



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: County Counsel
Department No.: 013
For Agenda Of: November 2, 2021
Placement: Administrative
Estimated Time: N/A
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors

FROM: Department

Director(s): Rachel Van Mullem, County Counsel (805) 568-2950

Contact Info: Susan McKenzie, Deputy County Counsel (805) 568-2950

SUBJECT: Amendment No. 1 to the Revenue Agreement to provide Legal Services between the County of Santa Barbara and Beach Erosion Authority for Clean Oceans and Nourishment (BEACON)

County Counsel Concurrence

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Recommended Actions:

County Counsel recommends that the Board of Supervisors:

- (a) Approve, ratify, and authorize the Chair to execute the attached Amendment No. 1 to the revenue Agreement to provide Legal Services between the County of Santa Barbara and Beach Erosion Authority for Clean Oceans and Nourishment (BEACON), for the past fiscal year term of July 1, 2020 through June 30, 2021, increasing revenue by \$5,360 for a total revenue of \$17,360; and,
- (b) Determine that the above action is not a "Project" under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5) because it consists of government administrative and fiscal activities that will not result in direct or indirect physical changes in the environment.

Summary Text:

This Amendment No. 1 to the revenue Agreement will allow the County to receive payment for legal services provided last fiscal year during the period of July 1, 2020 to June 30, 2021. BEACON a public agency established under the California Joint Exercise of Powers Act and is governed by the terms of a Joint Powers Agreement and associated bylaws. (Gov. Code §§ 6500 et seq.) BEACON's purpose is to "foster greater cooperation toward the maintenance and enhancement of the beaches within the jurisdiction of BEACON Member Agencies." (Bylaws, Art. 1, § 2.) Santa Barbara County is a member agency of BEACON and provides legal services to BEACON through the Office of County Counsel.

Fiscal and Facilities Impacts:

Budgeted: Yes

Fiscal Analysis:

The Agreement does not have any new fiscal impacts. The Office of County Counsel has been providing legal services to BEACON since its formation in 1986 and it is included within the existing budget as revenue.

Key Contract Risks:

The contract is considered low risk because it contains a clause permitting termination upon a 90-day notice.

Staffing Impacts:

Legal Positions:

0

FTEs:

0

Special Instructions:

Please execute two (2) original Agreements and retain one (1) original Agreement and one (1) Minute Order for pick up by The Office of County Counsel. Please email ABorjas@co.santa-barbara.ca.us when available for pick up.

Attachments:

1. Amendment No. 1 to the Agreement
2. Agreement with BEACON

Authored by:

Susan McKenzie, Deputy County Counsel (805) 568-2957