



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: Parks
Department No.: 052
For Agenda Of: 2/10/09
Placement: Set Hearing for 2/24/09
Estimated Tme: 30 Minutes
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
Board of Directors, Water Agency

FROM: Department Daniel C. Hernandez (568-2461) *DCH*
Director
Contact Info: Mike Gibson, Business Manager (568-2477)

SUBJECT: Hearing for Board Approval of Changes to the Current Quagga Mussel Program
Protocols at Cachuma Lake and for Consideration of Fee Adjustments for the
Program

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Other Concurrence: County Water Agency

As to form:

Recommended Actions:

That the Board of Supervisors set a hearing for February 24th, 2009 (estimated 30 minutes) to:

- a) Approve changes to the current Quagga Mussel Program boat inspection, tagging, and washing protocols and operational practices at Cachuma Lake County Park, to eliminate boat washing from the protocols; and
- b) Adopt a resolution adjusting fees at Cachuma Lake County Park; increasing the daily boat launch fee from \$8 to \$13, the annual boat launch fee from \$65 to \$120, and the annual senior boat launch fee from \$55 to \$100, and approve the attached Notice of Exemption pursuant to the California Environmental Quality Act (CEQA) guidelines; and
- c) Approve the County of Santa Barbara Water Agency's ongoing annual contribution of up to \$60,000 for the Quagga Mussel Program, which is allowable under the Water Agency's mission to preserve the water supply.

Summary Text:

On March 11, 2008, the Board of Supervisors established an Ad Hoc Quagga Mussel Committee (Committee). The Committee was tasked with developing protocols and operational practices to thwart the introduction of the quagga mussel into Cachuma Lake. On March 25, 2008, the Board of Supervisors adopted the Committee's recommended protocols and practices at the lake. The Board also directed staff to continue working with COMB, the Cachuma Lake water purveyors, and other appropriate agencies for funding assistance and cost-sharing opportunities for current and future quagga

mussel avoidance efforts. To date, the Parks Department has been absorbing all of the costs of implementation of the quagga mussel program through deferral of Cachuma maintenance activities, reassignment of staff, and hiring of additional extra help employees (at a total cost of approximately \$133,000). Without funding provided for these additional costs, this program is not sustainable within the Parks Department's current budgeted resources.

County staff has met with COMB representatives on several occasions and, on October 27, 2008, the COMB Board ultimately approved a \$60,000 one-time contribution towards the cost of the program. However, due to the high fee increases and indemnification stipulations COMB has placed on the County's receipt of this funding, the Parks Director and County Counsel are both recommending that the County not accept COMB's offer.

In terms of other funding alternatives, the Parks Department is recommending some fee adjustments at Cachuma Lake to partially offset program costs and the County Water Agency has agreed to contribute up to \$60,000 per year on an ongoing basis to help offset the remaining cost of the program, which is allowable under the Water Agency's mission to preserve the water supply.

Based on the ongoing costs of the current quagga mussel program and the funding options that have been explored, staff is recommending that the Board take the following actions:

- a. Approve changes to the current quagga mussel boat inspection, tagging, and washing protocols and operational practices at Cachuma Lake, in order to reduce the costs to the Parks Department while maintaining appropriate safeguards against introduction of the mussel into the lake. The primary change to the program would be elimination of the current protocol of washing all boats after they pass inspection, which is a redundant practice since the purpose of the inspection is to check for the "clean and dry" status of the boat and any evidence of quagga mussel contamination.
- b. Adopt a resolution adjusting fees at Cachuma Lake; increasing the daily boat launch fee from \$8 to \$13, the annual boat launch fee from \$65 to \$120, and the annual senior boat launch fee from \$55 to \$100. The proposed fee adjustments relate to the uses most closely associated with avoidance of the introduction of the quagga mussel into the lake (i.e., boat launching, inspection, and tagging).
- c. Approve the County of Santa Barbara Water Agency's ongoing annual contribution of up to \$60,000 for the quagga mussel program.

Background:

The quagga mussel is a non-native aquatic nuisance freshwater mussel originating in Eastern Europe. The mussel was introduced into the Great Lakes region in 1988 through ballast water emptied from ships and has spread throughout the Midwest and the eastern portion of the United States.

Quagga mussels were first discovered in January 2007 in Lake Mead in Nevada and the Colorado River system and have also been found in several Southern California lakes connected to the Colorado River via aqueducts and canals. The mussel has been found recently in several Southern California lakes, including Lake Skinner and Lake Matthews in Riverside County, Lake Dixon and the San Vicente Reservoir in San Diego County, and Irvine Lake and the Rattlesnake Reservoir in Orange County.

Although recreational boating is certainly one way quagga mussel can be introduced into a water system, there is no conclusive evidence that this is the only way it can be introduced. Other possibilities are introduction through upstream water sources, such as river systems; water drops from firefighting aircraft, which draw water from various lakes; bird drops from other lakes, reservoirs, or rivers; transport of contaminated bait from other water sources, etc.

The Cachuma Operations and Maintenance Board (COMB), which represents various water purveyors in south Santa Barbara County that receive water from Cachuma Lake, have expressed concerns about the potential economic impact to the water agencies due to the expected high maintenance costs that could result should the quagga mussel be introduced into the lake and the resulting harm to the water supply and water delivery systems.

In order to address the concerns of COMB and other interested parties, the Board of Supervisors held a hearing on March 11, 2008 to discuss the issue of preventing the introduction of the quagga mussel into Cachuma Lake. At the conclusion of the hearing, the Board established an Ad Hoc Committee to further study the issue and return to the Board with recommendations. The Ad Hoc Committee consisted of Board Chair Salud Carbajal, former Supervisor Brooks Firestone, Cachuma Operations and Maintenance Board (COMB) staff, County staff, and other interested parties. The Committee focused its efforts on developing protocols and operational practices to thwart the introduction of the quagga mussel into Cachuma Lake.

On March 25, 2008, the Board of Supervisors adopted the Ad Hoc Committee's recommendations on the new protocols (see Attachment 1). In addition to adopting the new protocols and practices at the lake, the Board also directed staff to continue working with COMB, the Cachuma Lake water purveyors, and other appropriate agencies for funding assistance and cost-sharing opportunities for current and future quagga mussel prevention efforts. To date, the Parks Department has been absorbing all of the costs of implementation of the quagga mussel program through deferral of Cachuma maintenance activities, reassignment of staff from other duties, and hiring of additional extra help employees (at an estimated cost of \$133,000). Without funding provided for these additional costs, this program is not sustainable within the Parks Department's current budget.

County staff has met with COMB representatives on several occasions and the COMB Board ultimately approved a \$60,000 one-time contribution on October 27, 2008 (see Attachments 2(a) and 2(b)). However, as a condition to providing this funding to the County, the COMB Board made the following stipulations:

1. The County must provide a plan to increase boat launch fees at Cachuma Lake over a period of time, so that the boaters would ultimately be paying for the total cost of the program.
2. The County must indemnify COMB for any damages to its water delivery system in the event that quagga mussel is introduced into Cachuma Lake.

The Parks Director and County Counsel are both recommending that the County not accept COMB's offer due to these stipulations.

Under the first stipulation, the boat launch fee at Cachuma Lake would need to be increased from the current \$8 to \$33 (a 313% increase) to cover the estimated cost of the reduced program (\$126,500). This is not a practical approach, since it would deter boaters from coming to Cachuma Lake due to the

wide disparity in boat launch fees compared to other regional lakes, such as Lake Casitas, Lake Lopez, and Lake Piru (see Attachment 3), which would result in a loss in revenue to the Parks Department.

Due to liability concerns, County Counsel has advised that the second stipulation would not be something that the County could or should agree to.

However, the Parks Department is recommending some fee adjustments at Cachuma Lake to partially offset program costs and the County Water Agency has agreed to contribute up to \$60,000 per year on an ongoing basis to help offset the remaining cost of the reduced program (no washing).

Current Quagga Mussel Prevention Program

As indicated in Attachment 3, the Parks Department's current quagga mussel prevention program is more comprehensive and stringent than most other comparable jurisdictions, with the exception of Lake Lopez and Santa Margarita Lake in San Luis Obispo County.

The current boat launch inspection, tagging and washing program at Cachuma Lake is estimated to cost \$177,300 for FY 2008-09 (see Attachment 4 for a detailed breakdown of these costs). It should be noted that these costs represent the Parks Department's direct costs only, since the Parks Department does not use the County's cost allocation plan to recover indirect costs as part of its fee methodology. Rather, the Department's fees are based on a market comparison with other jurisdictions. When the County's indirect cost rate is included, this would add \$52,500 in County-wide costs that are not being recovered under the proposed program.

The direct cost of the program is not funded in the Parks Department's FY 2008-09 budget and the Parks Department cannot sustain this level of a program without severely impacting other programs or service levels throughout the Department. As mentioned previously, the County does not anticipate any ongoing funding support from COMB for the program. Therefore, the County will continue to bear the full cost of this program.

Staff has developed some proposed adjustments to fees at Cachuma Lake that would partially offset the cost of the reduced program (no washing). The fee adjustments relate to the uses most closely associated with prevention of introduction of the quagga mussel into the lake (i.e., boat launching, inspection, and tagging). In addition, the County Water Agency has agreed to fund up to \$60,000 of the annual ongoing operating costs of the program, as allowed under its mission to preserve the water supply. It is anticipated at this time, however, that only \$51,000 would be required from the Water Agency to assist in funding the revised program. The additional \$9,000 would only be requested if needed at the end of the fiscal year when the true costs of the program are known.

Modifications to the Quagga Mussel Program

A revised version of the current quagga mussel program, as described in Attachment 5 (under "Proposed Protocols"), which would include boat inspections and tagging only, would reduce the annual costs significantly to \$126,500 from the current \$177,300 (an annual savings of \$50,800). The main difference of the reduced program is that it would eliminate the current protocol of washing all boats after they pass inspection, which is a redundant practice since the purpose of the inspection is to check for the "clean and dry" status of the boat and any evidence of quagga mussel contamination.

Staff recommends that the Board approve the modifications to the current quagga mussel program to eliminate boat washing from the protocols. This alternative would significantly reduce ongoing

operating costs for this program for the Parks Department while maintaining appropriate safeguards and protections against introduction of the quagga mussel into the lake. In conjunction with this alternative, staff has developed some proposed adjustments to fees at Cachuma Lake, which would partially offset the cost of the program.

Fee Adjustments

In order to offset the remaining costs of the reduced program, staff has developed some proposed adjustments to fees at Cachuma Lake. These fee adjustments, as well as their impact on the cost of the program, are discussed in more detail below and in Attachment 4. This includes increasing the boat launch fee from \$8 to \$13 (a 63% increase), increasing the annual boat launch fee from \$65 to \$120 (an 85% increase) and increasing the annual senior/disabled/travel club member boat launch fee from \$55 to \$100 (an 82% increase). Attachment 3 provides a comparison between Santa Barbara County and other park jurisdictions on the proposed fee adjustments.

Staff Recommended Fee Adjustments

	<u>Current Fee</u>	<u>Proposed Fee</u>	<u>Percentage Increase</u>
Daily Boat Launch Fee	\$8	\$13	+63%
Annual Boat Launch Fee	\$65	\$120	+85%
Annual Senior/Disabled/Travel Club Member Boat Launch Fee	\$55	\$100	+82%

Because of the timing of getting the proposed fee adjustments to the Board for approval, providing for legally required public noticing, and allowing some time for implementation of the fees, it is anticipated that the new fees would take effect on April 1, 2009. Therefore, the estimated revenue generated from the fee adjustments would be approximately \$16,800 for FY 2008-09. The estimated annual ongoing revenue from the fee adjustments would be approximately \$50,500.

In order to fully recover the annual cost of the reduced program (\$126,500), the daily boat launch fee would have to be increased from \$8 to \$33 (a 313% increase). This is not a practical approach, since it would deter boaters from coming to Cachuma Lake due to the wide disparity in boat launch fees compared to other regional lakes (Lake Casitas, Lake Lopez, Lake Piru, etc.), as shown on Attachment 3, which would result in a loss in revenue to the Parks Department.

It should be noted that the proposed fee adjustments were also presented to the Park Commission at its June 26, 2008 meeting. The Park Commission proposed that staff's recommended fee adjustments be revised to minimize the impact on local users by reducing the amount of the fee increase for daily and annual boat launches (as shown below).

Park Commission's Proposed Fee Adjustments

	<u>Current Fee</u>	<u>Proposed Fee</u>	<u>Percentage Increase</u>
Daily Boat Launch Fee	\$8	\$10	+25%
Annual Boat Launch Fee	\$65	\$80	+23%
Annual Senior/Disabled/Travel Club Member Boat Launch Fee	\$55	\$65	+18%

The estimated annual revenue generated from the Park Commission's proposed fee structure would be approximately \$4,800 for FY 2008-09. The estimated annual ongoing revenue from the Park Commission's recommended fee adjustments would be approximately \$11,500.

While acknowledging the concerns expressed by the Park Commission, staff concluded that the fee increases, as originally proposed by staff, represent a fair and equitable method of apportioning the costs to park users. The Park Commission's proposed \$2 increase in the daily boat launch fee (from \$8 to \$10), \$15 increase in the annual boat launch fee (from \$65 to \$80), and \$10 increase in the annual senior/disabled/travel club member boat launch fee (from \$55 to \$65) would generate such a small amount of annual revenue that it would provide only a minimal offset to the costs for inspection and tagging of boats under the reduced program.

The FY 2008-09 estimated revenue from the staff-proposed fee adjustments (\$16,800) and contribution from the County Water Agency (\$51,000) would result in a net cost to the Parks General Fund budget of \$58,700 ($\$126,500 - \$16,800 - \$51,000 = \$58,700$). The ongoing net cost to the Parks General Fund budget would be \$25,000 (beginning in FY 2009-10) due to the higher amount of revenue (\$50,500) generated in subsequent years from the new fees ($\$126,500 - \$50,500 - \$51,000 = \$25,000$). This unfunded portion of the costs would be absorbed within the Parks Department's current budgeted resources.

If the current quagga mussel inspection, tagging, and washing protocols were kept in place, the revenue from the recommended fee adjustments (\$21,900) would partially offset the current total operating costs of the quagga mussel program in FY 2008-09, for a total net cost to the Parks General Fund budget of \$104,400 ($\$177,300 - \$21,900 - \$51,000 = \$104,400$). Beginning in FY 2009-10, the total ongoing net cost to the Parks General Fund budget would be \$60,600 due to the full year effect of the fee increases (\$65,700 in annual revenue) - ($\$177,300 - \$65,700 - \$51,000 = \$60,600$). See Attachment 4 for a more detailed breakdown of the fiscal impacts of the program.

In order to fully recover the annual cost of the current program (\$177,300), less the \$51,000 contribution from the County Water Agency, the daily boat launch fee would have to be increased from \$8 to \$42 (a 425% increase). This is not a practical approach, since it would even further deter boaters from coming to Cachuma Lake due to the wide disparity in boat launch fees compared to other regional lakes (Lake Casitas, Lake Lopez, Lake Piru, etc.), as shown on Attachment 3, which would result in a loss in revenue to the Parks Department.

The proposed fee adjustments are in conformance with Section 50402 of the State Government Code, which states, in part, that, to the extent feasible, charges for similar uses or services imposed by a governing body shall be uniform throughout its area of jurisdiction. The proposed fee adjustments have statutory exemption under the California Environmental Quality Act (CEQA), pursuant to Title 14, California Code of Regulations, Section 15273 (a), (1), (2), (3), and (4), since the increased revenue from the resulting fee adjustments will not be used for expansion of existing capital facilities (see Attachment 7).

In addition to the annual contribution of \$51,000 to offset the ongoing costs of the quagga mussel program, the County Water Agency has also applied for a \$20,000 grant from the federal Bureau of Reclamation for the purchase of equipment for the program (\$9,000) and for public outreach and education (\$11,000).

It should also be noted that the State Department of Fish and Game, the federal Bureau of Reclamation, and other pertinent State and federal agencies are currently studying ways for biological eradication or mitigation of the quagga mussel to assist local agencies in dealing with its impact in the future.

Fiscal Analysis:

<u>Funding Sources</u>	<u>Current FY</u> <u>Revenue:</u>	<u>Annualized</u> <u>On-going</u> <u>Revenue:</u>
Fees (Recommended Fee Adjustments at Cachuma)	\$ 16,800.00	\$ 50,500.00
Other: County Water Agency	\$ 51,000.00	\$ 51,000.00
Total	\$ 67,800.00	\$ 101,500.00

The recommended fee adjustments would result in approximately \$16,800 in revenue at Cachuma Lake for FY 2008-09. If the program was reduced to an inspection and tagging program, as detailed in Attachment 4, the FY 2008-09 estimated cost of the program would be approximately \$126,500, with a total net cost to the Parks General Fund budget of \$33,700 after the fee revenue and the Water Agency contribution are factored in ($\$126,500 - \$16,800 - \$51,000 = \$58,700$).

Beginning in FY 2009-10, the total ongoing net cost to the Parks General Fund budget would be \$25,000, under a reduced inspection and tagging program due to the full year effect of the fee increases ($\$126,500 - \$50,500 - \$51,000 = \$25,000$). This \$25,000 unfunded portion of the costs would be absorbed within the Parks Department’s current budgeted resources.

If the current quagga mussel boat inspection/tagging/washing protocols were kept in place, the revenue from the recommended fee adjustments (\$21,900) and the Water Agency contribution (\$51,000) would only partially offset the current total operating costs of the quagga mussel program in FY 2008-09, for a total net cost to the Parks General Fund of \$104,400 ($\$177,300 - \$21,900 - \$51,000 = \$104,400$). Under this scenario, beginning in FY 2009-10, the total ongoing net cost to the Parks General Fund would be \$60,600 due to the full year effect of the fee increases ($\$177,300 - \$65,700 - \$51,000 = \$60,600$).

Special Instructions:

1. Clerk of the Board to publish notice of the February 24, 2009 hearing, as required by Section 6062 (a) of the Government Code (i.e., twice within a ten-day period, with at least five days intervening between the respective dates, not counting the publication dates), in the Santa Barbara News-Press and the Lompoc Record.
2. Clerk of the Board to date stamp and post Notice of Exemption (with attachments) and forward copy to the Parks Department/Administrative Office, Attn: Mike Gibson.
3. Clerk of the Board to forward a copy of the minute order and executed fee resolution to the Parks Department/Administration, Attn: Mike Gibson.

Attachments:

- Attachment 1 – Boat Launching Protocols & Practices (as adopted on March 25, 2008)
- Attachment 2 – October 27, 2008 COMB Board Meeting Minutes
- Attachment 2a – November 24, 2008 COMB Letter
- Attachment 3 – Market Comparison of Proposed Fee Adjustments and Boat Washing Procedures
- Attachment 4 – Projected and Estimated Fiscal Impacts of Quagga Mussel Boat Launch Program
- Attachment 5 – Quagga Mussel Protocols Timeline (January 2007 to Present and Proposed)
- Attachment 6 – Fee Resolution for Cachuma Lake (Revised) and Jalama Beach
- Attachment 7 – Notice of Exemption - California Environmental Quality Act (CEQA) Guidelines

Page: 8 of 8

Subject: Set Hearing for Consideration of Changes to the Quagga Mussel Program and Fee Adjustments

Hearing: February 24th, 2009

Authored by:

Mike Gibson, Parks Business Manager

John Jayasinghe, CEO Fiscal and Policy Analyst

CC:

Jeff Stone, North County Deputy Parks Director

Mitch Medeiros, Park Operations Manager

Santa Barbara County Cachuma Lake Park

Boat Launching Protocol - March 25, 2008

The County of Santa Barbara is implementing the following interim inspection and treatment protocol for all recreational boats and trailers registered in California prior to accessing Cachuma Lake to help prevent the spread of the Quagga and Zebra Mussels.

All **out-of-state boats** will be prohibited from Cachuma Lake unless kept in quarantine on site at Cachuma Lake for a minimum of 14 consecutive days. In addition, boats registered in certain Counties in California will also be required to be quarantined on site at Cachuma Lake for a minimum of 14 consecutive days if that **County contains infected waters**.

The following procedures will be followed effective March 25, 2008 and will remain in effect until further notice.

In addition to meeting the conditions set forth below for the inspection, treatment and/or quarantine of boats and boat trailers, the owner of any boat and trailer seeking launch privileges at Cachuma Lake County Park must sign an affidavit attesting that: 1) the boat and trailer have not been in waters infested by Quagga or Zebra Mussels within the past 30 days; and 2) that no live bait other than commercially purchased worms and nightcrawlers are in possession.

Conditions that Result in Prohibited Boating Access to Cachuma Lake

The County of Santa Barbara will prohibit access to Cachuma Lake County Park for any California-registered boat and trailer that violates any of the following requirements. Boats and trailers not conforming to these requirements will be denied entry, or, if the owner wishes to camp or enter the Park for day use, be prohibited from launching the boat.

- **Clean and Dry**
All boats and trailers entering Cachuma Lake County Park will be inspected and must be Clean and Dry.¹ Boat hulls must be free of foreign matter. All bilges, live wells, bait tanks, integral coolers, or any other compartment within the boat must be clean and dry.
- **All Drain Plugs Removed**
All boats entering Cachuma Lake County Park must first have all drain plugs removed from the hull, bait tanks, live wells, integral cooler compartments, or any compartment that has the potential to retain water prior to transport that day. Any boat found with a plug installed upon entry will be turned away unless meeting certain criteria.
- **Boats Longer than 24 Feet Will Be Quarantined**
All boats that are 24 feet in length or greater are prohibited from entry unless meeting certain quarantine criteria².

Inspection and Treatment of Boats Prior to Launching

Visual Inspection

Boats and trailers without a Boat Launch tag that meet the following conditions will be required to pass a visual inspection prior to being allowed into Cachuma Lake Park. Visual inspection will verify that the boat is **Clean and Dry** with a clean hull; no containment of any water in any on board compartments. All live wells, integral coolers, bait tanks, bilges, etc will be Clean and Dry before being allowed to proceed to treatment and launch.

Santa Barbara County Cachuma Lake Park

Boat Launching Protocol - March 25, 2008

Post-Inspection Treatment

Boats and trailers that pass the Visual Inspection will be required to be treated with a heated power wash treatment³ prior to being cleared for launch in Cachuma Lake.

Any boat which has water that discharges from the outboard motor or sterndrive unit will be required to be started and flushed for a period of no less than 5 minutes.

Quarantined Boats

Boats and trailers that have been quarantined⁴ within the confines of Cachuma Lake County Park will be allowed to launch at Cachuma Lake as follows.

All boats that are 24 feet in length and longer that have been inspected to be clean and dry upon entry to the Park may enter an approved Parks Department Storage Yard and must remain there for a period of no less than 14 consecutive days prior to being permitted to launch.

All out-of-state boats, regardless of length, will be denied access to Cachuma Lake unless quarantined on site for 14 consecutive days.

Boats With a Santa Barbara County Boat Launch Tag

Santa Barbara County will develop a system that upon clearing the required criteria to launch, the boat owner may request the installation of a Boat Launch Tag that will expedite re-entry to Cachuma Lake. The device will identify that the boat has not been removed from the trailer and thus has not been in any other waters after existing Cachuma Lake County Park. The new system will expedite visual inspections and the clearing of launch requirements for many local boaters.

Rental Boats and Boats Residing in the Marina

Boats that meet the following criteria are allowed continued access to Cachuma Lake.

- **Privately Owned Boats Moored at Cachuma Lake**
Boats that are currently moored at the marina and are not removed from the Park, or boats that meet the above criteria to enter the lake and then are moored in the marina.
- **Permanent Cachuma Lake Boats**
Boats that are owned and operated by the County approved rental boat concessionaire that are permanently used and stored at Cachuma Lake.
- **County-owned Boats at Cachuma Lake**
Boats and trailers that are owned and/or operated by the Santa Barbara County Parks Department that reside at Cachuma Lake.

Transportation of Live Bait

As an additional precaution to prevent the transport of invasive mussels, no live bait, other than commercially purchased worms and nightcrawlers will be allowed into Cachuma Lake. All other live bait including water born bait (minnows, crawdads, etc) are strictly prohibited.

Santa Barbara County Cachuma Lake Park

Boat Launching Protocol - March 25, 2008

Notes:

Note 1 – Clean and Dry is defined as boat having no attached matter, vegetation, mud, dirt; and being completely dry to the touch. The outside of the hull is to be free of foreign matter, and the inside of the boat, including all bilges, live wells, integral coolers, and bait tanks are to be dry and free of foreign matter.

Note 2 – Boats of 24 feet and greater have been identified as possessing the greatest risk of transmitting invasive mussels and therefore are specifically treated in a different manner.

Note 3 – Treatment will consist of high temperature washing of 140 degree water over the hull and trailer. If determined necessary by Park staff, areas of water storage such as bilges, live wells, and bait tanks may also require treatment.

Note 4 – All out-of-state boats, regardless of length, will be denied access to the Lake unless quarantined on-site for 14 consecutive days. Quarantined boats must be stored within an approved Parks Department storage area at Cachuma Lake Park for the specified time frame prior to being approved to launch. The California Department of Fish and Game recommends a 5 day dry period to ensure no spread of invasive mussels. Santa Barbara County has expanded this period to 7 days for boats under 24 feet in length and 14 days for boats and trailers 24 feet and longer.

**MINUTES OF A REGULAR MEETING
of the
CACHUMA OPERATION & MAINTENANCE BOARD
held at the
Cachuma Operation & Maintenance Board Office
3301 Laurel Canyon Road, Santa Barbara, CA
Monday, October 27, 2008**

1. Call to Order, Roll Call

The meeting was called to order at 3:42 p.m. by President Chuck Evans, who chaired the meeting. Those in attendance were:

Directors present:

Chuck Evans	Goleta Water District
Das Williams	City of Santa Barbara
Jan Abel	Montecito Water District
Bob Lieberknecht	Carpinteria Valley Water District

Others present:

Kate Rees	William Hair
Chip Wullbrandt	Janet Gingras
Charles Hamilton	Brett Gray
Tom Mosby	Alex Keuper
Chris Dahlstrom	David McDermott
Gary Kvistad	Rebecca Bjork
Doug Brown	Dave Houston (via phone)

2. Public Comment

There were no comments from the public.

3. Consent Agenda

a. Minutes:

September 22, 2008 Regular Board Meeting

b. Investment Funds

Financial Report
Investment Report

c. Payment of Claims

Director Williams moved to approve the Consent Agenda, seconded by Director Lieberknecht, passed 6/0/1, Director Loudon abstained.

c. Consider MOU for Administration of Santa Barbara Countywide Proposition 50 Grant Funding and Reporting

Director Williams moved to approve a Memorandum of Understanding with the Santa Barbara County Water Agency for the administration of Proposition 50 grant funding and reporting, seconded by Director Abel, passed 6/0/1, Director Loudon abstained.

8. Results of 2008 Lake Cachuma Bathymetric Survey

Ms. Rees included in the board packet a summary of the Lake Cachuma Bathymetric Survey completed by MNS in September 2008. Compared to the last survey completed in 2000, Cachuma Reservoir has experienced a water storage capacity loss of 1,394 acre feet at elevation 750 feet.

9. Reconsideration of Quagga Mussel Cost Sharing Proposal

Ms. Rees reported that the COMB Board had discussed providing \$60,000 as a one time payment to the County Parks Department to offset costs for the Quagga mussel inspections and prevention program. A revised projected expenditure sheet is attached which had been provided by Dan Hernandez, County Parks Director.

Director Williams moved to approve a one time \$60,000 contribution contingent upon an indemnification agreement and receiving from the County a written proposal of their program and how it will pay for itself in the future, seconded by Director Evans, passed 6/1/0, Director Abel voted no.

10. Consider MOU Between COMB and CCRB Regarding the Coastal Conservancy's Grant Agreement with CCRB for Quiota Creek Fish Passage Project at Crossing 6

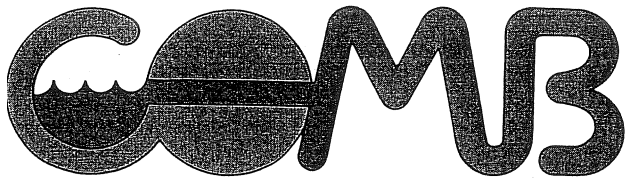
This item was discussed during the CCRB meeting so no further discussion was needed.

Director Williams moved to approve the MOU between CCRB and COMB regarding Coastal Conservancy Grant for Quiota Creek Crossing 6 Fish Passage Project as revised, seconded by Director Lieberknecht, passed 7/0/0.

11. Consider Participating in Santa Barbara Historical Museum's Historic Santa Barbara: An Illustrated History

Ms. Rees reported that consideration of this item was carried forward from the September Board meeting.

Director Williams moved to enter into an agreement with the Santa Barbara Historical Society to sponsor 2 pages in the profile section of a new book entitled Historic Santa Barbara: An Illustrated History and to approve an expenditure of



CACHUMA OPERATION AND MAINTENANCE BOARD

3301 LAUREL CANYON ROAD
SANTA BARBARA, CALIFORNIA 93105-2017
TELEPHONE (805) 687-4011

November 24, 2008

Mr. Salud Carbajal, Chair
Santa Barbara County Board of Supervisors
105 E. Anapamu Street
Santa Barbara, CA 93101

RE: Cost Sharing for Quagga/Zebra Mussel Inspection Program

Dear Mr. Carbajal:

Over the last few months, the Cachuma Operation & Maintenance Board (COMB) has discussed your request to provide financial assistance to the County for its Quagga/Zebra mussel inspection and prevention program at Lake Cachuma. As I believe you are aware, there have been several concerns raised by some of COMB's Directors with doing so. This necessitated consideration of cost sharing for the program by the individual Cachuma Member Unit Boards prior to COMB being able to vote on this issue.

I am pleased to inform you that the COMB Board did approve a contribution of \$60,000 to the Santa Barbara County Parks Department at its October 27, 2008 Board meeting. This amount is based on the revised estimated annual cost of the inspection program, and provides about one third of those costs as recommended by Dan Hernandez at our special Board meeting held July 21, 2008. The contribution will be made with the understanding that the program will be at the highest level as outlined by Mr. Hernandez in the attached scope of work.

However, this was approved by the COMB Board as a one time only contribution with the following conditions:

1. The Member Units believe that it is inequitable for the Cachuma Project water rate payers to bear an additional cost for this program over and above that paid by all County residents. However, they also understand that it would be difficult for the County to raise boat fees sufficiently high enough to fully fund the program immediately. Therefore, we request that the County Parks Department provide COMB with a written plan showing how the Quagga/Zebra mussel inspection and prevention program will be fully funded through boat fees, or other Park revenues, in a phased approach over time.

RECEIVED

DEC 03 2008

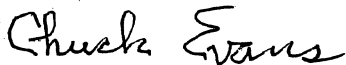
*Carpinteria Valley Water District
City of Santa Barbara
Goleta Water District
Montecito Water District
Santa Ynez River Water Conservation District, Improvement District #1
General Manager/Secretary of the Board, Kathleen A. Rees*

1ST DISTRICT OFFICE
Attachment 2A

2. Although we commend the County for implementing a Quagga/Zebra mussel inspection and prevention program, there is still the very real possibility of an infestation occurring in future that would have a devastating impact on the Cachuma Project water delivery facilities. Neither COMB nor its Member Units have any responsibility for the recreational activities allowed at Lake Cachuma. Those contractual activities and related obligations rest with the U.S. Bureau of Reclamation and the County Parks Department. By making this contribution, COMB and its Member Units are making no determination as to the adequacy of current protocols to protect the Cachuma Project water delivery facilities from infestation. In addition, by making this contribution, COMB is not excusing the County for any responsibility to COMB or its Member Units should there be any future infestation of Quagga or Zebra mussels at Lake Cachuma.

Please feel free to contact Kate Rees, COMB's General Manager, if you have any questions.

Sincerely,



C. Charles Evans
President

cc: Dan Hernandez, Director, County Parks Department
Terri Maus-Nisich, Assistant CEO, County of Santa Barbara
Michael Jackson, U.S. Bureau of Reclamation
William Hair, Nordman, Cormany, Hair & Compton

kr.comb/quagga/quagga_COMB decision ltr to SCarbajal_111208

Market Comparison of Proposed Fee Adjustments and Boat Washing Procedures

Lakes and Fees	Castaic Lake (LA County)	Lake Casitas (Ventura County)	Lake Lopez & Santa Margarita Lake (San Luis Obispo County)	Lake Nacimiento (San Luis Obispo County)	Lake San Antonio (Monterey County)	Lake Isabella (Kern County)	Lake Piru (Ventura County)	Cachuma Lake (Current)	Cachuma Lake (Proposed)
Daily Boat Launch Fee	\$10	\$10	\$7	\$6	\$6	\$5	\$10	\$8	\$13
Annual Boat Launch Fee	\$130	\$125	\$70	\$85	\$85	\$45	\$95	\$65	\$120
Annual Senior/Disabled/Travel Club Member Boat Launch Fee	None	None	\$63	None	None	None	None	\$55	\$100
Inspection	No	Yes	Yes	No	No	No	Yes	Yes	Yes
Washing	No	No	Yes	No	No	No	No	Yes	No
Tagging	No	Yes	Yes	No	No	No	Yes	Yes	Yes
Procedures	No inspection or wash. Staff verbally asks if boat has been in infested waters. If so, a 30-day quarantine is imposed.	No wash. Automatic 10-day quarantine after inspection.	Inspection and wash performed. Quarantine time is determined by park ranger, if boat is coming from infested waters.	Ranger performs random inspections.	Aggressive public awareness program.	No inspection. The State Department of Fish & Game is in charge of the public awareness program.	Inspection occurs at entrance gate before payment of fees. No quarantine imposed, whether boat passes or fails inspection.	Inspection occurs at entrance gate before payment of fees. A minimum 14-day quarantine imposed, if boat fails inspection.	Inspection occurs at entrance gate before payment of fees. A minimum 14-day quarantine imposed, if boat fails inspection.

Projected and Estimated Fiscal Impacts of Quagga Mussel Boat Launch Program

	FY 2007-08 (March - June)		FY 2008-09 (July - Sept)		FY 2008-09 (Projected)		FY 2008-09 (Projected)		FY 2009-10 (Estimated)		FY 2009-10 (Estimated)	
	Initial Inspection, Tagging, & Washing Program Revenue:	Inspection, Tagging, & Washing Program Revenue:	Current Inspection, Tagging, & Washing Program Revenue:	Inspection, Tagging, & Washing Program Revenue:	Projected Inspection, Tagging, & Washing Program Revenue:*	Projected Inspection & Tagging Program Revenue:**	Difference No Washing Program Revenue:	Projected Inspection, Tagging, & Washing Program Revenue:*	Projected Inspection & Tagging Program Revenue:**	Difference No Washing Program Revenue:	Projected Inspection & Tagging Program Revenue:**	Difference No Washing Program Revenue:
\$13 Launch Fee, \$20 Boat Wash Fee, \$120 & \$100 Annual Launch Fee	\$ -	\$ -	\$ -	\$ 21,900	\$ 16,800	\$ (5,100)	\$ 65,700	\$ 50,500	\$ (15,200)			
County of SB Water Agency Ongoing Contribution (1/3 of Direct Staff, Services, Supplies, Public Outreach, & Educ., Including Dprtmntl Indrct Cst Rate of 35.83%.)	\$ -	\$ -	\$ -	\$ 51,000	\$ 51,000	\$ -	\$ 51,000	\$ 51,000	\$ -			
Total Revenues	\$ -	\$ -	\$ -	\$ 72,900	\$ 67,800	\$ (5,100)	\$ 116,700	\$ 101,500	\$ (15,200)			
Direct Administrative Staff: Dir., Asst Dir., Bus. Mngr, & Offc Sprvsr.	Expenditures: \$ 3,921.39	Expenditures: \$ 3,440.56	Expenditures: \$ 3,440.56	Expenditures: \$ 13,800	Expenditures: \$ 13,800	Expenditures: \$ -	Expenditures: \$ 13,800	Expenditures: \$ 13,800	Expenditures: \$ -			
Direct Operations Staff: Oprtns Mngr, Naturalist (mussel monitoring, public education & outreach), Inspectors, Taggers, & Washers.	75,186.62	38,695.08	38,695.08	154,800	106,900	(47,900)	154,800	106,900	(47,900)			
Services, Supplies, Public Outreach, & Educ.	\$ 11,610.72	\$ 183.14	\$ 183.14	\$ 8,700	\$ 5,800	(2,900)	\$ 8,700	\$ 5,800	(2,900)			
Total Expenditures	\$ 90,718.73	\$ 42,318.78	\$ 42,318.78	\$ 177,300	\$ 126,500	\$ (50,800)	\$ 177,300	\$ 126,500	\$ (50,800)			
Fiscal Impact	\$ (90,718.73)	\$ (42,318.78)	\$ (42,318.78)	\$ (104,400)	\$ (58,700)	\$ 45,700	\$ (60,600)	\$ (25,000)	\$ 35,600			

*Launch fee, \$8 to \$13 (+63%), boat wash fee \$20 (est. 20% of boats), annual launch fee, \$65 to \$120 (+85%) and senior annual launch fee, \$55 to \$100 (+82%). **No boat wash fee.

Quagga Mussel Protocol Timeline January 2007 to Present and Proposed

Original Protocols January to November 2007	Protocols December 2007 to February 2008	Current Protocols March to Present, BOS Approved	Proposed Protocols
Education and Informational Signage & Hand-outs	Education and Informational Signage & Hand-outs	Education and Informational Signage & Hand-outs	Education and Informational Signage & Hand-outs
Staff Training	Staff Training	Staff Training	Staff Training
Lake Monitoring for Early Detection: Begins Sept 07	Lake Monitoring for Early Detection	Lake Monitoring for Early Detection	Lake Monitoring for Early Detection
Boater Screening	Physical Exterior and Interior Vessel Inspection	Physical Exterior and Interior Vessel Inspection	Physical Exterior and Interior Vessel Inspection
	Vessel Owner signed affidavit and record to data base	Vessel Owner signed affidavit and record to data base	Vessel Owner signed affidavit and record to data base
		Vessel Washing	
		BLT Boat Launch Tag Returning Tag Offered	BLT Boat Launch Tag Returning Tag Offered

RESOLUTION OF THE BOARD OF SUPERVISORS
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA

A RESOLUTION OF THE BOARD OF)
SUPERVISORS OF THE COUNTY OF) RESOLUTION NO. _____
SANTA BARBARA FOR FEES AT)
CACHUMA LAKE AND JALAMA BEACH)

WHEREAS, Cachuma Lake Recreation Area and Jalama Beach Park are devoted to park and recreational purposes; and

WHEREAS, Government Code Section 50402 provides that Santa Barbara County may impose a charge for use or services provided in Santa Barbara County parks and facilities; and

WHEREAS, the charges established by this resolution do not exceed the cost of the services provided at Santa Barbara County parks and facilities; and

WHEREAS, the charges established by this resolution are, to the extent feasible, uniform with charges for similar uses or services established by the Santa Barbara County Board of Supervisors throughout its area of jurisdiction; and

WHEREAS, Government Code Section 50402 provides that Santa Barbara County may by resolution control, regulate, restrict, or close road entrances to the Cachuma Lake Recreation Area and Jalama Beach Park for the purpose of facilitating collection of the charges imposed by this section; and

WHEREAS, Santa Barbara County provides a system of fee collection at Cachuma Lake Recreation Area and Jalama Beach Park which involves regulating and restricting access road entrances and providing an appropriate designated employee and/or collection device to receive said imposed fees; and

WHEREAS, Section 30213 of the Coastal Act, Public Resources Code Section 30000 et seq, provides that lower costs for the visitor and recreational facility of Jalama Beach Park shall be protected, encouraged, and, where feasible, provided; and

WHEREAS, the fees established at Cachuma Lake Recreation Area and Jalama Beach Park are uniform, on the average, with fees established for other similar facilities in the south and central coast areas; and

WHEREAS, the Board of Supervisors finds that the fees referenced herein at the Cachuma Lake Recreation Area and Jalama Beach Park are for the purpose of:

- (1) Meeting operating expenses, including employee wage rates and fringe benefits,
- (2) Purchasing or leasing supplies, equipment, or materials,
- (3) Meeting financial reserve needs and requirements, and
- (4) Obtaining funds for capital projects necessary to maintain service within the existing service area.

WHEREAS, the establishment of the fees referenced herein at the Cachuma Lake Recreation Area and Jalama Beach Park is found by the Board of Supervisors to be exempt from CEQA review pursuant to Title 14, California Code of Regulations, Section 15273, inasmuch as the establishment of the modified rate structure is for the purpose of:

- (1) Meeting operating expenses, including employee wage rates and fringe benefits,
- (2) Purchasing or leasing supplies, equipment, or materials,
- (3) Meeting financial reserve needs and requirements, and
- (4) Obtaining funds for capital projects necessary to maintain service within the existing service area.

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

1. The Board of Supervisors approves and adopts the attached schedule of fees (Exhibit A) for the Cachuma Lake Recreation Area and Jalama Beach Park, incorporated herein by this reference.

2. The schedule of fees (Exhibit A) adopted by this resolution is to be effective on April 1, 2009.

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PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara,
State of California, this 24th day of February, 2009, by the following vote.

AYES:

NOES:

ABSTAIN:

ABSENT:

Joseph Centeno, Chair of the Board of Supervisors
County of Santa Barbara

ATTEST:

Michael F. Brown
Clerk of the Board of Supervisors

By: _____
Deputy Clerk

APPROVED AS TO FORM:
ROBERT W. GEIS
Auditor-Controller

By: _____
Auditor-Controller

APPROVED AS TO FORM:
DENNIS MARSHALL
County Counsel

By: _____
Deputy County Counsel

EXHIBIT A

CACHUMA LAKE RECREATION AREA

<u>FEE DESCRIPTION</u>	<u>FEE AMOUNT</u>	
<u>Park Fees</u>		
<u>Members*</u>		
Day Use Vehicle Entry	\$ 8.00	\$ 8.00
Daily Boat Launch	13.00	13.00
Hiker/Biker	5.00	5.00
Basic Camping	20.00	18.00
Camping with Hookups	30.00	28.00
<u>Yurts</u>		
Non-refundable Reservation Fee (per unit)	15.00	15.00
Yurt – 16’ (sleeps six)	70.00	70.00
Yurt – 14’ (sleeps five)	60.00	60.00
Joiner (Additional Vehicle in Campsite)	10.00	10.00
Dogs – Daily	3.00	3.00
Bus/Commercial	35.00	35.00
Pool Use	2.00/hour	2.00/hour
<u>Weekly Fees</u>		
<u>Members*</u>		
Basic Camping – 4/1 to 9/14	\$ 140.00	\$ 126.00
Basic Camping – 9/15 to 3/31	120.00	108.00
Camping with Hookups – 4/1 to 9/14	210.00	196.00
Camping with Hookups – 9/15 to 3/31	180.00	168.00
<u>Annual Passes</u>		
<u>Members*</u>		
Day Use Vehicle Entry	\$ 65.00	\$ 45.00
Day Use Second Vehicle Entry – maximum of one additional annual pass per family	10.00	10.00
Boat Launch	120.00	100.00
<u>Guest Services</u>		
Monthly Trailer Storage	\$ 75.00	
Annual Trailer Storage	700.00	
Recreation Hall	150.00	
<u>Eagle and Wildlife Cruises</u>		
Adult	15.00	
Child (12 and Under)	7.00	
School Groups & Youth Organizations	5.00	

*Travel clubs honored are AAA, Good Sam Club, and Family Motor Coach Association. No duplicate discounts.

GROUP AREA CAMPING

<u>Fee Description</u>	<u>Fee Amount</u>
Non-refundable Reservation Fee (per group area)	\$ 25.00

Regular Rates

<u>Name of Group Area</u>	<u>Two-Night Minimum Camping Fee</u>	<u>Each Additional Night</u>
Barona Butte	\$320.00	\$160.00
Barona Shores	320.00	160.00
Apache Sunrise	600.00	300.00
Pawnee Plateau	600.00	300.00
Apache Pines/with water & electrical	900.00	450.00
Dakota Plains	800.00	400.00
Mohawk Shores	880.00	440.00
El Dorado Vista	1,000.00	500.00
Lanford Memorial Grove	1,200.00	600.00

School & Youth Group Rates

<u>Name of Group Area</u>	<u>Two-Night Minimum Camping Fee</u>	<u>Each Additional Night</u>
Barona Butte	\$288.00	\$144.00
Barona Shores	288.00	144.00
Apache Sunrise	540.00	270.00
Pawnee Plateau	540.00	270.00
Apache Pines/with water & electrical	780.00	390.00
(school & youth group rates do not apply)		
Dakota Plains	720.00	360.00
Mohawk Shores	792.00	396.00
El Dorado Vista	900.00	450.00
Lanford Memorial Grove	1,080.00	540.00

LIVE OAK CAMP

GROUP CAMPING*

<u>Fee Description</u>	<u>Fee Amount</u>
Non-refundable Reservation Fee	\$ 100.00

<u>Fee Description</u>	<u>Two-Night Minimum</u>	<u>Each Additional Night</u>
Camping Fee	\$1,500.00	\$750.00

*All group camping uses are subject to reimbursables (e.g., site clean-up, trash disposal, security services, etc.).

SPECIAL EVENTS (Concerts, Festivals, etc.)

<u>Fee Description</u>	<u>Fee Amount</u>
Non-refundable Reservation Fee	\$ 100.00

<u>Fee Description</u>	<u>Fee Amount</u>
Base Rent per Day	\$3,500.00*
Facility Use Fee	1.50/ticket**

All special event uses are subject to reimbursables (e.g., site clean-up, trash disposal, security services, etc.).

*The \$3,500 base rent may vary depending on the use and duration of the event.

**The \$1.50 fee is a surcharge on each ticket sold for large commercial events held at Live Oak Camp (e.g., Live Oak Festival, Blues Festival, Renaissance Faire, etc.). Proceeds are used to fund facility improvements at Live Oak Camp.

JALAMA BEACH PARK

<u>FEE DESCRIPTION</u>	<u>FEE AMOUNT</u>	
	<u>Regular</u>	<u>Senior/Disabled/Travel Club</u>
<u>Park Fees</u>		
<u>Members*</u>		
Day Use Vehicle Entry	\$ 8.00	\$ 8.00
Basic Camping	20.00	18.00
Camping with Hookups	30.00	28.00
Joiner (Additional Vehicle in Campsite)	10.00	10.00
Dogs – Daily	3.00	3.00
Bus/Commercial	35.00	35.00
<u>Weekly Fees</u>		
<u>Members*</u>		
Basic Camping – 4/1 to 9/14	\$140.00	\$126.00
Basic Camping – 9/15 to 3/31	120.00	108.00
Camping with Hookups – 4/1 to 9/14	210.00	196.00
Camping with Hookups – 9/15 to 3/31	180.00	168.00
<u>Annual Passes</u>		
<u>Members*</u>		
Day Use Vehicle Entry	\$ 65.00	\$ 45.00
Day Use Second Vehicle Entry – maximum of one additional annual pass per family	10.00	10.00
<u>Group Area Camping (Rates per Night)</u>		
Non-refundable Reservation Fee (per group area)	\$ 25.00	
Group Camping Area C (year-round)	160.00	
Group Camping Area D (year-round)	160.00	

*Travel clubs honored are AAA, Good Sam Club, and Family Motor Coach Association. No duplicate discounts.

NOTICE OF EXEMPTION

TO: Santa Barbara County Clerk of the Board of Supervisors

FROM: County Parks

Based on a preliminary review of the project the following activity is determined to be exempt from further environmental review requirements of the California Environmental Quality Act (CEQA) of 1970, as defined in the State and County Guidelines for the implementation of CEQA.

APN(s): 145-160-072; 141-029-054 Case No.: N/A

Location: Cachuma Lake Recreation Area

Project Title: User Fee Adjustments

Project Description: Revision to current fee schedules for camping, facility and day use fees per the attached schedule of fees at Cachuma Lake Recreation Area.

Exempt Status: (Check one)

- Ministerial
Statutory
Categorical Exemption
Emergency Project
No Possibility of Significant Effect [§15061(b,3)]

Cite specific CEQA Guideline Section: Section 15273 (a), (1), (2), (3), and (4).

Reasons to support exemption findings (attach additional material, if necessary):

Refer to attached Schedule of Fees. The revenue from the fees will not be used to fund expansion of existing capital facilities.

Department/Division Representative [Signature] Date 1/29/09

Note: A copy must be filed with the County Clerk of the Board after project approval and posted by the Clerk of the Board for a period of 30 days to begin a 35 day statute of limitations on legal challenges.

Distribution: Richard Corral
Project file (when P&D permit is required)

Date File of Counter Clerk