



BOARD OF SUPERVISORS AGENDA

John Peschong *District One*

Bruce Gibson *Vice-Chairperson, District Two*

Vacant *District Three*

Lynn Compton *Chairperson, District Four*

Debbie Arnold *District Five*

Wade Horton County Administrator

NOTICE OF TEMPORARY PROCEDURES FOR BOARD OF SUPERVISORS MEETINGS

Based on the threat of COVID-19 as reflected in the Proclamations of Emergency issued by both the Governor of the State of California and the San Luis Obispo County Emergency Services Director as well as the Governor's Executive Order N-29-20 issued on March 17, 2020, relating to the convening of public meetings in response to the COVID-19 pandemic, **the County of San Luis Obispo, October 20, 2020-Board of Supervisors meeting will be closed to members of the public and non-essential County staff. Below are instructions on how to view the meeting remotely and how to leave public comment.** Additionally, members of the Board of Supervisors may attend the meeting via teleconference and participate in the meeting to the same extent as if they were physically present.

Using the most rapid means of communication available at this time, members of the public are encouraged to participate in Board meetings in the following ways:

1. **Remote Viewing/Listening** - Members of the public who wish to watch or listen to the meeting can find links for livestreaming the meeting at:
<https://www.slocounty.ca.gov/Departments/Board-of-Supervisors/Board-Meetings,-Agendas-and-Minutes.aspx>
2. **Public Comment** - The Board of Supervisors will still be accepting general public comment for items not on the agenda, as well as public comment on specific agenda items. Public comment can be submitted in the following ways:
 - **Live Verbal Public Comment – At the start of the meeting or when the item you would like to speak about is called, please call (805) 321-0555.** While you wait for your call to be screened, you will be hearing the meeting live on the other end of the phone. Staff will answer your call as quickly as possible. Please be prepared with the agenda item number you would like to speak about and your name. Staff will then place you in a queue for your item. When it is your turn to speak, the Clerk of the Board will announce your name and then you can speak for 3 minutes.
 - If you are getting a busy signal, that means our queue is full, please continue to call until you get through.
 - **Voice Mail -Pre Recorded Verbal Public Comment - Call (805) 788-6638;** state and spell your name, mention the agenda item number you are calling about and leave your comment. Verbal comments are limited to 3 minutes including stating your name. Please limit your comment to one (1) agenda item per message. If you would like to comment on multiple agenda items, you are requested to leave a separate message for each item. Verbal comments (voicemails) must be received by the Clerk of the Board no later than 9:00 a.m. on the morning of the noticed

meeting and will be limited to 3 minutes per item. Every effort will be made to play your comment aloud at the meeting. However, some comments may not be included due to the time limitations. All comments will be entered into the administrative record and provided each board member.

- **Email or Mail Public Comment** - Public Comment can be submitted any time via email or U.S. Mail. Comments must be received by 5:00 p.m. on the Monday prior to the Board meeting. Please submit your comment to the Clerk of the Board at ad_Board_clerk@co.slo.ca.us or [send comment](#). Your comment will be placed into the administrative record of the meeting and forwarded to each board member. Comments will not be read aloud or presented visually at the meeting.

Mailing Address:
 Clerk of the Board of Supervisors
 1055 Monterey St. D430
 San Luis Obispo, CA 93408.

For information about and updates regarding the Board of Supervisors meeting or public comment, visit the [Board of Supervisors agenda page](#) or call the County Administrative Office at (805) 781-5011.

AGENDA
Tuesday, October 20, 2020
County Government Center
Board of Supervisors Chambers
 1055 Monterey Street | San Luis Obispo, CA 93408

Tuesday, October 20, 2020	
BOARD BUSINESS-COVID-19 UPDATE	9:00 AM
BOARD BUSINESS AM SESSION	
CONSENT AGENDA	
REVIEW AND APPROVAL	
PRESENTATIONS	
PUBLIC COMMENT PERIOD	
BOARD BUSINESS	
CLOSED SESSION	
RECESS	
AFTERNOON SESSION	1:30 PM
HEARINGS	
REPORT ON CLOSED SESSION	
BOARD BUSINESS	
ADJOURNMENT	5:00 PM

9:00 FLAG SALUTE

Board Business - COVID Update

- 1 Update on COVID-19 in San Luis Obispo County. All Districts.

Board Business - Morning Session:

- 2 Update on the elections in San Luis Obispo County. All Districts.

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:

- 3 Request to approve the Board of Supervisors Meeting Calendar for 2021. All Districts.
- 4 Request to approve the FY 2020-21 Community Based Organization/Preventative Health grant funding agreement with SLO Noor Foundation in the total amount of \$183,940 from Fund Center 106 - Contributions to Other Agencies. All Districts.
- 5 Request to approve the employment contract of Courtney Johnson to serve as the Director of Airports. All Districts.

Consent Agenda - Board of Supervisors Items:

- 6 Submittal of a resolution recognizing Chief Jerel Haley upon his retirement after 9 years of serving as the City of Atascadero Chief of Police. All Districts.

Consent Agenda - Health Agency Items:

- 7 Request to approve a resolution amending the Position Allocation List for FC 166-Behavioral Health to delete 1.00 FTE Administrative Services Officer I/II and add 1.00 FTE Program Manager I/II to provide supervisory and programmatic support in the Mental Health Services Act administrative services office. All Districts.
- 8 Request to approve the appointment of Thomas Patrick O'Malley and the reappointment of Robert Campbell to the County of San Luis Obispo Health Commission. All Districts.
- 9 Request to: 1) approve a renewal contract with the California Department of Public Health (CDPH) for a three year period from July 1, 2020 through June 30, 2023 in the amount not to exceed \$302,301 to administer a Childhood Lead Poisoning Prevention Program (CLPPP); and 2) delegate authority to the Health Agency Director or his designee to sign any amendments to the CLPPP contract. All Districts.

Consent Agenda - Human Resources Items:

- 10 Submittal of a resolution approving A) a side letter agreement with the San Luis Obispo County Employees' Association for the Crisis Response Team; B) a side letter agreement with the San Luis Obispo County Employees' Association for the Courthouse Dog Program; and C) amendments to the Memoranda of Understanding for the Deputy County Counsel Association, Deputy Sheriff's Association, Sworn Deputy Sheriff's Association, and the San Luis Obispo County Employees' Association regarding Health Savings Account Contributions. All Districts.

Consent Agenda - Parks & Recreation Items:

- 11 Request to approve a fifteen-year concessionaire contract with a single ten-year renewal option with Bread Zeppelins LLC, dba The Siren El Chorro to provide food and beverage services and event management at El Chorro Regional Park\Dairy Creek Golf Course, by 4/5 vote. District 2.
- 12 Request to approve a ten-year concessionaire contract with the option for two consecutive five-year terms with Jon R. Van Otterloo for operation of the Lopez Lake Marina, by 4/5th vote. District 4.

Consent Agenda - Planning & Building Items:

- 13 Submittal of a resolution accepting an Avigation Easement from James Hopson and Marilyn Hopson, for a property located on the northeast side of Security Court, approximately 100 feet northwest of the intersection of Maui Circle and Security Court, for the Oceano County Airport. Exempt from CEQA. District 4.

Consent Agenda - Public Works Items:

- 14 Request to approve Amendment No. 4 in the amount of \$57,651 to the contract for professional consultant services with GHD, Inc., for the Tefft Street at U.S. 101 Interchange Operational Improvement Project, Nipomo; and authorize the Director of Public Works to approve amendments to the contract in an amount not to exceed a contingency of \$10,000. District 4.
- 15 Request to approve a contract for professional services with Venco Power Sweeping, Inc., in the amount of \$712,554, for monthly street sweeping services. All Districts.

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

- 16 Request to approve Amendment No. 1 to the contract with Cannon Corporation in the amount of \$182,200 to prepare levee grading plans for the levee segment in Union Pacific Railroad (UPRR) right of way and perform additional engineering design services during construction; and authorize the Director of Public Works to execute and process future amendments up to \$18,200 to address potential unforeseen issues while working in UPRR right of way and completing construction of the project; and authorize a short-term loan of up to \$3,000,000 from FC-450 Flood Control Zone General by cancelling reserves, to provide cash flow to fund the project, until grant reimbursement is received; and authorize an extension to repay the loan past June 30, 2021, if grant funds are not received by the end of the current fiscal year; and

authorize the budget adjustment: a) in the amount of \$3,000,000, using funds from FC 450-Zone General, by cancelling Designated Reserves, to provide a short-term loan to fund the projects in FC 452 – Flood Control Zone 1, by 4/5 vote; and b) in the amount of \$314,144 using Flood Control Zone 1 Special Department Expense and increasing appropriation in project 300477-Alt 3a, within Fund Center 452-Flood Control Zone 1 to fund the project through completion, by 4/5 vote. District 4.

Presentations:

- 17 Submittal of a resolution recognizing the life-saving actions of Rangers Will Wilkerson, Lee Hicks and Brandon Young at Santa Margarita Lake. District 5.

Public Comment Period:

- 18 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. 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:

- 19 An update on State Legislative activities by Paul Yoder and Karen Lange, of Shaw Yoder Antwih Schmelzer & Lange (SYASL). All Districts.
- 20 Request to provide input regarding adoption of an Ordinance establishing local campaign finance contribution limits. All Districts.

Closed Session Items:

- 21 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; and (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) Application filed by PG&E in the 2018 Nuclear Decommissioning Cost Triennial Proceeding (U 39 E & A: 18-12-008); (4) In re PG&E Corporation (19-19-30088); (5) In re PG&E Company (19-19-30089); (6) Protecting our Water and Environmental Resources v. Stanislaus County (Case No. S251709); (7) California Water Integrity Network v. County of San Luis Obispo (Case No. S251056)

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: (8) SLO Government Attorney’s Union (SLOGAU); (9) SLO County

Employees Association–Trades and Crafts (SLOCEA-T&C); (10) Deputy County Counsels' Association (DCCA); (11) Sheriffs' Management; (12) SLO County Probation Managers' Peace Officers' Association (SLOCPPOA); (13) Deputy Sheriff's Association (DSA); (14) District Attorney Investigators' Association (DAIA); (15) SLO County Probation Managers' Peace Officers' Association (SLOCPMPOA); and (16) SLO County Employees Association – Public Services, Supervisors, Clerical (SLOCEA – PSSC). (17) Unrepresented Management and Confidential Employees; (18) Sworn Deputy Sheriffs' Association (SDSA); and (19) United Domestic Workers of America (UDWA).

RECESS

1:30 REPORT ON CLOSED SESSION

Hearings - Afternoon Session:

- 22 Hearing to adopt a resolution and approve a freeway agreement with the State of California for improvements at the intersection of State Route 101 and Wellsona Road between Paso Robles and San Miguel in San Luis Obispo County, and finding that the project is in compliance with Section 21000 et seq. of the California Public Resources Code (CEQA). District 1.
- 23 Hearings to consider nine proposals and resolutions to amend or establish agricultural preserves: 1. Camp (CON2019-00015) - 4550 Noble Lane, approximately six miles west of the community of Templeton; 2. Sunada (CON2020-00002) - 3250 Branch Road, 0.5 miles south of highway 46, and approximately 2.25 miles east of the City of Paso Robles; 3. Flamm Family Trust (CON2020-00015) - 2505 Harmony Ranch Road, adjacent to and southwest of the terminus of Highway 46 West at Highway 1, approximately 2.25 miles south of the Urban Reserve Line of the Community of Cambria; 4. Grolle Family Trust (CON2020-00016) - Santa Rosa Creek Road approximately 2,000 feet northwest of the intersection of Santa Rosa Creek Road and Highway 46 and approximately 7.5 miles west of the Community of Templeton; 5. Dusi (CON2020-00017) - 2110 Ramada Drive, approximately 600 feet south of the Highway 46 West / Ramada Drive intersection in the community of Templeton; 6. 360 Ranch, LLC (CON2020-00018) - 1440 Calf Canyon Rd, approximately seven miles southeast of the community of Creston; 7. Camuso (CON2020-00019) - Highway 166, approximately 20 miles east of the community of Nipomo; 8. Jack Ranch SLO, LLC (CON2020-00020) - northwest side of Greystone Place, adjacent to the San Luis Obispo Golf and Country Club, approximately 2.5 miles south of the City of San Luis Obispo; and 9. Sawdey (CON2020-00021) - Carrisa Highway (Highway 58), approximately 5.25 miles northwest of the California Valley village reserve line; Exempt under CEQA. All Districts.
- 24 Hearing to 1) consider an appeal (APPL2020-00012) by Jeff Edwards of the Planning Department Hearing's approval of a request by the City of Pismo Beach for a Minor Use Permit/Coastal Development Permit (DRC2020-00050) to allow for the construction and testing of two full-scale groundwater wells and a connection pipeline to the existing City of Pismo Beach ocean outfall pipeline and 2) to consider the environmental determination that this project is categorically exempt from the California Environmental Quality Act, per CEQA Guidelines §15306, Information

Collection. A Notice of Exemption was prepared and certified by the City of Pismo Beach on April 14, 2020. The proposed project is within the Recreation land use category and is located in the Coastal Dunes RV Park and Campground on State Route 1 at 1001 Pacific Boulevard, in the community of Oceano. The project is within the San Luis Bay Coastal Planning Area. District 4.

ND Report of Environmental Documents Available for Review (Courtesy Notice)

The San Luis Obispo County Department of Planning and Building compiles a report, referred to as a "[Courtesy Notice](#)", that summarizes the most recent determinations made by the County's Environmental Coordinator.

The purpose of this report 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 these reports and the documents referenced therein, and providing comments on the recommendations of the Environmental Coordinator.

Courtesy Notices and Environmental Documents can be accessed any of the following ways:

- Online at www.slocounty.ca.gov/EnvDocs.aspx
- In person at the Department of Planning and Building (address below)
- By direct request to Hilary Brown (805-788-2009 or hbrown@co.slo.ca.us)

Your comments/responses should be in writing and should be delivered to:

**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 visit:

<http://www.slocounty.ca.gov/EnvironmentalReview.aspx>