

AGENDA

Dan Buckshi
County Administrator



BOARD OF SUPERVISORS

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

Tuesday, March 24, 2015

CONSENT AGENDA

9:00 AM

REVIEW AND APPROVAL

PUBLIC COMMENT PERIOD

BOARD BUSINESS

CLOSED SESSION

RECESS

AFTERNOON SESSION

1:30 PM

REPORT ON CLOSED SESSION

PRESENTATIONS

HEARINGS

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 Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.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 - Agricultural Commissioner Items:

1. Request to modify the Agricultural Liaison Advisory Board membership by amending Board Resolutions No. 70-253, 92-220 and 2001-228 to add one new agricultural industry representative category resulting in one new member for four year terms. All Districts.

Consent Agenda - Assessor Items:

2. Request to amend the Fixed Asset List for Fund Center 109-Assessor to include one scanner. All Districts.

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

3. Submittal of a cash procedures and internal control review of the Planning and Building Department conducted on December 18, 2014. All Districts.

Consent Agenda - Board of Supervisors Items:

4. Submittal of a resolution proclaiming April 5-11, 2015 "Safety Seat Checkup Week" in San Luis Obispo County. All Districts.
5. Request to appoint Greg Grewal to the Water Resources Advisory Committee. District 5.
6. Request to appoint Erin Faulkner to the Paso Robles Groundwater Basin Advisory Council. District 5.
7. Submittal of a resolution proclaiming April 1, 2015 "National Walking Day" in San Luis Obispo County. All Districts.

Consent Agenda - Planning & Building Items:

8. Submittal of Amendment No. 1 (relating to parcel 17) to the agreement establishing restrictions and obligations for real property (parcels 1-35) with Fredrick G. Kerr and Judy K. Kerr, Trustees of the Fred Kerr and Judy Kerr Revocable Trust dated April 7, 1997. District 5.

Consent Agenda - Public Works Items:

9. Request to approve Amendment No. 2 to the agreement with Drake Haglan and Associates for engineering services of the Avila Beach Drive Bridge Seismic Retrofit Project in Avila Beach, increasing the contract amount by \$243,898. District 3.
10. Request to: 1) authorize approval of Contract Change Order No. 7, supplement no. 2, to the agreement with John Madonna Construction Co., in the amount of \$10,000; 2) approve additional construction contingency in the amount of \$50,000, and 3) direct the Director of Public Works, or his designee, to execute and process final Contract Change Order No. 7, supplement no. 2 for the Willow Road Oak Woodland Habitat Mitigation Project. District 4.

11. Request to approve Amendment No. 1 to the agreement for professional services with Cannon Corporation for design elements of the Price Canyon Road Phase II Project, in Edna, increasing the contract amount by \$28,500. District 3.
12. Request to amend the FY 2014-15 Fixed Asset List for Fund Center 405 – Public Works Internal Service Fund to replace a hydraulic conveyor belt at an estimated cost of \$11,000 and declare the current belt to be surplus and authorize its sale at auction. All Districts.

Consent Agenda - Public Works Sitting as Flood Control District:

13. Request to: 1) approve the Contract for Supply of Nacimiento Water with Heritage Ranch Community Services District and adopt a Notice of Exemption pursuant to Section 21000 et seq. of the California Public Resources Code (CEQA); 2) approve the attached Nacimiento Water Project Wheeling Contract with Heritage Ranch Community Services District and adopt a Notice of Exemption for the Emergency Water Connection to the Nacimiento Water Project (Project) pursuant to Section 21000 et seq. of the California Public Resources Code (CEQA); and 3) authorize the Director of Public Works to enter into subsequent water wheeling contracts with the Heritage Ranch Community Services District (HRCSD) for the delivery of the HRCSD portion of District Entitlement under the same terms and conditions set forth in the Nacimiento Water Project Wheeling Contract. All Districts.

Public Comment Period:

14. 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:

15. Presentation of the American Public Works Association accreditation plaque to the Board of Supervisors and the Public Works Department. All Districts.
16. Thirty-day update on current drought conditions and related management actions for the Board's review of the continuing need for the March 11, 2014 proclamation of local emergency pursuant to Government Code section 8630. All Districts.
17. Request to authorize the District Attorney to sign a five year sole-source agreement (Clerk's File) with Pacific Educational Services (PES), Inc., to implement a pre-prosecution misdemeanor diversion program effective April 1, 2015, and approve a corresponding amendment to the Position Allocation List (PAL) to add a 1.00 FTE Legal Clerk position in Fund Center 132 - District Attorney. All Districts.

Closed Session Items:

18. PENDING LITIGATION (Gov. Code, section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: Conference with Legal Counsel-Existing Litigation (Gov. Code, section 54956.9(a.)) (Formally initiated) 1. ARB, Inc. v. County of San Luis Obispo; 2. Landwatch San Luis Obispo County v. Cambria Community Services District, et al.; 3. Steinbeck Vineyards #1, LLC, et al. v. County of San Luis Obispo, et al.

CONFERENCE WITH LABOR NEGOTIATOR (Government 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 employee organizations: 4. San Luis Obispo Government Attorney's Union; 5. SLOCEA-Trades and Crafts; 6. Deputy County Counsel's Association; 7. Sheriffs' Management; 8. SLOCPPOA; 9. Deputy Sheriff's Association; 10. DAIA; 11. SLOCPMPOA; 12. SLOCEA-Public Services, Supervisors, Clerical; 13. Unrepresented Management and Confidential Employees; and 14. ASLOCDS.

RECESS1:30 REPORT ON CLOSED SESSIONPresentations

19. Submittal of a resolution proclaiming April 2015 "Month of the Child" and "Child Abuse Prevention Month" and April 11, 2015 "Day of the Child." All Districts.
20. Submittal of a resolution recognizing Connie Booton upon her retirement after 31 years of service to the County. All Districts.

Hearings

21. Hearing to consider an appeal by Alec Webster of the Planning Department Hearing's approval of a Minor Use Permit DRC2013-00028 to allow for the phased expansion of an existing agricultural processing facility (olive oil and wine) located at 8530 Vineyard Drive one mile south of Adelaida Road west of the community of Templeton. Staff is recommending continuing this item to April 14, 2015. District 1.
22. Hearings to consider a request by the County of San Luis Obispo to: (1) amend the Land Use Ordinance (Title 22 of the County Code) and the Coastal Zone Land Use Ordinance (Title 23 of the County Code), to amend regulations for new mini-storage warehouse facilities in the Residential Multi-Family land use category; and: (2) amend Sections of Titles 21, 22 and 23 to comply with federal law requirements of the Federal Emergency Management Agency (FEMA); (3) amend portions of the Framework for Planning (Inland), Part I of the Land Use and Circulation Elements (LUCE), the Carrizo, North County, San Luis Obispo, and South County Area Plans, Part II of the LUCE, the Official Maps, Part IV of the LUCE, the Conservation and Open Space Element, Title 22 (the Land Use Ordinance), and the Rules of Procedure to Implement the California Land Conservation Act of 1965 in order to encourage the development of certain renewable energy projects through a Renewable Energy Streamlining Program (RESP). All Districts.

Board Business:

23. Consideration of a request for authorization to process a Specific Plan, General Plan and Land Use Ordinance Amendment (LRP2014-00016 – Black Lake Golf Resort, LLC) to amend provisions of the Black Lake Specific Plan that would increase the residential density allowed under the current specific plan, expand the list of allowable uses, and allow for resort development. The site is in the Black Lake Village Reserve Line in the South County Inland subarea of the South County Planning Area. District 4.

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 March 19, 2015

Los Osos Area

Longworth Minor Use Permit. Request by Scott and Rita Longworth for a Minor Use Permit/Coastal Development Permit to allow for the construction of a new 2420 square foot single family residence with an attached 565 square foot in-law unit. The project will result in the disturbance of approximately 8000 square feet on a 0.46 acre parcel. The site location is 292 Madera Street, Los Osos, CA 93402. ED13-260 (DRC2013-00107)