



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

Call to Order

The San Luis Obispo Local Agency Formation Commission (LAFCO) meeting was called to order at 9:11 a.m. on Thursday, January 21, 2021, pursuant to the COVID-19 provisions of the Governor's Executive Order N-29-20 by Chairperson Tom Murray. Viewing and commenting instructions were provided on the COVID-19 Agenda Cover and LAFCO's Website Homepage.

Roll Call

Present: Chairperson Tom Murray, Vice-Chair Robert Enns, Commissioners Debbie Arnold, Lynn Compton, Ed Waage, and Alternate Commissioners Ed Eby and Steve Gregory.

Absent: Commissioner Marshall Ochylski, Alternate Commissioners Heather Jensen and John Peschong.

Staff: David Church, LAFCO Interim Executive Officer
Brian Pierik, LAFCO Legal Counsel
Imelda Marquez, LAFCO Analyst

Selection of the 2021 Chair and Vice-Chair

Commissioner Arnold motioned to nominate Commissioner Enns as Chair.

Commissioner Waage seconded the motion.

Chairperson Murray asked Ms. Marquez to report if any written or live comments from the public were received.

Ms. Marquez reported that no public comments were received followed by a roll call vote.

AYES: Commissioners Arnold, Waage, Compton, Eby, Enns, Gregory, and Chairperson Murray

NAYS: None

ABSTAINING: None

The motion passed with a unanimous roll call vote.

Chairperson Enns thanked Commissioner Murray for his service and opened the floor for any Vice-Chair nominations.

Commissioner Arnold motioned to nominate Commissioner Waage as Vice-Chair.

Commissioner Murray seconded the motion.

AYES: Commissioners Arnold, Murray, Compton, Eby, Gregory, Waage, and Chairperson Enns

NAYS: None

ABSTAINING: None

The motion passed with a unanimous roll call vote.

Presentation of a Certificate of Appreciation to Former Chair Tom Murray & Commissioner Roberta Fonzi for her over 10 years of service

Presentation of a Certificate of Appreciation to Mike Prater for 10 years of service

Mr. Church presented the Certificate of Appreciations for the three individuals followed my Commissioner comments.

Approval of Minutes

Chairperson Enns asked Ms. Marquez to report if any written or live comments from the public were received.

Ms. Marquez reported that no public comments were received.

Chairperson Enns asked for any Commissioner comments or motion to approve the November 19, 2020, Meeting Minutes.

Commissioner Murray motioned to approve the minutes.

Commissioner Arnold seconded the motion.

AYES: Commissioners Murray, Arnold, Compton, Eby, Waage, and Chairperson Enns

NAYS: None

ABSTAINING: Commissioner Gregory

The motion was passed.

Non-Agenda Public Comments

Chairperson Enns asked Ms. Marquez to report if any written or live non-agenda public comments were received.

Ms. Marquez reported that no public comments were received and no one was in the meeting requesting to comment.

Regular Matters

A-1: Biennial Update of LAFCO's Conflict of Interest Code (Recommend Review and Approval)

Mr. Pierik presented the item.

Chairperson Enns opened the item for Commissioner questions and comments, No comments or questions were presented by the Commissioners.

Chairperson Enns asked Ms. Marquez to report if any written or live comments from the public were received.

Ms. Marquez reported that no public comments were received and no one was in the meeting requesting to comment.

Commissioner Enns asked for a motion to recommend approval.

Commissioner Waage motioned to approve the biennial update.

Commissioner Compton seconded the motion.

AYES: Commissioners Waage, Compton, Arnold, Eby, Gregory, Murray and Chairperson Enns

NAYS: None

ABSTAINING: None

The motion passed with a unanimous roll call vote.

A-2: Second Quarter Fiscal Year 2020-2021 LAFCO Budget Status Report (Recommend Review and Direct Executive to submit to the County Auditor)

Mr. Church presented the item.

Chairperson Enns opened the item for Commissioner comments or questions.

Chairperson Enns asked for clarification on the sphere of influence fee.

Mr. Church clarified that the fee was for the Gateway annexation and sphere amendment application.

Chairperson Enns asked for any other Commissioner questions, hearing none he continued to ask Ms. Marquez to report if any written or live comments from the public were received.

Ms. Marquez reported that no public comments were received and no one was in the meeting requesting to comment.

Chairperson Enns asked for a motion to approve the two part staff recommendation.

Commissioner Arnold made a motion to approve staff recommendation.

Commissioner Waage seconded the motion.

AYES: Commissioners Arnold, Waage, Compton, Eby, Gregory, Murray, and Chairperson Enns

NAYS: None

ABSTAINING: None

The motion passed with a unanimous roll call vote.

A-3: 2020 Annual Report and 2021 Proposed Work Plan-Meeting Schedule
(Recommend Review and Approval)

Mr. Church presented the item.

Chairperson Enns opened the item for Commissioner comments.

Commissioner Arnold asked for clarification on the referenced project for CSA 23 and the communities involved as part of the North County Municipal Service Review (MSR) Update.

Mr. Church clarified that the referenced project is for the proposed development in the Santa Margarita Ranch area and listed the communities that are being updated in the next MSR.

Chairperson Enns asked Ms. Marquez to report if any written or live comments from the public were received.

Ms. Marquez reported that no public comments were received and no one was in the meeting requesting to comment.

Chairperson Enns asked for a motion from the Commission to receive and file the annual report and approve the 2021 work plan and hearing schedule.

Commissioner Murray made a motion to approve staff recommendation.

Commissioner Waage seconded the motion.

AYES: Commissioners Murray, Waage, Arnold, Compton, Eby, Gregory, and Chairperson Enns

NAYS: None

ABSTAINING: None

The motion was passed with a unanimous roll call vote.

A-4: Process to appoint a Regular and Alternate Public Member LAFCO Commissioner to the Commission (Recommend Review and Approval)

Mr. Church presented the item.

Chairperson Enns asked for any Commissioner's comments or questions. The Commissioners had no questions or comments.

Chairperson Enns asked **Ms. Marquez** to report if any written or live comments from the public were received.

Ms. Marquez reported that no public comments were received and no one was in the meeting requesting to comment.

Chairperson Enns asked for a motion to authorize the procedure in selecting an Alternate and Regular Public Member to the Commission.

Commissioner Arnold motioned to approve staff recommendation.

Commissioner Waage seconded the motion.

AYES: Commissioners Arnold, Waage, Compton, Eby, Gregory, Murray, and Chairperson Enns

NAYS: None

ABSTAINING: None

The motion was passed with a unanimous roll call vote.

A-5: Consideration of the Recruitment Process and Job Description for the position of LAFCO Executive Officer (Recommend Review and Approval)

Mr. Church presented the item.

Chairperson Enns asked for any Commissioner questions or comments.

Chairperson Enns asked for clarification on setting up the Ad Hoc Committee.

Mr. Church clarified that the intent is to set up the Committee with this item.

Chairperson Enns asked Ms. Marquez to report if any written or live comments from the public were received.

Ms. Marquez reported that no public comments were received and no one was in the meeting requesting to comment.

Chairperson Enns asked for a motion to authorize the process and approve the attached job description.

Commissioner Arnold motioned to approve staff recommendation.

Commissioner Compton seconded the motion.

AYES: Commissioners Arnold, Compton, Eby, Gregory, Murray, Waage, and Chairperson Enns

NAYS: None

ABSTAINING: None

The motion passed with a unanimous roll call vote.

Chairperson Enns asked for volunteers for the Executive Officer Ad Hoc Committee.

Commissioners Arnold, Waage and Chairperson Enns volunteered to be on the committee.

Closed Session

B-1: Closed session pursuant to Government Code Section 54957
Public Employee/Employee Appointment – Title: Executive Officer

Pursuant to Government Code Section 54957.6 Conference with Labor Negotiators
Agency designated representatives: (Legal Counsel and Interim Executive Officer)
Unrepresented employee: Executive Officer

Chairperson Enns announced that the Commission was moving to Closed Session.

At 10:19 a.m. **Chairperson Enns** called the open session back in order.

Report on Closed Session: LAFCO Legal Counsel, Mr. Pierik, reported out of Closed Session announcing that the Commission unanimously gave direction to the Interim Executive Officer to include a salary range of \$125,000 to \$175,000 per year depending on qualifications.

Commissioner Comments: None

Legal Counsel Comments: None

Executive Officer Comments: None

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.

Respectfully submitted,
Imelda Marquez, LAFCO Analyst