



**SAN LUIS OBISPO
LOCAL AGENCY FORMATION COMMISSION
MEETING MINUTES FOR
FEBRUARY 18, 2016**

Call to Order:

The San Luis Obispo Local Agency Formation Commission meeting was called to order at 9:00 a.m. on Thursday, February 18, 2016 in the Board of Supervisors Chambers at the County Government Center in San Luis Obispo, California by Chairman Frank Mecham.

Pledge of Allegiance: Led by Commissioner Robert Enns

Roll Call:

Present: Chairman Frank Mecham, Vice-Chairman Marshall Ochylski, Commissioners Roberta Fonzi, Tom Murray, Ed Waage and Alternate Commissioner David Brooks and Alternate Commissioners Robert Enns and Adam Hill

Absent: Commissioner Bruce Gibson and Alternate Commissioner 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: Ed Waage moved approval of the Minutes for January 21, 2016 with one change to the Minutes reflecting the Commissions' decision to waive LAFCO Policy 20 in regard to the Outside User Agreement to serve the Pismo Preserve.

Commissioner Fonzi seconded the motion.

AYES: Commissioners Waage, Fonzi, Enns, Hill, Murray, Vice-Chairman Ochylski, and Chairman Mecham

NAYS: None

ABSTAINING: None

The Minutes were approved with a unanimous roll call vote.

Non-Agenda Public Comments: None

Regular Matters:

A-1: Consideration of the Sphere of Influence Amendment and Outside User Agreement - City of Pismo Beach and Land Conservancy of San Luis Obispo County

LAFCO Executive Officer, David Church presented this item. Mr. Church stated that the purpose of the Sphere of Influence Amendment (SOI) and Outside User Agreement (OUA) between the City of Pismo Beach (City) and the Land Conservancy of San Luis Obispo County (Land Conservancy) is to allow the City to provide wastewater and water services to the Pismo Preserve. He added that the City had approved the OUA and that the document should be recorded on Friday, February 19, 2016.

Mr. Church also added that the area is not currently within the City's SOI and that the Pismo Preserve site would add only 7.68 acres to the City's SOI.

Mr. Church indicated that the Cortese-Knox-Hertzberg Act (CKH) allows OUAs within a jurisdiction's SOI.

LAFCO Senior Analyst, Mike Prater presented a map of the site to be added to the City's SOI and confirmed that the OUA is only for wastewater and water services to the Pismo Preserve's restrooms and facilities.

Commissioner Murray asked Land Conservancy staff about water conservation at the Pismo Preserve.

Kaila Dettman, Land Conservancy Executive Director, and **Daniel Bohlman**, Land Conservancy Conservation Director responded to Commissioner Murray's concerns.

There were comments from Commissioner Waage and Commissioner Hill regarding the Land Conservancy's conservation efforts.

Public Comment: None

Commissioner Waage moved to conditionally approve the Sphere of Influence Amendment and Outside User Agreement for wastewater and water services between the City of Pismo Beach and the Land Conservancy of San Luis Obispo County.

Commissioner Hill seconded the motion.

AYES: Commissioners Waage, Hill, Enns, Fonzi, Murray, Vice-Chairman Ochylski and Chairman Mecham

NAYS: None

ABSTAINING: None

The motion passed with a unanimous roll call vote.

Informational Matters

B-1: Policy Discussion regarding SB 239 - Agreements between Fire Agencies and SB 88- required Consolidation of Water Systems by DWR

Mr. Church presented this item stating that it is a follow up from the January 2016 LAFCO Commission meeting. He discussed SB 239, Hertzberg stating that LAFCO approval is required for contracts that extend fire services (CKH Act § 56134) into other jurisdictional areas and new bill also requires preparation of a comprehensible fiscal analysis. This requirement may be deleted from the bill.

Mr. Church summarized the bill indicating that LAFCO approval is required for any *new* contract for the extension of fire services and for contract *extension or amendment* that transfers greater than 25% of employees of affected agencies or 25% of the service area. (Italics added.)

Mr. Church further summarized SB 239 regarding local policies.

Mr. Church discussed SB 88 which allows the State Water Resources Control Board (SWRCB) to order consolidation of a public or state small system within a Disadvantaged Unincorporated Community (DUC).

Mr. Church summarized the bill for the Commission as well as the local policies to consider.

There were questions from the Commission regarding SB 88.

Mr. Church responded to the questions.

Public Comment: None

Chairman Mecham stated that the item had been received.

Commissioner Comments: None

Legal Counsel Comments: None

Executive Officer Comments: Mr. Church noted that the City Selection Committee would meet immediately following this Commission meeting to select a City Member for the LAFCO Commission. He stated that Commissioner Waage was the current member.

Mr. Church reminded the Commission that ballots had been sent to voters regarding the Paso Robles Basin Water District and that the results of the vote would be made public in early March.

Adjournment: With no further business before the Commission, the meeting adjourned at 9:35 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