community Services Department in an amount up to \$450,000.00, with \$225,000.00 coming from each North and South County set-aside. Additionally, allocate \$40,000.00 from the County Equity funding set-aside for expanded public outreach for hard to reach and disadvantaged communities, for a total allocation of up to \$490,000.00. Of which up to \$270,000.00 for Planning and Development Department Staff time and related costs to process comprehensive plan, community plan, and zoning ordinance amendments to be proposed by Community Services that support recreation, and up to \$220,000.00 for Community Services to serve as the applicant submitting amendments, to pay for filing requirements, expanded public outreach to disadvantaged communities, and to fund consultant services for planning and environmental documentation related to the development and submittal of Comprehensive Plan, community plan, and zoning ordinance amendments;
- d) If the Board allocates Parks, Trails and Open Space and Equity set-aside funds for the expanded scope of the Recreation Master Plan, approve Budget Revision Request No. 0008091 necessary to adjust appropriations for current year estimated costs of \$120,000.00 to be incurred by the Community Services Department;
- e) Approve and authorize the Chair of the Board of Supervisors to execute the First Amendment to the Recreation Master Plan Phase Two professional services agreement with Wood Environment and Infrastructure Solutions, Inc. (Contractor) to increase the contract amount by \$400,506.00 for a new total contract amount not to exceed \$830,505.00, so the Contractor may assist the County in preparation of the Countywide Recreation Master Plan, incorporate recently grant-funded and previously funded recreation projects into the Master Plan through an expanded scope of work, and for additional planning and environmental documentation associated with the expanded scope of work and potential amendments to the Comprehensive Plan, community plan, and zoning ordinance amendments; and

f) Determine that the above recommended actions are exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15262 and 15378(b)(4) of the State Guidelines for the Implementation of CEQA, finding that the activities involve only feasibility or planning studies for possible future actions which the Board has not approved, adopted or funded and are 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 impact on the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

*HEARING TIME: 9:33 AM - 11:47 AM (2 HR. 14 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) Received and filed;**
- b) Provided direction;**
- c) and d) Approved;**
- e) Approved and authorized; Chair to execute;**
- f) Approved.**

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

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

5) COUNTY EXECUTIVE OFFICE

22-00142

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: 4:57 PM - 5:35 PM (38 MIN.)*

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

**A motion was made by Supervisor Hart, seconded by Supervisor Lavagnino, 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:** 3 - Supervisor Hart, Supervisor Hartmann, and Supervisor Lavagnino

**Absent:** 2 - Supervisor Williams, and Supervisor Nelson

[22-00144](#)

**BOARD OF SUPERVISORS MARCH 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.*

- 2015 Energy & Climate Action Plan Final Report  
Community Services Department  
Contact: gwong@countyofsb.org
  
- Fire KPMG Review  
Fire and County Executive Office  
Contacts: SJorgens@countyofsb.org and rellestad@countyofsb.org
  
- Galileo Pisa, LLC Apartments Rezone and General Plan Amendment  
Planning and Development  
Contact: sestewart@countyofsb.org
  
- Trigueiro Appeal of the G&K Cannabis Processing Building  
Planning and Development  
Contact: bsinger@countyofsb.org
  
- Santa Barbara Clean Energy Service Options  
Community Services Department  
Contact: awatkins@countyofsb.org
  
- American Rescue Plan Act of 2021 Behavioral Health Community Assessment Update  
Behavioral Wellness  
Contact: suzkirk@sbcbswell.org
  
- Child Welfare Services Update  
Social Services  
Contact: A.Krueger@SBCSocialServ.org
  
- Countywide Water Update  
Public Works  
Contact: mcyoung@countyofsb.org

- Orcutt Gas Station and Far Western Liquor Appeal of the Orcutt Gas Station  
Planning and Development  
Contact: gvonklan@countyofsb.org
  
- Exxon Mobil Interim Trucking  
Planning and Development  
Contact: ebriggs@co.santa-barbara.ca.us
  
- Steiner Appeal of the Ruffino Tentative Parcel Map  
Planning and Development  
Contact: bsinger@countyofsb.org
  
- Long Range Planning Division Work Program and Report on Housing-Related Matters  
Planning and Development  
Contact: dklemann@countyofsb.org
  
- Applicant Appeal of the Hawker/Philippides Lot Line Adjustment  
Planning and Development  
Contact: wbrown@countyofsb.org
  
- Criminal Justice Update  
County Executive Office  
Contact: nparmelee@countyofsb.org



**Adjourned at 5:36 PM**

**Adjourned to**

**Tuesday, March 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, February 15, 2022 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, February 17, 2022, at 5:00 PM and on Saturday, February 19, 2022, at 10:00 AM on CSBTV Channel 20.*

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