



BOARD OF SUPERVISORS AGENDA

John Peschong *District One*

Bruce Gibson *Vice-Chairperson, District Two*

Dawn Ortiz-Legg *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, March 2, 2021-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 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.

**All ADA accommodations shall be promptly reviewed and resolved.*

AGENDA
Tuesday, March 2, 2021
County Government Center
Board of Supervisors Chambers
 1055 Monterey Street | San Luis Obispo, CA 93408

Tuesday, March 2, 2021

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

Persons who require accommodations for any audio, visual or other disability in order to review an agenda, or to participate in a meeting of the Board of Supervisors per the American Disabilities Act (ADA), may obtain assistance by requesting such accommodation 72 hour in advance of the meeting to the Clerk of the Board at (805) 781-5011.

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 Submittal of two resolutions approving amendments to (1) the conflict of interest codes of certain local agencies wholly located within the County of San Luis Obispo and (2) the Conflict of Interest Code of the County of San Luis Obispo. All Districts.
- 2 Request to approve a Memorandum of Understanding (MOU) with various partners regarding decommissioning options and reuse opportunities at Diablo Canyon Power Plant's Parcel P. All Districts.
- 3 Submittal of a resolution authorizing the County Administrative Officer to execute an agreement with the Department of Housing and Community Development in an amount not to exceed \$17,589,967 and authorizing the County's participation in the State of California Rental Assistance Program for the Federal Emergency Rental Assistance Program and California Senate Bill 91 – Tenant Relief Act; and request to authorize budget adjustments in the total amount of \$8,417,382 to increase appropriation in Fund Center 102 – Non-Departmental Other Financing Uses – Payments/Distributions to Agencies by \$8,291,121 and to increase appropriation in Fund Center 138 – Emergency Services by \$126,261 using Federal Emergency Management Assistance Program funds; by 4/5 vote. All Districts.
- 4 Request to approve a budget adjustment in the amount of \$230,000 from the General Fund COVID-19 Designation to Fund Center 104 (Administrative Office) to be used for COVID-19 economic development related activities, by 4/5 vote. All Districts.

Consent Agenda - Airports Items:

- 5 Request to approve an amendment to the fixed asset list and authorize a budget adjustment in the amount of \$45,000 to purchase runway closure equipment markers for use at the San Luis Obispo County Regional Airport and Oceano Airport, by 4/5 vote. District 3.
- 6 Request to approve an amendment to the fixed asset list and authorize a budget adjustment in the amount of \$80,000 to purchase a replacement maintenance vehicle for use at the San Luis Obispo County Regional Airport and Oceano Airport, by 4/5 vote. District 3.

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

- 7 Submittal of a resolution adopting the Countywide Cost Allocation Plan for FY 2021-2022. (Clerk's Filed). All Districts.
- 8 Request to approve an agreement to purchase tax-defaulted land, Sale Number 258, between the County and San Miguel Community Services District. District 1.
- 9 Request to approve an agreement to purchase tax-defaulted land, Sale Number 257, between the County and Ground Squirrel Hollow Community Services District. District 1.
- 10 Request to 1) authorize an agreement to purchase tax-defaulted land, Sale Number 256 to purchase eighteen (18) parcels of tax-defaulted land located in the paper subdivisions above Cayucos, District 2, and one (1) parcel of tax-defaulted land located in Creston, District 5; and 2) approve a corresponding budget adjustment in the amount of \$40,000 from General Fund contingencies to FC 116 - Central Services, by 4/5 vote. Districts 2 & 5.

Consent Agenda - Board of Supervisors Items:

- 11 Request to approve the reappointment of David Osgood to the Adelaida Public Cemetery District as a District 1 representative. District 1.
- 12 Request to appoint Andrea Chmelik to the Commission on the Status of Women as a District 3 representative. All Districts.
- 13 Request to approve the appointment of Allen Duckworth to the Water Resources Advisory Committee as a District 5 representative. All Districts.
- 14 Request to approve the appointment of Ranelle Baldwin to the Parks and Recreation Commission as a District 5 representative. All Districts.
- 15 Request to approve the appointment of Jim DeCecco to the Bicycle Advisory Committee as a District 3 representative. All Districts.
- 16 Request to approve an agreement with Paso Robles Main Street Association allocating a total of \$5,000 from District 1 Community Project Funds - Fund Center #106 to be used for expenses associated with website upgrades and advertising of local businesses and experiences in 2021. District 1.
- 17 Request to approve an agreement with South County People's Kitchen allocating a total of \$5,800 from Districts 1,2,3,4 & 5 Community Project Funds - Fund Center 106 to be used for expenses associated with providing a noon time meal for the homeless and food-challenged members of the 5 Cities community. All Districts.

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- 18 Request to approve an agreement with Templeton Eagle Boosters Club, Inc. allocating a total of \$3,100 from District 1, 3 & 5 Community Project Funds - Fund Center 106 to be used for expenses associated with the purchase of new Automatic External Defibrillators for the Templeton Fire and Emergency Services. All Districts.
- 19 Request to approve an agreement with San Luis Obispo International Film Festival allocating \$2,500 from District 3 Community Project Funds - Fund Center 106 to be used for expenses associated with the virtual Youth Filmmakers of Tomorrow Showcase on March 9th - March 14th, 2021. All Districts.

Consent Agenda - Health Agency Items:

- 20 Request for: 1) permission to apply for three Office of Traffic and Safety (OTS) grants including the Pedestrian and Bike Safety Program in an amount up to \$160,195, the Child Passenger Safety Program in an amount up to \$72,125, and the Impaired Driving Program in an amount up to \$76,000 for the period of one year (October 1, 2021-September 30, 2022) to support injury prevention outreach and education and alcohol impaired driving prevention; and 2) authorization to delegate the Health Agency director authority to apply for future OTS grants for a period of two additional years, through FY 2023-24. All Districts.
- 21 Request to: 1) approve Amendment No. 5 to a contract with Elite Force Group to increase the contract amount by \$45,177, for a new total contract amount not to exceed \$245,177 for security guard services in the Psychiatric Health Facility (PHF); and 2) delegate authority to the Health Agency Director or his designee to sign any amendments to the Contract that do not increase the level of General Fund support required by the Health Agency. All Districts.

Consent Agenda - Parks & Recreation Items:

- 22 Request to approve a Lease Agreement with the Friends of the Adobes, Inc., a 509(a)(2) nonprofit corporation, for the Rios-Caledonia Adobe in San Miguel. District 1.
- 23 Request to approve and direct the Chairperson to sign an Assignment and Assumption of Concession Contract for the management of the Santa Margarita Lake Park marina from Pyramid Enterprises, Inc. dba Rocky Mountain Recreation Company to Advenco LLC, a Delaware limited liability company, by 4/5th vote . District 5.

Consent Agenda - Probation Items:

- 24 Submittal of a resolution approving an update to the 2011 Public Safety Realignment Act (AB 109) Implementation Plan. All Districts.

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Consent Agenda - Public Works Items:

- 25 Request to approve the Templeton to Atascadero Connector Project and adopt the Mitigated Negative Declaration and Monitoring Plan pursuant to the California Public Resources Code (CEQA). Districts 1 and 5.
- 26 Request to approve and execute the design-build energy savings performance contract to finalize an Investment Grade Audit with Willdan Energy Solutions at selected County Operations Center facilities. District 2.

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

- 27 Request to appoint Scott Newton to the Zone 3 Advisory Committee. Districts 3 and 4.
- 28 Request to approve a professional consultant services contract with Stillwater Sciences, in an amount not to exceed \$500,000 for engineering and design services for the Meadow Creek Lagoon Habitat Restoration Project; and a budget adjustment canceling Designated Reserves in the amount of \$500,000 from Fund Center 450 - Flood Control General, by 4/5 vote; and authorize a budget adjustment in the amount of \$500,000 from Fund Center 450 – Flood Control General to increase appropriation in Fund Center 452 – Flood Control Zone 1, by 4/5 vote. District 4.
- 29 Request to reaffirm the current seven At-Large members and appoint ten new members to the Water Resources Advisory Committee of the San Luis Obispo County Flood Control and Water Conservation District. All Districts.

Consent Agenda - Sheriff - Coroner Items:

- 30 Request to 1) authorize a budget adjustment in the amount of \$75,000 from the Supplemental Law Enforcement Services Fund (SLESF) to Fund Center (FC) 136- Sheriff-Coroner to purchase a FARO Focus laser scanner for the Sheriff’s Office Detectives Division, by 4/5 vote, and 2) amend the fixed asset list for FC 136 - Sheriff-Coroner to include the FARO Focus laser scanner in the amount of \$75,000. All Districts.
- 31 Request to 1) authorize a budget adjustment in the amount of \$25,800 from the State Asset Forfeiture Trust Fund to FC 136- Sheriff-Coroner to purchase one replacement Canine (K-9) dog by 4/5 vote, and; 2) amend the fixed asset list for FC 136 - Sheriff-Coroner to include the replacement K-9 dog in the amount of \$18,000. All Districts.

Board Business - COVID Update

- 32 Update and possible action on COVID-19 in San Luis Obispo County. All Districts.

Presentations:

- 33 Submittal of a resolution commending Jill Ogren upon her retirement after 37 years serving the County of San Luis Obispo. All Districts.

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Public Comment Period:

- 34 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:

- 35 Submittal of a Fiscal Year 2021-22 County and State Budget update. All Districts.
- 36 Submittal of the Infrastructure and Facilities Five Year Capital Improvement Plan. All Districts.

Closed Session Items:

- 37 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: Three; 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) Hammer v. County, San Luis Obispo Superior Court, Case No. 18CV-0681

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) SLO Government Attorney's Union (SLOGAU); (6) SLO County Employees Association—Trades and Crafts (SLOCEA-T&C); (7) Deputy County Counsels' Association (DCCA); (8) Sheriffs' Management; (9) SLO County Probation Managers' Peace Officers' Association (SLOCPPOA); (10) Deputy Sheriff's Association (DSA); (11) District Attorney Investigators' Association (DAIA); (12) SLO County Probation Managers' Peace Officers' Association (SLOCPMPOA); (13) SLO County Employees Association – Public Services, Supervisors, Clerical (SLOCEA – PSSC); (14) Unrepresented Management and Confidential Employees; (15) Sworn Deputy Sheriffs' Association (SDSA); and (16) United Domestic Workers of America (UDWA).

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RECESS**1:30 REPORT ON CLOSED SESSION****Board Business - Public Works - Board Sitting as Flood Control District**

- 38 Update on the State Water Project Water Management Tools Study and request to appoint Brad Hagemann a member and Michael Nordstrom an alternate to the State Water Subcontractors Advisory Committee. All Districts.
- 39 Submittal of a resolution approving and authorizing the Chairperson to execute Amendment No. 18 (the Water Management Amendment) to Water Supply Contract between the State of California Department of Water Resources and San Luis Obispo County Flood Control and Water Conservation District; making responsible agency findings pursuant to the California Environmental Quality Act (CEQA) for the Final Environmental Impact Report for the Water Management Amendment (Clerk's File); and adopting the CEQA Findings and Statement of Overriding Considerations. All Districts.

Hearings - Afternoon Session:

- 40 Hearing to consider an appeal (APPL2020-00002) by Mike Kyle of the Planning Commission's approval of a request by Mike Kyle for a Conditional Use Permit (DRC2017-00075) to allow 45 temporary events per year, with the condition that the number of events and term of the permit be reduced. The request includes a modification to the ordinance standard to reduce the requirement that temporary events to be at least 1,000 feet from any Residential Single-Family land use category to 800 feet. The proposed project is located within the Agriculture land use category and is located at 1150 Farmhouse Lane, approximately ¼ mile east of Edna Road (SR227) and the City of San Luis Obispo. The project site is in the San Luis Obispo Sub Area South of the South County Planning Area. District 3.
- 41 Hearing to consider an appeal (APPL2020-00020) by Peter Byrne of the Planning Commission's approval of a request by Steve Olson for a Conditional Use Permit (DRC2019-00070) to allow for the construction of a winery facility that will include: 1,966-square-foot building housing a 978-square-foot tasting room, 298-square-foot case storage room, 3 restrooms; 1,465-square-foot outdoor covered porch; 6,608-square-foot wine production and barrel storage building housing a 2,451-square-foot barrel storage room, 2,659-square-foot tank room, office, breakroom, kitchen, 2 restrooms, lab and additional storage space; and 2,410-square-foot outdoor covered work area, located at 1535 Kiler Canyon Road, west of the City Paso Robles. This project also includes a modification to Section 22.30.70.D.2.a to locate the winery with a tasting room 1.97 miles from the nearest collector road, .97 miles further than the section allows without modification. The project will result in approximately 2.75 acres of site disturbance on a 53-acre parcel. The proposed project is within the Agriculture land use category and the Salinas River Sub Area of the North County planning Area. District 1.

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County of San Luis Obispo Government Center

1055 Monterey St. | San Luis Obispo, CA 93408 | (P) 805-781-5000 | 7-1-1 TTY/TDD Relay
slocounty.ca.gov

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>

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