



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: Sheriff
Department No.: 032
For Agenda Of: 11-13-12
Placement: Departmental
Estimated Tme:
Continued Item: Yes
If Yes, date from: 10-16-12 and 11-6-12
Vote Required: Majority

TO: Board of Supervisors
FROM: Sheriff Bill Brown, x4290
Sheriff's Office
Thomas Jenkins, x4249
Sheriff's Office
SUBJECT: **Withdrawal of Item-Northern Branch Jail Agreements Required under AB 900 Phase II**

County Counsel Concurrence

As to form: Yes

County Executive Concurrence

As to form: Yes

Recommended Actions:

That the Board of Supervisors withdraws the scheduled Hearing from the Departmental Agenda to:
a) Consider and approve the Project Delivery and Construction Agreement (PDCA) and Board of State and Community Corrections Construction Agreement (BSCCA). (Ref 12-00752)

The item will not be rescheduled for a hearing at this time.

Summary Text:

On October 2, 2012, the Board decided to accept a conditional award of \$80 million pursuant to AB 900 Phase II, and adopted a Cash Match Resolution required to comply with the conditions of AB 900 Phase II.

The Board then set a hearing for October 16, 2012 to consider subsequent actions required under the award, namely the approval of the Project Delivery and Construction Agreement (PDCA) and the Board of State and Community Corrections Constructions Agreement (BSCCCA). Those documents, which are prepared by the State, were not ready for the scheduled hearing on October 16. The Sheriff requested the hearing be continued to November 13, 2012, to allow the State to complete the documents so they could be brought to the Board.

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The County and the State continue to work together to agree on the final language for the documents so they may be brought to the Board for approval. There is no definitive date that can be relied upon to produce those documents with certainty.

Our project is anticipated to be reviewed at the State Public Works Board (SPWB) meeting on December 14, 2012. That action would establish the County's project by the State, and allow the County to make expenditures that could be used for cash match, in-kind match, or be subject to State reimbursement, contingent on the State's successful sale of lease revenue bonds for the Northern Branch Jail Project. The documents may be provided by the State for County approval before, or even following, that action by the SPWB.

That being the case, we are requesting the item be withdrawn from the Departmental Agenda, and it will be rescheduled with required Board notice when the documents are ready for Board approval.

Authored by:

Thomas L. Jenkins, Sheriff's Commander (Ret.)

cc: