



**SAN LUIS OBISPO
LOCAL AGENCY FORMATION COMMISSION
MEETING MINUTES FOR
AUGUST 20, 2015**

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Call to Order:

The San Luis Obispo Local Agency Formation Commission meeting was called to order at 5:30 p.m. on Thursday, August 20, 2015 in the in the Adelaide Hall at the Paso Robles Event Center in Paso Robles, California by Chairman Tom Murray.

Pledge of Allegiance: Led by Vice-Chairman Mecham

Roll Call:

Present: Chairman Tom Murray, Vice-Chairman Frank Mecham, Commissioners Muril Clift, Roberta Fonzi, Bruce Gibson, Ed Waage and Alternate Commissioner David Brooks

Absent: Commissioner Marshall Ochylski and Alternate Commissioners Robert Enns, Adam Hill and Jamie Irons

Staff: David Church, LAFCO Executive Officer, Raymond A. Biering, LAFCO Legal Counsel, Mike Prater, LAFCO Senior Analyst, Donna J. Bloyd, LAFCO Commission Clerk

Approval of Minutes: Vice-Chairman Mecham moved approval of the Minutes for June 18, 2015 with no changes or corrections. Commissioner Fonzi seconded the motion.

AYES: Vice-Chairman Mecham, Commissioners Fonzi, Clift, Gibson, Waage and Chairman Murray

NAYS: None

ABSTAINING: None

The Minutes were unanimously approved with a roll call vote.

Non-Agenda Public Comments: None

Regular Matters:

A-1: LAFCO File No. 2-R-15: Formation of Paso Robles Basin Water District - Boundaries, Powers and Options

David Church, LAFCO Executive Officer presented this Item.

Mr. Church stated that this was the first hearing of the LAFCO Commission regarding the formation of the Paso Robles Basin Water District (Water District).

Mr. Church gave an overview of the Water District and indicated that if the Water District is formed it would be responsible for helping to prepare a Groundwater Sustainability Plan (GSP) to manage the groundwater.

Mr. Church also spoke about whether a LAFCO Commissioner who acts on an application as a City Council, Special District, or Supervisor member can still vote as a LAFCO Commissioner. According to the Cortese-Knox-Hertzberg Act of 2000 it is allowed for a City Council, Special District, or Supervisor member to vote as a LAFCO member.

Mr. Church introduced **Dr. Erik Eckdahl Program Manager for the State Water Resources Control Board (SWRCB)**.

Dr. Eckdahl spoke about the State of California's new state law (Sustainable Groundwater Management Act-SGMA) for medium and high priority water basins within the State. He also provided a PowerPoint presentation.

Dr. Eckdahl discussed the Sustainable Groundwater Management Act (SGMA) and the GSP that would need to be prepared by the proposed Water District. He stated that a Plan for the proposed Water District would need to be in place by the year 2017.

Dr. Eckdahl discussed the objectives of a GSP and the information that would need to be included in a plan.

Mr. John Diodati, San Luis Obispo County Public Works Department spoke regarding the County's application for the Water District. Mr. Diodati summarized the County's application and provided information about the formation of the Water District.

There were questions from the Commissioners to Dr. Eckdahl and Mr. Diodati.

Dr. Eckdahl and Mr. Diodati responded to the Commissioners' questions.

At 6:36 p.m. Chairman Murray called for a 10 minute break.

At 6:46 p.m. Chairman Murray called the session back into order.

Public Comment:

LAFCO Chairman Tom Murray stated that any member of the audience who wished to speak for one minute would speak first. Anyone wishing to speak for two minutes would speak second and those wishing to speak for three minutes would speak third. He began public

comment with persons wishing to speak for one minute.

Marguerite Bader, League of Women Voters, P.O. Box 2411, Avila Beach, CA 93424. Ms. Bader spoke about the League of Women Voters' campaign for civil discourse.

Marston Robertson, 2666 Georgette Place, Simi Valley, CA 93063. Mr. Robertson stated that it was too early in the formation process to go forward with the Water District.

Willy Cunha, 355 Truesdale Road, Shandon, CA 93461. Mr. Cunha stated that he supports the formation of the Water District.

Earl Surver, Hidden Acre Lane, Paso Robles, CA 93446. Mr. Surver stated that he was not in favor of forming the Water District.

CC Coats, 6460 Cerros Pioneer Way, San Miguel, CA 93451. Mr. Coats stated that he supports the formation of the Water District.

Tom Moss, P.O. Box 5120, Paso Robles, CA 93447. Mr. Moss stated that he supports the formation of the Water District.

Kathleen Maas, P.O. Box 5120, Paso Robles, CA 93447. Ms. Maas stated that she supports the formation of the Water District.

Perry "Curtis" McClusky, P.O. Box 3081, Paso Robles, Ca 93447. Mr. McClusky would like to limit growth to San Luis Obispo, County.

John Gallenstein, 3755 Highway 41, East, Creston, CA 93432. Mr. Gallenstein stated that he was not in favor of forming the Water District.

Ken Kamplain, 4681 Almond Drive, Templeton, CA 93465. Mr. Kamplain stated that his well levels have dropped significantly.

Bob Tucker, 5175 Mustard Creek Road, Paso Robles, CA 93446. Mr. Tucker stated that he was not in favor of forming the Water District.

Elizabeth Schumann, 5475 Deer Creek Way, Paso Robles, CA 93446. Ms. Schumann stated that she was not in favor of forming the Water District.

John Walter, 7275 Cross Canyon, San Miguel, CA 93451. Mr. Walter stated that he supports the formation of the Water District.

Tom Flynn, Jr., P.O. Box 1592, Paso Robles, CA 93447. Mr. Flynn stated that he was not in favor of forming the Water District.

Karl Luft, 4561 Almond Drive, Templeton, CA 93465. Mr. Luft stated that he supports the formation of the Water District.

Angela Mitchell, 2525 Mitchell Ranch Way, Paso Robles, CA 93446. Ms. Mitchell stated that she was not in favor of forming the Water District.

Christine Halley, City of Paso Robles, 1000 Spring Street, Paso Robles, CA 93446. Ms. Halley stated that supplemental water supplies were needed for the area.

Marcia Rice, 6130 Buckhorn Ridge Place, San Miguel, CA 93451. Ms. Rice stated that she supports the formation of the Water District.

Patricia Wilmore, 915 Santa Rita Road, Templeton, CA 93465. Ms. Wilmore stated that she supports local management of the basin.

Ellen Ferguson, 5570 Linne Road, Paso Robles, CA 93446. Ms. Ferguson stated that she supports the formation of the Water District.

Joseph Sulse, P.O. Box 332, Creston, CA 93432. Mr. Sulse stated that he was not in favor of forming the Water District.

Allen Duckworth, 5535 Forked Horn Place, Paso Robles, CA 93446. Mr. Duckworth stated that he was not in favor of forming the Water District.

Jim Patterson, 9312 N. Santa Margarita Road, Atascadero, CA 93422. Mr. Patterson stated that he supports the formation of the Water District.

Matt Merrill, 175 Cripple Creek Road, Paso Robles, CA 93446. Mr. Merrill stated that he supports the formation of the Water District.

Jeff Britz, Templeton Community Services District, 470 Crocker Street, Templeton, CA 93465. Mr. Britz stated that the Atascadero Sub-basin should be excluded from the Water District.

Joy Sprague, 4545 our Place, Paso Robles, CA 93446. Ms. Sprague Asked about financing for the proposed Water District and who would be on the board of the Water District.

Sarah Leon, 4227 High Grove Road, Templeton, CA 93465. Ms. Leon stated that she supports the formation of the Water District.

Karl Gage, 5715 Linne Road, Paso Robles, CA 93446. Mr. Gage stated that he supports the formation of the Water District.

Kurt Almond, 2645 Geneseo Road, Paso Robles, CA 93446. Mr. Almond had questions about the boundaries for the proposed Water District and is not in favor of forming the Water District.

Keith Belmont, 3780 Sky Ridge Drive, Paso Robles, CA 93446. Mr. Belmont wished to be excluded from the boundaries of the proposed Water District.

Daniel Sinton, 8705 Shell Creek Road, Santa Margarita, CA 93453. Mr. Sinton stated that he supports the formation of the Water District.

Two-minute Speakers:

Dianne Jackson, 6880 Union Road, Paso Robles, CA 93446. Ms. Jackson stated that she was not in favor of forming the Water District.

Steve Crouch, 4370 Farouse Way, Paso Robles, CA 93446. Mr. Crouch thanked LAFCO for the evening's presentations and stated that he was in favor of forming the Water District.

Michael Raine, 6475 Champagne, Paso Robles, CA 93446. Mr. Raine stated that he was not in favor of forming the Water District.

Jan Seals, 8290 Shiridon Place, Paso Robles, CA 93446. Ms. Seals stated that she supports the formation of the Water District.

Dr. Lavell Zelinski, 1810 Thistle Way, Paso Robles, CA 93446. Dr. Zelinski stated that she supports the formation of the Water District.

Leonard Johnson, 6755 Chardonnay Place, Paso Robles, CA 93446. Mr. Johnson stated that the watershed of the Salinas River should be restored and had comments on the idea of sustainability of the basin.

Michael Baugh, 7900 Creston Road, Paso Robles, CA 93446. Mr. Baugh stated that he supports the formation of the Water District.

Peter Byrne, 1275 Kiler Canyon Road, Paso Robles, CA 93446. Mr. Byrne stated that he was against a vote of landowners until LAFCO had come to a decision regarding the Water District. He also stated that more information was needed before a decision could be made.

Gary Kirkland, 4620 Oportola Road, Atascadero, CA 93422. Mr. Kirkland stated that he was not in favor of forming the Water District.

Barbara Spencer, 5750 El Pharo, Paso Robles, CA 93446. Ms. Spencer thanked LAFCO for the evening's presentation and stated that she supports the formation of the Water District.

At 7:35 p.m Chairman Murray called for a five-minute break.

At 7:40 p.m. Chairman Murray called the session back into order.

Three-minute Speakers:

Pamela Leal, 4785 River Grove Drive, Paso Robles, CA 93446. Ms. Leal stated that she was not in favor of forming the Water District.

John Crossland, 7790 Airport Road, Paso Robles, CA 93446. Mr. Crossland stated that he supports the formation of the Water District because he prefers local representation.

Dr. Serena Friedman, 2995 Pleasant Road, San Miguel, CA 93451. Dr. Friedman stated that she was not in favor of forming the Water District.

Dennis Loucks, 1810 San Marcos Road, Paso Robles, CA 93446. Mr. Loucks stated that he was not in favor of forming the Water District.

Sue Luft, 4561 Almond Drive, Templeton, CA 93465. Ms. Luft stated that she supports the formation of the Water District.

Bob Brown, 7995 Melody Mountain Lane, Paso Robles, CA 93446. Mr. Brown stated that he supports the formation of the Water District

Steve Sinton, P.O. Box 112, Shandon, CA 93461. Mr. Sinton Asked the Commission to address the overdraft situation, and find alternative sources of water. He stated that he wanted a chance to vote on the proposed Water District.

Cindy Steinbeck, 5940 Union Road, Paso Robles, CA 93446. Ms. Steinbeck stated that she was not in favor of forming the Water District.

William Frost, 1990 Surray Way, Paso Roles, CA 93446. Mr. Frost stated that he supports the formation of the Water District because he wanted local representation.

Mike Brown, 979 Osos, #F-5, San Luis Obispo, CA 93401. Mr. Brown stated that he felt that the people in opposition to the formation of the Water District should have been allowed to have a 15-minute presentation.

George Tracy, San Miguel, CA 93451. Mr. Tracy stated that does not support the formation of the Water District.

Cody Ferguson, P.O. Box 1168, Paso Robles, CA 93446. Mr. Ferguson had issues with the powers portion of the formation of the Water District. He submitted a box of signed protest letters.

Joe Plummer, 1990 Wellsonia, Paso Robles, CA 93446. Mr. Plummer stated that he supports the formation of the Water District. Mr. Plummer wanted landowners to have the opportunity to vote regarding the Water District.

John Snyder, P.O. Box 926, Nipomo, CA 93444. Mr. Snyder stated that there was no overdraft of the Paso Robles Basin and wanted the County to wait before forming a Water District.

Bill Stansbury, 4497 S. El Pomar, Templeton, CA 93465. Mr. Stansbury stated that he supports the formation of the Water District.

Laurie Gage, Pro Water Equity, 5715 Linne Road, Paso Robles, CA 93446. Ms. Gage stated that she supports the formation of the Water District.

Bill Pelfrey, 160 Foxtail Lane, Templeton, CA 93465. Mr. Pelfrey does not support the formation of the Water District.

Reddy V. Reddy, 5895 Forked Horn Place, Paso Robles, CA 93446. Mr. Reddy stated that a nine-member board was not right for the Water District and that the budget findings were not correct.

Paul Clark, Farm Bureau, 1031 Pine Street, Paso Robles, CA 93446. Mr. Clark stated that he would prefer to have local representation of a district. He also stated that he preferred the Fugro boundary as the boundary for the proposed Water District. Mr. Clark supports the formation of the Water District.

Pearl Munak, 3770 North River Road, Paso Robles, CA 93446. Ms. Munak stated that she supports the formation of the Water District.

Anthony Kalvans, P.O. Box 64 San Miguel, CA 93451. Mr. Kalvans stated that he was not in favor of forming the Water District.

Mike Ryan, 3395 La Panza Road, Creston, CA 93432. Mr. Ryan stated that he was not in favor of forming the Water District.

Hilary Graves, P.O. Box 577, Creston, CA 93432. Ms. Graves stated that she supports the formation of the Water District.

Jerry Reaugh, PRAAGS, 3200 Branch Road, Paso Robles, CA 93446. Mr. Reaugh stated that he supports the formation of the Water District. He stated that he wants to have the opportunity to vote on the issue.

Susan Harvey, 2430 Geneseo Road, Paso Robles, CA 93446. Ms. Harvey voiced concerns regarding funding for the proposed Water District. Ms. Harvey is not in favor of forming the Water District.

Maria Lorca, P.O. Box 502, Creston, CA 93432. Ms. Lorca stated that she was not in favor of forming the Water District.

Greg Grewal, P.O. Box 376, Creston, CA 93432. Mr. Grewal stated that he was not in favor of forming the Water District.

Sophie Treder, 22985 El Camino Real, Santa Margarita, CA 93453. Ms. Treder had questions/concerns about the state's determination that the Paso Robles Basin is in critical overdraft.

Coralie McMillan, 2955 Gilles Canyon Road, Shandon, Ca 93461. Ms. McMillan stated that she was not in favor of forming the Water District.

Harriet Willis, 6393 Cressy Street, Creston, CA 93432. Ms. Willis stated that she was not in favor of forming the Water District.

Mary Winfree, 75691 Hidden Creek Road, San Miguel, CA 93451. Ms. Winfree stated that she was not in favor of forming the Water District.

Steve Lohr, 6169 Airport Road, Paso Robles, CA 93446. Mr. Lohr stated that he supports the formation of the Water District and that he supported a vote of the landowners.

Jerry Lohr, 6169 Airport Road, Paso Robles, CA 93446. Mr. Jerry Lohr stated that he supports the formation of the Water District and that he thought a water use plan was a good idea.

Dick McKinley, City of Paso Robles, 1000 Spring Street, Paso Robles, CA 93446. Mr. McKinley stated that he would like a form of local representation for managing the proposed Water District. He also indicated that the City of Paso Robles has taken a number of steps to improve the health of the Basin.

Chris Ivey, 2245 Rancho Lomas Way, San Miguel, CA 93451. Mr. Ivey stated that he was not in favor of forming the Water District.

Close Public Comment.

Mr. Church stated that there were a couple issues he wished to discuss: the real costs of funding the proposed Water District and the powers of the proposed Water District. He once again summarized the LAFCO authority in approving powers of a new district citing WC 37920. He also discussed the Fugro boundary and stated that Heritage Ranch Community Services District was not in the proposed boundary for the Water District.

Mr. Diodati discussed the County's application for forming the Water District and the voting process for forming the Water District.

There was discussion among the Commissioners, Mr. Church and Mr. Diodati. There were also questions from the Commissioners.

Some issues were:

- Funding of the proposed Water District;
- Powers of the proposed Water District;
- Boundary changes;
- Whether a Community Services District would be split if part were in and part were out of the boundary area;
- Exporting water/prohibition of same;
- Critical basin determination; and
- Coordination of County and proposed Water District powers

Commissioner Waage moved to consider the Staff Report and Attachments as well as public testimony and continue this hearing to September 17, 2015 at 9:00 a.m. and provide Staff with direction regarding the information and public testimony heard today.

Vice-Chairman Mecham seconded the motion.

AYES: Commissioner Waage, Vice-Chairman Mecham, Commissioners Clift, Fonzi, Gibson, and Chairman Murray

NAYS: None

ABSTAINING: None

The motion carried with a unanimous roll call vote.

Commissioner Comments: None

Legal Counsel Comments: None

Executive Officer Comments: Mr. Church thanked the Commissioners and the public for a positive meeting. He also thanked LAFCO Senior Analyst Mike Prater and LAFCO Commission Clerk Donna Bloyd for their work in preparing for tonight's meeting.

Adjournment: With no further business before the Commission, the meeting adjourned at 10:25 p.m. until the next meeting of the Commission in the Board of Supervisors Chambers at the County Government Center in San Luis Obispo.

THESE MINUTES ARE NOT OFFICIAL NOR ARE THEY A PERMANENT PART OF THE RECORD UNTIL THEY ARE APPROVED BY LAFCO COMMISSIONERS AT THE NEXT REGULAR MEETING.

Respectfully submitted,
Donna J. Bloyd, LAFCO Commission Clerk