BOARD OF SUPERVISORS AGENDA

John Peschong *District One*
Bruce Gibson *District Two*
Dawn Ortiz-Legg *Chairperson, District Three*
Jimmy Paulding *Vice-Chairperson, District Four*
Heather Moreno *District Five*

Matthew P. Pontes County Administrative Officer

AGENDA
Tuesday, March 11, 2025
Katcho Achadjian Government Center
Board of Supervisors Chambers
1055 Monterey Street | San Luis Obispo, CA 93408

Tuesday, March 11, 2025

CONSENT AGENDA 9:00 AM
REVIEW AND APPROVAL
PRESENTATIONS
PUBLIC COMMENT PERIOD
BOARD BUSINESS
HEARINGS
CLOSED SESSION
REPORT ON CLOSED SESSION
BOARD COMMUNICATIONS
ADJOURNMENT

- 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 Katcho Achadjian 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.

- Person(s) who wish to submit written correspondence to the Board of Supervisors regarding an agenda item may send it to Boardofsups@co.slo.ca.us. Please indicate in the subject line the agenda item number (e.g. Item No. 9) on which you are commenting. All correspondence is distributed to each Board of Supervisor and will become part of the official record of the board meeting.

- In compliance with the Americans with Disabilities Act (ADA), the meeting room is equipped to accommodate persons with visual, audio or mobility impairments. Person(s) requiring accommodation should notify the Clerk of the Board's Office 72 hours prior to the meeting at (805) 781-5011.

- 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.

- On any item listed below, the Board of Supervisors may be making a determination that the proposed action is not subject to the California Environmental Quality Act (CEQA) or is otherwise statutorily or categorically exempt per CEQA Guidelines Articles 12, 12.5, 18 or 19.

- Waive reading in full of all ordinances on the agenda and declare that said titles which appear on the agenda be determined to have been read by title only.

- Any legal action by an applicant seeking to obtain a judicial review of the Board of Supervisor's decision on a Hearing or issue listed on this Agenda may be subject to the 90-day filing period, of and governed by Code of Civil Procedure Section 1094.6.

- Disclosure of Campaign Contributions. Pursuant to Government Code section 84308, members of the Board of Supervisors are disqualified and not able to participate in any agenda item involving contracts (other than competitively bid, labor, or personal employment contracts), franchises, discretionary land use permits and other entitlements if the Board member received more than $500 in campaign contributions from the applicant or contractor, an agent of the applicant or contractor, or any financially interested participant who actively supports or opposes the County's decision on the agenda item since January 1, 2023. Members of the Board of Supervisors who have received, and applicants, contractors or their agents who have made, campaign contributions totaling more than $500 to a Board member since January 1, 2023, are required to disclose that fact for the official record of the subject proceeding. Disclosures must include the amount of the campaign contribution and identify the recipient Board member and may be made either in writing to the Clerk of the Board of Supervisors prior to the subject hearing or by verbal disclosure at the time of the hearing. The foregoing statements do not constitute legal advice and parties and participants are urged to consult with their own legal counsel regarding the requirements of the law.

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.

Consent Agenda - Public Hearings:

1 1) Hearing to consider an ordinance amending Chapter 2.18 of the San Luis Obispo County Code to include Section 2.18.060, which delegates authority to the Director of Public Works, or designee, to grant or convey utility easements necessary for the delivery of County-managed construction projects on County-owned property pursuant to Government Code Section 25526.6; and 2) direct the Clerk of the Board to publish the full text of the ordinance in a newspaper of general circulation within 15 days after adoption of the ordinance, as required by Government Code Section 25124. (Public Works)

Items Set for Hearing:

2 Request to authorize the use of Alternative Publication Procedures for Land Use Ordinance Amendment (LRP2023-00001) to allow for school district housing on a San Luis Obispo County Office of Education (SLOCOE) property (APN: 073-221-021). The project is located at 2450 Pennington Creek Road, on the east side of Highway 1, near the intersection of Gilardi Road and Education Drive in the County of San Luis Obispo. The site is in the San Luis Obispo Sub-Area North of the San Luis Obispo Planning Area. Hearing date set for March 25, 2025.

Consent Agenda - Administrative Office Items:

3 Request to approve a FY 2024-25 agreement with the Cal Poly Corporation to support the Cal Poly - Center for Innovation and Entrepreneurship at the SLO HotHouse in the amount of $200,000 from Fund Center (FC) 104 - Administrative Office to enhance economic development.

4 Request to approve the appointment of James S. Irving as an alternate member to the Assessment Appeals Board.

Consent Agenda - Auditor - Controller - Treasurer - Tax Collector Items:

5 Request to receive, review, and file the CliftonLarsonAllen LLP Independent Accountants' Report on the County Treasury's cash balance and accountability for the second quarter of FY 2024-25 conducted on December 19, 2024, and provide direction as deemed necessary.

Consent Agenda - Board of Supervisors Items:

6 Request to reappoint three (3) representatives to the San Miguel Public Cemetery District.

7 Request to appoint Jim Marderosian as a District 3 representative to the Water Resources Advisory Committee (WRAC).

Consent Agenda - Health Agency Items:

8 Request to 1) approve a three-year renewal agreement with the California Department of Rehabilitation to provide vocational rehabilitative services to individuals with severe psychiatric disabilities for Fiscal Years 2025-26 through 2027-28 in the total amount not to exceed $226,269 cash match; 2) instruct the Chairperson to sign the Contractor Certification Clauses for reimbursement of expenses and California Civil Rights Law form; and 3) delegate authority to the Health Agency Director or designee to sign any amendments, subcontracts, or documents related to the Agreement that do not increase the level of General Fund Support required by the Health Agency.

9 Request to 1) retroactively approve two FY 2024-25 contracts with Sierra Mental Wellness Group in a cumulative amount not to exceed $4,656,521 to provide mental health crisis intervention services; and 2) ratify payment for services that were rendered retroactive to July 1, 2024 prior to the execution of the contracts, by 4/5 vote.

Consent Agenda - Library Items:

10 Request to: 1) approve a resolution amending the Position Allocation List (PAL) for FC 377 – Library to delete 2.00 FTE Library Associates and a 0.50 FTE Senior Account Clerk and add 1.00 FTE Senior Account Clerk; 2) approve a resolution amending PAL for FC 180 – Social Services - Administration to add 1.00 FTE Social Worker III to provide social services outreach and resources to San Luis Obispo Library patrons in need of assistance; and 3) approve a corresponding budget adjustment in the amount of $43,614 from the FC 377- Library to FC 180 – Social Services - Administration, by 4/5 vote.

Consent Agenda - Public Works Items: Board of Supervisors Sitting as the Board of the County Flood Control and Water Conservation District:

11 Request to accept the eleventh update regarding, and conclude emergency contracting for, the emergency actions to repair the Nacimiento Water Pipeline at the Yerba Buena Creek crossing in accordance with Public Contract Code Section 20134 and 22050, by a 4/5 vote.

Consent Agenda - Public Works Items:

12 Submittal of a resolution 1) vacating mapped portions of Drake Street and Madison Street by summary vacation in the unincorporated community of Cambria; and 2) finding the project exempt from Section 21000 et seq. of the California Public Resources Code (CEQA).

13 Request to: 1) approve the “Asphalt Concrete Overlay 2023-24, Various Roads” (Contract No. 300676) Project (Project); 2) find the project exempt from Section 21000 et seq. of the California Public Resources Code (CEQA); and 3) authorize advertisement for construction bids.

14 Request to: 1) approve the "2024-25 Surface Treatment, Countywide" Project (Contract No. 300720); 2) find the project exempt from Section 21000 et seq. of the California Public Resources Code (CEQA); and 3) authorize advertisement for construction bids.

15 Request 1) to approve Amendment No. 6 in the amount of $46,195 to the contract for professional consultant services with Consor Inc, for engineering support during the construction of the Lopez Bridge Seismic Retrofit Project; and 2) to approve a budget adjustment in the amount of $790,000 to increase appropriations in FC 24503 – Roads Capital Projects for the Lopez Bridge Seismic Retrofit Project (WBS 300452), by utilizing the Roads Designation FB-Future Roads Projects (3250150).

16 Request to: 1) authorize advertisement of up to four (4) Job Order Contracts (JOC 2025) to complete Countywide maintenance and repair projects; and 2) submittal of a resolution designating products by specific brand and trade names for work performed under the contracts.

Consent Agenda - Public Works Items: Board of Supervisors Sitting as the Board of the County and of the San Luis Obispo County Flood Control and Water Conservation District:

17 Request to approve two water agreements to reassign the rights to receive four (4) acre-feet per year of County Service Area 12 water to Coastal Cove LLC and find that the project is exempt from CEQA.

Consent Agenda - Sheriff - Coroner Items:

18 Request to 1) approve a resolution amending the Fund Center (FC) 136 -Sheriff-Coroner Position Allocation List (PAL) to add 1.00 FTE Senior Systems Administrator and 1.00 FTE Senior Network Engineer for security electronic systems; and 2) approve a corresponding budget adjustment in the amount of $102,764 to FC 136 - Sheriff-Coroner from General Fund contingencies, by 4/5 vote.

Consent Agenda - Social Services Items:

19 Request to: 1) approve Amendment No. Two (2) to increase the contract with Community Action Partnership of San Luis Obispo County, Inc. (CAPSLO) for Emergency Child Care Bridge for Foster Care (FC Bridge) program services in the amount of $86,849, for unanticipated program funds provided from the State for Fiscal Year 2024-25; and 2) authorize a corresponding budget adjustment for Fund Center 180 – Social Services Administration in the amount of $86,849 to increase appropriations in support and care contracted services to other agencies, using State and Federal aid revenues for FY 2024-25, by 4/5 vote.

20 Request to 1) waive the terms of the County Contracting for Services Policy and retroactively approve a sole source service contract effective January 1, 2025 with Sierra Mental Wellness Group for FY 2024-25 and FY 2025-26 in an amount not to exceed $576,480 to provide Family Urgent Response System (FURS) program services; and 2) approve a corresponding budget adjustment in the amount of $192,160 to Fund Center 180 - Social Services Administration to increase

appropriations in support and care contracted services to other agencies, using State and Federal aid revenues, by 4/5 vote.

21 Submittal of a resolution authorizing a grant application to the 2024, 2025, and 2026 Funding Years State Emergency Solutions Grant (ESG) Continuum of Care Allocation Program for up to $884,885 and an additional ESG allocation up to $737,404, and authorizing the Director of the Department of Social Services, or designee, to sign the standard agreement and all other documents and contracts needed to participate in and implement this program.

Consent Agenda - Presentations:

22 Submittal of a resolution recognizing the 50th Anniversary of the San Luis Obispo County Commission on the Status of Women and Girls and proclaims March 2025 as National Women's History Month in San Luis Obispo County. (Board of Supervisors)

23 Submittal of a resolution recognizing and commending Rita Neal for nearly three decades of excellence, dedication, and service to San Luis Obispo County. (County Counsel)

PRESENTATIONS: THIS SECTION OF THE AGENDA IS IN PLACE FOR FORMAL PRESENTATIONS PREVIOUSLY CONSIDERED UNDER THE CONSENT AGENDA – ITEMS 22 & 23.

Public Comment Period:

24 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 jurisdiction that are not scheduled on the current agenda. Board members may respond briefly to statements made or questions posed. They may ask questions for clarification, make a referral to staff for factual information or request staff to report back to the Board at a later meeting. Also, the Board may take action to direct staff to place a matter of business on a future agenda. Individuals interested in speaking are asked, but not required, to fill out a "Board Appearance Request Form" and submit it to the Clerk of the Board prior to 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:

25 Submittal of the FY 2024-25 Second Quarter Financial Status Report and request to 1) approve various financial actions (one or more actions require 4/5 votes); and 2) approve a correcting resolution amending Position Allocation Lists for FC 132 – District Attorney. (Administrative Office)

26 Request to: (1) adopt the Facilities and Infrastructure Five-Year Capital Improvement Plan; (2) acting in the capacity of the County Planning Agency, pursuant to Government Code Section 65401, find that the Facilities and Infrastructure Five-Year Capital Improvement Plan conforms to the General Plan; and (3) approve a budget adjustment in the amount of $9,923,000 from the General Government Building

Replacement Designation to WBS 320215 (Sheriff – Nipomo – Construct New Substation) in Fund Center 230 – Capital Projects, by 4/5 vote. (Public Works)

Hearings:

27 Hearing to consider an appeal by Patrick McGibney of the Los Osos Sustainability Group (APPL2023-00010) of the Planning Commission's approval of the request by Denise Mueller for a Variance/Minor Use Permit/Coastal Development Permit (C-DRC2023-00012 / DRC2020-00078) to allow grading on slopes in excess of 30% for the construction of a two-story, 1,970-square-foot residence with an attached 461-square-foot garage and 880 square feet of exterior deck. The project would result in approximately 3,893 square feet of site disturbance on an approximately 0.61-acre parcel. The project is located at 2831 Alamo Drive within the community of Los Osos. The site is in the Estero Planning Area (Planning and Building).

28 Hearing to consider an appeal by Patrick McGibney of the Los Osos Sustainability Group (APPL2024-00014) of the Planning Department Hearing Officer's approval of a request by Katie Lee for a Minor Use Permit/Coastal Development Permit (C-DRC2023-00007) to permit and regulate the as-built and as-used structure and uses established on the project site comprised of a non-conforming as-built/as-used approximately 2,673 square-foot one-story mixed use eating and drinking establishment, four-unit hotel/motel, and storage area. The project will not result in any disturbance of the approximately 18,750 square foot parcel. The proposed project is within the Commercial Retail land use category, and is located at 1325 Second Street, in the community of Los Osos (APN 038-181-021). The site is in the Estero Planning Area. (Planning and Building)

29 Hearing to consider an appeal by Patrick McGibney of the Los Osos Sustainability Group (APPL2024-00015) of the Planning Department Hearing Officer's approval of a request by Katie Lee for a Minor Use Permit/Coastal Development Permit (C-DRC2023-00004) to permit and regulate the as-built and as-used structure and uses established on the project site comprised of a non-conforming as-built/as-used approximately 2,912 square-foot two-story three-unit hotel/motel with laundry facilities, 501 square feet of decking and 96 square feet of outdoor stairs. The project site provides 5 required parking spaces. The project will not result in any disturbance of the approximately 6,250 square foot parcel. The proposed project is within the Commercial Retail land use category, and is located at 1315 Second Street, in the community of Los Osos (APN 038-181-011). The site is in the Estero Planning Area. (Planning and Building)

30 Hearing to consider an appeal by Patrick McGibney of the Los Osos Sustainability Group (APPL2024-00030) of the Planning Department Hearing Officer's approval of the request by Sarabjit Purewal for a Minor Use Permit/Coastal Development Permit (C-DRC2022-00025) to allow for the construction of an approximately 3,452 square-foot single-family residence with an attached 1,202 square-foot garage, 424 square-foot storage space, a 504 square-foot art studio, and associated site improvements. The project would result in approximately 0.29 acre (12,632 square feet) of ground disturbance on a 0.46-acre vacant parcel. The project is in the Residential Single-Family land use category, located at 200 Madera Street within the community of Los Osos. The site is in the Estero Area Plan (Planning and Building).

Closed Session Items:

31 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: Four; and (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) San Luis Obispo Coastkeeper, et. al. v. County of San Luis Obispo, United States District Court, Central District of California, Western Division, Case No. 2:24-CV-06854-SPG-ASx; and (4) Ray Bunnell v. County of San Luis Obispo, San Luis Obispo Superior Court, Case No. 21CV-0653.

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, Jamie Russell, concerning the following employee organizations: (5) SLO Prosecutors' Association (SLOPA); (6) SLO County Employees Association– Trades and Crafts (SLOCEA-T&C); (7) Deputy County Counsels' Association (DCCA); (8) Sheriffs' Management; (9) SLO County Probation Peace Officers' Association (SLOCPPOA); (10) Deputy Sheriff's Association (DSA); (11) District Attorney Investigators' Association (DAIA); (12) SLO County Employees Association – Public Services, Supervisors, Clerical (SLOCEA – PSSC); (13) Unrepresented Management and Confidential Employees; (14) Sworn Deputy Sheriffs' Association (SDSA); and (15) United Domestic Workers of America (UDWA).

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 Negotiators concerning the following: (16) Property Descriptions: APNs: 053-412-010, 053-412-011. Agency Negotiators: Trevor Brumm and Courtney Johnson. Parties with Whom Negotiating: Sunsmit, LLC. Instructions to County Negotiators: Price, Terms, and Conditions; and (17) Property Descriptions: APNs: 053-423-017, 053-423-018. Agency Negotiators: Trevor Brumm and Courtney Johnson. Parties with Whom Negotiating: Thomas A. Murrell Family Trust; John Wilson Revocable Trust; and John C. Hough Separate Property Trust, dba San Luis Obispo City Storage. Instructions to County Negotiators: Price, Terms, and Conditions.

REPORT ON CLOSED SESSION

Board Member Comments and Reports on Meetings:

32 Any Supervisor may ask a question for clarification, make an announcement, or report briefly on his or her activities. In addition, Supervisors may request staff to report back to the Board at a subsequent meeting concerning any matter or may request that staff place a matter of business on a future agenda. Any request to place a matter of

business for consideration on a future agenda requires the majority vote of the Board.

ND Report of Environmental Documents Available for Review (Courtesy Notice)

The San Luis Obispo County Department of Planning and Building compiles a report, referred to as a "Courtesy Notice", that summarizes the most recent determinations made by the County's Environmental Coordinator.

The purpose of this report 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 these reports and the documents referenced therein, and providing comments on the recommendations of the Environmental Coordinator.

Courtesy Notices and Environmental Documents can be accessed any of the following ways:

- https://www.slocounty.ca.gov/courtesynotice.aspx
- In person at the Department of Planning and Building (address below)
- By direct request at (805) 781-5600

Your comments/responses should be in writing and should be delivered to:

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 visit:
http://www.slocounty.ca.gov/EnvironmentalReview.aspx