

County of Santa Barbara
BOARD OF SUPERVISORS



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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, May 10, 2022

9:00 AM

**JOSEPH CENTENO BETTERAVIA GOVERNMENT
ADMINISTRATION**

BUILDING, BOARD HEARING ROOM

511 EAST LAKESIDE PARKWAY, SANTA MARIA

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

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

9:00 A.M. Convened to Regular Session

Roll Call

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

Pledge of Allegiance

Approval of Minutes of the May 3, 2022 Meeting

A motion was made by Supervisor Nelson, seconded by Supervisor Lavagnino, 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.

County Executive Officer, Mona Miyasato announced the following:

The Santa Barbara County Public Works Department has been recognized with an Achievement Award from the National Association of counties (NACo) for its role in optimizing new technologies and other innovations to advance the County's energy goals and environmental stewardship. The ReSource Center is the first operation in California to house a materials recovery facility, anaerobic digestion facility, compost management unit, and landfill all at one location.

12:00 P.M. Recessed to Closed Session**Closed Session****22-00407**

PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Paragraph (1) of subdivision (b) of Government Code section 54957)

Public employee performance evaluation: County Counsel

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

Christopher Anderson et al. v. County of Santa Barbara et al., Santa Barbara County Superior Court Case No. 22CV01299

Report from Closed Session

County Counsel reported that the only reportable action concerned the case of Christopher Anderson et al. v. County of Santa Barbara et al., Santa Barbara County Superior Court Case No. 22CV01299. This case raises California Environmental Quality Act challenges to the County's plan to remove encroachments and restore its right-of-way on portions of East Mountain Drive. In Closed Session, the Board authorized County Counsel to seek appellate review of the Court's issuance of a preliminary injunction against the County. The Board also authorized County Counsel to file a cross-complaint in the pending litigation, the details of which will be disclosed once the action is formally commenced to any person upon inquiry. The vote of the Board was unanimous with all Supervisors being present.

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) AUDITOR-CONTROLLER'S OFFICE [22-00382](#)**

Consider recommendations regarding the Auditor-Controller's Report on the Statement of Assets of the Santa Barbara County Treasurer's Investment Pool as of March 31, 2022, as follows:

- a) Receive and file the Auditor-Controller's Report on the Statement of Assets of the Santa Barbara County Treasurer's Investment Pool as of March 31, 2022; and
- b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines because they consist of the creation of government funding mechanisms 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 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

A-2) BEHAVIORAL WELLNESS DEPARTMENT22-00394

Consider recommendations regarding a First Amendment to the Agreement for Services of Independent Contractor with Telecare Corporation Fiscal Years (FYs) 2019-2022, as follows:

a) Approve, ratify and authorize the Chair to execute a First Amendment to the Agreement for Services of Independent Contractor with Telecare Corporation (BC19-219), a California nonprofit organization (not a local vendor), to revise language in Exhibit A-2 McMillan Ranch and increase the program amount for FY 2021-2022 by \$119,128.00 to allow for increased services; to add nursing staff positions and medication support services to Exhibit A-3 Santa Maria Assertive Community Treatment (ACT) Program and increase the program amount for FY 2021-2022 by \$797,493.00 for a new total Maximum Contract Amount not to exceed \$6,338,731.00, for the period of July 1, 2019 through June 30, 2022; inclusive of \$1,807,370.00 for FY 2019-2020, \$1,807,370.00 for FY 2020-2021, and \$2,723,991.00 for FY 2021-2022;

b) Delegate to the Director of the Department of Behavioral Wellness or designee the authority to make immaterial changes; authorize additional services; amend program staffing requirements; reallocate funds between funding sources; adjust or waive the County Maximum Allowable rate; and amend the program goals, outcomes, and measures, all without altering the Maximum Contract Amount and without requiring the Board's approval of an amendment of the Agreement, subject to the Board's ability to rescind this delegated authority at any time; and

c) Determine that the above actions are government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

A motion was made by Supervisor Nelson, 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-3) BEHAVIORAL WELLNESS DEPARTMENT[22-00393](#)

Consider recommendations regarding an Agreement for Services of Independent Contractor with Olive Crest for Fiscal Years (FYs) 2022-2024, as follows:

- a) Approve and authorize the Chair to execute a multi-year Agreement for Services of Independent Contractor with Olive Crest, a California nonprofit (not a local vendor), for the provision of Short Term Residential Therapeutic Program (STRTP) services, Intensive Home Based Services (IHBS), and Intensive Care Coordination (ICC) services for seriously emotionally disturbed (SED) children and youth (age 12 through 24) who require out-of-home placement for a total Maximum Contract Amount not to exceed \$2,000,000.00 (with the annual amount being \$1,000,000.00) for the period of July 1, 2022 through June 30, 2024;
- b) Delegate to the Director of the Department of Behavioral Wellness or designee the authority to suspend, delay, or interrupt the services under the Agreement for convenience per Section 20 of the Agreement; make immaterial changes to the Agreement per Section 26 of the Agreement; add additional services if authorized in writing to Exhibits A-2 and A-3 of the Agreement; amend program staffing requirements per Exhibits A-2 and A-3 of the Agreement; reallocate funds between funding sources with discretion per Exhibit B of the Agreement; adjust the provisional rate with discretion per Exhibit B of the Agreement; approve subsidy payments in excess of the limit per Exhibit B of the Agreement, waive the use of County Maximum rates per Exhibit B of the Agreement, and amend the goals, measures, and outcomes in Exhibit E, all without altering the Maximum Contract Amount and without requiring formal amendment of the Agreement, subject to the Board's ability to rescind this delegated authority at any time; and
- c) Determine that the above actions are government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment and 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 Nelson, seconded by Supervisor Hart, that this matter be acted on as follows:

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

22-00379

Consider recommendations regarding a State of California Permanent Local Housing Allocation (PLHA) Sub-Recipient Agreement with Habitat for Humanity of Southern Santa Barbara County, as follows:

- a) Approve and authorize the Chair to execute a subrecipient agreement (Agreement) for the distribution of \$100,000.00 in State of California PLHA grant funds with Habitat for Humanity of Southern Santa Barbara County for delivery of a Home Repair Program for a term that begins on the date of the Agreement’s execution and ends June 30, 2023;
- b) Authorize the County’s Community Services Department Director or designee to approve and execute amendments to the Agreement’s budget line items provided that the overall maximum dollar amount of the Agreement is not increased, to extend the Agreement’s term by up to 12 months, and approve necessary administrative changes to the Agreement that are necessary to conform with Federal, state, and local laws, guidelines, policies, and funding amounts; and
- c) Determine that the approval of the above recommended actions is exempt from the California Environmental Quality Act (CEQA) per CEQA Guidelines 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 Nelson, 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

A-5) COMMUNITY SERVICES DEPARTMENT[22-00380](#)

Consider recommendations regarding Women's Recovery Response Grant Funding, as follows:
(4/5 Vote Required)

- a) Approve and authorize the Community Services Director or designee(s) to execute a grant agreement and to accept grant funds in the amount of \$25,000.00 from the California Commission on the Status of Women and Girls, Women's Recovery Response Grant Opportunity;
- b) Approve Budget Revision Request No. 0008151 necessary to adjust appropriations for the receipt of unanticipated Grant Revenues in the amount of \$25,000.00; and
- c) Determine that the above recommended actions are not the approval of a project that is subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15378(b)(4), finding that the actions 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, and 15378(b)(5), finding that the actions are organizational or administrative activities of government that will not result in direct or indirect physical changes in the environment.

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

- a) **Approved and authorized; 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-6) COUNTY EXECUTIVE OFFICE[22-00390](#)

Approve Budget Revision Request Nos. 0007926; 0008149; 0008151; 0008152; 0008156; 0008160; and 0008164 (4/5 Vote Required).

A motion was made by Supervisor Nelson, 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-7) HUMAN RESOURCES DEPARTMENT[22-00384](#)

Consider recommendations regarding a Back to Work Policy Update, as follows:

- a) Approve an updated Back to Work Policy; and
- b) Determine that the recommended action is not a “Project” within the meaning of the California Environmental Quality Act (CEQA) and is exempt per CEQA Guideline Section 15378(b)(5), since the recommended action is an organizational or administrative activity of the government that will not result in direct or indirect physical change in the environment.

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

a) and b) Approved.

The motion carried by the following vote:

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

A-8) HUMAN RESOURCES DEPARTMENT[22-00405](#)

Consider recommendations regarding modifications to COVID-19 Workforce Provisions, as follows:

- a) Effective July 1, 2022, reinstate Civil Service Rule 905 requirement that Extra Help employees assisting with COVID-19 response work fewer than 1040 hours per year unless the Civil Service Commission grants an extension;
- b) Effective May 16, 2022, approve suspending the requirement in the County of Santa Barbara Employee COVID-19 Vaccination and Testing Policy (Policy) adopted on August 31, 2021 for employees who are not vaccination verified to undergo weekly testing, unless the employees are otherwise subject to testing by any applicable State Public Health Officer Orders or other requirements of Cal/OSHA’s COVID-19 Prevention Emergency Temporary Standards (ETS);
- c) Approve and authorize the County Executive Officer (CEO) to reinstate the Policy testing requirements if circumstances require; and
- d) Determine that the above actions are not a “Project” under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5), because they consist 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 Lavagnino, seconded by Supervisor Nelson, that this matter be acted on as follows:

a) and b) Approved;

c) Approved and authorized; and

d) Approved.

The motion carried by the following vote:

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

Noes: 1 - Supervisor Williams

A-9) HUMAN RESOURCES DEPARTMENT

[22-00385](#)

Consider recommendations regarding an Agreement for Professional Legal Services with Outside Counsel Liebert Cassidy Whitmore, as follows:

a) Approve, ratify, and authorize the Chair to execute an Agreement for Professional Legal Services between the County of Santa Barbara and Liebert Cassidy Whitmore with a not to exceed amount of \$15,000.00 and for the term commencing May 3, 2022 through September 30, 2022; 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 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-10) PUBLIC HEALTH DEPARTMENT[22-00391](#)

Consider recommendations regarding a Record Retention Schedule for Environmental Health Services, as follows: (4/5 Vote Required)

- a) Adopt a Resolution for the retention, destruction, or disposition of Environmental Health Services records, papers and documents pursuant to Government Code sections 26200, et seq., and for delegation to the Environmental Health Services Director or designee to authorize future destruction of records in accordance with the Environmental Health Services Records Retention Schedule;
- b) Approve the Records Retention Schedule for Environmental Health Services for the retention, destruction or disposition of its records and delegate to the Environmental Health Services Director or designee the ability to make non-substantive changes to the Records Retention Schedule without returning to the Board, subject to the Board's ability to rescind such delegated authority; and
- c) Determine that the proposed actions are not a "Project" under the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline section 15378(b)(5)) because the activity consists of 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 Hart, that this matter be acted on as follows:

a) Adopted; and

RESOLUTION NO. 22-101

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-11) PUBLIC HEALTH DEPARTMENT[22-00392](#)

Consider recommendations regarding County-based Medi-Cal Administrative Activities Grant Agreement with the California Department of Health Care Services, as follows:

a) Approve and authorize the Public Health Department Director, or designee, to sign Agreement 22-20022 and any associated certifications with the California Department of Health Care Services for County-based Medi-Cal Administrative Activities for the period of July 1, 2022 through June 30, 2025, in the amount of \$4,000,000.00; and

b) Determine that the recommended action is not a “Project” within the meaning of California Environmental Quality Act (CEQA), pursuant to CEQA Guideline Section 15378(b)(4), since the recommended action is a government fiscal activity which does 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 Nelson, 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-12) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSERVATION DISTRICT [22-00383](#)

Consider recommendations regarding Amendment No. 1 to the agreements to provide trucking services, as follows:

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

a) Approve and authorize the Chair to execute Amendment No. 1 to the Agreements for Services of Independent Contractor for trucking services amending the language to adjust hourly rates based on fuel prices with each of the following contractors:

i) Bob's Backhoe and Trucking (a local vendor);

ii) RLF Trucking and Grading Corp (a local vendor); and

iii) Rockin CJ Transport Inc. (a local vendor); and

b) Find that the recommended action to amend contracts for trucking services is a fiscal activity not constituting a "Project" within the meaning of the California Environmental Quality Act, as set forth in 14 CCR 15378(b)(4).

A motion was made by Supervisor Nelson, 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) i) through iii) 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 DEPARTMENT, BOARD OF DIRECTORS, LAGUNA COUNTY SANITATION DISTRICT

[22-00388](#)

Consider recommendations regarding Request for Waiver of Competition in the purchase of chemicals for Laguna County Sanitation District, Fourth District, as follows:

Acting as the Board of Directors, Laguna County Sanitation District:

a) Authorize the County Purchasing Agent to waive competitive bidding requirements per County Code Section 2-39(c) to procure wastewater treatment process chemicals from Brenntag Pacific, Inc. in an amount not to exceed \$400,000.00 annually; and Garratt-Callahan Company in an amount not to exceed \$75,000.00 annually, without being required to conduct a formal bid process through June 30, 2027; and

b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(2) of the CEQA Guidelines, because it is for continuing maintenance activity for the purchase of supplies.

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

Acting as the Board of Directors, Laguna County Sanitation District:

a) 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-14) SOCIAL SERVICES DEPARTMENT

22-00378

Consider recommendations regarding a First Amendment to the Agreement with Bit California LLC dba Document Fulfillment Services to provide CalWORKs Information Network System Printing and Mailing Services, as follows:

- a) Approve and authorize the Chair to execute the First Amendment to the Agreement with Bit California LLC dba Document Fulfillment Services, not a local vendor, for the purpose of printing and mailing services from the CalWORKs Information Network System, in an amount not to exceed \$600,000.00 for the period from July 1, 2022 through June 30, 2023; and
- b) Determine under California Environmental Quality Act (CEQA) Guidelines Section 15061(b) (3) that this activity is exempt from review on the basis that it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment.

A motion was made by Supervisor Nelson, 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-15) SOCIAL SERVICES DEPARTMENT[22-00387](#)

Consider recommendations regarding a Memorandum of Understanding between the In-Home Supportive Services Public Authority and United Domestic Workers of America, as follows:

a) Approve and authorize the Chair of the Public Authority to execute the negotiated Memorandum of Understanding between the In-Home Supportive Services Public Authority and the United Domestic Workers of America AFSCME Local 3930, AFL-CIO, for the period June 1, 2022 through June 30, 2025; 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 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-16) TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR[22-00381](#)

Accept for filing the Fiscal Year 2021-2022 Third Quarter (January - March 2022) report on the Treasurer's Investment Pool, pursuant to Government Code section 53646(b).

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

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

Board of Supervisors

A-17) SUPERVISOR WILLIAMS [22-00400](#)

Approve the reappointment of R.W. “Hap” Ziegler to the Civil Service Commission, term ending May 31, 2026, First District.

A motion was made by Supervisor Nelson, 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-18) SUPERVISOR HART [22-00401](#)

Approve the appointment of Greg Ortiz to the Housing Authority Board, term ending December 31, 2025, South County Tenant-at-Large.

A motion was made by Supervisor Nelson, 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-19) PUBLIC WORKS DEPARTMENT

[22-00396](#)

Set a hearing to consider recommendations regarding Exclusive Franchise Agreements for Solid Waste Collection, as follows:

(Set a hearing for May 24, 2022. Time estimate: 30 minutes)

- a) Approve the proposed Franchise Agreement between the County of Santa Barbara and MarBorg Industries, Inc. for residential, multi-family and commercial solid waste, recyclables, organics and special waste collection services for Zone 1, 2 and 3 effective July 1, 2022 and ending June 30, 2029;
- b) Approve the proposed Franchise Agreement between the County of Santa Barbara and Valley Garbage and Rubbish Co., Inc. DBA Health Sanitation Service/Waste Management for residential, multi-family and commercial solid waste, recyclables, organics and special waste collection services for Zones 4 and 5 effective July 1, 2022 and ending June 30, 2024;
- c) Authorize staff to issue a competitive Request for Proposals for Zones 4 and 5 for service beginning July 1, 2024; and
- d) Determine that approval of the proposed agreements are exempt from the California Environmental Quality Act, pursuant to 14 CCR 15301 (Existing Facilities), 15308 (Actions by Regulatory Agencies for the Protection of the Environment), 15311 (Accessory Structures) and 15273(a)(1),(2) and (4) (Rate, Tolls and Fares) and direct staff to file and post a Notice of Exemption on that basis.

A motion was made by Supervisor Nelson, seconded by Supervisor Hart, that this matter be set for a hearing, as follows: May 24, 2022 in Santa Barbara (EST. TIME 30 MINS.). The motion carried by the following vote:

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

Honorary Resolutions**A-20) SUPERVISOR HART [22-00397](#)**

Adopt a Resolution of Commendation honoring Pui “Mindy” Lau upon her retirement from the Child Support Services Department after over 30 years of faithful and distinguished service to the Citizens of Santa Barbara County.

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

RESOLUTION NO. 22-102

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

A-21) SUPERVISOR HARTMANN [22-00398](#)

Adopt a Resolution of Commendation honoring Christina Hackett upon her retirement from the Child Support Services Department after 19 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 22-103

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

A-22) SUPERVISOR LAVAGNINO [22-00386](#)

Adopt a Resolution of Commendation honoring Julie Budzisz upon her retirement from the Social Services Department after over 36 years of faithful and distinguished service to the citizens of Santa Barbara County.

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

RESOLUTION NO. 22-104

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

Resolutions to be Presented

A-23) SUPERVISOR NELSON [22-00389](#)

Adopt a Resolution of Commendation honoring Leroy Scolari for his extraordinary contributions to Agriculture and the Santa Barbara County Community.

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

RESOLUTION NO. 22-105

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

A-24) SUPERVISOR LAVAGNINO [22-00399](#)

Adopt a Resolution proclaiming May 6, 2022 as National Nurses Day and the week of May 6, 2022 through May 12, 2022 as National Nurses Week in Santa Barbara County.

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

RESOLUTION NO. 22-106

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

A-25) SUPERVISOR LAVAGNINO [22-00404](#)

Adopt a Resolution proclaiming the week of May 1, 2022 through May 7, 2022 as Compost Awareness Week in Santa Barbara County.

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

RESOLUTION NO. 22-107

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

Administrative Items

A-26) FIRST 5 SANTA BARBARA COUNTY CHILDREN AND FAMILIES COMMISSION [22-00283](#)

Consider recommendations regarding an amendment to Chapter 41 of the County Code - Children and Families Commission, as follows:

- a) Consider the adoption (Second Reading) of an Ordinance Amending Chapter 41 of the Santa Barbara County Code, Children and Families Commission; and

- b) Find that the proposed actions are exempt under the California Environmental Quality Act (CEQA) based on CEQA Guidelines section 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.

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

a) Adopted; and

ORDINANCE NO. 5154

b) Approved.

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: Fair Wage Request for In Home Supportive Services (IHSS) Care Providers - Erika Culley and Yolanda Navarro addressed the Board

Departmental Agenda
Planning Items and Public Hearings

1) PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, LAGUNA 22-00203
COUNTY SANITATION DISTRICT

HEARING - Consider recommendations regarding a Laguna County Sanitation District, Ordinance relative to service charges, connection charges, and trunk sewer fees and Resolution relative to collection of service charges on the tax roll, Fourth and Fifth District, as follows: (EST. TIME: 15 MIN.)

Acting as the Board of Directors, Laguna County Sanitation District:

- a) Receive and file with the Clerk of the Board the fixed charge report for Fiscal Year (FY) 2022-2023;
- b) Approve the introduction (First Reading) of an Ordinance Amending Ordinance Nos. 3130 and 4142 to change the annual service charge, connection charge, and the Dutard-Solomon, and Bradley-Solomon trunk sewer fees;
- c) Read title: "An Ordinance of the Laguna County Sanitation District Amending Ordinance No. 3130 Adopted November 19, 1979, Which Established Service Charges, Connection Charges, and Other Rules and Regulations as Amended by Ordinance No. 4142 Adopted December 9, 1993 Establishing Trunk Sewer Fees. This Amending Ordinance Changes the Annual Service Charge and Connection Charge for Single Family and Duplex Dwelling Units, Apartments, Condominiums, Trailer Spaces, Mobile Homes and Non-residential Development; and also Changes the Dutard-Solomon and Bradley-Solomon Trunk Sewer Fees," and waive reading of the Ordinance in full;
- d) Direct the Clerk to count and report the number of written protests; and if no majority protest:
 - i) Set a hearing on the Administrative Agenda for May 17, 2022 to consider recommendations, as follows:
 - 1) Consider the adoption (Second Reading) of an Ordinance Amending Ordinance Nos. 3130 and 4142 to change the annual service charge, connection charge, and the Dutard-Solomon and Bradley Solomon trunk sewer fees;
 - 2) Consider the adoption of a Resolution authorizing the collection of said charges on the tax roll; and

3) Determine that the above actions are exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15273(a)(1), (2), (3), and (4) of the State CEQA Guidelines because they are modifications of service charges, connection charges, and trunk line fees for the purposes of meeting operating and capital expenses, as well as for meeting financial reserve needs required to maintain services within this existing service area, and the modifications in charges and fees are not for the construction of capital projects for the expansion of the service system and approve the filing of a Notice of Exemption on that basis; or

e) If majority protest, take no action and provide direction to staff.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME 9:31 AM - 9:45 AM (14 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

Acting as the Board of Directors, Laguna County Sanitation District:

- a) Received and filed;**
- b) Introduction approved;**
- c) Read title, waived further reading of the Ordinance;**
- d) i) 1) through 3) Directed; Set for May 17, 2022 on the Administrative Agenda to consider the adoption (Second Reading) of the Ordinance; and**
- e) No action taken.**

The motion carried by the following vote:

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

2) PUBLIC WORKS DEPARTMENT

22-00292

HEARING - Consider recommendations regarding a County Service Area 12 (Mission Canyon Sewer District) Resolution relative to collection of sewer service charges and sewer connection charges on the tax roll, First District, as follows: (EST. TIME: 15 MIN.)

- a) Receive and file with the Clerk of the Board a report entitled County Service Area 12 Fixed Charges Fee Report for Fiscal Year 2022-2023;
- b) Adopt a Resolution authorizing the collection of sewer service charges and sewer connection charges for County Service Area 12 on the tax roll in Fiscal Year 2022-2023; and
- c) Determine that the above actions are exempt from the California Environmental Quality Act (CEQA) pursuant to Section 21080(b)(8) and Section 15273(a)(1), (2), (3), and (4) of the State CEQA Guidelines because they are for the establishment of service charges for services provided with County Service Area 12, that no expansion of services or facilities will result, that the fees will be used for meeting operating expenses and financial reserve needs and requirements, and approve the filing of a Notice of Exemption on that basis.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 9:46 AM - 9:47 AM (1 MIN.)

Received and filed staff presentation and conducted a public hearing

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

- a) Received and filed;**
- b) Adopted; and**

RESOLUTION NO. 22-108

- c) Approved.**

The motion carried by the following vote:

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

3) PUBLIC WORKS DEPARTMENT[22-00288](#)

HEARING - Consider recommendations regarding establishing Benefit Assessments for County Service Areas 3, 31, and the Santa Barbara North County Lighting District for Fiscal Year 2022-2023, as follows: (EST. TIME: 15 MIN.)

a) Receive and file Benefit Assessment Reports for Fiscal Year 2022-2023 for County Service Area 3, County Service Area 31, and the Santa Barbara North County Lighting District with the Clerk of the Board;

b) Adopt a Resolution establishing streetlighting charges (no changes proposed), for County Service Area 3 for Fiscal Year 2022-2023;

c) Adopt a Resolution establishing streetlighting charges (no changes proposed), for County Service Area 31 for Fiscal Year 2022-2023;

d) Do not establish the benefit assessments (set to zero) in those portions of the Santa Barbara North County Lighting District authorized to do so for Fiscal Year 2022-2023; and

e) Determine that the above actions are exempt from the California Environmental Quality Act (CEQA) pursuant to 14 CCR Section 15273(a)(1),(2),(3) and (4) of the State CEQA Guidelines because they are for the establishment of benefit assessment rates for services provided by County Service Areas 3 and 31, that no expansion of services or facilities will result, that revenues will be used for meeting operating expenses and financial reserve needs and requirements, and approve the filing of a Notice of Exemption on that basis.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 9:48 AM - 9:49 AM (1 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) Received and filed;

b) Adopted;

RESOLUTION NO. 22-109

c) Adopted; and

RESOLUTION NO. 22-110

d) and e) Approved.

The motion carried by the following vote:

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

4) PUBLIC HEALTH DEPARTMENT[22-00406](#)

HEARING - Consider recommendations regarding an Ambulance Service Contract Policy Resolution and ambulance services update, as follows: (EST. TIME: 2 HR.)

- a) Adopt a Resolution adopting a policy setting forth issues to be considered for inclusion in contracts for the provision of emergency ambulance services entered into or renewed on or after January 1, 2022;
- b) Approve and authorize issuance of the Request-For-Proposals (RFP) for an Exclusive Ambulance Services Provider for the Santa Barbara County Exclusive Operating Area;
- c) Authorize the Public Health Department to negotiate and return to the Board for approval of a Fifth Amendment to the Professional Services Agreement with American Medical Response West (AMR) extending the termination date to allow for completion of the Ambulance Services RFP process; and
- d) Determine that the proposed actions do not constitute a "Project" within the meaning of the California Environmental Quality Act (CEQA), pursuant to Section 15378(b) of the CEQA Guidelines, because it consists of the creation of a government funding mechanism or other government fiscal and administrative 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: POLICY

HEARING TIME: 10:02 AM - 12:04 PM (2 HR. 2 MIN.)

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

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

- a) and b) Continued to a Special Board of Supervisors Meeting on May 31, 2022 at 12:00 PM;**
- c) Authorized; Directed staff to work with American Medical Response West (AMR) to conclude and sign a contract extension of 10 months with discretion for the Executive Director to extend that by a couple of months if needed; and**
- d) Approved.**

The motion carried by the following vote:

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

5) SOCIAL SERVICES DEPARTMENT

22-00403

HEARING - Consider recommendations regarding the Child Welfare Services Family First Prevention Services Act Overview, as follows: (EST. TIME: 30 MIN.)

- a) Receive and file a presentation from the Department of Social Services regarding the Child Welfare Services Family First Prevention Services Act Overview; and
- b) Determine that the activity is not a “Project” subject to California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(4), since the activity is an organizational or administrative activity of government that will not result in direct or indirect physical changes in the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 12:05 PM - 12:40 PM (35 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) 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

6) PLANNING AND DEVELOPMENT DEPARTMENT

22-00395

HEARING - Consider recommendations regarding SB Clark, LLC Residential Subdivision (Key Site 3) General Plan Amendment 13GPA-00000-00005, Rezone 13RZN-00000-00001, Vesting Tentative Tract Map 13TRM-00000-00001, Development Plan 13DVP-0000-00010, Road Naming 17RDN-00000-00005, as follows: (EST. TIME: 1 HR.)

- a) Make the required findings for denial of the project as specified in the Findings for Denial;
- b) Determine that denial of the project is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15270 as specified in the CEQA Notice of Exemption; and
- c) Deny the project, General Plan Amendment (Case No. 13GPA-00000-00005), Rezone (13RZN-00000-00001), Vesting Tentative Tract Map (Case No. 13TRM-00000-00001), Development Plan (Case No. 13DVP-00000-00010) and Road Naming application (Case No. 17RDN-00000-00005).

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: POLICY

HEARING TIME: 2:05 PM - 3:21 PM AND 4:26 PM - 4:43 PM (1 HR. 33 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

- a) Adopted findings for denial of the project as specified in the Findings for Denial;**
- b) Approved; and**
- c) Denied the project.**

The motion failed by the following vote:

Ayes: 2 - Supervisor Nelson, and Supervisor Lavagnino

Noes: 3 - Supervisor Williams, Supervisor Hart, and Supervisor Hartmann

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

- a) Adopted required findings for approval of the project, Case Nos. 13GPA-00000-00005, 13RZN-00000-00001, 13TRM-00000-00001, 13DVP-00000-00010 and 17RDN-00000-00005;
- b) Determine that approval of the project is exempt from the California Environmental Quality Act; and
- c) Approve the project, General Plan Amendment (Case No. 13GPA-00000-00005), Rezone (13RZN-00000-00001), Vesting Tentative Tract Map (Case No. 13TRM-00000-00001), Development Plan (Case No. 13DVP-00000-00010) and Road Naming application (Case No. 17RDN-00000-00005).

The motion carried by the following vote:

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

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

- a) Made the required findings for approval of the project, Case Nos. 13GPA-00000-00005, 13RZN-00000-00001, 13TRM-00000-00001, 13DVP-00000-00010 and 17RDN-00000-00005, as specified in Attachment A to the memo dated May 10, 2022, including California Environmental Quality Act findings;
- b) Certified the Subsequent Environmental Impact Report (SEIR) (14EIR-00000-00007) as modified by the SEIR Revision Letter dated September 1, 2020 (Attachment L to the staff report dated October 15, 2020) and the SEIR Revision Letter Memo dated November 2, 2020 (Attachment P to the memo dated November 3, 2020); and adopt the mitigation monitoring program contained in the conditions of approval for Case Nos. 13TRM-00000-00001, 13DVP-00000-00010 and 17RDN-00000-00005 (Attachments B.1 through B.4 to the memo dated May 10, 2022);
- c) Adopted the Ordinance in Attachment S to the memo dated May 10, 2022, to amend the Orcutt Community Plan (OCP), as follows:

Amend the Comprehensive Plan and Orcutt Community Plan to change the Land Use Designation on the subject parcel from Residential Ranchette to Planned Development; and Amend the Orcutt Community Plan Policy KS3-1, Development Standards DevStdKS3-5, -6, -7, and -10, and the OCP PRT Map;

ORDINANCE NO. 5155

- d) Adopt the resolution recommending approve a rezone (13RZN- 00000-00001), changing the zone district on APN 129-151-026 from RR-10 to PRD (included as Attachment R to the memo dated May 10, 2022);

RESOLUTION NO. 22-111

- e) Approve Case No. 13TRM-00000-00001 (as amended by the memo dated May 10, 2022, to clarify proposed primary access) subject to the conditions of approval included as Attachment B.1 of the memo dated May 10, 2022;
- f) Approve Case No. 13DVP-00000-00010 (as amended by the memo dated May 10, 2022, to clarify proposed primary access) subject to the conditions of approval included as Attachment B.2 of the memo dated May 10, 2022; and
- g) Approve Case No. 17RDN-00000-00005 subject to the condition of approval included as Attachment B.3 of the memo dated May 10, 2022.

The motion carried by the following vote:

Ayes: 3 - Supervisor Williams, Supervisor Hart, and Supervisor Hartmann

Noes: 2 - Supervisor Nelson, and Supervisor Lavagnino

7) SHERIFF-CORONER OFFICE22-00298

HEARING - Consider recommendations regarding the introduction of an Ordinance adopting the Santa Barbara County Sheriff's Office Military Equipment Use Policy, as follows: (EST. TIME: 1 HR.)

- a) Receive and file a presentation regarding an Ordinance adopting the Santa Barbara County Sheriff's Office Military Equipment Use Policy;
- b) Consider and approve the introduction (First Reading) of an Ordinance to adopt the Santa Barbara County Sheriff's Office Military Equipment Use Policy;
- c) Read the title of the Ordinance and waive full reading of the Ordinance; and
- d) Continue to the Administrative Agenda of May 17, 2022 to consider the adoption (Second Reading) of an Ordinance adopting the Military Equipment Use Policy, as follows:
 - i) Consider and approve the adoption of the Ordinance (Second Reading) to adopt the Santa Barbara County Sheriff's Office Military Equipment Use Policy; and
 - ii) 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.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 3:30 PM - 3:52 PM (22 MIN.)

Received and filed staff presentation and conducted a public hearing.

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

- a) Received and filed;**
- b) Introduction Approved;**
- c) Read Title; waived further reading of an Ordinance to adopt the Santa Barbara County Sheriff's Office Military Equipment Use Policy; and**
- d) i) and ii) Set for May 17, 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

Adjourned at 4:43 PM

Adjourned to

Tuesday, May 17, 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, May 10, 2022 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, May 12, 2022, at 5:00 PM and on Saturday, May 14, 2022, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>