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Legislation Details (With Text)

File #: 24-00014 **Version:** 1

Type: Administrative Item **Status:** Agenda Ready

File created: 12/15/2023 **In control:** BOARD OF SUPERVISORS

On agenda: 1/9/2024 **Final action:** 1/9/2024

Title: Consider recommendations regarding a Public Works Director’s Report on emergency response actions from the impacts of flooding and storms and continuation of emergency actions, Various Districts, as follows: (4/5 Vote Required)

Acting as the Board of Directors of the Flood Control and Water Conservation District:

- a) Receive and review a report from the Public Works Director regarding emergency actions taken pursuant to Resolution No. 19-327 and Public Contract Code section 22050 related to emergency operations responding to flooding, storms, and debris removal projects following the 2023 winter storm events and the necessity of the action and the reasons the emergency will not permit delay resulting from competitive solicitation of bids;
- b) Determine that there is a need to continue the emergency actions ordered by the Public Works Director;
- c) Direct staff to return to the Board every 14 days to allow the Board to review the emergency action and determine whether there is a need to continue the emergency action, by a 4/5 vote, until the actions are terminated;
- d) Approve Budget Revision Request No. 0009482 to increase appropriations to Services and Supplies in the amount of \$435,000.00 in the Public Works Lompoc City Flood Zone Fund; increase appropriations to Services and Supplies of \$280,000.00 in the Public Works Lompoc Valley Flood Zone Fund; increase appropriations of \$275,000.00 to Services and Supplies in the Public Works Orcutt Flood Zone Fund; and increase appropriations of \$130,000.00 to Services and Supplies in the Public Works Santa Maria River Levee Flood Zone Fund, funded by the release of Restricted Purpose of Fund Balance; and
- e) Determine that these emergency actions were found by the Board to be exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15269 (c) and a Notice of Exemption was filed on this basis on January 24, 2023, and the proposed action is within the scope of that Notice of Exemption. Also determine that emergency actions for the Santa Maria River Restoration of Alignment Project were found by the Board to be exempt from the provisions of the State CEQA pursuant to Executive Order N-10-23, as well as State CEQA Guidelines Section 15269(c) on September 12, 2023, and the proposed action is within the scope of the Notice of Exemption filed on September 19, 2023.

Sponsors: PUBLIC WORKS DEPARTMENT, BOARD OF DIRECTORS, FLOOD CONTROL AND WATER CONSER

Indexes:

Code sections:

Attachments: 1. Board Letter, 2. Attachment A - Resolution No. 19-327, 3. Attachment B - Emergency Work Description, 4. Attachment C - Budget Revision Request No. 0009482, 5. Minute Order

Date	Ver.	Action By	Action	Result
1/9/2024	1	BOARD OF SUPERVISORS	Acted on as follows:	Pass

Consider recommendations regarding a Public Works Director's Report on emergency response actions from the impacts of flooding and storms and continuation of emergency actions, Various Districts, as follows: (4/5 Vote Required)

Acting as the Board of Directors of the Flood Control and Water Conservation District:

- a) Receive and review a report from the Public Works Director regarding emergency actions taken pursuant to Resolution No. 19-327 and Public Contract Code section 22050 related to emergency operations responding to flooding, storms, and debris removal projects following the 2023 winter storm events and the necessity of the action and the reasons the emergency will not permit delay resulting from competitive solicitation of bids;
- b) Determine that there is a need to continue the emergency actions ordered by the Public Works Director;
- c) Direct staff to return to the Board every 14 days to allow the Board to review the emergency action and determine whether there is a need to continue the emergency action, by a 4/5 vote, until the actions are terminated;
- d) Approve Budget Revision Request No. 0009482 to increase appropriations to Services and Supplies in the amount of \$435,000.00 in the Public Works Lompoc City Flood Zone Fund; increase appropriations to Services and Supplies of \$280,000.00 in the Public Works Lompoc Valley Flood Zone Fund; increase appropriations of \$275,000.00 to Services and Supplies in the Public Works Orcutt Flood Zone Fund; and increase appropriations of \$130,000.00 to Services and Supplies in the Public Works Santa Maria River Levee Flood Zone Fund, funded by the release of Restricted Purpose of Fund Balance; and
- e) Determine that these emergency actions were found by the Board to be exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15269(c) and a Notice of Exemption was filed on this basis on January 24, 2023, and the proposed action is within the scope of that Notice of Exemption. Also determine that emergency actions for the Santa Maria River Restoration of Alignment Project were found by the Board to be exempt from the provisions of the State CEQA pursuant to Executive Order N-10-23, as well as State CEQA Guidelines Section 15269(c) on September 12, 2023, and the proposed action is within the scope of the Notice of Exemption filed on September 19, 2023.