



**BOARD OF SUPERVISORS AGENDA**  
**John Peschong** *Chairperson, District One*  
**Bruce Gibson** *District Two*  
**Adam Hill** *Vice-Chairperson, District Three*  
**Lynn Compton** *District Four*  
**Debbie Arnold** *District Five*

**Dan Buckshi** County Administrator

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**AGENDA**

**May 16, 2017**

**County Government Center**  
**Board of Supervisors Chambers**

1055 Monterey Street | San Luis Obispo, CA 93408

Tuesday, May 16, 2017

CONSENT AGENDA 9:00 AM

REVIEW AND APPROVAL

PUBLIC COMMENT PERIOD

BOARD BUSINESS

HEARINGS

CLOSED SESSION

RECESS

AFTERNOON SESSION 1:30 PM

REPORT ON CLOSED SESSION

PRESENTATIONS

HEARINGS

BOARD BUSINESS

HEARINGS

BOARD BUSINESS

ADJOURNMENT 5:00 PM

- The Board of Supervisors' weekly agenda and staff reports are available at the following website: [www.slocounty.ca.gov](http://www.slocounty.ca.gov). Packets are also available at the County Government Center and may be viewed on-line at the Atascadero, Arroyo Grande, Paso Robles, Nipomo, Morro Bay, SLO City/County Libraries and the SLO Law Library.
- All persons desiring to speak on any Board item, including the Consent agenda, Closed Session or during the general public comment period are asked to fill out a "Board Appearance Request Form" and submit to the Clerk of the Board *prior* to the start of the Board item. Each individual speaker is limited to a MAXIMUM of three (3) minutes .
- Please refer to the information 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.

**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 Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.

Items: Set for Hearing:

1. Introduction of proposed ordinance adding Section 2.76.030 to Chapter 2.76 of the San Luis Obispo County Code establishing the San Luis Obispo County Coastal Valley Academy, a juvenile treatment facility located in the County Juvenile Hall, as a Juvenile Camp Facility for purposes of state funding. Meeting for adoption of the ordinance set for May 23, 2017. This item will appear as Board Business, as State law does not require a hearing. All Districts.
2. Submittal of a resolution implementing a partial payment delinquent secured tax installment program and introduction of an ordinance amending the County Fee Schedule by adding a monthly delinquent secured property tax installment plan fee. Fee ordinance hearing date set for June 12, 2017. All Districts.

Bid Opening:

3. Letter transmitting contract documents (Clerk's File) for Board approval and advertisement for bids, for two (2) Facilities Job Order Contracts to complete countywide maintenance and repair projects; and approval of the resolution designating products by specific brand and trade names for work performed under contracts. Bid opening date set for Thursday, June 8, 2017. All Districts.
4. Letter transmitting plans and specifications (Clerk's File) for FY 2016-17 Asphalt Overlay Various Roads in Los Osos for Board approval and advertisement for construction bids. Bid opening date set for Thursday, June 15, 2017. District 2.

Consent Agenda - Central Services Items:

5. Request to approve a First Amendment to Lease with Tefft Center 1, LLC and Tefft Center 2, LLC for 8,924 square feet of improved office space for Social Services at 681 Tefft Street in Nipomo for a term, up to ten (10) years. District 4.

Consent Agenda - County Fire Items:

6. Submittal of a resolution to ratify an ordinance adopted by the Cayucos Fire Protection District which adopts and amends the 2016 California Fire Code. District 2.

Consent Agenda - Health Agency Items:

7. Request to: 1) approve a FY 2017-18 through FY 2019-20 renewal contract with the State Department of Rehabilitation in the amount not to exceed \$24,423 to provide vocational rehabilitative services to individuals with severe psychiatric disabilities, and 2) delegate to the Health Agency Director the authority to sign amendments to the State Department of Rehabilitation contract. All Districts.
8. Request to: 1) approve a FY 2016-17 through FY 2017-18 grant agreement (through September 30, 2017) in the amount of \$44,470 from the Emergency Medical Services Authority for the purchase and distribution of mobile devices to local Emergency Medical Services transporters, 2) approve a corresponding budget adjustment, and 3) delegate authority to the Health Agency Director or its designee to sign any amendments to the agreement. All Districts.

Consent Agenda - Parks & Recreation Items:

9. Request to approve golf car leases for Dairy Creek Golf Course with Yamaha and Amendment No. 2 to Concession Contract for Chalk Mountain Golf Course with Golden State Golf Company, by 4/5 vote. Districts 2 and 5.
10. Request to authorize a budget adjustment in the amount of \$15,937 from Fund Center 857 – Quimby Fees to Fund Center 200 for rehabilitation projects to allocate Quimby fees to rehabilitate existing neighborhood park and recreation facilities in Quimby Areas 3 and 5, by 4/5 vote. All Districts.
11. Request to authorize a budget adjustment in the amount of \$40,000 from Parks Reserves to Fund Center 200 - Maintenance Projects for the Santa Margarita Lake Mooring Dock Replacement Project, by 4/5 vote. District 5.

Consent Agenda - Planning & Building Items:

12. Request to approve Contract Amendment No. 1 with Tyler Technologies in an amount not to exceed \$102,999 for the purchase of an additional Tyler Technologies software module, maintenance, and customization to complete the implementation of the Planning and Building Department's new permit tracking system and to authorize a budget adjustment in the amount of \$368,967 from FC 142 - Planning and Building to FC 266 – Countywide Automation Fund. All Districts.
13. Request to approve and direct the Chair of the Board to execute the First Amendment to the California Energy Commission Sub-Recipient Agreement between the County of Santa Barbara and the County of San Luis Obispo allowing for the retention of existing pass through funding and enhancement of services provided by the emPower Program. All Districts.

Consent Agenda - Public Works Items:

14. Submittal of a resolution to accept a portion of N Street, County Road No. 6036 and Tema Street, County Road No. 6085 into the County maintained road system, San Miguel. District 1.
15. Submittal of a resolution and tabulation of changes in mileage of maintained County roads as required by the State Department of Transportation. All Districts.
16. Submittal of bid opening report for FY 2016-17 Asphalt Overlay Various County Roads in Nipomo, to award the subject contract to R. Burke Corporation, the lowest responsive, responsible bidder, in the amount of \$2,863,152. District 4.
17. Submittal of a resolution establishing the FY 2017-18 Special Tax Rate and confirming the per parcel special tax amount in Nipomo Lighting District, Zone E (Tract 1700, Los Pinos Estates). District 4.

Consent Agenda - Public Works Sitting as Flood Control District:

18. Request that the Board: 1) acting as the Board of Supervisors for the San Luis Obispo County Flood Control and Water Conservation District authorize a budget adjustment in the amount of \$58,080 from District Reserves to fund the County of San Luis Obispo's share of the Los Osos Basin Management Committee (BMC) budget for calendar year 2017 and approve a funding agreement for the Los Osos BMC Budget between the District and County, by 4/5 vote; and 2) acting as the Board of Supervisors for the County of San Luis Obispo approve the County's portion of the BMC Budget for calendar year 2017, authorize the Director of Public Works or designee to approve invoices associated with the BMC calendar year 2017 budget in an amount not to exceed \$58,080 and approve a funding agreement for the Los Osos BMC Budget between the County and District. District 2.

Public Comment Period:

19. 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. Individuals interested in speaking are asked to fill out a "Board Appearance Request Form" and submit it to the Clerk of the Board prior to the start of general public comment. 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:

20. Submittal of the FY 2016-17 Third Quarter Financial Status Report. All Districts.

21. Introduction of the County of San Luis Obispo FY 2017-18 Recommended Budget, including Special Districts. (Clerk's File). All Districts.

Hearings:

22. Hearing to consider adoption of a resolution forming the Santa Maria Basin Fringe Areas – County of San Luis Obispo Groundwater Sustainability Agency and finding that the project is exempt from Section 21000 et seq. of the California Public Resources Code (CEQA); and provide staff direction regarding related technical and coordination agreement efforts. Districts 3 and 4.

Closed Session Items:

23. 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; (2) Initiation of litigation pursuant to paragraph (4) of subdivision (d) of section 54956.9. Number of potential cases: Three.

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) PG&E's 2017 General Rate Case A: 15-09-001; (4) Application Filed by PG&E for Retirement of Diablo Canyon Power Plant A: 16-08-006.

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) San Luis Obispo Government Attorney's Union (SLOGAU); (6) San Luis Obispo County Employees Association – Trades and Crafts (SLOCEA-T&C); (7) Deputy County Counsel's Association (DCCA); (8) Sheriffs' Management; (9) San Luis Obispo County Probation Peace Officers' Association (SLOCPPOA); (10) Deputy Sheriff's Association (DSA); (11) District Attorney Investigators' Association (DAIA); (12) San Luis Obispo County Probation Managers' Peace Officers' Association (SLOCPMPOA); (13) San Luis Obispo County Employees Association – Public Services, Supervisors, Clerical (SLOCEA – PSSC); (14) Unrepresented Management and Confidential Employees; and (15) Association of San Luis Obispo County Deputy Sheriffs (ASLOCDS).

PERSONNEL (Government Code section 54957.) It is the intention of the Board to meet in closed session to: (16) Consider Public Employee Appointment for the Position of Director of the Department of Planning and Building.

**RECESS**

**1:30 REPORT ON CLOSED SESSION**

Presentations:

24. Submittal of a resolution proclaiming May 2017 as "CalFresh Awareness Month" in San Luis Obispo County. All Districts.
25. Submittal of a resolution recognizing the California strawberry farmers and the California Strawberry Commission in San Luis Obispo County. All Districts.
26. Submittal of a resolution recognizing must! charities on their 5th anniversary of empowering and creating sustainability for local organizations. All Districts.

Hearings:

27. Hearing to consider adoption of a resolution forming the Paso Basin – County of San Luis Obispo Groundwater Sustainability Agency and finding that the project is exempt from Section 21000 et seq. of the California Public Resources Code (CEQA); and provide staff direction regarding related technical and coordination agreement efforts. Districts 1 and 5.

Board Business:

28. Submittal of the 2014-2016 Biennial Summary Report of the Resource Management System (RMS) (Clerk's File) that summarizes the condition of the following resources throughout the County: water supply and systems, wastewater treatment, roads and U.S. Highway 101 interchanges, air quality, parks, and schools. All Districts.

Hearings:

29. Hearing to consider an amendment to the Growth Management Ordinance, Title 26 of the County Code, to update the fiscal year references from 2016-2017 to 2017-2018 for the maximum number of new dwelling units allowed for the Nipomo Mesa area for Fiscal Year 2017-2018; exempt from the California Environmental Quality Act (CEQA). District 4.

Board Business:

30. Annual Review of County Growth Rate in accordance with Title 26 of the County Code, Growth Management Ordinance and submittal of a resolution approving the annual growth rate for the unincorporated areas of the county. All Districts.
- ND. 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 Department of Planning and Building at (805) 781-5600, or review the environmental determination and other information on our website located at [www.sloplanning.org](http://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 the week of May 8th, 2017

#### Paso Robles Area

A request by Daniel Daou for a Minor Use Permit to allow an increase to the case production at an existing winery from 10,000 cases per year to 100,000 cases. Implementation of the proposed increase to case production will not result in any site disturbance on the approximate 117 acre parcel because the existing Waste Water System can accommodate the proposed increase to production. The proposed Minor Use Permit is to authorize the existing winery to increase their wine case production to full capacity. The applicant is not requesting a tasting room or any special events at this location. The proposed project is within the Agriculture land use category and is located at 2740 Hidden Mountain Road, Paso Robles, CA 93446, approximately 3.5 miles west of the City of Paso Robles. The site is in the Adelaida Sub Area of the North County planning area. DRC2016-00042 (ED16-213)

#### Paso Robles Area

Request by Brian Brown for a Minor Use Permit to allow the construction of a 10,085 square foot (sf) winery production and storage facility which includes a 417 sf public tasting room. Also proposed are driveway improvements, parking, and other related improvements. A modification is requested to reduce the required 200-foot setback from property lines for a winery with public tasting room to 103 feet (north), 12 feet (east), and 178 feet from west property lines. The project also includes a request to modify the required 400-foot setback distance to 277 feet from the nearest off-site residence. The project will result in

1.86 acres of disturbance on a 12.25-acre parcel. The proposed project is located on the north side of Vineyard Drive, one mile west of Highway 46 West, three miles west of the community of Templeton. The site is within the North County Planning Area, Adelaida sub-area and is located in the Agriculture land use category. Project location is 4060 Vineyard Drive, Paso Robles, CA 93446. DRC2016-00003 (ED16-084).