

AGENDA

Dan Buckshi
County Administrator



BOARD OF SUPERVISORS

Frank R. Mecham, 1st District
Bruce Gibson, Vice-Chairperson, 2nd District
Adam Hill, 3rd District
Caren Ray, 4th District
Debbie Arnold, 5th District

Tuesday, December 17, 2013

CONSENT AGENDA

9:00 AM

REVIEW AND APPROVAL

PRESENTATIONS

PUBLIC COMMENT PERIOD

BOARD BUSINESS

HEARINGS

CLOSED SESSION

RECESS

AFTERNOON SESSION

1:30 PM

REPORT ON CLOSED SESSION

BOARD BUSINESS

ADJOURNMENT

5:00 PM

- The Board of Supervisors' weekly agenda and staff reports are available at the following website: www.slocounty.ca.gov. Packets are also available at the County Government Center and may be viewed on-line at the Atascadero, Arroyo Grande, Paso Robles, Nipomo, Morro Bay, SLO City/County Libraries and the SLO Law Library.
- All persons desiring to speak on any Board item, including the Consent agenda, Closed Session or during the general public comment period are asked to fill out a "Board Appearance Request Form" and submit to the Clerk of the Board *prior* to the start of the Board item. Each individual speaker is limited to a MAXIMUM of three (3) minutes.
- Please refer to the information brochure located in the back and outside of the Board Chambers for additional information regarding accommodations under the Americans with Disabilities Act, supplemental correspondence, and general rules of procedure.

9:00 FLAG SALUTE

CONSENT AGENDA – REVIEW AND APPROVAL

The items listed on this portion of the agenda are scheduled for consideration as a group. The staff recommendations will be approved as outlined within the staff report. Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.

Consent Agenda - Administrative Office Items:

1. Request to approve Amendment No. 1 to the agreement for Employment Services with MarketCher to provide administrative services to the San Luis Obispo County Tourism Improvement District (CBID) to extend the contract term for two years (January 1, 2014 through December 31, 2016). All Districts.
2. Submittal of a resolution accepting the exchange of property tax revenue and annual tax increment for Annexation No. 89 to the City of Paso Robles (Ernst). District 1.

Consent Agenda - Auditor - Controller - Treasurer - Tax Collector Items:

3. Submittal of a resolution accepting notice and approving an internet public auction, Sale Number 231, for tax-defaulted properties subject to the Tax Collector's Power to Sell. All Districts.
4. Submittal of a resolution accepting notice and approving a sealed bid sale, Sale Number 232, for tax-defaulted properties subject to the Tax Collector's Power to Sell. All Districts.
5. Request to approve an agreement (Clerk's File) to purchase tax-defaulted land, sale number 230 – County of San Luis Obispo General Services Agency. District 2.

Consent Agenda - Board of Supervisors Items:

6. Request to approve an agreement with the Avila Beach Advisory Council allocating \$2,000 from District Three Community Project Funds – Fund Center 106 to be used for expenses associated with developing an advisory council website. District 3.
7. Submittal of Supervisor's expense report on meetings attended pursuant to Government Code section 53232.3(d).

Consent Agenda - County Fire Items:

8. Request to amend the Fixed Asset List to remove three non-functioning hazardous material identifiers and return them to the manufacturer; and to accept a replacement package of equipment and training from the manufacturer, and add the replacement equipment to the Fixed Asset List. All Districts.

Consent Agenda - General Services Agency Items:

9. Submittal of a resolution authorizing: 1) acceptance of a grant award for \$10,000 under the National Recreation and Parks Association (NRPA), Recreational Boating and Fishing Foundation (RBFF) and the Take Me Fishing™ initiative for the purpose of acquiring interpretive supplies and outdoor education equipment and 2) the General Services Agency Director or designee to submit and sign grant documents; and approve a corresponding budget adjustment. All Districts.

10. Request to authorize a budget adjustment in the amount of \$24,800 to General Services Agency Fund Center 11307 from General Fund Contingencies for the purpose of purchasing 18 parcels of tax-defaulted land located in the uneconomic subdivisions on the hillsides above Cayucos. District 2.
11. Request to approve a five-year lease agreement with Louise T. Hughan for office space located at 145 Prado Road in San Luis Obispo for the Probation Department. District 3.

Consent Agenda - Health Agency Items:

12. Submittal of a resolution recognizing Marilyn McDermott upon her retirement after 22 years of service to the County of San Luis Obispo. All Districts.
13. Submittal of a resolution recognizing Jan Campbell upon her retirement after 26 years of service to the County of San Luis Obispo.
14. Request to endorse the submission of a grant application to the National Association of County and City Health Officials in the amount of \$21,560 to help fund development of a Health Agency Strategic Plan. All Districts.
15. Request to: 1) approve a renewal Standard Agreement Performance Contract with the State Department of Health Care Services for FY 2013-14 delegating to the County responsibility for establishing county-wide community mental health services related to the Mental Health Services Act, Projects for Assistance in Transition from Homelessness, and Community Mental Health Services Grant, and 2) grant delegation of authority to the Health Agency Director to sign the agreement. All Districts.

Consent Agenda - Human Resources Items:

16. Submittal of two resolutions approving 1) an increase in employee-paid pension contribution rates for the Association of San Luis Obispo County Deputy Sheriffs (ASLOCDS), Law Enforcement Unit (Bargaining Unit 27) and Supervisory Law Enforcement Unit (Bargaining Unit 28), and 2) amendments to the San Luis Obispo County Employees Retirement Plan Appendices. All Districts.
17. Submittal of a resolution for Management and Confidential employees, Bargaining Units (BU) 07, 08, and 11; Appointed Department Heads, BU 09; Elected Officials, BU 10; General Management Law Enforcement, BU 16; and the Board of Supervisors, BU 17 approving: 1) an increase in employee-paid pension contribution rates; 2) an increase to the monthly Cafeteria Plan Allowance and 3) amendments to the San Luis Obispo County Employees Retirement Plan Appendices. All Districts.

Consent Agenda - Pension Trust:

18. Submittal of a resolution approving amendments to the San Luis Obispo County Employees Retirement Plan Appendices for contribution rate increases for agencies contracting with the Pension Trust. All Districts.

Consent Agenda - Planning & Building Items:

19. Submittal of a resolution amending the Position Allocation Listing for Fund Center 142 - Planning and Building to add two Limited Term Planner I - III positions, and authorize two associated budget adjustments to fund these new positions. All Districts.
20. Request to approve Amendment No. 1 to agreement with Economic Vitality Corporation in the amount of \$50,000 to implement the EVC's San Luis Obispo County Clusters of Opportunity Economic Strategy. All Districts.
21. Request to approve Amendment No. 1 to Agreement between the County of San Luis Obispo and the Economic Vitality Corporation of San Luis Obispo County for Provision of Pilot Economic Analysis Project to extend the term to February 28, 2014. All Districts.
22. Request to approve a contract (Clerk's File) for independent review of engineering geology reports and consultation on geology issues with Landset Engineers, Inc. in the amount not to exceed \$50,000 per year from 2014 to 2018. All Districts.

Consent Agenda - Public Works Items:

23. Request approval of 1) Amendment No. 2 with HDR Engineering, Inc. in the amount of \$2,840,642 for Construction Management Services for construction of the Collection System (increasing the contract amount from \$6,891,632 to \$9,732,274) and 2) authorization of Engineering Services during construction of the Water Recycling Facility, under the existing agreement with Carollo Engineers, in the amount of \$1,444,099 for a revised total contract amount of \$4,826,599, Los Osos Wastewater Project, Los Osos. District 2.
24. The following maps have been received and have satisfied all the conditions of approval that were established in the public hearings on their respective tentative maps:
 - A. Tract 2667-Phase 1, a proposed subdivision resulting in 4 lots, by San Luis Coastal Unified School District, San Antonio Street, Avila Beach. District 3; and
 - B. Parcel Map CO 10-0025, a proposed subdivision resulting in 4 lots by John M. Gardner, Successor Trustee of the Gardner Family Trust, on Orcutt Road, south of San Luis Obispo. District 3.
 1. Act on the attached resolution to accept the relinquishment of ingress and egress along Orcutt Road.
 2. Act on the attached resolution to accept an Agricultural Open Space Agreement.
 3. Act on the attached resolution to approve a land conservation contract.
25. Submittal of a resolution authorizing an execution of notice of completion and acceptance for 2013 Chip Seal Various Roads, San Luis Obispo County. Districts 1, 2 and 5.
26. Submittal of a resolution authorizing execution of notice of completion and acceptance for the Klau Mine and Huasna Road Slip-Out Repair Project. Districts 1 and 4.

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

27. Request to approve an agreement between the San Luis Obispo County Flood Control and Water Conservation District and the Upper Salinas-Las Tablas Resource Conservation District for implementation of the Templeton Creek Community Creek Stewardship and Maintenance Program. District 1.

Consent Agenda - Social Services Items:

28. Request to approve the appointment of Angelo Arevalos, Jr. to a labor partner seat on the San Luis Obispo County Workforce Investment Board for a term expiring on June 30, 2015.

Presentations:

29. Recognition of the Women Infants and Children (WIC) Dental Days Program for receiving a California State Association of Counties (CSAC) Merit Award. All Districts.
30. Submittal of a resolution recognizing the Coastal San Luis Resource Conservation District for 60 years of service to the County of San Luis Obispo.

Public Comment Period:

31. The general public comment period is intended to provide an opportunity for members of the public to address the Board on matters within the Board's purview that are not scheduled on the current agenda. Individuals interested in speaking are asked to fill out a "Board Appearance Request Form" and submit it to the Clerk of the Board prior to the start of general public comment. When recognized by the Chair, each individual speaker may address the Board and is limited to a MAXIMUM of three (3) minutes or a reasonable period of time as determined by the Board Chairperson.

Board Business:

32. Accept bid results and award a construction contract, contingent on State Department of Finance approval, to Roebbelen Contracting, Inc., as general contractor, in the amount of \$27,797,000 for construction of the Women's Jail Expansion project; waive Public Contract Code change order limits for the construction contract; sign and approve an amendment to the consultant services contract for construction administration; award consultant contracts for inspector of record, testing and special inspection, and commissioning agent; authorize an appropriation increase in the amount of \$6,585,156 to the project; authorize the Auditor-Controller-Treasurer-Tax Collector to support cash flow requirements for the project; and request to receive and file the project update for the Women's Jail Expansion project located at 1585 Kansas Avenue, San Luis Obispo. District 2.

Hearings:

33. Hearing to adopt a gas franchise ordinance for Southern California Gas Company for transportation and distribution of gas in San Luis Obispo County. All Districts.

Closed Session Items:

34. 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. Steinbeck, et al. v. County of San Luis Obispo, et al.; 2. Paso Robles Water Integrity Network v. County of San Luis Obispo, et al.; 3. Coast National Bank v. County of San Luis Obispo.
- B. Conference with Legal Counsel-Anticipated Litigation (Government Code, section 54956.9.) 4. 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. 5. Initiation of litigation (Government Code, section 54956.9(c).) No. of cases 2.
- II. CONFERENCE WITH LABOR NEGOTIATOR (Gov. Code section 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: 6. SLOGAU; 7. SLOCPPOA; 8. SLOCEA-Trades and Crafts; 9. DCCA.
- III. PERSONNEL (Gov. Code, § 54957.) It is the intention of the Board to meet in closed session to: 10. Consider Public Employee Annual Performance Evaluation for the Position of County Counsel.

RECESS**1:30 REPORT ON CLOSED SESSION**Board Business - Public Works - Board Sitting as Flood Control District

35. Receive a Paso Robles Groundwater Basin Management Plan implementation update and provide staff direction as you deem appropriate. Districts 1 and 5.
- ND. WEEKLY REPORT OF ENVIRONMENTAL DOCUMENTS AVAILABLE FOR REVIEW

The purpose of the environmental review process is to provide information about the environmental effects of the actions and decisions made by the County, so that environmental considerations become a part of the decision making process. The following is a summary of the most recent determinations made by the County's Environmental Coordinator. The purpose of this listing is to notify the public of pending actions, which may affect the environment of San Luis Obispo County.

You are invited to participate in this process by reviewing and providing comments on the recommendations of the Environmental Coordinator. Your comments should be in writing and should be delivered to: Ellen Carroll, Environmental Coordinator, Department of Planning and Building, 976 Osos Street, Room 300, San Luis Obispo, CA 93408-2040. For more information about the environmental review process, please write

to the address above, call the Environmental Division of the Department of Planning and Building at (805) 781-5600, or review the environmental determination and other information on our website located at www.sloplanning.org.

Proposed Negative Declarations

A Negative Declaration is issued for projects that would not result in significant effects on the environment. In many cases, the project applicant has added mitigation measures to the project to reduce environmental impacts in order to qualify for a Negative Declaration. If you disagree with the issuance of a proposed Negative Declaration, you may provide comments or file a Request for Review (appeal) of the Negative Declaration. Requests for Review must be filed within two weeks of the date that the proposed Negative Declaration is posted and must address only environmental issues. There is a fee for the request. If you would like more information about this process, please contact the Environmental Coordinator.

For Week of December 12, 2013

Oceano Area

Madrid Minor Use Permit. Request for a Minor Use Permit/ Coastal Development Permit to allow for a three (3) unit hotel of 5,670 square feet. The site is composed of two parcels of 3,220 square feet and 2,760 square feet respectively totaling 5,980 square feet. The proposed project will be built across both parcels and result in the disturbance of the entire site area. Located at 1111 Strand Way, approximately 100 feet north of the intersection of Pier and Strand Avenues, located in the community of Oceano. The site is in the San Luis Bay Coastal planning area. ED13-017 (DRC2012-00041)