

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, May 19, 2015

CONSENT AGENDA

9:00 AM

REVIEW AND APPROVAL

PRESENTATIONS

PUBLIC COMMENT PERIOD

BOARD BUSINESS

HEARINGS

CLOSED SESSION

BOARD BUSINESS

RECESS

AFTERNOON SESSION

1:30 PM

REPORT ON CLOSED SESSION

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 Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.

Bid Opening:

1. Submittal of bid opening report for rejecting bids and consideration of a letter transmitting plans and specifications (Clerk's Filed) for the San Miguel Gateway and Pedestrian Enhancements, San Miguel, for Board approval and re-advertisement for construction bids. Bid opening date set for Thursday, June 18, 2015. District 1.

Consent Agenda - Administrative Office Items:

2. 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.
3. Request to authorize a water sale agreement with Pacific Gas and Electric Company for emergency use of desalinated water. All Districts.

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

4. Submittal of a cash procedures and internal control review of the Sheriff-Coroner's Office conducted on February 9, 2015. All Districts.
5. Submittal of the Sheriff-Coroner's Office Inmate Cash Deposit and Inmate Welfare Funds Compliance Audit conducted on February 9, 2015. All Districts.

Consent Agenda - Board of Supervisors Items:

6. Submittal of a resolution honoring the volunteers of the Retired and Senior Volunteer Program in San Luis Obispo County. All Districts.
7. Submittal of a resolution recognizing Suzen Brasile's service to the tourism and travel industry in San Luis Obispo County. All Districts.
8. Request to ratify a resolution proclaiming the week of May 2-10, 2015 as "National Travel and Tourism Week" in San Luis Obispo County. All Districts.
9. Submittal of a resolution proclaiming May as "Bike Month" and May 6, 2015 as "Bike to School Day" and May 15, 2015 as "Bike to Work Day" in San Luis Obispo County. All Districts.
10. Request to re-appoint Patrick Elliott to the Atascadero Cemetery District. District 5.
11. Request to re-appoint Douglas LeSage and Mark Mankins to the Fish and Game Fines Committee. District 4.
12. Request to appoint Gregory France as the District 4 representative to the Agricultural Liaison Advisory Board. District 4.
13. Request to appoint Barbara Mann as a District 4 representative to the Water Resource Advisory Committee. District 4.

Consent Agenda - Clerk-Recorder Items:

14. Request to declare the results of the May 5, 2015 Special Tax Election held in the Leonard Place Road Improvement Zone of County Service Area No. 21. District 2.

Consent Agenda - District Attorney Items:

15. Submittal of a resolution authorizing the District Attorney to sign a renewal agreement (Clerk's Filed) with the California Victim Compensation and Government Claims Board (VCGCB) in the amount of \$215,196 for the continuing administration of crime victim compensation for FY 2015-16. All Districts.

Consent Agenda - General Services Items:

16. Request to approve lease amendments for office space and a parking lot in support of the Department of Child Support Services located at 1200 Monterey Street and 970 Toro Street in San Luis Obispo. District 5.
17. Request to waive Section 4.1.6, Service Contract Change Order Limits, of the County Contracting for Services Policy on contracts with CCGC, Inc., dba Earth Systems Pacific, and AECOM Technical Services, Inc., and delegate authority to the Director of General Services to approve change order expenditures exceeding the limit established by Board policy up to the amount of \$225,000 for the Women's Jail Expansion project. District 2.
18. Request to approve the First Amendment to the lease with Jack S. Foster and Charlotte P. Foster, for Martha's Place Youth Services Clinic at 2925 McMillan Avenue, Suite 108 in San Luis Obispo for up to two additional years. District 3.

Consent Agenda - Health Agency Items:

19. Request to approve a Standard Agreement Amendment to the Multi-Year State Agreement with the Department of Health Care Services, to increase the Drug Medi-Cal funding for FY 2014-15 in the amount of \$51,485, for an overall contract amount of \$7,510,589, to provide substance use disorder services. All Districts.

Consent Agenda - Parks & Recreation Items:

20. Request to authorize a budget adjustment in the amount of \$5,573 from Fund Center (FC) 857 – Quimby Fees to FC 200 - Maintenance Projects to allocate Quimby fees to rehabilitate existing neighborhood park and recreation facilities in Quimby Areas 2, 3 and 5. All Districts.
21. Submittal of a resolution approving the allocation of up to \$57,000 of Area 4 Quimby Fee Funds to the Rotary Club of Nipomo for construction of a gazebo in Nipomo Community Park and, if approved, authorize an associated budget adjustment from Fund Center (FC) 857 - Quimby Fees to FC 305 - Parks and Recreation Projects. District 4.

22. Submittal of a resolution approving the allocation of \$70,000 of Area 1 Quimby fees to the Creston Activities Town Center Helping-Hands Fund to assist in converting the former Creston fire station into a community center and, if approved, authorize an associated budget adjustment in the amount of \$70,000 from Fund Center (FC) 857 - Quimby Fees to FC 305 - Parks and Recreation Projects. District 5.
23. Request to approve: 1) a FY 2014-15 through FY 2017-18 Assignment of Concession Services Contract with Amaezing Waterpark, Inc. for the operation of Mustang Water Slides water park with one optional five year extension, and 2) a FY 2014-15 through FY 2017-18 Conditional Assignment of Concession Services Contract with Amaezing Waterpark, Inc. and 4 to Go, Inc. for the concession at Mustang Water Slides water park with one optional five year extension. District 4.

Consent Agenda - Public Works Items:

24. Submittal of a resolution proclaiming May 17 - 23, 2015 as "National Public Works Week." All Districts.
25. Request approval of Parcel Map CO 07-0171, a proposed subdivision resulting in 4 lots by Stephen S. and Ane R. May which has been received and has satisfied all the conditions of approval that were established at the public hearing on the tentative map; and adopt the attached resolutions to approve the open space agreement and accept the relinquishment of vehicular ingress and egress, near the community of Avila Beach. District 3.
26. Request approval of Parcel Map CO 07-0076, a proposed subdivision resulting in 4 lots by Templeton Community Services District, which has been received and has satisfied all the conditions of approval that were established at the public hearing on the tentative map; and act on the attached resolution to accept the relinquishment of access, Templeton. District 1.
27. Request approval of Parcel Map CO 03-0224, a proposed subdivision resulting in 2 lots by Nordhoff Station, LLC, north of Creston which has been received and has satisfied all the conditions of approval that were established at the public hearing on the tentative map. District 5.
28. Submittal of a resolution approving the Road Maintenance Agreement for Viborg Sand and Gravel, Inc. Conditional Use Permit DRC2006-00039. District 1.

Consent Agenda - Public Works Sitting as Flood Control District:

29. Request to approve Amendment No. 1 to the agreement for Professional Engineering Services with Carollo Engineers, Inc. to add development of a 2015 Integrated Regional Water Management (IRWM) Proposition 84 Implementation grant application, increasing the contract by \$74,601, for a total agreement amount not to exceed \$265,974, and to authorize the Public Works Director, or his designee, to execute reimbursement agreements with agencies implementing the projects included in the application. All Districts.

30. Request to: 1) adopt a resolution authorizing execution of notice of completion and acceptance for the construction of Nacimiento Water Project Nacimiento River Crossing Pipe Repair; 2) authorize approval of Construction Contract Change Order No. 7, in the amount of \$50,000, for the construction contract early completion incentive provision; and 3) direct the Director of Public Works, or his designee, to execute and process Construction Contract Change Order No. 7. All Districts.
31. Request to appoint Roberta Fonzi and Nick DeBar to the Water Resources Advisory Committee of the Flood Control and Water Conservation District. District 5.
32. Request to appoint Laurie Gage as a rural resident alternate member to the Paso Robles Groundwater Basin Advisory Committee. All Districts.
33. Submittal of a resolution to levy assessments for Flood Control Zone 4 (Santa Maria River Levees). District 4.

Consent Agenda - Social Services Items:

34. Request to approve 1) a Program Year (PY) 2015-16 through PY 2016-17 application for the Initial Local Area Designation and 2) PY 2015-16 Local Board Certification under the Workforce Innovation and Opportunity Act (WIOA) of 2014, and the accompanying Corrective Action and Technical Assistance Plan. All Districts.
35. Submittal of resolution proclaiming May 2015 as "Older Americans Month" in San Luis Obispo County. All Districts.

Presentations

36. Presentation of Richard J. Weyhrich Leadership Scholarship awards to students. All Districts.

Public Comment Period:

37. 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:

38. Submittal of the FY 2014-15 Third Quarter Financial Status Report. All Districts.

Hearings:

39. Hearing to consider public testimony regarding the renewal of the San Luis Obispo County Tourism Business Improvement District (CBID) and continued levy of assessments for FY 2015-16. All Districts.

Board Business:

40. Request by Chairperson Debbie Arnold to discuss and appoint one of three applicants to the Airport Land Use Commission: Phillip Corman, John Eichler or Erich Schaefer. All Districts.

Closed Session Items:

41. CONFERENCE WITH LEGAL COUNSEL -- ANTICIPATED LITIGATION (Government Code, section 54956.9). 1. Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9. No. of potential cases: 2. 2. Initiation of litigation pursuant to paragraphs (4) of subdivision (d) of Section 54956.9. No. of potential cases: 2

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) 3. Los Osos Community Services District v. Golden State Water Company, et al.; 4. Wilton Webster and Helen Webster v. County of San Luis Obispo;

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: 5. San Luis Obispo Government Attorney's Union; 6. SLOCEA-Trades and Crafts; 7. Deputy County Counsel's Association; 8. Sheriffs' Management; 9. SLOCPPOA; 10. Deputy Sheriff's Association; 11. DAIA; 12. SLOCPMPOA; 13. SLOCEA-Public Services, Supervisors, Clerical; 14. Unrepresented Management and Confidential Employees; and 15. ASLOCDS.

RECESS

1:30 REPORT ON CLOSED SESSION

Hearings

42. Hearing to consider an amendment to the Growth Management Ordinance, Title 26 of the County Code, to update the fiscal year references for the maximum number of new dwelling units allowed for the Nipomo Mesa area for FY 2015-16 and maintain the 0% Cambria growth rate per fiscal year for the period from July 1, 2015 through June 30, 2018; exempt from the California Environmental Quality Act (CEQA). Districts 2 and 4.

Board Business:

43. Annual Review of County Growth Rate in accordance with Title 26 of the County Code, Growth Management Ordinance and submittal of a resolution approving the annual growth rate for the unincorporated areas of the county. All Districts.

44. 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 May 14, 2015

NOTICE OF INTENT TO ADOPT A NEGATIVE DECLARATION

Who: County of San Luis Obispo

What: A Mitigated Negative Declaration has been prepared and issued for the Posted Bridge Rehabilitation Project. Over a period of years, the San Luis Obispo County Department of Public Works is proposing to rehabilitate 11 existing bridges which are currently posted with weight restrictions. The bridges are located on the following four County roads: Suey Creek Road (one bridge), Dana Foothill Road (one bridge), Upper Los Berros Road (four bridges), and Morretti Canyon Road (five bridges). These wooden bridges have increased maintenance costs and can also pose public health and safety issues by restricting access to large vehicles. Three bridges on Morretti Canyon Road do not span a jurisdictional feature and would be replaced with earthen fill or earthen fill with a culvert. The remaining eight bridges span a jurisdictional feature and would be replaced with new bridge decks and railings. Existing abutments would remain in place and new abutments would be built back from the stream banks. Work would be restricted to the area outside of resource agency jurisdiction. The project sites are not on any of the lists enumerated under Section 65962.5 of the Government Code, including but not

limited to lists of hazardous waste facilities, land designated as hazardous waste property, or hazardous waste disposal sites.

Where: Copies of the proposed Negative Declaration and all documents referenced in the Negative Declaration are available for review at the San Luis Obispo County Department of Public Works, 976 Osos Street, Room 206, San Luis Obispo, CA 93408.

Comments: The 30-day review and comment period for the proposed Negative Declaration begins on Wednesday, May 13, 2015 and ends on Thursday, June 11, 2015. Written comments must be received by 5:00 p.m. on the last day of the review period and addressed to: Eric Wier, Environmental Resource Specialist, County Government Center, Room 206, San Luis Obispo, CA 93408.

Public Hearing: The San Luis Obispo County Board of Supervisors will hold a Public Hearing at a date yet to be determined to consider the adoption of the Negative Declaration. Interested persons can access the Board of Supervisor's agenda at <http://www.slocounty.ca.gov/bos/BOSagenda.htm>.