



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

#1

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

Department Name: CEO
Department No.: 012
For Agenda Of: 2/3/2009
Placement: Departmental
Estimated Tme: 5 minutes on 2/3/09
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Michael F. Brown, County Executive Officer
Director(s)
Contact Info: Terri Nisich, Assistant County Executive Officer, 568.3412 (1/502)
SUBJECT: Appointments to Indian Gaming Local Community Benefit Committee

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: N/A

Other Concurrence: Select_Other

As to form: Select_Concurrence

Recommended Actions:

- (A) Approve the appointment of Linda Jackson as the City of Solvang representative to the Indian Gaming Local Community Benefit Committee for the term of February 1, 2009- February 1, 2010.
- (B) Appoint two representatives to the Indian Gaming Local Community Benefit Committee for the term of February 1, 2009- February 1, 2010.

Summary Text:

Senate Bill 621, chaptered into law in 2003, establishes an Indian Gaming Local Community Benefit Committee ("Committee") in each county where Indian gaming is conducted. The primary purpose of the Committee is to select grants to support local government agencies impacted by tribal gaming using funds from the Tribal Gaming Casino Account. This bill also specified the composition of the Committee: two County representatives, two representatives from the Santa Ynez Band of Chumash Indians and three elected representatives from the City of Solvang. However, Assembly Bill 158 was chaptered into law on September 30, 2008 and made changes to the formation of the Committee. Specifically, if only one city is located within four miles of the tribal casino and the same casino is located entirely within the unincorporated area of the county, then only one elected representative from the city shall serve on the Committee. Consequently, the City of Solvang shall have only one representative on the Committee instead of the previous three representatives.

The legislation does not account for such a circumstance whereby city representation is reduced to one representative in terms of overall composition of the Committee. The legislation still requires the Committee to be composed of seven (instead of five) members. Therefore, two additional representatives must be appointed to the Committee based upon mutual agreement by the County Board

Appointments to Indian Gaming Local Community Benefit Committee

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of Supervisors and the Santa Ynez Band of Chumash Indians, per Government Code Section 12715(b)(2)(B),

Background:

This item is on the Board's agenda to appoint three representatives to the Committee, including one elected representative from the City of Solvang. The Solvang City Council appointed Linda Jackson as the Committee representative at its December 29, 2008 meeting.

The County Executive Office, as administrator of the Committee, solicited applications for the Committee vacancies and received letters of interest from four residents. The applications for the four individuals interested in serving on this Committee are attached for consideration. The individuals are:

1. Hans Duus: Solvang resident and recently elected Solvang City Councilmember.
2. Craig Geyer: Goleta resident serving on the Boards of various special districts in Goleta.
3. Russ Hicks: Buellton resident currently serving as Mayor of Buellton.
4. Jim Richardson: Solvang resident currently serving as Mayor of Solvang and previous representative to the Committee.

Per Government Code Section 12715(b)(2)(B), local representation may be selected upon mutual agreement by the County Board of Supervisors and the Santa Ynez Band of Chumash Indians. County staff has forwarded these applications to the Santa Ynez Band of Chumash Indians for consideration. Santa Ynez Band of Chumash Indians recommend the Board of Supervisors consider appointing Solvang Councilmember Hans Duus and Buellton Mayor Russ Hicks as the two at large representatives to the Committee (see attached letter).

The Board of Supervisors has the authority to appoint any of the four applicants to the Committee during its February 3, 2009 meeting. Once the appoints are made, the Committee will meet to review grant applications and award the Fiscal Year 2008-09 allocation to the Special Distribution Fund.

Fiscal and Facilities Impacts:

Budgeted: Yes

Fiscal Analysis:

Narrative: The cost associated with administering this Committee is borne by existing County staff (County Executive Office and County Counsel). The purpose of this Committee is to select grants to award to local government agencies impacted by tribal gaming. The County has historically received grants for fire and law enforcement services.

Staffing Impacts:

N/A

Special Instructions:

Attachments

Appointments to Indian Gaming Local Community Benefit Committee

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1. Four Letters of Interest
2. Letter on recommended at large members from Santa Ynez Band of Chumash Indians

Authored by:

Sharon Friedrichsen, Assistant to the CEO, 568.3107

CC:

Clerk of the Board to provide a copy of the minute order to Stephanie Fodor, County Executive Office.

Kevin Ready, County Counsel

Chairman Armenta, Santa Ynez Band of Chumash Indians

Sam Cohen, Tribal Administrator, Santa Ynez Band of Chumash Indians

Brad Vidro, City Manager, City of Solvang

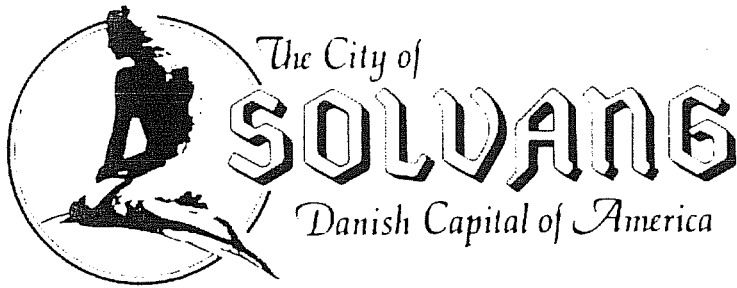
Linda Jackson, Councilmember, City of Solvang

Hans Duus, Councilmember, City of Solvang

Jim Richardson, Mayor, City of Solvang

Russ Hicks, Mayor, City of Buellton

Craig Geyer



2009 JAN 05 PM 2:29

January 2, 2009

County Executive Office
105 East Anapamu Street, Room 406
Santa Barbara, Ca. 93101

The City of Solvang would like to submit two names that have expressed an interest for consideration of becoming at large members of the Indian Gaming Community Benefit Committee.

Jim Richardson,
Solvang, Mayor

City of

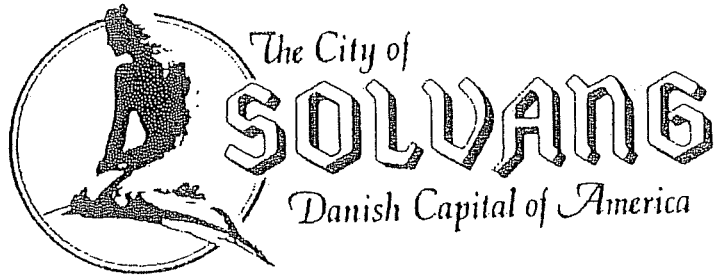
Jim has been a resident of the City of Solvang for over 10 years and has been very active in City affairs. He would be interested in seeing the special distribution funding truly offset the impact the Casino has on the community. He served as a past member of the Indian Gaming Community Benefit Committee.

Hans Duus,
City of Solvang, Councilmember

Hans is born and raised in the City of Solvang. He has deep roots in the community and a comprehensive understanding of the culture and the various needs. He understands that the success of our City is dependent upon the success of the Santa Ynez Valley as a whole. As a newly elected member of City government he has a desire to serve on Boards and Committees, especially the Indian Gaming Community Benefit Committee.

Sincerely,

Brad Vidro
City Manager



January 21, 2009

County Executive Office
105 East Anapamu Street, Room 406
Santa Barbara, Ca. 93101

To Whom It May Concern:

I would like to express my interest in serving as the member at large on the Indian Gaming Benefit Committee.

Having been born and raised in the City of Solvang, I have deep roots in the community and a comprehensive understanding of the culture and the various needs. I understand the success of our City is dependent upon the success of the Santa Ynez Valley as a whole.

As a newly elected member of the Solvang City Council, I have the desire to be involved on various Boards and Commissions, and would welcome the opportunity to serve on the Indian Gaming Benefit Committee.

Sincerely,

A handwritten signature in black ink, appearing to read "Hans Duus", written over a horizontal line.

Hans Duus
Council Member

Jim Richardson

2008 JAN -5 PM 2:35

December 30, 2008

Clerk of the Board of Supervisors
105 East Anapamu Street
Santa Barbara, CA 93101

Subject: Santa Barbara County Indian Gaming Local Community Benefit Committee Vacancy

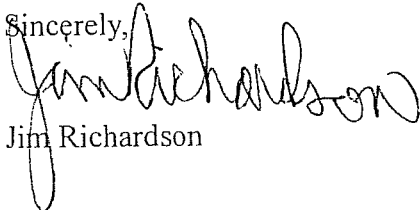
I am applying for an 'at large' position on the subject committee. I am a resident of Solvang for 10 years, participate in civic activities and am interested in seeing that SDF monies adequately mediate the impact of Chumash Casino in and about Solvang.

I was a member of the Solvang Planning Commission, the Solvang Parks and Recreation Commission, a past member of the Santa Barbara Indian Gaming Local Benefit Committee, a Solvang City Councilman, a member of the Board of SBCAG, a member of the Board of SBAPCD, and am currently the Mayor of Solvang.

Please contact me at the above address or Telephone

My E-mail address is:

Sincerely,



Jim Richardson

To: Santa Barbara County Executive Office

From: Craig Geyer

Subject: Vacancy – Santa Barbara County Indian Gaming Local Community Benefit Committee

I am interested in serving on the SBC Indian Gaming Local Community Benefit Committee and request that I be considered for appointment to the noticed vacancy. I have a broad understanding of County government and involvement with Committee / Board procedures and functions.


Currently I serve on the following Committees and Boards;

- *Goleta Cemetery Trustee – Board President
- *Goleta West Sanitary District - Board of Directors
- *Santa Barbara County Redevelopment Agency, Isla Vista Project Area Committee, (PAC) – Chairperson
- * SBC Treasury Oversight Committee member
- *Isla Vista Public Improvement Corporation, public non-profit, Trustee

I have attended and am certified in the following classes;

- *California Special Districts Leadership Academy
- *Board Secretary Training
- *Ralph M Brown Act Training
- *AB 1234 Training

Respectfully
Craig Geyer



Russell Hicks

January 5, 2009

County Executive Office
105 East Anapamu Street
Santa Barbara, CA 93101

Re: Letter of Interest – Santa Barbara County Indian Gaming Local Community
Benefit Committee

Dear Sir:

Please consider this a letter of interest regarding a position on the Santa Barbara County Indian Gaming Local Community Benefit Committee. As the current Mayor of Buellton and having been an elected official for the past 14 plus years, I feel I have the necessary experience, knowledge, and background to properly perform the Committee responsibilities as specified in Government Code Section 12710 et. seq.

Attached for your information is a biography and resume. My contact information is cell phone: _____; email: _____ and mailing address: _____

Thank you for your consideration of my interest in serving on the Indian Gaming Local Community Benefit Committee. Please do not hesitate to give me a call if there are questions.

Sincerely,



Russ Hicks

2009 JAN -05 11:11:49



Santa Ynez Band of Chumash Indians

P.O. Box 517 • Santa Ynez, CA 93460
805-688-7997 • Fax 805-686-9578
www.santaynezchumash.org

BUSINESS COMMITTEE
Vincent Armenta, *Chairman*
Richard Gomez, *Vice Chairman*
Kenneth Kahn, *Secretary/Treasurer*
David D. Dominguez, *Committee Member*
Gary Pace, *Committee Member*

January 8, 2009

The Honorable Joe Centeno
Chairman, Santa Barbara County
Board of Supervisors
123 East Anapamu Street
Santa Barbara, CA 93101

RE: Santa Barbara County Indian Gaming Local Community Benefit Committee:
Tribal approval of at large representative applicants

Dear Chairman Centeno and the Board of Supervisors:

The Santa Ynez Band of Chumash Indians ("Tribe") hereby approves the following at large representative applicants to the Gaming Committee (as defined herein):

Background: AB 158

AB 158 has made the following modifications to the selection of representatives to the Santa Barbara County Indian Gaming Local Community Benefit Committee ("Gaming Committee") pursuant to Govt. Code Section 12715(b)(2)(B):

(B) Three elected representatives from cities located within four miles of a tribal casino in the county, selected by the county board of supervisors. In the event that there are no cities located within four miles of a tribal casino in the county, other local representatives may be selected upon mutual agreement by the county board of supervisors and a majority of the tribes paying into the Indian Gaming Special Distribution Fund in the county. When there are no cities within four miles of a tribal casino in the county, and when the Indian Gaming Local Community Benefit Committee acts on behalf of a county where no tribes pay into the Indian Gaming Special Distribution Fund, other local representatives may be selected upon mutual agreement by the county board of supervisors and a majority of the tribes operating casinos in the county. However, if only one city is within four miles of a tribal casino and that same casino is located entirely within the unincorporated area of that particular county, only one elected representative from that city shall be included on the Indian Gaming Local Community Benefit Committee.

Effects of AB 158

The effects of AB 158 are as follows:

1. AB 158 reduces Solvang which is within 4 miles of the Casino but where the County surrounds the Casino from three (3) Gaming Committee representatives to one (1);
2. The Gaming Committee still has seven (7) representatives: 2 from County, 2 from Tribe, 1 from Solvang and now 2 at large representatives. Govt. Code Section 12715(b)(2)(B) requires all representatives to be appointed by County.
3. County and Tribe must agree on at large representatives per Govt. Code Section 12715(b)(2)(B).
4. At large representatives can be from Solvang if Tribe and County agree.
5. New procedure for at large representatives: County will post/publish solicitation for applications, Tribe will review and create Tribally approved short list of candidates and County will pick 2 at large representatives from such short list.

Tribally Approved At Large Representative Applicants

The Tribe hereby approves the following at large Gaming Committee representative applicants:

Hans Duus, Mayor Pro Tem, Solvang City Council; and

Russ Hicks, Mayor, City of Buellton.

Sincerely,



Vincent Armenta,
Tribal Chairman