

SANTA BARBARA COUNTY
INDIAN GAMING
COMMUNITY
BENEFIT COMMITTEE

MEMBERS:

Tribal Members:

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

Vincent Armenta
Chair

Reginald Pagaling
Enrolled Tribal Member
(Benefit Committee Chair)

**County
Board of Supervisors:**

Steve Lavagnino
5th District Supervisor

Doreen Farr
3rd District Supervisor

City Council:

City of Solvang:

Joan Jamieson
Council Member

Hans Duus
Council Member

City of Buellton:

Ed Andrisek
Mayor

Staff

Terri Maus-Nisich
Assistant County Executive Officer
568-3400

Dennis Bozanich
Assistant to the CEO
568-3400

Sam Cohen
Tribal Administrator
688-7997

Kevin Ready
Deputy County Counsel
568-2950

AGENDA

Wednesday, February 29, 2012
City of Solvang - City Council Chambers
1644 Oak Street, Solvang, CA

2:00P. M. - Convene

Roll Call

Public Comment

- I. Approval of Minutes: June 3, 2011 (Attachment 1)
- II. Elect Chair and Vice Chair of the Community Benefit Committee
- III. 2012 Grant Application – Proposed Timeline – (Attachment 2)
- IV. Grant Application Packet & Posting – (Attachment 3)
 - a. Grant Application
 - b. Grant Application Process
 - c. Notice of Availability of Grant Funds
- V. Receive and File Reports
 - a. FY 2010-11 Indian Gaming Special Distribution Fund Annual Report – (Attachment 4)
- VI. Adjourn

SANTA BARBARA COUNTY
INDIAN GAMING
COMMUNITY
BENEFIT COMMITTEE

ACTION SUMMARY

Friday, June 3, 2011

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

Members:

Tribal Members:

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

Vincent Armenta
Tribal Chairman

Reginald Pagaling
Enrolled Tribal Member
Chair
Community Benefit Committee

County

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5th District Supervisor

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3rd District Supervisor
Vice-Chair
Community Benefit Committee

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Council Member

Hans Duus
Council Member

City of Buellton

Ed Andrisek
Mayor

Staff

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Assistant County Executive
Officer
568-3400

Dennis Bozanich
Assistant to the CEO
568-3400

Lisa Carlson
Chief Deputy Clerk of the Board
568-2240

Sam Cohen
Tribal Administrator
688-7997

Kevin Ready
Deputy County Counsel
568-2950

9:10 A.M. - Convene

Roll Call

Present:

Tribal Members: Reginald Pagaling, Vincent Armenta

Santa Barbara County Members: Third District Supervisor Doreen Farr and Fifth District Supervisor Steve Lavagnino

Solvang City Members: Council Members Joan Jamieson and Hans Duus

Buellton City Member: Mayor Ed Andrisek

Public Comment Period

No request to speak.

I. Approval of Minutes

A motion was made by Third District Supervisor Doreen Farr, seconded by Fifth District Supervisor Steve Lavagnino to accept the minutes of April 22, 2011.

The motion carried unanimously.

II. Information Item. Report from Tribe - Sponsorship Determination

Received and filed.

Sam Cohen from the Tribe addressed the Committee.

III. Information Item. Review of Distribution Methodology (Nexus/Discretionary)

Received and filed.

IV. HEARING. Distribution of funds to sponsored projects.

1) Received and filed Tribe sponsorship decision and amount letter dated May 27, 2011 granting funds in FY 2010-2011 as follows:

a. Santa Barbara County Fire, Firefighter/Paramedic Services (Sponsored amount \$165,000);

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*Chair
Community Benefit Committee*

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5th District Supervisor

Doreen Farr
3rd District Supervisor
*Vice-Chair
Community Benefit Committee*

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Council Member

Hans Duus
Council Member

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- b. County of Santa Barbara, Sheriff's Department (Sponsored amount \$675,000); and
- c. City of Buellton, Law Enforcement Services (R524,000).

A motion was made by Fifth District Supervisor Steve Lavagnino, seconded by Third District Supervisor Doreen Farr to approve the funds granted by the Tribe for FY 2010-2011.

The motion carried unanimously.

Gratitude and appreciation was expressed to the Tribe for their economic and general contributions made to the County and general community at large. Council Members Joan Jamieson and Hans Duus, Third District Supervisor Doreen Farr and Fifth District Supervisor Steve Lavagnino and Mayor Ed Andrisek addressed the Committee.

A motion was made by Fifth District Supervisor Steve Lavagnino, seconded by Council Member Joan Jamieson, to schedule the next meeting of the Committee in approximately 8 months (February 2012).

The motion carried unanimously.

V. Adjourn

The meeting was adjourned at 9:34 A.M.

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

Proposed FY 2011-12 Schedule & Milestones –

Grant Application Process
 Available Grant Funding: \$736,752.40

First Meeting of the IGLBC February 29, 2012
*(Annual election of officers; Grant application period;
 Electronic application posted on the web)*

Grant Application Period February 29 – March 21, 2012
(3-week process)

Deadline to Submit Grant Application and Project
 Information to IGLCBC March 21, 2012

Staff to prepare application packets April 6 – 13, 2012
*(Staff prepares agenda & meeting packets for Brown Act meeting
 and applications sent to Auditor-Controller for certification)*

Posting of Second Meeting April 13, 2012

Second Meeting of the IGLCBC April 20, 2012
(Oral Presentations by Applicants)

Tribe to Submit Sponsorship Letter to IGLCBC April 27, 2012

Final Meeting of the IGLCBC *(Selection of Grants)* May 11, 2012

Deadline for Submittal of
 Recommended Projects to the State May 31, 2012

Deadline for State Allocation of Grant Funding June 30, 2012

Annual Report to Legislature October 1, 2012
*(Report details the specific projects funded by all grants in
 their jurisdiction)*

Santa Barbara County Indian Gaming Local Community Benefit Committee

Grant Application FY 2011-12 - Funds to be distributed in 2012
\$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 Assembly Bill 158, 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: _____
Pursuant to AB 158, 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) that establishes your status as a Special District:

2. Mailing address of Jurisdiction: _____

3. Purpose of Grant / Description of Project:

Santa Barbara County Indian Gaming Local Community Benefit Committee

Grant Application FY 2011-12 - Funds to be distributed in 2012

\$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: (please include historical data, if available. Attach additional sheets if necessary to provide a detailed description of impacts).

5. The following are priorities, established in statute, for receipt of grant money. Please indicate by check mark, the priority(ies) the grant 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 2011-12 - Funds to be distributed in 2012

\$736,752.40 Available to Award

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

12. Please provide funding history since FY 07-08:

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)

20% 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

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.

Santa Barbara County
Indian Gaming Local Community Benefit Committee

Grant Application FY 2011-12 - Funds to be distributed in 2012
\$736,752.40 Available to Award

Contact Person:

Name: _____ Phone: _____

Fax: _____ E-mail Address: _____

Authorized Signature

Date

Title

SANTA BARBARA COUNTY
INDIAN GAMING LOCAL COMMUNITY BENEFIT COMMITTEE

GRANT APPLICATION PROCESS

- I. The Committee will formally release grant applications on or about February 29, 2012.
- 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 Wednesday, March 21, 2012 at:

County of Santa Barbara
County Executive Office
Attn: Terri Maus-Nisich
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. 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 Monday, April 9, 2012.
- V. Grant applicants selected for sponsorship are scheduled to make oral presentations at the Committee meeting tentatively scheduled on April 20, 2012.
- VI. The Committee is scheduled to make award decisions at its meeting tentatively scheduled for May 11, 2012.
- 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 25, 2012.
- 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

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.

Completed Application Forms shall be submitted to County of Santa Barbara, County Executive Office, Attn.: Terri Maus-Nisich, 105 E. Anapamu Street-Room 406, Santa Barbara, CA 93103. Deadline for the receipt of applications by the County of Santa Barbara is Wednesday, March 21, 2012.

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

Chandra L. Wallar
County Executive Officer

105 East Anapamu Street, Suite 406
Santa Barbara, California 93101
805/568-3400 • Fax 805/568-3414
cwallar@countyofsb.org
www.countyofsb.org

September 28, 2011

EXECUTIVE OFFICE

The California Gambling Control Commission
Attn: Tina Littleton, Executive Director
2399 Gateway Oaks Drive, Suite 100
Sacramento, CA 95833-4231

Fax: (916)263-0452

Subject: FY 2010-11 Indian Gaming Special Distribution Fund Annual Report

Attached please find the County of Santa Barbara's Annual Report on the Indian Gaming Special Distribution Fund, pursuant to the passage of SB 288.

Thank you for the opportunity to report on this matter. Please contact me at 805.568.3400 if additional information is needed.

Sincerely,



Terri Nisich
Assistant County Executive Officer

Enclosure:

FY 2010-11 County of Santa Barbara - Indian Gaming Special Distribution Fund
Annual Report

cc:

Honorable Joni Gray, Chair, and Members of the Board of Supervisors
Santa Barbara County Indian Gaming Local Benefit Committee Members
Joint Legislative Budget Committee, Senator Mark Leno, Chair
Senate Committee on Governmental Organization, Senator Roderick Wright, Chair
Assembly Committee on Governmental Organization, Assembly Member Isadore Hall,
Chair
California State Association of Counties, Kiana Buss, Legislative Analyst
Sam Cohen, Government and Legal Affairs Specialist, Santa Ynez Band of Chumash
Indians
Michael Dyer, Fire Chief, Santa Barbara County Fire Department
Bill Brown, Sheriff, Santa Barbara County Sheriff's department
Brad Vidro, City Manager, City of Solvang
John Kunkel, City Manager, City of Buellton

INDIAN GAMING SPECIAL DISTRIBUTION FUND ANNUAL REPORT

FISCAL YEAR 2010-11

County: County of Santa Barbara
 Contact Person: Terri Maus-Nisich
 Phone: (805)568-3400
 E-mail: imaus@countyofsb.org

Total Amount of SDF Grant Funds Allotted to County in FY 2010-11: \$1,469,883
 County Administrative Costs in FY 2010-11: \$0.00
 Total SDF Grant Funds Disbursed by IGLCBC in FY 2010-11: \$1,469,883
 Amount (if any) of SDF Grant Funds Not Disbursed by IGLCBC in FY 2010-11: \$0.00
 Tribes Sponsoring LCBC Grants in FY 2010-11: Santa Ynez Band of Chumash Indians

Section 1: SDF Grants Allocated in Fiscal Year 2010-11

DESCRIPTION OF PROJECT	TOTAL GRANT FUNDING AWARDED TO PROJECT FOR FY 2010-11	DESCRIPTION OF PROJECT'S ROLE IN MITIGATING THE IMPACTS OF LOCAL TRIBAL GAMING	TOTAL EXPENDITURES FOR PROJECT IN FY 2010-11	ADMINISTRATIVE COSTS INCURRED BY PROJECT IN FY 2010-11 (excludes County share of administrative fees)	PROJECT FUNDS REMAINING AT THE END OF FY 2010-11 (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?
Widening of Alamo Pintado Bridge on Hwy 246	\$105,883	Widening of highway bridge over Alamo Pintado Creek to mitigate additional traffic on Mission Drive (State Hwy 246) from casino patrons.	\$147,232.39	\$0	\$0	N/A	N/A	One-time (funding received since FY 2005-06)
Firefighter/Paramedic position funded at Station 32 (adjacent to Chumash Casino).	\$524,000	The funding of a firefighter/paramedic position (25% of stations staffing) is based on the number of calls for service increasing by 25% due to casino patrons. The additional position has allowed improved response times to the casino and for a paramedic to support emergency medical calls.	\$509,418	\$0	\$14,582	Salaries and benefits related to the funded firefighter/paramedic position at Station 32 in Santa Ynez.	Funds expended in 2011.	Multi-year grant.
Provide continued Law Enforcement coverage on a 24-hour a day/7-days a week basis.	\$675,000	To respond to emergencies at or near the casino and reduce crime.	\$684,175.36	\$0	\$0	N/A	N/A	One-time

ATTACHMENT 4

INDIAN GAMING SPECIAL DISTRIBUTION FUND ANNUAL REPORT FISCAL YEAR 2010-11

Provide additional law enforcement services. The City contracts service through the Santa Barbara County Sheriffs Department.	\$165,000	Traffic calming impacting the Chumash Casino	\$147,403.49	\$0	\$17,596.51	July 2011	July 2011	One-time
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Section 2: Grants Funded in Previous Fiscal Year(s) But Expended in Fiscal Year 2010-11:

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 2010-11	ADMINISTRATIVE COSTS INCURRED BY PROJECT IN FY 2010-11 (excludes County share of administrative fees)	PROJECT FUNDS REMAINING AT THE END OF FY 2010-11 (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?
Widening of Alamo Pintado Bridge on Hwy 246	2005-06	\$1,237,565.27	Widening of highway bridge over Alamo Pintado Creek to mitigate additional traffic on Mission Drive (State Hwy 246) from casino patrons.	\$661,931.28 (Expenditure since 2005-06) \$147,232.39 (FY'2010-11)	\$0	\$575,633.99	Environmental Impact Report	06/30/2013	One-time (funding received since FY 2005-06)
Firefighter/Paramedic position									
To provide increased reception and coverage at and around the casino.	FY 2006-07	\$157,000	Law enforcement radio coverage. Santa Ynez Band of Chumash Indians.	\$9,962.57	\$0	\$0	N/A	N/A	One-time (\$147,037.43 expended in FY 06-07)
Provide additional law enforcement services. The City contracts service through the Santa Barbara County Sheriffs Department.									

-- N/A for this item --

-- N/A for this item --

ATTACHMENT 4