



BOARD OF SUPERVISORS  
AGENDA LETTER

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


**Agenda Number:**

**Submitted on:**  
(COB Stamp)

**Department Name:** Planning &  
Development  
**Department No.:** 053  
**For Agenda Of:** May 11, 2021  
**Placement:** Administrative  
**Estimated Tme:** N/A  
**Continued Item:** No  
**If Yes, date from:**  
**Vote Required:** Majority

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**TO:** Board of Supervisors

**FROM:** Department Lisa Plowman, Director, Planning and Development  
Director(s): (805) 568-2086 

Contact Info: John Zorovich, Deputy Director, Energy, Minerals & Compliance  
Division (805) 568-2519

**SUBJECT:** Coastal Resource Enhancement Fund - Grant Contract with Santa Barbara  
Wildlife Care Network and Amendment No. 2 with Santa Maria Valley  
Discovery Museum, All Districts

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**County Counsel Concurrence:**

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

**Auditor-Controller Concurrence:**

As to form: Yes

**Recommended Actions:**

That the Board of Supervisors:

- a. Approve and authorize the Chair to execute the attached Coastal Resource Enhancement Fund contract with the Santa Barbara Wildlife Care Network, in the amount of \$36,176, to purchase a truck for transporting seabirds and purchase equipment towards caring for seabirds, for the period of May 11, 2021 to September 1, 2021, All Districts (Attachment A).
- b. Approve and authorize the Director of Planning and Development, or designee, to take the following actions for the Santa Barbara Wildlife Care Network contract (Attachment A):
  - i. Extend performance in accordance with Section 3 for up to and not to exceed a period of one year for good cause;
  - ii. Approve project changes in accordance with Section 5, including changes to project descriptions, reduction in the overall project budgets or change in budget items of 10 percent or more; and

- iii. Terminate the contract in accordance with Section 4 and Section 14 for failure to provide matching funds/in-kind services.
- c. Approve and authorize the Chair to execute the attached Amendment No. 2 to the Coastal Resource Enhancement Fund contract with the Santa Maria Valley Discovery Museum to extend the contract performance date to June 1, 2022, Fifth District (Attachment B).
- d. Determine that the allocations of the CREF grants are exempt from CEQA pursuant to Section 15378(b)(5) of the State Guidelines for the implementation of the California Environmental Quality Act.

### **Summary Text:**

**Recommended Actions a & b.** The Santa Barbara Wildlife Care Network (SBWCN) would use the \$36,176 CREF award towards purchasing a truck that would be used to safely transport birds to the International Bird Rescue facility in San Pedro. In addition, the award would help purchase net-bottom ventilated enclosures, heating systems, syringes and industrial tub tables with temperature and pressure control to aid seabirds who have been oiled or injured. The total cost of the project is \$58,296, and SBWCN has secured an additional \$22,120. Attachment A contains the contract with SBWCN, and the contract includes several provisions that allow minor administrative tasks to be handled by the Director of Planning & Development or designee (outlined in Recommended Action b).

**Recommended Action c.** Santa Maria Valley Discovery Museum (SMVDM) requests a one-year time extension for its CREF contract's performance date due to the Museum being closed via the state pandemic mandate. Amendment No. 2 to SMVDM's contract would extend the performance date by one year from June 1, 2021 to June 1, 2022. SMVDM states that the Museum is still closed and is currently working on a reopening schedule. SMVDM has completed the bulk of the contract's project description (installation of the coastal exhibit) but has the remaining tasks of preparing educational program material and holding a grand opening for the exhibit. It is very likely that SMVDM will complete these tasks before June 1, 2022. However, because of the uncertainties associated with COVID-19 and the re-opening of the Museum to the public, staff believes it is reasonable to extend the date for one year. Attachment B contains this Amendment No. 2.

**Recommended Action d.** Executing a CREF contract and an Amendment does not meet the definition of a "project" pursuant to CEQA Guidelines Section 15378(b)(5). This section exempts government administrative activities that will not result in direct or indirect physical changes in the environment.

### **Background:**

At the June 18, 2019 Board of Supervisors hearing, the Board of Supervisors awarded 8 grants from the combined 2018-19 CREF cycle and directed staff to return to the Board with the contractual agreements. The contract in Attachment A executes the 2018-19 CREF award with the Santa Barbara Wildlife Care Network as described above.

At the November 19, 2019 Board of Supervisors hearing, the Board entered into a contract with the Santa Maria Valley Discovery Museum (SMVDM) to award a \$25,000 CREF grant to fabricate and install a coastal pier exhibit for its interactive children's museum in Santa Maria. The Board also authorized that the Director of Planning and Development (P&D) could extend SMVDM's contract performance date up to one year for good cause. The P&D Director approved Amendment No. 1 to the contract with SMVDM on June 1, 2020 to extend the contract performance one year to June 1, 2021 due to the Museum closure and the shelter-at-home mandate from the State of California in March 2020 (Attachment C).

The County established CREF to mitigate the environmental impacts of offshore oil and gas development and transportation projects. Mitigation is provided through CREF for impacts to four categories of coastal resources: recreation, tourism, aesthetics, and environmentally sensitive resources. The County must ensure that CREF fees are used to mitigate those impacts, according to conditions of approval on projects and the CREF Guidelines.

**Fiscal Analysis:**

Federal Fees					
Other: CREF			\$		36,176.00
Total	\$	-	\$	-	\$ 36,176.00

Budgeted: Yes

The CREF award contract to the Santa Barbara Wildlife Care Network and the CREF Contract Amendment No. 2 included as Attachments A and B, respectively do not involve County property or ongoing costs. The contracts associated with CREF awards are funded by mitigation fees paid annually by developers of offshore oil and gas reserves.

CREF creates no fiscal impact on the County general fund budget. CREF is funded by mitigation fees paid annually by developers of offshore oil and gas reserves. Funding for CREF is budgeted in the Planning & Development Department’s Coastal Mitigation Budget Program on page D-294 of the County of Santa Barbara Fiscal Year (FY) 2020-21 adopted budget, and is fully supported by funds in the Coastal Resource Enhancement Fund. Administration of CREF includes preparation of the annual status report; solicitation and evaluation of grant proposals and recommendation of grant awards to the Board of Supervisors; preparation, monitor and enforcement of CREF grant contracts; preparation and monitor of the CREF budget; and reassessment of CREF fees.

**Key Contract Risks:**

Risk analysis of the contract in Attachment A determined that it would be a low risk: the contract amount is \$100,000 or less; the performance period is less than two years; the complexities of the contract requirement are low; and the contract is not controversial.

**Special Instructions:**

Clerk of the Board will forward a copy of the contract (including Exhibits A and B of the contract) and a copy of Amendment No. 2 to Kathy McNeal Pfeifer of the Planning and Development Department, Energy, Minerals & Compliance Division, who will mail copies of the contract/amendment to the grantees and request the Auditor Controller to pay the contract award.

**Attachments:**

- A: Contract with Santa Barbara Wildlife Care Network
- B: Amendment No. 2 with the Santa Maria Valley Discovery Museum Contract

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*Two CREF Contracts*

C: Santa Maria Valley Discovery Museum CREF Contract and Amendment No. 1

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## Attachment A

Contract with Santa Barbara Wildlife Care Network

## Attachment B

Amendment No. 2 with the Santa Maria Valley Discovery Museum Contract

Attachment C

Santa Maria Valley Discovery Museum Contract  
and Amendment No. 1