



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: 1/27/2009
Placement: Set hearing
Estimated Tme: 5 minutes on 2/3/09
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Michael F. Brown, County Executive Officer
Director(s)
Contact Info: Terri Nisich, Assistant County Executive Officer, 568.3412
SUBJECT: **Appointments to Indian Gaming Local Community Benefit Committee**

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: N/A

Other Concurrence: Select_Other

As to form: Select_Concurrence

Recommended Actions:

- (A) Set a hearing for February 3, 2009, to appoint representatives to the Indian Gaming Local Community Benefit Committee for the term of February 1, 2009- February 1, 2010.
- (B) On February 3, 2009, approve the appointment of Linda Jackson as the City of Solvang representative to the Indian Gaming Local Community Benefit Committee for the term of February 1, 2009- February 1, 2010.
- (C) On February 3, 2009, appoint two representatives to the Indian Gaming Local Community Benefit Committee for the term of February 1, 2009- February 1, 2010.

Summary Text:

Senate Bill 621, chaptered into law in 2003, establishes an Indian Gaming Local Community Benefit Committee ("Committee") in each county where Indian gaming is conducted. The primary purpose of the Committee is to select grants to support local government agencies impacted by tribal gaming using funds from the Tribal Gaming Casino Account. This bill also specified the composition of the Committee: two County representatives, two representatives from the Santa Ynez Band of Chumash Indians and three elected representatives from the City of Solvang. However, Assembly Bill 158 was chaptered into law on September 30, 2008 and made changes to the formation of the Committee. Specifically, if only one city is located within four miles of the tribal casino and the same casino is located entirely within the unincorporated area of the county, then only one elected representative from the city shall serve on the Committee. Consequently, the City of Solvang shall have only one representative on the Committee instead of the previous three representatives.

The legislation does not account for such a circumstance whereby city representation is reduced to one representative in terms of overall composition of the Committee. The legislation still requires the Committee to be composed of seven (instead of five) members. Therefore, two additional representatives must be appointed to the Committee based upon mutual agreement by the County Board

Appointments to Indian Gaming Local Community Benefit Committee

1/27/09

Page 2 of 2

of Supervisors and the Santa Ynez Band of Chumash Indians, per Government Code Section 12715(b)(2)(B),

Background:

This item is on the Board's agenda to appoint three representatives to the Committee, including one elected representative from the City of Solvang. The Solvang City Council appointed Linda Jackson as the Committee representative at its December 29, 2008 meeting.

The County Executive Office, as administrator of the Committee, solicited applications for the Committee vacancies and received letters of interest from four residents. Per Government Code Section 12715(b)(2)(B), local representation may be selected upon mutual agreement by the County Board of Supervisors and the Santa Ynez Band of Chumash Indians. County staff has forwarded these applications to the Santa Ynez Band of Chumash Indians for consideration. The Board of Supervisors has the authority to appoint any of the four applicants to the Committee during its February 3, 2009 meeting.

The County Board of Supervisors selected its representatives to the Committee during the January 6, 2009 meeting. The Santa Ynez Band of Chumash Indians will select two representatives (the Board of Supervisors is not required to confirm or appoint the tribal representatives).

Fiscal and Facilities Impacts:

Budgeted: Yes

Fiscal Analysis:

Narrative: The cost associated with administering this Committee is borne by existing County staff (County Executive Office and County Counsel). The purpose of this Committee is to select grants to award to local government agencies impacted by tribal gaming. The County has historically received grants for fire and law enforcement services.

Staffing Impacts:

N/A

Special Instructions:

Clerk of the Board to provide a copy of the minute order to Stephanie Fodor, County Executive Office.

Attachments:

Authored by: Sharon Friedrichsen, Assistant to the CEO, 568.3107

cc: