

AGENDA

Dan Buckshi
County Administrator



BOARD OF SUPERVISORS

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

Tuesday, October 16, 2012

CONSENT AGENDA

9:00 AM

REVIEW AND APPROVAL

PRESENTATIONS

PUBLIC COMMENT PERIOD

HEARINGS

BOARD BUSINESS

CLOSED SESSION

REPORT ON CLOSED SESSION

ADJOURNMENT

12:00 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 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. 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 Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.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 an agreement, in the amount of \$365,854, with the San Luis Obispo County Visitors and Conference Bureau (VCB) to provide various tourism promotion activities, including the promotion of County's Parks, Golf Courses, and Airports, and to continue to carry out the Uniquely SLO Cluster of the Economic Strategy.
2. Request by the San Luis Obispo County Tourism Business Improvement District (CBID) to appoint John Fairweather to replace Noreen Martin on the CBID Advisory Board for the remaining year of her four (4) year term.
3. Request to approve the Board of Supervisors meeting calendar for 2013.

Consent Agenda - Board of Supervisors Items:

4. Request to approve an agreement with the Atascadero Colony Days Committee allocating \$1,800 from District Five Community Project Funds – Fund Center #106 to be used for expenses associated with holding the annual Colony Days event on October 20th, 2012.

Consent Agenda - Clerk-Recorder Items:

5. Request to destroy Proposition 218 Ballots for the San Luis Obispo County Flood Control and Water Conservation District Flood Zone 1 and 1A and the Los Osos Wastewater Assessment District 1. Districts 2, 3 & 4.
6. Request to approve resolutions (Clerk's File) from school districts, special districts and cities requesting consolidation of district elections with the November 6, 2012 Consolidated General Election. All Districts.
7. Submittal of the Port San Luis Harbor District 2012-13 Final Budget and implementing resolution.

Consent Agenda - County Fire Items:

8. Request to approve Amendment #1 to the FY 2012-13 annual agreement for cooperative fire protection services with the California Department of Forestry and Fire Protection (CAL FIRE) and a related budget adjustment in Fund Center 140 - County Fire to reduce both revenues and expenditures by \$17,594.00 which will pass through savings to the Los Osos Community Services District that will result from the CAL FIRE employee furloughs. All Districts.

Consent Agenda - General Services Agency Items:

9. Request to approve a lease with Potratz Properties, LLC, located at 3563 Empleo Street in San Luis Obispo for the Department of Social Services. District 3.

10. Request to transfer a public lot, comprised of a .92 acre strip of County owned land in the Templeton area, to an adjoining land owner to correct a survey error made in connection with a donation of real property. The request includes adoption of a resolution and execution of a Quitclaim Deed to complete the transfer. District 1.

Consent Agenda - Health Agency Items:

11. Request to approve a grant award (Clerk's file) from the State of California Emergency Management Agency in the amount of \$200,000 to provide seven sober living beds; and authorize a corresponding budget adjustment in the amount of \$200,000 from unanticipated revenue to Fund Center 166 - Behavioral Health.
12. Submittal of a resolution amending the existing Position Allocation List for Fund Center 350 - County Medical Services Program by deleting a 1.0 FTE Accounting Technician position and adding a 1.0 FTE Senior Account Clerk position.
13. Request to approve a second amendment to the Multi-Year State Agreement (Clerk's File) with the State Department of Health Care Services for FY 2010-2013, to increase the Drug Medi-Cal amount by \$46,075 and transfer the contract and Drug Medi-Cal responsibilities from the State Department of Alcohol and Drug Programs to the Department of Health Care Services, with all other provisions remaining the same.
14. Request to amend the fixed asset list for Fiscal Year 2012-13 to add a camera surveillance system for the Psychiatric Health Facility in order to replace the current system and approve a budget adjustment in the amount of \$38,000 from unanticipated revenue to Fund Center 166-Behavioral Health.
15. Request to approve a contract (Clerk's File) with County Office of Education for FY 2012-13 in an amount not to exceed \$200,000 to provide outpatient drug-free substance abuse treatment services to students enrolled in Sober School programs.
16. Request to approve an amendment (Clerk's File) to the standard agreement with the California Department of Corrections and Rehabilitation (CDCR) to delete language regarding the term of the agreement, with all other provisions remaining the same.

Consent Agenda - Library Items:

17. Request to declare the chandelier in the lobby of 6555 Capistrano in Atascadero, the future site of the new Atascadero Library, to be surplus County equipment, so that it may be sold and the proceeds added to the funding for the construction of new Atascadero Library.

Consent Agenda - Planning & Building Items:

18. Submittal of resolution approving and accepting an open-space agreement granting an open space easement for Conditional Certificates of Compliance SUB2010-00006 with Harmohan Sohi. District 4.

19. Submittal of a resolution proclaiming October 2012 as "Energy Awareness Month" in San Luis Obispo County. All Districts.
20. Submittal of a resolution for participation in the Institute for Local Government's Beacon Award: Local Leadership toward Solving Climate Change Recognition Program. All Districts.

Consent Agenda - Public Works Items:

21. Submittal of a resolution of application to approve initiation of proceedings for the amendment of the sphere of influence and annexation of Tract 1747 into the Nipomo Lighting District. District 4.
22. Request to approve the Cooperative Agreement for State Minor Funds Contribution, in the amount of \$900,000, with Department of Transportation (Caltrans) for the Highway 1 & 13th Street Drainage Improvement Project in Oceano. District 4.
23. Request to approve the "Freeway Maintenance Agreement with County of San Luis Obispo" and Amendment No. 5 to "Agreement of Sharing Costs of Electrical Facilities on State Highway" with Department of Transportation (Caltrans) for the Willow Road Extension Phase II & US Highway 101 Interchange Project, Nipomo, CA, Contract No. 300129/300142, Federal Project No. FHWA Q101(189). District 4.

Consent Agenda - Sheriff - Coroner Items:

24. Request to approve a contract with Patrick Elliot, in an amount not to exceed \$8,000 annually, to provide specialized services as related to coroner and pathological investigations through June 30, 2014.

Presentations:

25. Submittal of a resolution recognizing the 50th Anniversary of the Morro Bay Museum of Natural History.
26. Submittal of a resolution proclaiming October 2012 as "Healthy Communities Month" in San Luis Obispo County.
27. Submittal of a resolution of intent to participate in "The Great California ShakeOut™" and work toward becoming a safer community.
28. Presentation by the Coalition for Hunger Free Communities of the Hunger Free Community Action Plan entitled "Paradox of Plenty: A Community Roadmap for Overcoming Hunger in San Luis Obispo County."

Public Comment Period:

29. 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 Reporting:

30. Board Committee Updates (not to exceed 15 minutes) Board Members report on various committee activities. Time Limit 3 minutes.

Hearings:

31. Hearing to consider an ordinance amending Chapter 3.08 (Transient Occupancy Tax) of Title 3 (Revenue and Finance) of the County Code to amend and update in order to streamline the remittance of county funds, allow for the recovery of collection costs, simplify the hearing and appeal process, and clarify existing policies and procedures. All Districts. Introduced September 25, 2012.
32. Hearing to consider an appeal by Plains Exploration and Production Company of Public Facility Fees on various building permits. District 3. Item continued to October 30, 2012.

Board Business:

33. Consider a request by the County of San Luis Obispo to consider authorizing the processing of amendments to the Land Use Ordinance (Title 22 of County Code), the Coastal Zone Land Use Ordinance (Title 23 of the County Code) and the Real Property Division Ordinance (Title 21 of County Code) to modify various sections including the Flood Hazard Combining designation to comply with the federal law requirements of Federal Emergency Management Act (FEMA) – LRP2012-00002. All Districts.
34. A presentation and strategic planning on fiber optic availability within San Luis Obispo County.

Closed Session Items:

35. 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. Sunny Acres, et al. v. County of San Luis Obispo, et al., (CV 090360); 2. County of SLO v. Kajima Construction Services, et al., 3. San Luis Obispo County Deputy County Counsel Association, et al. v. San Luis Obispo County Pension Trust Board, et al.
- 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.

REPORT ON CLOSED SESSION

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