



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*

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 Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.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

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).



**COUNTY OF SAN LUIS OBISPO
BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Public Works	(2) MEETING DATE 5/16/2017	(3) CONTACT/PHONE Carolyn K. Berg, Senior Water Resources Engineer (805) 781-5536	
(4) SUBJECT 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.			
(5) RECOMMENDED ACTION It is recommended that the Board: 1. Adopt the 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 2. Provide staff direction regarding related technical and coordination agreement efforts.			
(6) FUNDING SOURCE(S) Flood Control District and County General Fund	(7) CURRENT YEAR FINANCIAL IMPACT \$0.00	(8) ANNUAL FINANCIAL IMPACT \$1.3 M to \$2.6 M per year for SGMA efforts in all 6 basins	(9) BUDGETED? No
(10) AGENDA PLACEMENT ☐ Consent ☐ Presentation ☒ Hearing (Time Est. 30 min) ☐ Board Business (Time Est. _____)			
(11) EXECUTED DOCUMENTS ☒ Resolutions ☐ Contracts ☐ Ordinances ☐ N/A			
(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A		(13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: N/A ☐ 4/5th's Vote Required ☒ N/A	
(14) LOCATION MAP Attached	(15) BUSINESS IMPACT STATEMENT? No	(16) AGENDA ITEM HISTORY ☐ N/A Date 4/4/17, #28	
(17) ADMINISTRATIVE OFFICE REVIEW David E. Grim			
(18) SUPERVISOR DISTRICT(S) District 1 District 5			

Reference: 17MAY16-H-2



COUNTY OF SAN LUIS OBISPO

TO: Board of Supervisors

FROM: Public Works
Carolyn K. Berg, Senior Water Resources Engineer
Courtney Howard, Water Resources Division Manager

VIA: Mark Hutchinson, Deputy Director of Public Works
Wade Horton, Director of Public Works

DATE: 5/16/2017

SUBJECT: 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.

RECOMMENDATION

It is recommended that the Board:

1. Adopt the 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
2. Provide staff direction regarding technical and coordination agreement efforts.

DISCUSSION

The Sustainable Groundwater Management Act (SGMA) took effect on January 1, 2015 and substantially changed California groundwater management. SGMA includes new financial and enforcement tools to carry out effective local sustainable groundwater management through formation of Groundwater Sustainability Agencies (GSAs), and development and implementation of Groundwater Sustainability Plans (GSPs) in high and medium priority basins. The first critical deadline associated with SGMA is to establish GSAs no later than June 30, 2017, otherwise any uncovered areas will be subject to State intervention.

GSA Formation in the Paso Robles Groundwater Basin

The California Department of Water Resources (DWR) has identified six high and medium priority basins within the County, including the Salinas Valley – Paso Robles Area Subbasin (“Paso Basin”).

SGMA authorizes any local agency¹ or combination of local agencies (e.g. counties, cities, certain special districts) overlying a groundwater basin to decide to become a GSA for that basin after holding a properly noticed public hearing(s) (Water Code 10723(b)). In addition, SGMA further provides that counties will be presumed to be the GSA in areas that are otherwise unmanaged (but not requiring counties to assume such a role). The Board’s adopted SGMA strategy provides that the County of San Luis Obispo intends to be the GSA over areas subject to SGMA that are otherwise unrepresented by another entity eligible to form a GSA.

The Salinas Valley Basin GSA, City of El Paso de Robles, San Miguel Community Services District, Heritage Ranch Community Services District, and Shandon-San Juan Water District are qualifying local agencies under SGMA and desire to become or have GSAs for their respective service areas. Consistent with the Board’s SGMA strategy, approval of the attached resolution would form the Paso Basin – County of San Luis Obispo GSA over the remaining unrepresented areas in the Paso basin.

On April 6, 2017, the San Luis Obispo Local Agency Formation Commission conditionally approved the formation of the Estrella-El Pomar-Creston Water District (EPC Water District) (the service area overlies portions of the Paso Basin) which could be formed as early as Fall 2017. Although it is anticipated that the EPC Water District will desire to become the GSA for its service area, this decision cannot be made or effectuated until said district is formed, its Board of Directors are seated and its Board of Directors holds the necessary public hearing. As such, the EPC Water District cannot become a GSA prior to the June 30, 2017 deadline. The Board’s SGMA Strategy specifically acknowledges this possibility and indicates that the County would act to withdraw from serving as the GSA for that portion of the Paso Basin served by a GSA eligible water district that forms before 2018. If and when the Board of Directors of the EPC Water District votes to become the GSA for its service area, staff would return to the Board to hold the hearing required to consider modification of the GSA boundaries to withdraw from the service area of the newly formed water district.

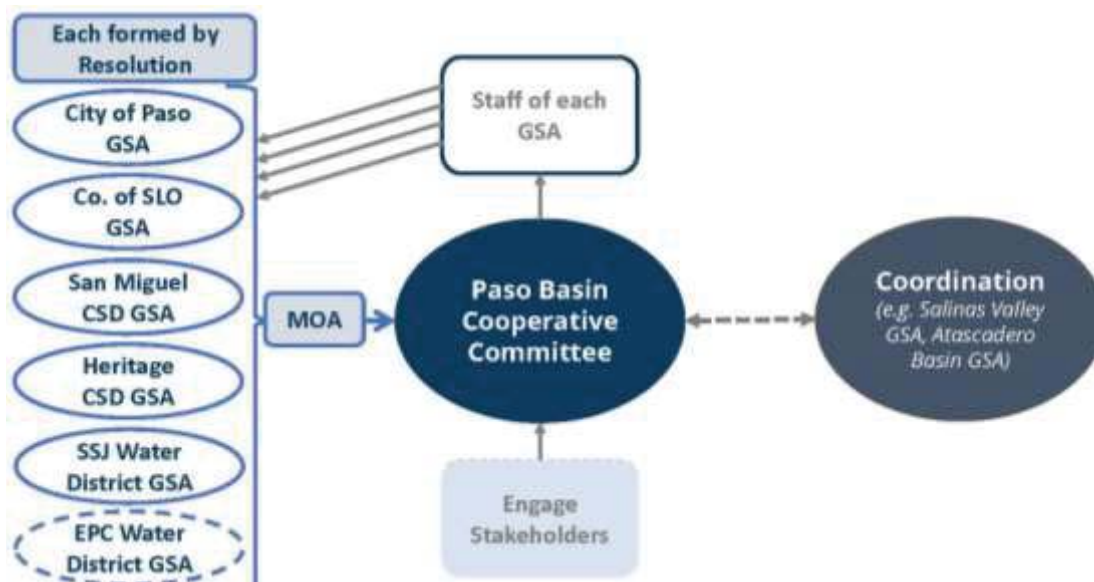
Coordination Agreements and Consideration of Beneficial Uses/Users Interests

Coordination will be critical among the multiple GSAs in the Paso Basin, and with the neighboring Salinas Valley and Atascadero subbasins during GSP development. Negotiations for how Paso Basin-wide coordination would occur are still ongoing; however, staff of the six potential GSAs overlying the County of San Luis Obispo portion of the Paso Basin are working to develop a Memorandum of Agreement (MOA) that details the terms of development for a single GSP for management of the basin. The MOA

¹ Pursuant to Water Code 10721(n), SGMA defines “local agency” as a local public agency that has water supply, water management, or land use responsibilities within a groundwater basin.

would include establishment of a multi GSA Cooperative Committee, terms for cost sharing and other terms to address developing a GSP in accordance with State regulations. This includes considering the interests of all beneficial uses and users of groundwater, including, but not limited to, holders of overlying groundwater rights (agricultural users and domestic well owners). Once the Cooperative Committee develops the GSP, each GSA would consider adopting it prior to the January 2020 deadline.

It is important to note that the MOA will not formally include the Salinas Valley Basin GSA for areas of the Paso Basin in Monterey County and a separate coordination agreement will need to be developed in order to meet regulatory requirements. A coordination agreement with the adjacent Atascadero Basin is voluntary and not anticipated to be developed; however, the GSPs for each basin will need to explain how one does not impact the other's ability to achieve its basin sustainability goal. The figure below shows the recommended governance structure and process for consideration of beneficial uses and users of groundwater, and coordination with neighboring GSAs, during GSP development.



In summary, staff anticipates returning to the Board for consideration of: (1) approval of the MOA once developed, (2) appointments of the County representative and alternate to the Cooperative Committee, and (3) any actions necessary to fulfill the functions of the Paso Basin - County of San Luis Obispo GSA.

Environmental Review

Forming a GSA pursuant to SGMA is exempt from CEQA under the “general rule” that CEQA only applies to projects with the potential for significant effects on the environment. The only foreseeable impact of formation of the GSA is that the Paso Basin – County of San Luis Obispo GSA, in conjunction with other GSAs within the basin, may prepare and adopt a GSP. Pursuant to Water Code Section 10728.6, preparation and adoption of a GSP is exempt from CEQA. Should the County prepare and adopt a GSP, any projects identified therein and undertaken pursuant thereto would require project-specific analysis under CEQA.

OTHER AGENCY INVOLVEMENT/IMPACT

Implementation of SGMA involves landowners and stakeholders concerned with the management of groundwater in basins subject to SGMA, including the Paso Basin. Efforts related to the formation of this GSA and future development and implementation of a GSP will involve the County, City of El Paso de Robles, San Miguel Community Services District, Heritage Ranch Community Services District, Shandon-San Juan Water District, Estrella-El Pomar-Creston Water District (if formed), and Salinas Valley Basin GSA. Although SGMA specifies that local public agencies, mutual water companies and water corporations regulated by the Public Utilities Commission are the eligible GSA participants, stakeholder outreach requirements, coordination requirements, and the practical realities of preparing a GSP require the involvement of the entire community.

In addition to local efforts, DWR acts as the agency in charge of developing regulations, reviewing GSAs and GSPs, and providing technical assistance to local agencies. The State Water Resources Control Board acts as the agency in charge of enforcement in situations of non-compliance specified in SGMA.

FINANCIAL CONSIDERATIONS

The support costs associated with GSA formation efforts in the high and medium priority basins are included in the San Luis Obispo County Flood Control and Water Conservation District's Flood Control General fiscal year (FY) 2016-17 budget. Costs associated with GSA administration and technical studies in areas of basins that are represented by the County for the purposes of SGMA compliance, including the Paso Basin, will be included in the proposed FY 2017-18 budgets to be considered by the Board during budget hearings in June 2017. Preliminary cost estimates for those efforts (in all six basins) range from \$1.3M to \$2.6M per year.

RESULTS

Approval of the recommended action will ensure basin areas represented by the County in the Paso Basin will remain in compliance under SGMA, provide direction to County staff, and thereby contribute to a well-governed community.

ATTACHMENTS

1. Vicinity Map
2. Resolution Forming the Paso Basin – County of San Luis Obispo Groundwater Sustainability Agency and Finding that the Project is Exempt from Section 2100 et seq. of the California Public Resources Code (CEQA)
3. Notice of Exemption
4. PowerPoint Presentation

File: CF 340.300.01 SGMA

Reference: 17MAY16-H-2

L:\Water Resources\2017\May\BOS\Paso Basin GSA formation\SGMA Paso GWB brd ltr.docx CB:jc

Tuesday, May 16, 2017

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 AM.

PRESENT: Supervisors: Bruce S. Gibson, Adam Hill, Lynn Compton, Debbie Arnold, and Chairperson John Peschong

ABSENT: None

THE PLEDGE OF ALLEGIANCE IS LED BY CHAIRPERSON JOHN PESCHONG.

Consent Agenda – Review and Approval:

- 1-18.** This is the time set for consideration of the Consent Agenda.

Chairperson Peschong: opens the floor to public comment.

The action taken for Consent Agenda items 1 through 18 on the following vote is indicated for each item.

Motion by: Bruce S. Gibson

Second by: Adam Hill

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Peschong, John (Chairperson)	x			
Hill, Adam (Vice Chairperson)	x			
Gibson, Bruce S (Board Member)	x			
Compton, Lynn (Board Member)	x			
Arnold, Debbie (Board Member)	x			

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.

The Board approves as recommended by the County Administrative Officer.

- 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.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2017-123, adopted.

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.

This item is amended, per the addendum to the agenda, to clarify the bid opening date is Thursday, June 22, 2017 not Thursday, June 8, 2017 as originally indicated. Further, the Board approves as recommended by the County Administrative Officer and as amended by this Board. RESOLUTION NO. 2017-124, adopted.

- 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.

The Board approves as recommended by the County Administrative Officer.

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.

The Board approves as recommended by the County Administrative Officer.

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.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2017-125, adopted.

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.

The Board approves as recommended by the County Administrative Officer.

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.

The Board approves as recommended by the County Administrative Officer.

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.

Mr. Gary Kirkland: speaks.

The Board approves as recommended by the County Administrative Officer.

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.

The Board approves as recommended by the County Administrative Officer.

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.

The Board approves as recommended by the County Administrative Officer.

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.

Mr. Gary Kirkland: speaks.

The Board approves as recommended by the County Administrative Officer.

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.

Mr. Gary Kirkland: speaks.

The Board approves as recommended by the County Administrative Officer.

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.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2017-126, adopted.

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.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2017-127, adopted.

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.

The Board approves as recommended by the County Administrative Officer.

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.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2017-128, adopted.

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.

Ms. Linde Owen: speaks, with Mr. Wade Horton – Public Works Director responding.

The Board approves as recommended by the County Administrative Officer.

Public Comment Period:

19. This is the time set for members of the public to address the Board on matters that are not scheduled on the agenda.

Ms. Linde Owen and Mr. Ben DiFatta: comment on high employee salary and benefits. Additionally, Mr. DiFatta addresses utility bill increases and the use of transportation tax.

Mr. Gary Kirkland: speaks to personal attacks and the need to keep a high level of civil discourse.

Mr. Wayne Montgomery: questions how the patchwork of groundwater management areas will be mandated when the state is defining the water contiguous.

Dr. C. Hite: states there is no remedy to disrespect in the county; and discusses improving the citizen's complaint process.

Mr. Eric Greening: suggests the civil discourse training by the League of Women Voters; addresses an item regarding the public comment process going before the San Luis Obispo City Council; and opposition to Assembly Bill 313.

Mr. Vard Ikeda: reads a letter by Brian Talley regarding the formation of the Groundwater Sustainability Agency for the adjudicated areas of the Santa Maria Water Basin. **No action taken.**

Board Business:

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

Mr. David Grim – Administration Office and Mr. Jim Hamilton – Assistant Auditor-Controller, Treasurer, Tax Collector, Public Administrator: provide the staff presentation via powerpoint.

Chairperson Peschong: opens the floor to public comment.

Mr. Mike Brown – Coalition of Labor, Agriculture and Business (COLAB): speaks.

The Board: 1) receives, reviews, and files the FY 2016-17 Third Quarter Financial Status Report; 2) accepts cash donations in the amount of \$70 and approve a budget adjustment to move the funds from the Social Services Gift Trust Fund to the Fund Center 180 – Social Services Administrative operating budget; 3) accepts cash donations in the amount of \$25,960 for Fund Center 137 – Animal Services; 4) accepts cash donations in the amount of \$73,755 for Fund Center 377 – Library and authorize a budget adjustment to appropriate the funds in the Library operating budget; 5) accepts cash donations in the amount of \$6,723 for Fund Center 305 – Parks; 6) approves a request from the Department of Social Services for relief from accountability for uncollectable debt in the amount of \$21,134.08 for CalWORKs, CalFresh, Foster Care, and General Assistance debts; 7) approves an appropriation transfer from General Fund contingencies in the amount of \$185,213 for Fund Center 136 – Sheriff-Coroner to partially offset unbudgeted prevailing wage expense; 8) approves budget adjustments totaling \$81,350 in Fund Center 136 – Sheriff-Coroner to appropriate unanticipated revenue, including \$33,794 in Court Security to offset unbudgeted prevailing wage expense; \$12,810 from San Luis Ambulance to fund a Computer Assisted Dispatch license and associated support; and \$34,746 in Court Security to fund the purchase of security cameras and other equipment; 9) approves a budget adjustment request for Fund Center 181- Foster Care and Adoptions in the amount of \$263,722 for Probation Group Home placement expenses using governmental aid revenue as the funding source; 10) approves a budget adjustment in the amount of \$10,000 using unanticipated State Aid- Unclaimed Gas Tax and increase appropriations in Fund Center 141 – Agricultural Commissioner for miscellaneous one-time expenses; 11) approves a budget adjustment to transfer \$113,380 in Fund Center 266 – Countywide Automation Replacement from services and supplies to capital outlay for the Permit Tracking System project; 12) approves a budget adjustment from General Fund contingencies in the amount of \$46,959 for Fund Center 427 – Golf Courses to cover the deficit related to Dairy Creek Golf Course; 13) approves a budget adjustment in the amount of \$236,000 to transfer the budget approved for the Cayucos Veterans Hall Rehabilitation project from Fund Center 200 – Facilities Maintenance Projects to Fund Center 230 – Facilities Capital Projects to properly classify projects costs; 14) approves a budget adjustment in the amount of \$500,000 to transfer the budget approved for Seismic Assessments at County facilities from the Countywide Facilities Master Plan WBS 350070 to standalone WBS 350132 in Fund Center 200 – Facilities Maintenance Projects; 15) authorizes Parks to move the Nipomo Playground Project from Fund Center 230 – Facilities Capital Projects, to Fund Center 305 – Parks, along with a transfer of the existing budget for the project in the amount of \$370,000, and approval to enter into a cooperative U.S. Communities piggyback contract for the purchase of the play equipment; 16) amends the Fixed Asset List for Fund Center 132 – District Attorney to add a replacement copier in the amount of \$7,665 and a security camera system in the amount of \$6,500; 17) amends the Fixed Asset List for Fund Center 136 – Sheriff-Coroner to add a Respirator Fit Tester in the amount of \$7,885, a fume hood for the crime lab in the amount of \$8,800, and security camera upgrades in the Court security holding area in the amount of \$30,000, all purchased with offsetting revenue; 18) amends the Fixed Asset List for Fund Center 137 – Animal Services to add a livestock trailer; 19) amends the Fixed Asset List for Fund Center 266 – Countywide Automation Replacement to change the quantity of UHF units for the Silver Channel expansion from 1 to 2; 20) amends the Fixed Asset List for Fund Center 140 – County Fire to add replacement extrication equipment in amount of \$490,000; and 21) declares forty-nine (49) vehicles as surplus, authorize removal from the county fleet, and authorizes their sale to recover salvage value in accordance with County Code Section 2.36.030(5).

Motion by: Bruce S. Gibson

Second by: Adam Hill

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Peschong, John (Chairperson)	x			
Hill, Adam (Vice Chairperson)	x			
Gibson, Bruce S (Board Member)	x			
Compton, Lynn (Board Member)	x			
Arnold, Debbie (Board Member)	x			

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

Ms. Emily Jackson – Administration Office: provides the staff presentation via powerpoint.

Chairperson Peschong: opens the floor to public comment.

Mr. Eric Greening and Mr. Niko Hadden: speak.

Mr. Wade Horton – Public Works Director: responds to Mr. Greening's comments and Supervisor Gibson's questions, stating staff can prepare a comprehensive list of where \$750,000 came from and provide it to the Water Resources Advisory Committee (WRAC) prior to budget hearings as well as what programs and other operations the Flood Control District can't accomplish if that subsidy gets moved over for Sustainable Groundwater Management Act (SGMA) compliance.

The Board: 1) adopts RESOLUTION NO. 2017-129, a resolution introducing the budget document as the County's FY 2017-18 Recommended Budget (including special districts) for public review; 2)

schedules public hearings on the FY 2017-18 Recommended Budget to begin Monday, June 12, 2017 in the Board of Supervisors Chambers at 9:00 a.m.; and 3) orders publication of the required legal notices scheduling the public hearings.

Motion by: Debbie Arnold

Second by: Lynn Compton

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Peschong, John (Chairperson)	x			
Hill, Adam (Vice Chairperson)	x			
Gibson, Bruce S (Board Member)	x			
Compton, Lynn (Board Member)	x			
Arnold, Debbie (Board Member)	x			

The Board directs staff to look into the costs associated for a video conferencing system.

Motion by: Lynn Compton

Second by: Debbie Arnold

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Peschong, John (Chairperson)	x			
Hill, Adam (Vice Chairperson)	x			
Gibson, Bruce S (Board Member)	x			
Compton, Lynn (Board Member)	x			
Arnold, Debbie (Board Member)	x			

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.

Mr. Wade Horton – Public Works Director and Ms. Carolyn Berg – Public Works: provide the staff presentation via powerpoint.

Chairperson Peschong: opens the floor to public comment.

Mr. John Snyder (documents) and Ms. Kay Mercer – KMI: speak.

RESOLUTION NO. 2017-130, 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), adopted.

Motion by: Lynn Compton

Second by: Adam Hill

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Peschong, John (Chairperson)	x			
Hill, Adam (Vice Chairperson)	x			
Gibson, Bruce S (Board Member)	x			
Compton, Lynn (Board Member)	x			
Arnold, Debbie (Board Member)	x			

Closed Session Items:

23. The Board announces they will be going into Closed Session regarding:

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.

Ms. Rita Neal – County Counsel: states there are no Closed Session items to discuss today.

Chairperson Peschong: opens the floor to public comment without response. **No action taken.**

Presentations:

- 24.** Submittal of a resolution proclaiming May 2017 as "CalFresh Awareness Month" in San Luis Obispo County. All Districts.

Ms. Tracy Schiro is presented with a resolution read by Supervisor Arnold.

Ms. Schiro: speaks.

Chairperson Peschong: opens the floor to additional public comment without response.

RESOLUTION NO. 2017-131, a resolution proclaiming May 2017 as CalFresh Awareness Month, adopted.

Motion by: Bruce S. Gibson

Second by: Adam Hill

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Peschong, John (Chairperson)	x			
Hill, Adam (Vice Chairperson)	x			
Gibson, Bruce S (Board Member)	x			
Compton, Lynn (Board Member)	x			
Arnold, Debbie (Board Member)	x			

- 25.** Submittal of a resolution recognizing the California strawberry farmers and the California Strawberry Commission in San Luis Obispo County. All Districts.

Mr. Sergio Sanchez is presented with a resolution read by Supervisor Compton.

Mr. Sanchez: speaks.

Chairperson Peschong: opens the floor to additional public comment without response.

RESOLUTION NO. 2017-132, a resolution recognizing the California strawberry farmers and the California Strawberry Commission in San Luis Obispo County, adopted.

Motion by: Lynn Compton

Second by: Bruce S. Gibson

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Peschong, John (Chairperson)	x			
Hill, Adam (Vice Chairperson)	x			
Gibson, Bruce S (Board Member)	x			
Compton, Lynn (Board Member)	x			
Arnold, Debbie (Board Member)	x			

- 26.** Submittal of a resolution recognizing must! charities on their 5th anniversary of empowering and creating sustainability for local organizations. All Districts.

Ms. Becky Gray is presented with a resolution read by Chairperson Peschong.

Ms. Gray: speaks.

Chairperson Peschong: opens the floor to additional public comment without response.

RESOLUTION NO. 2017-133, a resolution recognizing Must! Charities on their 5th Anniversary of empowering and creating sustainability for local organizations, adopted.

Motion by: John Peschong

Second by: Debbie Arnold

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Peschong, John (Chairperson)	x			
Hill, Adam (Vice Chairperson)	x			
Gibson, Bruce S (Board Member)	x			
Compton, Lynn (Board Member)	x			
Arnold, Debbie (Board Member)	x			

Hearing:

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.

Mr. Wade Horton – Public Works Director and Ms. Carolyn Berg – Public Works: provide the staff presentation via powerpoint.

Board Members: questions Estrella-El Pomar-Creston Water District (EPCWD) and Monterey County's GSA formation status, with Ms. Berg responding.

Chairperson Peschong: opens the floor to public comment.

Ms. Ann Myhre; Ms. Mary Russell; Mr. Allen Duckworth; Ms. Hilary Graves; Mr. Willy Cuhna (written testimony); Mr. Cody Ferguson; Mr. Dick McKinley; Mr. Paul Clark; Mr. Dana Merrill - Estrella-El Pomar-Creston Formation Committee; Mr. John Crossland - Estrella-El Pomar-Creston Formation (ECP) Committee; Mr. Daniel Sinton; and Mr. Greg Grewal (documents): speak.

On motion by Supervisor Arnold, seconded by Chairperson Peschong, to adopt the resolution forming the Paso Basin and directing staff to continue working with the entities named in Section 2 of the resolution to form an Memorandum of Agreement (MOA), is discussed.

Supervisor Gibson: addresses the importance to provide assurance that per the Board's previous policy direction, the County reaffirms its interest in working with the Estrella-El Pomar-Creston Water District, should it get formed as a Groundwater Sustainability Agency (GSA) to be part of the MOA, with Board Members responding.

Ms. Rita Neal – County Counsel: suggests if there is a future concern regarding the above matter, the resolution can be amended in the fourth "Whereas" on page 2 to read: "WHEREAS, the County of San Luis Obispo's SGMA Strategy specifically acknowledges the possibility that a new eligible local agency may be formed shortly after the June 30, 2017 deadline and permits the County of San Luis Obispo to include the potential future service area of the EPCWD in its initial boundary submittal to DWR and then permits them through future action by the Board of Supervisors to subsequently withdraw from serving as the GSA within said area; and", with the motion maker and second adding the revision to the motion.

Supervisor Gibson: states he will support the motion but would have preferred the direction to staff be better outlined; and his intention is that this Board continue to work with the EPCWD towards becoming a GSA.

The Board amends the resolution on Page 2 of 5 by replacing the fourth "Whereas" to read "Whereas" on page 2 to read: "WHEREAS, the County of San Luis Obispo's SGMA Strategy specifically acknowledges the possibility that a new eligible local agency may be formed shortly after the June 30, 2017 deadline and permits the County of San Luis Obispo to include the potential future service area of the EPCWD in its initial boundary submittal to DWR and then permits them through future action by the Board of Supervisors to subsequently withdraw from serving as the GSA within said area; and" and RESOLUTION NO. 2017-134, 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), adopted. Furthermore, staff is directed to continue working with the entities named in Section 2 of the resolution to form an MOA.

Motion by: Debbie Arnold

Second by: John Peschong

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Peschong, John (Chairperson)	x			
Hill, Adam (Vice Chairperson)	x			
Gibson, Bruce S (Board Member)	x			
Compton, Lynn (Board Member)	x			
Arnold, Debbie (Board Member)	x			

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.

Mr. Brian Pedrotti – Planning and Building: provides the staff presentation via powerpoint. Additionally, presents a list of the amended provisions to the proposed Resource Management System (document).

Chairperson Peschong: opens the floor to public comment.

Ms. Amanda Rice; Mr. Eric Greening; Ms. Jeannette Watson; Mr. Greg Grewal; and Mr. Mike Brown – Coalition of Labor, Agriculture and Business (COLAB): speak.

(Supervisor Compton is now absent.)

On motion by Supervisor Gibson, seconded by Supervisor Hill, to approve staff's recommendations.

Ms. Rita Neal – County Counsel: suggests the Board table the vote on this matter upon Supervisor Compton's return.

Chairperson Peschong: tables this matter per Ms. Neal.

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.

Ms. Jo Manson – Planning and Building: provides the staff presentation via powerpoint.

(Supervisor Compton is now present.)

Chairperson Peschong: opens the floor to public comment without response and tables this hearing to vote on the previous Item No 28.

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, is brought back.

The Board: 1) approves the 2014-2016 Biennial Resource Summary Report and incorporated recommendations; and 2) directs staff to implement the applicable recommendations of the 2014-2016 Biennial Resource Summary Report.

Motion by: Bruce S. Gibson

Second by: Adam Hill

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Peschong, John (Chairperson)	x			
Hill, Adam (Vice Chairperson)	x			
Gibson, Bruce S (Board Member)	x			
Compton, Lynn (Board Member)	x			
Arnold, Debbie (Board Member)	x			

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, is brought back.

The reading of the proposed ordinance is waived and said proposed ordinance is read by title only and ORDINANCE NO. 3348, an ordinance amending Title 26 of the San Luis Obispo County Code, the Growth Management Ordinance, adopted.

Motion by: Lynn Compton

Second by: Bruce S. Gibson

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
-------------	------	------	---------	--------

Peschong, John (Chairperson)	x			
Hill, Adam (Vice Chairperson)	x			
Gibson, Bruce S (Board Member)	x			
Compton, Lynn (Board Member)	x			
Arnold, Debbie (Board Member)	x			

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.

Ms. Jo Manson – Planning and Building: provides the staff presentation via powerpoint.

Chairperson Peschong: opens the floor to public comment.

Ms. Amanda Rice; Mr. Mike Brown – Coalition of Labor, Agriculture and Business (COLAB); and Mr. Greg Grewal: speak.

RESOLUTION NO. 2017-135, a resolution of the Board of Supervisors of the County of San Luis Obispo approving the proposed growth rate and an additional carryover of 10% of the maximum allotment from the previous year for use in fiscal year 17-18, resulting in an additional 110 units county-wide, adopted. This resolution approves the annual growth rate of 2.3% for areas not in the Los Osos groundwater basin (wastewater Moratorium area), the Nipomo Mesa area (Santa Maria groundwater basin), or Cambria; approves the annual growth rate of 1.8% for the Nipomo Mesa area; approves the annual growth rate of 0% for the community of Cambria for the period of July 1, 2015 through June 30, 2018; and allows the additional carryover of 10% of last year's allocations, but precluding the carryover for the Nipomo Mesa area.

Motion by: Bruce S. Gibson

Second by: Adam Hill

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Peschong, John (Chairperson)	x			
Hill, Adam (Vice Chairperson)	x			
Gibson, Bruce S (Board Member)	x			
Compton, Lynn (Board Member)	x			
Arnold, Debbie (Board Member)	x			

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, **TOMMY GONG**, 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, May 16, 2017, 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.

TOMMY GONG, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors

By: /s/ Annette Ramirez, Deputy Clerk-Recorder

DATED: May 19, 2017



Search Results:

05 ▾ Per Page

[Go Back](#) ◀ Page 1 of 1 ▶

Notice Type : [Legal Notices](#)

Posting Date : 5/2/2017

[Printer Friendly](#)

NOTICE OF PUBLIC HEARING COUNTY OF SAN LUIS OBISPO NOTICE IS HEREBY GIVEN that the County of San Luis Obispo Board of Supervisors will hold a public hearing to consider the adoption of a Resolution forming the Paso Basin County of San Luis Obispo Groundwater Sustainability Agency pursuant to California Water Code Section 10723 et seq. to cover all areas of the Salinas Valley Paso Robles Area Subbasin (Paso Basin) within the County of San Luis Obispo that are not anticipated to be covered by another groundwater sustainability agency by June 30, 2017. As of the date of this notice, such areas include all areas of the Paso Basin within the County of San Luis Obispo and not within the City of El Paso de Robles, the San Miguel Community Services District, the Heritage Ranch Community Services District and the Shandon San Juan Water District. Background The Sustainable Groundwater Management Act SGMA (California Water Code Section 10720 et seq.), requires the formation of new groundwater management entities, namely groundwater sustain - ability agencies (GSAs), and the development and implementation of groundwater sustainability plans over all high and medium priority basins, as designated by the State. The State designated the Paso Basin as a high priority basin subject to critical conditions of overdraft. The first critical deadline associated with SGMA is to establish GSAs no later than June 30, 2017, or else any uncovered areas will be subject to State intervention. Hearing Information Date and Time: Tuesday, May 16, 2017, 9:00 A.M. Location: San Luis Obispo Board of Supervisors Chambers 1055 Monterey Street San Luis Obispo, CA 93408 Members of the public will be allowed to make oral and written comments during the hearing. Oral comments will be limited to 3 minutes per individual. May 2, 9, 2017 3049571

01 ▾ Per Page

[Go Back](#) ◀ Page 1 of 1 ▶



NOTICE OF EXEMPTION

SAN LUIS OBISPO COUNTY DEPARTMENT OF PLANNING AND BUILDING
976 OSOS STREET • ROOM 200 • SAN LUIS OBISPO • CALIFORNIA 93408 • (805)781-5600

Project Title and No.: Formation of the Paso Basin – County of San Luis Obispo Groundwater Sustainability Agency, ED16-281

Project Location (Specific address [use APN or description when no situs available]): Portions of Salinas Valley Groundwater Basin - Paso Robles Area Subbasin ("Paso Basin")

Project Applicant/Phone No./Email:
San Luis Obispo County Public Works Department
/(805) 781-5252/ /

Applicant Address (Street, City, State, Zip):
County Government Center, Room 206
San Luis Obispo, CA 93408

Description of Nature, Purpose and Beneficiaries of Project

The Sustainable Groundwater Management Act (California Water Code Section 10720 et seq.), requires the formation of new groundwater sustainability agencies (GSAs), and development and implementation of groundwater sustainability plans (GSPs) over all high and medium priority basins, as designated by the State. The State designated the Salinas Valley Groundwater Basin – Paso Robles Area Subbasin ("Paso Basin") as a high priority basin. The County of San Luis Obispo proposes to become a GSA to cover all otherwise unrepresented areas of the Paso Basin within the County of San Luis Obispo.

Name of Public Agency Approving Project: County of San Luis Obispo

Exempt Status: (Check One)

- | | | |
|-------------------------------------|-------------------------|---------------------------------|
| ☐ | Ministerial | {Sec. 21080(b)(1); 15268} |
| ☐ | Declared Emergency | {Sec. 21080(b)(3); 15269(a)} |
| ☐ | Emergency Project | {Sec. 21080(b)(4); 15269(b)(c)} |
| ☐ | Categorical Exemption. | {Sec. ____; Class: ____} |
| ☐ | Statutory Exemption | {Sec. ____} |
| ☒ | General Rule Exemption. | {Sec. 15061(b)(3)} |
| ☐ | Not a Project _____ | |

Reasons why project is exempt: The action to become the GSA is exempt from CEQA under the "general rule" that CEQA only applies to projects with the potential for significant effects on the environment. The only foreseeable impact of the action is that the GSA may prepare and adopt a GSP. Pursuant to Water Code Section 10728.6, preparation and adoption of a GSP is exempt from CEQA. Should the GSA prepare and adopt a GSP, any projects identified therein (it is uncertain what, if any, projects will be identified) and undertaken pursuant thereto would require project-specific analysis under CEQA.

Katie Drexhage, kdrexhage@co.slo.ca.us

(805)781-5252

Lead Agency Contact Person

Telephone

If filed by applicant:

1. Attach certified document of exemption finding
2. Has a notice of exemption been filed by the public agency approving the project? Yes ☐ No ☐

Signature: Ellen Carroll Date: 4.25.17

Name: Ellen Carroll, elcarroll@co.slo.ca.us Title: Environmental Coordinator

On _____ the project was Approved by:

- | | | |
|---|--|--|
| ☐ Board of Supervisors | ☐ Subdivision Review Board | ☒ Other exempt _____ |
| ☐ Planning Commission | ☐ Planning Dept Hearing Officer | |

NOTICE OF PUBLIC HEARING COUNTY OF SAN LUIS OBISPO NOTICE IS HEREBY GIVEN that the County of San Luis Obispo Board of Supervisors will hold a public hearing to consider the adoption of a Resolution forming the Paso Basin County of San Luis Obispo Groundwater Sustainability Agency pursuant to California Water Code Section 10723 et seq. to cover all areas of the Salinas Valley Paso Robles Area Subbasin (Paso Basin) within the County of San Luis Obispo that are not anticipated to be covered by another groundwater sustainability agency by June 30, 2017. As of the date of this notice, such areas include all areas of the Paso Basin within the County of San Luis Obispo and not within the City of El Paso de Robles, the San Miguel Community Services District, the Heritage Ranch Community Services District and the Shandon San Juan Water District. Background The Sustainable Groundwater Management Act SGMA (California Water Code Section 10720 et seq.), requires the formation of new groundwater management entities, namely groundwater sustainability agencies (GSAs), and the development and implementation of groundwater sustainability plans over all high and medium priority basins, as designated by the State. The State designated the Paso Basin as a high priority basin subject to critical conditions of overdraft. The first critical deadline associated with SGMA is to establish GSAs no later than June 30, 2017, or else any uncovered areas will be subject to State intervention. Hearing Information Date and Time: Tuesday, May 16, 2017, 9:00 A.M. Location: San Luis Obispo Board of Supervisors Chambers 1055 Monterey Street San Luis Obispo, CA 93408 Members of the public will be allowed to make oral and written comments during the hearing. Oral comments will be limited to 3 minutes per individual. May 2, 9, 2017 3049571