



**SAN LUIS OBISPO
LOCAL AGENCY FORMATION COMMISSION
OCTOBER 21, 2021, MEETING MINUTES**

Call to Order

The San Luis Obispo Local Agency Formation Commission (LAFCO) meeting was called to order at 9:01 a.m. on Thursday, October 15, 2021, in the Board of Supervisors Chambers at the County Government Center in San Luis Obispo, California by Chairperson Robert Enns.

Pledge of Allegiance

Roll Call

Present: Chairperson Robert Enns, Vice-Chair Ed Waage, Commissioners Debbie Arnold, Lynn Compton, Steve Gregory, Heather Jensen, Marshall Ochylski, and Alternate Commissioner Ed Eby.

Absent: Alternate Commissioners Charles Bourbeau and John Peschong.

Staff: Rob Fitzroy, LAFCO Executive Officer
Brian Pierik, LAFCO Legal Counsel
Imelda Marquez, LAFCO Analyst
Celine Vuong, LAFCO Commission Clerk

Approval of Minutes

Chairperson Enns announced the consideration of approval for the August 19, 2021, Meeting Minutes.

Chairperson Enns asked for a motion to approve the Meeting Minutes.

Commissioner Waage motioned to approve the minutes.

Commissioner Ochylski seconded the motion.

Chairperson Enns asked for any public comment, announcing it was closed after hearing none.

Chairperson Enns asked **Ms. Vuong** for a roll call vote.

AYES: Commissioners Waage, Ochylski, Arnold, Compton, Gregory, Jensen, and Chairperson Enns

NAYS: None

ABSTAINING: None

The motion passed with a unanimous roll call vote.

Presentation of a Certificate of Appreciation to Commissioner Tom Murray for 20 Years of Service

Mr. Fitzroy presented the Certificate of Appreciation for Tom Murray and thanked him for his services on behalf of the staff and the Commission.

Commissioner Waage spoke highly of Tom Murray and highlighted his accomplishments for the Commission.

Chairperson Enns expressed his enjoyment for Tom Murray's question whenever they arose and commended him for his knack for detail and thoroughness.

Non-Agenda Public Comment Period

Chairperson Enns asked the public if there were any written or live comments on the non-agenda items, seeing none; closed public comment.

Regular Matters

A-1: Resolution Regarding Commission Meetings Held by Teleconference as Provided by AB 361 (Consider Approval of Resolution)

Mr. Pierik introduced and presented the item.

Chairperson Enns opened the floor for Commissioner comments or questions, hearing none.

Chairperson Enns opened the floor to public comment, hearing none; brought it back for a motion.

Commissioner Waage motioned to approve the resolution.

Commissioner Arnold seconded the motion.

Chairperson Enns asked **Ms. Vuong** for roll call vote.

AYES: Commissioners Waage, Arnold, Compton, Gregory,
Jensen, Ochylski, and Chairperson Enns

NAYS: None

ABSTAINING: None

The motion passed with a unanimous roll call vote.

A-2: First Quarter Fiscal Year 2021-2022 LAFCO Budget Status Report (Recommend Review and Approve)

Mr. Fitzroy introduced and presented the item.

Chairperson Enns opened the item for Commissioner comments or questions, hearing none.

Chairperson Enns opened the floor to public comment, hearing none; brought it back for a motion.

Commissioner Arnold motioned to approve the agenda item.

Commissioner Gregory seconded the motion.

Chairperson Enns asked **Ms. Vuong** for a roll call vote.

AYES: Commissioners Arnold, Gregory, Compton, Jensen, Ochylski, Waage, and Chairperson Enns

NAYS: None

ABSTAINING: None

The motion passed with a unanimous roll call vote.

A-3: Annexation #18 and Sphere of Influence Amendment to the Cayucos Sanitary District (Water Reclamation Facility) LAFCO File No. 2-R-21 (Recommend Review and Approve)

Mr. Fitzroy introduced the item.

Ms. Marquez presented the item.

Chairperson Enns opened the item for Commissioner comments or questions, hearing some.

Commissioner Ochylski complimented **Ms. Marquez** on her presentation.

Commissioner Arnold complimented **Ms. Marquez** on her presentation and had a general question about acreage.

Ms. Marquez answered the question to the best of her knowledge with the assistance of **Mr. Fitzroy**.

Chairperson Enns asked for any additional Commissioner comments, hearing none; asked the District Manager of the project to speak.

Rick Koon, Cayucos Sanitary District Manager, spoke about the project.

Chairperson Enns asked for any other Commissioner comments before opening to public comment. After hearing none from both, closed comment portion of the item.

Chairperson Enns brought it back to Commissioners for motions on the two separate actions involved.

Commissioner Arnold motioned to approve the first action (Environmental Determination).

Commissioner Waage seconded the motion for the first action (Environmental Determination).

Chairperson Enns asked **Ms. Vuong** for a roll call vote.

AYES: Commissioners Arnold, Waage, Compton, Gregory, Jensen, Ochylski, and Chairperson Enns

NAYS: None

ABSTAINING: None

The motion passed with a unanimous roll call vote.

Chairperson Enns moved towards asking Commissioners for approval on action two.

Commissioner Arnold motioned to approve the second action (Sphere of Influence Amendment & Annexation).

Commissioner Compton seconded the motion for the second action (Sphere of Influence Amendment & Annexation).

Chairperson Enns asked **Ms. Vuong** for a roll call vote.

AYES: Commissioners Arnold, Compton, Gregory, Jensen, Ochylski, Waage, and Chairperson Enns

NAYS: None

ABSTAINING: None

The motion passed with a unanimous roll call vote.

A-4: Annexation #82 to the City of San Luis Obispo (Froom Ranch Area)
LAFCO File No. 1-R-21 (Recommend Review and Approve)

Mr. Fitzroy introduced and presented the item.

Chairperson Enns opened the floor to Commissioner comments or questions.

Commissioner Waage had a clarification question about the project in itself.

Mr. Fitzroy answered **Commissioner Waage's** clarification question.

Commissioner Jensen had a comment and question about the proposed mitigation of the project.

Emily Creel, Environmental Consultant for SWCA Environmental Consultants and representative for the City of San Luis Obispo, answered **Commissioner Jensen's** question.

Chairperson Enns opened the floor to public comment, saw none, and moved forward to see if the applicant had any words they wanted to say.

Vic Montgomery, Planning Principal at RRM Design Group, spoke about the history, backstory, and reasoning behind the project.

Chairperson Enns opened the floor to Commissioner comments.

Commissioner Arnold had comments about the project in itself, but no questions.

Commissioner Waage expressed his support for the project, saying the proposal for senior living is needed in this County.

Commissioner Gregory stated general support as well and had additional comments towards the nearby watershed.

Commissioner Compton voiced her support for the project and praised it as well.

Chairperson Enns brought it back to Commissioners for a motion on the two separate actions involved.

Commissioner Arnold asked **Mr. Pierik** for approval to motion both actions rather than one action at a time to which he agreed.

Commissioner Arnold motioned to approve both actions at the same time. By approving both motions, **Commissioner Arnold** also wanted to specify in detail motion two by saying that she would like to utilize LAFCO policies 12a and 12c for this project specifically to mitigate the 18.3 acres of prime soil by conserving 49.4 acres of nonprime soil and referring to it as option 1 in the Staff Report.

Commissioner Gregory followed suit and seconded the motions.

Public Comment

Neil Havlik, resident of San Luis Obispo and member of the California Native Plant Society, San Luis Obispo Chapter submitted a public comment for the project one day prior to the hearing.

Public Comment Closed

Chairperson Enns asked **Ms. Vuong** for a roll call vote.

AYES: Commissioners Arnold, Gregory, Compton, Jensen, Ochylski, Waage, and Chairperson Enns

NAYS: None

ABSTAINING: None

The motion passed with a unanimous roll call vote.

A-5: Public Member Recruitment (Authorize Process and Provide Staff Direction to Recruit)

Mr. Fitzroy introduced and presented the item.

Commissioner Compton had a question regarding the recruitment process.

Mr. Fitzroy answered **Commissioner Compton's** question.

Commissioner Gregory had a question about how the recruitment will be advertised.

Mr. Fitzroy answered **Commissioner Gregory's** question.

Chairperson Enns asked for any more Commissioner comments; seeing none, opened it up to public comment; seeing none, brought it back for a motion.

Commissioner Waage motioned to approve staff recommendation with the time extension suggested by Commissioner Compton.

Mr. Fitzroy announced and clarified to the Commissioners that the motion for the recruitment period should extend to the end of the year as was suggested.

Commissioner Gregory seconded the motion.

Chairperson Enns asked **Ms. Vuong** for a roll call vote.

AYES: Commissioners Waage, Gregory, Arnold, Compton, Jensen, Ochylski, and Chairperson Enns

NAYS: None

ABSTAINING: None

The motion passed with a unanimous roll call vote.

Chairperson Enns concluded the item and moved to comment section.

Commissioner Comments: Ed Waage had comment about January meeting and potentially wanting to move it since he is also attending an RTA ribbon cutting; also wanted to state his appreciativeness of personnel.

Legal Counsel Comments: Brian Pierik had asked a question for Rob Fitzroy on when they approve meeting schedules. Brian followed up with Rob to ask if we can announce meeting schedule in November.

Executive Officer Comments: Mr. Fitzroy answered Mr. Pierik's questions by initially saying the meeting schedule goes out in January followed by saying we can pitch the schedule in November rather than January.

Adjournment: With no further business before the Commission, the meeting adjourned at 10:20 a.m. until the next meeting of the Commission pursuant to Governor's Executive Orders, depending upon the progression of the COVID-19 pandemic.

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,
Celine Vuong, LAFCO Commission Clerk