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, April 29, 2025
Katcho Achadjian Government Center
Board of Supervisors Chambers
1055 Monterey Street | San Luis Obispo, CA 93408

Tuesday, April 29, 2025

CONSENT AGENDA	9:00 AM
REVIEW AND APPROVAL	
PRESENTATIONS	
PUBLIC COMMENT PERIOD	
BOARD BUSINESS	
HEARINGS	
CLOSED SESSION	
RECESS	
AFTERNOON SESSION	1:30 PM
REPORT ON CLOSED SESSION	
BOARD BUSINESS	
HEARINGS	
BOARD COMMUNICATIONS	
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 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 Hearing to consider adoption of an ordinance amending Chapter 3.21 of Title 3 of the County Code – Low Value Assessments and Property Tax on Such Assessments. (Assessor)

Items Set for Hearing:

2 Introduction of an Ordinance amending sewer/waste disposal service charges in San Luis Obispo County Service Area No. 7A, Oak Shores. Hearing date set for June 17, 2025. (Public Works)

3 Introduction of an Ordinance amending sewer/waste disposal service charges in San Luis Obispo County Service Area No. 18, San Luis Obispo Country Club Estates. Hearing date set for June 17, 2025. (Public Works)

4 Request to set a public hearing regarding solid waste rate increases within the service areas provided by three franchise waste haulers in the northern and southern coastal areas of the unincorporated County of San Luis Obispo, including Mission Country Disposal, South County Sanitary Services, and San Luis Garbage Company. The hearing date is set for June 17, 2025. (Public Works)

5 Request to set a consent public hearing to consider collecting existing service charges on the Fiscal Year 2025-26 County property tax bills for County Service Area Nos. 1 (Old Galaxy and Tract 1690, Nipomo), 1-A (Galaxy Park and Tract 1898, Nipomo), 1-F (New Galaxy, Nipomo), and 21 (Cambria). Hearing date set for May 20, 2025. (Public Works)

Consent Agenda - Administrative Office Items:

6 Request by the San Luis Obispo County Tourism Business Improvement District (CBID), on behalf of the Edna Valley/Arroyo Grande Valley Local Area Advisory Board, to reappoint Sarah Hames to the Edna Valley/Arroyo Grande Valley Local Area Advisory Board.

7 Request by the San Luis Obispo County Tourism Business Improvement District (CBID), on behalf of the Avila Beach Local Area Advisory Board, to reappoint Dean R. Hutton to the Avila Beach Local Area Advisory Board.

8 Submittal of a resolution approving the exchange of property tax revenue and annual tax increment between the County of San Luis Obispo and the City of San Luis Obispo for Detachment No. 04 (Slack Street & Hathway) from the City to the County, LAFCO File 5-R-24.

9 Request to 1) approve an agreement with Highway 1 Tourism Alliance, Inc. (H1TA) to provide specialized marketing and promotional tourism services on behalf of the San Luis Obispo County Tourism Business Improvement District (CBID); 2) Grant County Administrative Officer authority to execute extensions on the agreement; 3) Appoint County Administrative Officer or delegate to Highway 1 Tourism Alliance Board as an advisory position.

10 Request to approve a letter of support for FY 2026 Federal budget appropriations requests.

Consent Agenda - Airports Items:

11 Request to 1) authorize the Director of Public Works, or designee, to advertise for construction bids to complete the Oceano Airport Pavement Preservation Project (WBS 330051) and to extend the bid opening date to a date deemed more appropriate by the Director of Public Works, or designee, so long as any such extension is in compliance with all applicable laws; and, 2) authorize the Director of Airports to apply for, accent and sign Federal Aviation Administration (FAA) Airport Improvement Program Non-Primary Entitlement Grant of $570,000 and FAA Infrastructure and Investment and Jobs Act Airport Improvement Grant of $313,500 and California Department of Transportation Grant in the amount of $44,175, and local Airport Enterprise Fund - 425 of $2,325; and 3) Approve the project to be exempt from Section 21000 et seq. of the California Public Resources Code (CEQA); and 4) approve the California Department of Transportation Division of Aeronautics Airport Improvement Matching Grant Program Resolution.

Consent Agenda - Board of Supervisors Items:

12 Submittal of a resolution recognizing April 20th-26th, 2025 as National Medical Laboratory Professionals Week in the County of San Luis Obispo.

13 Submittal of a resolution recognizing Cris Cherry on receiving the Distinguished Leader Award by Travel Paso.

14 Submittal of a resolution recognizing Margaret Johnson on receiving the Distinguished Leader Award by Travel Paso.

15 Submittal of a resolution recognizing Ken and Bobbi Hunter on receiving the Distinguished Leader Award by Travel Paso.

16 Request to appoint Stephen C. Lieberman as a District 3 representative to the Planning Commission.

17 Request to appoint Mark Wiley to replace the vacancy left by Greg McMillan as a District 1 representative to the Shandon Public Cemetery District.

18 Submittal of District 3 and District 5 Supervisors' expense report on meetings attended pursuant to Government Code section 53232.3(d).

Consent Agenda - Central Services Items:

19 Submittal of a Resolution of Intention to Acquire Real Property in the unincorporated town of Oceano, located at 1655 Front Street, Oceano, as part of the already approved Oceano Community Services District Divestiture of Fire Protection Service and designation of the County of San Luis Obispo as the successor agency.

Consent Agenda - Health Agency Items:

20 Request to retroactively approve six re-appointments to the Emergency Medical Care Committee.

21 Request to approve five re-appointments to the Behavioral Health Board.

22 Request to 1) approve a retroactive agreement with the California Department of State Hospitals for the period of July 1, 2024 to June 30, 2028 in the amount of $8,304,000 to continue services started with the initial funding under the diversion program pilot grant and move to ongoing funding to provide treatment for individuals deemed incompetent to stand trial; and 2) 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.

23 Request to 1) approve Fiscal Year (FY) 2024-25 Amendment No. 1 with Community Action Partnership of San Luis Obispo (CAPSLO) Youth Prevention and Early Intervention Contract to increase the contract budget amount and amend certain terms and conditions, for the continued provision of mental health services; and 2) delegate authority to the Health Agency Director or designee to sign any future amendments to the Contract, including Options to Renew through June 30, 2029, that do not increase the level of General Fund Support required by the Health Agency.

Consent Agenda - Probation Items:

24 Request to authorize a budget adjustment in the amount of $20,932 from the Ward Welfare Trust Fund (3311500000), Non-Governmental Contributions, and State Aid – Other Juvenile Camp Funds to Fund Center (FC) 139 – Probation to purchase outdoor workout equipment, 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:

25 Request to: 1) approve a one-year landscape maintenance services contract through April 20, 2026, with the option to extend an additional year, with KD Janni Landscaping, Inc. in the amount of $218,915 to support the implementation of the Arroyo Grande Creek Waterway Management Program; and 2) authorize the Director of Public Works, or designee, to approve amendment(s) to the contract to extend the contract up to an additional year, provided County Counsel approves said amendment as to form and legal effect and the amendments do not require any County General Fund Support.

Consent Agenda - Public Works Items:

26 Request to authorize the projects listed in Project Delivery – Job Order Contracting (Attachment 1) for project delivery under Job Order Contracting in accordance with Public Contract Code 20128.5.

27 1) Submittal of a resolution to initiate the proceedings to form Zone A within County Service Area (CSA) No. 23 (Santa Margarita); and request to: 2) set a public hearing to consider formation of the proposed CSA 23 Zone A; 3) introduction of an ordinance establishing water service charges for CSA 23 Zone A; 4) set a public hearing to adopt the ordinance; and 5) submittal of a resolution establishing a procedure for objections to proposed water/sewer fees or special assessments. Hearing date set for June 17, 2025. (Public Works)

28 Request to: (1) approve a new capital project (WBS 320252), with a budget of $1,199,056, to repair portions of Lopez Drive that were damaged during the winter 2023 storms; (2) approve a new maintenance project (WBS 350204), with a budget of $161,697, to implement water system improvements at Meridian Fire Station; (3) approve a new capital project (WBS 320253), with a budget of $138,000, to remodel the public restrooms on the first floor of the Department of Social Services offices in San Luis Obispo; (4) approve a new maintenance project (WBS 350205), with a budget of $201,000, to complete electrical repairs at the Main Jail; (5) authorize the cancellation of WBS 380011 - Lopez Road and Culvert 2023 Storm Repair project; and (6) approve corresponding budget adjustments, by 4/5 vote, in the amounts of: (a) $1,199,056 from FC 305 – Regional Parks to WBS 320252 in Fund Center ("FC") 230 – Capital Projects; (b) $138,000 from WBS 350196 (Gen Govt - Various - ADA Emergent Work) in FC 200 – Maintenance Projects to WBS 320253 in FC 230 – Capital Projects; and (c) $181,995 from completed project WBS 320101 (Sheriff - COC - Honor Farm FCA Repairs, PIC31) in FC 230 – Capital Projects to WBS 350205 in FC 200 – Maintenance Projects.

29 Submittal of a resolution establishing changes to the County's Traffic Regulations Code for speed limits on Orcutt Road in Edna, Thompson Avenue in Nipomo, Moonstone Beach Drive and Main Street in Cambria.

30 Request to receive and file an update on the Avila Beach Drive at US 101 Interchange Roundabout Detour and provide direction as deemed necessary.

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:

31 1) Submittal of a resolution designating the Director of Public Works or designee as the authorized representative to file and execute agreements and receive and spend funding in the amount of $107,000 for the Department of Water Resources (DWR) California Stream Gage Improvement Program; and 2) authorize a budget adjustment for Fund Center (FC) 450 - San Luis Obispo County Flood Control and Water Conservation District Zone General to receive and appropriate $107,000 of DWR Program funds, by 4/5 vote.

32 1) Submittal of a resolution authorizing the Director of Public Works or designee to enter into an agreement with the Department of Water Resources to receive funding to implement the San Luis Obispo Creek at San Luis Bay Drive near Avila Beach stream gage project in cooperation with United States Geological Survey and to enter into an agreement with USGS for the provision of services thereunder; and 2) authorize a budget adjustment for Fund Center (FC) – 455 Flood Control District Zone 9 to receive and appropriate $64,240 of Department of Water Resources California Stream Gage Improvement Program funds, by 4/5 vote.

Consent Agenda - Social Services Items:

33 Submittal of a resolution recognizing May as “CalFresh Awareness Month” in San Luis Obispo County.

34 Submittal of a resolution 1) Authorizing the Director of Social Services, or designee, to apply retroactively for the Department of Resources Recycling and Recovery (CalRecycle) Farm and Ranch Solid Waste Cleanup and Abatement Grant Program in the amount of $200,000 to clean up illegally dumped material on farm and/or ranch property; 2) Authorize the Director of the Department of Social services, or designee, to sign related documents that do not increase the level of General fund support required by Social Services; and 3) Find these actions exempt from the California Environmental Act ("CEQA") sections 15061(b)(3).

35 Request to 1) authorize the Chair of the Board to execute a reimbursement agreement in a not to exceed amount of $357,000 with the City of San Luis Obispo for construction of a sewer main extension in Bishop Street to serve the Welcome Home project and any future development on the County owned Johnson avenue Campus; and 2) authorize a corresponding budget adjustment in the amount of $357,000 using General Fund contingencies to increase appropriation in FC 290 – Department of Social Services – Homeless and Affordable Housing, by 4/5 vote.

Consent Agenda - Presentations:

36 Submittal of a resolution proclaiming May 4-10, 2025 as "National Correctional Officers and Employees Week." (Sheriff-Coroner)

37 Submittal of a resolution commending Commander Keith Scott upon his retirement of 35 years with the County of San Luis Obispo. (Sheriff-Coroner)

38 Submittal of a resolution commending Heidi Harrison for 27 Years of Service with the San Luis Obispo County. (Child Support Services)

PRESENTATIONS: THIS SECTION OF THE AGENDA IS IN PLACE FOR FORMAL PRESENTATIONS PREVIOUSLY CONSIDERED UNDER THE CONSENT AGENDA ITEMS 36-38.

Public Comment Period:

39 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:

40 Consideration of amendments to the Board of Supervisor's Rules of Procedure pertaining to the use of County equipment for public comment, and discussion regarding presentations at Board of Supervisor regular meetings. (County Counsel)

Hearings:

41 Hearing to consider adoption of an ordinance of the Local Responsibility Area (LRA) Fire Hazard Severity Zones as recommended by the Office of the State Fire Marshal (County Fire)

42 Hearing to consider appeals by Harley Dubois (APPL2024-00016), Ann Sturges (APPL2024-00023) and Vicki Tamoush (APPL2024-00028) of the Planning Department Hearing Officer's approval of a request by Uriah Donaldson for a Minor Use Permit / Coastal Development Permit (C-DRC2023-00044) to allow for the construction of a two-story, approximately 4,910 square-foot mixed use motel. The motel will include three guest units and one residential caretaker unit. The project includes a parking modification pursuant to CZLUO Section 23.04.162.h., authorizing a modification to allow compact spaces in a parking lot with 7 spaces and to allow 4 of the parking spaces to be compact as otherwise required pursuant to 23.04.162.a. The project will result in the disturbance of the entire 7,514 square-foot parcel. The proposed project is within the Commercial Retail land use category and is located on South Ocean Avenue (APN: 064-119-036) in the community of Cayucos. The project is in the Coastal Zone and the Estero Planning Area (Planning and Building).

Closed Session Items:

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

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) Patrick McGibney et al. v. County of San Luis Obispo, San Luis Obispo Superior Court, Case No. 23CV-0763.

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: 002-324-010; 012; 002-326-021. Agency Negotiators: Sara Diggs. Parties with Whom Negotiating: Judicial Council of California. Instructions to County Negotiators: Price, Terms, and Conditions.

RECESS

1:30 REPORT ON CLOSED SESSION

Board Business - Afternoon Session:

44 Consideration of a report on progress updates and information relating to Board priorities for the Department of Planning and Building and provide direction as deemed necessary. (Planning and Building)

Hearings - Afternoon Session:

45 The Appellant and Applicant have requested a continuance to July 15, 2025. Continuance of a hearing to consider an appeal (APPL2024-00029) by the Sierra Club of the Planning Commission's approval of a request by Phillips 66 for a Development Plan/Coastal Development Permit (DRC2022-00048, ED23-054) to allow demolition and remediation of the Santa Maria Refinery, affecting approximately 218 acres of developed area within the 1,642-acre Phillips 66 owned property at 2555 Willow Road, Arroyo Grande. The Project includes aboveground demolition of refinery structures to ground level, followed by site characterization and soil remediation. Belowground infrastructure would be removed where necessary, to accommodate removal of contaminated soils. After demolition and remediation, hardscape would be replaced where removed and exposed soil areas would be revegetated. At Project completion, features to remain include asphalt and concrete surfacing, perimeter fencing, an electrical substation, water wells, truck scales, and two rail spurs, as well as monitoring wells and equipment associated with ongoing remediation under separate permits. The Project site is within the Industrial land use category, southwest of the Village of Callender Garrett and within the South County (Coastal) planning area. (Planning and Building)

46 Hearing to consider a request by Jeff Gamble for [1] a General Plan Amendment (LRP2023-00011) to change the land use category for the project site from Office Professional to Residential Multi-Family and [2] a Minor Use Permit (N-DRC2024-00020) to allow the construction of five multi-family dwelling units on the project site. The project site is a 0.35-acre parcel located at 213 East Dana Street in the community of Nipomo (APN: 090-136-001). The project site has a land use category designation of Office Professional and is located within the South County sub-area of the South County planning area. (Planning and Building)

Board Member Comments and Reports on Meetings:

47 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