

SANTA BARBARA COUNTY BOARD AGENDA LETTER



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

Agenda Number:

Prepared on: July 22, 2004
Department Name: Planning & Development
Department No.: 053
Agenda Date: August 3, 2004
Placement: Administrative
Estimate Time: N/A
Continued Item: NO
If Yes, date from:
Document File Name: F:\GROUP\Permitting\Case Files\Trm\01 cases\01trm-00000-00005 Preserve\Staff Report\EIRContractAmd-BoS-ltr.DOC

TO: Board of Supervisors

FROM: Val Alexeeff, Director
Planning & Development Department

STAFF CONTACT: Alan Hanson, Project Planner, 568-2854
June Pujo, Supervising Planner, 568-2056

SUBJECT: Amendment to the contract with Envicom Corporation for preparation of an environmental impact report (EIR) for the proposed Preserve at San Marcos residential project

Recommendation:

That the Board of Supervisors approve and authorize the Chair to execute Change Order No. 1 to the contract with Envicom Corporation in the amount of \$20,000 to fund preparation of the response-to-comments and proposed final EIR necessitated by the significant number of comments received (approximately 570 comments) and substantial changes to the draft EIR required to address said comments for a total not to exceed cost of \$276,790.98.

(Estimated length of hearing: N/A)

Alignment with Board Strategic Plan:

The recommendation is primarily aligned with actions required by law or by routine business necessity.

Executive Summary & Discussion:

A much larger than anticipated number of comments to the draft EIR (DEIR) for the proposed project were received by P&D. Comment letters total approximately 300 pages with approximately 570 different comments. While a topical approach will be utilized where

appropriate for efficiency, many of these comments, including those submitted by the applicant, are quite sophisticated, come from technical experts, and will require a substantial level of further effort on the part of the consultant to adequately address. It should also be noted that many of these comments may require further analyses, field work, and substantial changes to the EIR, though this additional work is not proposed to be funded at this time. The previously approved budget for preparation of the final EIR (FEIR) and response-to-comments is not adequate to cover the cost of this work (please refer to Attachment B, Request for Budget Amendment, Envicom Corporation, dated July 9, 2004). The consultant has requested a contract amendment in the amount of approximately \$60,000, however, the applicant is willing to fund the amendment in the amount of \$20,000 and P&D staff will work closely with the consultant to coordinate the preparation of the final document. As noted above, the \$20,000 requested contract amendment would be used to cover the labor and direct expenses over and above that budgeted for preparation of the final EIR per the approved contract.

Mandates & Service Levels:

No change in programs or service levels would result. The Board-adopted process for using consultant services contracts for EIR preparation is a permissible method under the California Environmental Quality Act (CEQA) and allows the County to meet CEQA-mandated timelines for EIR preparation.

Fiscal & Facilities Impacts:

Costs for consultant preparation and processing of the environmental document are to be borne by the applicant.

Special Instructions:

- Clerk of the Board will forward a copy of the Minute Order to Planning & Development; Attn: Alan Hanson.

Concurrence:

Concurrences regarding the subject contract amendment have been obtained from County Counsel, the Auditor-Controller and GSA/Risk Management.

ATTACHMENTS:

- Attachment A: Contract Amendment
Attachment B: Request for Budget Amendment, Envicom Corporation, dated July 9, 2004.

Attachment B