



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: Planning &
Development
Department No.: 053
For Agenda Of: August 2, 2011
Placement: Administrative
Estimated Tme: N/A
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Glenn S. Russell, Ph.D., 568-2085
Director(s)
Contact Info: Doug Anthony, 934-6559
SUBJECT: Execute Amendment No. 3 to Planning Services Contract (BC-10073) with Rincon Consultants Inc. for Preparation of a SEIR for the Proposed Key Site 3 Development.

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

Yes

Other Concurrence: Risk Management

As to form: Yes

Recommended Actions:

That the Board of Supervisors:

Approve and execute the following amendments to the contract (BC-10073) with Rincon Consultants, Inc. to prepare a Subsequent Environmental Impact Report for SB Clark LLC project:

- a) Increase total maximum contract reimbursement from \$148,464 to \$157,909; and,
- b) Revise the scope of work to provide for additional analysis of the revised project and attendance at hearings.

Summary Text:

SB Clark, LLC, recently submitted a revised project description, reducing the project's original scope to reduce significant environmental impacts and conflicts with the policies of the Orcutt Community Plan. The change in the project description necessitates additional analysis and revisions to the project-specific EIR. The applicant has agreed to these contract revisions.

Rincon is not a local vendor; however, it does have offices in Ventura and San Luis Obispo Counties.

Background:

Rincon completed the proposed final SEIR in March of 2011, and the project has been heard twice by the Planning Commission. During deliberations, the Commissioners individually suggested changes to

the proposed project, which would eliminate policy inconsistencies with the Orcutt Community Plan and reduce several of the project's significant and unavoidable impacts to biological resources. In response, the applicant has indicated that he would make additional revisions to his project description; this contract amendment includes costs to revise the SEIR to analyze these revisions. The first amendments comprised of Director-approved extensions to the term of the contract.

Fiscal and Facilities Impacts:

Budgeted: Yes

Fiscal Analysis: All costs incurred under this contract are funded by the applicant. Rincon Consultants Inc. was originally paid through a purchase order for a maximum amount of \$98,909. In 2009, the Board of Supervisors approved a contract that provided an additional \$49,555 of funding for a maximum amount of \$148,464 to complete work on the SEIR. Additional funds requested beyond those in the current contract total \$9,445 (for a total maximum amount of \$157,909). Of this, a total of \$771.00 remains as contingency funds. Funding is budgeted in the EIR Contracts Program of the Development Review North Division on page D-316 of the adopted 2011-12 budget.

Staffing Impacts: N/A

Special Instructions:

Clerk of the Board will forward a copy of the Minute Order and executed contract to Planning & Development: Attn: Elisa Moser.

Attachments:

Attachment A: Amendment No. 3 to Contract BC-10073

Authored by:

John Zorovich, 934-6297