

# AGENDA

Dan Buckshi  
County Administrator



# BOARD OF SUPERVISORS

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

Tuesday, November 17, 2015

CONSENT AGENDA

9:00 AM

REVIEW AND APPROVAL

PUBLIC COMMENT PERIOD

BOARD BUSINESS

HEARINGS

CLOSED SESSION

RECESS

AFTERNOON SESSION

1:30 PM

REPORT ON CLOSED SESSION

PRESENTATIONS

BOARD BUSINESS

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 Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.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

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

2. Submittal of a resolution delegating authority to the County Auditor-Controller-Treasurer-Tax Collector (ACTTC) to perform certain duties on the Board's behalf in connection with the process of escheating unclaimed monies as authorized by California Government Code Section 50057. All Districts.
3. Review of the District Attorney's Office State of California Department of Insurance Workers' Compensation Insurance Fraud Program Grant for Fiscal Year 2014-15. All Districts.

Consent Agenda - Planning & Building Items:

4. Submittal of a resolution authorizing the Director of the Department of Planning and Building to 1) submit a grant application to the U.S. Department of Housing and Urban Development (HUD) for the Fiscal Year 2015 Continuum of Care program and 2) sign the agreements necessary to participate in the program. All Districts.
5. Submittal of a resolution accepting an Avigation Easement from Patrick D. Fitzgerald and Barbara H. Fitzgerald, Trustees of the Patrick and Barbara Fitzgerald Family Trust dated November 15, 2012, for the Oceano County Airport. District 4.

Consent Agenda - Parks & Recreation Items:

6. Request to 1) approve an amendment to the fixed asset list for Fund Center (FC) 305 – Parks and Recreation to add a replacement boiler/burner for Hardie Park pool in Cayucos, and 2) authorize a corresponding budget adjustment in the amount of \$20,000 from Parks Reserves to FC 305- Parks and Recreation for the boiler/burner. District 2.

Consent Agenda - Public Works Items:

7. Submittal of right of way documents accepting conveyance from Robert S. and Victoria F. Aikman for the Cypress Mountain Drive at Klau Creek Bridge Replacement Project. District 1.
8. Submittal of a resolution designating the Director of Public Works, or designee, as the authorized representative to file an application and execute an agreement for the Sustainable Groundwater Planning "Counties with Stressed Basins" Grant Program. All Districts.

Consent Agenda - Social Services Items:

9. Request to approve three appointments to the Workforce Development Board (WDB). All Districts.

Public Comment Period:

10. 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:

11. Request to enter into three individual agreements with Property Assessed Clean Energy (PACE) administrators to allow properties within unincorporated County to participate in PACE programs, and to amend an existing Joint Powers Agreement. All Districts.
12. Submittal of the 2015 Status Report on the San Luis Obispo County's 2011 Public Safety Realignment Implementation Plan. All Districts.
13. Request to receive and file the Department of Parks and Recreation's 2015-2020 Draft Strategic Plan. All Districts.

Hearings:

14. Hearing to consider a request by the County of San Luis Obispo for amendments to Title 29 – Affordable Housing Fund, to consider resolutions adopting an annual adjustment of the residential in-lieu fee and commercial housing impact fee schedules, and approve the Annual Report and Action Plan for Year 2016 pursuant to Title 29. All Districts.

Closed Session Items:

15. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: (1) Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of section 54956.9. Number of potential cases: Two; (2) Initiation of litigation pursuant to paragraph (4) of subdivision (d) of section 54956.9. Number of potential cases: Two.

CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: Existing Litigation (Gov. Code, section 54956.9(a)). (Formally initiated.) (3) Mesa Community Alliance v. State of California Department of Parks and Recreation, et al.; (4) Santa Maria Valley Water Conservation District v. City of Santa Maria, et al.; (5) AT&T Corp. 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: (6) San Luis Obispo Government Attorney's Union (SLOGAU); (7) San Luis Obispo County Employees Association – Trades and Crafts (SLOCEA-T&C); (8) Deputy County Counsel's Association (DCCA); (9) Sheriffs' Management; (10) San Luis Obispo County Probation Peace Officers' Association (SLOCPPOA); (11) Deputy Sheriff's Association (DSA); (12) District Attorney Investigators' Association (DAIA); (13) San Luis Obispo County Probation Managers' Peace Officers' Association (SLOCPMPOA); (14) San Luis Obispo County Employees Association – Public Services, Supervisors, Clerical (SLOCEA – PSSC); (15) Unrepresented Management and Confidential Employees; and (16) Association of San Luis Obispo County Deputy Sheriffs (ASLOCDS).

CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code section 54956.8.) It is the intention of the Board to meet in closed session to have a conference with its Real Property Negotiator concerning the following: (17) Property Description: 249 12th Street, Units A and B, San Miguel (APN 021-252-009); Agency Real Property Negotiator: Shauna Dragomir, Real Property Manager; Party with Whom Negotiating: John Haggerty; Instructions to Negotiator: Price, Terms, and Conditions.

## **RECESS**

### **1:30 REPORT ON CLOSED SESSION**

#### Presentations:

16. Submittal of a resolution recognizing Kevin Kester as the recipient of the 2015 California Chamber of Commerce Livestock person of the year award. All Districts.

#### Board Business:

17. Request to approve the appointments of Board Members to various committees and commissions. All Districts.

#### Hearings:

18. Hearings to consider resolutions for two proposals, one to amend and one to enter into agricultural preserves. AGP2014-00016 – Riboli Paso Robles, LLC - south side of Almond Drive, approximately 1.0 mile east of the intersection of Almond Drive and South El Pomar Road, 4.0 miles east of the City of Atascadero. AGP2015-00002 - Ronald Denner - north side of Adelaida Road approximately 1 mile west of the intersection of Adelaida Road and Nacimiento Lake Drive, 2 miles west of the City of Paso Robles. Districts 1 and 5.

Board Business:

19. Request to authorize processing of a Local Coastal Plan amendment application (LRP2014-00023) by Teach About/Righetti to change the land use designation of a 253 acre parcel of land from Agriculture to Recreation in order develop a 300,000 square foot children's cancer hospital; the site is located along and on the north side of State Highway 41 adjacent to the City of Morro Bay in the Estero Planning Area. District 2.

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 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](http://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 November 12, 2015

Paso Robles Area

Geneseo Road at Huerhuero Creek. The San Luis Obispo County Public Works Department (County) proposes to replace the existing low water crossing on Geneseo Road at Huerhuero Creek with a new 300 foot long span bridge. The Project would result in the disturbance of approximately 3.3 acres (including existing paved areas), and movement of approximately 159,000 cubic yards of material. The Project is located on Geneseo Road approximately 1.1 miles north of Creston Road, southeast of the City of Paso Robles, in the El Pomar/Estrella sub area of the North County planning area. ED12-197 (300387)