



**SAN LUIS OBISPO
LOCAL AGENCY FORMATION COMMISSION
MEETING MINUTES FOR
FEBRUARY 20, 2014**

Call to Order:

The San Luis Obispo Local Agency Formation Commission meeting was called to order at 9:00 a.m. on Thursday, February 20, 2014 in the Board of Supervisors Chambers at the County Government Center in San Luis Obispo, California by Chairperson Roberta Fonzi.

Pledge of Allegiance: Led by Vice-Chairman Tom Murray

Roll Call:

Present: Chairperson Roberta Fonzi, Vice-Chairman, Tom Murray, Commissioners Muril Clift, Bruce Gibson, Marshall Ochylski, Duane Picanco, and Alternate Commissioners David Brooks, Robert Enns, and Adam Hill

Absent: Commissioner Frank Mecham and Alternate Commissioner Kris Vardas

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

Approval of Minutes: Commissioner Clift moved that the Minutes of January 16, 2014 be approved with no changes or corrections. Commissioner Picanco seconded the motion. The Minutes were approved with a unanimous roll call vote.

Non-Agenda Public Comments: None

Consent Agenda: No items

Regular Matters:

Item A-1: LAFCO Policy and Procedures Review

David Church, LAFCO Executive Officer, presented this item stating that LAFCO staff had made changes to the Policy and Procedures document as suggested by the Commissioners at the January 16, 2014 LAFCO hearing.

Mr. Church reviewed a summary of the changes. The Commissioners agreed that the changes were suitable as written.

Public Comment: None

Commissioner Ochylski moved to approve the Policies and Procedures as found in Exhibit A of the Staff Report.

Commissioner Gibson seconded the motion.

AYES: Commissioners Ochylski, Gibson, Clift, Hill, Vice-Chairman Murray,
Commissioner Picanco and Chairperson Fonzi

NAYS: None

ABSTAIN: None

The motion carried with a unanimous roll call vote.

Item A-2: Ground Squirrel Hollow Community Services District Activation of Latent Power - Solid Waste

Mr. Church presented this item stating that LAFCO staff had published a legal notice of the February 20, 2014 LAFCO Commission hearing in a newspaper of note but that it was discovered that there were fewer than 1,000 notices to be sent to the Ground Squirrel (GSH) CSD area. In light of that information, LAFCO must now send individual notices of a hearing to all property owners and registered voters of the area, plus those individuals residing within 300 feet of the GSH boundary.

Mr. Church stated that notices of the March 20, 2014 LAFCO Commission hearing would be mailed during the week of February 24, 2014.

Mr. Church recommended a continuance of this item to the March 20, 2014 LAFCO Commission hearing.

Public Comment: None

Commissioner Picanco moved that the Ground Squirrel Hollow Community Services District Activation of Latent Powers - Solid Waste be continued to the March 20, 2014 LAFCO Commission hearing.

Commissioner Gibson seconded the motion.

AYES: Commissioners Picanco, Gibson, Clift, Hill, Vice-Chairman Murray,
Commissioner Ochylski and Chairperson Fonzi

NAYS: None

ABSTAIN: None

The motion carried with a unanimous roll call vote.

Item A-3: Legislative Update

Mr. Church presented this item. He stated that, on February 7, 2014, he participated in a CALAFCO Board of Directors meeting via telephone conferencing.

Mr. Church summarized the CALAFCO Board of Directors meeting agenda, the CALAFCO Legislative Policies Staff Report and the CALAFCO Legislative Committee Staff Report.

Mr. Church stated that the CALAFCO Legislative Policies serve as guidelines in considering future legislation. He summarized the CALAFCO Legislative Committee Staff report by saying that this committee reports to the CALAFCO Board of Directors regarding current legislation being considered and identifies priorities for legislative actions.

Mr. Church gave a brief report on some of the legislation currently being considered.

Public Comment: None

Commissioner Hill moved to Receive and File the Legislative Update.

Commissioner Picanco seconded the motion.

AYES: Commissioners Hill, Picanco, Clift, Gibson, Vice-Chairman Murray,
Commissioner Ochylski and Chairperson Fonzi

NAYS: None

ABSTAIN: None

The motion carried with a unanimous roll call vote.

Item A-4: State and Local Water Status Report

Mr. Church presented this item and began by stating that on January 17, 2014, Governor Jerry Brown declared a drought state of emergency in California. The Governor directed state officials to take all necessary actions to prepare for drought conditions. Mr. Church summarized the actions. A PowerPoint presentation summarizing the current water condition was presented.

Public Comment: None

Mr. Church responded to questions from the Commissioners regarding Monterey County's interest in Lake Nacimiento and the definition of a "dead pool".

Commissioner Clift discussed the Paso Robles Groundwater basin issues. He requested information for LAFCO Commissioners on that issue.

Mr. Church indicated that he had planned to discuss the issues in the Executive Officer Comments portion of the hearing.

Commissioner Clift moved that the Commission receive and file the State and Local Water Status report.

Vice-Chairman Murray seconded the motion.

AYES: Commissioner Clift, Vice-Chairman Murray, Commissioners Gibson, Hill, Ochylski, Picanco and Chairperson Fonzi

NAYS: None

ABSTAIN: None

The motion carried with a unanimous roll call vote.

Item B-1: The Commission will meet in closed session pursuant to Government Code Section 54956.9(b)(1) to confer with LAFCO Counsel regarding litigation in the matter of the Los Robles Del Mar Annexation #15 to the City of Pismo Beach

At 9:39 a.m. Chairperson Fonzi closed the session to the public to discuss Item B-1 pursuant to Government Code Section 54956(b)(1) in order to confer with LAFCO Legal Counsel regarding litigation in the matter of the Los Robles Del Mar Annexation #15 to the City of Pismo Beach.

At 9:49 a.m. Chairperson Fonzi called the open session back into order.

Report on Closed Session:

Following the closed session LAFCO Legal Counsel, Ray Biering, stated that no final action had been taken and that there was nothing further to report.

Commissioner Comments: None

Legal Counsel Comments: Mr. Biering stated that the Executive Officer's Annual Review would be presented in closed session at the March 20, 2014 LAFCO Commission hearing. He stated that the matter would be confidentially conducted through his law office and that he would be sending evaluation forms to all Commissioners in the near future.

Executive Officer Comments: Mr. Church spoke about the procedure for forming a water district apropos the potential Paso Robles Groundwater District. Mr. Mike Prater, LAFCO Analyst, provided a PowerPoint presentation of the procedure.

Commissioner Clift requested some informative workshops for LAFCO Commissioners regarding the procedure and also requested a glossary of terms that would be used throughout the procedure.

Mr. Church stated that LAFCO Staff would prepare information for the Commissioners.

Adjournment: With no further business before the Commission, the meeting adjourned at 10:08 a.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