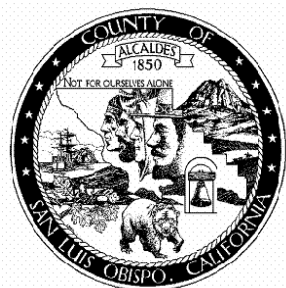


AGENDA

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

OCTOBER 25, 2011

CONSENT AGENDA	9:00
REVIEW AND APPROVAL	
PUBLIC COMMENT PERIOD	
HEARINGS	
BOARD BUSINESS	
CLOSED SESSION	11:35
NOON RECESS- ADJOURN TO THE MADONNA INN FOR LUNCH WITH THE CATTLEMAN'S ASSOCIATION	
REPORT ON CLOSED SESSION	
BOARD BUSINESS CONTINUED	
ADJOURNMENT	5:00

The Board of Supervisors of the County of San Luis Obispo are now meeting in regular session. Public hearings are scheduled to start at 9:00 A.M.

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 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" to submit to the Clerk of the Board prior to the start of the Board item. Each individual speaker is limited to a presentation total of 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 informational 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.

FLAG SALUTE

CONSENT AGENDA - PUBLIC COMMENT

CONSENT AGENDA - REVIEW AND APPROVAL

Board of Supervisors Items:

A-1 Request by Supervisor Patterson to reappoint Susan Mobile to the Santa Margarita Public Cemetery District. (RECOMMEND APPROVAL.)

[Staff Report](#)

A-2 Request by Supervisor Patterson to reappoint Margaret Marshall and Patrick Elliott and appoint Joyce Peterson to the Atascadero Public Cemetery District. (RECOMMEND APPROVAL.)

[Staff Report](#)

Health Agency Items:

A-3 Request to approve a FY 2011-12 renewal contract (Clerk's File) with San Luis Obispo County Office of Education to provide on-site support and educationally related mental health services in the special education classes located at the Grizzly Charter School and San Luis Obispo Community School at Vicente. (RECOMMEND APPROVAL AND INSTRUCT CHAIRPERSON TO SIGN.)

[Staff Report](#)

A-4 Request to: 1) approve a FY 2011-12 renewal agreement (Clerk's File) in the amount of \$745,053 with the California Department of Public Health for a Public Health Emergency Preparedness Program; and 2) authorize the Health Agency Director to sign subsequent amendments to the agreement. (RECOMMEND APPROVAL AND INSTRUCT CHAIRPERSON TO SIGN.)

[Staff Report](#)

Planning & Building Items:

A-5 Request to approve a contract with DataArc, LLC in an amount not to exceed \$120,000 (\$20,000 for the current fiscal year) to convert microfiche documents to electronic files; All Districts. (RECOMMEND APPROVAL AND INSTRUCT CHAIRPERSON TO SIGN.)

[Staff Report](#)

[Amended Staff Report](#)

A-6 Request to approve the annual agreement with Economic Vitality Corporation in the amount of \$80,775 to implement the San Luis Obispo County Clusters or Opportunity Economic Strategy; All Districts. (RECOMMEND APPROVAL AND INSTRUCT CHAIRPERSON TO SIGN.)

[Staff Report](#)

A-7 Request to: 1) approve a grant agreement and proposed contracts (Clerk's File) with Strategic Growth Council (SCG) for three SGC funded projects: Complete Communities Survey, Infill Subdivision and Development Standards, and Community Design Model; and 2) authorize a corresponding budget adjustment in the amount of \$399,000 from grant revenue; All Districts. (RECOMMEND APPROVAL AND INSTRUCT CHAIRPERSON TO SIGN.)

[Staff Report](#)

Public Works Items:

A-8 Request to approve six program participation agreements for recycled water in conjunction with the Los Osos Wastewater project; 2nd District. (RECOMMEND APPROVAL AND INSTRUCT CHAIRPERSON TO SIGN.)

[Staff Report](#)

SITTING AS THE SAN LUIS OBISPO COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT FOR ITEMS A-9.

A-9 Submittal of a utility easement deed and right of way agreement from the Biddle Ranch Company, LLC and a right of way agreement from the Grieb Family Trust accepting conveyance to the County of San Luis Obispo Flood Control and Water Conservation District for the Rodriguez Bridge Waterline Crossing project; 4th District. (RECOMMEND APPROVAL AND INSTRUCT CHAIRPERSON TO SIGN.)

[Staff Report](#)

Other Items:

A-10 Submittal by the Auditor-Controller to approve a cash procedures review of the Farm Advisor conducted on September 25, 2011. (RECEIVE AND FILE.)

[Staff Report](#)

A-11 Request by the Administrative Office to approve the Board of Supervisors meeting calendar for 2012. (RECOMMEND APPROVAL.)

[Staff Report](#)

A-12 Submittal of: 1) a resolution amending the Position Allocation Lists for Fund Center (FC) 136 - Sheriff-Coroner, FC 139 - Probation and FC 166 - Behavioral Health adding a total of 28.00 FTE positions to the FY 2011-12 budget; 2) a request to amend the fixed asset list for FC 139 in the amount of \$75,000 to purchase three vehicles; and 3) a request to authorize corresponding budget adjustments totaling \$2,335,653 of State funded appropriations in order to begin implementing the 2011 Public Safety Realignment Act (AB 109) Plan approved by the Board on October 11, 2011. (RECOMMEND APPROVAL AND INSTRUCT CHAIRPERSON TO SIGN.)

[Staff Report](#)

PUBLIC COMMENT PERIOD

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.

PUBLIC HEARINGS

C-1 Hearings to consider five proposals to establish new agricultural preserves and amend an existing agricultural preserve. (RECOMMEND APPROVAL AND INSTRUCT CHAIRPERSON TO SIGN.)

- A. AGP2010-00011 - Proposal by Jeffrey Van Nest to establish an agricultural preserve to enable the applicant to enter into a land conservation contract. The property consists of approximately 111 acres within the Agriculture land use category and is located at 5850 Calle Las Colinas approximately 1 mile southwest of the Community of Creston; 5th District.
- B. AGP2010-00013 - Proposal by Gardner Family Trust to establish an agricultural preserve to enable the applicant to enter into a land conservation contract. The property consists of approximately 112.5 acres within the Agriculture land use category, located at 7114 Orcutt Road approximately 0.2 mile south of Morretti Canyon Road approximately 3.5 miles southeast of the City of San Luis Obispo; 4th District.
- C. AGP2011-00001 - Proposal by Bruce Attig to establish an agricultural preserve to enable the applicant to enter into a land conservation contract. The property consists of approximately 320 acres within the Rural Lands land use category and is located on the northern side of Highway 166 approximately 20 miles northeast of the intersection of Highway 1010 adjacent to the Cuyama River; 4th District.
- D. AGP2011-00002 - Proposal by Larry Keller to establish an agricultural preserve to enable the applicant to enter into a land conservation contract. The property consists of approximately 388 acres within the Rural Lands land use category and is located at 1175 Upper Los Berros Road approximately 4.0 miles north of Nipomo; 4th District.
- E. AGP2010-00014 - Proposal by Catapult Vineyard to amend an agricultural preserve to decrease the minimum parcel size for conveyance of parcels from 320 acres to 160 acres. The property is located in the Agriculture land use category between Peachy Canyon Road and Kiler Canyon Road (2555 Peachy Canyon Road) approximately 5 miles west of the City of Paso Robles; 1st District.

[Staff Report](#)

BOARD BUSINESS

SITTING AS THE SAN LUIS OBISPO COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT FOR ITEM D-1.

PUBLIC WORKS

D-1 Consideration of a request to: 1) authorize a budget adjustment in the amount of \$785,000 from Flood Control General District Reserves to fund flood control mitigation measures for Zone 1/1A in Oceano; 2) approve a sole source engineering services agreement in the amount of \$68,070 with Phillip Williams Associates for sand bar management assistance and 3) authorize the Public Works Director to approve amendments to the agreement in an amount not to exceed a contingency of \$6,000; 4th District. (RECOMMEND APPROVAL AND INSTRUCT CHAIRPERSON TO SIGN.)

[Staff Report](#)

INTRODUCTION OF THE CATTLEMAN OF THE YEAR BY THE CATTLEMEN'S ASSOCIATION

CLOSED SESSION ITEMS

- I. PENDING LITIGATION (Gov. Code, §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 (Gov. Code, §54956.9(a).) (Formally initiated) (1) Sunny Acres, Inc., et al. v. County of San Luis Obispo, et al. (CV090360); (2) Warren v. Charles Pratt Construction Co., et al. Conference with Legal Counsel - Anticipated Litigation (Gov. Code, §54956.9.) (3) Significant exposure to litigation (Gov. Code, §54956.9(b).) No. of cases 2. Facts and circumstances not known to potential plaintiff which indicate significant exposure to litigation. (4) Initiation of litigation (Gov. Code §54956.9(c).) No. of cases 2.
- II. CONFERENCE WITH LABOR NEGOTIATOR (Gov. Code §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: (5) San Luis Obispo County Employees Association-Public Services, Supervisors, Clerical; (6) Deputy Sheriff's Association; (7) District Attorney Investigator's Association; (8) San Luis Obispo County Employees Association-Trades and Crafts; (9) Sheriffs' Management; (10) Association of San Luis Obispo County Deputy Sheriffs; (11) Deputy County Counsel Association; (12) San Luis Obispo Government Attorney's Union.

ADJOURN FOR LUNCHEON AT THE MADONNA INN

REPORT ON CLOSED SESSION

BOARD BUSINESS CONTINUED

PUBLIC WORKS

D-2 Consideration of a request to provide staff direction to return to the Board with a final resolution to allow the Nipomo Community Services District (NCSD) to create an assessment district to fund capital improvements for the NCSD's Supplemental Water project for the Nipomo Mesa Management Area; 4th District.

THE FOLLOWING IS FOR PUBLIC INFORMATION ONLY AND IS NOT PART OF THE BOARD OF SUPERVISORS' AGENDA

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 information on our website which is 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 October 20, 2011

NO NEGATIVE DECLARATIONS THIS WEEK