

AGENDA

Jim Grant
County Administrator



BOARD OF SUPERVISORS

Frank Mecham, 1st District
Bruce Gibson, 2nd District
Adam Hill, Chairperson, 3rd District
Paul A. Teixeira, 4th District
James R. Patterson, Vice-Chairperson, 5th District

Tuesday, March 06, 2012

CONSENT AGENDA

9:00 AM

REVIEW AND APPROVAL

PUBLIC COMMENT PERIOD

BOARD BUSINESS

CLOSED SESSION

NOON RECESS

REPORT ON CLOSED SESSION

PRESENTATIONS

HEARINGS

ADJOURNMENT

5:00

- The Board of Supervisors of the County of San Luis Obispo are now meeting in regular session. Public hearings are scheduled at 9:00 AM.
- 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 agenda items during Public Comment or prior to Closed Session 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 per item during the Consent Agenda, Public Comment period, Public Hearings, Board Business and prior to Closed Session.
- 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. Recommendations are shown for each item. Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.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. Letter Transmitting Plans and Specifications (Clerk's File) for the MidTown Site Restoration Project, Los Osos, CA, Contract No. (300448.08.03 for board approval and advertisement for construction bids. (Instruct Clerk to give notice of bid opening for April 5, 2012 at 3:00 p.m.)

Consent Agenda - Administrative Items:

2. Request by the San Luis Obispo County Tourism Business Improvement District (CBID) to appoint Deborah Scarborough to replace Tano J. Taitano for the remaining year of his three-year term on the Cambria Local Area Advisory Board.
3. Request for approval to accept \$434,353 from the federal fiscal year 2011 Homeland Security Grant Program and approve adjustments to previously accepted Homeland Security Grant Program projects.
4. Request by the San Luis Obispo County Tourism Business Improvement District (CBID) to re-appoint Jayesh Patel and Steve Hennigh to the Cayucos Local Area Advisory Board.

Consent Agenda - Auditor - Controller Items:

5. Request to approve a tipping fee increase to the Commercial Compacted rate for Franchised Haulers, proposed by Chicago Grade Landfill.

Consent Agenda - Clerk-Recorder Items:

6. Request to approve an official bond for Port San Luis Harbor District Commissioner Mary Matakovich.
7. Request to approve a fee for service contract with Integrated Voting Solutions for election printing and mailing services.

Consent Agenda - Farm Advisor Items:

8. Request by the San Luis Obispo Wildlife and Grazing Advisory Board to re-appoint Robert Sparling as a wildlife conservation representative for a three-year term.

Consent Agenda - Health Agency Items:

9. Request to approve renewal contracts (Clerk's File) for calendar year 2012 with Hani Boutros M.D.; Joshua Deane, M.D.; Rose Drago, M.D., David K. Fennell, M.D.; Aliuddin M. Khaja, M.D.; Enn Mannard, M.D.; and Victor Perez Preciado, M.D. totaling \$383,583 to provide psychiatric services for Mental Health patients.

10. Request to approve the appointments of Lorna Hewitt and Theresa Merkle to the Mental Health Board (MHB).
11. Request to approve a three-year renewal agreement (Clerk's File) with the California Department of Public Health to implement the Childhood Lead Poisoning Prevention Program.
12. Request to approve a renewal agreement (Clerk's File) with the California Family Health Council, Inc. (CFHC) in the amount of \$124,260 to conduct reproductive health outreach and education activities in calendar year 2012.

Consent Agenda - Human Resources Items:

13. Request to approve a new Social Media Policy governing the work related use of social media by County employees.

Consent Agenda - Public Works Items:

14. The following map has satisfied all the conditions of approval that were established in the public hearing on the tentative map: Parcel Map CO 05-0325, Phase 1, a proposed subdivision resulting in 2 lots by John Wayne and Mona Lisa Tucker, Trustees of the Tucker Family Trust and act on the resolution to accept Relinquishment of Access.
15. Submittal of a resolution to accept certain offers of dedication for public easements necessary for the construction, installation, operation, maintenance and repair of Wastewater Collection and Treatment Facilities of the Los Osos Wastewater Treatment Project.

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

16. Request to approve appointments to the Water Resources Advisory Committee of the Flood Control and Water Conservation District.
17. Request approval of Amendment No. 4 to agreement for consulting services with TJ Cross Engineers, Inc., for Dreissenid Mussel Prevention Program Support and approve a policy in support of a Resident Vessel Program.

Consent Agenda - Sheriff - Coroner Items:

18. Request to add staff and equipment totaling \$546,715 to expand services provided by the Sheriff, County Fire, and Planning & Building's Code Enforcement Unit necessary to mitigate the public services impact created by the two large solar projects underway near California Valley.

Public Comment Period:

19. Members of the Public wishing to address the Board on matters other than scheduled items may do so when recognized by the Chairperson. Individuals interested in speaking should fill out a "Board Appearance Request Form" located at the back of the Board Chambers and hand it to the Clerk of the Board. Presentations are limited to a MAXIMUM of three minutes per individual.

Board Committee Updates (not to exceed 15 minutes)

Board Members report on various committee activities. Time limit—3 minutes

Board Business:

20. Fiscal Year 2011-12 Second Quarter Financial Report including an update on the implementation of AB 109 State Public Safety Realignment.
21. Submittal of a status report on the implementation of the "Three Point Plan" regarding labor relations strategies, as approved by your Board on October 12, 2010.
22. Approve the creation of a new capital project for passenger terminal design and development and authorize a budget adjustment in the amount of \$1,147,502 from a Federal Grant and Passenger Facility Charges to fund New Terminal Design and Development project at the San Luis Obispo County Regional Airport.

Closed Session Items:

23. 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. County of San Luis Obispo v. Kajima Construction, et al.; 2. Nipomo CSD v. County of San Luis Obispo; 3. Application of Pacific Gas and Electric Company for Approval of Ratepayer Funding to Perform Additional Seismic Studies Recommended by the California Energy Commission, California Public Utilities Application # 10-01-014; 4. Pelfrey v. County of San Luis Obispo.
- B. Conference with Legal Counsel-Anticipated Litigation (Government Code, section 54956.9.) 5. 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. 6. Initiation of litigation (Government Code, section 54956.9(c).) No. of cases 2.
- II. CONFERENCE WITH LABOR NEGOTIATOR (Government Code, section 54957.6.)
- A. It is the intention of the Board to meet in closed session to have a conference with its Management Representative Tami Douglas-Schatz concerning the following: Name of employee organizations are: 7. District Attorney Investigator's Association; 8. Association of San Luis Obispo County Deputy Sheriffs.

NOON RECESS**1:30 REPORT ON CLOSED SESSION**Presentations:

24. Submittal of a resolution commending Clerk-Recorder employee Pam Weaver for 28 years of public service.
25. Submittal of a resolution commending Juvenile Services Officer Martin Meraz, Juvenile Services Officers III Denise Dufrene and Kyle Owens, Correctional Technician Amy King, Supervising Deputy Probation Officer Kyle Nancolas, Physician's Assistant Pam Beaumont, and Mental Health Therapist Jim Pearce for responding to a vehicle accident outside of the Juvenile Hall and administering lifesaving first aid.

Hearings:

26. Hearing to consider a proposed ordinance amending Chapter 9.16 of the County Code to establish a provision addressing menacing and aggressive animals.
27. Hearing to consider an appeal by Barbara Mann of the Planning Commission's approval of a request by Tammy Murray for a Conditional Use Permit to establish a medical marijuana dispensary at 1409 South 4th Street in the community of Oceano.

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 1, 2012

Environmental Impact Reports

WHAT: The Draft Environmental Impact Report (DEIR) for Nipomo Community Park Master Plan (NCPMP) is complete and available for public review and comment. The DEIR addresses the environmental impacts that may be associated with the proposed Master Plan. The NCPMP would establish the long-range plan for Nipomo Community Park and Mesa Meadows. The objectives of the NCPMP are to:

- provide a range of passive and active facilities and use areas to meet the recreational needs of the community;
- maintain and upgrade existing recreational and community facilities and amenities;
- effectively manage current and projected levels of park uses;
- provide amenities that are aesthetically consistent with the regional character of the area;
- provide a community recreation center within the unincorporated community of Nipomo;
- incorporate infrastructure and circulation improvements to meet existing and estimated future (2025) motor vehicle transportation warrants

The proposed project consists of two connected park areas, Nipomo Community Park (NCP), including the Nipomo Native Garden (137 acres), and Mesa Meadows (22 acres), within the Recreation and Residential Suburban land use categories. The project site is located northwest of the Pomeroy Road / Tefft Street intersection, approximately one mile west of Highway 101, in community of Nipomo.

WHO: County of San Luis Obispo Department of Planning and Building and Parks Department.

WHERE: Copies of the Draft EIR are available at the following library locations: Cal Poly, City/ County Library of San Luis Obispo, Arroyo Grande and Nipomo. Copies are also available on loan and for review at the Environmental Division of the Planning Department, located at 976 Osos St., Room 300, San Luis Obispo, 93408, as well as San Luis Obispo County Parks, located at 1087 Santa Rosa St., San Luis Obispo, CA 93408. The EIR is on the Planning Department's web site: go to <http://www.slocounty.ca.gov/planning/environmental/EnvironmentalNotices/draftEIR20>

12.htm.

HOW TO COMMENT OR GET MORE INFORMATION:

The County will host a workshop for the public and interested agencies to learn more about the proposed project and the contents of the Draft EIR (including environmental impacts and project alternatives). This workshop is an opportunity for the public to ask questions of County staff and the EIR consultant team. No formal oral comments will be accepted at the workshop, but information on submitting written comments will be provided. It is scheduled for March 8, 2012 from 6 pm to 8 pm at the Nipomo High School , located at 525 North Thompson Avenue, in Nipomo.

If you need more information about this project, please contact Steve McMasters at (805) 781-5096 or Elizabeth Kavanaugh at (805) 781-4089.

COUNTY ADMINISTRATIVE OFFICE, ROOM D430
COUNTY GOVERNMENT CENTER
SAN LUIS OBISPO, CA 93408