



**SAN LUIS OBISPO
LOCAL AGENCY FORMATION COMMISSION
OCTOBER 19, 2023, MEETING MINUTES**

Call to Order

The San Luis Obispo Local Agency Formation Commission (LAFCO) meeting was called to order at 9:00 a.m. on Thursday, October 19, 2023, by Chairperson Arnold in the Board of Supervisors Chambers at the County Government Center, 1055 Monterey Street, San Luis Obispo, CA 93408.

Pledge of Allegiance

Roll Call

Present: Chairperson Debbie Arnold, Vice Chair Marshall Ochylski, Commissioners Robert Enns, Steve Gregory, Heather Jensen, and Jimmy Paulding, and Alternate Commissioner Charles Bourbeau

Absent: Commissioner Ed Waage, and Alternate Commissioners Ed Eby, Dawn Ortiz-Legg, and David Watson

Staff: Rob Fitzroy, LAFCO Executive Officer
Imelda Marquez-Vawter, LAFCO Analyst
Morgan Bing, LAFCO Clerk Analyst
Brian Pierik, LAFCO Legal Counsel

Approval of the Minutes: August 17, 2023

Chairperson Arnold announced the consideration of approval for the August 17, 2023, Regular Meeting Minutes.

Chairperson Arnold opened the item for public comment, announcing it was closed shortly after hearing none.

Chairperson Arnold asked for Commissioner comments or a motion to approve the minutes.

Commissioner Paulding motioned to approve the minutes.

Commissioner Jensen seconded the motion.

AYES: Commissioners Paulding, Jensen, Enns, and Chairperson Arnold

NAYS: None

ABSTAINING: Commissioners Bourbeau, Gregory, and Vice Chair Ochylski

The motion was passed.

Non-Agenda Public Comment Period

Chairperson Arnold opened the item for public comment, announcing it was closed shortly after hearing none.

Consent Agenda

A-1: 2024 Regular Meeting Calendar (Recommend Review and Approve)

Chairperson Arnold opened the item for public comment, announcing it was closed shortly after hearing none.

Commissioner Jensen motioned to approve staff recommendation.

Commissioner Bourbeau seconded the motion.

AYES: Commissioners Jensen, Bourbeau, Enns, Gregory, Paulding, Vice Chair Ochylski, and Chairperson Arnold

NAYS: None

ABSTAINING: None

The motion was passed.

Informational Matters

B-1: Informational Report of LAFCO File No. 4-R-16 | Formation of the Estrella-El Pomar-Creston Water District – Condition Compliance (Recommend Receive and File)

Mr. Fitzroy presented the item.

Chairperson Arnold opened the item for Commissioner questions.

Chairperson Arnold opened the item for public comment, announcing it was closed shortly after hearing none.

Public Comment

Greg Grewal, resident of Creston, provided the Commission with the following hardcopy handouts: Creston Advisory Body letter dated June 2, 2023; San Miguel Community Services

District letter dated May 31, 2023; and LAFCO staff report titled “Replacement Language for Condition #11 and Additional Information – Estrella-El Pomar-Creston Water District – LAFCO No. 4-R-16” dated February 21, 2019. **Greg Grewal** questioned Estrella-El Pomar-Creston Water District’s (EPCWD) ability to join the Paso Basin Cooperative Committee as well as expressed concern regarding their eligibility as a water district.

Allen Duckworth, resident of Paso Robles, questioned EPCWD’s establishment as a water district.

Public Comment Closed

Chairperson Arnold closed public comment and opened the item for Commissioner questions.

Chairperson Arnold shared a hard copy handout of LAFCO staff report titled “Replacement Language for Condition #11 and Additional Information – Estrella-El Pomar-Creston Water District – LAFCO No. 4-R-16” dated February 21, 2019, with Commissioners, and described the intent behind the addition of LAFCO’s condition of approval number 5.

Commissioner Jensen requested clarification regarding who determines compliance with LAFCO conditions of approval.

Mr. Fitzroy responded to questions and provided comment.

Commissioner Jensen asked for clarification regarding the need for unanimous approval from all agencies to join the MOA.

Mr. Fitzroy responded to questions and provided comment.

Chairperson Arnold further described the intent behind condition of approval number 5.

Commissioner Enns asked if LAFCO is involved with the MOA.

Mr. Fitzroy responded to questions and provided comment.

Commissioner Enns asked Commissioner Paulding for his input regarding the Board of Supervisor’s action to allow EPCWD to join the Paso Basin Cooperative Committee.

Commissioner Paulding provided input regarding his position on the matter.

Commissioner Gregory asked for confirmation that the Commission is acting within LAFCO’s purview.

Mr. Pierik responded to questions and provided comment.

Commissioner Gregory inquired about next steps after the item has been received and filed.

Mr. Pierik responded to questions and provided comment.

Commissioner Bourbeau asked how the weighted voting associated with the MOA was calculated.

Chairperson Arnold responded to questions and provided comment.

Chairperson Arnold announced the item was received and filed.

Regular Matters

C-1: LAFCO File No. 2-S-22 | Municipal Service Review and Sphere of Influence Study for San Miguel Community Services District (Recommend Review and Approve)

Mr. Fitzroy and **Ms. Bing** presented the item.

Chairperson Arnold opened the item for Commissioner questions.

Commissioner Enns inquired about the district's wastewater service connections.

Ms. Bing responded to questions and provided comment.

Kelly Dodds, General Manager of San Miguel Community Services District, responded to questions and provided comment.

Commissioner Enns asked about future growth of SMCSO.

Kelly Dodds responded to questions and provided comment.

Commissioner Gregory asked about wastewater treatment capacity.

Kelly Dodds responded to questions and provided comment.

Chairperson Arnold opened the item for public comment, announcing it was closed shortly after hearing none.

Commissioner Enns motioned to approve staff recommendation for Action 1.

Commissioner Gregory seconded the motion.

AYES: Commissioners Enns, Gregory, Bourbeau, Jensen, Paulding, Vice Chair Ochylski, and Chairperson Arnold

NAYS: None

ABSTAINING: None

The motion was passed.

Commissioner Bourbeau motioned to approve staff recommendation for Action 2.

AYES: Commissioners Bourbeau, Gregory, Enns, Jensen, Paulding, Vice Chair Ochylski, and Chairperson Arnold

NAYS: None

ABSTAINING: None

The motion was passed.

C-2: LAFCO File No. 1-R-21 | Annexation No. 82 to the City of San Luis Obispo (Froom Ranch Specific Plan) Time Extension Request (Recommend Review and Approve)

Mrs. Marquez-Vawter presented the item.

Chairperson Arnold opened the item for Commissioner questions, hearing none.

Chairperson Arnold opened the item for public comment, announcing it was closed shortly after hearing none.

Commissioner Gregory motioned to approve staff recommendation.

Vice Chair Ochylski seconded the motion.

AYES: Commissioner Gregory, Vice Chair Ochylski, Commissioners Bourbeau, Enns, Jensen, Paulding, and Chairperson Arnold

NAYS: None

ABSTAINING: None

The motion was passed.

C-3: First Quarter Fiscal Year 2023-2024 Budget Status and Work Plan Report (Recommend Review and Approve)

Mr. Fitzroy presented the item.

Chairperson Arnold opened the item for Commissioner questions.

Commissioner Bourbeau asked for clarification on the Dana Reserve project.

Mr. Fitzroy responded to questions and provided comment.

Commissioner Paulding thanked **Mr. Fitzroy** for his efforts.

Chairperson Arnold opened the item for public comment, announcing it was closed shortly after hearing none.

Commissioner Paulding motioned to approve staff recommendation.

Vice Chair Ochylski seconded the motion.

AYES: Commissioner Paulding, Vice Chair Ochylski, Commissioners Bourbeau, Enns, Gregory, Jensen, Paulding, and Chairperson Arnold

NAYS: None

ABSTAINING: None

The motion was passed.

C-4: Proposal to Prepare Financial Audit for Fiscal Year 2022-2023 (Recommend Review and Approve)

Mr. Fitzroy presented the item.

Commissioner Enns asked how many proposals were received.

Mr. Fitzroy responded to questions and provided comment.

Commissioner Bourbeau asked if CJ Brown & Company CPAs is a local firm.

Mr. Fitzroy and **Ms. Bing** responded to questions and provided comment.

Chairperson Arnold opened the item for public comment, announcing it was closed shortly after hearing none.

Vice Chair Ochylski motioned to approve staff recommendation.

Commissioner Paulding seconded the motion.

AYES: Vice Chair Ochylski, Commissioners Paulding, Bourbeau, Enns, Gregory, Jensen, Paulding, and Chairperson Arnold

NAYS: None

ABSTAINING: None

The motion was passed.

Commissioner Comments:

Commissioner Enns clarified that Item B-1 was received and filed. **Commissioners** thanked staff.

Legal Counsel Comments:

None

Executive Officer Comments:

Mr. Fitzroy provided comment regarding future commission meetings.

Adjournment: With no further business before the Commission, the meeting adjourned at 10:30 a.m. until the next meeting of the Commission in the Board of Supervisors Chambers at the County Government Center in San Luis Obispo.

Respectfully submitted,
Morgan Bing, LAFCO Clerk Analyst