



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:** General Services  
**Department No.:** 063  
**For Agenda Of:** June 20, 2017  
**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 Janette D. Pell, Director General Services, 568-2626  
Director:  
Contact Info: Joseph Toney, Assistant Director General Services, 568-2678  
**SUBJECT: Goleta Sanitary District Capacity Use Agreement; Second District**

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**County Counsel Concurrence**

As to form: Yes

**Auditor-Controller Concurrence**

As to form: Yes

**Other Concurrence:** Risk Manager and Public Works

As to form: Yes

**Recommended Actions:**

It is recommended that the Board of Supervisors:

- a) Approve the Capacity Use Agreement for Santa Barbara County Facilities within the Goleta Sanitary District (GSD) service area, Second Supervisorial District; and
- b) Determine pursuant to CEQA Guidelines §15378 that the above activities are not a project under the California Environmental Quality Act (Attachment 3).

**Summary Text:**

This item is on the agenda in order to consider the approval of the Capacity Use Agreement (Attachment 1) for Santa Barbara County with the GSD. The County, by previous agreements, has the right to utilize up to a maximum of 1.42% of the total capacity in the GSD's wastewater treatment plant. The GSD has determined that the County properties serviced by the GSD have exceeded the County Capacity Limit. This agreement will address the County's capacity overage.

To rectify the County's Capacity Overage, the County agrees to pay the GSD a fee in the amount of FIVE HUNDRED THIRTY-EIGHT THOUSAND SIX HUNDRED EIGHTY-FIVE DOLLARS (\$538,685). This fee is payable in three annual payments as follows: (1) \$179,561.66 on or before August 1, 2017; (2) \$179,561.67 on or before August 1, 2018; and (3) \$179,561.67 on or before August 1, 2019.

In the event it is determined in the future that the actual capacity from the County properties have increased to a level that exceeds the Capacity Coverage of 19,934,488 gallons per year on average for three (3) consecutive fiscal years (July 1 to June 30), the County agrees to pay an additional Capacity Usage Fee.

**Background:**

On March 3, 1959, the County agreed to have GSD provide sanitary sewer service to certain County properties and facilities located within the eastern Goleta Valley. Over the years, amendments have been made to the agreement but the maximum of 1.42% of the total capacity in the GSD’s wastewater treatment plant has remained constant.

As a result of County campus growth and increased park usage (e.g. Goleta Beach) the County has been using more of the GSD’s plant capacity than it is entitled to under agreements between the parties. This agreement will resolve the over-usage issue whereby the County would be entitled to use a portion of GSD’s capacity in exchange for a payment of \$538,685 in three annual installments. The \$538,685 payment is equivalent of a sewer connection fee for the additional gallons treated. The County will also continue to pay monthly fees based on its usage. The three annual payments will be a utility charge to the Departments contributing to the over-usage based on their proportionate use.

**Fiscal and Facilities Impacts:**

Budgeted: No

**Fiscal Analysis:**

<b><u>Funding Sources</u></b>	<b><u>FY 2017-18</u></b>	<b><u>FY 2018-19</u></b>	<b><u>FY 2019-20</u></b>
Utility ISF(Department Specific)	\$ 179,561.66	\$ 179,561.67	\$ 179,561.67
Total	\$ 179,561.66	\$ 179,561.67	\$ 179,561.67

**Narrative:**

The three annual payments will be a utility charge to the Departments (Attachment 2) contributing to the over-usage based on their proportionate use.

**Special Instructions:**

Please return duplicate original Resolution and Minute Order to Joseph Toney, General Services

**Attachments:**

1. Capacity Use Agreement For Santa Barbara County Facilities (one (1) original and one (1) duplicate original)
2. Annual Payments By Fund and Department
3. Notice of Exemption