



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: July 11, 2023
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, Sr. Deputy County Counsel (805) 568-2950
SUBJECT: Amendment No. 1 to BEACON Revenue Agreement FY 22-23; BEACON Revenue Agreement for FY 23-24 to provide Legal Services

County Counsel Concurrence:

As to form: Yes

Auditor-Controller Concurrence:

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

Recommended Actions:

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 period of performance from July 1, 2022 through June 30, 2023, increasing revenue by \$3,000 for a total revenue not to exceed \$15,000; and,
- (b) Approve, ratify, and authorize the Chair to execute the attached revenue Agreement to provide Legal Services between the County of Santa Barbara and BEACON with a period of performance from July 1, 2023 through June 30, 2024 for a projected revenue not to exceed \$15,000; and,
- (c) Determine that the above actions are not a "Project" under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5) because the actions consist of government administrative and fiscal activities that will not result in direct or indirect physical changes in the environment.

Summary Text:

Amendment No. 1 (Attachment 1) to the revenue Agreement for fiscal year 2022-2023 (Attachment 2) will allow the County to receive payment for legal services provided during the period of July 1, 2022 to

June 30, 2023. The Agreement for FY 2023-2024 will allow County Counsel's Office to continue providing BEACON legal services during the next fiscal year. (Attachment 3.)

BEACON is 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. This Agreement between the County of Santa Barbara and BEACON will allow the Office of County Counsel to continue providing legal services to BEACON.

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 Agreement 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 Erios@co.santa-barbara.ca.us when available for pick up.

Attachments:

1. Amendment No. 1 to the Agreement
2. Agreement with BEACON FY 2022-2023
3. Agreement with BEACON FY 2023-2024

Authored by:

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