

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, October 18, 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.

9:00 A.M. Convened to Regular Session

Roll Call

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

Pledge of Allegiance

Approval of Minutes of the October 11, 2022 Meeting

A motion was made by Supervisor Nelson, 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****22-00948**

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

Veronica Cruz v. Christine Tyler and County of Santa Barbara; San Benito County
Superior Court Case No. CU-20-00001

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) **COMMUNITY SERVICES DEPARTMENT** **22-00928**

Consider recommendations regarding the execution of a Grant Agreement between the County of Santa Barbara and the City of Santa Barbara for Fiscal Year (FY) 2022-2023 Arts and Culture Programs and Projects, as follows:

- a) Approve, ratify, and authorize the Chair to execute an agreement with the City of Santa Barbara to receive a grant in the amount of \$460,847.00 for the period of July 1, 2022 through June 30, 2023 for the County's Office of Arts and Culture to implement and administer the City's arts grant program and to provide administrative services in support of the City's arts programs; and

- b) Determine that the approval and execution of the Agreement is not the approval of a project that is subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(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 Lavagnino, that this matter be acted on as follows:

- a) Approved, ratified and authorized; Chair to execute; and**

- b) Approved.**

The motion carried by the following vote:

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

A-2) COMMUNITY SERVICES DEPARTMENT

[22-00929](#)

Consider recommendations regarding an Eighth Amendment to the Agreement with Cuyama Valley Recreation District (CVRD) increasing Community Development Block Grant (CDBG) funding by \$113,621.00 for a total project funding of \$870,585.00, First District, as follows:

- a) Approve and authorize the Chair to execute an Eighth Amendment increasing the amount of the CVRD Agreement by \$113,621.00 for a total maximum contract amount of \$870,585.00; and

- b) 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 actions are not a project as they 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.

A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, 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-3) COMMUNITY SERVICES DEPARTMENT

22-00932

Consider recommendations regarding the execution of Subordination Agreements to subordinate County Homeless Emergency Assistance Program (HEAP) loan and Santa Barbara County In-Lieu Fee loan to a loan provided by the State No Place Like Home (NPLH) program for West Cox Cottages Development (City of Santa Maria), Fifth District, as follows:

a) Approve and authorize the Chair to execute two (2) Subordination Agreements related to County loans to the Housing Authority of Santa Barbara County and to West Cox Cottages, L.P., for the West Cox Apartments development: a \$1,350,000.00 HEAP Loan; and, a \$450,000.00 In-Lieu Fee Loan by which the County HEAP and In-Lieu Fee Loans will be in junior positions to the State of California NPLH Senior Loan in the amount of \$1,500,000.00; and

b) 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 above-recommended 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 physical impact on the environment.

A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, 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-4) COUNTY COUNSEL

22-00924

Consider recommendations regarding a First Amendment to the Agreement for Professional Legal Services with Outside Counsel Liebert Cassidy Whitmore, as follows:

a) Approve, ratify, and authorize the Chair to execute a First Amendment to the Agreement for Professional Services with Liebert Cassidy Whitmore for professional legal services to increase the total amount by \$15,000.00 for a revised total not to exceed \$30,000.00 with a change in the period of performance to now end no later than January 31, 2023; and

b) Determine that the above action is not a "Project" under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5), because it consists of government administrative or fiscal activities that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, 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-5) COUNTY COUNSEL

[22-00926](#)

Consider recommendations regarding an Agreement for Professional Legal Services with Outside Counsel McCune and Harber, as follows: (4/5 Vote Required)

- a) Approve, ratify, and authorize the Chair to execute the Agreement for Professional Legal Services between the County of Santa Barbara and McCune and Harber for a total not to exceed amount of \$150,000.00 and term ending June 30, 2024; 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 Williams, seconded by Supervisor Lavagnino, 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-6) COUNTY EXECUTIVE OFFICE

[22-00921](#)

Amend the 2022 Board of Supervisors’ Schedule of Meeting Dates and Locations by changing the location of the Tuesday, December 6, 2022 meeting from Santa Barbara to Santa Maria and changing the location of the Tuesday, December 13, 2022 meeting from Santa Maria to Santa Barbara.

A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, 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) COUNTY EXECUTIVE OFFICE [22-00923](#)

Consider recommendations regarding the re-ratification of the Proclamation of Local Emergency Caused by Drought Conditions, Last Action August 30, 2022 (Sixty-Day Renewal), as follows:

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

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

a) Adopted;

RESOLUTION NO. 22-215

b) Directed; and

c) Approved.

The motion carried by the following vote:

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

A-8) COUNTY EXECUTIVE OFFICE [22-00925](#)

Approve Budget Revision Request No. 0008582 (Majority Vote Required); and Budget Revision Request Nos. 0008484; 0008575; and 0008580 (4/5 Vote Required).

A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, 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-9) COUNTY EXECUTIVE OFFICE

[22-00933](#)

Consider recommendations regarding the Santa Barbara County and Operational Area Disaster Care and Shelter Plan, as follows:

- a) Review and approve the “Santa Barbara County and Operational Area Disaster Care and Shelter Plan”;
- b) Provide any direction, as appropriate; and
- c) Determine that these actions are exempt from the provisions of California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15061(b)(3) and 15378(b)(5) since they are organizational or administrative activities of government that will not result in a significant impact to the environment.

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

- a) Reviewed and approved;**
- b) No action taken; and**
- c) Approved.**

The motion carried by the following vote:

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

A-10) FIRE DEPARTMENT

22-00922

Consider recommendations regarding Grant Agreement No. 5GG21155 between the State of California Department of Forestry and Fire Protection (CALFIRE) and the Santa Barbara County Fire Department, as follows:

- a) Adopt a Resolution authorizing the Fire Chief or designee to approve and execute Agreement No. 5GG21155 with the State of California Department of Forestry and Fire Protection (CAL FIRE) for the acceptance of \$250,000.00 of grant funds to purchase equipment to implement fuel reduction maintenance projects in the area designated by the Agreement; and
- b) Determine that the above-recommended actions do not constitute a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(4), finding that the actions are the creation of a governmental funding mechanism or other government fiscal activity, 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 Lavagnino, that this matter be acted on as follows:

a) Adopted; and

RESOLUTION NO. 22-216

b) Approved.

The motion carried by the following vote:

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

A-11) GENERAL SERVICES DEPARTMENT[22-00937](#)

Consider recommendations regarding Amendment No. 1 to the Professional Services Agreement with CBRE and Skanska, as follows:

- a) Approve, ratify, and authorize the Chair to execute Amendment No. 1 to the Agreement for Services of Independent Contractor with CBRE, Inc. (CBRE Agreement), increasing the maximum compensation payable under the CBRE Agreement from \$225,000.00 to \$1,225,000.00 (an increase of \$1,000,000.00) to provide additional Consulting and Project Management Services;
- b) Approve, ratify, and authorize the Chair to execute Amendment No. 1 (Skanska Amendment) to the Agreement for Services of Independent Contractor with Skanska USA Building, Inc. (Skanska Agreement), increasing the maximum compensation payable under the Skanska Agreement from \$225,000.00 to \$1,225,000.00 (an increase of \$1,000,000.00) to provide additional Consulting and Project Management Services;
- c) Per Government Code 31000, find that the services being provided in these agreements are considered “special services” as they are architectural and engineering in nature; and
- d) Find that the recommended actions are not a project under the California Environmental Quality Act (CEQA) pursuant to sections 15378(b)(4) and 15378(b)(5) of the CEQA Guidelines, because they consist of administrative and fiscal activities 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 Lavagnino, that this matter be acted on as follows:

a) and b) Approved, ratified, and authorized; Chair to execute; 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-12) GENERAL SERVICES DEPARTMENT

[22-00936](#)

Consider recommendations regarding the Sole Source Purchase of a Mobile Nanogrid Emergency Response Trailer, as follows:

- a) For the purchase of a Solar Mobile Nanogrid 100% Renewable Power for Emergency Response trailer, pursuant to County Code Section 2-39, waive competitive bidding by the County and instead authorize the County Purchasing Agent to purchase this equipment as a sole source procurement from Sesame Solar, Inc. of Jackson, Michigan, without being required to conduct a formal bid process; and

- b) Determine pursuant to California Environmental Quality Act (CEQA) Guidelines: 15378(b)(5) that the above fiscal activity is not a project subject to the CEQA. It is an 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 Lavagnino, 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-13) GENERAL SERVICES DEPARTMENT, PUBLIC WORKS 22-00934
DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND
WATER CONSERVATION DISTRICT

Consider recommendations regarding a Grant of Easements from The Salvation Army for Lower Mission Creek Improvement and Restoration Project, Reach 4 Acquisition (Assessor Parcel No. 037-203-025); (RP File No. 003988), First District, as follows:

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

- a) Approve and authorize the Chair to execute a Real Property Purchase Agreement, between the Santa Barbara County Flood Control and Water Conservation District (District), and The Salvation Army, a California Corporation (Owners), for the purchase of a permanent easement and associated temporary easements, on a portion of real property located at 425 Chapala Street (County Assessor Parcel Number: 037-203-025), for a total cost not to exceed \$83,000.00, in connection with the Lower Mission Creek Improvement and Restoration Project, Reach 4 District Project No. SC8042;
- b) Approve and authorize the Chair to accept the permanent and temporary easements and Certificate of Acceptance for a Permanent Easement, conveying easement interests in the real property located at 425 Chapala Street, to the District and authorize the Clerk of the Board to sign and acknowledge the Certificate of Acceptance;
- c) Authorize the Director of Public Works, or his designee, to execute any other supporting documents to complete this transaction; and
- d) After considering the Environmental Impact Statement/Environmental Impact Report (EIS/EIR) for the Lower Mission Creek Flood Control Project, the Findings and Statement of Overriding Considerations accepted by the Board of Directors as a Responsible Agency on May 10, 2011, and the discussion included herein, find that pursuant to California Environmental Quality Act (CEQA) Section 15162, no substantial changes are proposed, and there are no substantial changes in circumstances or new information of substantial importance regarding significant impacts or feasibility of mitigation measures and alternatives, and therefore the recommended actions are within the scope of the project covered by the aforementioned environmental documents and no new environmental document is required; and approve and direct staff to file a Notice of Exemption on these bases.

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

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

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

The motion carried by the following vote:

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

A-14) PUBLIC HEALTH DEPARTMENT

[22-00927](#)

Consider recommendations regarding Epidemiology and Laboratory Capacity (ELC) Enhancing Detection and ELC Enhancing Detection Expansion allocations for COVID-19 Activities during Fiscal Years (FYs) 2020-2021 through 2024-2025, as follows:

- a) Approve, ratify, and authorize the Public Health Department Director to accept and receive a 20-month extension to the funding period for the ELC Enhancing Detection allocation for coronavirus response from the California Department of Public Health (CDPH) per the Paycheck Protection Program and Health Care Enhancement Act HR 266 with a revised period of May 18, 2020 through July 31, 2024 in the amount of \$6,112,535.00;
- b) Approve, ratify, and authorize the Public Health Department Director to accept and receive a 12-month extension to the funding period for the ELC Enhancing Detection Expansion allocation for coronavirus response from the CDPH per the Coronavirus Response and Relief Supplemental Appropriations Act of 2021, P.L. 116-260, with a revised period of January 15, 2021, through July 31, 2024 in the amount of \$19,162,899.00; and
- c) Determine that the above recommended actions are not a "Project" with the meaning of the California Environmental Quality Act (CEQA) and are exempt 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 Lavagnino, that this matter be acted on as follows:

a) and b) Approved, ratified and authorized; and

c) Approved.

The motion carried by the following vote:

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

A-15) PUBLIC HEALTH DEPARTMENT

22-00930

Consider recommendations regarding Updated Voluntary Rate Range Program/Intergovernmental Transfer 2021 agreement with the State Department of Health Care Services, as follows:

a) Approve, ratify, and authorize the Chair to execute the updated Intergovernmental Transfer Agreement (Contract No. 21-10203) regarding transfer of Public Funds with the California Department of Health Care Services for the transfer of approximately \$883,816.00 from Public Health to the Department of Health Care Services with a term of January 1, 2021 through June 30, 2024. This Agreement replaces in its entirety the one previously approved by the Board on November 16, 2021;

b) Approve and authorize the Public Health Director (PHD) to make immaterial amendments to Contract No. 21-10203 such as correcting clerical errors or updating contact information in the Notices Section 5; and

c) Determine that these activities are exempt from California Environmental Quality Act (CEQA) review as they are not a project under CEQA Guideline Section 15378(b)(4), since this is a government fiscal activity that does not involve commitment to any specific project that may result in a potentially significant impact on the environment.

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

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

b) Approved and authorized; and

c) Approved.

The motion carried by the following vote:

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

A-16) PUBLIC HEALTH DEPARTMENT[22-00931](#)

Consider recommendations regarding a Fellow Support Agreement with the Council for State and Territorial Epidemiologists, as follows:

a) Approve and authorize the Chair to execute a Fellow Support Agreement with the Council for State and Territorial Epidemiologists for preceptorships at the Public Health Department with a period of performance ending August 16, 2027; and

b) Determine that the recommended action is not a “Project” under the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline 15378(b)(5) because the activity is an organization and administrative activity 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 Lavagnino, 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

Hearing Requests

A-17) COUNTY EXECUTIVE OFFICE[22-00920](#)

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

(Set a hearing for November 1, 2022. Time estimate: 1 hour)

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

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

c) Set a hearing on the Administrative Agenda of November 29, 2022 to consider recommendations, as follows:

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

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

1) Pursuant to CEQA Guidelines section 15168(c), these actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) (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 elements of CEQA Guidelines Section 15162(a)(3) apply.

A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, that this matter be set for a hearing, as follows: November 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-18) PUBLIC WORKS DEPARTMENT

22-00943

Set a hearing to consider recommendations regarding the Modoc Road Multiuse Trail Phase 2 Environmental; Project No. 862416, Second District, as follows:
(Set a hearing for November 1, 2022. Time estimate: 1 hour)

- a) Certify that the Board has reviewed and considered the information contained in the Final Mitigated Negative Declaration (22NGD-00000-00003) and make the California Environmental Quality Act (CEQA) Findings required to adopt the Final Mitigated Negative Declaration (22NGD-00000-00003);
- b) Adopt the Final Mitigated Negative Declaration (22NGD-00000-00003) and adopt the Mitigation Monitoring Plan included in the Final Mitigated Negative Declaration (22NGD-00000-00003);
- c) Approve the Project and authorize the Director of Public Works to advertise for bids to construct Phase 2 of the Modoc Multiuse Trail; Project No. 862416; and
- d) Authorize the Director of Public Works to proceed with right-of-way acquisition negotiations, including in fee, right-of-way easements or licenses, and/or temporary construction easements, as required for the construction of the Modoc Road Bike Path.

A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, that this matter be set for a hearing, as follows: November 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

Honorary Resolutions

A-19) SUPERVISOR HARTMANN

22-00944

Adopt a Resolution proclaiming the week of October 22, 2022 through October 29, 2022 as Flood Preparedness Week in Santa Barbara County.

A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, that this matter be adopted.

RESOLUTION NO. 22-217

The motion carried by the following vote:

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

A-20) SUPERVISOR LAVAGNINO

[22-00938](#)

Adopt a Resolution of Commendation honoring Raymond L. McDonald upon his retirement from the Social Services Department after 14 years of faithful and distinguished service to the citizens of Santa Barbara County.

A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, that this matter be adopted.

RESOLUTION NO. 22-218

The motion carried by the following vote:

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

Resolutions to be Presented

A-21) SUPERVISOR WILLIAMS

[22-00947](#)

Adopt a Resolution in support of the Women of Iran as they stand against the Government of Iran in its persecution of women and violations of human rights.

A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, that this matter be adopted.

RESOLUTION NO. 22-219

The motion carried by the following vote:

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

A-22) SUPERVISOR WILLIAMS [22-00941](#)

Adopt a Resolution proclaiming the month of October 2022 as Dyslexia Awareness Month in Santa Barbara County.

A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, that this matter be adopted.

RESOLUTION NO. 22-220

The motion carried by the following vote:

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

A-23) SUPERVISOR WILLIAMS, SUPERVISOR HART [22-00942](#)

Adopt a Resolution proclaiming the month of October 2022 as AIDS Awareness Month in Santa Barbara County.

A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, that this matter be adopted.

RESOLUTION NO. 22-221

The motion carried by the following vote:

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

A-24) SUPERVISOR HARTMANN [22-00939](#)

Adopt a Resolution proclaiming the month of October 2022 as National Arts and Humanities Month in Santa Barbara County.

A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, that this matter be adopted.

RESOLUTION NO. 22-222

The motion carried by the following vote:

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

A-25) SUPERVISOR HARTMANN

22-00940

Adopt a Resolution in recognition of the Great California Shakeout with intent to participate on October 20, 2022 in Santa Barbara County.

A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, that this matter be adopted.

RESOLUTION NO. 22-223

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: Expressed Concerns and Frustration with Building Permit Processing Times – Jillian Agonias addressed the Board

Re: Concerns with Current Speed Limit and Signage on El Colegio Rd in Isla Vista – Laura Dewey addressed the Board

Departmental Agenda
Planning Items and Public Hearings

1) COUNTY EXECUTIVE OFFICE 22-00946

HEARING - Consider recommendations regarding a report on Sheriff-Coroner overtime usage and costs, and a proposed budget development policy for overtime mitigation, as follows:
(EST. TIME: 1 HR.)

- a) Receive and file a report on Sheriff-Coroner Office overtime usage and costs;

- b) Approve a budget development policy for Fiscal Year 2023-2024 maintaining a \$2 million set-aside in General County Programs Proposition 172 fund balance, only to be released each year upon review and recommendation of the County Executive Office and approval by the Board of Supervisors, to mitigate baseline overtime usage in the Sheriff-Coroner Office at year-end as defined in this report and reimbursement for the New Hire Incentive Program or other recruitment efforts pre-authorized by the County Executive Office;

- c) Provide other direction, as appropriate; and

- d) 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: 9:57 AM - 11:35 AM (1 HR. 38 MIN.)

Received and filed 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) Received and filed;
- b) Approved;
- c) Directed staff to pursue options 1, 2, and 3 as presented on Slide No. 13 during the October 18, 2022 Board of Supervisors meeting;

Further directed staff to provide a report to the Board of the cost per occupied specialty medical mental health bed for South County vs. North County and determine the maximum number of people the Northern Branch Jail can accommodate while determining whether the Sheriff is maximizing the utilization of the Northern Branch Jail; and

- d) Approved.

The motion carried by the following vote:

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

2) COUNTY EXECUTIVE OFFICE

22-00918

HEARING - Consider recommendations regarding a Proposition 172 Funding Update, as follows:
(EST. TIME: 1 HR.)

- a) Receive and file a report on the current status of Proposition 172 revenues and reserves;
- b) Provide other 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: 11:53 AM - 12:21 PM (28 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; and**
- b) **Directed staff to return with a mid-year adjustment for the Community Resource Deputy position for Orcutt and Los Alamos; and**
- c) **Approved.**

The motion carried by the following vote:

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

3) SHERIFF-CORONER OFFICE

22-00919

HEARING - Consider recommendations regarding the Annual TRUTH Act Report and Community Forum, as follows: (EST. TIME: 1 HR. 30 MIN.)

- a) Receive and file the annual TRUTH Act report regarding United States Immigration and Customs Enforcement (ICE) access to individuals as required by Government Code section 7283.1(d);
- b) Hold the public hearing, as required by Government Code section 7283.1(d), regarding ICE’s access to individuals, and receive and consider public comment; 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 it is a government administrative activity that does not result in direct or indirect physical changes to the environment.

COUNTY EXECUTIVE OFFICER’S RECOMMENDATION: APPROVE

HEARING TIME: 1:30 PM - 2:48 PM (1 HR. 18 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) Conducted public hearing and considered public testimony; and**
- c) Approved.**

The motion carried by the following vote:

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

Adjourned at 2:49 PM

Adjourned to

Tuesday, November 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, October 18, 2022 will be telecast live on County of Santa Barbara TV Channel 20 at 9:00 AM, and will be rebroadcast on Thursday, October 20, 2022, at 5:00 PM and on Saturday, October 22, 2022, at 10:00 AM on CSBTV Channel 20.

<http://www.countyofsb.org>