

Tuesday, June 12, 2001

The Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, met in regular adjourned session at 9:00 A.M..

**PRESENT:** Supervisors Shirley Bianchi, Peg Pinard, and Chairperson K.H. 'Katcho' Achadjian

**ABSENT:** Supervisors Harry L. Ovitt, Michael P. Ryan

**PLEDGE OF ALLEGIANCE TO THE FLAG LED BY CHAIRPERSON ACHADJIAN.**

**SUM**            **AGN**

1            BH    This is the time set for continued consideration of the Proposed Budget and Supplemental Document for Fiscal Year 2001-2002.

**Ms. Gail Wilcox:** Assistant County Administrative Officer, introduces Ms. Andrea McGarvey of the Auditor-Controller's Office to give an overview of actions taken by the Board yesterday.

**Ms. McGarvey:** presents a report and outlines the changes to the 2001-02 Proposed Budget based on the actions taken by the Board yesterday.

**(SUPERVISOR MICHAEL P. RYAN IS NOW PRESENT.)**

**LAND BASED Budget Units 2730 - Agricultural Commissioner, 2800 - Planning and Building, 2085 - Community Development, 2240 - Development Services, 2850 - Intergovernmental Services/LAFCO, 2900 - Public Works, 2141 - Road Impact Fees, 2179 - Operations Center, 2290 - Services to Special Districts, 2920 - Roads and Special Districts Budget, are presented.**

**Mr. Jon Seitz:** addresses the LAFCO budget, the changes to funding for this budget now require funding from cities and special districts and would like to see the Board increase the amount of funding to special districts; suggests an amount of \$25,000.

**Ms. Rose Bowker:** Los Osos Community Services District (LOCSA), speaks in support of the comments by Mr. Seitz; indicates these districts will need some assistance until they can determine what their fair share will be.

**Supervisor Pinard:** questions how the LOCSA will require more funding with the annexations that are occurring in the North and South ends of the County.

**Ms. Bowker:** responds and discusses how the LOCSA may need to address those areas outside of the original boundary lines of the CSD.

**Ms. Linda McElver:** states she has asthma and is affected by things such as people's perfume; addresses the glassy-winged sharpshooter and was on the State task force to address this; states there are no provisions to help those people who are already ill and if pesticides are used near these people it could kill them; states there is no safe exposure for people who already have health problems.

**Mr. Eric Greening:** speaks to the Agricultural Commissioner's and Planning Department's budgets; shares the previous speaker's concerns; questions why the State is not matching the efforts they are requiring of counties; questions

what assistance is being provided to those people who are ill; addresses future funding needs for the Agriculture and Open Space Element; what has been done to address the issues raised by the Grand Jury with respect to CEQA.

**Mr. Michael Winn:** supports comments by Mr. Seitz and Ms. Bowker and asks that the Board consider increasing the special districts funding for the next two years.

**Mr. Bob Blair:** speaks to the need for additional funding for special districts.

**Mr. Bruce Buel:** LOCSD Director, addresses the LAFCO budget and the State requirement to have local agencies' pay for this.

**Mr. Gordon Hensley:** LOCSD Director, asks that the Board increase the funding to special districts.

**Mr. Michael Kovacs:** addresses the Land Based budgets; discusses the comments by the County Administrator in the budget document, indicating these statements are great but there is nothing to back them up; states this part of the budget makes up a large portion of the total budget package.

**Mr. Ken Topping:** General Manager of the Cambria Community Services District, presents a letter for the record in support of increased funding for special districts.

**Board Members:** address various issues, comments and concerns regarding: financial consideration for special districts; the CSD's indicating they can only charge for services and that includes the cost of doing business; not seeing any hard evidence that funding should be increased.

**Mr. Seitz:** responds that most of the special district's funding comes from user fees; special districts have created an internal committee to determine what the fees will need to be to support LAFCO; feels the Board could refer this to the County Administrator to determine what the increase should be until the districts get their fees in place; a cap of two years could be put on this and suggests an amount of \$25,000 for each of those two years.

**Supervisor Pinard:** states she does not see performance-based budgeting in the Land Based budgets and uses the Agricultural Commissioner's budget as an example.

**Mr. Richard Greek:** Agricultural Commissioner, responds they are preparing their budgets based on what the Board directed to be implemented.

**Mr. Steve Morrison:** Weights and Measures, responds to one of their goals regarding price verification (scanning devices) and 2% of these are out of compliance; indicates this percentage equates to a large number of scanners in the County; staff is working on taking actions against this problem; further indicates they are in every store at least once a quarter.

**Chairperson Achadjian:** speaks to the stickers Weights and Measures place on gas pumps and suggests placing the same type of notification in stores with scanners, etc.

**Supervisor Ryan:** questions Agricultural and wine industries and staff implementing policies prior to approval by the Board and also sees this occurring in the Planning Department; questions the referrals from Planning to the Agricultural Commissioner and the addition of an Environmental Specialist II position, with Mr. Greek responding.

**Supervisor Ryan:** questions the Estero Update and the North Coast Update and why they are treated differently; questions why Estero is not listed in the Coastal Zone Initiatives (page B-12, (6)); questions the status of the Periodic Review and its association to the North Coast Update; questions draft policies regarding vineyards and staff using these policies without final approval.

**Mr. Victor Holanda:** Director of Planning and Building, responds that he didn't understand there had been a policy change and will move the Estero Update to the Coastal Zone Initiatives; indicates he is unaware of staff using policies that have not been approved and asks Supervisor Ryan to supply him with more information so he can handle it.

**Supervisor Bianchi:** addresses the changes in Code Enforcement that shows these cases are being initiated by County staff versus being complaint driven (i.e., neighbors) and is glad to see the change.

**Mr. David Edge:** County Administrative Officer, responds to comments by the public; addresses the budget process; addresses comments by the Supervisors suggesting that a new policy be created that budgets not be approved until all the criteria/goals/measurements are met.

**Ms. Carolyn Moffatt:** addresses the LAFCO budget and asks the Board to accommodate special districts during this transition.

**Supervisor Bianchi:** addresses the Proposed Budget and she has learned things about departments that she has little contact with and knows more about all the departments; feels she does not need as much statistical information which the Board as a whole may want.

**Supervisor Pinard:** states she feels there is no commitment by staff to fulfill what the Board has requested and she is committed to seeing that staff meets these requirements.

**A motion by Supervisor Bianchi, seconded by Chairperson Achadjian, to tentatively approve Budget Units 2730, 2800, 2085 and 2240 as recommended by the County Administrative Office and outlined in the Proposed budget, fails with Supervisors Pinard and Ryan casting dissenting votes and Supervisor Ovitt being absent.**

**Supervisor Ryan:** indicates he wants the North Coast Area Plan removed from Item (6) Coastal Zone Initiatives, page B-12 of the Budget Document, until the Periodic Review is completed.

**Supervisor Bianchi:** suggests that the Hearst property is large but is not the entire North Coast Area Plan and there are areas of this Plan that need to be completed.

**Mr. Bryce Tingle:** Assistant Director of Planning and Building, addresses the actions taken by the Board on the Periodic Review and those have been forwarded to the Coastal Commission; addresses areas in the North Coast Area Plan not involved with the Hearst property.

**Thereafter, on motion of Supervisor Ryan, seconded by Supervisor Bianchi, with Supervisor Ovitt being absent, motion carries and the Board adds a one time amount of \$25,000, from General Fund Contingencies, for special districts to Budget Unit 2850.**

**A motion by Supervisor Ryan, seconded by Chairperson Achadjian, to tentatively approve Budget Unit 2920, is discussed.**

**Supervisor Bianchi:** indicates she needs to abstain from Items 41 and 42 on page B-46 relating to bridge construction in the Roads budget.

**The motion maker and second withdraw their motion and thereafter, on motion of Supervisor Ryan, seconded by Supervisor Pinard, with Supervisor Bianchi abstaining and Supervisor Ovitt being absent, motion carries and the Board tentatively approves Road Construction Projects, Items 41 and 42 on page B-46 of the Proposed Budget.**

**Thereafter, on motion of Supervisor Ryan, seconded by Supervisor Bianchi, with Supervisor Pinard casting a dissenting vote and Supervisor Ovitt being absent, motion carries and Budget Units 2900, 2141, 2179, 2290, 2920 and Special District Budget are approved as recommended by the County Administrative Officer and as outlined in the Proposed Budget and Supplemental Documents.**

**Thereafter, on motion of Supervisor Ryan, seconded Supervisor Bianchi, with Supervisor Pinard casting a dissenting vote and Supervisor Ovitt being absent, motion carries and Budget Units 2730, 2085 and 2240 are tentatively approved as recommended by the County Administrative Officer and as outlined in the Proposed Budget Document.**

**A motion by Supervisor Bianchi to tentatively approve Budget Unit 2800 as recommended by the County Administrative Officer and as outlined in the Proposed Budget Document, dies for lack of a second.**

**A motion by Supervisor Ryan to tentatively approve Budget Unit 2800, with the North Coast Area Plan removed from Item (6) on page B-12 of the Proposed Budget Document, dies for lack of a second.**

**Mr. Holanda:** addresses his concern to removing the North Coast Area Plan as there are time sensitive grants involved, which the Board directed they apply for and if this Plan is removed they will lose that grant funding.

**A motion by Supervisor Pinard, seconded by Supervisor Bianchi to remove the North Coast Area Plan from Item (6), page B-12 of the Proposed Budget Document and address it separately, fails with Supervisors Ryan and Chairperson Achadjian casting dissenting votes and Supervisor Ovitt being absent.**

**A motion by Supervisor Bianchi to tentatively approved Budget Unit 2800 with the proviso that Item (6) regarding the North Coast Area Plan be continued to next Tuesdays Board meeting for further discussion, dies for lack of a second.**

**A motion by Supervisor Ryan to remove the North Coast Area Plan from funding, dies for lack of a second.**

**A motion by Supervisor Bianchi, seconded by Supervisor Pinard, to remove the North Coast Area Plan Update from Budget Unit 2800 and address it through separate consideration, fails with Supervisors Ryan and Chairperson Achadjian casting dissenting votes and Supervisor Ovitt being absent.**

**Thereafter, on motion of Supervisor Bianchi, seconded by Chairperson Achadjian, with Supervisor Ryan casting a dissenting vote and Supervisor Ovitt being absent, motion carries and the Board continues Budget Unit 2800 to the end of the schedule on Wednesday, June 13, 2001.**

**Thereafter, on motion of Supervisor Ryan, seconded by Chairperson Achadjian, with Supervisor Pinard casting a dissenting vote and Supervisor Ovitt being absent, motion carries and the Board tentatively approves Budget Unit 2850, as amended and as recommended by the County Administrative Office and as outlined in the Proposed Budget.**

**INTERNAL SUPPORT Budget Units 2100 - County Counsel, 2110 - Personnel, 2120 - Retirement Plans, 2180 - General Services (At-Issue Item included), 2270 - Reprographics, 2300 - Garage, 2250 - Information Services Division, 2340 - Risk Management and 2150 - Self Insurance, are presented.**

**Mr. Michael Kovacs:** speaks to the percentage increase in salaries for Personnel and County Counsel and feels this goes against the intent of the Prevailing Wage Ordinance.

**Mr. Jesse Arnold:** speaks regarding County vehicles and feels they need to be better identified.

**Ms. Linda Hall:** addresses accountability of departments and suggests adding a separate budget booklet that would allow departments to expand on their goals and measurements. **(SUPERVISOR MICHAEL P. RYAN IS NOW ABSENT.)**

**Mr. Edge:** indicates that the salaries in the Budget Document reflect agreements with the various employee groups.

**Mr. Duane Leib:** General Services Director, addresses their At-Issue item for an additional Maintenance Mechanic position.

**(SUPERVISOR MICHAEL P. RYAN IS NOW PRESENT.)**

**Mr. Bob Botta:** General Services, presents information on the need for this additional position; outlining the need to increase levels of preventive maintenance; presents graphs and charts showing Demand Work Orders versus Preventive Maintenance Work Orders; states they need to be able to dedicate more resources to Preventive Maintenance and can accomplish that with the addition of this position.

**Chairperson Achadjian:** questions the two unfilled positions they currently have.

**Mr. Leib:** responds they will still be short without the additional position and speaks to the recruitment process and having difficulty filling the positions.

**Matter is fully discussed and thereafter, on motion of Supervisor Ryan, seconded by Supervisor Bianchi, with Supervisor Pinard casting a dissenting vote and Supervisor Ovitt being absent, motion carries and the Board tentatively approves Budget Units 2100, 2110, 2120, 2180 (without the At-Issue item), 2270, 2300, 2250, 2340 and 2150, as recommended by the County Administrative Officer and as outlined in the Proposed Budget Document.**

**CAPITAL PROJECTS Budget Units 2207 - Capital Projects and 2208 - Maintenance Projects, are presented.**

**Mr. Richie Ray Walker:** speaks regarding a Federal Court case and commercial with Senator Jack O'Connell and the California Highway Patrol regarding students drinking.

**Supervisor Pinard:** asks staff to respond to comments by Mr. Arnold regarding identification on County vehicles.

**Mr. Leib:** indicates that all County vehicles (unless unmarked for law enforcement, etc.) have the County logo in the side, rear window, the license plate holders all say the County of San Luis Obispo and each vehicle has an identification number on the back.

**Mr. Edge:** indicates that in addition to that identification, some vehicles such as Public Works have the County logo on the side doors.

**Ms. Wilcox:** clarifies her comments earlier indicating that when she said three departments were the best in preparing their budgets, she did not mean the rest did not do their jobs; indicates most did a good job in meeting the requirements.

**Supervisor Pinard:** indicates her understanding is that the organization as a whole did not go over the top in preparing their budgets.

**Ms. Linda Hall:** addresses the issue and comments that were made by Mr. Eric Greening earlier.

**Mr. Michael Kovacs:** addresses campaign statements by Supervisor Ryan as to the cost per individual per year in the County and the increase in that amount today; feels there is fiscal mismanagement in this County.

**Mr. Eric Greening:** addresses the need to look at the energy economy of the proposed projects and addressing accessibility to those that are chemically sensitive.

**Supervisor Bianchi:** states the discussion she has had with the architects for the new Government Center has indicated there will be energy cost savings.

**Ms. Wilcox:** addresses the creation of budgets for Public Facility Fees and Traffic Impact Fees.

**Mr. Gere Sibbach:** Auditor-Controller, explains further why these fees show this year and not last; previously these fees were to be used within a certain time frame or returned to the payee; concerned accountants across the country saw a need to change this and did.

**Supervisor Pinard:** speaks to the new Government Center and the need to involve the City of San Luis Obispo in the process.

**Mr. Jim Grant:** Assistant County Administrative Officer, responds that to date, they have shared all aspects of the project with the City.

**Supervisor Pinard:** clarifies that there are Council members that are uninformed.

**Mr. Edge:** expands on the discussions with the City, who they have included, and believes it is the City staff's responsibility to update their Council members.

**Mr. Grant:** presents a report on the Capital Project and Maintenance Lists; the goal of the program; the Facilities Master Plan that was adopted in 1999 and assists them in long-range planning; there are forty-six new Capital Projects, the majority are maintenance/renovations, the new Government Center, Courts and a new substation for the Sheriff in Templeton; highlights what changes will occur with the completion of the new Government Center

and the estimated schedule is: February 2001 - design completion; August 2001 - design to the Board; Spring 2002- start construction; Summer 2004 - move in; outlines payment for this project.

**Matter is fully discussed and thereafter, on motion of Supervisor Ryan, seconded by Supervisor Bianchi, with Supervisor Pinard casting a dissenting vote and Supervisor Ovitt being absent, the Board tentatively approves Budget Units 2207 and 2208 as recommended by the County Administrative Officer and as outlined in the Proposed Budget Document.**

**FISCAL AND ADMINISTRATIVE Budget Units 2000 - Board of Supervisors, 2040 - Administrative Office, 2050 - Auditor-Controller (At-Issue Included), 2060 - Treasurer-Tax Collector, 2070 - Assessor, 2081 - Organizational Effectiveness and 2509 - Clerk-Recorder, are presented.**

**Mr. Michael Kovacs:** the Board's budget has a 10% salary increase and suggests County residents are not getting the same type of increase.

**Ms. Linda Hall:** questions whether the Auditor is an elected or appointed position.

**Mr. Gary Fowler:** indicates he believes, based on information from a contact at the State, that the State will take over funding for the Courts and if that occurs, requests that the Board look at using the money, previously used for the Courts, to fund a new Probation Department office building.

**Mr. Edge:** responds to comments by Mr. Kovacs; and indicates the Auditor is an elected position.

**A motion by Supervisor Bianchi, seconded by Supervisor Ryan, to approve the Fiscal and Administrative Budget Units, is discussed.**

**Mr. Sibbach:** addresses his At-Issue item indicating this will not be a change in staffing just moving one position to another position.

**Supervisor Ryan:** questions the duties of the current position versus the requested new position, with Mr. Sibbach responding.

**Thereafter, on motion of Supervisor Bianchi, seconded by Supervisor Ryan, with Supervisor Pinard casting a dissenting vote and Supervisor Ovitt being absent, motion carries and the Board tentatively approves Budget Units 2000, 2040, 2050 including the At-Issue request to trade a vacant Chief Accountant position for a new Deputy Auditor-Controller position - \$0, 2060, 2070, 2081 and 2509, as recommended by the County Administrative Officer and as outlined in the Proposed Budget and Supplemental Documents.**

**(SUPERVISOR PEG PINARD IS NOW ABSENT.)**

**FINANCING Budget Units 2001 - Non-Departmental Revenues, 2002 - Other Financing Uses, 2005 - Short-Term Financing, 2082 - Tax Reduction Reserves, 2083 - Countywide Automation Replacement, 2084 - General Government Building Replacement, 2835 - Public Facility Fees and 4901 - Debt Service, are presented.**

**Ms. Linda Hall:** addresses the Public Facility Fees and statements made by George Gibson during an appeal he had regarding these fees, that the money needs to be spent within five years of collection.

**(SUPERVISOR PEG PINARD IS NOW PRESENT.)**

**Thereafter, on motion of Supervisor Ryan, seconded by Supervisor Bianchi, with Supervisor Pinard casting a dissenting vote and Supervisor Ovitt being absent, motion carries and the Board tentatively approves Budget Units 2001, 2002, 2005, 2082, 2083, 2084, 2835 and 4901 as recommended by the County Administrative Office and as outlined in the Proposed Budget and Supplemental Documents.**

**Thereafter, on motion of Supervisor Ryan, seconded by Supervisor Bianchi, with Supervisor Ovitt being absent, motion carries and the Board continues said hearing to Wednesday, June 13, 2001 at 9:00 a.m..**

On motion duly made and unanimously carried, the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, does now adjourn to Wednesday, June 13, 2001 at 9:00 a.m. for the purpose of continuing their consideration of the Proposed Budget and Supplemental Documents for Fiscal Year 2001-2002.

I, **JULIE L. RODEWALD**, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors of the County of San Luis Obispo, and ex-officio clerk of the governing body of all other special assessment and taxing districts for which said Board so acts, do hereby certify that the foregoing is a fair statement of the proceedings of the meeting held Tuesday, June 12, 2001, by the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

**JULIE L. RODEWALD**, County Clerk-Recorder  
and Ex-Officio Clerk of the Board of Supervisors

By: /s/Vicki M. Shelby,  
Deputy Clerk-Recorder

DATED: June 15, 2001  
vms