

SANTA BARBARA COUNTY  
INDIAN GAMING LOCAL  
COMMUNITY  
BENEFIT COMMITTEE

## AGENDA

### **MEMBERS:**

#### **Tribal Members:**

#### ***Santa Ynez Band of Chumash Indians***

**Willie Wyatt**

Tribal Administrator

**Reginald Pagaling**

Enrolled Tribal Member

#### **County**

#### **Board of Supervisors:**

**Doreen Farr**

3rd District Supervisor

**Steve Lavagnino**

5<sup>th</sup> District Supervisor

#### **City Council:**

#### ***City of Solvang:***

**Joan Jamieson**

Council Member

**Hans Duus**

Council Member

#### ***City of Buellton:***

**Ed Andrisek**

Council Member

#### **Staff:**

**Dennis Bozanich**

Assistant to the CEO  
568-3400

**Sam Cohen**

Gov't. Affairs/Legal Dept.  
688-7997

**Anne Rierson**

Senior Deputy County Counsel  
568-2950

Friday, March 07, 2014

City of Solvang - City Council Chambers

1644 Oak Street, Solvang, CA

### **3:00PM - Convene**

Roll Call

Public Comment

- I. Approval of Minutes: November 15, 2013 (Attachment 1)
- II. Elect Chair and Vice Chair of the Community Benefit Committee
- III. Consider approval of the Grant Application Packet– (Attachment 2)
  - a. Proposed Timeline
  - b. Grant Application
  - c. Grant Application Process
  - d. Notice of Availability of Grant Funds
- IV. Receive and File Reports
  - a. FY 2012-13 Indian Gaming Special Distribution Fund Annual Report – (Attachment 3)

V. Next meeting proposed for:

Friday, April 18, 2014 at 9:00AM

City of Solvang - City Council Chambers

1644 Oak Street, Solvang, CA

Any person needing special accommodation due to a functional disability may request assistance prior to the meeting date by contacting the County Executive Office at (805) 568-3400 at least 24 hours prior to the meeting date.

Writings that are a public record under Government Code § 54957.5(a) and that relate to an agenda item for open session of a regular meeting of the Indian Gaming Local Community Benefit Committee and that are distributed to a majority of the members of the Indian Gaming Local Community Benefit Committee less than 72 hours prior to that meeting shall be available for public inspection at Santa Barbara County-Clerk of the Board Office at 105 E. Anapamu Street, 4<sup>th</sup> Floor in Santa Barbara.

SANTA BARBARA COUNTY  
INDIAN GAMING LOCAL  
COMMUNITY  
BENEFIT COMMITTEE

## ACTION SUMMARY

### **MEMBERS:**

#### **Tribal Members:**

**Santa Ynez Band of  
Chumash Indians**

**Willie Wyatt**  
Tribal Administrator

**Reginald Pagaling**  
Enrolled Tribal Member

#### **County Board of Supervisors:**

**Doreen Farr**  
3rd District Supervisor

**Steve Lavagnino**  
5<sup>th</sup> District Supervisor

#### **City Council:**

##### **City of Solvang:**

**Joan Jamieson**  
Council Member

#### **At-Large Members:**

**Hans Duus**

**Ed Andrisek**

#### **Staff:**

**Dennis Bozanich**  
Assistant to the CEO  
568-3400

**Sam Cohen**  
Gov't. Affairs/Legal Dept.  
688-7997

**Anne Rierson**  
Senior Deputy  
County Counsel  
568-2950

Friday, November 15, 2013

City of Solvang - City Council Chambers  
1644 Oak Street, Solvang, CA

10:08 AM – Meeting called to order

Roll Call –

Members Present: Wyatt, Pagaling, Lavagnino, Jamieson, Duus and Andrisek  
Member Absent: Farr

Public Comment

Tribe requested that Member Farr not be reappointed to the Committee by the Board of Supervisors

I. Approval of Minutes from May 10, 2013 – Approved 6-0.

II. Consider adoption of revised Committee Bylaws

Motion to adopt revised bylaws with the deletion of the bracketed text in Article 6D made by Member Lavagnino, second by Member Wyatt.  
Approved 6-0.

10:28 AM – Meeting adjourned on a motion from Member Duus and a second from Member Jamieson. Approved 6-0.

Any person who requires a modification or accommodation in order to participate in the public meeting may make a request for a disability-related modification or accommodation, including auxiliary aids or services by contacting the County Executive Office at (805) 568-3400 at least 24 hours prior to the meeting date.

Writings that are a public record under Government Code § 54957.5(a) and that relate to an agenda item for open session of a regular meeting of the Indian Gaming Local Community Benefit Committee and that are distributed to a majority of the members of the Indian Gaming Local Community Benefit Committee less than 72 hours prior to that meeting shall be available for public inspection at Santa Barbara County-Clerk of the Board Office at 105 E. Anapamu Street, 4<sup>th</sup> Floor in Santa Barbara.

**SANTA BARBARA COUNTY**  
**INDIAN GAMING LOCAL COMMUNITY BENEFIT COMMITTEE**  
**(IGLCBC)**

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**FY 2013-14 Grant Cycle**  
Available Grant Funding: \$736,752.40

Schedule & Milestones (Proposed)

First Meeting of the IGLBC ..... March 7, 2014  
*(Annual election of officers; Grant application period;*  
*Electronic application posted on the web)*

Grant Application Period ..... March 10 – March 28, 2014  
*(3-week process)*

Deadline to Submit Grant Application and Project  
Information to IGLCBC ..... March 28, 2014

Staff to prepare application packets ..... April 7 – 11, 2014  
*(Staff prepares agenda & meeting packets for Brown Act meeting*  
*and applications sent to Auditor-Controller for certification)*

Posting of Second Meeting ..... April 14, 2014

Second Meeting of the IGLCBC ..... April 18, 2014  
*(Oral Presentations by Applicants)*

Tribe to Submit Sponsorship Letter to IGLCBC ..... April 26, 2014

Final Meeting of the IGLCBC *(Selection of Grants)* ..... May 9, 2014

Deadline for Submittal of  
Recommended Projects to the State ..... May 31, 2014

Deadline for State Allocation of Grant Funding ..... June 30, 2014

Annual Report to Legislature ..... October 1, 2014  
*(Report details the specific projects funded by all grants in*  
*their jurisdiction)*

**Santa Barbara County**  
**Indian Gaming Local Community Benefit Committee**

Grant Application FY 2013-14 - Funds to be distributed in 2014  
\$736,752.40 Available to Award

To be considered for funding by the Indian Gaming Community Benefit Committee, the applying jurisdiction must be an eligible jurisdiction pursuant to California Government Code Section 12712, and meet all the requirements as identified by the Santa Ynez Band of Chumash Indians and the Indian Gaming Local Community Benefit Committee. The Santa Ynez Band of Chumash Indians will forward applications and a list of sponsored applications to the Committee.

1. Name of Jurisdiction: \_\_\_\_\_  
California Government Code Section 12712, jurisdiction is defined as a City, County or Special District

a. Please indicate by checking the appropriate box the type of local jurisdiction:

City

County

**Special District** – “Special District” means an agency of the State, formed pursuant to general law or special act, for the local performance of governmental or proprietary functions within limited boundaries.

b. If you checked Special District, please provide evidence by indicating the general law or special act (California Code Section 12712) that establishes your status as a Special District:

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2. Mailing address of Jurisdiction: \_\_\_\_\_  
\_\_\_\_\_

3. Purpose of Grant / Description of Project:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Santa Barbara County**  
**Indian Gaming Local Community Benefit Committee**

Grant Application FY 2013-14 - Funds to be distributed in 2014

\$736,752.40 Available to Award

4. Please document, in detail, the Tribal casino and/or gaming impacts and describe how the request is proportional to the documented impacts which the grant or project is designed to mitigate; in addition, each grant application shall clearly show how the grant will mitigate the impact of the casino on the grant applicant: (Please include historical data, if available. Attach additional sheets, if necessary, to provide a detailed description of impacts).

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5. The following are priorities, established in statute, for receipt of grant money. Please indicate by check mark, the priority(ies) the grant request satisfies:

- |   |   |
|---|---|
| <input type="checkbox"/> Law Enforcement            | <input type="checkbox"/> Health                         |
| <input type="checkbox"/> Fire Services              | <input type="checkbox"/> Planning and Adjacent Land Use |
| <input type="checkbox"/> Emergency Medical Services | <input type="checkbox"/> Public Health                  |
| <input type="checkbox"/> Environmental Impacts      | <input type="checkbox"/> Roads                          |
| <input type="checkbox"/> Water Supplies             | <input type="checkbox"/> Recreation and Youth Programs  |
| <input type="checkbox"/> Waste Disposal             | <input type="checkbox"/> Child Care Programs            |
| <input type="checkbox"/> Behavioral                 |   |

6. Jurisdiction Priority: \_\_\_\_\_ ( Optional - If multiple applications are submitted a jurisdiction may want to indicate the relative priority of each application)

7. Request is for:  Single-year grant  
 Multi-year grant for Fiscal Years: \_\_\_\_\_

8. What is the grant or project time frame? \_\_\_\_\_

9. Amount of funding requested through this application? \$ \_\_\_\_\_

10. What will be the total cost of the project? \$ \_\_\_\_\_

**Santa Barbara County**  
**Indian Gaming Local Community Benefit Committee**

Grant Application FY 2013-14 - Funds to be distributed in 2014  
\$736,752.40 Available to Award

11. If ongoing costs, annual amount? \$ \_\_\_\_\_

12. Please provide funding history since FY 08-09:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

13. Name other sources of funding, if any, that will be contributed to the project and the amount provided by each source: \_\_\_\_\_

14. Type of grant for which you are applying: (Nexus or Discretionary)

**Nexus Grants (Total of \$442,051.44 Available)**

To be eligible for Nexus Grant funding, a **City or County** must meet a minimum of two of the following nexus criteria established by State law (Government Code).

*(Please check all that apply):*

- a. Local government jurisdiction borders the Indian lands on all sides (Section 12715 (c)(1)(A));
- b. Local government jurisdiction partially borders Indian lands (Section 12715 (c)(1)(B));
- c. Local government jurisdiction maintains a highway or road that is predominant access to casino that is located within 4 miles (Section (c)(1)(C));
- d. All or part of the local government jurisdiction is located within 4 miles of the casino (Section (c)(1)(D)).

Based on the above, in Santa Barbara County, Nexus Grants are limited to the **City of Solvang** and the **County of Santa Barbara**. Nexus grants are to be awarded as follows:

- 50% of the 60% available awarded to jurisdictions meeting all 4 nexus test criteria.
- 30% of the 60% awarded to jurisdictions that meet 3 of the nexus test criteria
- 20% awarded to jurisdictions that meet 2 of the nexus test criteria.

**Discretionary Grant (\$294,700.96 Available)**

**Special Distribution Funds (SDF)**

Discretionary Grants are available to local jurisdictions (City, County, or Special Districts) impacted by casinos of tribes that are paying into the Special Distribution Fund.

15. Please affirm the jurisdiction is aware and will comply with requirement for noticing of project funding

**Yes**

**No**

**Santa Barbara County**  
**Indian Gaming Local Community Benefit Committee**

Grant Application FY 2013-14 - Funds to be distributed in 2014

\$736,752.40 Available to Award

Grant recipients must provide notice to the public, either through a slogan, signage or other mechanism, which states that the project has received funding from the Indian Gaming Special Distribution Fund and further identifies the particular Individual Tribal Casino Account from which the grant derives.

**Contact Person:**

Name: \_\_\_\_\_

Phone: \_\_\_\_\_

Fax: \_\_\_\_\_

E-mail Address: \_\_\_\_\_

\_\_\_\_\_  
Authorized Signature

Date

\_\_\_\_\_  
Title

**SANTA BARBARA COUNTY  
INDIAN GAMING LOCAL COMMUNITY BENEFIT COMMITTEE**

**GRANT APPLICATION PROCESS**

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- I. The Committee will formally release grant applications on or about March 10, 2014.
- II. Applications may be obtained from: County Executive Office website at <http://www.countyofsb.org/ceo/> or in person in the County Administration Building, Fourth Floor, 105 East Anapamu Street, Room 406, Santa Barbara or at the Solvang Branch Library, 1745 Mission Drive, Solvang.
- III. Eligible jurisdictions completed application(s), shall be received by **5:00PM on Friday, March 28, 2014** at:

County of Santa Barbara  
County Executive Office  
Attn: Dennis Bozanich  
105 E. Anapamu Street, Room 406  
Santa Barbara, CA 93103

To be considered for funding, applications shall be complete and shall include the signature of an authorized representative of the City, County or Special District.

- IV. Qualified grant applicants will be invited to make oral presentations at the Committee meeting tentatively scheduled on Friday, April 18, 2014.
- V. The Santa Ynez Band of Chumash Indians (“Tribe”) will conduct their review of the application(s) and determine if a reasonable relationship to casino impacts exists. The Tribe is responsible for sponsoring applications that satisfies at least one of the priorities identified in SB 621 (Government Code § 12715 (g)). The Tribe will forward a list of sponsored applications to the Committee staff by April 26, 2014.
- VI. The Committee is scheduled to make award decisions at its meeting tentatively scheduled for May 9, 2014.
- VII. A list of the grant projects approved for funding will be compiled and shall be transmitted to the State Controller by no later than May 31, 2014.
- VIII. The State Controller will disburse funds directly to the local government jurisdiction for which the Community Benefit Committee has approved a grant.

**Additional Information**

The amount of grant funding available for allocation is \$735,752.40. Of the total amount received, 60% (\$442,051.44) is available to Cities and Counties for nexus grants based on the nexus grant test described below. The remaining 40% (\$294,700.96) is available to Cities, Counties, and Special Districts for discretionary grants.

**SANTA BARBARA COUNTY**  
**INDIAN GAMING LOCAL COMMUNITY BENEFIT COMMITTEE**

**GRANT APPLICATION PROCESS**

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**Nexus Grants (Government Code Section 12715 (c))**

- I. Sixty percent (60%) of each Individual Tribal Casino Account is available for nexus grants to cities and counties impacted by Tribes that are paying into the Special Distribution Fund (SDF), based on a four-part nexus test. The nexus test is based on the geographical proximity of a local government jurisdiction to individual Indian lands upon which a Tribal casino is located, and is to determine priority for grants, using the following criteria:
  - a. local government jurisdiction borders the Indian lands on all sides;
  - b. local government jurisdiction partially borders Indian lands;
  - c. local government jurisdiction maintains a highway, road, or other thoroughfare that is predominant access route to a casino that is located within 4 miles;
  - d. All or part of the local government jurisdiction is located within 4 miles of the casino.
    - Fifty percent (50%) shall be awarded to local government jurisdictions meeting all four of the nexus test criteria;
    - Thirty percent (30%) awarded to local government jurisdictions that meet three of the nexus test criteria;
    - Twenty percent (20%) awarded to local government jurisdictions that meet two of the nexus test criteria.

**Discretionary Grants (Government Code Section 12715 (d) and (e))**

- I. Twenty percent (20%) of each Individual Tribal Casino Account is available for discretionary grants to local jurisdictions impacted by tribes that are paying into the Indian Gaming Special Distribution Fund. These discretionary grants will be made available to all local jurisdictions (City, County, and Special Districts) in the County, irrespective of any nexus to impacts from any particular Tribal casino.
- II. Twenty percent (20%) of each Individual Tribal Casino Account is available for discretionary grants to local jurisdictions impacted by tribes that are not paying into the Indian Gaming Special Distribution Fund. These grants will be made available to local jurisdictions (City, County, Special Districts) in the County, irrespective of any nexus to impacts from any particular Tribal casino, and irrespective of whether the impacts presented are from a Tribal casino that is not paying into the Indian Gaming Special Distribution Fund. If an eligible county does not have a tribal casino operated by a tribe that does not pay into the Indian Gaming Special Distribution Fund, the money available for discretionary grants under this subdivision shall be available for distribution pursuant to I.

**Special Notes:**

- I. A grant may not be made for any purpose that would support or fund, either directly or indirectly, any effort related to opposition or challenge of Indian gaming in the State, and, to the extent any awarded grant funds are used for any prohibited purpose by any local government, upon notice given to the County by any Tribe from whose Individual Tribal Casino Account the awarded grant went toward that prohibited use, the grant shall terminate immediately and any funds unspent shall be made available for qualified nexus grants.
- II. A local government jurisdiction that is a recipient of a grant from an Individual County Tribal Casino Account or a County Tribal Casino Account shall provide notice to the public, either through a slogan, signage, or other mechanism, stating that the local government project has received funding from the Indian Gaming Special Distribution Fund and further identifies the particular Individual Tribal Casino Account from which the grant was derived.

NOTICE OF AVAILABILITY OF GRANT FUNDS

**Santa Barbara County  
Indian Gaming Local Community Benefit Committee Grants**

The Santa Barbara County Indian Gaming Local Community Benefit Committee ("Committee") is accepting applications for Grant Funds. The Committee has \$736,752.40 available to award: \$442,051.44 (60%) for Nexus Grant Funds and \$294,700.96 (40%) for Discretionary Grant Funds.

Eligibility for Nexus Grant Funds is limited to the County of Santa Barbara and the City of Solvang. Eligibility for Discretionary Grant Funds is limited to Cities, the County, and Special Districts within Santa Barbara County.

Applications for Indian Gaming Local Community Benefit Grants may be obtained from the County Executive Office website at <http://www.countyofsb.org/ceo/> or in person in the County Administration Building, Fourth Floor, 105 East Anapamu Street, Room 406, Santa Barbara or at the Solvang Branch Library, 1745 Mission Drive, Solvang. Applicants are encouraged to submit multiple grant requests.

Completed Application Forms shall be submitted to County of Santa Barbara, County Executive Office, Attn.: Dennis Bozanich, 105 E. Anapamu Street-Room 406, Santa Barbara, CA 93103. Deadline for the receipt of applications by the County of Santa Barbara is **5:00PM on Friday, March 28, 2014**.

For specific information regarding the availability of grant funds, please contact County of Santa Barbara, County Executive Office at (805) 568-3400.

INDIAN GAMING SPECIAL DISTRIBUTION FUND ANNUAL REPORT  
FISCAL YEAR 2012-13

**County:** County of Santa Barbara  
**Contact Person:** Dennis Bozanich, Asst. to CEO, County Executive Office  
**Phone:** (805)568-3400 **E-mail:** dbozanich@co.santa-barbara.ca.us  
**Total Amount of SDF Grant Funds Allotted to County in FY 2012-13:** \$736,752  
**County Administrative Costs in FY 2012-13:** \$0.00  
**Total SDF Grant Funds Disbursed by IGLCBC in FY 2012-13:** \$736,752  
**Amount (if any) of SDF Grant Funds Not Disbursed by IGLCBC in FY 2012-13:** \$0.00  
**Tribes Sponsoring LCBC Grants in FY 2012-13:** Santa Ynez Band of Chumash Indians

**Section 1: SDF Grants Allocated in Fiscal Year 2012-13:**

DESCRIPTION OF PROJECT	TOTAL GRANT FUNDING AWARDED TO PROJECT FOR FY 2012-13	DESCRIPTION OF PROJECT'S ROLE IN MITIGATING THE IMPACTS OF LOCAL TRIBAL GAMING	TOTAL EXPENDITURES FOR PROJECT IN FY 2012-13	ADMINISTRATIVE COSTS INCURRED BY PROJECT IN FY 2012-13 (excludes County share of administrative fees)	PROJECT FUNDS REMAINING AT THE END OF FY 2012-13 (if any)	EXPLANATION OF PLANNED EXPENDITURE OF REMAINING FUNDS	ESTIMATED TIME FOR EXPENDITURE OF ANY REMAINING FUNDS	WAS THE PROJECT FUNDED ON A ONE-TIME OR CONTINUOUS BASIS?
Firefighter/Paramedic position: Funds a firefighter/paramedic post position (3 FTE's) at Station 32 in Santa Ynez adjacent to the Chumash Casino.	\$515,000.00	The funding of a firefighter/paramedic position (25% of station staffing) is based on the number of calls for service increasing by 25% due to casino patrons. The additional position has allowed for improved response times to the casino and for a paramedic to support emergency medical calls that are received.	\$515,000	\$0.00	\$0.00	N/A	N/A	One-time
Community Resource Deputy Position	\$55,000.00	Assist community with increased traffic/population.	\$55,000.00	\$0.00	\$0.00	N/A	N/A	One-time

INDIAN GAMING SPECIAL DISTRIBUTION FUND ANNUAL REPORT  
FISCAL YEAR 2012-13

DESCRIPTION OF PROJECT	TOTAL GRANT FUNDING AWARDED TO PROJECT FOR FY 2012-13	DESCRIPTION OF PROJECT'S ROLE IN MITIGATING THE IMPACTS OF LOCAL TRIBAL GAMING	TOTAL EXPENDITURES FOR PROJECT IN FY 2012-13	ADMINISTRATIVE COSTS INCURRED BY PROJECT IN FY 2012-13 <i>(excludes County share of administrative fees)</i>	PROJECT FUNDS REMAINING AT THE END OF FY 2012-13 <i>(if any)</i>	EXPLANATION OF PLANNED EXPENDITURE OF REMAINING FUNDS	ESTIMATED TIME FOR EXPENDITURE OF ANY REMAINING FUNDS	WAS THE PROJECT FUNDED ON A ONE-TIME OR CONTINUOUS BASIS?
The funding received partially reimbursed the cost of law enforcement patrol services provided. The law enforcement patrol coverage is essential for the proper level of service within the geographical area commonly described as the Santa Ynez Valley.	\$83,376.20	Mitigation funding is utilized to augment the staffing required to minimize the impact and use of law enforcement services available to the surrounding community.	\$329,670.00	\$0.00	\$0.00	N/A	N/A	One-time
Buellton Law Enforcement	\$83,376.20	Traffic Calming	\$88,473.00	\$0.00	\$0.00	N/A	N/A	One-time

INDIAN GAMING SPECIAL DISTRIBUTION FUND ANNUAL REPORT  
FISCAL YEAR 2012-13

**Section 2: Grants Funded in Previous Fiscal Year(s) But Expended in Fiscal Year 2012-13:**

DESCRIPTION OF PROJECT	BASE FISCAL YEAR IN WHICH GRANT FUNDING WAS FIRST AWARDED	TOTAL GRANT FUNDING AWARDED TO PROJECT TO DATE	DESCRIPTION OF PROJECT'S ROLE IN MITIGATING THE IMPACTS OF LOCAL TRIBAL GAMING	TOTAL EXPENDITURES FOR PROJECT IN FY 2012-13	ADMINISTRATIVE COSTS INCURRED BY PROJECT IN FY 2012-13 (excludes County share of administrative fees)	PROJECT FUNDS REMAINING AT THE END OF FY 2012-13 (if any)	EXPLANATION OF PLANNED EXPENDITURE OF REMAINING FUNDS	ESTIMATED TIME FOR EXPENDITURE OF ANY REMAINING FUNDS	WAS THE PROJECT FUNDED ON A ONE-TIME OR CONTINUOUS BASIS?
Firefighter/Paramedic position: Funds a firefighter/paramedic post position (3 FTE's) at Station 32 in Santa Ynez adjacent to the Chumash Casino.	The FY 11-12 Grant was awarded at \$501,000. Actual expenditures in FY 11-12 were \$499,380 leaving \$1,620 of FY 11-12 funds to be used in FY 12-13.		The funding of a firefighter/paramedic position (25% of station staffing) is based on the number of calls for service increasing by 25% due to casino patrons. The additional position has allowed for improved response times to the casino and for a paramedic to support emergency medical calls that are received.	\$1,620.00	\$0.00	\$0.00	N/A	N/A	One-time
Alamo Pintado Creek Bike Bridge	FY 11-12	\$369,858.74	Traffic safety	\$34,863.27	\$0.00	\$334,995.47	Design and construction	FY 13/14 & FY 14/15	One-time
Buellton Law Enforcement	FY 2011-12	\$117,876.00	Traffic calming	\$88,473.00	\$0.00	\$0.00	N/A	N/A	One-Time