

City of Carpinteria
City Council Regular Meeting Agenda
Monday, October 14, 2024
Council Chamber, 5775 Carpinteria Avenue, Carpinteria, CA 93013

4:00 p.m. Closed Session - 5:30 p.m. Regular Meeting
In-Person and Virtual Participation Options

Attendance/Viewing Options:

- Attend the in-person meeting in City Council Chambers at City Hall (5775 Carpinteria Ave.).
- View the meeting live through the City's website (<https://carpinteriaca.gov/city-hall/agendas-meetings/>).
- View the meeting on Government Access Television Channel 21 (broadcast live and rebroadcast on the Wednesday and the Saturday following the meeting at 8:00 p.m. and 5:00 p.m., respectively).
- Call 669-900-9128 (and enter Webinar ID 889 0390 2262) to listen to the meeting.
- Join the City's Zoom webinar by [CLICKING HERE](#). Alternatively, you can join the Zoom webinar by logging on to www.zoom.us, downloading the application, selecting "Join Meeting", and entering Webinar ID 889 0390 2262.
- Spanish interpretation will be available at the in-person meeting and through the City's Zoom webinar.

Public Comments

- Provide a live public comment in City Council Chambers at City Hall (5775 Carpinteria Ave.).
- Provide a live comment through the City's Zoom webinar platform (through the link provided above). To make public comments through this platform please use the "raise your hand" feature to notify staff that you would like to make a public comment during designated public comment times. Once it is your turn to provide a public comment, staff will unmute your microphone and you will be given a designated amount of time to provide your comment. At the end of your comment, staff will once again mute your microphone.
- Submit a written comment (as either a general public comment or on a specific agenda item) to be distributed to Council Members by **12:00 P.M. on the day of the meeting** by either submitting your comment via (1) email to PublicComment@carpinteriaca.gov, or (2) the **eComment** link on the City's agenda website available at <https://carpinteriaca.gov/city-hall/agendas-meetings/>. Please reference the agenda item to which your comment pertains. Although written comments become part of the record, they will not be read aloud at the meeting.

Please note that the City will make every effort to make the meeting accessible virtually; however, if one of the above virtual attendance/viewing or public comment options is unavailable due to technological issues, you are invited to take advantage of one of the other participation options outlined above (including attending and providing public comment in-person in the City Council Chambers). Additional options may be made available at the meeting.

Levine Act Warning

Applicants and their agents before the City Council are subject to the campaign disclosure provisions detailed in Government Code Section 84308. No City Council Member may accept, solicit, or direct a contribution of more than \$250 from any party or agent for 12 months following the date a final decision is rendered by the City. This prohibition commences when an application has been filed, or the proceeding is otherwise initiated. A party to a City proceeding—which includes both applicants and agents—shall disclose on the record of the proceeding any contribution of more than \$250 made to any Council Member by the applicant or agent, during the preceding 12 months. No party to a City proceeding, or agent, shall make a contribution to a Council Member during the proceeding and for 12 months following the date a final decision is rendered by the City. Prior to rendering a decision on a City proceeding, any Council Member who received contribution of more than \$250 within the preceding 12 months from any party, or agent, to a proceeding shall disclose that fact on the record of the proceeding, and shall be disqualified from participating in the proceeding. However, if any Council Member receives a contribution that otherwise would require disqualification, and returns the contribution within 30 days of knowing about the contribution and the relevant proceeding, the Council Member shall be permitted to participate in the proceeding. If you believe that these provisions apply to you or a Council Member, please inform the City Clerk at the earliest possible opportunity. Failure to do so may affect the City's ability to process your application.

CALL TO ORDER

ROLL CALL

PUBLIC COMMENT ON CLOSED SESSION MATTERS

CLOSED SESSION

1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to 54956.9(d)(2): One potential case.

TEMPORARY ADJOURNMENT TO CLOSED SESSION

CALL TO ORDER

ROLL CALL

CLOSED SESSION REPORT

PLEDGE OF ALLEGIANCE

COUNCILMEMBER(S) REQUEST FOR REMOTE PARTICIPATION UNDER AB 2449:

The City Council may consider Councilmember(s) request to participate in the meeting remotely under the regulations of AB 2449 by making the necessary findings and voting on whether the Councilmember(s) may participate remotely.

AGENDA MODIFICATIONS: The City Council may modify the regular agenda by tabling items, adding urgency items to the agenda, or changing the order in which items are considered. Changes to the Consent Calendar are considered at the time the Consent Calendar is considered.

INTRODUCTIONS, PROCLAMATIONS AND PRESENTATIONS

2. Introduction of new employee DeLayni Millar, Limited-Term Environmental Program Specialist.
3. Introduction of new Chief of Police, Lieutenant Rich Brittingham with the Santa Barbara County Sheriff's Department.

TEMPORARY ADJOURNMENT FOR THE PURPOSE OF HOLDING THE MONTHLY MEETING OF THE CARPINTERIA LIBRARY BOARD OF TRUSTEES

RECONVENE THE REGULAR MEETING OF THE CITY COUNCIL

PUBLIC INFORMATION REPORTS AND ANNOUNCEMENTS

This may include updates on law enforcement activity within the City from a Sheriff's Office representative.

CITY MANAGER'S REPORT

The City Manager will report to the City Council regarding various City and/or community events and/or matters of interest. There will be no City Council discussion except to ask questions or refer matters to staff; and no action will be taken unless listed on a subsequent agenda or as otherwise specified below.

- a. Senior Services Programming
- b. City Employee Updates
- c. Updates on Capital Improvement Projects
- d. Updates on Development Applications
- e. Other City/Community Updates

PLANNING COMMISSION ACTIONS:

The City Council may vote to appeal a decision of the Planning Commission to itself by majority vote (CMC 14.78.040(2)).

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

This is a time for public comments on matters not otherwise on the agenda but within the subject matter jurisdiction of the City Council. The Mayor may establish reasonable regulations for public comment based on the time available and/or the number of persons waiting to speak. Typically, the Council's practice has been to limit each speaker to three minutes. The audio-visual system in the Council Chamber is not available for speaker use during the general Public Comment period.

The City and the City Council are not responsible for the content of statements made during the public comment period, or the factual accuracy of any such statements.

CONSENT CALENDAR: Items on the consent calendar are considered to be routine and are normally enacted by one unanimous vote of the Council. If you wish to speak on a consent calendar item please do so during the public comment period provided at the beginning of this item.

4. Approve the minutes of the regular meeting held September 23, 2024.
5. Receive and file the Expenditures for the period beginning September 16, 2024 and ending October 4, 2024.
6. Approve a budget appropriation in the amount of \$402,564 from the Local Surface Transportation Program funds to the Capital Improvements Fund of the Fiscal Year 2024/25 Capital Improvements Program Budget for the 2022 Pavement Rehabilitation Project. *(This motion requires a roll call vote.)*
7. Adopt Ordinance No. 786 (second reading), amending Carpinteria Municipal Code Section 8.20 pertaining to public sleeping and camping. *(This motion requires a roll call vote.)*
8. Approve Amendment No. 1 to the Agreement between the City of Carpinteria and The South Coast Community Media Access Center.

ADMINISTRATIVE MATTERS:

9. Revision of Joint Powers Agency ("JPA") Agreement and amended bylaws of the Black Gold Cooperative Library System ("Black Gold").

Recommendation: Authorize the City Manager to sign the Amended and Restated Joint Powers Agreement of the Black Gold Cooperative Library System and the Amended Bylaws of the Back Gold Cooperative Library System.

Staff Presenter: Jody Thomas, City Librarian

- a. Staff Report
- b. Public Comment
- c. City Council Determination

10. Receive and file the updated Administrative Policy for Enforcement of No Camping Regulations (CMC 8.20 and 12.24).

Recommendation: (1) Receive and file the updated Administrative Policy for Enforcement of No Camping Regulations (CMC 8.20 and 12.24) and (2) Find that receipt and file of the updated Administrative Policy for Enforcement of No Camping Regulations (CMC 8.20 and 12.24) is exempt from CEQA pursuant to Sections 15060(c)(2), 15060(c)(3), and 15061(b)(3) of the CEQA Guidelines.

Staff Presenter: Jena S. Acos, Legal Counsel

- a. Staff Report
- b. Public Comment
- c. City Council Determination

PUBLIC HEARING: NONE

CONSIDERATION OF ANY ITEMS REMOVED FROM CONSENT CALENDAR AND/OR OTHER AGENDA ITEMS REQUESTED TO BE ADVANCED

MATTERS CONTINUED FROM PREVIOUS MEETINGS: NONE

OTHER BUSINESS:

11. Annual Report on Law Enforcement Services.

Recommendation: Receive and file the report.

Staff Presenter: Lieutenant Rich Brittingham with the Santa Barbara County Sheriff's Department.

- a. Staff Report
- b. Public Comment
- c. City Council Determination

LEGISLATIVE UPDATE: The City Council will discuss local, state and/or federal legislation under consideration and decide whether to direct staff to place a matter(s) on a future City Council agenda for consideration.

COMMITTEE REPORTS, INQUIRIES AND OTHER MATTERS PRESENTED BY COUNCILMEMBERS

Informational reports from Councilmember representatives on the committees, commissions and organizations listed below. This is also an opportunity for Councilmembers to request information from staff or seek support from fellow Councilmembers for future agenda items.

1. Appointees to Other Government Agencies

- a. Beach Erosion Authority for Clean Oceans and Nourishment (BEACON) (Solórzano/Alt. Clark)
- b. California Joint Powers Insurance Authority (CJPIA) (Clark/Alt. Alarcon)
- c. Santa Barbara County Association of Governments (SBCAG)(Clark/Alt. Nomura)
- d. Santa Barbara County Air Pollution Control District (APCD)(Clark/Alt. Nomura)
- e. Central Coast Community Energy (3CE) (Goleta/Alt. Nomura)
- f. Santa Barbara Mosquito and Vector Management District (Joe Franken)
- g. Santa Barbara Metropolitan Transit District (Solórzano)

2. Regional Committees

- a. Channel Counties Division, League of California Cities (Nomura/Alt. Alarcon)
- b. Santa Barbara Joint Affordable Housing Task Group (Alarcon & Solórzano)
- c. Santa Barbara County Elected Leaders Forum to Address Homelessness (Clark/Alt. Alarcon)
- d. South Coast Youth Safety Partnership (Solórzano/Alt. Lee)
- e. Multijurisdictional Solid Waste Task Group (Lee/Alt. Alarcon)

3. Joint and Standing Committees

- a. City Council/Economic Vitality Committee (Alarcon & Lee)
- b. City Council/Public Safety Committee (Clark & Nomura)
- c. City Council/School Board Committee (Lee and Alarcon)
- d. City Council/Utilities Committee (Lee & Nomura)
- e. City Council/First District Supervisor Committee (Lee & Solórzano)
- f. City Council Finance/Budget Committee (Alarcon & Clark)
- g. Transportation Committee (Lee & Clark)
- h. Development Review Committee (Joint Committee membership from City Council, Planning Commission and Architectural Review Board) (CC: Clark & Nomura) (PC: To Be Selected by Planning Commission) (ARB: Stein & O'Connor)

- i. General Plan and Coastal Plan Update Committee (Joint Committee membership from City Council and Planning Commission) (Lee & Clark) (PC: Benefield and Salant)
 - j. Public Facility Site Acquisition/Development Committee (Clark & Nomura)
 - k. City Council Boards, Commissions and Committees Review Committee (Clark & Nomura/ Alt. Lee)
 - l. Sustainability Committee (Nomura & Solórzano)
4. Ad Hoc Committees
- a. Civic/Youth Engagement Committee (Lee & Nomura)
 - b. Harbor Seal Advisory Committee (Solórzano & Alarcon)
 - c. Appointment Process Committee (Alarcon & Clark)
5. Appointed Representatives to Area Boards & Committees
- a. Community Media Access Center (Gary Dobbins)
 - b. County Library Advisory Committee (Gail Marshall)

ATTENDANCE OF COUNCILMEMBERS FOR FUTURE MEETINGS

ADJOURNMENT

The next regular City Council meeting will be held October 28, 2024 at 5:30 p.m.

In compliance with the Americans with Disabilities Act, if you need assistance to participate in this meeting, please contact the City Clerk's Office at (805) 755-4403 or the California Relay Service at (866) 735-2929. Notification two business days prior to the meeting will enable the City to make reasonable arrangements for accessibility to this meeting.

Materials related to an agenda item submitted to the City Council after distribution of the agenda packet are available for public review at the City Clerk's Office, located at 5775 Carpinteria Avenue, Carpinteria, CA 93013 or by going to the City's website at <https://carpinteriaca.gov/city-hall/agendas-meetings/>.

This agenda was posted on Thursday, October 10, 2024, in the City Clerk's Office, on the City Hall Public Notices Board, and on the Internet.

CARPINTERIA LIBRARY BOARD OF TRUSTEES
5775 Carpinteria Avenue
Carpinteria, CA 93013

REGULAR MEETING AGENDA
MONDAY, OCTOBER 14, 2024
5:30 P.M.

1. Call to order and roll call.
2. Confirmation of legal noticing and procedural requirements of meeting.
3. Public Comment – This is the time for public comments on matters not otherwise on the agenda but within the subject matter of the Carpinteria Library Board of Trustees.
4. Approval of minutes of the regular meeting held September 9, 2024.
5. October 2024 Community Library Report.

Recommendation: Receive and file the report.
6. New Business & Discussion.
7. Adjournment.

The Carpinteria Library Board of Trustees agenda and any associated staff reports will be available on Thursday, October 10, 2024 on the City's Website: <https://carpinteriaca.gov/city-hall/agendas-meetings/>. The Carpinteria Library Board of Trustees agenda and staff reports are part of the City Council agenda for its regular meeting of October 14, 2024. Please see "[TEMPORARY ADJOURNMENT FOR THE PURPOSE OF HOLDING THE MONTHLY MEETING OF THE CARPINTERIA LIBRARY BOARD OF TRUSTEES](#)." Details and procedures on how to provide public comment and participate in the meeting through telephonic means are available on the posted City Council agenda at <https://carpinteriaca.gov/city-hall/agendas-meetings/>.

In compliance with the Americans with Disabilities Act, if you need assistance to participate in this meeting, please contact Brian Barrett, City Clerk at brianb@carpinteriaca.gov or (805) 755-4403. Notification two business days prior to the meeting will enable the City to make reasonable arrangements for accessibility to this meeting. This agenda was posted on Thursday, October 10, 2024, in the City Clerk's Office, on the City Hall Public Notices Board, and on the Internet.

CARPINTERIA LIBRARY BOARD OF TRUSTEES
5775 Carpinteria Avenue
Carpinteria, CA 93013

REGULAR MEETING MINUTES
MONDAY, SEPTEMBER 9, 2024

1. Call to order and roll call.

President Clark called the meeting to order at 5:58 pm.

Boardmembers present:	Boardmember Roy Lee Boardmember Wade T. Nomura Boardmember Mónica J. Solórzano Vice President Natalia Alarcon President Al Clark
-----------------------	--

Staff members present:	Michael Ramirez, Chief Executive Officer Ryan Kintz, Assistant Chief Executive Officer Jena Shoaf Acos, Legal Counsel Jody Thomas, City Librarian Brian C. Barrett, Secretary
------------------------	---

2. Confirmation of legal noticing and procedural requirements of meeting.

Secretary Barrett acknowledged that all legal noticing and procedural requirements have been met.

3. Public Comment

There was no public comment.

4. Proclamation Proclaiming September 2024 as “Library Card Sign-Up” Month.

There was no public comment.

Motion by Vice President Alarcon, seconded by Boardmember Nomura, to approve the Proclamation Proclaiming September 2024 as “Library Card Sign-Up” Month. Upon voice vote, the motion carried unanimously.

President Clark and the Library Board of Trustees presented the proclamation to City Librarian Thomas and Friends of the Carpinteria Library.

5. Approval of minutes of the regular meeting held July 8, 2024.

There was no public comment.

Motion by Boardmember Lee, seconded by Boardmember Nomura, to approve the minutes of the regular meeting held July 8, 2024. Upon voice vote, the motion carried unanimously.

6. September 2024 Community Library Report.

Recommendation: Receive and file the report.

City Librarian Thomas presented the staff report and Gaby Edwards, Friends of the Carpinteria Library Boardmember announced that the Friends of the Carpinteria Library received an anonymous restricted donation of \$50,000 in honor of John R. and Thelma L. Schmidhauser and their love for reading, learning, and the City of Carpinteria, and will be used to support a Literacy Coordinator for 10 hours per week for up to three years. She stated that the position will focus on expanding the adult literacy program and initiating a family literacy program.

7. New Business & Discussion.

There was no new business nor discussion.

8. Adjournment.

President Clark adjourned the meeting at 6:15 pm.

Brian C. Barrett, CMC, CPMC, Secretary



City of Carpinteria

LIBRARY BOARD OF TRUSTEES AGENDA STAFF REPORT October 14, 2024

ITEM FOR LIBRARY BOARD OF TRUSTEES CONSIDERATION

October 2024 Community Library Report

STAFF RECOMMENDATION

Receive and file the report.

Sample Motion: I move to receive and file the Carpinteria Community Library report.

BACKGROUND

The Carpinteria Community Library, established by Ordinance No. 747 on June 14, 2021, and added to the Municipal Code, Chapter 2.38, also established a Library Board of Trustees (section 2.38.030) to meet at least once a month.

The purpose of this agenda item is to provide Council an update on the Library's programs, outreach efforts and staff changes.

DISCUSSION

Program Updates

Carpinteria Community Library staff produce 9 weekly programs, 2 monthly programs, and several individual programs or program series through the year. In addition to staff-produced programs, the Library hosts an additional 6 weekly programs, 2 semi-monthly programs, 1 monthly program, and a smattering of one-off programs that are predominantly organized by outside groups. The programs vary in length from 45 minutes to 2 hours and each program requires room set-up, planning and preparation, and publicity and outreach such as fliers and social media. Combined, the Library is hosting roughly 16 weekly ongoing regular programs, plus the monthly and special programs.

Computer Classes: The Partners in Education Basic Computer classes have been completed. The classes were filled to capacity, and 40 individuals received certificates of completion and a new Chromebook to take home. Students have expressed their desire to

continue learning computer skills at the Library on an ongoing basis and a majority of the Spanish speaking students requested the classes be held in the evening.

Statistics: The Library added over 3,300 new items to the collections in Fiscal Year 2023/24. The majority of those items were added manually, which means that staff ordered, catalogued, and processed more than 3,300 items. The Library has added a pre-processing vendor and is now getting approximately 50% of the new books in shelf-ready condition, which will cut down on staff time needed for new materials.

Operations: New tables have been ordered for the community room. The tables are flip-up tables on wheels, which will greatly support the layout changes needed for different programs. The carpet was cleaned professionally over the Labor Day holiday closure and the Public Works Department is planning to replace the existing toilets with professional grade toilets later this year. There are funds remaining from the renovation donation made in 2022 by the La Centra-Sumerlin Foundation to replace the tile in the restrooms at the same time.

Staff Updates: The City Librarian attended the Association for Rural and Small Libraries (ARSL) national conference in September. It was a useful and productive conference, the City Librarian made connections with vendors of Spanish language books, gained ideas for collaborating with other Black Gold member libraries, and learned from other small public libraries regarding policies, practices, and programming.

Donation: The Friends of the Carpinteria Library received donations in honor of Brad Smith, a long-time and beloved board member of the Friends of the Library. The Friends of the Library would like to use these funds to spruce up the Library patio area with new furniture and an updated patio deck.

POLICY CONSISTENCY

The Library programs and resources are consistent with the actions of the City Council concerning the establishment of a municipal library.

FINANCIAL CONSIDERATIONS

All resources and activities are budgeted in the FY2024-2025 Library budget.

LEGAL AND RISK MANAGEMENT CONSIDERATIONS

As determined necessary and appropriate, staff consults with the City Attorney's Office and risk managers of its insurance entity, the California Joint Powers Insurance Authority, in order to ensure compliance with legal requirements and best practices.

OPTIONS

1. Receive and file.
2. Direct staff as appropriate.

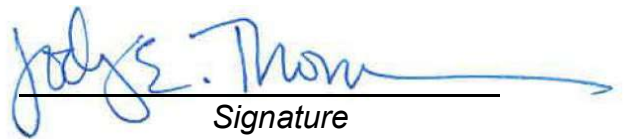
PRINCIPAL PARTIES EXPECTED AT MEETING

No

ATTACHMENTS

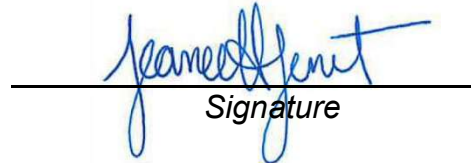
None.

Staff contact: Jody Thomas, City Librarian
(805) 684-4314, jodyt@carpinteriaca.gov



Signature

Staff contact: Jeanette Gant, Director of Parks,
Recreation and Community Services
(805) 755-4449, jeanetteg@carpinteriaca.gov



Signature

Staff contact: Michael Ramirez, City Manager
(805) 755-4450, michaelr@carpinteriaca.gov



Signature

A Memorandum



Date: October 14, 2024
To: Michael Ramirez, City Manager
From: Chief Rich Brittingham
Subject: City of Carpinteria – August 2024, Monthly Report
cc: Ryan Kintz, Assistant to the City Manager

City of Carpinteria Chief's Recap

Suspicious Subject/5150 Hold, 5141 Carpinteria Ave

Wed, 08/07/24, 10:22 am

Deputies responded to a call of a male following a female. [REDACTED] was contacted by deputies; he matched the description on the call. Deputies have had multiple encounters with [REDACTED] in the last two weeks. [REDACTED] believes he is being followed, his cell phones are being hacked, and someone is placing air tags on his vehicle. [REDACTED] admitted taking photos of VIN numbers on various vehicles and being suspicious of many individuals in town. CIT responded and placed him on a 5150 Hold.

Fraud Victim, Ash Av

Fri, 08/09/24, 11:03 am

The victim contacted the fraud artists to remove a fraudulent computer program from her computer. The victim spoke with three unknown suspects that eventually wired the victim \$25,000 and was instructed by the suspects to cash \$24,000. They were arranging to pick up the money from the victim later that evening until they got spooked by hearing another person in the victim's residence. Victim called 911 on 08/09/2024 and wanted to report the fraud. Deputy instructed the victim to return the money and helped guide the victim through the process at the bank.

DUI Driver, 5351 Carpinteria Ave

Sun, 08/18/24 9:25 pm

While responding to a call for service, deputies observed a white sedan drive on the sidewalk

and onto the front lawn of Carpinteria Middle School, located at 5351 Carpinteria Avenue, Carpinteria. This was in violation of 21663 CVC—driving on the sidewalk. While speaking to the driver, [REDACTED], Deputies observed an odor of an alcoholic beverage along with observations of red watery eyes. After FST's were conducted, [REDACTED] submitted to a breath test (0.10/0.10 % BAC) The vehicle was towed pursuant to 22651(h) VC and the driver was arrested.

Stolen Gas, 3663 Via Real

Fri, 08/23/24 4:26 pm

The security guard at McCormix Diesel, reported a grand theft that occurred at 0130 hours and 0430 hours, which involved four separate suspects and three different vehicles. RP stated that 20,000 dollars' worth of diesel was stolen. (Later determined to be approx. \$10,000 worth of gas).

Robbery of an Uber Driver, Arbol Verde @ Concha Loma

Sat, 08/25/24 12:50 am

Deputies responded to a 211 PC investigation at Arbol Verde @ Concha Loma Dr. Dispatched advised an Uber driver was assaulted and robbed by his fare, 2 males and 2 females. Through the investigation, it was discovered this was not a 211, but a 487 PC and a 245PC investigation. The victim reported he attempted to leave the subjects at the location because they were 415 with him. Once doing so, the subjects assaulted him and took his cellphone from the center of his vehicle. The victim then tried to get the phone back but was kicked in the head by the male suspects and then struck on the head with his own cellphone. The investigation led Deputies to a residence on Calle Pacific. Deputies contacted [REDACTED] at the front door & attempted to speak with [REDACTED], as it was discovered he was the main suspect in this case. [REDACTED] refused to come to the door and refused to provide any information to Deputies. [REDACTED] then began obstructing the investigation and answering for [REDACTED]. [REDACTED] advised [REDACTED] would not be speaking with Deputies or providing any identifying information. [REDACTED] then assaulted a Deputy by backhanding him on the vest and resisted arrest but was ultimately arrested for 245PC(a)(1), 148PC(a)(1), PC243b. During this arrest, [REDACTED] appeared in the doorway but refused to exit the residence. Additional Deputies and CHP was requested Code-3 as deputies were still dealing with multiple subjects. [REDACTED] was eventually taken into custody and arrested for 245(A)(1) PC, 487pc, 148(A)(1) PC. [REDACTED] later exited the residence extremely intoxicated and refused to follow instructions or return inside the residence. She was arrested for 647(f)PC. All three subjects were transported and booked at Santa Barbara County Jail.

Found 2-year-old, 4060 Via Real

Monday, 08/26/24 6:32 pm

Deputies responded to a found 2-year-old at Kim's Market. RP reported the juvenile had been found walking in the street on Via Real. Deputies searched the area and could not locate anyone related to the child. Approximately one hour later, grandma advised she was looking for the child. Grandma stated she had left the child with her 14-year-old sister and had taken her grandson to football practice. When she returned, 14-year-old did not know where the child was. Juvenile and grandma were reunited. Report forwarded to Child Welfare Services.

Attempted Theft/Robbery, McDonalds

Thursday, 08/29/24 6:34 pm

Deputies responded to McDonalds for a theft investigation. Dispatch advised a female suspect, later identified as [REDACTED], had attempted to steal a donation container full of money from the cash register counter. Deputies arrived on scene and contacted [REDACTED] outside of the restaurant. [REDACTED] initially followed deputies' instructions but refused to sit down. [REDACTED] then ran from deputies but was caught after a short foot pursuit. [REDACTED] was arrested without incident for the violation of 148PC- Resisting / delaying. Through the investigation, it was discovered, the McDonald's employee attempted to retrieve the donation container, but stopped because he was frightened [REDACTED] would cause him harm. [REDACTED] could not retrieve any money from the bin, so she discarded it and fled the restaurant. [REDACTED] was arrested for the additional violation of 664/211PC. She was booked at Santa Barbara County Jail.

See Attachment A for full report of incidents for the month of August 2024.

Community Outreach

- Deputies provided extra patrol during drop off/pick up times for local schools
- Radar trailer was utilized with School Safety messages
- CRD Dickey organized National Night Out (08/06/24)
- CRD Dickey attended homeless lunch bunch at Veteran's Hall (08/07 & 08/14/24)
- CRD Dickey assisted with ensuring Movie Night was uninterrupted, as they have had issues with disturbances all Summer
- CRD Dickey conducted Active Shooter training on 08/23/24

Criminal Investigations Bureau City of Carpinteria Investigations

Case Overview (July Stats)

Number of new cases forwarded to investigations: 41

Number of cases suspended: 0

Number of cases assigned: 2

Number of cases closed by arrest: 0

Number of cases closed by other: 35

Number submitted for complaint: 0

Number of current active cases: 13

Chief's Message

Please remember to call 911 (Non-emergency number if it is not critical) immediately for a law enforcement response when crimes are committed, especially when the suspect displays violent behavior.

Calling the Non-emergency number for non-critical incidents will help prevent the 911 emergency line from being overloaded, and enable true emergency calls to connect to Dispatch

Non-Emergency Dispatch Number:
805-683-2724

Be aware that there are a lot of SCAMMERS trying to illegally obtain your financial information. If it sounds too good to be true, with easy money involved, then there is a high probability you are being scammed, as we can see in the fraud case listed in the recap from 08/09/24. (Note: Law enforcement will not contact you asking you to pay off your arrest warrant).

Respectfully,

Chief Rich Brittingham



Rich Brittingham, Lieutenant

Santa Barbara County Sheriff's Office
South County Operations Division-Coastal
City of Carpinteria-Chief of Police Services
805-568-3388 Office
805-566-2166 Fax

Attachment A: Full Monthly Report of Incidents

ATTACHMENT A

Commander's Recap
Coastal Patrol Bureau

August 1, 2024 – August 3, 2024

Thursday 8-1-24 0600-1800 Sgt Cintron

1051 602PC 3200 block Foothill Rd Dickey

Subject, [REDACTED], was found sleeping in a bedroom in the above stated residence. [REDACTED] was somehow able to gain access into the residence while the homeowners were gone. [REDACTED] was asked to leave the residence by the homeowner and property manager, however, [REDACTED] stated she was the homeowner and refused to leave. [REDACTED] was then arrested for the violation of 602PC. [REDACTED] then became uncooperative at the jail and had to be escorted into the jail by custody deputies. She was booked without further incident.

Friday 8-2-24 1800-0600 SD Carovano

2324 537(a) 910 Linden Av Escarcega/Sanabria

Responded to a call for service of a WMA who refused to pay their bill at Corktree Cellar. It should be noted the description of the subject matched that of a subject that was contacted earlier during the shift named [REDACTED]. [REDACTED] was contacted earlier because he was kicked off the Amtrak for being presumably 647(f) and too loud on the train. Deputy Sanabria and I reviewed video surveillance footage at Corktree Cellar and were able to identify him as the same WMA. RP signed a citizen's arrest in the case he was found. [REDACTED] was not located.

Commander's Recap

Coastal Patrol Bureau

August 4, 2024 – August 10, 2024

Sunday 8-4-24 1800-0600 Sgt. Sandu & SR Hernandez

2335 PC 602 4200 Via Real Cole

I responded to Motel 6 at 4200 Via Real, where suspect [REDACTED] refused to leave the property. [REDACTED] was arrested and transported to Santa Barbara County Jail.

Tuesday 8-6-24

1140 11364/11377 H&S 2211 Sycamore Canyon Rd Escarcega

Deputies conducted a traffic stop on a vehicle for being in violation of 22450 VC. The driver, [REDACTED], was on a suspended license and when opening the glove box to the vehicle deputies observed a "Beatbox" wine in plain view. There were two passengers in the vehicle, [REDACTED] and [REDACTED]. Deputies conducted a vehicle search and located numerous open containers of alcohol along with two methamphetamine pipes and suspected methamphetamine. All subjects were arrested and booked for being in violation of 11364(a) H&S and 11377(a) H&S. [REDACTED] was also booked for being in violation of 25658 B&P. [REDACTED] vehicle was towed from the scene.

2042 148(a)(1),537(a)(1)pc, other narc charges 686 Linden Ave Shugart/Wreede

Violations of 148(a)(1) PC- resisting arrest, 537(a)(1) PC- defrauding an innkeeper, 11377 H&S- possession of methamphetamine, 11364 H&S- possession of drug paraphernalia, 647(f) PC- intoxicated in public. The above violations occurred when the subject, [REDACTED] left Little Dom's Seafood without paying, was found to be drunk in public, and resisted arrest. While conducting a search incident to arrest, deputies found drug paraphernalia and suspected methamphetamine.

Wednesday 8-7-24

1022 5150 Hold 5141 Carpinteria Ave Pereyra/ Flores/CIT

Deputies responded to a call of a male following a female. [REDACTED] was contacted by deputies; he matched the description on the call. Deputies have had multiple encounters with [REDACTED] in the last two weeks. [REDACTED] believes he is being followed, his cell phones are being hacked, and someone is placing air tags on his vehicle. [REDACTED] admitted taking photos of VIN numbers on various vehicles and being suspicious of many individuals in town. CIT responded and placed him on a 5150 Hold.

Thursday 8-8-24 0600-01800 Sgt Delgadillo& SD. Hernandez

1557 PC 476 83 Eucalyptus LN Cole

The RP is the bookkeeper at the church All Saints By The Sea and reported that she discovered a \$13,000 check she had written out for the church had been forged with the name [REDACTED].

Friday 8-9-24 0600-01800 Sgt Delgadillo& SD. Hernandez

1103 PC 532 Ash Av Goodwin

The victim contacted the fraud artists to remove a fraudulent computer program from her computer. The victim spoke with three unknown suspects that eventually wired the victim \$25,000 and was instructed by the suspects to cash \$24,000. They were arranging to pick up the money from the victim later that evening until they got spook by hearing another person in the victim's residence. Victim called 911 on 08/09/2024

and wanted to report the fraud. Deputy instructed the victim to return the money and helped guide the victim through the process at the bank.

1324 VC 10851(a) 5095 6th St Goodwin

RP called to report a trailer had been stolen from the business. RP advised that the company trailer was stolen between Tuesday August 06 and Wednesday August 07. The trailer had a lock over the hitch that would have needed to be removed prior to taking the trailer, which is in violation of VC 10851(a).

1244 hrs Warrant Concha Loma Dr Coert

Deputies responded for multiple males suspected to be drinking in the parking lot. Upon arrival, Deputies contacted two men. A records check of [REDACTED] revealed he had an outstanding misdemeanor warrant for 11377(a) HS and 11550 HS. [REDACTED] was arrested for his outstanding misdemeanor warrant and booked at SBJ.

1800-0600 Sgt Cintron

2340 hrs 288.4 PC / 261.5(c) PC / 272 PC El Carro Park Oliver

A vehicle was observed in the parking lot of El Carro Park after hours. Deputies contacted the occupants of the vehicle, and the driver was identified as 21-year-old [REDACTED]. [REDACTED] had a female passenger in the vehicle and after providing false information, it was discovered she was only 17 years old. Further investigation was conducted, and it was learned that [REDACTED] had been providing the juvenile female with beer and they were both under the influence. A search of the vehicle was conducted and empty beer cans, and a new opened box of condoms were located. At the culmination of the interview, [REDACTED] admitted to knowing the female was a juvenile, providing her with alcoholic beverages, had having sexual intercourse with her. [REDACTED] was arrested without incident and booked at SBCJ. The juvenile was interviewed, provided services and released to her mother.

Saturday 8-10-24 1800-0600 Sgt Cintron

1850 602 PC, 459.5 PC Albertsons Dominguez

Deputies were dispatched to a trespassing and theft at Albertsons. The R/P updated dispatch and advised the suspect had fled from the store and was last seen westbound towards Shepherds Place. Subject [REDACTED] was seen walking westbound at a rapid pace on Carp Ave away from the area. [REDACTED] clothing did not match the description provided by the R/P, but he was contacted due to being known to steal and trespass from Albertsons. [REDACTED] initially refused to stop. [REDACTED] was later positively identified by the R/P and was arrested. The stolen items were located and returned to the store. [REDACTED] was transported and booked at SBCJ without incident.

Commander's Recap

Coastal Patrol Bureau

August 11, 2024 – August 17, 2024

Sunday 8-11-24

0952 273.5PC 155 Holly AV Dep. Flores

Deputies responded to a domestic disturbance. Upon arrival they contacted 3 adults. One Male was arrested for 273.5PC- Corporal Injury to Spouse and another male was cited for 242PC – battery. Medical assistance was offered to all parties, and an EPO was issued.

Wednesday 8-14-24

1424 PC 23152 Linden AVE Cole

Deputies responded to Linden Avenue for a male subject in a parked vehicle huffing Nitrous oxide. Deputies contacted [REDACTED] and asked if he was huffing Nitrous Oxide and if they could search his vehicle. During a search of the vehicle, they found two open containers of alcohol and a can of Nitrous Oxide. [REDACTED] admitted to driving the vehicle while he was under the influence of alcohol. [REDACTED] was taken to the station and cited for VC 23152(a), VC 23152(b), PC 381(b), VC 23223(a). A family member picked him up from the station

1800-0600 Sgt Cintron/ SD Watkins

2212 Traff/ FI 5800 Blk Via Real Oliver

A male subject was contacted as a result of a traffic enforcement stop. It was discovered he was an AB109 probationer out of Bakersfield. A fourth waiver search was executed, and a small amount of cannabis was located. SFST's were conducted, but he was not deemed impaired. During the contact, he admitted criminal street gang member and had just paroled in February after doing 15 years for 664/187PC and 5 years for possession of a firearm. The male stated the is currently living in the Carpinteria area for work, but he plans to move here permanently.

Friday 8-16-24

1445 012 101N/B @ Sheffield Sgt.Delgadillo/Coert

Deputies assisted CHP with a road rage incident where the driver of one car threw a metal measuring tape at the other vehicle causing damage. Sgt. Delgadillo located the suspect vehicle on East Valley at San Ysidro. The vehicle was stopped and the driver, [REDACTED], was detained. An empty semi-auto handgun, registered to the R/O was located in the glove compartment. CHP took primary upon arrival.

1158 PC647(j)(1) 1018 Casitas Pass Rd Goodwin

On 08/10/2024, the Victim was changing clothing the men's bathroom stall at the above location when the suspect had his iPhone filming the victim from the other stall. The victim yelled and the suspect fled. The suspect was not identified. Staff members responded to the bathroom and were supposed to be contacting LE for a report. The staff members never called LE and the victim wanted to have the incident documented.

0901 PC459 Oak Avenue Cole

Deputies responded to a reported burglary in which the victims bike was stolen from his garage. Victim stated their garage had been left open the previous day between the hours of 1300-1730 hours. Victim believes this must have been the time his bike had been stolen. Deputies scanned the area for cameras and are in the process of obtaining video surveillance to identify a potential suspect.

0901 PC459 Oak Avenue Cole

While on scene, Deputies were flagged down by another victim on the same street. The second victim stated that his room had been broken into. He noticed the unknown suspect had stolen \$800-\$1500 and other miscellaneous items. Based on the investigation, Deputies believe these were a string of burglaries that occurred on 08-15-24.

1629 VC20002 5085 Carpinteria Cole

A deputy was flagged down by a man & his son who stated they were stopped at the light on Linden Ave & Carpinteria Ave when they were side-swiped by another vehicle. The driver's son was able to get video of the suspect vehicle. Investigation ongoing.

1800-0600 Sgt Cintron/ SD Watkins

2115 243(e)(1) PC 4980 Sandyland Dominguez

Deputies were dispatched to a domestic where the victim stated he was involved in a verbal 415 with his girlfriend. The victim decided to leave the residence due to the 415 and was pushed by the suspect. The suspect fled the residence once the victim called 911. The suspect was later located hiding behind an electrical box at the intersection of Linden and Sandyland. The suspect was arrested and booked at SBJ without incident.

Saturday 8-17-24

1800-0600 Sgt Flick & SD. McKarrel

1809 537(a)PC 5065 Carpinteria Av Cancino

Deputies responded for a suspect who had dined and left without paying the \$26 bill. Deputies looked in the surrounding area but were unable to locate the suspect. Video footage will be provided by the RP.

Commander's Recap

Coastal Patrol Bureau

August 18, 2024 – August 24, 2024

Sunday 8-18-24 1800-0600 Sgt Flick & SD. McKarrel

2125 23152(a/b) VC 5351 Carpinteria Av. Cancino

While responding to a call for service, deputies observed a white sedan drive on the sidewalk and onto the front lawn of Carpinteria Middle School, located at 5351 Carpinteria Avenue, Carpinteria. This was in violation of 21663 CVC—driving on the sidewalk. While speaking to the driver, [REDACTED], Deputies observed an odor of an alcoholic beverage along with observations of red watery eyes. After FST's were conducted, Cates submitted to a breath test (0.10/0.10 % BAC) The vehicle was towed pursuant to 22651(h) VC and the driver was arrested.

Monday 8-19-24

1624 065 Carp Creek Flores/Sanabria

[REDACTED] was contacted and arrested for his four outstanding misdemeanor warrants.

Tuesday 8-20-24 1800-0600 Sgt Flick & SD. McKarrel

0312 242 PC 4100 block Carp Ave James

Uninvolved RPs observed a male and female physically fighting on Carp Ave. Deputies arrived and contacted the female who was crying on the sidewalk. The male half arrived on foot shortly after. Female stated she was a dancer and the male was a customer and they had been in an altercation. Male stated they were in a dating relationship and found out he was cheating on her tonight. Female did not request prosecution. Both were released from the scene.

2253 11377 HS Linden Av/Malibu Dr Wreede

Deputies responded to a possible suicidal subject on Meadow Circle. The RP received a call from the 11-45 subject's ex boyfriend, [REDACTED], and called law enforcement. Upon contacting the subject, she was not suicidal but believed [REDACTED] may be "swatting" her. Deputies searched the area and ultimately located [REDACTED] who was found to be in possession of methamphetamine and concentrated psilocybin.

Wednesday 8-21-24

1127 647(f) PC 475 Linden Ave. Flores

Deputies responded to a check the welfare call and located [REDACTED] sleeping in the parking lot of the Amtrak station. Deputies found a pint bottle of vodka near where [REDACTED] was sleeping. [REDACTED] displayed signs and symptoms of someone under the influence of an alcoholic beverage. [REDACTED] was arrested and transported to SBJ where he was booked for 647(f) PC.

1800-0600 Sgt Cintron / SD Watkins

1742 386(d)PC 532PC 4410 Via Real Oliver/Sandu

Deputies responded to the 7-Eleven parking lot on Via Real for an 85-year-old male that was scammed by 2 Hispanic looking males who did not fix the dents in his car as promised. The suspects then coerced the elderly victim to give them \$650 in cash for the work they did not complete. The suspects left before deputies arrived

Thursday 8-22-24

0655 11550 HS Carpinteria Ave/ Dump Rd Coert

██████████ was contacted and suspected to be under the influence of a controlled substance. ██████████ consented to an 11550 exam at the station. ██████████ was transported to the Carpinteria station. After tests it was determined ██████████ was under the influence of a controlled substance. ██████████ was cited for violation of 11550 HS and released from the station.

Friday 8-23-24 0600-1800 Sgt Delgadillo

1626 PC 487 3663 Via Real Cole

The security guard at McCormix Diesel, reported a grand theft that occurred at 0130 hours and 0430 hours, which involved four separate suspects and three different vehicles. RP stated that 20,000 dollars' worth of diesel was stolen.

Saturday 8-24-24 0600-1800 Sgt Delgadillo /SD Hernandez

0648 PC 3056 Pear Street Cole

Deputies assisted a Parole Officer in a parole search where we located ██████████. ██████████ was in violation of PC 3056- parole violation. ██████████ was transported to the Santa Barbara County Jail.

1800-0600 Sgt Cintron / SD Watkins

1659 T/C with injuries 7th St.& Carp Ave. Dickey

Vehicle versus an electric scooter. A 51-year-old Male was riding his electric scooter with his five-year-old daughter northbound on 7th Street. Daughter was wearing a helmet and Male was not. As the Male rode the scooter through the intersection of Carpinteria Avenue, he swerved from the right shoulder and sideswiped a northbound vehicle. This threw both of them from the scooter onto the pavement. The daughter had a complaint of pain to her arm and Male struck the back of his head on the pavement. An off-duty deputy witnessed the incident and assisted the daughter while medics worked on the Male who was in and out of consciousness. Both were transported to Santa Barbara Cottage Hospital.

2211 594(b)(2) PC 4400 Carpinteria Dickey

The RP was riding by 4400 Carpinteria Avenue and observed a skinny WMA vandalizing the fence at Sea Breeze Mobile Home Park with gold spray paint. The RP observed a second male hanging on a sign pole and attempting to pull it down. The RP heard a third male's voice but did not see him.

2352 23152(a)/(b) VC 1300 block Dahlia Ct Oliver

39-year-old ██████████ was driving his friend's vehicle when he was stopped for 22450(a)VC. An unopened case of alcoholic beverages was seen in the back seat and ██████████ had signs of alcohol intoxication. After FST's, ██████████ was arrested for DUI (PAS: 0.08% BAC) and submitted to a breath test (0.07% BAC and 0.07% BAC). ██████████ was arrested for violation of sections 23152(a) VC and 23152(b) VC.

0049 487,245, 243b,148,647f PC Calle Pacific Dickey/ C-Squad

Deputies responded to a 211 PC investigation at Arbol Verde @ Concha Loma Dr. Dispatched advised an Uber driver was assaulted and robbed by his fare, 2 males and 2 females. Through the investigation, it was discovered this was not a 211, but a 487 PC and a 245PC investigation. The victim reported he attempted to leave the subjects at the location because they were 415 with him. Once doing so, the subjects assaulted him and took his cellphone from the center of his vehicle. The victim then tried to get the phone back but was kicked in the head by the male suspects and then struck on the head with his own cellphone. The investigation led Deputies to a residence on Calle Pacific. Deputies contacted ██████████ at the front door & attempted

to speak with [REDACTED], as it was discovered he was the main suspect in this case. [REDACTED] refused to come to the door and refused to provide any information to Deputies. [REDACTED] then began obstructing the investigation and answering for [REDACTED]. [REDACTED] advised [REDACTED] would not be speaking with Deputies or providing any identifying information. [REDACTED] then assaulted a Deputy by backhanding him on the vest and resisted arrest but was ultimately arrested for 245PC(a)(1), 148PC(a)(1), PC243b. During this arrest, [REDACTED] appeared in the doorway but refused to exit the residence. Additional Deputies and CHP was requested Code-3 as deputies were still dealing with multiple subjects. [REDACTED] was eventually taken into custody and arrested for 245(A)(1) PC, 487pc, 148(A)(1) PC. [REDACTED] later exited the residence extremely intoxicated and refused to follow instructions or return inside the residence. She was arrested for 647(f)PC. All three subjects were transported and booked at SBCJ.

Commander's Recap

Coastal Patrol Bureau

August 25, 2024 – August 31, 2024

Sunday 8-25-24 0600-1800

1011 065/148.9 PC 1000 Concha Loma Dr Flores

Deputies contacted [REDACTED] inside a carport of the location while conducting a premises check. [REDACTED] was arrested for his two active misdemeanor warrants and 148.9 PC.

Monday 8-26-24

1100 065 5700 Via Real Flores

Deputies Contacted [REDACTED] on the bike path at Carp. Creek Park. [REDACTED] was arrested for his two active misdemeanor warrants.

1800-0600 Sgt Flick & SD. McKarrell

1832 found juv 4060 Via Real Wreede

Deputies responded to a found 2-year-old at Kim's Market. RP reported the juvenile had been found walking in the street on Via Real. Deputies searched the area and could not locate anyone related to the child. Approximately one hour later, grandma advised she was looking for the child. Grandma stated she had left the child with her 14-year-old sister and had taken her grandson to football practice. When she returned, 14-year-old did not know where the child was. Juvenile and grandma were reunited. Report forwarded to Child Welfare Services.

0317 459 R 1400 block Begonia Pl James

[REDACTED] climbed over a fence to gain access to her neighbor's backyard and dismantled motion lights which were attached to the home. Suspect then removed the screen from a downstairs window, shined a flashlight inside and entered the inhabited residence. [REDACTED] stated she was investigating a "child sex ring" inside the home. The suspect was arrested for 459 PC, 594 PC and 647(H) PC and booked into jail.

0424 166.4PC 242PC 594PC 148PC 5925 Hickory McKarrell

Deputies responded for [REDACTED] who was on scene disturbing and in violation of a restraining order. Once on scene, [REDACTED] fled from deputies, disobeying lawful commands. Upon contacting the RP, we learned [REDACTED] struck her three times on the left arm and back with a broom. [REDACTED] also reportedly vandalized, the door frame and light fixture outside of her home. The damage was estimated to be about \$500.

Tuesday 8-27-24

0800 065 6780 Rincon Rd Sanabria/Flores

[REDACTED] was arrested for his outstanding felony and misdemeanor warrants.

0930 242 PC 4897 Carpinteria Ave Flores

Deputies responded to Beach motors and contacted the RP who stated his brother, [REDACTED], came onto the property and assaulted one of his employees. The suspect left the scene before Deputies arrived. The victim sustained minor injuries and desires prosecution.

1800-0600 Sgt Flick & SD. McKarrell

2053 11377 HS 2200 block Ortega Hill Road Cancino

Deputies responded for a possible burglary. Upon arrival it was determined that [REDACTED] was working as a cleaner at Tinker's. During a consensual search of her purse approximately .5 grams of methamphetamine were found. [REDACTED] was cited and released.

Wednesday 8-28-24 0600-1800 Sgt Delgadillo /SD Hernandez

1131 008 4810 Foothill RD COLE

Deputies responded to Carpinteria High School, where a student drew a picture of shooting another student. After speaking with staff and the two juveniles who stated it was a joke, I determined no crime had occurred at this time. A report was taken for documentation only.

Thursday 8-29-24 0600-1800 Sgt Delgadillo /SD Hernandez

1038 3056/273.5/148/11377 4416 Via Real/1305 Dahlia Ct Squad

Parole agent contacted SBSO about a wanted parolee, [REDACTED], who was reported staying at a residence on Dahlia Ct with his wife. An RP called the PO worried both adults were using drugs and she was concerned for their children's wellbeing (ages 5 & 3). Deputies developed an OPS plan and responded to Dahlia. Deputies spotted [REDACTED] doing laundry at the laundromat. [REDACTED] attempted to flee but was apprehended. 37g of Meth were found in his possession. Deputies then responded to do a welfare check of the children. The mother allowed deputies in and consented to a search of the home. 2 used meth pipes were located in her bedroom. An 11550 was conducted on the female who admitted to using Meth 2 days ago. CWS was contacted and responded to the home. Although the female had Meth & Cocaine in her system, she was not obviously UI, but a complaint will be sent to the DA's Office. CWS allowed the children to stay with the mother and will follow up. [REDACTED] was booked at SBJ for his warrant and above charges.

1800-0600 Sgt Cintron/ SD Watkins

1834 664/211PC, 148 PC McDonalds Martinez Oliver

Deputies responded to McDonalds for a theft investigation. Dispatch advised a female suspect, later identified as [REDACTED], had attempted to steal a donation container full of money from the cash register counter. Deputies arrived on scene and contacted [REDACTED] outside of the restaurant. [REDACTED] initially followed deputies' instructions but refused to sit down. [REDACTED] then ran from deputies but was caught after a short foot pursuit. [REDACTED] was arrested without incident for the violation of 148PC- Resisting / delaying. Through the investigation, it was discovered, the McDonald's employee attempted to retrieve the donation container, but stopped because he was frightened [REDACTED] would cause him harm. [REDACTED] could not retrieve any money from the bin, so she discarded it and fled the restaurant. [REDACTED] was arrested for the additional violation of 664/211PC. She was transported and booked at SBCJ.

1852 243(d) PC Beach Motors Dickey

Deputies responded to Beach Motors for an assault. The victim was found to have a laceration to his face and medics were called to the scene. The victim told deputies [REDACTED] had struck him on his prescription glasses causing the laceration below his left eye. This caused the victim to fall to the ground and sustain abrasions to his knees. [REDACTED] fled the scene & was last seen driving his vehicle south to Ventura. Medics advised the victim to seek medical attention for the laceration.

Friday 8-30-24

1400 065/ 11364 HS/ 11377 El Carro Park Coert

██████████ was arrested for an outstanding misdemeanor warrant. During a search of ██████, a methamphetamine pipe with a usable amount of suspected methamphetamine was recovered.

1630 647(f) La Verano Hernandez

██████████ was running around traffic almost causing a car accident. ██████████ then attempted to fight two other pedestrians. ██████████ was found to be under the influence of alcohol and arrested for 647(f) PC.

Saturday 8-31-24

0625 065 4900 block Nipomo Dr Coert

██████████ was arrested for his outstanding misdemeanor warrant.

1800-0600 Sgt Flick & SD. McKarrell

1821 647(f) Drugs 2200 block Lillie Ave McKarrell

Deputies responded to a call of a possible UI subject, who was screaming at passersby's. The subject appeared to be passing out and had also committed a petty theft from the Summerland Fuel Depot. Upon contacting the subject, ██████████, he displayed signs of being under the influence of drugs. After determining ██████████ could not care for himself or others due to his drug use, he was arrested and transported to SBJ for violation of 647(f) Drugs. Fuel Depot did not desire prosecution for the theft.

MEMORANDUM

Memorandum



Date: October 14, 2024
To: Michael Ramirez, City Manager
From: Chief Rich Brittingham
Subject: City of Carpinteria – September 2024 Monthly Report
cc: Ryan Kintz, Assistant to the City Manager

City of Carpinteria Chief's Recap

Sun 09/01/24, 11:30 am

Narcotics arrest Hwy 101 NB/ Santa Monica Rd

A traffic enforcement stop was conducted on a vehicle for an equipment violation. The driver, [REDACTED], was on PRCS with full search and seizure terms. During the search of the car, one pistol was found along with, 167g of Fentanyl, 226 g of meth, M30 pills, heroin and items determined to be for narcotic sales. [REDACTED] and the passenger were booked for multiple charges.

Fri 09/06/24, 7:06 pm

245 PC (Assault with serious injury) Catlin Ci @ Santa Ynez Ave

Deputies were dispatched to Santa Brabara Cottage Hospital for a victim with a projectile injury to the neck. Deputies discovered the victim was 17 years old and was originally brought into GVCH by his mother after being shot in the neck in the City of Carpinteria. The victim was then transported via ambulance to Cottage for emergency surgery. Deputies arrived and discovered the incident occurred in the area of Catlin Cir and Santa Ynez Ave. While at that location, the suspect produced

MEMORANDUM

CO2 powered Glock BB gun from his waistband and shot the victim in the abdomen, over a disagreement. This angered the victim, and the two then walked to the Santa Monica Creek foot path to discuss their issues. Here, a second altercation took place. During this altercation, the victim rushed the suspect and took him to the ground. The suspect produced the Glock BB gun from his waistband and fired approximately 10 times at the victim. The victim was hit multiple times but eventually disarmed him. The victim then discarded the BB gun and the two separated. The victim noticed he was wounded in the neck and was subsequently transported by his mother to the hospital. Currently, the victim is stable and the Dr's decided to leave the BB in the victim's neck. The suspect's mother turned over the Glock BB gun and a second AR15 style BB pistol. Detectives were contacted and this case will be forwarded to them for further investigation.

Sun 09/15/24, 11:34 am

243(a) pc 273a(a) pc 594(b)(1) pc Linden Ave

On 08/15/2024, [REDACTED] assaulted a Man while the victim was sitting in the driver seat of his vehicle. [REDACTED] punched the victim in the face and abdominal area several times. The victim sustained minor injuries to his face and abdominal area. In addition, the victims 5-year-old grandson was inside the vehicle during the assault. [REDACTED] also broke the victim's driver side window during the assault. [REDACTED] was arrested and transported to SBJ where he was booked on the above charges.

Wed 09/18/24, 8:14 pm

Social Media Post Carpinteria Ave

Deputies responded to a concerning social media comment regarding a possible attack at Carpinteria Middle School. It was determined the juvenile did not make a direct threat toward the school and, rather, was expressing his anxiety over the recent threat to Carpinteria Middle School. The juvenile in question showed deputies a post from social media that claimed to have an attack plan. The social media images were obtained and relayed to detectives.

MEMORANDUM

Thu 09/26/24, 10:18 am

PC 487 1071 Casitas Pass RD

Deputies responded to a report of a theft. The victim stated a female suspect approached her and began to put on a gold necklace with a ring on it. After the suspect left, she realized the suspect had taken her two diamond necklaces, which had an estimated value of \$14,000.

Fri 09/27/24, 10:48 am

459 PC 1090 Casitas Pass RD

On 9-26-24 between 1330 hours and 1400 hours, the 91-year-old victim went to Bank of America, to withdrawal money. The victim was approached by 2 males who asked for his card, to help him withdrawal money. When the males gave the victim back his card, it was a different one. Since his card was stolen, \$7600 worth of transactions have been placed on his card.

See Attachment A for full report of incidents for the month of September 2024.

Community Outreach

- Deputies provided extra patrol during drop off/pick up times for local schools
- Radar trailer continued to be utilized with School Safety messages



MEMORANDUM

Criminal Investigations Bureau City of Carpinteria Investigations

Case Overview (September Stats)

Number of new cases forwarded to investigations: 44

Number of cases suspended: 0

Number of cases assigned: 3

Number of cases closed by arrest: 0

Number of cases closed by other: 38

Number submitted for complaint: 0

Number of current active cases: 15

SANTA BARBARA SHERIFF'S OFFICE

MEMORANDUM

Chief's Message

Please remember to call 911 (non-emergency number if it is not critical) immediately for a law enforcement response when crimes are committed, especially when the suspect displays violent behavior.

Non-Emergency Dispatch Number: 805-683-2724

A lot of people now depend on social media for their news updates. Please know that a lot of this information can be misleading and inaccurate. Sometimes people purposely mislead others, and sometimes people mean well, but they are erroneously spreading inaccurate information. Moreover, a lot of social media posts are "Copycat" posts, and stem from an entirely different region of the Country. Serious matters like the one listed above with the possible attack at Carpinteria Middle school are vetted by our Vice and Intel Unit. To date, Carpinteria has received no credible threats to our schools.

Respectfully,

Chief Rich Brittingham



Rich Brittingham, Lieutenant

Santa Barbara County Sheriff's Office
South County Operations Division-Coastal
City of Carpinteria-Chief of Police Services
805-568-3388 Office
805-566-2166 Fax

Attachment A: Full Monthly Report of Incidents

ATTACHMENT A

Commander's Recap

Coastal Patrol Bureau

September 1, 2024 – September 7, 2024

Sunday 9-1-24

1130 Narc Hwy 101 NB/ Santa Monica Rd J.Martinez

A traffic enforcement stop was conducted on a vehicle for an equipment violation. The driver, [REDACTED] was on PRCS with full search and seizure terms. During the search of the car, one pistol was found along with, 167g of Fentanyl, 226 g of meth, M30 pills, heroin and items determined to be for narcotic sales. [REDACTED] and the passenger were booked for multiple charges.

1800-0600 Sgt Flick & SD. McKarrell

1832 12500VC 21453VC Santa Monica / Via Real McKarrell

While patrolling the area of Via Real and Santa Monica a Deputy observed a vehicle turn left onto the freeway against a solid red light. Upon contacting the driver of the vehicle, [REDACTED], it was discovered he was driving while under the influence of alcohol/drugs and his license was expired. CHP was called to the scene and assisted with the DUI. The suspect was ultimately cited for violations of 21453(c)VC and 12500(a)VC and subsequently arrested by CHP for suspicion of driving under the influence of alcohol/drugs.

Monday 9-2-24 0600-1800 Sgt. Corbett & SD Brady

1027 242 PC Lions Park Corbett

A Carpinteria resident was attending a family reunion on 9-1-24 at Lions Park in Carpinteria. While catching up with family she was attacked from behind by a distant cousin without provocation. The Victim sustained numerous visible injuries during the attack, all of which were minor in nature. The victim signed a citizen's arrest for 242 PC against the suspect. Case being investigated by patrol.

1800-0600 Sgt Flick & SD. McKarrell

1706 272PC/CMC9.030.08 Carpinteria beach (100 Blk Elm Av.) Cancino

Deputies responded to the Carpinteria City Beach for a intoxicated Hispanic male subject causing a disturbance. Upon arrival it was determined a 14-year-old child was intoxicated. The father, [REDACTED], was cited for 272 PC-Contributing to the delinquency of a minor. [REDACTED] failed to ensure his child's safety by not supervising him while he consumed alcohol. [REDACTED] claimed the open alcohol containers belonged to him; therefore, he was cited for a Carpinteria Municipal Code 9.030.08 (B) Possession of an Open Container.

2000 Arbol Verde 594(b)(2)VC McKarrell

Deputies responded for a civil dispute between roommates. The suspect attempted to force entry into the victims bedroom by using a hard object to destroy the lock on her bedroom door. The lock was valued at \$50. This is an ongoing issue where the suspect alleges the victim has no legal standing in the home. Based on the information provided, it is believed she has legal standing in the home.

Tuesday 9-3-24 1800-0600 Sgt Flick & SD. McKarrell

2020 166(a)(4)PC 5400 block Eighth St Wreede

Deputies responded to a report of [REDACTED] knocking on the door of his ex-wife and attempting to contact her through the door. [REDACTED] is in violation of a served criminal protective order in violation of

166(a)(4) PC. Suspect [REDACTED] left the scene prior to deputies arriving and was located in his vehicle and a traffic stop was conducted. [REDACTED] was subsequently arrested. During a search incident to arrest, a small amount crystal methamphetamine was found in the vehicle in violation of 11377(a) HS. [REDACTED] was arrested for the above violations and booked in to Santa Barbara County Jail.

Wednesday 9-4-24

1500 022 Palm/Sixth Brady

[REDACTED] was contacted in his vehicle near palm and sixth. When contacted it was discovered that the vehicle had a punched ignition. During the investigation it was determined that [REDACTED] had a signed title and release of liability in his name, but he was found to have alcohol and marijuana in the vehicle which was seized since he was under 21 years of age. He was cite released.

Friday 9-6-24 0600-1800 Sgt. Delgadillo SD Hernandez

1455 Hrs. 019 (Poss. Dependent Abuse) Casitas Pass Goodwin

APS called regarding a patient at Santa Barbara Cottage Hospital who was severely malnourished. The patient's mother was not allowing medical personnel to properly treat the subject, who was a 36-year-old female, weighing 63 pounds. Mother wanted to take the patient, AMA, and provide care at home. Medical staff advised if the patient were to leave without proper care, based on her condition, there was a high likelihood of death. Due to the totality of the suspicious circumstances, the Sergeant of the Detective Bureau and a DDA were contacted. It was agreed Detectives would conduct further investigation and to attempt to allow medical staff to provide care, an EPO was requested to prevent the mother from interfering with medical care. The EPO was granted and served at the hospital; the suspect was escorted from the property. See below entry regarding the suspect violating the EPO and being arrested.

1800-0600 Sgt. Cintron SD Watkins

1750 065 Sentar Rd @ Via Rea Martinez

Deputies responded to the above location for a subject tampering with mailboxes. Subject [REDACTED] was contacted. [REDACTED] was discovered to not have any mail on his person; however, he was found to have an outstanding warrant for 602PC, 415PC, and 853.8 PC. [REDACTED] was arrested and booked at SBCJ.

1906 647(f) PC Bailard Avenue Overpass Mendez

Deputies were dispatched to Birch Street regarding a Male subject yelling in the middle of the street. The subject was described as a White or Hispanic Adult wearing dark colored clothing, carrying a yellow backpack and possible intoxicated. A subject matching the description was located on the Bailard Avenue Overpass. The subject was identified as [REDACTED]. [REDACTED] was found to be intoxicated and unable to care for himself and was placed under arrest for 647(f) PC. While enroute to jail [REDACTED] became combative. He was yelling, spitting, kicking and hitting his head against the center partition. Once at the jail an approximately 2" cut was seen on the top of [REDACTED]'s head. He was medically cleared and booked in the Santa Barbara County Main Jail.

1942 245PC Catlin Ci @ Santa Ynez Ave Dickey

Deputies were dispatched to Santa Barbara Cottage Hospital for a victim with a projectile injury to the neck. Deputies discovered the victim was 17 years old and was originally brought into GVCH by his mother after being shot in the neck in the City of Carpinteria. The victim was then transported via ambulance to Cottage for emergency surgery. Deputies arrived and discovered the incident occurred in the area of Catlin Cir and Santa Ynez Ave. The victim was contacted by the 17-year-old suspect via phone and advised to meet, because the victim had gotten the suspect in trouble over controlled substance use. While at that location, the

suspect produced CO2 powered Glock BB gun from his waistband and shot the victim in the abdomen. This angered the victim, but he and the suspect agreed to talk about their issues. The two then walked to the Santa Monica Creek foot path, where a second altercation took place. During the altercation, the victim, who trains MMA, decided to rush the suspect and take him to the ground. During this, the suspect produced the Glock BB gun from his waistband and fired approximately 10 times at the victim. The victim was hit multiple times, but completed the takedown, punched the suspect on the face, and disarmed him. The victim then discarded the BB gun and the two separated. At the conclusion of the altercation, the victim discovered he was shot in the neck and the wound was serious. He was then transported by his mother to the hospital. Currently, the victim is stable and the Dr's decided to leave the BB in the victim's neck. Deputies identified the 17-year-old suspect, and his mother was contacted. The suspects mother turned over the Glock BB gun and a second AR15 style BB pistol. CIB was contacted and this case will be forwarded to them for further investigation.

Saturday 9-7-24 0600-1800 Sgt. Delgadillo / SD Hernandez

0931 Hrs. APS Referral 5700 Via Real Cole

Home visiting nurse called to have medics evaluate elderly patient who had bruising on her arms. Contact made with patient and her roommate/caregiver. It appears the untrained roommate struggles with assisting the patient when moving her around the residence, possibly causing bruising on her arms. Incident report taken and APS contacted for follow up.

1254 Hrs. 166(a)(4) PC Santa Barbara Cottage Hospital Goodwin

Hospital staff contacted SBSO regarding yesterday's investigation, and it was determined the suspect violated the EPO. Suspect contacted and arrested. The violation was via text message and third-party contact. The suspect appeared to be continuing to influence the patient's opinion on her medical treatment by encouraging her to refuse certain treatment and state medication was making her sick.

1357 Hrs. 459 PC 4100 block Foothill Road Coert

Resident and staff arrived home and discovered an unknown suspect attempted to pry open a window; entry was not made into the residence. The resident believes they know who the suspect is.

1532 Hrs. 273.5 PC 1500 block Casitas Pass Coert

During an argument in the vehicle, the suspect, [REDACTED], forcefully closed the center console of the vehicle while the victim's hand was inside. Based on the injury, medics advised the victim's hand might be broken. The suspect had left the area prior to the victim contacting law enforcement. Based on information provided by the victim, it was believed the suspect would be in Ventura. VPD checked the location and located the suspect. A prisoner exchanged was arranged and the suspect was booked into SBCJ.

1800-0600 Sgt. Cintron SD Watkins

1615 Hrs. 368(d) PC 5700 Via Real Oliver

Deputies responded to Santa Barbara Cottage Hospital for a report of elder abuse from Adult Protective Services. Per the charge nurse, the victim, had bruising on her arms and chest while claiming to have been hit and pushed by her daughter. Upon deputies' arrival, the victim was being intubated and moved to the MICU because she lost the ability to breath on her own. The paramedics brought in empty Xanax and Norco bottles, which should have had 60 and 120 pills respectively. The nurse confirmed benzodiazepine and opiates were in her blood chemistry. The victim's daughter denies hitting her mother. There is a history of domestic disputes between the victim and her daughter. Based on the history of their relationship, the altered mental status of the victim at the time she made the statements, and my inability to interview the victim because she was intubated, the investigation was forwarded to detectives.

Deputies responded to a subject threatening with a knife in between residences at Poplar St and Via Real. The suspect was reported to be threatening a group and was wearing a white t-shirt. Deputies arrived on scene and the suspect hid behind vehicles and attempt to hide the knife in a bush. The suspect was detained and identified as [REDACTED]. A search of [REDACTED] revealed a baggie of methamphetamine. The victims in this case stated [REDACTED] challenged them to fight from his upstairs balcony. [REDACTED] then came down to the group and produced a kitchen knife with an approximate 6 in blade. One of the victims ran into his residence and returned with a baseball bat for self-defense. The victim signed a citizens arrest, and [REDACTED] was transported and book at SBCJ.

Commander's Recap

Coastal Patrol Bureau

September 8, 2024 – September 14, 2024

Sunday 9-8-24 0600-1800 Sgt. Corbett / Sr. Dep Brady

1239 242 PC 1300 block La Manida Sanabria

RP called in to report that her brother pushed her three times the night prior during a verbal argument. One time [REDACTED] was pushed she fell backward hitting a dresser causing her to sustain a bruise near her left knee. [REDACTED] desired prosecution for 242 PC. [REDACTED] currently lives in Ventura and is a manager at Bob's Garage. Follow up to handled by patrol.

1515 009A Seacoast Wy Sanabria

RP reported her adult son as missing. He was last seen the day prior at 0900 hours when he left his home on his motorcycle to go on a group ride to Pismo Beach. .

Sunday 9-8-24 1800-0600 Sgt. Flick / Sr. Dep McKarrell

1816 647(f) Drugs Carpinteria Creek McKarrell

Deputies responded to the Carpinteria Creek for an intoxicated male. Upon arrived deputies contacted [REDACTED] who was found lying in the creek by family members. Upon contacting [REDACTED] it was determined he was under the influence of a controlled substance and alcohol. [REDACTED] was transported to SBCJ without incident.

2044 030 Casitas Pass/ Foothill Rd James

A 30-year-old Male was discovered by a passerby near the intersection of Casitas Pass Road and Foothill Road. The decedent was non-responsive and face down in a drainage ditch next to his motorcycle. The decedent had been reported missing earlier in the day because he had not returned home the evening prior. The decedent was last seen on 9/7/24 at approximately 2200 hours traveling northbound on Casitas Pass Road riding his motorcycle. The motorcycle appeared to have been traveling at a high rate of speed when it left the roadway and entered the drainage ditch.

Monday 9-9-24 Sgt. Flick / Sr. Dep McKarrell

0153 11351 HS NB 101@ Santa Monica Covarrubias /Squad A

K93 observed a vehicle driving NB 101 approaching Santa Monica and stopped the vehicle for violation of 24252VC failure to maintain lighting equipment. Upon stopping the vehicle, he contacted the driver, [REDACTED] and the two passengers, [REDACTED] and [REDACTED]. After a record's check revealed both [REDACTED] and [REDACTED] were on pre-trial supervision with unrestricted search terms, the occupants were removed from the vehicle and a search was conducted.

During the search 28 grams of Methamphetamine and 82 grams of Fentanyl were located inside of the vehicle, along with cash and bindles packaged for sales. At the conclusion of the investigation, all occupants were arrested and booked on several drug related charges, including violation of 11351HS, 11352HS, 11378HS, and 11379HS. The vehicle was towed from the scene.

Tuesday 9-10-24 Sgt. Corbett / Sr. Dep Brady

1228 368PC/459PC Lomita Ln Brady

RP came to the station to request a report for items stolen from her guest cottage from her tenant Investigation ongoing.

Wednesday 9-11-24 1800-0600 Sgt. Cintron/ SD. Watkins

0119 Incident Report Jacaranda Wy Mendez

RP called to report a known male made threats via text messages to her boyfriend who lives in Ventura

Thursday 9-12-24 Sgt. Delgadillo / Sr. Dep Hernandez

1131 PC 273.5 Motel SIX South Cole

Deputies responded to a report of two people fighting. Upon arrival, deputies found suspect [REDACTED] had struck her boyfriend with a closed fist and threw a shaving cream bottle at his arm, causing visible injury the day prior on 09-11-24. Based on my investigation, [REDACTED] is in violation of PC 273.5. [REDACTED] was transported to Santa Barbara County Jail, where she was booked without further incident.

1409 602.5 PC Via Linda/ Carp Creek Dr Coert

[REDACTED] was arrested for her outstanding misdemeanor warrant and transported to SBJ.

1911 314(1)PC/372PC Bailard Ave/Via Real Oliver

A transient female was exposing her buttock and groin while urinating and bathing on the corner of Bailard Ave and Via Real. The reporting party and her 8-year-old child witnessed the incident and were disturbed by the suspects actions. The victim signed a Citizen's Arrest and the suspected was transported to jail.

Friday 9-13-24 Sgt. Delgadillo / Sr. Dep Hernandez

0707 Warrant Arrest/11377 H&S 1400 Azalea Dr. Coert

[REDACTED] was arrested for his outstanding no bail felony warrant and a probation search was conducted at his residence in which methamphetamine and drug paraphernalia were located. [REDACTED], who was also UI, was booked into SBCJ for the warrant and new charges

1002 019 4500 block Carpinteria Ave Cole

RP reported her daughter had come back from a summer school program at the University of Illinois called the Languages of the Muslim World and came back with a newfound belief in Islam. Additionally, the daughter's counselor/ resident advisor at the summer school program has sent voice recordings about Islam. RP believes the voice recordings seemed radical and extreme.

Friday 1800-0600 Sgt. Cintron/ SD. Watkins

1643 166.4 1400 block Kenwood Rd Mendez

Deputies were dispatched to a restraining order violation investigation. Through the investigation, it was discovered suspect [REDACTED], had contacted the victim's husband via text message and asked him to advise the victim to drop the restraining order, so he can retrieve firearms which were seized. This was a clear violation of the served restraining order, by attempting to contact the victim through a third party. [REDACTED] was contacted at his residence in the city of Santa Barbara, and arrested without incident.

Saturday 9-14-24 Sgt. Delgadillo / Sr. Dep Hernandez

1305 PC 488 5750 Via Real Cole

RP reported his bicycle was stolen and replaced with another bicycle.

Commander's Recap

Coastal Patrol Bureau

September 15, 2024 – September 21, 2024

Sunday 9-15-24

Sgt. Corbett / Sr. Dep Brady

1134 Hrs. 243(a)pc/273a(a)pc/594(b)(1)pc 400 block Linden Ave. Flores

██████████ assaulted a victim that was sitting in their vehicle. ██████████ punched the victim in the face and abdominal area several times. The victim sustained minor injuries to his face and abdominal area. In addition, the victims 5-year-old grandson was inside the vehicle during the assault. ██████████ also broke the driver side window during the assault. ██████████ was arrested and transported to SBJ

Tuesday 9-17-24

Sgt. Corbett / Sr. Dep Brady

0934 hrs. 211pc/245(a)(4)pc 5351 Carpinteria Ave Flores

The parent of a 6th grader came to the police station to report two juveniles assaulted her child the previous Thursday at school. One Deputy stayed at the station to take the report while another Deputy responded to the school to find out what happened & why law enforcement wasn't contacted when the assault occurred. The Victim was punched in the face & knocked to the ground. Once on the ground, the victim was punched & kicked in the head repeatedly. The victim sustained severe swelling to his forehead, bruising, and a concussion. This report is being forwarded to Juvenile probation for complaint of the following charges, 211 PC- Robbery, and 245(a)(4) PC- Assault causing GBI

Wednesday 9-18-24

Sgt. Corbett / Sr. Dep Brady

1035 459 PC 850 Linden Ave Flores

On 09/17/2024 and 09/18/2024, ██████████ walked into Smart and Final and stole four beatbox alcoholic beverages, a total cost of \$17.40. Based on the evidence, statements collected, and the fact that Person stole items from the same store two days in a row. ██████████'s action showed that she intentionally walked into the store with the intent to commit the theft, ██████████ is in violation of PC 459 Burglary. I arrested ██████████ & transported her to SBJ where she was booked on the above charge.

1122 288.3 PC Concha Loma Dr. Pereyra

Deputies were contacted by a Social Worker who called to report an incident of sexual abuse of a minor.

1800-0600 Sgt. Cintron / Sr. Dep Watkins

1724 Recovered 10851VC Bailard Av/Via Real Oliver

Deputies responded to the intersection of Bailard Ave and Via Real for an unoccupied vehicle blocking traffic in the roadway. Upon arrival, it was determined that the vehicle had been stolen from Alhambra the day prior. The victim came to the scene to retrieve his vehicle.

2014 Social Media Post 5000 block Carpinteria Ave Oliver

Deputies responded to a concerning social media comment regarding a possible attack at Carpinteria Middle School. It was determined the juvenile did not make a direct threat toward the school and, rather, was expressing his anxiety over the recent threat to Carpinteria Middle School. The juvenile in question showed deputies a post from social media that claimed to have an attack plan. The social media images were obtained and relayed to detectives.

Thursday 9-19-24

1800-0600 Sgt. Cintron / Sr. Dep Watkins

2342 11377HS, 23152(f) VC Carp Ave @ Santa Ynez Oliver

Subject [REDACTED] was contacted during a traffic stop. [REDACTED] was later found to be under the influence of methamphetamine, and in possession of a meth pipe and a personal use amount of methamphetamine. [REDACTED] was arrested for the violations of 11364 HS-possession of a meth pipe, 11377 HS- Possess controlled substance, 11550 Being UI a controlled substance, 23152 (f) VC- Driving under the influence of drugs and 23152(c)VC- driving while addicted, and 12500(a) VC- driving without a valid license. [REDACTED] was booked at SBCJ.

Saturday 9-21-24

Sgt. Delgadillo/ Sr. Hernandez

1042 PC 148.9(a)/459.5(a) 850 Linden Ave Goodwin

Deputies responded for a reported shoplifting in progress. Deputies located the suspect matching the description provided at the corner of Linden Avenue and Carpinteria Avenue. Suspect admitted to stealing a "ZBAR" and later revealed a silver metal tray also taken from the store, in violation of PC 459.5(a). The suspect then provided a false identity to deputies, in violation of PC 148.9(a). Suspect eventually revealed where her identification card was, and deputies were able to positively identify the suspect. The suspect was cite released for violations of PC 148.9(a) and 459.5(a).

1344 5150 4200 block Via Real Cole

Deputies responded to Via Real for a suicidal subject. The individual went on a voluntary mental health hold.

1229 065 2300 block Bella Vista Dr Abernethy

Deputies responded for a subject slumped over the steering wheel of a small pickup. [REDACTED] was contacted in the vehicle and found to be in possession of a small baggie of methamphetamine, which she was cite released for. Her boyfriend, [REDACTED], returned to the vehicle while Deputies were speaking with [REDACTED] and he was found to have 2 outstanding misdemeanor warrants which he was subsequently arrested on. Vehicle was towed from scene and [REDACTED] was booked without incident at SBJ.

1800-0600 Sgt. Cintron / Sr. Dep Watkins

2030 11377HS, Loves Towing SB Oliver

Through further investigation, it was discovered suspect [REDACTED] possibly had more methamphetamine hidden in his vehicle. A search warrant was authored and granted for the vehicle. During the execution of the warrant, an additional approximate 3 grams of methamphetamine was in the backside of the center console. Follow-up report forwarded to the DA.

Commander's Recap

Coastal Patrol Bureau

September 22, 2024 – September 28, 2024

Sgt. Flick / Sr. Dep McKarrell

Sunday 9-22-24

1745 PC 647(f) 5003 Carpinteria Ave SD McKarrell/Goodwin

Deputies responded for a 415 Subject () who was reported to have urinated on cars and cursing at customers. Deputies located the suspect who displayed symptomology of alcohol. The suspect stated several times his name was " " and wanted to fight. Suspect was arrested for PC 647(f) and while being transported to SBJ, the suspect continuously stated that he was going to fight once he was released from the handcuffs. Custody deputies assisted in escorting the suspect into SBJ, where he was booked without further incident.

2136 415D 3950 Via Real McKarrell

Neighbors called to report a physical domestic outside.

Sgt. Corbett / Sr. Dep Brady

Tuesday 9-24-24

0816 PC647(f) Motel 6 South Sanabria

was contacted after causing a disturbance in the Motel 6 parking lot and arrested for being in violation of PC 647(f).

2046 368(c)PC 242PC San Ysidro Rd McKarrell

Deputies responded for an out of control teenager who was UI marijuana

Wednesday 9-25-24

Sgt. Cintron/ Sr. Dep. Watkins

1949 081/ OAA San Ysidro Dickey

R/P called because he could hear a female screaming for help and that a man was inside her residence. Deputies arrived and found an elderly female outside of the residence. The female stated she found a man inside her residence. A perimeter was set and K93 responded. While investigating, the female made numerous statements that did not make sense, and it started to appear she may be suffering from a cognitive illness. A search was conducted, and the residence was clear. Medics were requested and ultimately transported the female to Cottage Hospital for an exam, because she was discovered to be hallucinating.

2244 11377HS Eleanor DR @ June Ave Oliver

Subject was contacted in a vehicle at the above location. attempted to hide when he observed a deputy drive by his location. Benitez was contacted and discovered to be smoking cannabis. consented to a search and was found to be in possession of methamphetamine. He was arrested and booked at SBCJ.

2300 084 /OAA 1200 block of Vallecito Watkins

Deputies responded for a check the welfare for Columbia Tennessee Police Department. Columbia PD advised they were responding to a call where a male stated he killed everyone in the residence and would kill

anyone that responded to the residence. Per Columbia PD, they were pinging the subject's phone, and he was located within their jurisdiction in TN. Deputies arrived and contacted the homeowner. All were accounted for, and no issues were discovered. The owner stated she nor her family knew anyone in TN.

0226 084 Hot Springs Trail Cintron

Deputies responded to the Hot Springs Trail to assist SAR with an overdue hiker. Deputies arrived and discovered the R/P and her boyfriend went to the trail at approximately 0001 hours to hike to the springs. The R/P got scared due to it being dark and returned to her vehicle. The R/P stated her boyfriend, who was an alcoholic and intoxicated, continued to the springs. The R/P called after hours went by and believed her boyfriend was in distress. While waiting on SAR to respond, the boyfriend returned from the trail. He advised he got lost but was uninjured.

Thursday 9-26-24
Sgt. Delgadillo/ Sr. Hernandez

1224 NARC 5590 Carpinteria Ave Coert

██████████ and ██████████ were contacted at Motel 6 south in their vehicle. A search of their vehicle revealed illegal fireworks, used methamphetamine pipes, multiple pieces of burnt foil, 11 grams of methamphetamine, and 2 grams of fentanyl. Both subjects were cited for violation of 11364(a) HS, 11377(a) HS, 11350(a) HS, and 12677 HS and released from the scene.

0624 019 1000 Concha Loma Cole

RP stated she found her vehicle had "No Parking" painted on her vehicle. She was able to remove the paint and had no damage to her vehicle. Report taken for Documentation only.

1018 PC 459 1036 Casitas Pass RD Cole

Deputies responded to a reported shoplifting that occurred on 08-27-24. The CVS manager stated that \$1,518.39 of perfume was stolen. RP mentioned they did not do an inventory check of the perfume until 09-24-24. After discovering the items were stolen, they found video surveillance of the unknown suspect stealing perfume on 08-27-24. At the time of this report, the suspect has not been identified.

1018 PC 487 1071 Casitas Pass RD Cole

Deputies responded to a report of a theft. The RP stated a female suspect approached her and began to put on a gold necklace with a ring on it. After the female suspect left, the RP realized the female suspect had taken her two diamond necklaces, which had an estimated value of \$14,000.

Sgt. Cintron/ Sr. Dep. Watkins

Friday 9-27-24

0915 530.5(E) PC 1900 block Paquita Dr Coert

RP called to report mail theft that occurred the previous night

1215 1480 Linden Av Cole

Deputies responded to a report of a 5-year-old female that stated she was touched by an older boy at the school.

1049 459 1090 Casitas Pass RD Cole

RP called to report 9-26-24 between 1330 hours and 1400 hours he went to Bank of America in Carpinteria, to withdrawal money. He was approached by 2 males who asked for his card to help him withdrawal money. When the males gave him back the card, it was a different one. Since his card was stolen, \$7600 worth of transactions have been placed on his card.

Saturday 9-28-24

1520 NARC 1115 Casitas Pass Rd 24-10714 Coert

A traffic enforcement stop was conducted. After a search of the vehicle, [REDACTED], had fentanyl in a silicon container and burnt pieces of foil. [REDACTED] was arrested for violation of 11350(a) HS and 11364(a) HS and transported to SBJ.

Sgt. Flick / Sr. Dep McKarrell

0124 602PC 1400 block Edgecliff Ln McKarrell

The property manager called and reported seeing two suspects on the property via video surveillance camera. Deputies responded and did not locate the suspects. The RP provided a video which showed one suspect climbed the ocean side wall and then let the other subject in through the beach access gate. Once the suspects were on the property they looked around and then left. The suspects were not observed entering any structures. An area check was conducted, and the suspects were not located.

Commander's Recap

Coastal Patrol Bureau

September 29, 2024 – September 30, 2024

Sunday 9-29-24

1307

485PC

5700 Via Real

Flores

Deputies conducted a premises check in Carp creek park. [REDACTED] was contacted in the area and in possession of a black and orange Rocket motor electric bike and several miscellaneous tools that did not belong to him. [REDACTED] was in violation of 485 PC. [REDACTED] was arrested and transported to SBJ.

MEMORANDUM



Council Meeting Date: October 14, 2024

To: Honorable Mayor and City Council

From: Michael Ramirez, City Manager

Subject: City Manager's Report

CITY EMPLOYEE UPDATES

Recruitments

Below is a partial list of open recruitments and status. Additional information on City job openings is available online at <https://carpinteriaca.gov/city-hall/human-resources/>

- Maintenance Worker – Two Part-time Positions
 - Awaiting candidate acceptance.
- Management Assistant – Full-time
 - Deadline to apply: October 20, 2024
- Parks & Facilities Attendant – Part-time
 - Interview date: October 23, 2024
- Recreation Leader – Part-time
 - Interview date: October 22, 2024

UPDATES ON CAPITAL IMPROVEMENT PROJECTS

2023 Pavement Maintenance and Rehabilitation Project Update

The design phase is substantially complete. The general scope of work consists of both pavement maintenance and rehabilitation as well as pedestrian facility accessibility upgrades to conform with Americans with Disabilities Act (ADA) standards. The following City streets are a part of the project:

Street Selection List- Pavement Maintenance

Street Name	Block	Begin Limit	End Limit
Aragon Drive	4500	Chaney Avenue Intersection	Santa Ynez Avenue
Aragon Drive	4600 to 4700	Azalea Drive Intersection	Chaney Avenue Intersection

Arbol Verde Street	400 to 500	Calle Pacific	Fiesta Drive Intersection
Arbol Verde Street	600 to 800	Fiesta Drive Intersection	Concha Loma Drive
Bailard Avenue	1000	Via Real Intersection	Pandanus Street Intersection
Carnation Place	1400	End	Aragon Drive
Delta Avenue	1300	Eleanor Drive	South End
Eleanor Drive	4600 to 4700	Sterling Avenue	Chaney Avenue
La Brea Lane	1200	East End	West End
La Pala Lane	1200	East End	Cameo Road
La Quinta Drive	4300	East End	Santa Monica Road
Seventh Street	-	Carpinteria Avenue	Reynolds Avenue Intersection
Seventh Street	4600	Reynolds Avenue Intersection	Ash Avenue Intersection
Seventh Street	4700	Ash Avenue Intersection	Holly Avenue Intersection
Seventh Street	4800	Holly Avenue Intersection	Elm Avenue Intersection
Seventh Street	4900	Elm Avenue Intersection	Linden Avenue
Seventh Street	5000	Linden Avenue	Maple Avenue
Seventh Street	5100	Maple Avenue	Walnut Avenue
Sixth Street	5000	Linden Avenue	Maple Avenue
Verano Drive	4300	North End	Santa Monica Road
Willow Place	5300	Olive Avenue	Palm Avenue

Street Selection List- Pavement Rehabilitation

Street Name	Block	Begin Limit	End Limit
Calle Rey Mar	700	Arbol Verde Street	End
Concha Loma Drive	800	Arbol Verde Street	Calle Ocho
Holly Avenue	1000	Sawyer Avenue	Carpinteria Avenue
Linden Avenue	200 to 300	Railroad Tracks	South End
Malibu Drive	4700	Sterling Avenue	West End
Malibu Drive	4800 to 4900	Linden Avenue	Sterling Avenue
Sawyer Avenue	4800 to 4900	Linden Avenue	Holly Avenue
Vallecito Court	5200	Vallecito Place	West End
Vallecito Place	1300	Vallecito Road	Ogan Road

Vallecito Road	1300	Vallecito Place	Ogan Road
Vallecito Road	1200	Ogan Road	Via Real

The total project budget is approximately \$4.6M. At this time, the construction phase budget is insufficient with an approximate deficit of \$3.4M due to loss of potential grant funds. In February 2024, staff submitted a grant application for federal-aid funds from the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) discretionary grant program of the Infrastructure Investment and Jobs Act. Unfortunately, the project was not selected for award. On September 18, 2024, staff met with the federal government for a debrief of the City's grant application. In brief, the grant application was able to demonstrate a technical need for the proposed pavement improvements including pedestrian facility ADA upgrades, but high evaluation points are/were scored towards disadvantaged communities in which the Carpinteria community is categorically not a disadvantaged community. The RAISE discretionary grant program is a nationwide competition, and the disadvantaged communities and/or regional needs were scored with higher priority. Staff will continue to research and pursue any grant program for eligible pavement improvement projects.

UPDATES ON DEVELOPMENT APPLICATIONS

Palms Restaurant Renovation

The proposed renovation plans for the historic Palms Restaurant building at 701 Linden Avenue received a unanimous recommendation for preliminary approval from the City's Architectural Review Board (ARB) at the September 26th ARB meeting. The ARB's support for the project included the requested modifications to allow the new front patio to encroach into the required front setback and a slight exceedance of the maximum allowed building height for the covered rooftop bar. The project is tentatively scheduled to be considered by the City's Planning Commission on December 2nd. The meeting date for this item will be confirmed as the date approaches.

OTHER CITY/COMMUNITY UPDATES

Draft Objective Design Standards go to ARB on October 17th

Long-Range Planning Staff will bring proposed Objective Design Standards (ODS) for multifamily residential and mixed-use developments to the Architectural Review Board this week. This is part of a larger effort to implement Program 1 of the 2023-2031 Housing Element: providing adequate sites to accommodate the City's Regional Housing Needs Allocation. The proposed ODS would apply to Housing Element rezone sites and any residential project requiring ministerial, streamlined review under State law, and aim to ensure that new development implements high-quality architectural design that is sensitive to existing development in the City. The proposed Objective Design Standards and the accompanying ARB staff report are available on the City website at: <https://carpinteriaca.gov/city-hall/agendas-meetings/>

County Planning Commission to Consider Cannabis Ordinance Update

The Santa Barbara County Planning Commission's consideration of proposed amendments to the County's commercial cannabis regulations has been continued to the November 6th hearing due to extensive public interest. The proposed amendments would establish a cannabis odor threshold and revise odor abatement development standards and odor abatement plan procedures. The County Planning Commission is tasked with reviewing and providing recommendations on the proposed Ordinance amendments to the County Board of Supervisors for consideration at a future hearing. City staff prepared and submitted a comment letter on the proposed ordinance amendments which is available on the City's website here: <https://carpinteriaca.gov/city-hall/community-development/cannabis-related-information/>

Call of The Wild: Adventure Tales of Men In Nature

An amazing evening of storytelling, camaraderie, and reflection took place on September 24th in the Veterans Memorial Building Courtyard. In celebration of Creek Week, five different men came together to share tales of nature and adventure. The event was truly inspiring.

New Creative Studies Class

AgeWell is introducing Creative Studies, a new art program designed to explore different artists and mediums each month. Participants will learn and create with mediums such as watercolor, clay, and textiles, with all supplies provided. Creative Studies will take place every Friday (except the first Friday of each month) from 1:00 PM to 2:30 PM in the Veterans Hall Meeting Room.

MEMORANDUM

Date: October 8, 2024
To: City Council
From: Nick Bobroff, Community Development Director
Subject: October 7, 2024 Planning Commission Action



On Monday, October 7th, the Planning Commission considered the following hearing requests with Commissioners Allen, Benefield, La Fevers, Moyer, and Salant in attendance:

1) Marquez Duplex Addition & Remodel for Unit A Time Extension

Planner: Syndi Souter

Project # 20-2057-CUP/CDP/TEX

Address: 4684 Seventh Street

Applicant: Martha Marquez

Hearing on the request of Martha Marquez to consider Project 20-2057-CUP/CDP/TEX (request filed June 20, 2024) for approval of a 12-month time extension to the previously-approved Conditional Use Permit and Coastal Development Permit to remodel a legal nonconforming 847 square-foot duplex unit and construct a 258 square-foot addition to the side of the unit for a resultant size of 1,035 square feet under the provisions of the Carpinteria Municipal Code (CMC) §14.14 – Planned Residential Development District and §14.62 – Conditional Use Permit; and to determine that the time extension request is statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to §15061(b)(3) of the CEQA Guidelines. The application involves APN 003-301-012, addressed as 4684 Seventh Street.

The Planning Commission voted 5-0 to approve the one-year time extension to the previously-approved Conditional Use Permit and Coastal Development Permit as presented.

2) Howard New Residence Time Extension

Planner: Syndi Souter

Project # 22-2162-DP/CDP/ARB/TEX

Address: 4818 Dorrance Way

Applicant: Dylan Chappell, architect, for John Howard

Hearing at the request of Dylan Chappell, architect, for John Howard, to consider Project 22-2162-DP/CDP/ARB/TEX (request filed August 27, 2024) for approval of a 12-month time extension to the previously-approved Development Plan and a Coastal

Development Permit to construct a new 2,197 square-foot two-story single-family residence and a detached 512 square-foot two-car garage with a 446 square-foot workshop above on a vacant lot under the provisions of Carpinteria Municipal Code (CMC) §14.14 – Planned Residential Development District and §14.68 – Development Plan; and to determine that the time extension request is statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to §15061(b)(3) of the CEQA Guidelines. The application involves APN 003-440-013, addressed as 4818 Dorrance Way.

The Planning Commission voted 4-0 (Benefield recused) to approve the one-year time extension to the previously-approved Development Plan and Coastal Development Permit as presented.

3) Scerni New Residence Time Extension

Planner: Syndi Souter

Project # 22-2184-DP/VM/CDP/ARB/TEX

Address: 4684 Seventh Street

Applicant: Jeremy Roberts, architect, for Gregg and Beth Scerni

Hearing at the request of Jeremy Roberts, architect, for Gregg and Beth Scerni, to consider Project 22-2184-DP/VM/CDP/ARB/TEX (request filed August 14, 2024) for approval of a 12-month time extension to the previously-approved Development Plan and a Coastal Development Permit to construct a new 2,257 square-foot two-story single-family residence with an 838 square-foot partially-covered deck, and a detached 504 square-foot two-car garage with a storage loft under the provisions of Carpinteria Municipal Code (CMC) §14.14 – Planned Residential Development District and §14.68 – Development Plan; and to determine that the time extension request is statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to §15061(b)(3) of the CEQA Guidelines. The application involves APN 003-431-005, addressed as 4610 Fourth Street.

The Planning Commission voted 4-0 (Benefield recused) to approve the one-year time extension to the previously-approved Development Plan, Voluntary Merger, and Coastal Development Permit as presented.

4) Public Works Carport

Planner: Brian Banks

Applicant: John L. Ilasin, P.E., Public Works Department Director

Project: 24-2300-DP/VAR/CDP

Location: 5775 Carpinteria Avenue

Hearing on the request of John L. Ilasin, P.E., Director, City of Carpinteria Public Works Department, to consider Project 24-2300 (application filed June 20, 2024) for a Development Plan, Variance, and Coastal Development Permit to allow construction of a 750 square foot equipment carport to be located partially within the required rear setback of the City of Carpinteria Public Works corporation yard; and to accept a categorical exemption pursuant to §15303 and §15305 of the California Environmental

Quality Act (CEQA) Guidelines. The application involves APN 001-170-018, addressed as 5775 Carpinteria Avenue.

The Planning Commission voted 5-0 to approve the Development Plan, Variance, and Coastal Development Permit as presented.

5) Amendment to Safety Element

Planner: Mindy Fogg

Project # 24-2308-GPA

Address: Citywide

Applicant: City of Carpinteria

Hearing on the request of the City of Carpinteria to consider Project 24-2308-GPA to amend the Safety Element of the Carpinteria General Plan to incorporate in its entirety the City's Local Hazard Mitigation Plan (LHMP) into the Safety Element pursuant to California (State) Assembly Bill 2140, thereby making the City eligible for additional State Public Assistance funding, and to provide recommendations to the City Council regarding adoption of the amendment, as determined appropriate. The amendment is minor in nature and would provide a direct internet link to the LHMP in the Safety Element.

The Planning Commission voted 5-0 to recommend approval of the Safety Element Amendment to the City Council as presented.

**City of Carpinteria
City Council Minutes
Regular Meeting
Monday, September 23, 2024
Council Chamber, 5775 Carpinteria Avenue, Carpinteria, CA 93013
In-Person and Virtual**

CALL TO ORDER

Mayor Clark called the meeting to order at 5:30 pm.

ROLL CALL

Councilmembers present:

Councilmember Roy Lee
Councilmember Mónica J. Solórzano
Councilmember Wade T. Nomura
Vice Mayor Natalia Alarcon
Mayor Al Clark

Staff members present:

Michael Ramirez, City Manager
Jena Shoaf Acos, on behalf of Brownstein Hyatt Farber
Schreck, LLP acting as City Attorney of the City
of Carpinteria
Sydne Rennie, on behalf of Brownstein Hyatt Farber
Schreck, LLP acting as City Attorney of the City
of Carpinteria
Ryan Kintz, Assistant City Manager
Brian C. Barrett, City Clerk
Nick Bobroff, Community Development Director
John L. Ilasin, Public Works Director
Erin Maker, Environmental Program Manager
Stephon Downes, Management Analyst II
Robert Howard, Public Works Supervisor

PLEDGE OF ALLEGIANCE

Mayor Clark led those present in the salute to the flag.

COUNCILMEMBER(S) REQUEST FOR REMOTE PARTICIPATION UNDER AB 2449:

There were no Councilmember requests for remote participation under AB 2449.

AGENDA MODIFICATIONS: NONE

INTRODUCTIONS, PROCLAMATIONS AND PRESENTATIONS

1. South Coast Youth Safety Partnership Presentation by Steve DeLira, Family Youth Services Director with CommUnify.

Steve DeLira, Family Youth Services Director with CommUnify provided the PowerPoint presentation.

There was no public comment.

CITY MANAGER'S REPORT

- a. Senior Services Programming

None.

- b. City Employee Updates

Assistant City Manager Kintz reported on City recruitments.

- c. Updates on Capital Improvement Projects

None.

- d. Updates on Development Applications

Community Development Director Bobroff announced that the preliminary review of the Palms Restaurant renovation will go before the Architectural Review Board on September 26th.

- e. Other City/Community Updates

Assistant City Manager Kintz reported on summertime incidents on Carpinteria beaches.

Community Development Director Bobroff announced that the County Planning Commission would hold a public hearing on September 25th to consider a cannabis ordinance update.

Public Works Director Ilasin provided an update on the Southern California Gas Company Hydrostatic Testing Operation.

Environmental Program Manager Maker summarized activities related to Creek Week.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Speakers in-person: Stephen Marcussen, Bob Franco, and Amrita Salm

Speakers via Zoom: Susan Allen

In response to Ms. Salm's comment, Mayor Clark requested an update on the resurfacing project on Arbol Verde and the pavement rehabilitation project. City Manager Ramirez replied that an update would be provided in the next City Manager's Report.

CONSENT CALENDAR:

There was no public comment.

Motion by Councilmember Lee, seconded by Councilmember Nomura, to approve the Consent Calendar Item Nos. 2 through 6. Upon voice vote, the motion carried unanimously.

2. Approve the minutes of the regular meeting held September 9, 2024.
3. Receive and file the Expenditures for the period beginning September 2, 2024 and ending September 13, 2024.
4. Receive and file the Monthly City Treasurer's Report on Compliance with Statement of Safekeeping and Investment of Public Funds for August 2024.
5. Adopt Resolution No. 6343, approving an amendment to the City's Conflict of Interest Code.
6. Receive and file report on General Government staffing needs and the Management Assistant recruitment.

ADMINISTRATIVE MATTERS:

7. Special Event Permit Application for the 2024 California Avocado Festival.

Recommendation: (1) Approve the Special Event Permit Application for the 2024 California Avocado Festival, and (2) Designate the area within the event footprint as a public park during the hours of operation pursuant to Carpinteria Municipal Code Section 10.68.010, and (3) Authorize expenditures for temporary traffic control and street cleaning services. *(This motion requires a roll call vote.)*

Public Works Director Ilasin presented the staff report and introduced Olivia Sorgman and Gary Dobbins both representing the California Avocado Festival and Captain Dave Baker with the Carpinteria-Summerland Fire Protection District who provided remarks.

Motion by Councilmember Solórzano, seconded by Councilmember Nomura, to (1) Approve the Special Event Permit Application for the 2024 California Avocado Festival, (2) Designate the area within the event footprint as a public park during the hours of operation pursuant to Carpinteria Municipal Code Section 10.68.010, and (3) Authorize expenditures for temporary traffic control and street cleaning services. The roll call vote on the motion was as follows:

AYES: Councilmember Lee, Councilmember Nomura, Councilmember Solórzano, Vice Mayor Alarcon, and Mayor Clark
NOES: None
ABSENT: None
ABSTAIN: None

The motion carried unanimously.

8. Carpinteria Groundwater Sustainability Agency Joint Executive Powers Agreement First Amendment.

Recommendation: Approve the First Amendment to the Joint Exercise of Powers Agreement by and among the Carpinteria Valley Water District, the City of Carpinteria, the Santa Barbara County Water Agency, and the County of Ventura, and authorize the Mayor to execute the aforementioned Agreement.

Environmental Program Manager Maker provided the staff report.

There was no public comment.

Motion by Councilmember Solórzano, seconded by Councilmember Nomura, to approve the First Amendment to the Joint Exercise of Powers Agreement by and among the Carpinteria Valley Water District, the City of Carpinteria, the Santa Barbara County Water Agency, and the County of Ventura, and authorize the Mayor to execute the aforementioned Agreement. Upon voice vote, the motion carried unanimously.

9. Santa Barbara County Regional SB 1383 Food Recovery Plan Memorandum of Understanding.

Recommendation: Approve and authorize the City Manager to execute the 2025-2027 Memorandum of Understanding between the City of Carpinteria and the County of Santa Barbara for the Santa Barbara County Regional Senate Bill 1383 Food Recovery Plan.

Environmental Program Manager Maker presented the staff report.

There was no public comment.

Motion by Vice Mayor Alarcon, seconded by Councilmember Nomura, to approve and authorize the City Manager to execute the 2025-2027 Memorandum of Understanding between the City of Carpinteria and the County of Santa Barbara for the Santa Barbara County Regional Senate Bill 1383 Food Recovery Plan. Upon voice vote, the motion carried unanimously.

PUBLIC HEARING:

10. Approve the first reading of Ordinance No. 786, an Ordinance of the City Council of the City of Carpinteria, amending Carpinteria Municipal Code Section 8.20 pertaining to public sleeping and camping.

Recommendation: (1) Approve the first reading of Ordinance No. 786, amending CMC Section 8.20, as read by title only and (2) Find that approval and adoption of Ordinance No. 786 is exempt from CEQA pursuant to Sections 15060(c)(2), 15060(c)(3), and 15061(b)(3) of the CEQA Guidelines. *(Requires reading of ordinance title and a roll call vote.)*

Legal Counsel Acos and Rennie provided the PowerPoint presentation.

Speakers via Zoom: Susan Allen

Motion by Councilmember Solórzano, seconded by Councilmember Nomura, to (1) approve the first reading of Ordinance No. 786, amending CMC Section 8.20, as read by title only; and (2) find that approval and adoption of Ordinance No. 786 is exempt from CEQA pursuant to Sections 15060(c)(2), 15060(c)(3), and 15061(b)(3) of the CEQA Guidelines.

City Clerk Barrett read aloud the title of Ordinance No. 786 into the record.

The City Council provided the following direction on updating the Administrative Policy for Enforcement of No Camping Regulations:

- Vice Mayor Alarcon suggested the purpose and authority of the Administrative Policy need to be updated based on the new information received and that Step #3 either be removed or done differently.
- Councilmember Solórzano recommended keeping Step #3, but adding language to make it more flexible so that if something is not available it doesn't put undue pressure on Code Compliance in trying to follow-up on that in the moment.

- Councilmember Lee suggested reaching out to other local cities to make sure everything is consistent.

Legal Counsel Acos noted that staff has already reached out to local cities to make sure the City is somewhat consistent within the County, but could not promise that the City's language would be the same in terms of the administrative policy.

The roll call vote on the motion was as follows:

AYES: Councilmember Lee, Councilmember Nomura, Councilmember Solórzano, Vice Mayor Alarcon, and Mayor Clark
NOES: None
ABSENT: None
ABSTAIN: None

The motion carried unanimously.

CONSIDERATION OF ANY ITEMS REMOVED FROM CONSENT CALENDAR AND/OR OTHER AGENDA ITEMS REQUESTED TO BE ADVANCED

MATTERS CONTINUED FROM PREVIOUS MEETINGS: NONE

OTHER BUSINESS:

11. Street Sweeping Equipment.

Recommendation: Direct staff to pursue one of the following options for continuing the Street Sweeping Program: (a) Continue street sweeping equipment rental and wait for electric street sweeping equipment delivery, or (b) Purchase preowned street sweeping equipment, discontinue rental, and wait for electric street sweeping equipment delivery, or (c) Purchase preowned street sweeping equipment, discontinue rental, and void the purchase order of the electric street sweeping equipment. *(This motion will require a roll call vote if Option A or B is chosen.)*

Management Analyst II Downes and Public Works Supervisor Howard presented the staff report.

There was no public comment.

Motion by Councilmember Lee, seconded by Councilmember Solórzano, to direct staff to pursue Option C: Purchase preowned street sweeping equipment, discontinue rental, and void the purchase order of the electric street sweeping equipment. The roll call vote on the motion was as follows:

AYES: Councilmember Lee, Councilmember Nomura, Councilmember Solórzano, Vice Mayor Alarcon, Mayor Clark

NOES: None

ABSENT: None

ABSTAIN: None

The motion carried unanimously.

LEGISLATIVE UPDATE:

Legal Counsel Acos reported on the League of California Cities Veto Requests for AB 98, AB 2561, and SB 1037.

Motion by Councilmember Solórzano, seconded by Councilmember Lee, to direct staff to write a veto request letter for SB 1037.

Speakers in-person: Patrick O'Connor

Mayor Clark asked if the Council wanted to add a veto request letter for AB 98.

Councilmember Solórzano amended the motion to direct staff to write veto request letters for SB 1037 and AB 98. Councilmember Lee seconded the amended motion. Upon voice vote, the amended motion carried unanimously.

Legal Counsel Acos reported on the League of California Cities Signature Requests for AB 2081, AB 2330, and AB 2574, but noted that AB 2081 and AB 2574 have both been signed by the Governor and AB 2330 had been vetoed by the Governor and there is no action needed.

COMMITTEE REPORTS, INQUIRIES AND OTHER MATTERS PRESENTED BY COUNCILMEMBERS

Councilmember Solórzano reported on the following:

- BEACON met on September 20th and discussed the Board Visioning Discussion Session on what BEACON will look like in the future; approved contracts including one with HDR Engineering, Inc. to develop a Debris Basin Modification Best Practices Manual; and received a Director's Report
- Santa Barbara Metropolitan Transit District Board met on September 17th and discussed its FY 2023-24 Fourth Quarter Performance Reports and looked at a draft service and fare change equity policy.
- Ad Hoc Harbor Seal Advisory Committee met on September 12th and continued refining the Committee's priorities, received an update from the Data Collection subcommittee, and approved the new harbor seal webpage.

ATTENDANCE OF COUNCILMEMBERS FOR FUTURE MEETINGS

All Councilmembers are expected to be in attendance at the October 14th regular meeting.

ADJOURNMENT

Mayor Clark adjourned the meeting at 7:46 pm.

Al Clark, Mayor

ATTEST:

Brian C. Barrett, CMC, CPMC
City Clerk



City of Carpinteria

COUNCIL AGENDA STAFF REPORT October 14, 2024

ITEM FOR COUNCIL CONSIDERATION

Expenditures for the period beginning September 16, 2024 and ending October 04, 2024.

STAFF RECOMMENDATION

Receive and file Warrant Register for the period of September 16, 2024, through October 04, 2024, pursuant to Carpinteria Municipal Code 2.08.150(F).

DISCUSSION

As part of each regular City Council agenda, a list of all checks (Attachment A) disbursed since the last reporting period is presented to the City Council pursuant to C.M.C. 2.08.150(F). The report is provided for City Council and public information and serves as staff's verification that the expenditures have been reviewed and are within budgeted appropriations.

FINANCIAL CONSIDERATIONS

The warrant register is designed to communicate the City's fiscal activity since the prior reporting period and ensure expenditures are within the approved budget.

ATTACHMENTS

Attachment A: Warrant Register for the period beginning September 16, 2024, and ending October 04, 2024.

Staff contact: Brenda Robinson, Accounting Specialist

(805) 755-4442, BrendaR@carpinteriaca.gov



Signature

Staff contact: Licette Maldonado, Admin Services Dir.
(805) 755-4448, LicetteM@carpinteriaca.gov



Signature

Reviewed by: Michael Ramirez, City Manager
(805) 755-4450, michaelr@carpinteriaca.gov



Signature

ATTACHMENT A



Warrant Register

Carpinteria, CA

Date Range: 09/16/2024 - 10/03/2024

Vendor Number Payable #	Vendor Name Payable Type	Payable Description	Payment Date	Payment Amount	Number
Bank Code: AP Bank-AP Bank Payment Type: Regular					
13NK-TGXH-319G	AMAZON CAPITAL SERVICES INC	09/19/2024	1,107.74	104386	
13PR-FPFH-N1CN	Invoice	BOOKS FOR LIBRARY			
16FV-CKW4-GPMW	Invoice	BOOKS FOR LIBRARY			
1DMF-QDFJ-P7CC	Invoice	2 REPAIR COUPLINGS FOR DRAIN CLEANING CABLE			
1K91-QJTM-6KNX	Invoice	BOOKS FOR LIBRARY			
1MJ9-G4J4-K79V	Invoice	WATER FILTERS FOR CITY HALL REFRIGERATOR			
1QC9-LGCP-7KDK	Invoice	BOOKS FOR LIBRARY			
4000000190	AMERICAN SOCIETY OF CIVIL ENGINEERS	09/19/2024	898.60	104387	
	Invoice	MEMBERSHIP FOR-J.I., R.H., S.D., J.A.			
561588	ANIMAL MEDICAL CLINIC	09/19/2024	5,503.68	104388	
561705	Invoice	JUN24 EMERGENCY OUT OF CONTRACT VET SERVICES			
561967	Invoice	JUL24 CONTRACTED VET SERVICES			
562372	Invoice	JUL24 EMERGENCY OUT OF CONTRACT VET SERVICES			
562960	Invoice	JUL24 EMERGENCY OUT OF CONTRACT VET SERVICES			
562961	Invoice	JUL24 DOG LICENSING ISSUANCE			
563382	Invoice	AUG24 CONTRACTED VET SERVICES			
563384	Invoice	AUG24 EMERGENCY OUT OF CONTRACT VET SERVICES			
564016	Invoice	AUG24 EMERGENCY OUT OF CONTRACT VET SERVICES			
564017	Invoice	AUG24 DOG LICENSING ISSUANCE			
287303896883X09102024	AT&T MOBILITY	09/19/2024	622.85	104389	
	Invoice	SEP24 CITY HALL CELL PHONES			
654969	BIG GREEN CLEANING COMPANY	09/19/2024	12,767.32	104390	
654970	Invoice	SEP24 CONTRACTED CLEANING SERVICES AT POOL			
655012	Invoice	SEP24 CONTRACTED CLEANING SERVICES AT LIBRARY			
655014	Invoice	SEP24 CONTRACTED CLEANING SERVICES AT SEASIDE			
655020	Invoice	SEP24 CONTRACTED CLEANING SERVICES CITY & VETS			
656051	Invoice	SEP24 CONTRACTED CLEANING SERVICES			
RI 24040535	BUREAU VERITAS NORTH AMERICA INC	09/19/2024	3,858.49	104391	
RI 24040536	Invoice	AUG24 MONTHLY PLAN CHECK SERVICES			
	Invoice	AUG24 MONTHLY PERMIT TECH SERVICES			
753746	CA DEPT OF JUSTICE	09/19/2024	32.00	104392	
	Invoice	JUL24 FINGERPRINT APPLICATIONS			
545583	CARPINTERIA VALLEY LUMBER CO	09/19/2024	83.26	104393	
546052	Invoice	MATERIALS FOR DRYWALL REPAIR AT VETS HALL			
546125	Invoice	MULTI-TOOL, GLAZING COMPOUND FOR VETS HALL REPAIR			
	Invoice	HARDWARE FOR LINDEN TRASH CANS			
INST427751	CCI OFFICE TECHNOLOGIES	09/19/2024	217.60	104394	
	Invoice	INK CARTRIDGE FOR POSTAGE MACHINE			
924044	COTTON SHIRES AND ASSOCIATES INC	09/19/2024	21,975.66	104395	
924045	Invoice	PROFESSIONAL ENGINEERING SVCS APR-AUG 2024			
924046	Invoice	AUG24 2022 PAVEMENT REHAB PROJECT			
924047	Invoice	PROFESSIONAL ENGINEERING SVCS THROUGH 7/19/24			
	Invoice	PROFESSIONAL ENGINEERING SVCS THROUGH 8/6/24			
40957	COUNTY SANITATION COMPANY INC STEWARTS & SELZER PLUN	09/19/2024	1,830.00	104396	
65204	Invoice	PULLED SHORTS FROM SEWER LINE VIOLA FIELDS 9/6/24			
	Invoice	HYDROJET LINE AT EL CARRO PARK 8/31/24			

65206	Invoice	HYDRO JET LINE AT VIOLA FIELDS 8/31/24		
	COX BUSINESS	09/19/2024	135.99	104397
SEP24 001 3011 028450702	Invoice	SEP24 VETS HALL INTERNET-PHONE SERVICE		
	CPRS	09/19/2024	550.00	104398
FY24/25 MEMBERSHIP	Invoice	AGENCY MEMBERSHIP J. GANT		
	EASY LIFT TRANSPORTATION	09/19/2024	1,000.00	104399
7538	Invoice	SEP24 COMMUNITY TRANSPORTATION SERVICES		
	EMPATHIA PACIFIC INC	09/19/2024	600.00	104400
120666	Invoice	OCT24-DEC24 EAP SERVICES		
	ERDMAN VIDEO SYSTEMS	09/19/2024	1,080.00	104401
6496	Invoice	OCT23-SEP24 WEBHOSTING FOR LIVE BEACH CAM		
	FOSTER & FOSTER CONSULTING ACTUARIES INC	09/19/2024	2,100.00	104402
32928	Invoice	FY23/24 GASB 68 REPORT FOR CALPERS		
	FRONTIER COMMUNICATIONS	09/19/2024	412.99	104403
SEP24 805-566-1944-032923-5	Invoice	SEP24 PHONE & INTERNET-BEACH STORE		
SEP24 805-684-4314-063022-5	Invoice	SEP24 PHONE & INTERNET SERVICES FOR LIBRARY		
SEP24 805-684-7613-042205-5	Invoice	SEP24 PHONE & INTERNET FOR LG TOWER & BOATHOUSE		
	JAYNE DIAZ	09/19/2024	712.14	104404
INV0006216	Invoice	OCT24 MEDICAL REIMBURSEMENT		
	LARRY DRIGGERS	09/19/2024	712.14	104405
INV0006218	Invoice	OCT24 MEDICAL REIMBURSEMENT		
	LIEBERT CASSIDY WHITMORE	09/19/2024	2,259.00	104406
275037	Invoice	PROFESSIONAL LEGAL SERVICES THROUGH 7/31/24		
275482	Invoice	PROFESSIONAL LEGAL SERVICES THROUGH 8/31/24		
	LOWE'S	09/19/2024	1,201.20	104407
AUG24 9800 338916 4	Invoice	AUG24 CARD PAYMENT		
	MARY ANN COLSON	09/19/2024	712.14	104408
INV0006225	Invoice	OCT24 MEDICAL REIMBURSEMENT		
	MEGAN MUSOLF	09/19/2024	101.00	104409
INV0006224	Invoice	REIMBURSE FY24/25 APA MEMBERSHIP DUES		
	MISSION UNIFORM SERVICE	09/19/2024	282.14	104410
522314909	Invoice	TOWEL & MAT REPLACEMENT VETS HALL 9/9/24		
522314910	Invoice	TOWEL & MAT REPLACEMENT LIBRARY 9/9/24		
522314912	Invoice	TOWEL & MAT REPLACEMENT POOL 9/9/24		
522314913	Invoice	MAT REPLACEMENT, UNIFORM CLEANING 9/9/24		
522314914	Invoice	TOWEL & MAT REPLACEMENT CITY HALL 9/9/24		
	MISSIONSQUARE	09/19/2024	4.70	104411
C. GRAHAM	Invoice	CONTRIBUTION FOR CHARLES GRAHAM		
	MRS ENVIRONMENTAL INC	09/19/2024	2,800.00	104412
600-2024-08	Invoice	AUG24 OIL & GAS ON CALL ENVIRONMENTAL SERVICES		
	MUNICIPAL MANAGEMENT ASSOCIATION OF SOUTHERN CALIF	09/19/2024	125.00	104413
MMASC FY25	Invoice	FY25 MMASC FULL MEMBERSHIP B. BARRETT		
	OVERDRIVE INC.	09/19/2024	87.42	104414
01352CO24261360	Invoice	SEP24 EBOOKS/AUDIOBOOKS FOR LIBRARY		
	PACIFIC PLUMBING SPECIALITIES	09/19/2024	407.94	104415
10966-0	Invoice	PLUMBING MATERIAL FOR POOL SHOWER REPAIR		
	PLEASANT VALLEY SWIM TEAM	09/19/2024	454.50	104416
INV0006227	Invoice	2024 PVST SPRINT PENTATHLON		
	POLICORE INC.	09/19/2024	4,236.32	104417
403376	Invoice	IT SERVICES/ADOBE SOFTWARE-CITY HALL AUG24		
	SANTA BARBARA LOCKSMITH	09/19/2024	67.99	104418
146899	Invoice	DUPLICATE KEYS FOR POOL & VETS HALL		

388335755	SHOWSCAPES	09/19/2024	22,880.00	104419
388337453	Invoice	IRRIGATION REPAIR FRANKLIN PARK 3/6/24		
388337454	Invoice	SEP24 LANDSCAPE MAINTENANCE		
	Invoice	SEP24 MONTHLY CHEMICAL CHARGE COMPLEX		
145751055-001	SITEONE LANDSCAPE SUPPLY (ALL AROUND)	09/19/2024	57.98	104420
	Invoice	FITTINGS FOR HANGING BANNER-DOWNTOWN T		
AUG24 700474689651	SO CA EDISON	09/19/2024	9,339.42	104421
JUL24 700405192484	Invoice	AUG24 ELECTRICITY-4683 9TH ST		
	Invoice	JUL24 ELECTRICITY-MULTIPLE LOCATIONS		
6011366850	STAPLES ADVANTAGE	09/19/2024	290.13	104422
6011444662	Invoice	COLOR COPY PAPER FOR CDD		
6011444663	Invoice	COLOR COPY PAPER FOR CDD		
6011444664	Credit Memo	COLOR COPY PAPER FOR CDD RETURNED		
6011599862	Invoice	PENDAFLEX POCKET FILES FOR CDD		
6011768465	Credit Memo	MINIMUM ORDER CREDIT		
	Invoice	COPY PAPER, ENVELOPES, PAPER CLIPS		
24-08-039	TRUE NORTH COMPLIANCE SERVICES INC	09/19/2024	1,627.63	104423
	Invoice	AUG24 BP PLAN CHECK / INSPECTION SERVICES		
1412	TWO TRUMPETS COMMUNICATIONS	09/19/2024	6,000.00	104424
	Invoice	AUG24 COMMUNICATIONS SERVICES		
6130227	UNIQUE MANAGEMENT SERVICES INC	09/19/2024	65.00	104425
	Invoice	AUG24 LOST LIBRARY BOOKS		
INV0006233	MISSIONSQUARE	09/19/2024	8,632.64	104426
INV0006234	Invoice	MISSIONSQUARE Employee Contributions		
INV0006235	Invoice	Deferred Compensation Contribution-Part Time Emp		
INV0006236	Invoice	MissionSquareEmployee Contributions		
	Invoice	MISSIONSQUARE Employee Contributions		
INV0006237	SEIU LOCAL 620	09/19/2024	235.32	104427
	Invoice	Employee Union Dues Contribution		
341287	AFLAC	09/26/2024	179.85	104428
	Invoice	SEPTEMBER 2024 EMPLOYEE PREMIUMS		
11GW-36WJ-YKHN	AMAZON CAPITAL SERVICES INC	09/26/2024	1,836.33	104429
11W3-CYW4-W9G4	Invoice	2 IPHONE CASES		
13NG-FVKJ-3CCI	Invoice	BOOKS FOR LIBRARY		
14TY-9RVC-F1VV	Credit Memo	BOOKS FOR LIBRARY		
16LD-M4CR-3XX3	Invoice	BOOKS FOR LIBRARY		
179L-KJMT-9VPR	Credit Memo	BOOKS FOR LIBRARY		
1F77-6TC7-6FPK	Invoice	BOOKS FOR LIBRARY		
1JFQ-TFL9-4KPV	Credit Memo	BOOKS FOR LIBRARY		
1LLQ-7GLM-QXV6	Invoice	BOOKS FOR LIBRARY		
1M3R-W4NH-6GQX	Invoice	BOOKS FOR LIBRARY		
1P7N-63ND-7F7K	Invoice	BOOKS FOR LIBRARY		
1PQN-PGMK-7D7V	Invoice	BOOKS FOR LIBRARY		
1Q1N-HYKX-4YHY	Credit Memo	BOOKS FOR LIBRARY		
1Q73-3HRF-3HWC	Invoice	BOOKS FOR LIBRARY		
1RVX-YYWH-77PN	Invoice	ART & OFFICE SUPPLIES FOR THE LIBRARY		
1VCM-W6VM-Q9TM	Invoice	BOOKS FOR LIBRARY		
1Y6C-W9PM-3G33	Invoice	PAINT MATERIAL, SEALANT FOR COMMUNITY GARDEN		
1Y6C-W9PM-3WT1	Invoice	BOOKS FOR LIBRARY		
1YGM-76NT-CNNR	Invoice	BOOKS FOR LIBRARY		
	Void	09/26/2024	-	104430
1000435	BROWNSTEIN HYATT FARBER SCHRECK	09/26/2024	55,406.00	104431
1000436	Invoice	PROFESSIONAL LEGAL SERVICES THROUGH 7/31/24		
1000437	Invoice	PROFESSIONAL LEGAL SERVICES THROUGH 7/31/24		
1000438	Invoice	PROFESSIONAL LEGAL SERVICES THROUGH 7/31/24		
1000439	Invoice	PROFESSIONAL LEGAL SERVICES THROUGH 7/31/24		
1000440	Invoice	PROFESSIONAL LEGAL SERVICES THROUGH 7/31/24		
1000441	Invoice	PROFESSIONAL LEGAL SERVICES THROUGH 7/31/24		

1000442	Invoice	PROFESSIONAL LEGAL SERVICES THROUGH 7/31/24		
1000443	Invoice	PROFESSIONAL LEGAL SERVICES THROUGH 7/31/24		
	CANNON	09/26/2024	4,143.00	104432
89691	Invoice	SEP24 2022 PAVEMENT REHABILITATION		
89721	Invoice	AUG24 DESIGN SERVICE-700 LINDEN AVE		
	CANON FINANCIAL SERVICES INC	09/26/2024	1,249.52	104433
35175798	Invoice	SEP24 MAINT & SERVICE CANON PRINTERS		
	CARPINTERIA VALLEY LUMBER CO	09/26/2024	243.41	104434
546180	Invoice	SILICONE, LIQUID NAILS FOR STREETS		
546320	Invoice	LIGHT BULBS FOR VETS HALL POLE LIGHTS		
546431	Invoice	ANT KILLER FOR CITY HALL, HARWARE FOR POOL		
546647	Invoice	3 SHEETS PLYWOOD FOR STORAGE CONTAINER RACKING		
	COASTAL VIEW NEWS	09/26/2024	1,125.00	104435
61608	Invoice	FEDERAL REGISTER FLOOD MAPPING AD 9/5/24		
61624	Invoice	ABOP AD 9/12/24		
61627	Invoice	ORDINANCE 786 AD 9/12/24		
	EVERSHADE EXTERIOR CLEANING SOLUTIONS	09/26/2024	475.00	104436
10961	Invoice	SEP24 CLEANING OF TRASH CANS AT CARP & LINDEN AVE		
	FILIPPIN ENGINEERING INC.	09/26/2024	47,928.25	104437
240501-05	Invoice	AUG24 2022 PAVEMENT REHABILITATION PROJECT		
	FOSTER & FOSTER CONSULTING ACTUARIES INC	09/26/2024	2,900.00	104438
32944	Invoice	FY23/24 GASBS 75 ACCOUNTING REPORT		
	GUARDIAN	09/26/2024	9,614.04	104439
SEP24 PREMIUMS	Invoice	SEP24 PREMIUMS		
	HAAKER EQUIPMENT COMPANY	09/26/2024	3,535.33	104440
W1A9PR	Invoice	HAAKER SWEEPER BROOMS AND MAINT 9/12/24		
	HDL SOFTWARE LLC	09/26/2024	1,054.91	104441
SIN042933	Invoice	AUG24 NEW ACCOUNTS PROCESSED, STR RETURNS		
	ID WORKS LLC	09/26/2024	562.13	104442
G 39179	Invoice	PUBLIC WORKS SAFETY SWEATERS		
	KIMBALL MIDWEST	09/26/2024	332.76	104443
102472453	Invoice	PRIMER, BRUSH FOR RIGHT OF WAY MAINTENANCE		
	LEFTWICH ARCHAEOLOGY	09/26/2024	7,500.00	104444
091624 R2	Invoice	RETAINER FOR VIA REAL STORMWATER PROJECT		
	MINER'S ACE HARDWARE INC	09/26/2024	19.02	104445
19187	Invoice	ANGLE STEEL FOR STREETS MAINTENANCE		
	MISSION UNIFORM SERVICE	09/26/2024	183.62	104446
522365803	Invoice	MAT REPLACEMENT, UNIFORM CLEANING 9/16/24		
	ON TRACK SOLUTIONS LLC	09/26/2024	9,365.00	104447
1219	Invoice	CONSULTANT FOR RAILROAD-UNION PACIFIC		
	QUADIENT FINANCE USA INC	09/26/2024	500.00	104448
SEP24 7900 0440 8110 0954	Invoice	POSTAGE FOR CITY HALL 9/20/24		
	RRM DESIGN GROUP	09/26/2024	2,332.50	104449
2911-01-0824	Invoice	AUG24 FRANKLIN CREEK TRAIL IMPROVEMENT		
	SANTA BARBARA COUNTY SHERIFFS DEPT	09/26/2024	516,750.00	104450
2295	Invoice	SEP24 CONTRACTED LAW ENFORCEMENT SERVICE		
	SANTA BARBARA PEST CONTROL	09/26/2024	95.00	104451
35943	Invoice	SEP24 PEST CONTROL AT POOL		
	SO CA EDISON	09/26/2024	598.46	104452
SEP24 700163777874	Invoice	SEP24 ELECTRICITY-6145 CARPINTERIA AVE		
SEP24 700827247063	Invoice	SEP24 ELECTRICITY-5781 CARPTINERIA AVE PED PED		
	STAPLES ADVANTAGE	09/26/2024	60.95	104453

6012316178	Invoice	3 BOXES NO. 10 ENVELOPES		
	WEST COAST ARBORISTS INC	09/26/2024	14,168.00	104454
219153	Invoice	TREE MAINTENANCE 8/16/24-8/31/24		
	ACCESS CONTROL SECURITY INC.	10/03/2024	253.75	104455
0061388	Invoice	SECURITY: MENDIOLA VENCES 8/10/24		
	ALICE WISSING	10/03/2024	300.00	104456
9/19/24	Invoice	MINUTES FOR PLANNING COMMISSION MEETING 9/19/24		
	ALL LANGUAGES INTERPRETING & TRANSLATING INC.	10/03/2024	2,100.00	104457
31031	Invoice	2 INTERPRETERS FOR CC MTGS JUL24		
31032	Invoice	2 INTERPRETERS FOR CC MTGS AUG24		
	AMAZON CAPITAL SERVICES INC	10/03/2024	30.28	104458
1FVV-DMRG-XGQF	Invoice	8 THREE RING BINDERS FOR BUDGET BOOKS		
1YFH-6X9X-GYLN	Credit Memo	BOOKS FOR LIBRARY		
	BASIC	10/03/2024	162.56	104459
IN3212087	Invoice	SEP24 MONTHLY FSA ADMIN FEE		
	BAY ALARM	10/03/2024	186.75	104460
21682051	Invoice	SECURITY/FIRE MOINITORING 10/124-12/31/24		
	BIG GREEN CLEANING COMPANY	10/03/2024	9,894.85	104461
652967	Invoice	AUG24 CONTRACTED CLEANING SERVICES		
654083	Invoice	JUL24 HOMELESS CLEANUP CARP CREEK 7/10/24		
654165	Invoice	BATH TISSUE, HAND SOAP PUBLIC RESTROOMS 8/12/24		
654765	Invoice	AUG24 HOMELESS CLEANUP BLUFFS 8/15/24		
	CALIFORNIA SOCIETY OF MUNICIPAL FINANCE OFFICERS	10/03/2024	150.00	104462
INV-1215	Invoice	APPLICATION FOR BUDGET AWARD		
	CARPINTERIA VALLEY LUMBER CO	10/03/2024	74.58	104463
546953	Invoice	HEAVY DUTY TAPE FOR BEACH CAMERA		
547092	Invoice	PAINT ROLLER COVERS FOR SHOP SUPPLIES		
	COASTAL VIEW NEWS	10/03/2024	2,615.00	104464
61635	Invoice	CREEK WEEK AD 9/19/24		
61636	Invoice	FEDERAL REGISTER FLOOD MAPPING AD 9/19/24		
61643	Invoice	NOTICE OF PUBLIC MEETING AD 9/19/24		
61647	Invoice	NOTICE OF PUBLIC HEARING AD 9/19/24		
61649	Invoice	LEGAL NOTICE ORD 786 AD 9/26/24		
61650	Invoice	NOTICE OF PUBLIC HEARING AD 9/26/24		
	EBERHARD EQUIPMENT 3	10/03/2024	44,766.89	104465
904	Invoice	KUBOTA TRACTOR WITH VARIOUS ATTACHMENTS		
	ENCOMPASS CONSULTANT GROUP INC	10/03/2024	10,125.20	104466
05854	Invoice	AUG24 CHANEY AVE EMERGENCY REPAIR		
	FIRST RESPONSE NOTARY SHREDDING INC	10/03/2024	238.00	104467
INV0006280	Invoice	34 BOXES SHREDDED 9/24/24		
	GILBERT PUNSALAN	10/03/2024	470.66	104468
INV0006281	Invoice	SEP24 TRAVEL REIMBURSEMENT MISAC CONFERENCE		
	INFOARMOR INC	10/03/2024	81.75	104469
6456Sep24	Invoice	SEP24 IDENTITY THEFT EMPLOYEE PREMIUMS		
	LIEBERT CASSIDY WHITMORE	10/03/2024	75.00	104470
8974	Invoice	2025 PUBLIC AGENCY ROUNDUP T. ILASIN		
	LOKAN LASER REPAIRS	10/03/2024	214.08	104471
2781	Invoice	TYPEWRITER REPAIR FOR COMMUNITY LIBRARY		
	MISSION UNIFORM SERVICE	10/03/2024	144.52	104472
522365804	Invoice	TOWEL & MAT REPLACEMENT CITY HALL 9/16/24		
522411601	Invoice	TOWEL & MAT REPLACEMENT VETS HALL 9/23/24		
522411602	Invoice	TOWEL & MAT REPLACEMENT LIBRARY 9/23/24		
522411604	Invoice	TOWEL & MAT REPLACEMENT POOL 9/23/24		
	QUADIENT FINANCE USA INC	10/03/2024	750.00	104473

SEP24A 7900 0440 8110 0954	Invoice	POSTAGE FOR CITY HALL 9/26/24		
36440	SANTA BARBARA PEST CONTROL	10/03/2024	130.00	104474
36441	Invoice	SEP24 PEST CONTROL AT VETS HALL		
	Invoice	SEP24 PEST CONTROL AT CITY HALL		
INV0006286	SANTA BARBARA SWIM CLUB	10/03/2024	1,932.00	104475
	Invoice	OCT24 NOVICE SWIM MEET		
145904753-001	SITEONE LANDSCAPE SUPPLY (ALL AROUND)	10/03/2024	168.94	104476
146007403-001	Invoice	IRRIGATION PARTS FOR VIOLA PARK		
146042859-001	Invoice	PVC MATERIALS, TRENCHING SHOVEL AVOCADO FARM		
	Invoice	PVC MATERIALS FOR AVOCADO FARM		
SEP24 700247140684	SO CA EDISON	10/03/2024	110.79	104477
SEP24 700465507084	Invoice	SEP24 ELECTRICITY-1 CARPINTERIA TC1		
	Invoice	SEP24 ELECTRICITY-4950 9TH ST BT HM		
48517	TRAFFIC TECHNOLOGIES LLC	10/03/2024	668.06	104478
	Invoice	RIGHT OF WAY SIGNS, HARD HATS, GOLVES		
2505488315	TRANSAMERICA EMPLOYEE BENEFITS	10/03/2024	490.83	104479
	Invoice	SEP24 EMPLOYEE PREMIUMS		
82714251	WAXIE SANITARY SUPPLY	10/03/2024	1,393.25	104480
82733673	Invoice	BATH TISSUE, HAND SOAP, TORK TOWELS 9/6/24		
82746263	Invoice	BATH TISSUE, TRASH BAGS FOR CITY HALL 9/16/24		
	Invoice	BATH TISSUE FOR CITY HALL 9/20/24		
67422182	WESTERN EXTERMINATOR COMPANY	10/03/2024	82.05	104481
	Invoice	SEP24 PEST CONTROL AT VETS HALL 9/4/24		
99736639	WEX BANK (CHEVRON)	10/03/2024	1,913.65	104482
	Invoice	SEP24 FUEL FOR CITY VEHICLES		
40088272	WSP USA ENVIRONMENT & INFRASTRUCTURE INC.	10/03/2024	15,000.00	104483
	Invoice	GENERAL PLAN/COASTAL PLAN UPDATE THROUGH 9/19/24		
INV0006292	MISSIONSQUARE	10/03/2024	10,670.62	104484
INV0006293	Invoice	MISSIONSQUARE Employee Contributions		
INV0006294	Invoice	Deferred Compensation Contribution-Part Time Emp		
INV0006295	Invoice	MissionSquareEmployee Contributions		
	Invoice	MISSIONSQUARE Employee Contributions		
INV0006296	SEIU LOCAL 620	10/03/2024	235.32	104485
	Invoice	Employee Union Dues Contribution		
PR19 9/19/24	INTERNAL REVENUE SERVICE	09/19/2024	22,553.35	DFT0003341
	Invoice	PR19 9/19/24 FEDERAL TAX PAYMENT		
PR19 9/19/24	EDD-SDI	09/19/2024	2,059.00	DFT0003342
	Invoice	PR19 9/19/24 SDI TAX PAYMENT		
PR19 9/19/24	EDD-SIT	09/19/2024	7,490.18	DFT0003343
	Invoice	PR19 9/19/24 PIT TAX PAYMENT		
8/31/24-9/13/24 PEPRA	CalPERS	09/19/2024	13,830.87	DFT0003344
	Invoice	PEPRA RETIREMENT CONTRIBUTION 8/31/24-9/13/24		
8/31/24-9/13/24 CLASSIC	CalPERS	09/19/2024	15,468.95	DFT0003345
	Invoice	CLASSIC RETIREMENT CONTRIBUTION 8/31/24-9/13/24		
9/14/24-9/27/24 PEPRA	CalPERS	10/03/2024	13,748.26	DFT0003348
	Invoice	PEPRA RETIREMENT CONTRIBUTION 9/14/24-9/27/24		
9/14/24-9/27/24 CLASSIC	CalPERS	10/03/2024	15,593.51	DFT0003349
	Invoice	CLASSIC RETIREMENT CONTRIBUTION 9/14/24-9/27/24		
PR20 10/03/24	EDD-SDI	10/03/2024	2,154.75	DFT0003350
	Invoice	PR20 10/03/24 SDI TAX PAYMENT		
PR20 10/03/24	EDD-SIT	10/03/2024	8,335.19	DFT0003351
	Invoice	PR20 10/03/24 PIT TAX PAYMENT		

[PR20 10/03/24](#)

INTERNAL REVENUE SERVICE

10/03/2024

24,852.69 DFT0003352

Invoice

PR20 10/03/24 FEDERAL TAX PAYMENT



City of Carpinteria

COUNCIL AGENDA STAFF REPORT October 14, 2024

ITEM FOR COUNCIL CONSIDERATION

Appropriation of Local Surface Transportation Program Funds.

STAFF RECOMMENDATION

Approve a budget appropriation in the amount of \$402,564 from the Local Surface Transportation Program funds to the Capital Improvements Fund of the Fiscal Year 2024/25 Capital Improvements Program Budget for the 2022 Pavement Rehabilitation Project.

Sample Motion: I move to approve a budget appropriation in the amount of \$402,564 from the Local Surface Transportation Program funds to the Capital Improvements Fund of the Fiscal Year 2024/25 Capital Improvements Program Budget for the 2022 Pavement Rehabilitation Project. *(This motion requires a roll call vote.)*

BACKGROUND

On March 19, 2024, City Council held a special meeting to conduct a Capital Improvement Program Study Session. At the conclusion of the study session, there was City Council consensus to prioritize the following critical infrastructure projects as top priority:

- 2022 Pavement Rehabilitation Project
- 2023 Pavement Maintenance and Rehabilitation Project
- Via Real Stormwater Project
- Carpinteria Avenue Bridge Replacement Project
- Former Venoco Oil Pipeline #0470 Abandonment Project

On April 8, 2024, the City Council awarded a construction contract to Toro Enterprises, Inc. for the 2022 Pavement Rehabilitation Project. The project's general scope of work includes pavement rehabilitation, pedestrian facility upgrades, and drainage improvements; and with the Contract Time of 120 working days. The following streets as listed below are a part of the project:

Street Selection List

Street Name	Block	Begin Limit	End Limit
Byrnes Lane	1200	End	Cameo Road
Callejon Drive	5500	Concha Loma Drive	End
Cameo Road	5500	La Brea Lane	Casitas Pass Road
Cramer Circle ¹	1200	1275 Cramer Circle	1234 Cramer Circle
Dorrance Way	4700	Ash Avenue	Holly Avenue Intersection
Dorrance Way	4700 to 4800	Holly Avenue Intersection	Elm Avenue
Dorrance Way	4900	Elm Avenue	Linden Avenue
El Carro Lane	4500 to 4600	Santa Ynez Avenue	Azalea Drive Intersection
El Carro Lane	4700	Azalea Drive Intersection	Sterling Avenue
Fourth Street ²	4500 to 4700	Holly Avenue	End
Kathy Street	1500	Dariesa Street	End
Lisa Street	1500	Dariesa Street	End
Myra Street	1500	Dariesa Street	End
Retorno Drive	5500	Concha Loma Drive	South end
Star Pine Road ³	5300	East end	Vallecito Road
Vallecito Road	1000 to 1100	North end	Carpinteria Avenue
Via Real	4000 to 4100	Cravens Lane	4200 Via Real

¹ Minor storm drain improvements only.

² Colored mountable curb only for consistency with Third Street and Dorrance Way.

³ Pavement rehabilitation and Vallecito Road and Star Pine Road intersection minor storm drain improvements.

The construction phase began in June 2024. The construction phase is in progress, and the estimated completion date is December 2024.

In July 2024, the Santa Barbara County Association of Governments (SBCAG) informed the City about the availability of funds in the amount of \$402,564 from the Local Surface Transportation Program (LSTP) for the purpose of only pavement rehabilitation including associated pedestrian facility upgrades and drainage improvements. The City submitted a request for the LSTP funds, and the City received a check of the full amount in September 2024.

The purpose of this agenda matter is for the City Council to consider a budget appropriation in the amount of \$402,564 from the LSTP funds to the Capital Improvements Fund of the Fiscal Year 2024/25 Capital Improvements Program Budget in order to augment the budget of the 2022 Pavement Rehabilitation Project for additional improvements.

DISCUSSION

As mentioned above, SBCAG informed the City about the availability of LSTP funds in the amount of \$402,564, and the City recently received a check of the full amount. When the construction contract was awarded to Toro Enterprises, Inc. for the 2022 Pavement Rehabilitation Project, the construction contract amount was only for the total base bid. That is, the total base bid did not include additive bid items due to the City's limited

funding. The purpose of including additive bid items was for the City to solicit bids that would allow flexibility in the project's scope of work based on available funding without the legal commitment to award these items. The additive bids items include removal and replacement of damaged curbs, gutters, sidewalks, and driveway approaches. The total cost of the additive bids items is approximately \$173,000.

With the LSTP funds, the additive bid items are now able to be financially afforded as a part of the 2022 Pavement Rehabilitation Project because 1) the construction contractor's unit prices of the additive bid items are the lowest and still valid, 2) the construction contractor is already mobilized and able to perform the work without delay, 3) the additive bid items are already a part of the plans and specifications, 4) there is no need to rebid the additive bid items, and 5) the scope of work of the additive bid items is consistent with the purpose of the LSTP funds. Further, use of LSTP funds for the 2022 Pavement Rehabilitation Project would allow for positive augmentation of the project's contingency funds. Remaining funds, depending on their category (restricted or discretionary), may be considered by the Council for future appropriation. With that, staff recommends for the LSTP funds to be appropriated towards the 2022 Pavement Rehabilitation Project.

The following table summarizes the proposed revenue and expense:

Revenue	
Capital Improvement Projects Fund (includes Measure A, Measure X, Road Maintenance and Rehabilitation Program, and Development Impact Fees)	\$6,168,400
Additional appropriation (LSTP Funds)	\$402,600
Total (rounded up to the nearest thousand)	\$6,571,000
Expense	
Construction Contract (Total Base Bid)	\$5,416,217
Construction Contract Contingency (5.4%)	\$354,109
Construction Management and Inspection	\$311,320
Acceptance/Materials Testing Services	\$86,790
Budget augmentation (LSTP Funds)	\$402,564
Total	\$6,571,000
Total (rounded up to the nearest thousand)	\$6,571,000

POLICY CONSISTENCY

The recommendation may be found consistent with the following objectives and policies of the General Plan and Local Coastal Plan:

Circulation Element

Objective C-3: Provide a balanced transportation network with consistent designations and standards for roadways that will provide for the safe and efficient movement of goods and people through the community.

Policies:

C-3g. Establish programs that monitor and effectuate improvements on roadways as the need arises.

C-3j. Develop a prioritized Capital Improvement Program directed at roadway improvements.

Pursuant to the Capital Improvement Plan Study Session on March 19, 2024, the recommendation is also consistent with the City Council's prioritization of pavement projects as critical infrastructure.

FINANCIAL CONSIDERATIONS

Approval of this action would require an appropriation in County Grants for \$402,600 in revenue account no. 301-403-4380 and Major Capital Projects for \$402,600 in expenditure account no. 301-403-5780, Project ST-22-001

LEGAL AND RISK MANAGEMENT CONSIDERATIONS

The recommendation is consistent with the City's Procurement Policy¹.

OPTIONS

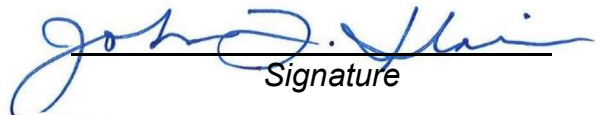
1. Approve a budget appropriation in the amount of \$402,564 from Local Surface Transportation Program funds to the Capital Improvements Fund of the Fiscal Year 2024/25 Capital Improvements Program Budget for the 2022 Pavement Rehabilitation Project. (Staff Recommendation)
2. The City Council could choose to not approve the recommendation and direct staff as determined appropriate. However, the project would be delayed.

PRINCIPAL PARTIES EXPECTED AT MEETING

There are no principal parties expected at the meeting.

Staff contact:

John L. Ilasin, Public Works Director
(805) 880-3402; johni@carpinteriaca.gov


Signature

Reviewed by:

Licette Maldonado, Administrative Services Director
(805) 755-4448; licettem@carpinteriaca.gov


Signature

Reviewed by:

Michael Ramirez, City Manager
(805) 755-4450; michaelr@carpinteriaca.gov


Signature

¹ City Council Resolution No. 6341



City of Carpinteria

COUNCIL AGENDA STAFF REPORT October 14, 2024

ITEM FOR COUNCIL CONSIDERATION

Adoption of Ordinance No. 786 (second reading), amending Carpinteria Municipal Code Section 8.20 pertaining to public sleeping and camping.

STAFF RECOMMENDATION

Adopt Ordinance No. 786 (second reading), amending Carpinteria Municipal Code Section 8.20 pertaining to public sleeping and camping.

Sample Motion: I move to adopt Ordinance No. 786 (second reading), as read by title only.
(*This motion requires a roll call vote.*)

BACKGROUND

The Carpinteria Municipal Code (“CMC”) Sections 8.20 and 12.24 (collectively, the “No Camping Regulations”) currently prohibits persons from sleeping, camping, or lodging on public and private property in the City of Carpinteria (“City”), subject to exceptions for designated places or where the owner of the property has granted permission. This prohibition, however, is not enforceable against homeless persons when there is no available shelter, subject to limited exceptions.

This exception to enforcement was added to the No Camping Regulations in 2023 to comply with then-recent case law, including the Ninth Circuit’s decision in *Martin v. City of Boise* (“*Martin*”) and *Johnson v. City of Grants Pass* (“*Grants Pass*”).¹ *Martin* prohibited enforcement of no-camping regulations against individuals that do not have access to shelter on a theory that enforcement in such a situation would constitute “cruel and unusual punishment.” The decision did not, however, provide a clear definition for what constitutes “access to shelter.” This ambiguity led to a proliferation of cases such as *Grants Pass* where courts struggled to interpret the “access to shelter” requirement.

After the City updated the No Camping Regulations to align with *Martin* and *Grants Pass*, the U.S. Supreme Court agreed to hear *Grants Pass* on appeal. In June 2024, the Supreme

¹ A copy of the Ninth Circuit’s decision in *Martin* is available [here](#), and a copy of its decision in *Grants Pass* is available [here](#).

Court released its decision in *Grants Pass*.² In a 6 to 3 decision, the Court held that enforcement of generally applicable laws regulating camping on public property does not constitute “cruel and unusual punishment” prohibited by the Eighth Amendment, thereby overturning not only the Ninth Circuit’s decision in *Grants Pass* but also *Martin*. In effect, the Court’s ruling allows cities to enforce generally applicable no-camping regulations without verifying whether the individual has “access to shelter” beforehand.

Ordinance No. 786 proposes to amend CMC Section 8.20 to bring the CMC into better alignment with the Supreme Court’s decision in *Grants Pass*. CMC Section 12.24 incorporates CMC Section 8.20 by reference and therefore will incorporate updates made to CMC Section 8.20 without CMC Section 12.24 being expressly amended.

The City Council approved the first reading of Ordinance No. 786 at its meeting on September 23, 2024. The purpose of this agenda matter is for the City Council to consider adopting Ordinance No. 786 (second reading), which updates CMC Section 8.20 to better align with recent case law. Specifically, Ordinance No. 786 amends CMC Section 8.20 such that the City is permitted to enforce the prohibition on camping consistent with and to the extent permitted by applicable law, including the Court’s recent decision in *Grants Pass*.

DISCUSSION

The proposed amendments to CMC Section 8.20 (Attachment A) would bring the CMC into alignment with recent case law by eliminating the “access to shelter” concept from *Martin* that is no longer applicable. The proposed amendments are also drafted broadly with the goal that the CMC will not need to be amended each time the law in this area changes. Rather, by permitting enforcement consistent with (and to the extent permitted by) applicable law, the CMC should always align with “applicable law,” even as that law evolves.

In addition to amending CMC Section 8.20, the City will also need to amend its Administrative Policy for Enforcement of No Camping Regulations (CMC Sections 8.20 and 12.24) (“Policy”) (Attachment B). The Policy was developed to assist both City staff and other enforcement personnel with understanding the status and limitations of recent case law and how these decisions impact their ability to enforce the City’s No Camping Regulations. The Policy also provides a guide/flowchart for City staff to refer to when determining how and when to enforce the No Camping Regulations and informs staff of the services that they can offer to homeless persons.

The Policy needs to be updated to explain the Court’s decision in *Grants Pass*. Further, to the extent the City desires to change its approach to enforcement now that checking whether “access to shelter” is available before enforcing the No Camping Regulations against homeless persons is no longer required, the City will need to update the approach outlined in the Policy. The City is researching other localities’ approaches to enforcement in light of the Court’s recent discussion and considering potential enforcement approaches for the City.

² A copy of the Supreme Court’s decision is available [here](#).

At the September 23, 2024 City Council meeting, the Council provided input and direction to staff on potential enforcement approaches. City staff will present an updated draft of the Policy to the Council as a separate agenda matter.

POLICY CONSIDERATIONS

The proposed ordinance amending CMC Section 8.20 is consistent with the City aligning the CMC and City policies and procedures with changes in the law.

Further, updating the No Camping Regulations is part of the City's response to homelessness and is thus consistent with the City's interest in promoting public health and safety, and with Resolution No. 6038, concerning the Community Action Plan to Address Homelessness in Santa Barbara County, which includes the following strategies:

1. Increase Access to Safe, Affordable Housing
2. Use Best Practices to Deliver Tailored Supportive Services to Meet Individual Needs
3. Build a Collective Action Plan
4. Improve Data Sharing
5. Strengthen Support Systems Available to Help Residents Obtain and Maintain Housing
6. Build Provider Capacity to Address the Needs of Specific Populations.

FINANCIAL CONSIDERATIONS

There are no direct financial considerations related to this item.

ENVIRONMENTAL CONSIDERATIONS

Ordinance No. 786 is exempt from review under CEQA in accordance with CEQA Guidelines section 15060(c)(2), which applies where an activity will not result in a direct or reasonably foreseeable indirect physical change in the environment; section 15060(c)(3), which applies where an activity is not a "project" as defined in section 15378 of the CEQA Guidelines; and section 15061(b)(3), which applies where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

LEGAL AND RISK MANAGEMENT CONSIDERATIONS

Since *Martin*, the enforcement of ordinances and regulations like the City's No Camping Regulations has become an evolving area of law. The City is aware of various ongoing litigation matters in other jurisdictions in which such jurisdictions' ordinances are being challenged or scrutinized. Given the evolving nature of this area of law, there is some risk that the law could be further refined or modified by the courts. The amendments proposed by Ordinance No. 786 bring the CMC into alignment with the Court's recent decision in this area in *Grants Pass* and are intended to be broad enough to prevent the City from needing to update the CMC every time the law in this area changes.

OPTIONS

1. Adopt Ordinance No. 786 (second reading), amending Carpinteria Municipal Code Section 8.20 pertaining to public sleeping and camping.
2. Direct staff to make changes to Ordinance No. 786.
3. Take no action on the draft legislation and direct staff as determined appropriate.

PRINCIPAL PARTIES EXPECTED AT MEETINGS

None

ATTACHMENTS

Attachment A Ordinance No. 786

Staff Contact:
Nick Bobroff, Community Development Director
(805) 755-4407, NickB@carpinteriaca.gov



Signature

Reviewed by: Michael Ramirez, City Manager
(805) 755-4450, MichaelR@carpinteriaca.gov



Signature

Reviewed by: Jena Shoaf Acos,
on behalf of Brownstein Hyatt Farber Schreck, LLP
acting as City Attorney for the City of Carpinteria



Signature

for

ATTACHMENT A

ORDINANCE NO. 786

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA,
CALIFORNIA, AMENDING CHAPTER 8.20 OF THE
CARPINTERIA MUNICIPAL CODE**

WHEREAS, within the City of Carpinteria (“City”) and other cities in the surrounding region, and throughout the State of California, there is a significant number of people experiencing homelessness;

WHEREAS, homeless persons sometimes camp, sleep, or lodge on public or private property, particularly if they have no other place to sleep;

WHEREAS, camping in undesignated places can create unsanitary, unhealthy, disorderly, and dangerous conditions that may affect both the campers and the general public;

WHEREAS, the Legislature of the State of California has, in Government Code sections 65302, 65560, and 65800, conferred upon local governments the authority to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry;

WHEREAS, in accordance with Government Code sections 65302, 65560, and 65800, the City currently prohibits sleeping and camping except in designated places pursuant to Carpinteria Municipal Code (“CMC”) Chapter 8.20 and camping or lodging within parks and beaches except in designated areas pursuant to CMC Chapter 12.24;

WHEREAS, CMC Chapters 8.20 and 12.24 currently prohibit enforcement of the camping prohibition against homeless persons when there is no access to shelter, as the Ninth Circuit has previously held that enforcement in such a situation would constitute unconstitutional cruel and unusual punishment;

WHEREAS, the U.S. Supreme Court recently overturned the relevant Ninth Circuit decisions, holding that enforcement of generally applicable laws regulating camping on public property does not constitute cruel and unusual punishment, thereby allowing cities to enforce generally applicable no-camping regulations without verifying whether the individual has access to shelter beforehand;

WHEREAS, the City, in consultation with legal counsel, has determined that CMC Chapter 8.20 requires updates in order to better align with recent case law;

WHEREAS, this Ordinance intends to permit the City to enforce CMC Chapters 8.20 and 12.24 against homeless persons to the extent permitted by and consistent with applicable law, as the same may change from time to time;

WHEREAS, it has been determined that amending the CMC as provided for in this Ordinance is within the City’s best interest; and

WHEREAS, the City acknowledges that homelessness continues to remain a dynamic and evolving issue within the City and the surrounding region that requires coordinated efforts by the

City, the County of Santa Barbara, the State of California, the Federal Government, and regional partners.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF CARPINTERIA DOES ORDAIN AS FOLLOWS:

SECTION 1. Recitals Incorporated.

The above recitals are incorporated herein and are each relied upon independently by the City Council in its adoption of this Ordinance.

SECTION 2. Amendment of Chapter 8.20 of the Carpinteria Municipal Code.

Chapter 8.20 of the CMC is hereby amended to read as set forth in Exhibit A, the text and strikeout of which is attached hereto as Exhibit B.

SECTION 3. Effective Date.

This Ordinance shall be in full force and effect thirty days following the second reading of the Ordinance. Before the expiration of fifteen (15) days following passage, this Ordinance shall be published once with the names of the members of the City Council voting for and against the same in the Coastal View News, a newspaper of general circulation, published in the City.

SECTION 4. Severability.

If any section, subsection, sentence, clause, phrase, or word of this Ordinance is for any reason held to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed and adopted this Ordinance, and each and all provisions hereof, irrespective of the fact that one or more provisions may be declared invalid.

SECTION 5. CEQA Exemption.

The City Council finds that this Ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to Title 14 of the California Code of Regulations, CEQA Guidelines sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment), 15060(c)(3) (the activity is not a "project" as defined in section 15378), and 15061(b)(3) (the activity is covered by the common sense exemption that CEQA applies only to projects which have the potential for causing a significant effect on the environment; where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA). The Ordinance generally prevents changes in the environment and thus has no potential for resulting in physical change to the environment, either directly or indirectly.

SECTION 6. Publication.

The City Clerk shall certify as to the passage of this Ordinance and cause the same to be published and posted in the manner prescribed by California law.

PASSED, APPROVED, AND ADOPTED this 14th day of October, 2024, by the following vote:

AYES: COUNCILMEMBER(S):

NOES: COUNCILMEMBER(S):

ABSENT: COUNCILMEMBER(S):

ABSTAIN: COUNCILMEMBER(S):

Mayor, City of Carpinteria

ATTEST:

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

I hereby certify that the foregoing Ordinance was duly and regularly introduced and adopted at a regular meeting of the City Council of the City of Carpinteria held this 14th day of October, 2024.

Brian C. Barrett, CMC, CPMC
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

Jena S. Acos, on behalf of Brownstein
Hyatt Farber Schreck, LLP, acting as
City Attorney of the City of Carpinteria

EXHIBIT A
Chapter 8.20

Chapter 8.20 SLEEPING AND CAMPING

8.20.010 Vehicle defined.

As used in this chapter the term "vehicle" means a device by which any person or property may be propelled, moved, or drawn upon a highway, excepting a device moved by human power or used exclusively upon stationary rails or tracks.

(Prior code § 5301)

8.20.020 Sleeping and camping except in designated places prohibited.

Subject to Section 8.20.040, no person shall sleep or camp at any time, whether inside or outside of a vehicle, in or on any:

- A. Public street; or
- B. Public property, except public property designated for overnight camping; or
- C. Private property, including but not limited to beaches, vacant lots, parking areas and commercial properties, unless the person sleeping or camping in or on such private property:
 - 1. Is the owner thereof or the lessee of such property or the houseguest of such owner or lessee, or
 - 2. Has the permission of the owner of such property, his agent, or the person in lawful possession of such property, and sanitary facilities approved by the health officer of the county of Santa Barbara are available on such property to the person sleeping or camping in or on such property.
- D. At all times, regardless of the availability of shelter, no person shall sleep or camp in the following places:
 - 1. Where there is a substantial danger to any person,
 - 2. Where there is an immediate threat and/or an unreasonable risk of harm to public health or safety, or
 - 3. Where there is a disruption to vital government services.

(Ord. 344 § 1, 1983: prior code § 5300)

8.20.030 Penalty.

A violation of this Chapter shall be a misdemeanor or an infraction. Violators shall receive a warning prior to a citation and shall be referred to services for persons experiencing homelessness, if appropriate.

8.20.040 Enforcement.

Enforcement officers shall only issue a citation to enforce unauthorized camping in violation of this Chapter 8.20 to the extent permitted by, and consistent with, applicable law.

EXHIBIT B
Chapter 8.20

Chapter 8.20 SLEEPING AND CAMPING

8.20.010 Vehicle defined.

As used in this chapter the term "vehicle" means a device by which any person or property may be propelled, moved, or drawn upon a highway, excepting a device moved by human power or used exclusively upon stationary rails or tracks.

(Prior code § 5301)

8.20.020 Sleeping and camping except in designated places prohibited.

Subject to Section 8.20.040, no person shall sleep or camp at any time, whether inside or outside of a vehicle, in or on any:

- A. Public street; or
- B. Public property, except public property designated for overnight camping; or
- C. Private property, including but not limited to beaches, vacant lots, parking areas and commercial properties, unless the person sleeping or camping in or on such private property:
 - 1. Is the owner thereof or the lessee of such property or the houseguest of such owner or lessee, or
 - 2. Has the permission of the owner of such property, his agent, or the person in lawful possession of such property, and sanitary facilities approved by the health officer of the county of Santa Barbara are available on such property to the person sleeping or camping in or on such property.
- D. At all times, regardless of the availability of shelter, no person shall sleep or camp in the following places:
 - 1. Where there is a substantial danger to any person,
 - 2. Where there is an immediate threat and/or an unreasonable risk of harm to public health or safety, or
 - 3. Where there is a disruption to vital government services.

(Ord. 344 § 1, 1983; prior code § 5300)

8.20.030 Penalty.

A violation of this Chapter shall be a misdemeanor or an infraction. Violators shall receive a warning prior to a citation and shall be referred to services for persons experiencing homelessness, if appropriate.

8.20.040 Enforcement.

Enforcement officers shall ~~only not~~ issue a citation to enforce unauthorized camping in violation of ~~this Section Chapter 8.20 to the extent permitted by, and consistent with, applicable law. .020 (A) through (C) when the violator is a homeless person who is on public property at a time when there is no available overnight shelter. Section 8.20.020 (D) is enforceable against all persons, including homeless persons, at all times, regardless of shelter availability.~~

AGENDA ITEM NO. 8

This item will be heard at a future Council meeting.



City of Carpinteria

COUNCIL AGENDA STAFF REPORT October 14, 2024

ITEM FOR COUNCIL CONSIDERATION

Revision of Joint Powers Agency (“JPA”) Agreement and amended bylaws of the Black Gold Cooperative Library System (“Black Gold”).

STAFF RECOMMENDATION

Authorize the City Manager to sign the Amended and Restated Joint Powers Agreement of the Black Gold Cooperative Library System and the Amended Bylaws of the Black Gold Cooperative Library System

Sample Motion: I move to authorize the City Manager to sign the Amended and Restated Joint Powers Agreement of the Black Gold Cooperative Library System and the Amended Bylaws of the Black Gold Cooperative Library System. *(Requires a roll call vote.)*

BACKGROUND

In June 2022, the City of Carpinteria entered into an agreement with the Black Gold Cooperative Library System, along with five other cities included in the JPA. Founded in 1964, Black Gold was formed for the purpose of increasing the quality and quantity of library services through shared resources. One of nine cooperative library systems in California, Black Gold serves Member public libraries in three counties on the Central Coast, including libraries in San Luis Obispo, Santa Barbara, and Ventura Counties. Also in 2022, Black Gold began the process of reviewing the 1984 Amended Joint Powers Agreement, creating as a separate legal entity the Black Gold Cooperative Library System. The JPA serves as the governing document of Black Gold. Because the Bylaws are an integral part of the JPA, the Bylaws were also reviewed and amended.

Black Gold provides a number of services to the Carpinteria Community Library, including administrative services, delivery of materials to member libraries, a networked automation system including an online catalog with shared cataloging, telecommunications, public internet, and access to downloadable services. In addition, the delivery service makes trips to member libraries and the Black Gold headquarters several days a week, transporting items borrowed by patrons of member libraries. (Attachment C)

Library Directors from each member library jurisdiction (“Members”), and the Director of Black Gold, revised the Agreement and the Bylaws with the goal to update the documents. Over the past year, City Attorneys from all Member cities including Santa Paula, Carpinteria, Goleta,

Lompoc, Santa Maria, and Paso Robles worked together to revise the Agreement and Bylaws to craft fair and cooperative documents. As of October 1, 2024, all other Black Gold member cities or special districts have approved the revised JPA.

DISCUSSION

The substantive revisions of the JPA (Attachment A) and Bylaws (Attachment B) determine how the Members reach an agreement and the process for joining or leaving Black Gold. In many cases, a super majority, or all Members but one, is how Members will make decisions. The current membership consists of six members, and it was determined that a simple majority would not provide the desired alignment as would “all but one” votes.

Regarding a Member choosing to leave Black Gold, the revised JPA states “...withdrawal shall not be effective until the withdrawing Member has satisfied or has entered into a written agreement with the Agency to satisfy any debts, including its share of the UAPL determined under Section 8, above, owed to the Agency.” While previous Members were able to part from Black Gold without having paid their share of the Unfunded Accrued Pension Liability (UAPL), it has left existing Members and the County of Santa Barbara paying that Member portion of the unfunded pension liability and was deemed unfair and unethical. The revision to the JPA seeks to prevent that from happening in the future. Should the City of Carpinteria determine, in the future, to leave the Black Gold Cooperative Library System, there may be costs associated with unpaid UAPL. Costs would be determined at that time.

POLICY CONSISTENCY

This agenda item is consistent with City Ordinance No. 747, amending Title 2 of the Carpinteria Municipal Code by modifying Chapter 2.20, City Departments, adding a new Library Division to the Parks, Recreation, and Community Services Department (formerly Parks, Recreation, and Public Facilities - modified via Ordinance No. 768), and adding Chapter 2.38, Municipal Library. The agenda item is also consistent with the Council’s request that the California State Library Board consider the City of Carpinteria’s affiliation with the Black Gold Cooperative Library System, effective July 1, 2022.¹

FINANCIAL CONSIDERATIONS

No additional funding is requested.

LEGAL AND RISK MANAGEMENT CONSIDERATIONS

The City Attorney’s Office has been involved in the drafting of the revisions to the JPA Agreement and Bylaws and is available to answer any questions.

OPTIONS

¹ https://carpinteria.granicus.com/MetaViewer.php?view_id=2&clip_id=821&meta_id=60312 (Page 5)

1. Sign the revised JPA Agreement with Black Gold.
2. Do not sign the revised JPA Agreement and instead provide alternative direction to staff.

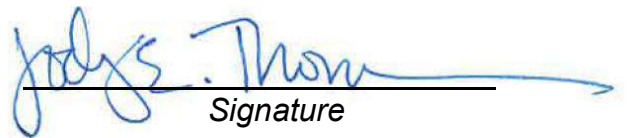
PRINCIPAL PARTIES EXPECTED AT MEETING

No principal parties expected to attend.

ATTACHMENTS

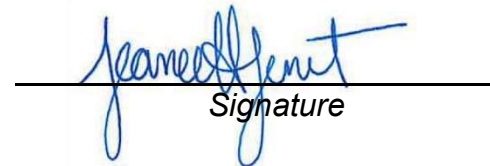
Attachment A – Revised Joint Power Agency Agreement
Attachment B – Revised Bylaws for Black Gold Cooperative Library System
Attachment C – FY24 Black Gold statistics

Staff contact: Jody Thomas
(805) 684-4314, jodyt@carpinteriaca.gov



Signature

Reviewed by: Jeanette Gant, PRCS Director
(805) 755-4449, JeanetteG@carpinteriaca.gov



Signature

Reviewed by: Michael Ramirez, City Manager
(805) 755-4450, michaelr@carpinteriaca.gov



Signature

ATTACHMENT A

THE AMENDED AND RESTATED JOINT POWERS AGREEMENT OF THE BLACK GOLD COOPERATIVE LIBRARY SYSTEM

THIS JOINT POWERS AGREEMENT is made and entered into this _____ day of 2024 by and between each of the undersigned public entities which are Cities and Special District organized and existing under the Constitution and laws of the State of California as a Member of the Black Gold Cooperative Library System (hereinafter collectively referred to as "Members" and individually as "Member") that are parties signatory to this Agreement. Said Members are sometimes referred to herein as "parties."

RECITALS

WHEREAS, the Members, or some of them, previously entered into a Joint Powers Agreement effective July 1, 1975 to form, and thereby formed, the Black Gold Cooperative Library System, as a separate joint powers agency, which 1975 Agreement was superseded by an amended Joint Powers Agency Agreement dated October 1, 1984 (hereinafter, "the 1984 Agreement"); and

WHEREAS, due to amendments to applicable laws found in the California Library Services Act (Education Code section 18700 et seq.) and the Joint Exercise of Powers Act (Government Code section 6500 et seq.) as well as other changes the Members deem it advisable to amend and restate the 1984 Agreement.

NOW THEREFORE, for and in consideration of all the above-referenced recitals and mutual benefits, covenants, provisions and promises contained herein, The Members hereto agree as follows:

1. NAME AND POWERS

- A. Pursuant to Government Code section 6507 the Members hereby create a separate public entity to administer this Agreement. The official name of the entity shall be the Black Gold Cooperative Library System, also referred to herein as "the Agency."

The Agency shall have all the powers granted to such library systems under the Government and Education Codes of the State of California and such other powers as may be necessary to accomplish the purpose of this Agreement, including, without limitation, to make and enter contracts, to employ agents or employees, to contract for legal services, to acquire, hold or dispose of property, obtain insurance and to sue or be sued in its own name and any other power provided by Government Code section 6508 and as amended. Pursuant to Government Code section 6509 the exercising of these powers by the Agency is subject to the same restrictions on exercising such powers governing the Blanchard/Santa Paula Library District. In the event of the withdrawal of the Blanchard/Santa Paula Library District ("District") from the System, or in the event the District's enabling legislation is significantly altered, the Council, as defined in section 3, may and if legally necessary shall select another Member of the System in lieu of said District, provided that two-thirds of the remaining

Members of the System have consented thereto. Such consent shall be presumed if a Member has failed to object within thirty days of its receipt of written notice of the Council's proposed designation.

- B. The execution of this Amended and Restated Joint Powers Agreement ("this Agreement") amends and restates the 1984 Agreement, in the particulars set forth herein. Provided, however, the policies, rules, regulations, and decisions of the Council duly adopted prior to the formation of this Agreement, and which are not in conflict with a provision hereof shall remain in effect until modified or revoked by the Council formed hereunder.

2. PURPOSE

- A. The purpose of this Agreement is to provide for the exercise of the common power of each of the Members hereto to provide library services, through an existing and separate public agency known as Black Gold Cooperative Library System which shall be responsible for administering this Agreement. This common power shall be exercised in a manner consistent with and in furtherance of the objectives of the California Library Services Act (Education Code section 18700 *et seq.*), hereinafter referred to as "Library Services Act", and in such a manner that the entity created hereby shall be eligible for any grant funds that may be payable pursuant to said Act and such other laws of a similar nature, both state and federal, that now exist or that may from time to time be enacted. This Agreement shall be construed in a manner consistent with these objectives. The foregoing, however, shall not be deemed to limit the extent of the powers conferred on the public entity created hereby. This Agency shall possess all the powers, prerogatives, and authority necessary to plan, operate, and administer a cooperative library system, and those powers necessary to establish, improve and extend library services, held by its members, and those powers designated in Government Code section 6508, and as more specifically set forth herein.
- B. It is further intended by the Members hereto that a purpose of their entering into this Agreement is to enjoy the joint sharing of benefits and costs in any and all activities the Agency is authorized to undertake including, without limitation, system-wide activities.
- C. The Members shall have equal access to the full range of services available from the Agency and jointly make decisions regarding the implementation and management of the Agency, in accordance with the terms of this Agreement, to the maximum extent provided by law.

3. ADMINISTRATIVE COUNCIL

The Administrative Council (hereinafter, the "Council") is the governing body of the Agency. The Council shall be composed of a representative of each Member who shall be the head librarian of each Member. The powers, composition, duties, officers, activities, and procedures for conducting the business of the Council shall be established herein and in the Bylaws of the Agency, supplemented by the current version of Rosenburg's Rules of Order. All meetings of the Council shall comply with the

Brown Act (Government Code section 54950 *et seq.*). The Council shall have the power to interpret and implement this Agreement and the Bylaws and, upon majority approval of the Members at a Council meeting,, to adopt rules and regulations concerning the business of the Agency which, upon adoption, shall govern. Unless the Council designates otherwise, the Agency's fiscal year shall be July 1 to June 30 of each year. The Council shall maintain a current inventory of the property owned by the Agency and provide for an annual audit of the accounts and records of the Agency by a certified public accountant or public accountant in compliance with section 6505 of the Government Code. The minimum requirements of the audit shall be those prescribed by the State Controller for special districts under Section 26909 of the Government Code and shall conform to generally accepted auditing standards. Upon unanimous vote of the Council the Agency may replace the annual special audit with an audit covering a two-year period, pursuant to Government Code section 6505(f). In addition, Section 8546.7 of the Government Code will apply to any contract the Agency enters that requires expenditure of public funds in excess of ten thousand dollars.

4. BYLAWS

The Agency shall operate pursuant to the Bylaws, which are amended and restated at the same time as this Agreement, a copy of which is attached to this Agreement as Exhibit A, and which shall be deemed to be adopted by each Member upon the Member's adoption of this Agreement. This Agreement shall control in the event of any inconsistency between it and the Bylaws.

5. TREASURER/FISCAL AGENT

Government Code section 6505.5 requires designation of the treasurer of one of the contracting parties, or in lieu thereof, the county treasurer of a county in which one of the contracting parties is situated, or a certified public accountant. The System Director of the Black Gold Cooperative Library System (the "Director") is designated the Treasurer of this Agency if the Director is a certified public accountant. If the Director is not a certified public accountant, the Council shall, by majority vote of the Members, select a Treasurer who is a certified public accountant and meets the requirements of Government Code section 6505.5 or section 6505.6. The Treasurer shall have charge of, handle and have access to the funds and other property of this Agency and shall file an official bond in the amount to be determined by majority vote of the Members. There shall be strict accountability of all funds and reports of all receipts and disbursements. The Treasurer shall also perform the functions of Controller and Auditor. The Treasurer shall do all of the following:

- A. Receive and receipt for all money of this Agency and place it in the treasury so designated to the credit of this Agency.
- B. Be responsible, upon his or her official bond, for the safekeeping and disbursement of all Agency money so held by him or her.
- C. Pay, when due, out of money of the agency or entity held by him or her, all sums payable on outstanding bonds and coupons of this Agency.

- D. Pay any other sums due from the Agency from Agency money, or any portion thereof, only upon warrants of the public officer performing the functions of auditor or controller who has been designated by the Agreement.
- E. Verify and report in writing on the first day of July, October, January, and April of each year to the agency or entity and to the contracting parties to the Agreement the amount of money he or she holds for the agency or entity, the amount received since his or her last report, and the amount paid out since his or her last report.

Any costs of audit, including contracts with, or employment of certified public accountants or public accountants, in making an audit pursuant to applicable legal requirements shall be borne by this Agency and shall be a charge against any unencumbered funds of this Agency available for the purpose.

6. RESPONSIBILITIES OF MEMBERS

Members of the Agency agree to (a) fully participate in the Agency's programs, including in those which are required under the Library Services Act; (b) pay all monies owed to the Agency when due, including annual membership fees determined by the Council; and (c) regularly participate in the meetings and deliberations of the Council.: A Member's failure to comply with these provisions, the Bylaws, and/or the rules and regulations adopted by the Council will constitute a breach of this Agreement and shall be subject to the remedial provisions of the Agreement.

7. MANAGEMENT AND CONTROL OF INDIVIDUAL LIBRARIES' PROPERTY AND ASSETS

Except as to Member participation in Agency system-wide programs, such as the shared integrated library system which is required, nothing herein shall limit the right of Members to administer, manage, direct and control their own libraries and library resources, independently, select their own books and other library materials, hire their own personnel, and operate according to the policies and rules established by their own joint powers agreements, bylaws and their governing bodies. Except as explicitly provided herein, nothing contained herein shall operate or be interpreted as a pledge by Members of their own assets or property to the Agency.

8. RESPONSIBILITY FOR DEBTS OF AGENCY

Except as required by Government Code section 6508.1, the debts and liabilities of the Agency shall not by virtue of this Agreement become the debts and liabilities of Members other than as provided here and under section 14.

- A. If a Member withdraws from the Agency the withdrawing Member shall be liable and be responsible for, and upon demand shall promptly pay, its full and complete share of non-pension related existing and/or contingent liabilities of the Agency as of the effective date of the withdrawal. The withdrawing Member's share of such liabilities shall bear the same relationship to the whole as its most recent annual contribution for the operation of the Agency bears to the whole of all annual contributions.

- B. If a Member withdraws from the Agency, but the Agency does not dissolve or terminate its contract with CalPERS and the Agency has established a plan of periodically paying down part of its unfunded accrued pension liability ("UAPL") debt to CalPERS, the withdrawing Member shall continue to be liable and financially responsible and will promptly pay thereafter to Agency upon being billed, its full and complete share of the Agency's UAPL. The withdrawing Member's share of such UAPL expense shall be determined based upon its prior years of membership and its history of contributions.
- C. The withdrawing Member shall also be liable for any additional Agency expenses as of the effective date of the withdrawal that exclusively benefit the withdrawing Member as well as 100% of any early termination fees that accrue due to the withdrawal of the Member.
- D. If the Agency dissolves, terminates, or otherwise ceases to exist or ends its contractual relationship with CalPERS ("the triggering events"), Government Code sections 6508.1 and 6508.2 will require all existing Members, and certain past Members, to each assume individual financial responsibility for its proportionate share of unfunded accrued pension liability calculated by CalPERS on a terminated basis pursuant to Government Code sections 20570-20593. By joining Agency, each Member promises and represents that upon occurrence of a triggering event: (i) it will undertake this obligation when requested by either CalPERS or the Agency; and (ii) that unless the Council determines differently, the proportionate share each Member will assume shall be based upon prior years of membership and its history of contributions.

9. COST ALLOCATION PLAN

The Council shall determine the annual contribution, which shall be paid by each participating Member for the operation of the activities and programs of the Agency. Each Member's contribution shall be according to a formula, which the Council determines to be fair and equitable. The current formula, a copy of which is Exhibit 1 to the Bylaws, shall be reviewed periodically as set forth in the Bylaws.

10. CORRECTIVE AND REMEDIAL MEASURES

Whenever a majority of the Council by resolution determines that a Member has committed a remediable breach of any material obligation set forth in this Agreement, the Bylaws, or in rules and regulations adopted by the Council, the Council may give the Member written notice to that effect with reasonable specificity. The Member shall use its best efforts to promptly remedy the breach and shall inform the Council of such efforts. When a breach is not remedied within thirty (30) calendar days after notice to the Member, the Council may seek relief under Section 12.

11. APPLICABLE LAW

This Agreement shall be governed by, subject to, and construed according to the laws of the State of California.

12. DISPUTE RESOLUTION PROCEDURE

If any Member considers that any act or decision by the Agency is unfair and injurious to

it, or if the Council determines that a Member's material breach has not been remedied, the process for resolving disputes will be mediation, to be initiated by sending a written Notice of Mediation to all affected parties, then, if necessary because mediation has failed, binding arbitration pursuant to Code of Civil Procedure section 1280 *et seq.*, with each side to bear its own attorney's fees but with the non-prevailing Member to pay the arbitrator's fees. If mediation does resolve the dispute, each side will share expenses for mediation equally. Joint selection of a mediator shall occur within thirty (30) calendar days of Notice of Mediation, and the Agency shall notify all Members in writing of the selection. If after said 30 days the parties have not jointly selected a mediator, then each party shall within three (3) days thereafter designate a party mediator and the party mediators so designated shall within ten (10) days thereafter jointly select a neutral mediator, who shall be in charge of the mediation. If any party fails to appoint a party mediator as described herein, the other party's selected party mediator shall become the sole mediator of the dispute. If mediation does not reach an agreed resolution within forty-five (45) days after selection of the mediator, then either party may proceed to binding arbitration of the dispute pursuant to Code of Civil Procedure section 1280 *et seq.*

13. ADMISSION OF NEW MEMBERS

Any California Public Library may join this Agency upon the application of its governing body and upon the affirmative vote of at least all but one Member of the Council, provided that the applicant's governing body has by duly adopted resolution agreed to abide by all the terms of this Joint Powers Agreement and Bylaws. The Council shall prescribe the amount of money, if any, that shall be paid by the new agency as a prerequisite to it becoming a participant.

14. MUTUAL HOLD HARMLESS AND INDEMNIFICATION

It is agreed that each Member hereto shall defend, hold harmless and indemnify the Agency and its officers, elected officials, agents and/or employees from any and all claims, damages, demands, or liability, which arise out of or result from (i) the Member's breach of the terms and conditions of this Agreement by, or (ii) the negligent acts or omissions of such Member, its officers, agents and/or employees. The duties of each Member under this paragraph shall remain in effect even after a Member withdraws from the Agency.

It is further agreed that the Agency shall defend, hold harmless and indemnify each Member, its officers, elected officials, agents and/or employees from any and all claims, damages, demands, or liability, which arise out of or result from (i) the Agency's breach of the terms and conditions of this Agreement or (ii) the negligent acts or omissions of, the Agency, its officers, agents and/or employees.

In the event of the concurrent breach or negligence of a Member, its officers and/or employees, and the Agency, its officers, elected officials, agents and/or employees, which results in any claims, damages, demands, or liability, any resulting liability shall be apportioned under the California theory of comparative negligence as established presently, or as may be hereafter modified.

This mutual hold harmless and indemnity shall not apply to liability for unfunded accrued pension debt arising from current and past Agency employees.

15. AMENDMENTS

This Agreement may be amended by approval of all Members less one Member of the governing bodies of Members hereto. Agency shall file any notices, amendments, and/or other papers required by Government Code sections 6503.5, 6503.6 and/or 6503.7 within the time frame specified by statute.

16. DISSOLUTION

The Agency shall be dissolved by unanimous vote of the governing bodies of the Members hereto. Disposition of Agency of assets or debts shall be determined by the Council in accordance with Article XVIII of the Bylaws. After the completion of its purpose any surplus money or property of the Agency on hand shall be returned to the Members in proportion to the contributions that they have made in accordance with Government Code section 6511. For the purposes of this Agreement the "completion of its purpose" shall occur upon dissolution of Agency.

17. WITHDRAWALS

Any Member wishing to withdraw from this Agreement must do so effective on July 1 of the year following the giving of notice of withdrawal, provided that written notice thereof must be provided to the Council at least nine months prior to the effective date of withdrawal. Notice shall be in the form of a resolution adopted by the governing body of the Member wishing to withdraw and presented in writing to the Agency. Provided, withdrawal shall not be effective until the withdrawing Member has satisfied or has entered into a written agreement with the Agency to satisfy, any debts, including its share of the UAPL determined under Section 8, above, owed to the Agency. Upon failure to reach agreement the Member and the Agency shall jointly engage a mediator to facilitate reaching agreement. If, following a reasonable effort to mediate to a resolution no agreement has been reached, the Member shall either terminate its effort to withdraw or initiate binding arbitration of the dispute pursuant to Code of Civil Procedure section 1280 et seq., with the non-prevailing party responsible for the Arbitrator's fee but otherwise with each side bearing its own costs and attorney's fees. A withdrawing Member shall not be entitled to any refund of its contributions nor to any share of Agency assets. The withdrawing Member is liable for all contributions approved by the current budget including any contract renewals that are a part of the budget. The withdrawing Member may be excluded from any new contracts after the withdrawal announcement. If the Council Chair position is held by a withdrawing Member, that Member's representative shall, without need of further action, cease to be Chair. A withdrawing Member may not sit in closed session meetings of the Agency, nor shall it vote in Council meetings following giving notice to withdraw.

18. TERM

This Agreement shall continue perpetually until modified by the mutual written consent of all Members. Within thirty (30) days of the effective date hereof, the Agency shall file any notices, amendments and/or other papers required by Government Code section 6503.5, 6503.6 and/or 6503.7.

19. AGREEMENT COMPLETE

The foregoing constitutes the full and complete Agreement of the parties hereto regarding all matters described herein. There are no oral understandings or agreements or promises not set-forth in writing herein.

20. COUNTERPARTS

This Agreement may be executed in one or more counterparts, each of which shall be deemed an original.

IN Witness Hereof, the parties have executed this Amended and Restated Joint Powers Agreement by the authorized officers thereof on the dates indicated below.

Dated: _____

City of Goleta

By: _____

Authorized Officer

Dated: _____

City of Santa Maria

By: _____

Authorized Officer

Dated: _____

Blanchard/Santa Paula Library District

By: _____

Authorized Officer

Dated: _____

City of Carpinteria

By: _____

Authorized Officer

Dated: _____

City of Lompoc

By: _____

Authorized Officer

Dated: _____

City of El Paso de Robles

By: _____

Authorized Officer

ATTACHMENT B

BLACK GOLD COOPERATIVE LIBRARY SYSTEM

AMENDED BYLAWS

- o Reviewed and Adopted - August 26, 1988
- o Reviewed and Adopted - July 28, 1989
- o Revised - December 15, 1989
- o Revised - July 26, 1991
- o Reviewed and Adopted - October 23, 1992
- o Revised - April 24, 1998
- o Revised and Adopted - August 26, 2005
- o Revised and Adopted - February 22, 2008
- o Reviewed - July 25, 2008
- o Revised and Adopted - August 27, 2010
- o Revised and Adopted - August 23, 2013
- o Revised and Adopted - September 26, 2013
- o Revised and Adopted - December 6, 2013
- o Revised and Adopted - January 24, 2014
- o Revised and Adopted - June 6, 2014
- o Revised and Adopted - September 26, 2014
- o Revised and Adopted - June 5, 2015
- o Revised and Adopted - June 1, 2018
- o Revised and Adopted - October 10, 2018
- o Revised and Adopted - _____2024.

AMENDED BYLAWS

OF THE BLACK GOLD COOPERATIVE LIBRARY SYSTEM

LIST OF ARTICLES

	PREAMBLE	2
ARTICLE I	NAME	2
ARTICLE II	OBJECTIVES	2
ARTICLE III	MEMBERSHIP	2
ARTICLE IV	SYSTEM ADMINISTRATIVE COUNCIL	3
ARTICLE V	OFFICERS AND DUTIES	3
ARTICLE VI	MEETINGS AND QUORUM	4
ARTICLE VII	COMMITTEES	5
ARTICLE VIII	SYSTEM STRUCTURE AND ORGANIZATION.....	6
ARTICLE IX	PARLIAMENTARY AUTHORITY	6
ARTICLE X	AMENDMENTS	6
ARTICLE XI	ADMINISTRATION OF THE SYSTEM	6
ARTICLE XII	BUDGET	7
ARTICLE XIII	HANDLING OF FUNDS	7
ARTICLE XIV	PROTECTION OF PROPERTY	8
ARTICLE XV	FUNDING CONTRIBUTION FORMULA	8
ARTICLE XVI	DATABASE, CATALOGS AND SERVICES	8
ARTICLE XVII	CREDITING BUDGET SURPLUS TO MEMBERS	9
ARTICLE XVIII	DISTRIBUTION OF ASSETS UPON DISSOLUTION	9

AMENDED BYLAWS

OF THE BLACK GOLD COOPERATIVE LIBRARY SYSTEM

PREAMBLE

These several independent public libraries, having formed the Black Gold Cooperative Library System under terms of the California Library Services Act and the Amended Joint Powers Agreement entered into by public libraries (hereinafter, "the System"), do hereby adopt the following Bylaws for governing the structure, operation and management of the System pursuant to the Joint Powers Agreement.

ARTICLE I NAME

The name of this entity shall be the "Black Gold Cooperative Library System", also referred to herein as "the System."

ARTICLE II OBJECTIVES

The objectives of the System shall be to implement and achieve the purposes of the Joint Powers Agreement, as well as the Plan of Service filed with the State Librarian, in a manner consistent with the provisions of the California Government Code, sections 6500-6579 (Joint Exercise of Powers) and Education Code sections 18700-18767 (Library Services Act). A further objective is to engage in other agreed upon programs that extend and enhance the resource sharing capabilities of the individual libraries in the System.

ARTICLE III MEMBERSHIP

The membership of the System shall be limited to those libraries that are officially accepted and recognized as members by the California Library Service Board, having met the requirements set forth in the California Education Code, Sections 18700-18766 (California Library Services Act), and the California Administrative Code (Chapter 2, Public Library Services). Additionally, new members shall also satisfy Section 13 of the Amended Joint Powers Agreement.

ARTICLE IV SYSTEM ADMINISTRATIVE COUNCIL

Section 1.

The System shall be governed by an Administrative Council ("Council") composed of one voting representative from each Member jurisdiction, who shall be the head librarian of that Member.

Section 2.

Each Member shall have one vote on any matter before the Council, except that a Member which provides a notice of withdrawal from the System shall have no voting rights following notice of withdrawal and shall not participate in closed sessions of the Council. In case of unavoidable absence from a meeting, a voting representative may designate an alternate to attend the meeting who shall then have the voting power for that Member.

Section 3.

The Council shall serve and govern the System as defined in Article 5, Section 18747, Paragraph (a), of the California Library Services Act.

Section 4.

The Council shall have all powers necessary to determine the short- and long-range objectives and policies of the System and to implement the Plan of Service agreed upon and the further objectives of the System, consistent with the Joint Powers Agreement. The Council's powers shall include the power to employ a System Director, to adopt resolutions, rules and regulations governing System business, and to take any other actions incidental to carrying out the objectives of the System and provisions of the Amended Joint Powers Agreement.

ARTICLE V OFFICERS AND DUTIES

Section 1.

OFFICERS

- (a) The officers shall be a Chairperson and a Vice-Chairperson. The Chairperson of the Council is established according to a rotation schedule which automatically moves the Chairpersonship northward geographically throughout the System. The Vice-Chairperson is established according to the same rotation schedule and is designated as the next person on the list. The rotation schedule is as follows:

- a. Santa Paula
- b. Carpinteria
- c. Goleta
- d. Lompoc
- e. Santa Maria
- f. Paso Robles

- (b) The System Director ("Director") shall be a System employee, who shall also be the Secretary of the Council.
The System officers shall perform all duties prescribed by these Bylaws, the Amended Joint Powers Agreement and by the parliamentary authority adopted by the System.

Section 2.

DUTIES

- a) The Chairperson shall preside over all meetings of the Council. The Chairperson shall appoint members to committees authorized by the Council. Vice-Chairperson shall serve as Chairperson in the absence of the Chairperson.
- b) The Director, in her/his capacity as Secretary, shall be responsible for the minutes of meetings, reports and correspondence. The minutes of each meeting shall be formally approved at the next Council meeting. Once approved the minutes shall be the official record of actions taken at such meeting.

Section 3.

The Treasurer of the System, shall keep proper financial records, make, and account for all receipts and disbursements as approved by the Council, make financial reports and perform all other duties set forth in the Bylaws and as required in the implementation of the California Library Services Act of the State of California and the Joint Powers Agreement. The Treasurer shall comply with Government Code section 6505.5.

Section 4.

The Chairperson and Vice-Chairperson of the System shall assume office at the first meeting of each fiscal year and shall serve for one (1) fiscal year.

Section 5.

If the office of Chairperson becomes vacant, the Vice-Chairperson shall serve for the unexpired term. If the office of Vice-Chairperson becomes vacant, the office shall be rotated according to the schedule set out in Section 1 of this Article.

ARTICLE VI MEETINGS AND QUORUM

Section 1.

The Council shall meet no fewer than six (6) times throughout the fiscal year. The Executive Committee of the Council shall meet on an ad hoc basis.

Section 2.

The Council may also meet upon call of the Chairperson or upon petition of a majority of the members.

Section 3.

A majority of the members of the Council shall constitute a quorum.

Section 4.

Notice and agenda of each meeting of the Council shall be in writing and transmitted at least five (5) calendar days prior to each meeting. The Notice, Agenda and all actions taken at the meeting shall comply with the Brown Act.

Section 5.

The affirmative vote of the majority of the voting members present, providing a quorum exists, shall be sufficient for all action taken, with three exceptions:

1. For approval of the budget there must be an affirmative vote of a majority of the entire Council.
2. For amendment of the Bylaws there must be approval of all Members less one Member of the governing bodies of Members.
3. For addition of a new Member to the System and Amended Joint Powers Agreement, there must be an affirmative vote of at least all but one Member of the Council.

ARTICLE VII COMMITTEES

Section 1.

The Council shall establish the Executive Committee with the following objectives and responsibilities.

- Executive Committee: The Executive Committee will provide guidance, direction, and oversight to the Director in matters related to Human Resources, Finance, and other policy matters.
 - The Executive Committee will provide the Director with performance feedback and establish goal-setting process in collaboration with the Director.
 - The Executive Committee will help formulate and provide direction on financial strategies and structure, review budgets and provide input on financial and personnel policies.
- a) The Executive Committee shall be comprised of the Council Chairperson, the Vice Chairperson, and the Past Chairperson with one At-Large Member to participate if needed due to an absence.
 - b) The current Council Chairperson shall be the chair of the Executive Committee.

Section 2.

The Council shall establish the following standing member libraries' staff committee and user groups, indicating their objectives, responsibilities, and membership:

- a. Library Operations Committee
- b. Youth Services User Group
- c. Adult Services User Group
- d. Collection Development User Group
- e. Outreach and Marketing User Group

Section 3.

The Council shall authorize such ad hoc committees and task force groups as it deems necessary.

ARTICLE VIII SYSTEM STRUCTURE AND ORGANIZATION

Section 1.**HEADQUARTERS**

The official headquarters of the System shall be 580 Camino Mercado, Arroyo Grande, CA 93420, which shall be subject to change upon vote of the Council.

Section 2.**SYSTEM DIRECTOR ("DIRECTOR")**

The Director shall be Secretary and, if also a CPA, shall be System Treasurer. The Director shall be responsible for hiring System employees, and for the planning, organizing, coordinating, reporting, and budgeting functions of System Administration. The Director shall report and be responsible to the Council. The Director shall serve as a non-voting ex officio member on all Council and member staff committees.

ARTICLE IX PARLIAMENTARY AUTHORITY

Subject to the Joint Powers Agreement, and except as otherwise provided herein and by State Law, the latest edition of Rosenberg's Rules of Order shall govern the conduct of business at meetings of the Council and of all meetings of standing Committees of the Council.

ARTICLE X AMENDMENTS

These Bylaws may be amended at any meeting of the Council in the manner provided by Article VI.5.2. Any proposed amendment shall be submitted in writing to the Members at least thirty (30) calendar days in advance of the Council meeting at which the amendment is considered.

ARTICLE XI ADMINISTRATION OF THE SYSTEM

The System shall be administered in a fashion consistent with the Amended and Restated Joint Powers Agreement dated ___, 2024, and subject to the supervision, policies and advice of the Council. System administration shall include the following:

Itemized billings shall be submitted, and records shall be subject to review and audit as provided, in the Amended and Restated Joint Powers Agreement.

The administrative staff shall be under the supervision of the Director. All records shall be subject to review and audit as provided in the Amended and Restated Joint Powers Agreement. The administrative staff and Director shall be responsible for those duties outlined in Article VIII, Section 2, of these Bylaws.

The library operations staff shall be under the supervision of the Director. They shall coordinate a system-wide program of library operations including, but not limited to, circulation control, public catalogs, interlibrary loans online, database creation and maintenance, and other online services for use by the member libraries.

ARTICLE XII BUDGET

Prior to January 30 of each year the Council shall adopt a tentative budget for the expenditures of the System during the succeeding fiscal year and shall make the tentative budget available to local jurisdictions for budget review. After March 1, but prior to April 1 of each year, acting upon the results of the review, the Council shall adopt a preliminary budget for the expenditures of the System during the succeeding fiscal year. Prior to July 1 of each year the Council shall adopt a final budget for the expenditures of the System during the succeeding fiscal year. The final budget shall be based on the preliminary budget and the total contribution required from all member agencies shall not exceed the amount specified in the preliminary budget; provided, however, that the final budget may be augmented for monies received after its adoption. When significant funding changes take place after adoption of the final budget, an adjusted final budget shall be adopted by the Council.

ARTICLE XIII HANDLING OF FUNDS

The System shall maintain a separate interest-bearing trust account or accounts for all funds received for the System.

Standard accounting practices shall be used to account for funds received by and disbursed for the System. System account books shall be open at all times during normal business hours for inspection by any authorized representative of any Member to the System Joint Powers Agreement, as well as to the authorized representative of any official of a government agency that grants or disburses funds to the System. The System shall be operated on a fiscal year basis beginning July 1 of each calendar year and continuing through June 30 of the succeeding calendar year. A formal audit of the System shall be accomplished for each fiscal year. A qualified certified public accountant shall be selected by the Council to conduct the annual audit, unless the Members have agreed to two-year period per subsection (f) of Government Code section 6505. The selected auditor shall prepare a statement of assets and liabilities, a statement of receipts and disbursements, and such other statements and reports as may be required by the Council. All parties shall cooperate in supplying the

information necessary for the audit. A copy of the audit shall be distributed to each Member.

ARTICLE XIV PROTECTION OF PROPERTY

Any party who is entrusted with System property or System funds shall provide an official bond or a public employees' fidelity bond in an amount satisfactory to the Council, unless this requirement for such bond is waived by the Council.

The System shall carry Public Employee Dishonesty insurance coverage. Each party entrusted with System property shall be charged with the duty of its day-to-day maintenance. The decision to insure, repair or replace seriously damaged or destroyed property shall be left to the discretion of the Council, and such repair and replacement shall be at System's expense unless the Council determines otherwise.

ARTICLE XV FUNDING CONTRIBUTION FORMULA

Contributions from the member jurisdictions will be assessed by the System to support its operation, according to a formula adopted by the Council. The formula in use as of the effective date of these Bylaws is set forth in Exhibit 1 to these Bylaws, and shall remain in effect until modified by the Council. Provided, however, some System services to members may be classified as Supplemental, and a separate fee may be charged for them at a rate determined by the Council.

Upon adoption of the final budget, contributions shall be payable by members in equal installments quarterly; the first installment being due August 1 of the year for which contributions are being made. Funds shall be placed in the System's interest-bearing trust account(s) until needed for support of operations.

At least every two years the Council shall examine the contribution formula and decide what changes, if any, are needed. In addition, a review of Core and Supplemental/Fee services and associated costs should be done at the same time.

ARTICLE XVI DATA BASE, CATALOGS AND SERVICES

The System shall maintain a database containing titles possessed by all Members, who shall have access to the network of online services provided by the System subject to the rules and guidelines adopted by the Council.

Any Member library may obtain copies of the database by paying the cost of such copies. Upon approval of the Council, updates to the Black Gold database may be obtained by purchasers of the database by paying the additional cost to the System of producing copies of the updates.

ARTICLE XVII

CREDITING BUDGET SURPLUS TO MEMBERS

At the end of each fiscal year, if there is a budget surplus, the surplus may be credited back to members the following fiscal year, based upon an evaluation of the following criteria at a meeting of the Council, and upon approval of the Council:

1. All reserves must be fully funded.
2. If budget money is taken from Reserves for a special project and not used in full, those funds will be returned to Reserves and not be eligible for credits.
3. Credit will be given after the annual audit is complete and the surplus would be calculated from that report.
4. Funds would be split and credited equally the last two quarters of the FY according to the Article XV formula after the audit is complete.

ARTICLE XVIII

DISTRIBUTION OF ASSETS UPON DISSOLUTION

Upon termination of the Joint Powers Agreement, dissolution of the Agency, and after payment of all liabilities, costs, expenses and charges validly incurred by the System, all remaining net assets of the System shall be disbursed among then Member Agencies in accordance with and proportionate to their cash contributions (including payment for services received and property at market value when received) made during the term of this Agreement, pursuant to Agreement section 16 and Government Code section 6511. However, the Council may in its discretion determine a different method of allocating remaining net assets.

Approved Effective: _____, 2024.

Dated: _____

City of Goleta

By: _____
Authorized Officer

Dated: _____

City of Santa Maria

By: _____
Authorized Officer

Dated: _____

Blanchard/Santa Paula Library District

By: _____
Authorized Officer

Dated: _____

City of Carpinteria

By: _____
Authorized Officer

Dated: _____

City of Lompoc

By: _____
Authorized Officer

Dated: _____

City of El Paso de Robles

By: _____
Authorized Officer

EXHIBIT 1 TO BYLAWS

Black Gold Member Contribution Formula

Approved by the Administrative Council on October 10, 2018

Contributions from the member jurisdictions are necessary for the support and operation of the System. The cost of operating the System includes all services plus equipment, including hardware, software, maintenance, communication lines, staff and supplies. Some services may be classified as Supplemental, and a separate fee may be charged for them at a rate determined by Council. First, the budget expenditures are determined, then the funds expected from CLSA for Communication & Delivery plus any grants, LAIF interest and any other revenue stream from third parties are totaled and subtracted from the budgeted expenditures. This remaining balance will be supported by the System members through local funds.

Contribution allocations will be calculated for these local funds according to the following formula:

Base fee = 20% of the local funds to be provided by (excluding e-content purchases and subscriptions) and will be shared equally among all Members

Resource fee = Remaining shared local funds (excluding e-content purchases and subscriptions) and shall be allocated to Members based on the following formula:

25% Circulation (reported at the end of the prior fiscal year--excluding downloadable titles)

50% Population (reported by State Library for the prior year end)

25% Network Devices (excluding public internet devices)

E-Content fee = Shareable costs of e-content purchases and subscriptions and is allocated to each Member by % of total usage

Upon adoption of the final budget, contributions shall be payable in equal installments quarterly; the first installment being due August 1 of the year for which contributions are being made. Funds shall be placed in the System's interest-bearing trust account(s) until needed for support of operations.

Every two years the Council examines the contribution formula and decides what changes, if any, are needed.

ATTACHMENT C

The Stats FY23-24

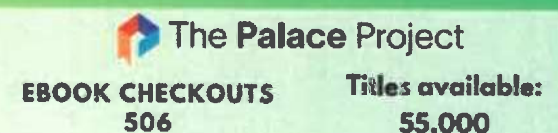
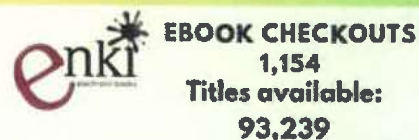


BLACK GOLD
COOPERATIVE LIBRARY SYSTEM

2023-24 ANNUAL REPORT

Total Collection Available
2,157,389

Total System Circulation
1,758,040





City of Carpinteria

COUNCIL AGENDA STAFF REPORT October 14, 2024

ITEM FOR COUNCIL CONSIDERATION

Receive and file the updated Administrative Policy for Enforcement of No Camping Regulations (CMC 8.20 and 12.24).

STAFF RECOMMENDATION

1. Receive and file the updated Administrative Policy for Enforcement of No Camping Regulations (CMC 8.20 and 12.24).
2. Find that receipt and file of the updated Administrative Policy for Enforcement of No Camping Regulations (CMC 8.20 and 12.24) is exempt from CEQA pursuant to Sections 15060(c)(2), 15060(c)(3), and 15061(b)(3) of the CEQA Guidelines.

Sample Motion: I move to (1) receive and file the updated Administrative Policy for Enforcement of No Camping Regulations (CMC 8.20 and 12.24) and (2) find that this is exempt from CEQA pursuant to Sections 15060(c)(2), 15060(c)(3), and 15061(b)(3) of the CEQA Guidelines.

BACKGROUND

Over the past year, the City has made various updates to Carpinteria Municipal Code (“CMC”) Sections 8.20 and 12.24 (collectively, the “No Camping Regulations”) to align with changes to case law regarding enforcement of no camping ordinances.

Prior to 2024, the relevant case law in this area was the Ninth Circuit’s decisions in *Martin v. City of Boise* (“*Martin*”) and *Johnson v. City of Grants Pass* (“*Grants Pass*”). Together, those cases held that enforcement of no-camping regulations against individuals who did not have access to shelter constituted “cruel and unusual punishment” in violation of the U.S. Constitution. In response to these cases, the City, along with nearly every other locality under the Ninth Circuit’s jurisdiction, updated the No Camping Regulations and related policies to prohibit enforcement of the No Camping Regulations against homeless persons when there was not available shelter for such persons.

After the City updated its regulations and policies to align with *Martin* and *Grants Pass*, the U.S. Supreme Court agreed to hear *Grants Pass* on appeal. In June 2024, the Supreme Court released its decision in *Grants Pass*. In a 6 to 3 decision, the Court held that enforcement of generally applicable laws regulating camping on public property does not constitute “cruel and unusual punishment” prohibited by the Eighth Amendment, thereby overturning not only the Ninth Circuit’s decision in *Grants Pass* but also *Martin*. In effect, the Court’s ruling allows cities to enforce generally applicable no-camping regulations without verifying whether the individual has “access to shelter” beforehand.

At the September 23, 2024 City Council meeting, the Council approved the first reading of Ordinance No. 786, which proposes to amend the No Camping Regulations to better align with *Grants Pass* by removing the language that prohibited enforcement of the City’s regulations against homeless persons when there was no access to shelter. The second reading of Ordinance No. 786 is on the agenda for tonight’s meeting. If Ordinance No. 786 passes, the No Camping Regulations would permit enforcement “consistent with applicable law”. This language is intentionally broad so that the No Camping Regulations do not need to be updated each time the law in this area changes.

In light of the new *Grants Pass* decision and Ordinance No. 786, the City’s existing Administrative Policy for Enforcement of No Camping Regulations (CMC 8.20 and 12.24) (“Policy”) is now outdated. The updated Policy is intended to bring the Policy into better alignment with the Supreme Court’s decision in *Grants Pass* and Ordinance No. 786.

DISCUSSION

The purpose of this agenda matter is for the City Council to receive and file the proposed updated Policy, which updates the Policy consistent with the new *Grants Pass* decision and Ordinance No. 786. Specifically, the updated Policy (1) includes an updated summary of applicable case law that takes into account the new *Grants Pass* decision, (2) streamlines the City’s enforcement policy outline so that it is easier to use in practice, and (3) modifies the City’s approach to eliminate the need to check for access to shelter before issuing citations (since that is no longer legally required) and afford staff additional discretion, all while maintaining the goal of enforcing with kindness and aiming to connect homeless persons to services.

A copy of the proposed updated Policy is included as an attachment to this agenda item, along with a redline of the last version of the Policy to the proposed updated Policy. As further detailed in the attachments, the City’s approach to enforcement of the No Camping Regulations would generally be as follows:

1. Determine whether there is a violation of the No Camping Regulations (versus some other regulation).
2. Determine whether the violator is homeless.
3. If the violator is not homeless, enforce the No Camping Regulations (i.e., issue a citation).

4. If the violator is homeless, consider the totality of the circumstances to determine whether to issue a citation (versus a warning, provision of services, etc.).

In preparing this updated Policy, staff listened to Council's input from the September 23, 2024 Council meeting, at which Council generally indicated a desire for staff to continue its existing practices of trying to connect homeless persons to services when possible while also affording staff some additional flexibility and discretion consistent with the new case law.

Staff also conferred with other local jurisdictions to understand their approach to enforcement. Through that, staff learned that the City of Goleta is taking a similar approach to that proposed in the updated Policy – i.e., maintaining a policy of humanitarian concern first and foremost. Goleta's approach is also similar in that they prohibit camping in specific zones (like environmentally sensitive areas), give warnings, issue citations under regulations other than their no camping regulations when applicable, and connect homeless persons to services, all of which is consistent with the City's proposed approach in the updated Policy. Goleta's approach is different in that, even for repeat offenders who refuse services, Goleta is not, as of now, issuing citations under their no camping regulations to such persons. Instead, Goleta continues to send outreach teams on a regular basis to meet with people and offer services. While the City intends to generally mirror Goleta's approach in practice, the updated Policy would authorize staff to issue citations under the No Camping Regulations in certain situations, such as for repeat offenders who refuse services, if staff determines doing so is necessary.

POLICY CONSIDERATIONS

Updating the Policy is part of the City's response to homelessness and is thus consistent with the City's interest in promoting public health and safety, and with Resolution No. 6038, concerning the Community Action Plan to Address Homelessness in Santa Barbara County, which includes the following strategies:

1. Increase Access to Safe, Affordable Housing
2. Use Best Practices to Deliver Tailored Supportive Services to Meet Individual Needs
3. Build a Collective Action Plan
4. Improve Data Sharing
5. Strengthen Support Systems Available to Help Residents Obtain and Maintain Housing
6. Build Provider Capacity to Address the Needs of Specific Populations.

FINANCIAL CONSIDERATIONS

There are no direct financial considerations related to this item.

ENVIRONMENTAL CONSIDERATIONS

The updated Policy is exempt from review under CEQA in accordance with CEQA Guidelines section 15060(c)(2), which applies where an activity will not result in a direct or reasonably foreseeable indirect physical change in the environment; section 15060(c)(3), which applies where an activity is not a "project" as defined in section 15378 of the CEQA Guidelines; and

section 15061(b)(3), which applies where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

LEGAL AND RISK MANAGEMENT CONSIDERATIONS

Since *Martin*, the enforcement of ordinances and regulations like the City's No Camping Regulations has become an evolving area of law. The City is aware of various ongoing litigation matters in other jurisdictions in which such jurisdictions' ordinances are being challenged or scrutinized. Given the evolving nature, there is some risk that the law could be further refined or modified by the courts and the City's approach in the updated Policy could be challenged. The City will continue to monitor the law in this area and propose updates to the Policy as needed.

OPTIONS

1. Receive and file the updated Policy.
2. Direct staff to make changes to the updated Policy.
3. Take no action on the updated Policy and direct staff as determined appropriate.

PRINCIPAL PARTIES EXPECTED AT MEETINGS

None

ATTACHMENTS

Attachment A Draft Updated Policy

Attachment B Redline of Existing Policy to Updated Policy

Staff Contact:

Nick Bobroff, Community Development Director
(805) 755-4407, NickB@carpinteriaca.gov

 for

Signature

Reviewed by: Michael Ramirez, City Manager
(805) 755-4400, MichaelR@carpinteriaca.gov



Signature

Reviewed by: Jena Shoaf Acos,
on behalf of Brownstein Hyatt Farber Schreck, LLP
acting as City Attorney for the City of Carpinteria

 for

Signature

ATTACHMENT A



CITY OF CARPINTERIA ADMINISTRATIVE POLICY

ADMINISTRATIVE POLICY FOR ENFORCEMENT OF NO CAMPING REGULATIONS (CMC 8.20 AND 12.24)

PURPOSE AND AUTHORITY

The purpose of this policy is to provide City Staff and the Sheriff's Office with information regarding the City's approach to enforcement of City Municipal Code ("CMC") 8.20 and 12.24 (collectively the "No Camping Regulations") consistent with recent case law regarding enforcement of no camping ordinances.

Prior to 2024, the relevant case law in this area was the Ninth Circuit's decisions in *Martin v. City of Boise* ("Martin") and *Johnson v. City of Grants Pass* ("Grants Pass"). Together, those cases held that enforcement of no-camping regulations against individuals who did not have access to shelter constituted "cruel and unusual punishment" in violation of the U.S. Constitution. In response to these cases, the City, along with nearly every other locality under the Ninth Circuit's jurisdiction, updated the No Camping Regulations and related policies to prohibit enforcement of the No Camping Regulations against homeless persons when there was not available shelter for such persons.

Several months after the City updated its regulations and policies to align with *Martin* and *Grants Pass*, the U.S. Supreme Court agreed to hear *Grants Pass* on appeal. In June 2024, the Supreme Court released its decision in *Grants Pass*. In a 6 to 3 decision, the Court held that enforcement of generally applicable laws regulating camping on public property does not constitute "cruel and unusual punishment" prohibited by the Eighth Amendment, thereby overturning not only the Ninth Circuit's decision in *Grants Pass* but also *Martin*. In effect, the Court's ruling allows cities to enforce generally applicable no-camping regulations without verifying whether the individual has "access to shelter" beforehand.

Following the Supreme Court's decision in *Grants Pass*, the City updated the No Camping Regulations to better align with *Grants Pass* by removing the language that prohibited enforcement of the City's regulations against homeless persons when there was no access to shelter. As amended, the No Camping Regulations instead permit enforcement "consistent with applicable law". This language is intentionally broad so that the No Camping Regulations do not need to be updated each time the law in this area changes.

Since the language in the No Camping Regulations is broad, this policy is intended to provide more specific details regarding the City's approach to enforcement of the No Camping

Regulations. In preparing this updated policy, City staff sought input from the City Council and also researched the approaches taken by neighboring jurisdictions.

ENFORCEMENT POLICY

The below policy outlines the City's approach to enforcement of the No Camping Regulations.

1. Is there a violation of the No Camping Regulations?

a. Assess the circumstances:

- i. Is the person camping in violation of the No Camping Regulations?
- ii. Is the person violating the CMC provisions regarding parking of vehicles?
- iii. Are there facts to suggest violation of some other law or CMC provision?

b. Based on the circumstances, use your discretion in determining the best next step. In some situations, a citation under other CMC provisions may be warranted; in others, it may be desirable to issue a citation under the No Camping Regulations. If the latter, keep moving through this flow chart.

2. Is the person homeless?

a. How to determine:

- i. Use reasonable discretion
- ii. Ask the person what they are doing and why they are there
- iii. Ask if they have a home/accommodations available to them

1. *Example: Person who is living out of their car permanently is likely homeless.*

2. *Example: Person who is sleeping in their car for the night as they road trip from their home in SF down the coast is likely not homeless.*

3. If the person is not homeless, enforce the No Camping Regulations.

4. If the person is homeless, consider whether a citation is warranted.

a. Consider the totality of the circumstances:

- i. Have you encountered this person before? Have you issued them a warning?
- ii. Is the person trespassing?
- iii. Is there an immediate health and safety concern, such as if the person is camping in an environmentally sensitive area, near a school, or in a manner that creates a disruption to vital government services?
- iv. Can the person be relocated to a homeless shelter? (See note regarding homeless shelters below.)

- v. Can the person be connected to other services? (See note regarding other services below.)
- b. Based on the totality of the circumstances, use your discretion in determining the whether to issue a citation under the No Camping Regulations.
 - i. *Example: If you are faced with a repeat offender who has previously refused services and who is camping in an environmentally sensitive area, a citation likely makes sense.*
 - ii. *Example: If you encounter someone for the first time and they are sleeping in their car in a non-disruptive location, it may make more sense to issue a warning and advise the person of the City's No Camping Regulations and available services rather than issuing a citation.*
 - iii. *Example: If you encounter a homeless person who is not a repeat offender camping in violation of the No Camping Regulations and there is space available in a local homeless shelter, the best approach may be to offer to take the person to the homeless shelter, without issuing any citation.*

NOTE REGARDING HOMELESS SHELTERS AND OTHER SERVICES

1. Homeless Shelters

- a. Regional Network: Due to the small size of the City, the City works in conjunction with other local agencies to address and respond to homelessness on a regional basis. This regional network is known as the County of Santa Barbara Continuum of Care ("CoC"). Call the CoC's Coordinated Entry System phone line at 805-450-3558 or call a CoC Diversion Specialist at 805-270-9581 to check shelter availability. The CoC also maintains a website page with lists of local housing providers: <https://www.countyofsb.org/572/Local-Providers>.
- b. Warming Centers: Warming centers are activated in two situations: (1) there is a projection of 50% or higher for rain or (2) it is estimated that the temperature will be at or below 35 degrees. When activated, the warming center rotates its location between Carpinteria Veterans Hall and the Carpinteria Community Church. There are little to no barriers to entry to warming centers, except that the weather must be of a certain condition. The warming centers do not offer beds, only mats.
- c. Safe Parking Pilot Program: The City is in the process of establishing a Safe Parking Pilot Program, which will allow for overnight vehicle camping in specified locations and will include the provision of certain services. This program is offered in conjunction with a third-party, New Beginnings. For more information, call the City at (805) 684-5405.

- d. Other: In addition to the above options, there may be other private shelter options, such as shelter options offered by local churches or other similar groups.

2. Other Services

- a. The City has an approved Overnight Camping Notice that can be left on cars suspected of overnight camping and which includes information about local services for persons experiencing homelessness.
- b. There are restrooms located near 9th Street that are open 24 hours per day.
- c. The City may be able to help coordinate transportation to shelters, even if such shelters are ones with barriers and/or out of the City.

POLICY FOR NON-DISCRIMINATORY ENFORCEMENT

City staff and law enforcement personnel shall treat all persons equally, regardless of their economic or living conditions. All persons have the right to use the public streets, parks, beaches and facilities so long as they are not engaged in specific activity that violates state or local laws or creates a public health and safety risk. Factors such as race, sex, sexual preference, age, dress, unusual or disheveled or impoverished appearance do not alone justify enforcement action. Nor can generalized complaints by residents or merchants or others justify detention or citation of any person absent individualized suspicion or probable cause.

GENERAL NOTES

The law in this area is continually evolving, and we will work to continually update this policy as necessary. Regardless of changes to the law, City staff and the Sheriff's Office should be mindful of the following:

- Act with compassion.
- Advise citizens of the City's No Camping Regulations and related local law.
- Aim to connect persons experiencing homelessness with housing and services.
- Issue citations only when warranted.
- Reach out to the City Manager with questions or suggestions.

QUESTIONS?

If you have any questions regarding this policy, contact the City Manager at MichaelR@carpinteriaca.gov, and please copy the City Program Manager of Emergency Services, Volunteers & Outreach at AidaT@carpinteriaca.gov.

Policy Approved by _____
Michael Ramirez, City Manager

Date

ATTACHMENT B



CITY OF CARPINTERIA ADMINISTRATIVE POLICY

ADMINISTRATIVE POLICY FOR ENFORCEMENT OF NO CAMPING REGULATIONS (CMC 8.20 AND 12.24)

PURPOSE AND AUTHORITY

The purpose of this policy is to provide ~~the~~ City Staff and the Sheriff's Office with information regarding the City's ~~interpretation of what constitutes permissible~~approach to enforcement of City Municipal Code ("CMC") 8.20 and 12.24 (collectively the "No Camping Regulations") ~~in light of~~consistent with recent case law regarding enforcement of no camping ordinances.

~~including~~Prior to 2024, the relevant case law in this area was the Ninth Circuit's decisions in *Martin v. City of Boise* ("*Martin*") and *Johnson v. City of Grants Pass* ("*Grants Pass*"). Together, those cases held that enforcement of no-camping regulations against individuals who did not have access to shelter constituted "cruel and unusual punishment" in violation of the U.S. Constitution. In response to these cases, the City, along with nearly every other locality under the Ninth Circuit's jurisdiction, updated the No Camping Regulations and related policies to prohibit enforcement of the No Camping Regulations against homeless persons when there was not available shelter for such persons.

~~*Martin* prohibits enforcement of No Camping Regulations against individuals who do not have access to shelter. The decision does not, however, provide a clear definition for what constitutes "access to shelter". Also, importantly, footnote 8 of the decision specifically states that it:~~

- ~~• Does not apply to individuals who do have access to adequate temporary shelter but choose not to use it;~~
- ~~• Does not completely prohibit cities from banning sitting, lying, or sleeping outside at particular times or in particular locations;~~
- ~~• Does not prevent cities from prohibiting structures in public rights-of-way; and~~
- ~~• Makes the valid enforcement of regulations depend on whether that law criminalizes an individual for not having "the means to live out the universal and unavoidable consequences of being human."~~

~~The *Martin* decision was recently applied in the *Grants Pass* decision. There are several key takeaways from the *Grants Pass* case:~~Several months after the City updated its regulations and policies to align with *Martin* and *Grants Pass*, the U.S. Supreme Court agreed

to hear *Grants Pass* on appeal. In June 2024, the Supreme Court released its decision in *Grants Pass*. In a 6 to 3 decision, the Court held that enforcement of generally applicable laws regulating camping on public property does not constitute “cruel and unusual punishment” prohibited by the Eighth Amendment, thereby overturning not only the Ninth Circuit’s decision in *Grants Pass* but also *Martin*. In effect, the Court’s ruling allows cities to enforce generally applicable no-camping regulations without verifying whether the individual has “access to shelter” beforehand.

- ~~This decision indicates that when considering whether there are “available shelter beds”, a city should look only at shelters within its boundaries.~~
- ~~This decision indicates that both regulations prohibiting camping and civil penalties and enforcement of no-camping regulations may be unconstitutional.~~
- ~~This decision is a reminder that the Eighth Amendment prohibits not only cruel and unusual punishment but also excessive fines.~~

~~Together, *Martin* and *Grants Pass* provide guideposts as to when and how enforcement of the City’s No Camping Regulations is or is not constitutional.~~

Following the Supreme Court’s decision in *Grants Pass*, the City updated the No Camping Regulations to better align with *Grants Pass* by removing the language that prohibited enforcement of the City’s regulations against homeless persons when there was no access to shelter. As amended, the No Camping Regulations instead permit enforcement “consistent with applicable law”. This language is intentionally broad so that the No Camping Regulations do not need to be updated each time the law in this area changes.

Since the language in the No Camping Regulations is broad, this policy is intended to provide more specific details regarding the City’s approach to enforcement of the No Camping Regulations. In preparing this updated policy, City staff sought input from the City Council and also researched the approaches taken by neighboring jurisdictions.

ENFORCEMENT POLICY

The below policy ~~summarizes the rules from *Martin* and *Grants Pass* into an outline style flowchart that City staff and the Sheriff’s Office can use when addressing potential violations~~outlines the City’s approach to enforcement of the ~~City’s~~ No Camping Regulations. Exhibit 1, attached hereto, ~~provides a visual flowchart of the below outline.~~

1. Assess the situation and consider whether a citation is warranted.⁴

1. Is there a violation of the No Camping Regulations?

⁴ ~~The purpose of this initial step in the process is to remind the reader of two things. First, the first time you encounter someone is not necessarily the first time you cite them. Second, regardless of whether the person is homeless and/or camping, the facts may indicate that a citation is warranted under other regulations and provisions of the CMC. The City staff person or SBSO officer should consider the totality of the circumstances, utilizing this policy as a guide in assessing the circumstances related to potential violation of the No-Camping Regulations.~~

a. Consider the totality of Assess the circumstances:

~~i. Have you encountered this person before? Have you issued them a warning?~~

i. ~~ii.~~ Is the person ~~trespassing~~ camping in violation of the No Camping Regulations?

ii. ~~iii.~~ Is the person violating the CMC provisions regarding parking of vehicles?

~~iv. Is there an immediate health and safety concern, such as if the person is camping in an environmentally sensitive area?~~

iii. ~~v.~~ Are there facts to suggest violation of some other law or CMC provision?

~~vi. Is the person camping in violation of the No Camping Regulations?~~

b. Based on the ~~totality of the~~ circumstances, use your discretion in determining the best next step. ~~When faced specifically with someone that appears to be violating the No Camping Regulations, please be reminded that homeless persons are entitled to certain protections under the law such that it may not be appropriate to cite them.~~ In some situations, a citation under other CMC provisions may be warranted; in others, it may be desirable to issue a citation under the No Camping Regulations. ~~Keep~~ If the latter, keep moving through this flow chart ~~to determine if a citation under the No Camping Regulations is permissible.~~

2. Is the person homeless?

a. How to determine:

i. Use reasonable discretion

ii. Ask the person what they are doing and why they are there

iii. Ask if they have a home/accommodations available to them

1. Example: Person who is living out of their car permanently is likely homeless.

2. Example: Person who is sleeping in their car for the night as they road trip from their home in SF down the coast is likely not homeless.

~~b. If yes: Keep moving through flow chart.~~

3. ~~c. If no: Stop and~~ the person is not homeless, enforce ordinance the No Camping Regulations.

4. If the person is homeless, consider whether a citation is warranted.

a. Consider the totality of the circumstances:

- i. Have you encountered this person before? Have you issued them a warning?
- ii. ~~3. Is there space in the homeless shelters in the Regional Network~~the person trespassing?
- iii. Is there an immediate health and safety concern, such as if the person is camping in an environmentally sensitive area, near a school, or in a manner that creates a disruption to vital government services?
- iv. Can the person be relocated to a homeless shelter? (See note regarding homeless shelters below.)
- v. Can the person be connected to other services? (See note regarding other services below.)
- b. Based on the totality of the circumstances, use your discretion in determining the whether to issue a citation under the No Camping Regulations.
 - i. *Example: If you are faced with a repeat offender who has previously refused services and who is camping in an environmentally sensitive area, a citation likely makes sense.*
 - ii. *Example: If you encounter someone for the first time and they are sleeping in their car in a non-disruptive location, it may make more sense to issue a warning and advise the person of the City's No Camping Regulations and available services rather than issuing a citation.*
 - iii. *Example: If you encounter a homeless person who is not a repeat offender camping in violation of the No Camping Regulations and there is space available in a local homeless shelter, the best approach may be to offer to take the person to the homeless shelter, without issuing any citation.*

NOTE REGARDING HOMELESS SHELTERS AND OTHER SERVICES

1. Homeless Shelters

- a. ~~Note~~Regional Network: Due to the small size of the City, the City works in conjunction with other local agencies to address and respond to homelessness on a regional basis. This regional network is known as the County of Santa Barbara Continuum of Care ("CoC"). ~~The City looks to all shelter options in the CoC rather than only the shelters in the City's boundaries.~~
- b. ~~How to determine if space is available:~~
 - i. ~~Call the CoC's Coordinated Entry System phone line at 805-450-3558.~~
 - ii. ~~or call a CoC Diversion Specialist at 805-270-9581 to check shelter availability. Call a CoC Diversion Specialist at 805-270-9581.~~

~~c. If yes (i.e., space is available): Keep moving through flowchart~~

~~d. If no (i.e., space is not available): Alternative enforcement procedures²~~

~~i. Ask the person to move.~~

~~1. If the person is in a car, consider giving them an Overnight Camping Notice, which includes information about local services for persons experiencing homelessness.~~

~~2. If the person is camping outside, they should generally be given at least 72 hours to move their belongings.~~

~~ii. Offer information regarding resources and services, including informing the person that there are restrooms located near 9th Street that are open 24 hours per day.~~

~~iii. Offer information regarding transportation to shelters, even if such shelters are ones with barriers and/or out of the City. In offering this information, it is important to frame this as an offer and not a requirement. The goal is to connect the person with services.~~

~~4. Is the shelter where there is space an accessible shelter?~~

~~a. How to determine:~~

~~i. An accessible shelter is one that does not have barriers to entry~~

~~ii. Shelter cannot require person to be of a certain religion, require person to have a car, etc.~~

~~b. If yes: Take to shelter. If they refuse, enforce ordinance.~~

~~c. If no: Alternative enforcement procedures (see above)~~

5. Shelter Options

~~a. There are currently several different types of shelter options available throughout the City and within the Regional Network, including those listed below. Not all of the below options are “accessible” shelters, but they still can and should be recommended to homeless persons in case the person meets the criteria to enter the shelter.~~

~~i. Regional Network: The CoC [also](https://www.countyofsb.org/572/Local-Providers) maintains a website page with lists of local housing providers: <https://www.countyofsb.org/572/Local-Providers>.~~

b. ii. Warming Centers: Warming centers are activated in two situations: (1) there is a projection of 50% or higher for rain or (2) it is estimated that the temperature will be at or below 35 degrees. When activated, the warming center rotates its location between Carpinteria Veterans Hall and the Carpinteria Community Church. There are little to no barriers to entry to warming centers,

² Note that the alternative enforcement procedures may be updated as the City updates its No Camping Regulations.

except that the weather must be of a certain condition. The warming centers do not offer beds, only mats.

- c. ~~iii.~~ Safe Parking Pilot Program: The City is in the process of establishing a Safe Parking Pilot Program, which will allow for overnight vehicle camping in specified locations and will include the provision of certain services. This program is offered in conjunction with a third-party, New Beginnings. For more information, call the City at (805) 684-5405.
- d. ~~iv.~~ Other: In addition to the above options, there may be other private shelter options, such as shelter options offered by local churches or other similar groups.

2. Other Services

- a. The City has an approved Overnight Camping Notice that can be left on cars suspected of overnight camping and which includes information about local services for persons experiencing homelessness.
- b. There are restrooms located near 9th Street that are open 24 hours per day.
- c. The City may be able to help coordinate transportation to shelters, even if such shelters are ones with barriers and/or out of the City.

POLICY FOR NON-DISCRIMINATORY ENFORCEMENT

City staff and law enforcement personnel shall treat all persons equally, regardless of their economic or living conditions. All persons have the right to use the public streets, parks, beaches and facilities so long as they are not engaged in specific activity that violates state or local laws or creates a public health and safety risk. Factors such as race, sex, sexual preference, age, dress, unusual or disheveled or impoverished appearance do not alone justify enforcement action. Nor can generalized complaints by residents or merchants or others justify detention or citation of any person absent individualized suspicion or probable cause.

GENERAL NOTES

The law in this area is continually evolving, and we will work to continually update this policy as necessary. Regardless of changes to the law, City staff and the Sheriff's Office should be mindful of the following:

- Act with compassion.
- Advise citizens of the City's No Camping Regulations and related local law.
- Aim to connect persons experiencing homelessness with housing and services.
- ~~Cite as a last resort~~ Issue citations only when warranted.

- Reach out to the City Manager with questions or suggestions.

QUESTIONS?

If you have any questions regarding this policy, contact the City Manager at ~~DaveD@carpinteriaca.gov~~MichaelR@carpinteriaca.gov, and please copy the City Program Manager of Emergency Services, Volunteers & Outreach at OliviaU@carpinteriaca.gov.

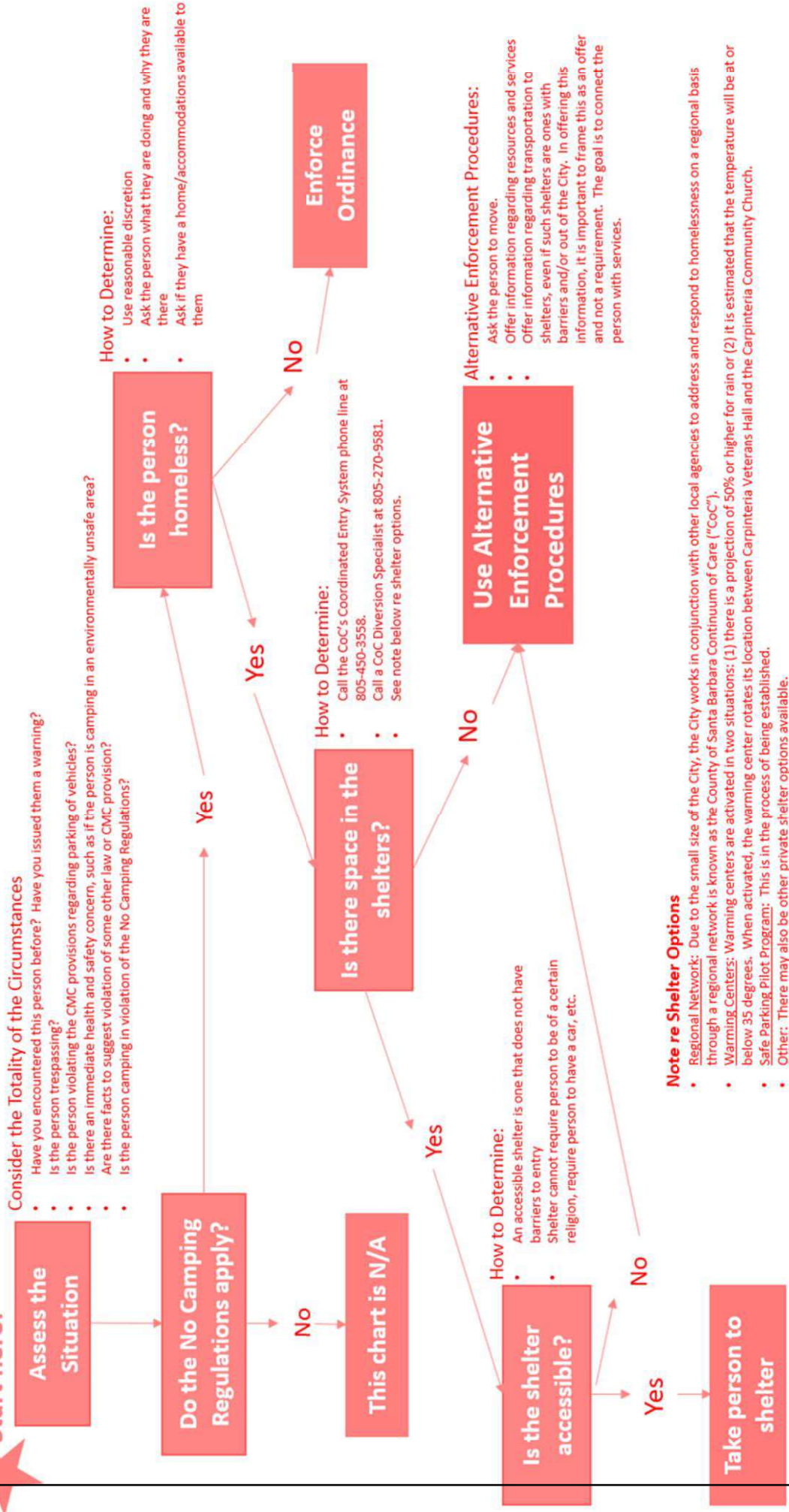
Policy Approved by _____
~~Dave Durflinger~~[Michael Ramirez](#), City Manager _____ Date

EXHIBIT 1
Flowchart
~~On next page.~~

(Deleted graphics)

Start here!

RESPONDING TO COMPLAINTS RE ILLEGAL CAMPING



Summary report: Litera Compare for Word 11.2.0.54 Document comparison done on 10/9/2024 8:05:53 AM	
Style name: Default Style	
Intelligent Table Comparison: Active	
Original DMS: iw://dm.bhfs.com/ACTIVE/31367793/1	
Modified DMS: iw://dm.bhfs.com/ACTIVE/31367793/4	
Changes:	
Add	71
Delete	111
~~Move From~~	0
Move To	0
Table Insert	0
~~Table Delete~~	0
Table moves to	0
~~Table moves from~~	0
Embedded Graphics (Visio, ChemDraw, Images etc.)	1
Embedded Excel	0
Format changes	0
Total Changes:	183



City of Carpinteria

COUNCIL AGENDA STAFF REPORT October 14, 2024

ITEM FOR COUNCIL CONSIDERATION

Annual Report on Law Enforcement Services.

STAFF RECOMMENDATION

Receive and file the report.

Sample Motion: I move to receive and file the Annual Report on Law Enforcement Services.

BACKGROUND/DISCUSSION

The City of Carpinteria contracts with the Santa Barbara County Sheriff's Office for law enforcement services. Each year, the Sheriff's Office provides a presentation detailing staffing levels, the range of general and supplemental law enforcement services offered to the City, and data on calls for service, crimes, and arrests.

ATTACHMENTS

Attachment A: Chief of Police 2023 Annual Report on Law Enforcement Services PowerPoint Presentation

Staff contact:

Lt. Rich Brittingham, Chief of Police
(805) 568-3388; richb@carpinteriaca.gov

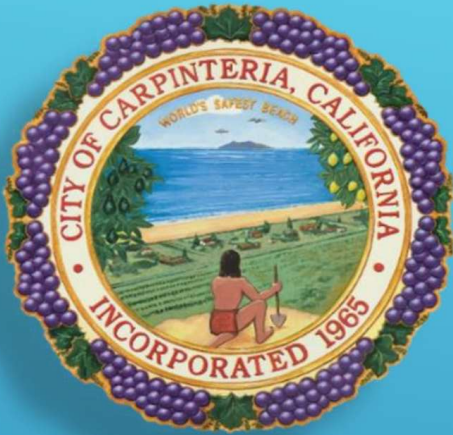
Reviewed by: Ryan Kintz, Assistant City Manager
(805) 755-4400, ryank@carpinteriaca.gov

Reviewed by: Michael Ramirez, City Manager
(805) 755-4450, michaelr@carpinteriaca.gov

Signature

Signature

Signature



2023 Public Safety Annual Review

Chief Rich Brittingham
Carpinteria Chief of Police Services
City Council – October 14, 2024



Agenda



- Background
- Law Enforcement Contract Services
- Staffing Summary
- Summary of Law Enforcement Statistics





Background



Law Enforcement Overview

- City of Carpinteria incorporated in 1965 and had its own police force.
- In July 1992, Carpinteria contracted with the Santa Barbara County Sheriff's Office for Law Enforcement Services.
- The Santa Barbara County Sheriff's Office provides a full range of police services that enhance the quality of life for Carpinteria's residents, businesses, and visitors.



Patrol Services



- 24-hour patrol coverage
- Chief of Police Services
- One Sergeant
- One Senior Deputy
- Two Deputies
- One Administrative Office Professional
- 4 squads on rotation cover the week
- 12-hour shifts
- Access to all Santa Barbara County Sheriff Resources



Contract Services Included



- Criminal Investigations
- Vice/Intel, Narcotics, Human Trafficking
- Dive Team
- Crisis and Negotiation Team
- Forensics
- Hazardous Devices/Bomb Team
- Aviation Unit (Helicopter/fixed wing patrol)
- Law Enforcement Canines (Patrol, Tracking, Narcotics, and EOD)
- Mounted Unit
- Reserve Forces
- Search & Rescue
- Special Enforcement Team (SWAT)
- Crisis Intervention Team (CIT)



Carpinteria Police Staff

Chief of Police Services

Rich Brittingham



Over 27+ years of Law Enforcement Experience

- Previous assignments include:
 - Deputy Probation Officer
 - Goleta Patrol
 - Special Investigations Bureau
 - Isla Vista Foot Patrol
 - Criminal Investigations Bureau
 - Goleta Chief of Police
- Collateral assignments include:
 - K9 Program Manager
 - Risk Management/Civil Litigation
 - IMT3 (Incident Management Team)
 - OEM/EOC





Carpinteria Police Staff 2023 Supervisors



**Dan Calderon,
Sergeant**

22+ years of
experience



**Chris Corbett,
Sergeant**

25+ years of
experience



**Brian Flick,
Sergeant**

20+ years of
experience



**Ben Sandu,
A/Sergeant**

14+ years of
experience



Carpinteria Police Staff 2024 Supervisors



**Eric Delgadillo,
Sergeant**

21+ years of
experience



**Chris Corbett,
Sergeant**

25+ years of
experience



**Brian Flick,
Sergeant**

20+ years of
experience



**Ruben Cintron,
Sergeant**

17+ years of
experience



Carpinteria Police Staff 2024 Senior Deputies



**James McKarrell,
Senior Deputy**

18 years of
experience



**Chris Brady,
Senior Deputy**

7 years of
experience



**Corey Watkins,
Senior Deputy**

23 years of
experience



**Adrian Hernandez,
Senior Deputy**

20 years of
experience



CARPINTERIA POLICE STAFF

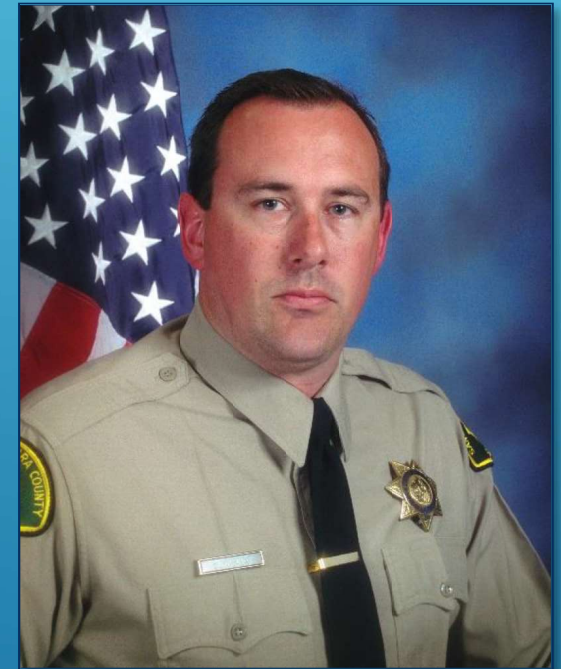
Community Resource Deputy

(Due to City budget constraints this position is unfunded for FY 25)



Responsible for:

- Coordinating activities with businesses, residents, visitors, and City Staff
- Coordination of:
 - Crime Prevention Program
 - Neighborhood Watch Program
 - Business Watch Program
 - Homeless Outreach
 - Downtown Bicycle and Foot Patrol
- Restorative Court Program Liaison
- School Resource Deputy



Bryan Dickey

Sheriff's Deputy, Special Duty

20+ years of experience



Carpinteria Police Staff

Administrative Office Professional II – Criminal Records



- Carpinteria Station Lobby open Monday through Thursday 8 AM to 4 PM
- Serves as the contact between the Sheriff's Office and City staff, City Attorney, local businesses, residents, schools, and the Carpinteria community in general
- Responsible for processing, distribution and filing of all arrest reports, citations, parking tickets and other documents

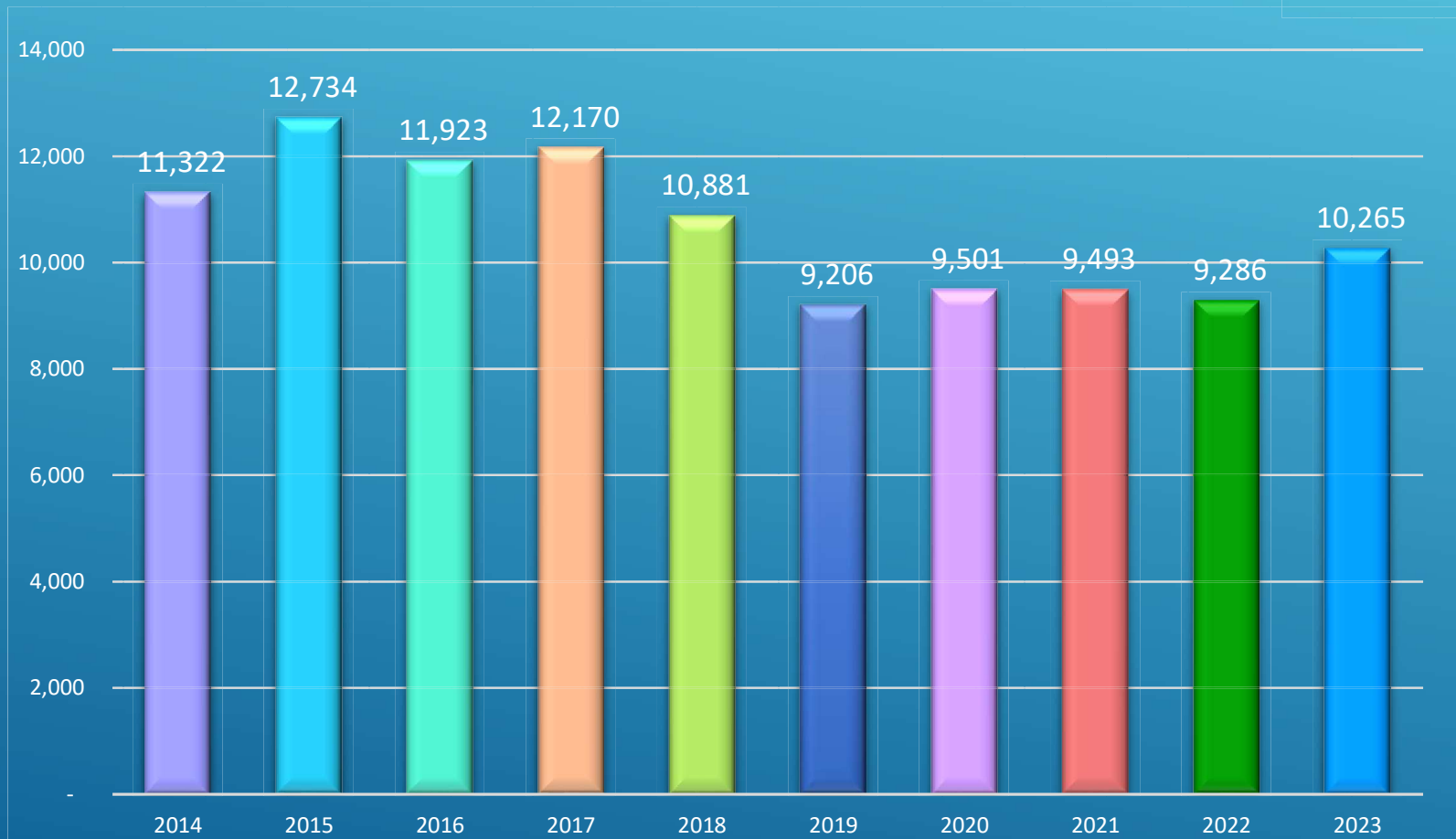


Christie Idol

20+ years of experience



City of Carpinteria Calls for Service





Comparison 2022 to 2023



Part One Crimes	8.50% Increase
Part Two Crimes	9.04% Decrease
Traffic Collisions	18.18% Increase
Calls for Service	10.54% Increase



Part One Crime Offenses



Part One Offenses are serious crimes that occur on a regular basis and are likely to be reported to law enforcement. Part One offenses are generally referred to as the “Crime Index” measurement

- Part One Crime Offenses include
 - Violent Crimes
 - Murder
 - Rape
 - Aggravated Assault
 - Robbery
 - Human Trafficking
 - Property Crimes
 - Burglary
 - Larceny
 - Motor Vehicle Theft
 - Arson



Part Two Crime Offenses

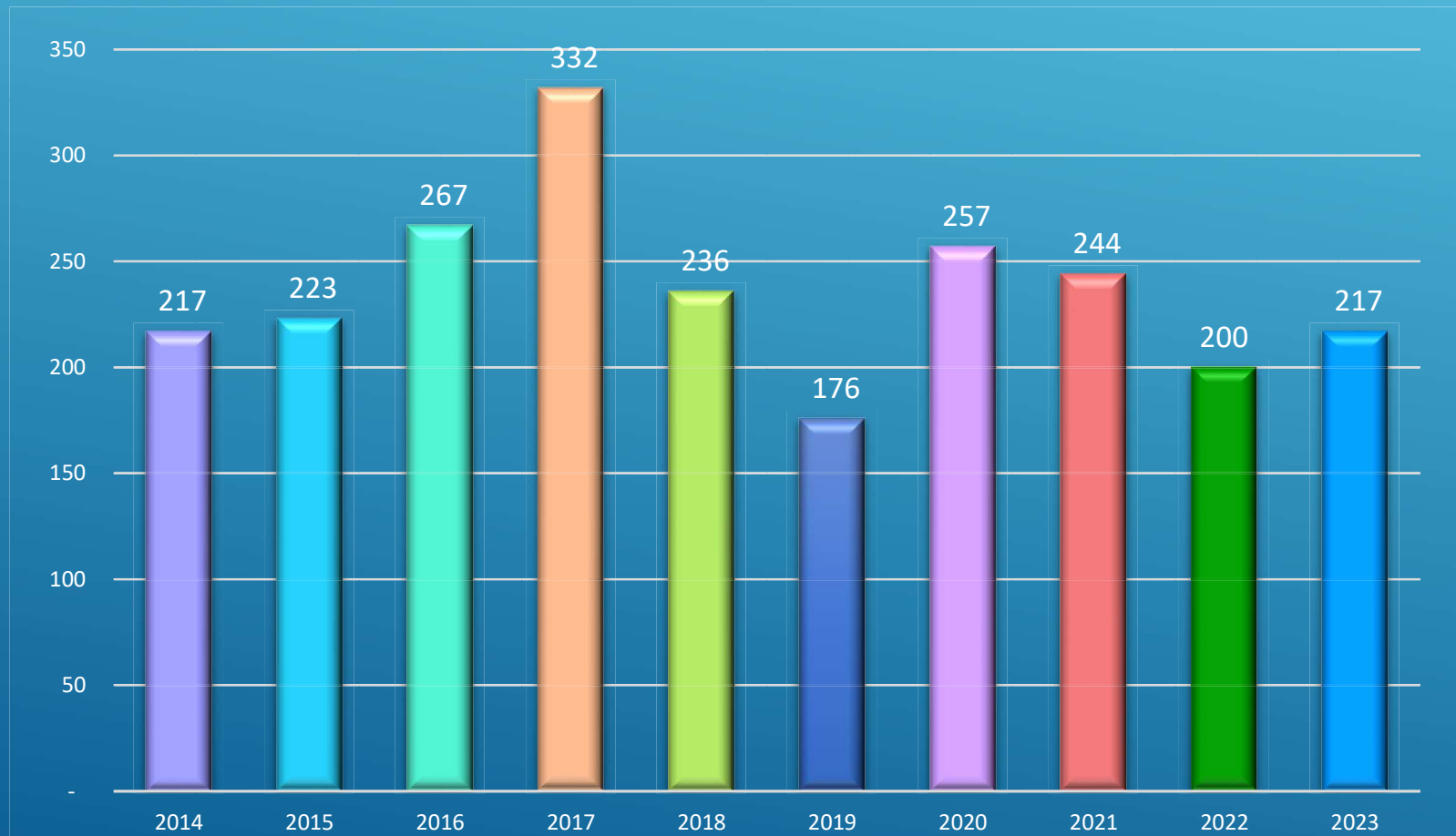


Part Two Offenses represent “less serious” Crime Classification

- Part Two Crime Offenses include
 - Non-aggravated Assault
 - Simple assault and attempted assault that do not result in injury to the victim
 - White Collar Crimes
 - Forgery
 - Counterfeiting
 - Embezzlement
 - Other Offenses
 - Fraud
 - Gambling
 - Liquor Offenses
 - Offenses against the Family
 - Prostitution
 - Public Drunkenness
 - Runaways
 - Violations of Gun Laws



Part One Crimes

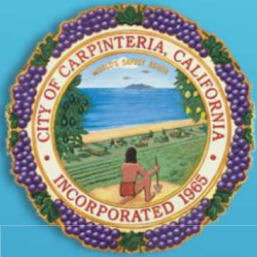




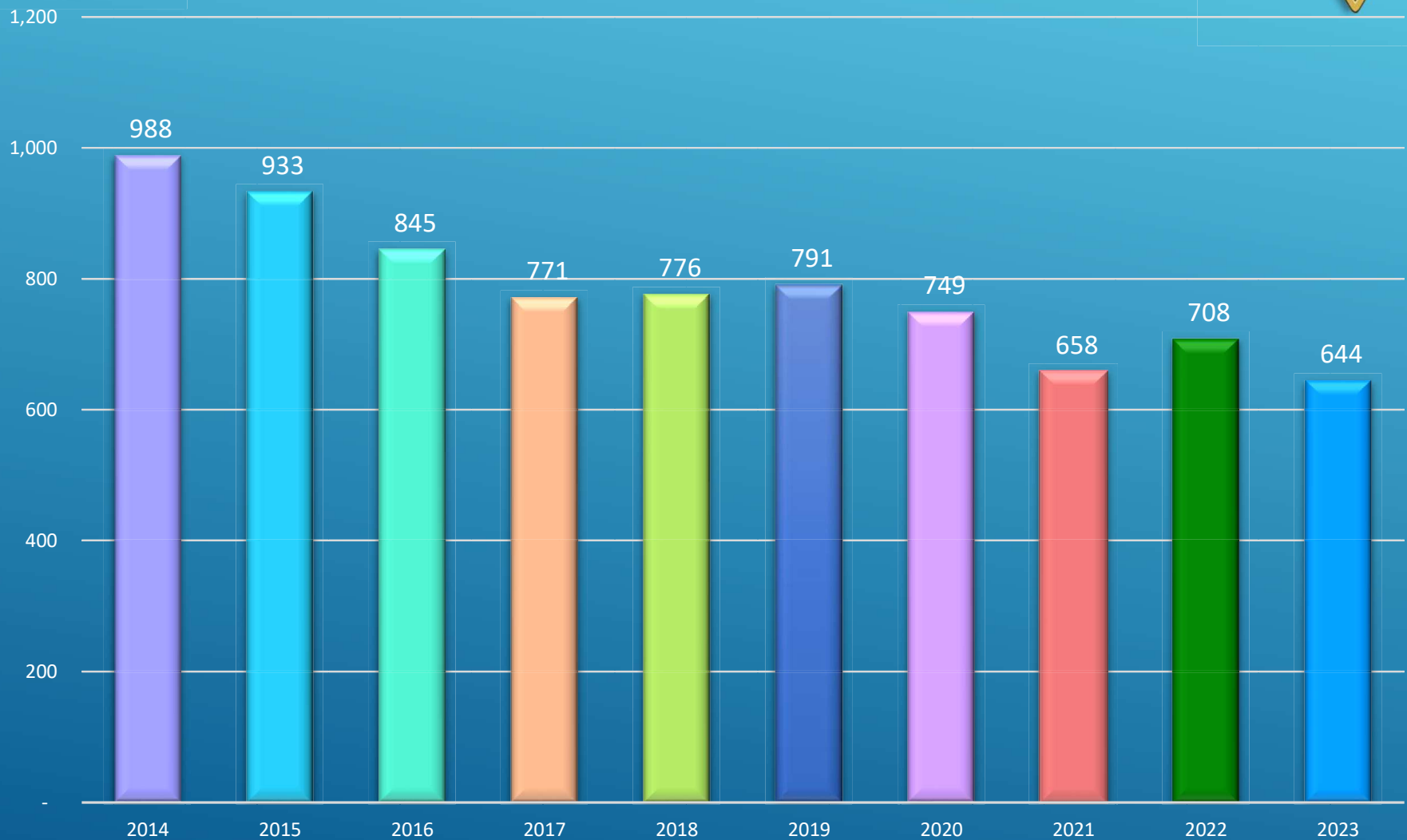
Part One Crimes



	Homicide	Rape	Robbery	Agg. Assault	Burglary	Larceny	MV Theft	Arson	Total
2023	0	2	1	18	19	159	18	0	217
2022	0	0	6	25	9	140	16	4	200
2021	0	1	2	19	27	172	23	0	244
2020	0	1	4	16	25	183	26	2	257
2019	1	0	3	7	20	125	20	0	176
2018	0	0	2	20	37	151	26	0	236
2017	0	4	10	19	60	209	29	1	332
2016	0	2	8	16	49	178	14	0	267
2015	0	2	2	9	43	150	14	3	223
2014	0	2	1	16	49	140	8	1	217



Part Two Crimes





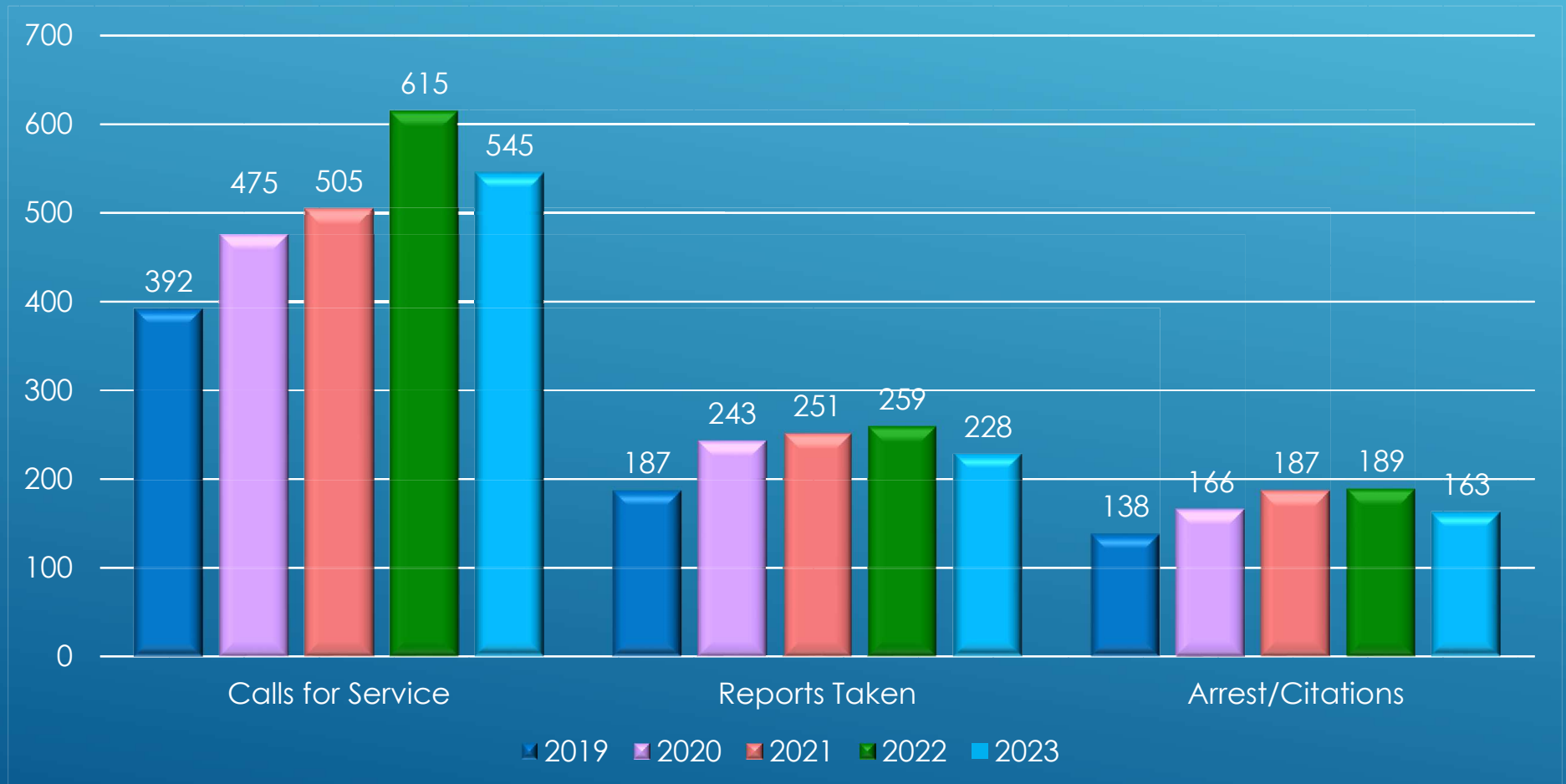
Part Two Crimes



	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023
Total	988	933	845	771	776	791	749	658	708	644
All Other Offenses	480	401	341	375	358	306	216	168	235	263
Curfew & Loitering	5	1	0	2	2	4	0	0	0	1
Disorderly Conduct	9	9	5	2	8	12	23	9	7	2
Drugs	90	92	138	71	91	105	167	161	156	134
Drunkenness	102	98	75	70	56	65	32	45	43	42
DUI	44	81	37	20	21	20	14	61	53	51
Embezzlement	2	0	1	0	8	2	0	0	0	0
Forgery & Counterfeit	10	25	21	35	20	26	21	22	20	22
Fraud	15	14	9	11	9	16	13	12	10	13
Liquor Laws	13	23	15	14	13	29	55	27	18	21
Off Agnst Family/Child	12	7	4	5	10	11	2	3	2	8
Prostitution/Vice	1	0	0	0	0	0	0	0	1	0
Runaways	10	2	3	3	23	28	15	16	3	22
Sex Offenses	4	6	5	6	5	2	5	4	6	11
Simple Assault	97	93	84	73	81	67	80	65	80	88
Stolen Prop:B/R/P	3	1	6	2	7	3	3	5	2	2
Vagrancy	6	4	4	0	2	0	3	0	1	0
Vandalism	78	57	89	76	50	75	81	49	43	42
Weapons	7	19	8	6	12	20	19	11	18	10



City of Carpinteria Homeless activity





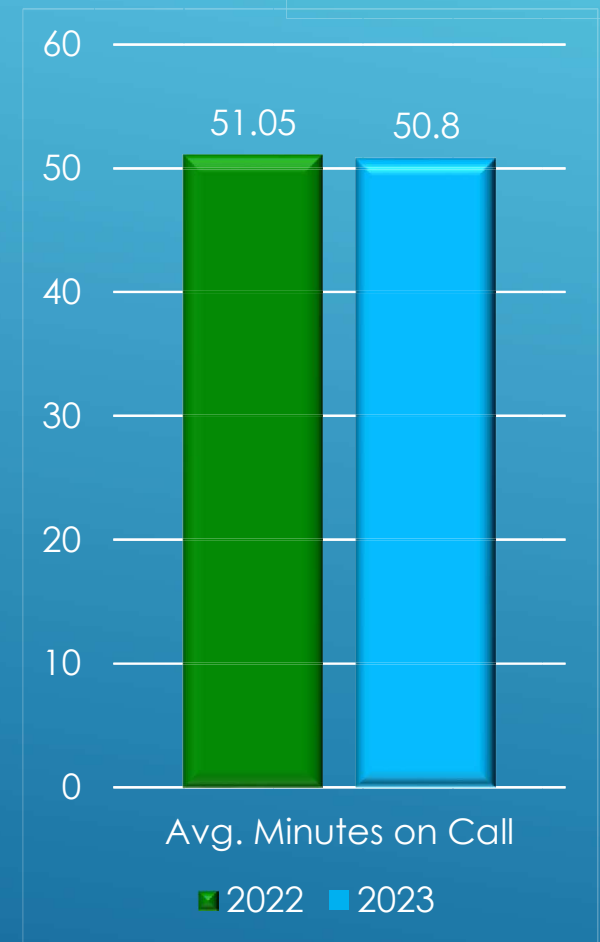
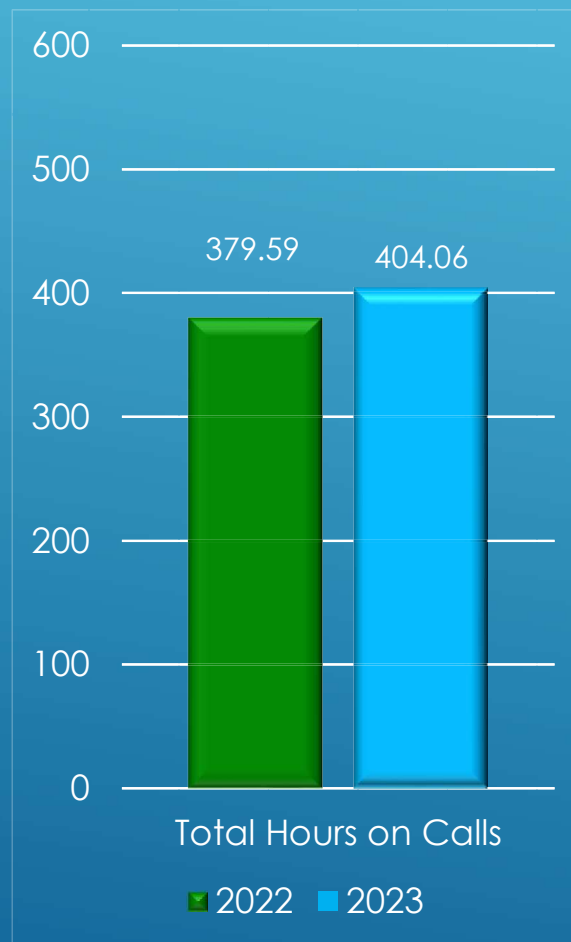
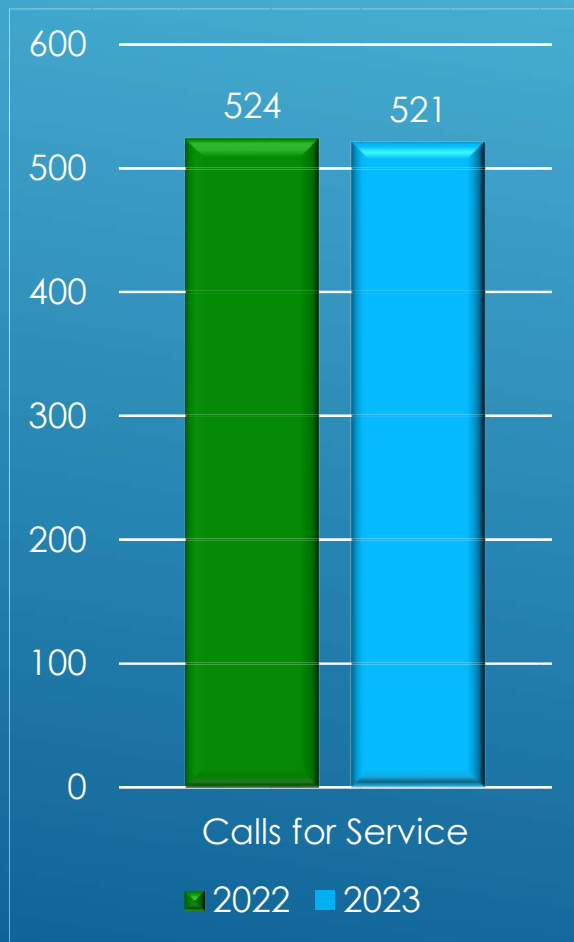
City of Carpinteria Homeless activity



	Calls for Service	Reports Taken	Arrests/Citations
2023	545	228	163
2022	615	259	189
2021	505	251	187
2020	475	243	166
2019	392	187	138



City of Carpinteria Mental Health Related Calls for Service





City of Carpinteria Mental Health Related Calls for Service



	2022	2023
Total Calls	524	521
Total Incident Time	379.59 hours	404.06 hours
Average Incident Time	51.05 minutes	50.8 minutes



KEY TAKEAWAYS



► Crime Trends

- **Part One Crimes:** There was an **8.5% increase** in Part One crimes from 2022 to 2023.
- **Part Two Crimes:** Part Two crimes saw a **9.04% decrease** from 2022 to 2023. Notable decreases include disorderly conduct and DUI arrests.

► Calls For Service:

- Calls for service in 2023 increased by **10.54%** from 2022, with a total of **10,265 calls**. This increase reverses a slight decline observed between 2021 and 2022.

► Traffic Collisions

- There was an **18.18% increase** in traffic collisions from 2022 to 2023, highlighting a potential concern for traffic safety.



KEY TAKEAWAYS CONTINUED

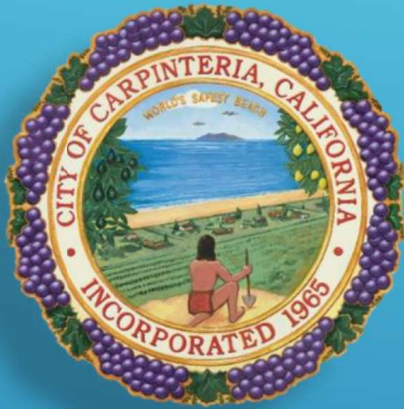


► Homelessness-Related Activity:

- Calls related to homelessness dropped by **11.4%** (from 615 in 2022 to 545 in 2023). Arrests and citations related to homelessness also decreased from 189 in 2022 to 163 in 2023.

► Mental Health-Related Calls:

- Mental health-related calls for service remained relatively stable, with **521 calls** in 2023 compared to 524 in 2022. However, the total incident time spent on these calls increased by **24.47 hours**.



QUESTIONS / COMMENTS