



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: County Counsel
Department No.: 013
For Agenda Of: October 9, 2018
Placement: Administrative
Estimated Time: N/A
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors

FROM: Department

Director(s): Michael C. Ghizzoni, County Counsel (805) 568-2950

Contact Info: Rachel Van Mullem, Chief Assistant County Counsel (805) 568-2950

SUBJECT: Revenue Agreement to provide Legal Services between the County of Santa Barbara and Beach Erosion Authority for Clean Oceans and Nourishment (BEACON)

County Counsel Concurrence

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Recommended Actions:

County Counsel recommends that the Board of Supervisors:

- (a) Approve, ratify, and authorize the Chair to execute the attached revenue Agreement (Attachment 1) to provide Legal Services between the County of Santa Barbara and Beach Erosion Authority for Clean Oceans and Nourishment (BEACON), for a term of July 1, 2018 through June 30, 2019, with a projected revenue of \$12,000; and,
- (b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5) because it consists of government administrative or fiscal activities that will not result in direct or indirect physical changes in the environment.

Summary Text:

BEACON is a joint powers agency established under the authority of Title 1, Division 7, Chapter 5 of the California Government Code (§ 6500 et seq.) and governed by the terms of a Joint Powers Agreement and associated by-laws. BEACON's goal is to "foster greater cooperation toward the maintenance and enhancement of the beaches in the [South Coast] littoral sand cell." (BEACON, By Laws, Art. 1, Sec. 2.) Santa Barbara County is a member agency of BEACON and provides legal services to BEACON through the Office of County Counsel. This Agreement between the County of Santa Barbara and BEACON will allow the Office of County Counsel to continue providing legal services to BEACON.

Fiscal and Facilities Impacts:

Budgeted: Yes

Fiscal Analysis:

The Agreement does not have any new fiscal impacts. The Office of County Counsel has been providing legal services to BEACON since the formation of the JPA in 1986 and it is included within the existing budget as revenue.

Key Contract Risks:

The contract is considered low risk because it contains a clause permitting termination upon a 90-day notice.

Staffing Impacts:

Legal Positions:

0

FTEs:

0

Special Instructions:

Please execute three (3) original Agreements and retain two (2) original Agreements and one (1) Minute Order for pick up by The Office of County Counsel. Please email CDowling@co.santabarbara.ca.us when available for pick up.

Attachments:

1. Agreement with BEACON

Authored by:

Rachel Van Mullem, Chief Assistant County Counsel (805) 568-2950

cc: