

Tuesday, June 18, 2013

The Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, met in regular session at 9:00 AM.

**PRESENT:** Supervisors: Frank Mecham, Bruce S. Gibson, Adam Hill, Debbie Arnold and Chairperson Paul A. Teixeira

**ABSENT:** None

**THE PLEDGE OF ALLEGIANCE IS LED BY CHAIRPERSON PAUL A. TEIXEIRA.**

**Consent Agenda – Review and Approval:**

**1-42.** This is the time set for consideration of the Consent Agenda.

**Chairperson Teixeira:** opens the floor to public comment.

**Supervisor Gibson:** requests Item No. 5 be pulled for separate consideration.

The action taken for Consent Agenda items 1 through 4 and 6 through 42 on the following vote is indicated for each item.

**Motion by:** Bruce S. Gibson

**Second by:** Frank R. Mecham

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Teixeira, Paul A. (Chairperson)	x			
Gibson, Bruce S. (Vice-Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Hill, Adam (Board Member)	x			
Arnold, Debbie (Board Member)	x			

**Items Set for Hearing:**

**1.** Setting of a public hearing to consider a resolution to collect delinquent service charges on property tax bills for County Service Area 10A (Cayucos) to the 2013-14 County property tax bills. District 2. Hearing date set for July 23, 2013.

**The Board approves as recommended by the County Administrative Officer.**

**2.** Introduction of ordinances to create the Office of Auditor-Controller-Treasurer-Tax Collector-Public Administrator. Hearing date set for July 9, 2013.

**The Board approves as recommended by the County Administrative Officer.**

**Bid Opening:**

**3.** Letter transmitting plans and specifications (Clerk’s File) for See Canyon Road Slope Repair, Avila Beach, for Board approval and advertisement for construction bids. District 3. Bid opening date set for July 18, 2013.

**The Board approves as recommended by the County Administrative Officer.**

**4.** Letter transmitting plans and specifications (Clerk’s File) for Asphalt Overlay 2013, Ramada Drive and El Pomar Drive, east of Templeton and southeast of Paso Robles, San Luis Obispo County, for Board approval and advertisement for construction bids. Districts 1 and 5. Bid opening date set for July 18, 2013.

**The Board approves as recommended by the County Administrative Officer.**

**Consent Agenda – Administration Office:**

6. Request for consent on the five year renewal agreement between California Polytechnic State University and the City of San Luis Obispo for Fire and Emergency Services at the University.

**The Board approves as recommended by the County Administrative Officer.**

**Consent Agenda - Auditor - Controller Items:**

7. Submittal of a cash procedures review of the County's Treasurer's Office conducted March 12, 2013.

**The Board approves as recommended by the County Administrative Officer.**

8. Submittal of a cash procedures review of the County Treasurer's Office conducted December 20, 2012.

**The Board approves as recommended by the County Administrative Officer.**

9. Submittal of a resolution to accept the 2013-2014 Appropriation Limitation calculation for San Luis Obispo County.

**The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2013-137, adopted.**

**Consent Agenda - Board of Supervisors Items:**

10. Submittal of Supervisor's expense report on meetings attended pursuant to Government Code section 53232.3(d).

**The Board approves as recommended by the County Administrative Officer.**

11. Request by Chairperson Paul Teixeira to appoint Geraldine Senna to the Area IX Board on Developmental Disabilities.

**The Board approves as recommended by the County Administrative Officer.**

12. Request by Supervisor Debbie Arnold to appoint Gary Fowler as a District 5 representative to the County Commission on Aging.

**The Board approves as recommended by the County Administrative Officer.**

**Consent Agenda - General Services Agency Items:**

13. Submittal of resolution to surplus and transfer ownership of a used construction trailer to Dana Adobe Nipomo Amigos, Inc. (DANA) to be converted to two Americans with Disabilities Act (ADA) compliant restrooms for the use of visitors at Rancho Nipomo Dana Adobe. District 4.

**The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2013-138, adopted.**

14. Submittal of a resolution proclaiming July 2013 as "Park and Recreation Month" in San Luis Obispo County.

**The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2013-139, adopted.**

15. Request to authorize a budget adjustment in the amount of \$77,929 from FC 136 – Sheriff-Coroner to FC 200 - Countywide Maintenance Projects for the close of the Main Jail Modular Renovation project located at 1485 Kansas Avenue.

**The Board approves as recommended by the County Administrative Officer.**

16. Request to approve a contract with Sixel Consulting Group, Inc. for air service development consulting and recruiting services in an amount not to exceed \$40,000.

**Mr. Richard Howell – General Services Agency Airport Services Manager:** states they found discrepancies in this item and requests it be withdrawn from the Consent Agenda for further clarification.

**This item is withdrawn, per staff's request.**

17. Request to approve a permit with Visitor Television, LLC for display advertising in the San Luis Obispo County Regional Airport terminal.

**The Board approves as recommended by the County Administrative Officer.**

18. Request to accept bid results and award a construction contract to Santa Margarita Construction Corp. in the amount of \$2,717,000 for construction improvements at the new Atascadero Library and North County Service Center located at 6555 Capistrano, Atascadero, and authorize a corresponding budget adjustment in the amount of \$2,731,101. District 5.

**The Board approves as recommended by the County Administrative Officer.**

19. Request to create a new capital improvement project to replace the Honor Farm laundry facility at 885 Oklahoma Avenue, and authorize a budget adjustment in the amount of \$382,665 from Risk Management's Liability Self Insurance Fund.

**The Board approves as recommended by the County Administrative Officer.**

**Consent Agenda - Health Agency Items:**

20. Request to approve a renewal contract (Clerk's File) with Davis Guest Home, Inc. for Fiscal Year 2013-14 in an amount not to exceed \$204,400 to provide residential board and care and social support services to adults with serious mental illness.

**The Board approves as recommended by the County Administrative Officer.**

21. Request to approve the reappointments of Jim Salio, Ian Parkinson, Stephan Ponce, and Lisa Kelley to the Behavioral Health Board.

**The Board approves as recommended by the County Administrative Officer.**

22. Request to approve a renewal agreement with Thomas Ronay, MD, dba MedDimensions, Inc., for a five year period from July 1, 2013 through June 30, 2018 in an amount not to exceed \$351,000 to serve as Medical Director for the San Luis Obispo County Local Emergency Medical Services Agency.

**This item is amended by adding Exhibit F, which was inadvertently omitted, to the renewal agreement. Further, the Board approves as recommended by the County Administrative Officer and as amended by this Board.**

**Consent Agenda - Library Items:**

23. Request to authorize a budget adjustment in the amount of \$852,255 from the Library Gift Trust Account to Fund Center 230-Capital Projects to fund construction of tenant improvements to the new Cambria Library at 1043 Main Street. District 2.

**The Board approves as recommended by the County Administrative Officer.**

24. Request to approve a second amendment to the Memorandum of Understanding with the Atascadero Friends of the Library to extend the final deadline to donate the balance of their half of the estimated

project cost for the purchase and tenant improvements at 6555 Capistrano Avenue in Atascadero, from June 29, 2013 to December 30, 2013. District 5.

**The Board approves as recommended by the County Administrative Officer.**

**Consent Agenda - Planning & Building Items:**

25. Request to approve a transfer of \$3,000 in Contingency Funds in FC 290 – Community Development to the operating budget to fund travel expenses for Homeless Services Oversight Council representatives to attend a training for the National “100,000 Homes” campaign.

**Ms. Elsa Dawson:** speaks.

**Ms. Laurel Wier – Social Services Department:** speaks to the program, per Supervisor Arnold’s request.

**The Board approves as recommended by the County Administrative Officer.**

26. Request to authorize the use of alternative publication procedures for amendments to Title 22 of the Land Use Ordinance (Planned Development). All Districts.

**The Board approves as recommended by the County Administrative Officer.**

27. Submittal of Amendment No. 2 (Clerk’s File) to the contract with Marine Resource Specialists in the amount of \$1,947,741, to continue mitigation monitoring for the Chevron/Guadalupe Oil Field Remediation and Abandonment Project. District 4.

**The Board approves as recommended by the County Administrative Officer.**

**Consent Agenda - Public Works Items:**

28. Submittal of a resolution providing for a service charge credit/rebate for parkway facilities services in County Service Area No. 1A (Galaxy Park, Tract 1898, Nipomo). District 4.

**The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2013-140, adopted.**

29. Request to amend the FY 2012-13 Fixed Asset List for Fund Center 405 – Public Works Internal Service Fund (ISF) to purchase a portable pipeline inspection system, at an estimated cost of \$63,000. All Districts.

**The Board approves as recommended by the County Administrative Officer.**

30. Submittal of a resolution initiating proceedings to establish a Tract 1747 Nipomo Streetlight Assessment District and Proposition 218 Ballot Process. District 4.

**The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2013-141, adopted.**

31. Request to approve environmental impact report addenda and California Environmental Quality Act Findings for the revised Santa Margarita Emergency Water Intertie Project. Districts 1 and 5.

**Mr. Eric Greening:** speaks.

**The Board approves as recommended by the County Administrative Officer.**

32. Submittal of bid opening report for Water Distribution System Upgrades, County Service Area 10A, Cayucos, to award the subject contract to Andrew Brown General Engineering, Inc., the lowest responsible bidder, in the amount of \$558,421.00 and request authorization of a budget adjustment, in the amount of \$1,052,000. District 2.

**The Board approves as recommended by the County Administrative Officer.**

33. Submittal of right of way documents accepting conveyance from Sandee L. McLaughlin and Joann A. Chavez; from Kendra Santos and R.D. Karney; and from the Clarence E. and Allene F. Elder Living Trust for the La Panza Road Widening Project, Creston. District 5.

**The Board approves as recommended by the County Administrative Officer.**

34. Submittal of bid opening report for the Main Street Bridge over Santa Rosa Creek in Cambria, to award the subject contract to Souza Construction Inc., the lowest responsible bidder, in the amount of \$3,562,731.66, and authorize a budget adjustment, in the amount of \$814,016 for this project. District 2.

**The Board approves as recommended by the County Administrative Officer.**

**Consent Agenda Public Works - Board Sitting as Flood Control District:**

35. Submittal of a resolution for the San Luis Obispo County Flood Control and Water Conservation District - Zone 3 Advisory Committee appointing Bill Nicolls (Alternate) for City of Grover Beach. Districts 3 and 4.

**The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2013-142, adopted.**

**Consent Agenda Public Works - Board Sitting as Flood Control District and Board of Supervisors:**

36. Request to approve resolutions authorizing the Public Works Director to execute Multi-Year Water Pool Program Agreements with the California Department of State Water Resources (DWR) and to determine the extent to which the County shall participate in the Program. All Districts.

**The Board approves as recommended by the County Administrative Officer. RESOLUTION NOS. 2013-143 and 2013-144, adopted.**

**Consent Agenda - Sheriff - Coroner Items:**

37. Request to approve a renewal contract with Microcorre Diagnostic laboratory for forensic pathology services, including autopsies and medical inspections, for Fiscal Years 2013-14 and 2014-15 in the amount of \$200,000 annually.

**The Board approves as recommended by the County Administrative Officer.**

**Consent Agenda - Social Services Items:**

38. Request to approve a renewal service contract (Clerk's File) for Emergency Shelter, Crisis-Stabilization Foster Care (CFC), and Wraparound Foster Care (WFC) with Family Care Network, Inc. (FCNI), a foster family agency for Fiscal Year 2013-2014 in the amount of \$4,591,404.

**The Board approves as recommended by the County Administrative Officer.**

39. Request to approve a renewal service contract (Clerk's File) for child care services with Community Action Partnership of San Luis Obispo County, Inc., for Fiscal Year 2013-2014 in the amount of \$1,520,049.

**The Board approves as recommended by the County Administrative Officer.**

40. Request to approve two renewal service contracts (Clerk's File) for Services Affirming Family Empowerment (SAFE) Family Advocates with: 1) Community Action Partnership of San Luis Obispo

County, Inc. (CAPSLO), and 2) Central Coast LINK (The LINK) in the amount of \$62,575 for each contract for Fiscal Year 2013-2014.

**The Board approves as recommended by the County Administrative Officer.**

- 41. Request to approve a renewal service contract (Clerks File) for Workforce Investment Act (WIA) One-Stop Operator services with Goodwill Industries of Santa Cruz, Monterey and San Luis Obispo Counties for Fiscal Year 2013-2014 in the amount of \$1,440,045.

**The Board approves as recommended by the County Administrative Officer.**

**Consent Agenda - Veterans Services Items:**

- 42. Submittal of a resolution of support for the newly formed Veterans Treatment Court (VTC) in San Luis Obispo County.

**The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2013-145, adopted.**

**Item Pulled from the Consent Agenda for Separate Consideration:**

- 5. Submittal of letters supporting SB 510 (Jackson) which would clarify existing law governing the conversion of mobile home parks from rental to resident owned.

**Mr. Mike Brown – Coalition of Labor, Agricultural and Business (COLAB):** speaks.

**Supervisor Arnold:** outlines why she can't support this bill until she hears from those affected. Further, **Supervisor Mecham,** states he is unclear on the intent of this bill, with Mr. Dana Lilley – Planning and Building and Mr. Tim McNulty – Chief Deputy County Counsel responding.

**The Board approves letters of support for SB 510 (Jackson) and directs the Chairperson to sign the letters and any subsequent letters of support.**

**Motion by:** Bruce S. Gibson

**Second by:** Adam Hill

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Teixeira, Paul A. (Chairperson)	x			
Gibson, Bruce S. (Vice-Chairperson)	x			
Mecham, Frank R. (Board Member)			x	
Hill, Adam (Board Member)	x			
Arnold, Debbie (Board Member)		x		

**Presentations:**

- 43. Submittal of a resolution commending Albert Anthony (Tony) Petruzzi upon his retirement after more than 28 years of service to the County Pension Trust.

**Mr. Matt Janssen – Pension Trust Board President; Mr. Carl Nelson – Pension Trust Board Deputy; Ms. Theresa Schultz – San Luis Obispo County Employees’ Association (SLOCEA) and Mr. Tony Petruzzi – Pension Trust Executive Secretary:** speak.

**RESOLUTION NO. 2013-146, a resolution commending Albert Anthony (Tony) Petruzzi, Executive Secretary for the San Luis Obispo County Pension Trust upon his retirement after more than 28 years of service to the active and retired members of the trust, adopted.**

**Motion by:** Frank R. Mecham

**Second by:** Bruce S. Gibson

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Teixeira, Paul A. (Chairperson)	x			
Gibson, Bruce S. (Vice-Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Hill, Adam (Board Member)	x			
Arnold, Debbie (Board Member)	x			

44. Submittal of a resolution commending Richard Enfield upon his retirement after 33 years of service to the University of California and San Luis Obispo County.

**Ms. Mary Bianchi - Horticulture Farm Advisor Cooperative Extension; Mr. John Evans; Ms. Joann Overbey - 4-H Leader; and Mr. Richard Enfield: speak.**

**RESOLUTION NO. 2013-147, a resolution commending Richard P. Enfield for thirty-three years of service to the County of San Luis Obispo, adopted.**

**Motion by:** Frank R. Mecham

**Second by:** Bruce S. Gibson

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Teixeira, Paul A. (Chairperson)	x			
Gibson, Bruce S. (Vice-Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Hill, Adam (Board Member)	x			
Arnold, Debbie (Board Member)	x			

45. Presentation of annual report by the Commission on the Status of Women.

**(This item is amended, per the Addendum to the Agenda, by replacing the attachment to include pages inadvertently omitted.)**

**Ms. Jan Harper – San Luis Obispo County Commission on the Status of Women: speaks.**

**The Board receives and files the annual report by the Commission on the Status of Women.**

**Motion by:** Frank R. Mecham

**Second by:** Bruce S. Gibson

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Teixeira, Paul A. (Chairperson)	x			
Gibson, Bruce S. (Vice-Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Hill, Adam (Board Member)	x			
Arnold, Debbie (Board Member)	x			

**Public Comment Period:**

46. This is the time set for members of the public wishing to address the Board on matters other than scheduled items.

**Dr. C. Hite:** comments on various responsibilities of the Board and how their actions impact the well-being of the community.

**Mr. Ben DiFatta:** addresses his concerns relating to the Federal administration's attack on the constitution and the American people.

**Mr. Eric Greening:** discusses issues relating to the Monsanto Protection Act.

**Ms. Victoria Carranza - Environmental Center of San Luis Obispo (ECOSLO):** announces the Hike-a-thon After Party on June 29, 2013 from 3:00 PM to 7:00 PM at El Chorro Regional Park in San Luis Obispo.

**Ms. Julie Tacker and Mr. Richard Margetson:** address various concerns regarding item No. 53.

**Mr. Kevin Piper - Cal Poly Agricultural Operations Director:** requests reinstatement of the County's Agricultural Rodenticide Bait Program.

**Ms. Linde Owen:** comments on the need for oversight on the Los Osos Wastewater Project (LOWWP).  
**No action taken.**

**Hearing:**

- 47. Hearing to consider adoption of the FY 2013-14 Proposed Budget including: 1) a resolution adopting budgets for the County and Board governed Special Districts; and 2) a resolution adopting the FY 2013-14 Position Allocation List (Clerk's File).

**(This item is amended, per the Addendum to the Agenda, by updating the FY 2013-14 budget, per actions taken during the budget hearings held on June 10-12, 2013, which includes: 1) a resolution adopting budgets for the County and Board governed Special Districts; and 2) a resolution adopting the FY 2013-14 Position Allocation List (Clerk's File).)**

**Supervisors Mecham and Arnold:** re-address their concerns regarding ground squirrels; their impacts; and potential options to reinstate the bait program, with Mr. Dan Buckshi - County Administrator, reiterating the Board's previous direction to staff on this matter.

**Chairperson Teixeira:** opens the floor to public comment.

**Ms. Joy Fitzhugh - Farm Bureau (photographs) and Mr. Mike Brown - Coalition of Labor, Agricultural and Business (COLAB):** speak.

**Board Members:** discuss the need for clear direction to staff on how reinstating the program would affect other County operations; how to address this matter without affecting the adoption of the budget; timeframes on when this matter will come back to the Board; and question if the Government is the right agent to supply this bait and could the private sector do it more efficiently and at a lower cost. Further, the Board provides direction to the Ag Commissioner to work collaboratively with the ag community on a solution to the problem; look at a range of alternatives; how they work functionally and financially; and seek solutions that will not affect the County's General Fund or other activities that the Ag Commissioner's Office undertakes, with Mr. Marty Settevendemie - Ag Commissioner stating he can return to the Board in August.

**The Board closes the Fiscal Year 2013-2014 Budget Hearings; RESOLUTION NO. 2013-148, a resolution adopting the County budget for Board Governed Special Districts for Fiscal Year 2013-2014; and RESOLUTION NO. 2013-149, a resolution allocating positions for Fiscal Year 2013-2014, adopted, with the direction to staff as stated above.**

**Motion by:** Bruce S. Gibson

**Second by:** Adam Hill

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Teixeira, Paul A. (Chairperson)	x			
Gibson, Bruce S. (Vice-Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Hill, Adam (Board Member)	x			
Arnold, Debbie (Board Member)	x			

**Board Business:**

- 48. Discussion and consideration of the City of San Luis Obispo's position on the Airport Land Use Plan update.

**Mr. Dan Buckshi – County Administrator:** introduces the item.

**Supervisor Hill:** requests the Board support the City of San Luis Obispo on their position to the Airport's Land Use Plan and states he is willing to work with staff and the Chairperson to draft a letter on behalf of the Board in support of the City's goals and long range planning.

**Chairperson Teixeira:** opens the floor to public comment.

**Dr. Robert Tefft, Ms. Charlene Rosales – San Luis Obispo Chambers of Commerce Government Affairs Director; Ms. Kim Murry; and Mr. Stephen Peck:** speak.

**Board Members:** address various comments and concerns regarding the support to the City; how the economy has affected the Airport; important discrepancies that need to be addressed; the ability for the City to meet their long range planning; safety issues; the difference between what the City and the Airport Land Use Commission (ALUC) is doing; the potential findings that would need to be made; concerns that this is too soon to support without additional information; and the hesitation to support the City's safety zone proposal understanding the authority of the ALUC and the technical details that have to be worked out.

**Supervisor Gibson:** reviews ideas that can be drafted in the letter to the ALUC, based on the Board's discussion, including the Board's position in supporting the overall goals of the City; that safety zones need to be crafted as compact as possible given prudent air safety and with the least interference with the City's goals; urges timely action that doesn't impede with the City's efforts; encourages the ALUC to have explicit responses to the issues that the City has addressed, including their proposal, with sound and technical data.

**Chairperson Teixeira:** asks the City take special consideration of the impacts to neighbors; and Supervisor Arnold addresses the need for the City to work out the issues with safety and noise and suggests it be included in their goals, with Supervisors Hill and Gibson responding. Furthermore, Supervisor Gibson, suggests delegating Chairperson Teixeira and Supervisor Hill to craft a letter based on today's discussion. **No action taken.**

**49.** Consideration of procedures for a County Fraud Hotline.

**(This item has been withdrawn, per the Addendum to the Agenda, to allow additional time for the Auditor-Controller's staff to discuss the procedures with stakeholders.)**

**Closed Session Items:**

**50.** The Board announces they will be going into Closed Session regarding:

- I. PENDING LITIGATION (Government Code, section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items:
  - A. Conference with Legal Counsel-Existing Litigation (Government Code, section 54956.9(a).) (Formally initiated) 1. Mountain Cascade, Inc. v. SLO Co. Flood Control & Water Conservation District, et al.
  - B. Conference with Legal Counsel-Anticipated Litigation (Government Code, section 54956.9.) 2. Significant exposure to litigation (Government Code, section 54956.9(b).) No. of cases 2. Facts and circumstances not known to potential plaintiff which indicate significant exposure to litigation. 3. Initiation of litigation (Government Code, section 54956.9(c).) No. of cases 2.
- II. CONFERENCE WITH LABOR NEGOTIATOR (Gov. Code ' 54957.6.) It is the intention of the Board to meet in closed session to have a conference with its Labor Negotiator Tami Douglas-Schatz concerning the following: Name of employee organizations are: 4. SLOCPPOA; 5. SLOCEA-Public Services, Supervisors, Clerical; 6. Deputy Sheriff's Association; 7. DAIA; 8. Sheriffs' Management; 9. SLOCPMPOA; 10. DCCA; 11. SLOGAU.

**Chairperson Teixeira:** opens the floor to public comment without response.

Thereafter, pursuant to the requirements of the Brown Act, County Counsel reports out on the items

discussed during Closed Session as follows: no report required as no final action was taken and the Board goes into Open Public Session.

**Board Business:**

51. Presentation of the Joint Land Use Study prepared for Camp Roberts. District 1.

**Mr. Rick Rust - Matrix Design Group Consultant (handout):** presents the Camp Roberts Joint Land Use Study.

**Chairperson Teixeira:** opens the floor to public comment without response and receives and files the presentation. **No action taken.**

**Hearings:**

52. Hearing to consider a request by the County of San Luis Obispo to amend Title 22 of the County Code, and the Land Use Ordinance, to incorporate a Planned Development Ordinance by adding new Sections 22.22.145 – Planned Development, 22.30.475 – Small-Lot Single-Family, amending Section 22.22.140 – Cluster Divisions (related to Residential Single-Family), and other related minor amendments. All Districts.

**Mr. Brian Pedrotti – Planning and Building:** replaces Section 8, 22.22.145 – Planned Development, Subsection D. Required Findings for Approval, to read: “The Review Authority may approve a Planned Development only after considering the justification provided in Subsection H. and making all of the following findings in addition to the findings required by Section 22.62.060.C.4.”

**Chairperson Teixeira:** opens the floor to public comment.

**Mr. Mike Whiteford – Home Builders Association Government Affairs Director; Mr. Dan Lloyd – Land Use Consulting; Mr. Steve Delmartini; Ms. Elsa Dawson; Ms. Lydia Thompson; Mr. Mike Brown – Coalition of Labor, Agricultural and Business (COLAB); Mr. Edward Veek; Ms. Barbara Radisavljevic; Mr. Jim Patterson; and Mr. Bill Pelfrey (handout):** speak.

**A motion by Supervisor Bruce S. Gibson, seconded by Supervisor Frank R. Mecham, to waive the reading of the ordinance; and adopt the ordinance, including the amendment to Subsection D as presented by staff, is discussed.**

**Mr. Timothy McNulty – Chief Deputy County Counsel:** recommends Section 13 regarding the environmental review be removed from the ordinance. Further, Ms. Kami Griffin – Assistant Planning Director, clarifies a correction under Section 8, 22.22.145 – Planned Development, Subsection D, Compliance No. 1, by replacing the word “or” with “and”, with the motion maker and the second, amending the motion to add the two changes.

**The Board amends Section 8, 22.22.145 – Planned Development, by replacing Subsection D. to read: “The Review Authority may approve a Planned Development only after considering the justification provided in Subsection H. and making all of the following findings in addition to the findings required by Section 22.62.060.C.4.”; by replacing the word “or” with “and” under Subsection D., Compliance No. 1; and by removing Section 13 regarding environmental review. Further, the reading of the proposed ordinance is waived and said proposed ordinance is read by title only and ORDINANCE NO. 3242, an ordinance amending Title 22 of the San Luis Obispo County Code, the Land Use Ordinance, Chapter 22.22 relating to Cluster Divisions, Planned Development projects and other related changes, adopted as amended.**

**Motion by:** Bruce S. Gibson

**Second by:** Frank R. Mecham

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Teixeira, Paul A. (Chairperson)	x			
Gibson, Bruce S. (Vice-Chairperson)	x			
Mecham, Frank R. (Board Member)	x			

Hill, Adam (Board Member)	x			
Arnold, Debbie (Board Member)	x			

**Board Business:**

53. Project status update and consideration of: 1) approval of an agreement for professional engineering services with HDR Engineering for Construction Management of the Water Recycling Facility, in the amount of \$4,022,979; 2) approval of an amendment No. 6 with CDM Smith for Engineering Design Services during construction of the Collection System to increase the contract amount from \$4,902,430 to \$6,152,408; and 3) adoption of a resolution authorizing application for State Revolving Fund Loan, up to \$15,000, for Homeowner Mini-Loan Program for the Los Osos Wastewater Project, Los Osos. District 2.

**(This item is amended, per the Addendum to the Agenda, by correcting the amount listed in the subject line, No. 3. The State Revolving Fund Loan request should read up to \$15,000,000 not \$15,000.)**

**Chairperson Teixeira:** opens the floor to public comment.

**Mr. Greg Baltimore; Dr. C. Hite; Mr. David Abrecht; Ms. Linde Owen; Ms. Lacey Cooper; Ms. Julie Tacker; Mr. Ben DiFatta; and Mr. Richard Margetson:** speak.

**The Board: 1) accepts the Project Status Update from staff; 2) approves an agreement for professional engineering services with HDR Engineering, Inc. in the amount of \$4,022,979 (\$3,657,254 fee estimate for basic services and \$365,725 as a contingency fund) for the construction management of the Water Recycling Facility and directs the Chairperson to execute; 3) approves amendment No. 6 to the agreement for professional engineering services with CDM Smith, Inc. in the amount of \$1,250,000 (increasing the total authorized agreement amount from \$4,902,430 to \$6,152,408) for engineering design services during construction of the Collection System and directs the Chairperson to execute; and 4) RESOLUTION NO.2013-150, a resolution authorizing application for a state revolving fund loan for the Los Osos Wastewater Project, adopted.**

**Motion by:** Bruce S. Gibson

**Second by:** Adam Hill

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Teixeira, Paul A. (Chairperson)	x			
Gibson, Bruce S. (Vice-Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Hill, Adam (Board Member)	x			
Arnold, Debbie (Board Member)	x			

On motion duly made and unanimously carried, the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, does now adjourn.

I, **JULIE L RODEWALD**, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors of the County of San Luis Obispo, and ex-officio clerk of the governing body of all other special assessment and taxing districts for which said Board so acts, do hereby certify that the foregoing is a fair statement of the proceedings of the meeting held Tuesday, June 18, 2013, by the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

**JULIE L RODEWALD**, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors

By: /s/ Annette Ramirez, Deputy Clerk-Recorder

**DATED:** June 21, 2013