

Tuesday, January 13, 2004

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 session at 9:00 A.M..

PRESENT: Supervisors Shirley Bianchi, Peg Pinard, K.H. 'Katcho' Achadjian, Michael P. Ryan and Chairperson Harry L. Ovitt

ABSENT: None

PLEDGE OF ALLEGIANCE TO THE FLAG LED BY CHAIRPERSON HARRY L. OVITT.

SUM

AGN

1 PC This is the time set for members of the public wishing to address the Board on matters other than scheduled items.

Chairperson Ovitt: opens the floor to public comment without response.

2 B-1 This is the time set for members of the public wishing to address the Board on items
thru set on the Consent Agenda.
B-16

Chairperson Ovitt: opens the floor to public comment without response.

Consent Agenda Item B-6 is withdrawn for separate action. Items B-6 and B-12 are withdrawn.

Thereafter, on motion of Supervisor Achadjian, seconded by Supervisor Bianchi and on the following roll call vote:

AYES: Supervisors Achadjian, Bianchi, Pinard, Ryan, Chairperson Ovitt

NOES: None

ABSENT: None

Consent Agenda Items B-1 through B-16 are approved as recommended by the County Administrative Officer and as amended by this Board.

Consent Agenda Items B-1 through B-16, as amended, are on file in the Office of the County Clerk-Recorder and are available for public inspection.

Items set for hearing:

B-1 **RESOLUTION NO. 2004-14**, setting a public hearing to consider an ordinance calling for a special tax election in County Service Area No. 9, Zone I (east of Los Osos Creek) for emergency fire and medical response services, **Adopted and the Clerk is instructed to give notice of hearing date set for February 3, 2004 at 9:00 a.m..**

Administrative Office Items:

B-2 Request to confirm settlement of two liability claims: Boehm v. County and Kubiak v. County, **Approved.**

B-3 Request to confirm settlements for three liability claims arising out of the March 2001 flood in South County (Bejo Seeds, Ikeda Brothers, and Oceano Farms), **Approved.**

B-4 Request to continue the proclamation of local emergency relating to the San Simeon Earthquake, **Withdrawn for separate action.**

Behavioral Health Items:

- B-5 Agreement (Clerk's File) with the California Friday Night Live Partnership to continue funding the San Luis Obispo County Drug and Alcohol Services - Friday Night Live Mentor Project, **Approved.**
- B-6 Request to approve eight agreements (Clerk's File) with Coast Unified School District, Lucia Mar School Unified School District and San Luis Coast Unified School District to continue funding Drug and Alcohol Services School Site Counseling programs, **Withdrawn.**

Public Works Items:

- B-7 Plans and specifications (Clerk's File) for the construction of bridge railing on South Bay Boulevard, Los Osos; 2nd District, **Approved.**
- B-8 Contract amendment with Dokken Engineering, Inc., for a project study report of Las Tablas Road/State Route 101 Interchange; 1st District, **Approved.**
- B-9 **RESOLUTION NOS. 2004-25, 2004-16, 2004-17 and 2004-18**, accepting road improvements on Misty Glen Place, on the Nipomo Mesa, County Road No. 1439, and Galaxy Street, Nipomo, County Road 1009 and widening and the relinquishment of ingress and egress on Division Street in Nipomo, County Road No. 1002, and widening on Chesapeake Place, County Road No. 1387, on the Nipomo Mesa; 4th District, **Adopted.**
- B-10 **RESOLUTION NO. 2004-19**, vacating previous offers of dedication north of Gold Crest Drive by summary vacation in the community of Nipomo; 4th District, **Adopted.**
- B-11 **RESOLUTION NO. 2004-20**, vacating an alleyway near Branch and Burton Streets by summary vacation in the community of Nipomo; 4th District, **Adopted.**
- B-12 Submittal of a resolution amending the traffic regulation code by restricting turning movements at Tank Farm Road and Santa Fe Road, and Santa Fe Road, with private driveway, and Tank Farm Road; 3rd District, **Withdrawn.**
- B-13 The following parcel maps have been received and have satisfied all the conditions of approval that were established in the public hearing on their tentative map and:
 - A. CO 02-0105, a proposed subdivision resulting in 3 lots, by Kenneth and Marion Skinner, Bee Canyon Road, east of Arroyo Grande, **Approved** and **RESOLUTION NO. 2004-21**, to accept the offer of dedication for road widening of Bee Canyon Road; 3rd District, **Adopted.**

Other Items:

- B-14 **RESOLUTION NO. 2004-22**, amending the position allocation list for Budget Unit 2060- Treasure-Tax Collector to fill the Chief Financial Manager position at that level or at a Financial Analyst level, **Adopted.**
- B-15 Submittal by the Auditor-Controller of an unannounced cash count and limited review of cash handling procedures of Drug and Alcohol Services at the Arroyo Grande, Atascadero, and San Luis Obispo offices, conducted on December 3 and 4, 2003, **Approved.**
- B-16 Request by Supervisor Ryan to reappoint Gary Fowler to the County Commission on Aging, **Approved.**
- B-4 Request to continue the proclamation of local emergency relating to the San Simeon Earthquake, is presented.

Mr. David Edge: County Administrative Officer, indicates staff wants to discuss two issues: the proclamation and the renewal/continuation of the proclamation; states they are requesting a followup to the visit by Senator Boxer, last week, (with Supervisor Bianchi joining her) when she asked that the County send a letter from the Chair to the President urging him to declare a Federal disaster; while this is not a formal part of the process the County is at an “iffy” level of damage for a Federal declaration and therefore any encouragement to the President is useful; urges the Board to approve a motion to have the Chair send a letter to the President; indicates staff has a draft of that letter for the Board’s consideration.

Thereafter, on motion of Supervisor Achadjian, seconded by Supervisor Bianchi and unanimously carried, the Board directs the Chair to sign a letter to the President requesting that the President take action on the Governor’s request for a Federal Declaration.

Chairperson Ovitt: addresses the number of calls he has been receiving regarding reconstruction/rebuilding and the permit process.

Mr. Vic Holanda: Director of Planning and Building, introduces Forrest Wermuth, Chief Building Official for the County; comments on the number of calls his department is receiving on a daily basis, since the earthquake, with questions regarding applying and/or getting a building permit, getting through plan check, inspections, etc.; internally they have established a priority for those folks who have suffered damages from the earthquake; states they are looking to the Board for direction as to how to formally handle these folks.

Mr. Wermuth: comments on how the Board waived fees for victims of the Highway 41 Fire with the Board first adopting a resolution and then amending the Fee Ordinance to waive the fees.

Supervisor Achadjian: addresses waiving the fees for earthquake victims as long as they can prove the damage was from the quake, with Mr. Wermuth responding as to how they will handle that.

Supervisor Achadjian: further comments on hearing from folks who are afraid to come forward on damage that has occurred to their home for fear of having their home condemned.

Chairperson Ovitt: thanks the Planning crew for getting out there for initial inspections shortly after the earthquake.

Mr. Wermuth: states that General Services also sent out their architects to assist and thanks them.

Thereafter, on motion of Supervisor Achadjian, seconded by Supervisor Bianchi and unanimously carried, the Board directs Planning to bring an item forward on the January 27, 2004 Agenda to waive fees for earthquake victims.

Mr. Ron Alsop: Emergency Services, addresses the item before the Board to continue the proclamation and commends all the staff that has assisted.

Supervisor Ryan: questions additional requirements that have been put into place since these folks originally built and other fees for building that could “kick in.”

Mr. Edge: indicates that staff’s intent is to allow a homeowner to replace what needs to be replaced which means making them whole (the status quo) as to how they were the day before the earthquake and they should be able to get back to that point without fees.

Thereafter, on motion of Supervisor Ryan, seconded by Supervisor Achadjian and unanimously carried, the Board allows the Proclamation of Local Emergency, dated December 22, 2003, to remain in effect.

- 4 C-1 This is the time set for hearing to consider a resolution vacating a portion of Ontario Road, east of Avila Beach, County Road No. 2066 in the County of San Luis Obispo; 3rd District.

Mr. Tim Smith: Right-of-Way Agent, presents the staff report; states they have received the Quit Claim deed from the property owners extinguishing certain private rights to the County as a condition of this vacation; recommends adoption of the resolution.

Mr. John Salisbury: thanks the staff for moving this forward.

Thereafter, on motion of Supervisor Pinard, seconded by Supervisor Achadjian and on the following roll call vote:

AYES: Supervisors Pinard, Achadjian, Bianchi, Ryan, Chairperson Ovitt

NOES: None

ABSENT: None

RESOLUTION NO. 2004-23, resolution vacating a portion of Ontario Road County Road No. 2066 in the County of San Luis Obispo, Supervisorial District No. 3, adopted.

- 5 C-2 This is the time set for hearing to consider a resolution to establish an Underground Utility District No. 27 at Broad Street (State Highway 227) between Orcutt Road and San Luis Obispo County Airport in/near the City of San Luis Obispo; 3rd District.

Mr. Tim Smith: Right-of-Way Agent, presents the staff report and recommendation; thanks the City of San Luis Obispo for all their help.

No one appearing and thereafter, on motion of Supervisor Pinard, seconded by Supervisor Achadjian and on the following roll call vote:

AYES: Supervisors Pinard, Achadjian, Bianchi, Ryan, Chairperson Ovitt

NOES: None

ABSENT: None

RESOLUTION NO. 2004-24, resolution establishing Underground Utility District No. 27 at Broad Street (State Highway 227) between Orcutt Road and San Luis Obispo County Airport, in and near the City of San Luis Obispo, Supervisorial District No. 3, adopted.

- 6 C-3 This is the time set for hearing to consider an appeal by Sylvia Alcon on the Planning Commission's approval of a tentative Tract Map 2571 and development plan authorizing the subdivision of a 15,000 sq. ft. parcel into eight residential airspace condominium units ranging in size from 684 sq. ft. to 1339 sq. ft. located on the northwest corner of 2nd and San Miguel Streets in the community of Avila Beach in the San Luis Bay Coastal Planning Area; 2nd District.

Mr. James Caruso: Planning, presents the staff report and photographs of the site; addresses the issues raised in the appeal and staff's response; comments on the Planning Commission's review of this project indicating they also addressed the issues of bulk and mass and the setback concerns.

Ms. Sylvia Alcon: Appellant, asks that this matter be sent back to the Planning Commission for clarification of their decision; states the Planning Commission relied heavily on the approval of the project based on the letter from the Avila

Valley Advisory Council (AVAC) and that while this letter spoke in support of the overall project they also raised concerns regarding parking spaces, the slope of the roof and the density; these issues were never responded to but AVAC did receive information that the issues were addressed; states she doesn't want to stop the project just wants clarification on various issues of concern that she and her neighbors have.

Mr. Garth Kornreich: Architect for the Applicant, provides an overview of the project and presents a computer generated drawing of how the buildings will look; addresses the issues raised in the appeal, their response to concerns raised by AVAC and the support they received from AVAC.

Supervisor Pinard: addresses the Specific Plan for Avila and its intent to "repeat the rhythm of the area," with Mr. Kornreich responding.

Mr. Paul Richter: EDA and representing the Applicant, addresses the issue of drainage for the project.

Mr. John Gorman: lives across the street from the project; addresses his concerns regarding density and parking.

Ms. Carla Greene: presents a packet of information and summarizes the same which includes information on her background, comments she made at the Planning Commission, photographs of the site; also presents a letter from Chrystal Gracie for the record.

Mr. Micheal Sanchez: neighboring property owner, addresses his concern to the block wall on the property as it relates to drainage and safety issues.

Mr. John Salisbury: AVAC member, addresses the position by AVAC on this project.

Supervisor Pinard: questions sidewalk requirements for the project with Mr. Caruso responding.

Mr. Robert Martin: AVAC member, addresses their concern to parking on Front Street and the setback requirements and wants this removed.

Mr. Kornreich: gives his closing arguments, addresses the retaining wall; indicates they can move the parking back on Front Street and they are willing to work with staff on this.

Supervisor Pinard: questions whether the Applicant has met with the neighbors, with Mr. Kornreich indicating he has discussed issues with them individually but not as a group.

Ms. Alcon: gives her closing comments and indicates she would have liked to see the plans in the beginning; asks that this go back to the Planning Commission for clarification.

Supervisor Pinard: questions changes to the parking design, with Mr. Caruso indicating that can be worked out through the final design.

Supervisor Pinard: indicates she would like the neighbors and Applicant to work on the issues of concern to see if they can come to an agreement.

A motion by Supervisor Pinard to continue the hearing to a date specific, is discussed.

Supervisor Ryan: speaks against the continuance.

Thereafter, on motion of Supervisor Pinard, seconded by Supervisor Bianchi and on the following roll call vote:

AYES: Supervisors Pinard, Bianchi, Achadjian
NOES: Supervisors Ryan, Chairperson Ovitt
ABSENT: None

the Board continues said hearing to February 3, 2004 at 9:00 a.m..

(SUPERVISOR MICHAEL P. RYAN IS NOW ABSENT.)

- 7 D-1 This is the time set for consideration of: 1) the County Treasury Oversight Committee Annual Investment Policy Compliance Audit report; 2) the County Treasury Investment Policy (Clerk's File) for 2004; and 3) appointments to the County Oversight Committee for 2004.

Mr. Gere Sibbach: Auditor-Controller, addresses the audit that was prepared and presented to the Committee at their August 5, 2003 meeting and their finding that it is in compliance with the policy.

Mr. Frank Freitas: Tax Collector-Treasurer, states the Investment Policy is being presented without any changes and requests appointment of the Committee members as outlined in the staff report.

(SUPERVISOR MICHAEL P. RYAN IS NOW PRESENT.)

No one appearing and thereafter, on motion of Supervisor Achadjian, seconded by Supervisor Bianchi and unanimously carried, the Board receives and files the Annual Investment Policy Compliance Audit Report; approves the Investment policy for Calendar Year 2004 and confirms Clark Channing, Jim Grant, Mary Jarvis, Russell Miller and Gere W. Sibbach as members of the County Treasury oversight Committee for the 2004 calendar year.

- 8 E-1 This is the time set to consider the request by the Board of Supervisors to discuss the need for a complete analysis from the U.S. Geological Survey (USGS) on all current information regarding earthquakes and that this information be incorporated into any approvals or licensing needs for Diablo Canyon Power Plant.

Mr. David Edge: County Administrative Officer, presents the report indicating this is before the Board per direction given at the December 29, 2003 Special Meeting based on the issue as raised by Supervisor Pinard.

Ms. Rochelle Becker: Mothers for Peace, states that last Friday PG&E applied to the Public Utilities Commission to provide funding to replace its steam generators, all eight of them; last year during an outage of Unit 2 at Diablo numerous leaks were discovered which in part lead to PG&E's decision to replace these aging components; last month the County experienced a 6.5 earthquake and they are questioning whether this quake could have weakened the pipes transporting radioactive water; believes these questions must be addressed in full evidentiary hearings; presents information for the record.

Ms. Connie Dunbar: supports comments by Ms. Becker and addresses her concern about the effect an earthquake could have on Diablo as the plant was retrofitted for a certain type of quake and that may be different than what we had; feels this needs to be addressed before any decisions about the plant are made.

Mr. Karen Burish: addresses the need to take the citizens' concerns into consideration.

Ms. Henriette Groot: thanks the Board for giving this full consideration today; supports comments by Ms. Becker; wants to see an independent, in-depth analysis done over what the PG&E geologist is doing on this site; also suggests that the Energy Commission's report should be reviewed.

Ms. Joan Carter: supports the request by Mothers for Peace; addresses her concern to delays in damage showing up at the plant.

Mr. Jesse Arnold: supports the Mothers for Peace request and urges the Board to comply with their request.

Mr. Eric Greening: supports the request by Mothers for Peace; addresses the need for inclusion of the faults that recently caused the earthquake on the seismic hazards mapping area; addresses the need for a subsequent EIR on Diablo Canyon.

Mr. Klaus Schumann: representing the Green Party, supports prior speakers comments and states that the USGS will not do the report without a request from a governmental agency such as the Board.

Chairperson Ovitt: announces that the County has received the Federal Declaration of Disaster, signed by the President; provides phone numbers that will be open starting tomorrow for folks to call.

Supervisor Bianchi: states that when Senator Boxer was here she suggested that there should be a request for Disaster Assistance Centers (DAC) so she has requested one on the Coast.

Supervisor Pinard: states she wants the Board to request that the USGS provide information on all the faults in the area and that these be incorporated into any approvals at Diablo Canyon; addresses why she believes this information needs to be included.

Supervisor Bianchi: addresses the need to know the “inter-connectiveness” of the fault systems in the County and for information on the Oceanic fault; suggests there is a need for the USGS to do this and to coordinate with the NRC as to how to get this information incorporated into any applications by Diablo Canyon.

Supervisor Achadjian: questions whether the San Simeon fault was taken into consideration when Diablo Canyon was built; suggests the Board should go to the NRC instead of the USGS; addresses a written request by Senator Boxer to the NRC urging immediate inspections of Diablo Canyon to ensure safety at the plant; response from NRC to Senator Boxer indicating they did inspect the plant, what they looked for and that they did not find any damage; wants to see any correspondence between Senator Boxer and the NRC copied to the County.

Chairperson Ovitt: introduces Mr. Lloyd Cluff from PG&E.

Mr. Cluff: states he oversees the geo science department for PG&E and outlines his duties and responsibilities.

Chairperson Ovitt: continues this item to the afternoon calendar.

9 CS The Board announces it will be going into Closed Session regarding:

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) *In re PG&E Bankruptcy*, (2) *NRC Proceedings Concerning Diablo Canyon License Transfer*, (3) *NRC Proceedings Concerning Spent Fuel*, (4) *Crawford Company v. County of San Luis Obispo*, (5) *AT&T v. County of San Luis Obispo*, (6) *MCI v. County of San Luis Obispo* **ADDED (All requirements of the Brown Act were met as these were posted prior to the 72-hour noticing requirement.) (11) *Lum v. County of San Luis Obispo*, (12) *Save the Mesa Inc. v. County of San Luis Obispo* and (13) *Zohns et al. v. County of San Luis Obispo*.**

B. Conference with Legal Counsel - Anticipated Litigation (Gov. Code, § 54956.9.) (7) *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. (8) *Initiation of litigation (Gov. Code, § 54956.9(c).)* No. of cases 2.

II. CONFERENCE WITH LABOR NEGOTIATOR (Gov. Code, § 54957.6.) It is the intention of the Board to meet in Closed Session to have a conference with its Labor Negotiator concerning the following: (9) Negotiator's Name: *Santos Arrona, Gail Wilcox*, Name of employee organization: *Deputy Sheriff's Association*.

II. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Gov. Code, § 54956.8.) It is the intention of the Board to meet in Closed Session to have a conference with its Real Property Negotiator concerning the following: (10) Property Description: *2180 Johnson Avenue, San Luis Obispo, CA*, Parties with whom negotiating: *Richard Palmer, San Luis Obispo Senior Nutrition Program*, Instructions to Negotiator will concern: *Price, Terms and Conditions*.

Chairperson Ovitt: opens the floor to public comment without response. Thereafter, pursuant to the requirements of the Brown Act, County Counsel reports out on the items discussed during Closed Session as follows: No report required as no final action was taken and the Board goes into Open Public Session.

10 E-1 Request by the Board of Supervisors to discuss the need for a complete analysis from the U.S. Geological Survey (USGS) on all current information regarding earthquakes and that this information be incorporated into any approvals or licensing needs by Diablo Canyon Power Plant, is brought back on for further discussion.

Mr. Lloyd Cluff: states he is the Director for PG&E's geo sciences department and also oversees the management of the earthquake program for all their facilities; gives a power point presentation regarding what they have learned from earthquakes that have occurred around the world; regarding their longterm seismic program and elements of the same; summary of results from their studies; maps of quake sites; addresses stress-transfer models that were prepared by the USGS.

Board members: address various issues, comments and concerns regarding: whether the NRC is over the USGS or just a separate agency; the need for current information on the plant that is separate from the information provided by PG&E, with Mr. Cluff responding.

A motion by Supervisor Pinard to ask the USGS to provide current and helpful information regarding earthquakes and that this information be (1) requested and (2) included with any update or licensing at Diablo Canyon, is seconded by Supervisor Bianchi for discussion.

Supervisor Bianchi: questions what the Board can and cannot require of the NRC.

Supervisor Ryan: questions working with the USGS, the information provided by PG&E and what is provided to the NRC, with Mr. Cluff responding.

Supervisor Bianchi: questions how frequently the infrastructure of the plant is checked, with Mr. Larry Womack of Diablo Canyon responding and further addressing their walk-through of the plant after the quake and not finding any leaks.

Supervisor Bianchi offers an amendment to the motion to request that the USGS study the earthquake systems in San Luis Obispo County and incorporate and forward information to the decision making bodies in the

County as appropriate, with Supervisor Pinard agreeing to the amendment.

Thereafter, on motion of Supervisor Pinard, seconded by Supervisor Bianchi and unanimously carried, the Board requests that the USGS study the earthquake systems in San Luis Obispo County and incorporate and forward information, as appropriate, to the decision making bodies in the County.

11 F-1 This is the time set to consider the submittal of report regarding revenue shortfall for the Department of Social Services (DSS) resulting in a deletion of 18.5 full time positions in the Position Allocation List.

Mr. David Edge: County Administrative Officer, indicates this is coming back, after being discussed late last year, to give the Board a comprehensive discussion of the shortfall in General Fund support for DSS.

Mr. Lee Collins: Director of Social Services, addresses the expenditure trend for the Department and with these changes, the County's share of these expenditures have begun to increase; highlights the nature of the problem with respect to not realizing revenues it projected for FY 2002-03 which has resulted in increased General Fund support; addresses the current situation in the Department; indicates this occurred due to key program changes in In-Home Supportive Services (IHSS), caseload growth, changes in foster care placement and realignment shortfall; addresses recent changes in the law with respect to how relatives of children are handled if they provide a home for a child; addresses the percentages of Federally versus non-Federally eligible cases; new performance standards in the Medi-Cal program; rising caseloads even as staffing reductions have been implemented; increases in child welfare cases; costs that DSS has to absorb such as the Countywide Cost Allocation Plan and cost of living increases; realignment revenues (cost of running State-mandated programs) are down; outlines what DSS has done to help offset these funding/revenue losses; summarizes that their caseloads and entitlement expenditures are up, realignment revenues are down which is creating a gap between expenses and revenue of nearly \$2 million; suggests there are still some strategies left for the Department to enact to ensure the problem doesn't get any worse; outlines their recommendation to the Board.

Supervisor Achadjian: questions the number of positions to be cut and how many are currently filled.

Mr. Collins: responds that there are currently 70 positions vacant and some of these are proposed to be cut permanently.

Supervisor Achadjian: questions what was represented in the budget versus what is being shown today, with Mr. Collins responding.

Supervisor Pinard: questions the need for an outside consultant versus getting rid of employees who know the information that would be asked of the consultant.

Mr. Edge: states the consultant would be someone who would look at getting Federal grant funding for the Department.

Mr. Michael Kovacs: believes the public received a lot of "false information" today as he believes the money has been spent on the Department head and upper management; asks for an internal audit as he has previously requested for this Department.

Ms. Lisa Huei: National Association of Social Workers, reads a letter previously sent to the Board regarding their concerns to any reduction in social workers in the Department and the impacts of the same.

Mr. Jim Roberts: asks that the Board preserve whatever they can in the way of children and family services.

Mr. Dean Rollins: General Manager for the San Luis Obispo County Employees Association, acknowledges the problems in the Department but asks that any reductions in employees be delayed; believes employees in the Department are already feeling the impacts of the workload based on the positions that are currently vacant; asks that the Board find another way to fix this without any layoffs.

Mr. Dan Gardner: Chief Financial Officer for DSS, states his position is one that will be cut if the position allocation resolution is adopted today; addresses the presentation by Mr. Collins and suggests it was not a complete report and is misleading; hopes his layoff is not because of a difference in opinion.

Mr. Jerry Tacas: questions paying for a consultant when they could keep the Chief Financial Officer position and have this position do what they want the consultant to do and it would save money.

Ms. Biz Steinberg: EOC, supports comments by Mr. Roberts and urges the Board to keep the folks in mind who receive these services when making decisions on what should occur in this Department.

Board Members: address various issues, comments and concerns regarding: layoffs versus program cuts; questions regarding the timing of the layoffs and whether this could be delayed; what is included in the reductions in Services & Supplies account; whether cutting employees will reduce services to the public, with Mr. Collins and Mr. Edge responding.

Mr. Edge: states he trusts Mr. Collins to do what needs to be done; indicates that delays in cutting positions can occur but funding to support the positions will come out of Reserves and cautions the Board on doing this.

A motion by Supervisor Ryan, seconded by Supervisor Bianchi to adopt the staff recommendations, is discussed.

Supervisor Pinard: asks that the issue of the outside consultant be removed from the motion with **the motion maker and second agreeing to amend their motion to delete this.**

Thereafter, on motion of Supervisor Ryan, seconded by Supervisor Bianchi and on the following roll call vote:

**AYES: Supervisors Ryan, Bianchi, Pinard, Achadjian, Chairperson
Ovitt**

NOES: None

ABSENT: None

RESOLUTION NO. 2004-25, resolution amending the position allocation list resolution for Fiscal Year 2003-04, adopted. Further, the Board directs the Department of Social Services to: (1) reduce temporary positions to 3 for the remainder of Fiscal Year 2003-04; (2) work with the County Administrative Officer in proposing a new organizational model for Fiscal Year 2004-05; (3) work with the County Administrative Officer in analyzing the flow of realignment funds in the Social Services Realignment Trust Fund; and (4) address the status of finances in each quarterly report.

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.

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, January 13, 2004, 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: January 20, 2004

vms