



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: CEO
Department No.: 012
For Agenda Of: January 19, 2016
Placement: Departmental
Estimated Time: 30 minutes
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors

FROM: Department Director Mona Miyasato, CEO 568-3400
Contact Info: Renée E. Bahl, ACEO 568-3400
Matthew P. Pontes, General Services Director, 560-1011

SUBJECT: State Comments on Scope Change of SB 1022 Conditional Award; Third Supervisorial District

County Counsel Concurrence

As to form: Yes

Other Concurrence: N/A

Auditor-Controller Concurrence

As to form: N/A

Recommended Actions:

That the Board of Supervisors:

- a) Receive and file an update on information received on the potential use of SB1022 conditionally awarded funding repurposed for mental health facilities or for rehabilitation of existing jail facilities from the Board of State and Community Corrections as directed by the Board on December 8, 2015;
- b) Direct staff to complete all tasks necessary to close out the SB 1022 conditionally awarded project and proceed with sending the State a notice of relinquishment letter and all steps required to relinquish the \$38,976,000 conditional SB1022 award;
- c) Determine that the above recommendations do not constitute a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15378(b)(4) and (5), finding they are government fiscal, organizational, or administrative activities that will not result in direct or indirect physical changes in the environment.

Summary Text:

At the November 17, 2015 Board hearing, the Board of Supervisors voted to continue moving forward with the current direction on the AB900 portion of the Northern Branch Jail facility (a conditional award for a 376-bed facility), but not the SB1022 portion (a conditional award for a 228-bed facility). On December 8, 2015, the Board of Supervisors directed the County Executive Officer or her designee to contact the State of California to request information on the potential use of SB1022 monies specifically for mental health facilities or for rehabilitation of existing jail facilities and to return to the Board with a report no later than February 9, 2016. The Board further directed that the County delay any formal notification to the State regarding the forfeiture of SB1022 monies until after the report is received from the County Executive Officer and that no further work proceed on the existing SB1022 project.

Background:

On December 8, 2015, the Board directed the County Executive Officer to assess the possibility of repurposing the conditional funding award. Specifically, the focus of discussions with the State was to explore the possibility of revising the approved scope of the STAR Project to allow for either:

- a) Design and construction of a facility focused on the treatment of mental health issues, or
- b) Rehabilitation of existing County-owned jail facilities.

On December 11, the County Executive Officer informed the Board of State and Community Corrections (BSCC) of the Board of Supervisors' referral, and on December 21, the County Executive Office and General Services Department participated in a conference call with BSCC Chairperson, their Executive Director, and their Deputy Director. The discussion was informative and direct, with the officials relaying very clearly that using the funds *for any use other than what was proposed in the application* would be problematic.

Our County's SB1022 grant proposal was for an additional 228-bed structure for inmate transitional reentry programs, including two 50-bed transitional programming units, one 64-bed Sheriff Treatment program unit, and a 64-bed unit focused on programming. As submitted, it was ranked and rated against proposals from other medium-sized counties, many of which did not receive the limited funding, and was conditionally awarded.

While the State representatives found the concept of renovating existing jail facilities and/or designing and constructing a facility focused on the treatment of mental health issues a worthy one which may have been originally eligible for consideration under SB1022, they stated that there is no process for rescoring a proposal based on a revised scope, nor for reviewing and approving changes of the scale necessary to repurpose the funds as the Board had directed the County Executive Officer to explore. The State reminded us that our Board signed and submitted a resolution with our SB1022 grant application that affirmed our commitment to that proposal's project design and scope. The project is behind in submission deadlines for the execution of the conditionally awarded SB1022 agreement. The County received preference points for expedited approval of the SB1022 agreement.

Given the Board's December 8 focused directive to explore the two aforementioned options and the Board's November 17 action not to pursue the original SB 1022 scope as submitted and conditionally awarded, as well as the BSCC staff and Chair's input, staff recommends the Board direct staff to

proceed with all administrative tasks necessary to close out the project, including directing the General Services Director to formally inform the BSCC of the County's relinquishment.

Authored by: Renée E. Bahl, Assistant County Executive Officer

cc: Bill Brown, Sheriff - Coroner
Barney Melekian, Undersheriff