



**SAN LUIS OBISPO
LOCAL AGENCY FORMATION COMMISSION
APRIL 18, 2024, 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, April 18, 2024, by Chairperson Ochylski 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 Marshall Ochylski, Vice Chair Steve Gregory, Commissioners Debbie Arnold, Robert Enns, Jimmy Paulding, and Ed Waage, and Alternate Commissioner Ed Eby

Absent: Commissioner Heather Jensen and Alternate Commissioners Dawn Ortiz-Legg, David Watson, and Carla Wixom

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: January 18, 2024

Chairperson Ochylski announced the consideration of approval for the January 18, 2024, Regular Meeting Minutes.

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

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

Commissioner Enns motioned to approve the minutes.

Commissioner Waage seconded the motion.

AYES: Commissioners Enns, Waage, Arnold, Paulding, Vice-Chair Gregory and Chairperson Ochylski

NAYS: None

ABSTAINING: None

The motion was passed.

Non-Agenda Public Comment Period

Chairperson Ochylski opened the item for public comment.

Greg Grewal, resident of Creston, commented on conditions of approval for water districts regarding requirements for general managers and annual budgets.

Chairperson Ochylski asked staff to respond to the question that was raised.

Mr. Fitzroy responded to questions and provided comment.

Chairperson Ochylski directed staff to return with an item relating to water district requirements to the next Commission meeting and closed public comment.

Consent Agenda

A-1: Third Quarter Fiscal Year 2023-2024 Budget Status and Work Plan Report (Recommend Review and Approve)

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

Chairperson Ochylski asked for Commissioner comments or a motion to approve the item.

Commissioner Waage motioned to approve the item.

Commissioner Paulding seconded the motion.

AYES: Commissioners Waage, Paulding, Arnold, Enns, Vice-Chair Gregory and Chairperson Ochylski

NAYS: None

ABSTAINING: None

The motion was passed.

Informational Matters

B-1: Informational Report on the Status of San Simeon Community Services District (Recommend Receive and File)

Mr. Fitzroy presented the item.

Chairperson Ochylski opened the item for Commissioner questions.

Commissioner Arnold asked about requirements to be on the SSCSD Board of Directors, SSCSD's current boundary, SSCSD's contract with State Parks, and inquired about the County's role as successor agency.

Mr. Fitzroy responded to questions and provided comment.

Commissioner Waage asked about potential CSA boundaries.

Mr. Fitzroy responded to questions and provided comment.

Patrick Faverty, General Manager of San Simeon Community Services District, commented on the state of the SSCSD and the district's relationship with Hearst Ranch and State Parks.

Commissioner Enns commented on the possibility of shared facilities between Cambria Community Services District and SSCSD.

Chairperson Ochylski opened the item for public comment.

Greg Grewal, resident of Creston, commented on the possibility of a wastewater filtration system and the EPA's new standards.

Chairperson Ochylski closed public comment, opened the item for Commissioner questions, and asked for the distance between SSCSD and CCSD.

Mr. Fitzroy responded to questions and provided comment.

Chairperson Ochylski announced the item was received and filed.

B-2: LAFCO File No. 1-R-24 | Notice of Submittal for Petition of Application for a Sphere of Influence Amendment and Annexation No. 1 to Shandon San Juan Water District (Skyview) (Recommend Receive and File)

Mrs. Marquez-Vawter presented the item.

Chairperson Ochylski opened the item for Commissioner questions.

Chairperson Arnold asked about the annexation process.

Mrs. Marquez-Vawter and **Mr. Fitzroy** responded to questions and provided comment.

Commissioner Arnold inquired about the landowners.

Mrs. Marquez-Vawter responded to questions and provided comment.

Commissioner Arnold provided additional comment on the item.

Chairperson Ochylski opened the item for public comment.

Greg Grewal, resident of Creston, provided comment related to the LAFCO File No. 1-R-24 applicants.

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

Commissioner Enns commented on the political nature of the item.

Commissioner Arnold provided comment on water issues related to the item.

Commissioner Waage commented on the work plan in relation to this item.

Mr. Fitzroy responded to questions and provided comment.

Chairperson Ochylski announced the item was received and filed.

Regular Matters

C-1: LAFCO File No. 1-O-24 | Outside Agency Agreement Between the City of Pismo Beach and Coastal Christian School for Fire Suppression Water (Recommend Review and Approve)

Ms. Bing presented the item.

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

Chairperson Ochylski opened the item for public comment.

Carol Florence, the applicant's representative, thanked LAFCO staff and the City of Pismo Beach for their efforts.

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

Commissioner Waage motioned to approve staff recommendation for Action 1.

Commissioner Arnold commented on fire suppression requirements and seconded the motion.

AYES: Commissioners Waage, Arnold, Enns, Paulding, Vice-Chair Gregory, and Chairperson Ochylski

NAYS: None

ABSTAINING: None

The motion was passed.

Commissioner Waage motioned to approve staff recommendation for Action 2.

Commissioner Arnold seconded the motion.

AYES: Commissioners Waage, Arnold, Enns, Paulding, Vice-Chair Gregory, and Chairperson Ochylski

NAYS: None

ABSTAINING: None

The motion was passed.

C-2: CALAFCO Legislative Update (Recommend Review and Approve)

Mr. Fitzroy presented the item.

Chairperson Ochylski recommended considering the bills separately.

Commissioner Arnold commented on indemnification.

Commissioner Waage stated his support of the bill.

Commissioner Enns provided comment and inquired about attorney's fees.

Mr. Pierik responded to questions and provided comment.

Commissioner Arnold provided additional comment.

Commissioner Enns asked for clarification on the action.

Mr. Fitzroy provided clarification on the action.

Mr. Pierik provided comment on the agenda item.

Commissioner Paulding asked for clarification regarding the Commission's prerogative to adopt

an indemnification policy.

Mr. Fitzroy responded to questions and provided comment.

Commissioner Arnold motioned to provide direction to the Executive Officer to submit letters of support for SB 1209 to CALAFCO.

Commissioner Waage seconded the motion.

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

AYES: Commissioners Arnold, Waage, Enns, Paulding, Vice-Chair Gregory, and Chairperson Ochylski

NAYS: None

ABSTAINING: None

The motion was passed.

Mr. Fitzroy continued presenting the item.

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

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

Commissioner Paulding motioned to provide direction to the Executive Officer to submit letters of support for AB 3277 to CALAFCO.

Commissioner Waage seconded the motion.

AYES: Commissioners Paulding, Waage, Arnold, Enns, Vice-Chair Gregory, and Chairperson Ochylski

NAYS: None

ABSTAINING: None

The motion was passed.

C-3: Proposed Fiscal Year 2024-2025 Budget and Work Plan (Recommend Review and Approve)

Mr. Fitzroy presented the item.

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

Chairperson Ochylski opened the item for public comment.

Mark Miller, resident of Cayucos, commented on the status of the Cayucos Community Services District formation.

Mr. Fitzroy responded to questions and provided comment.

Commissioner Enns responded to questions and provided comment.

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

Vice Chair Gregory motioned to approve staff recommendation for Action 1.

Commissioner Waage seconded the motion.

AYES: Vice-Chair Gregory, Commissioners Waage, Arnold, Enns, Paulding, and Chairperson Ochylski

NAYS: None

ABSTAINING: None

The motion was passed.

Vice Chair Gregory motioned to approve staff recommendation for Action 2.

Commissioner Waage seconded the motion.

AYES: Vice-Chair Gregory, Commissioners Waage, Arnold, Enns, Paulding, and Chairperson Ochylski

NAYS: None

ABSTAINING: None

The motion was passed.

Closed Session

D-1: Pursuant to Government Code Section 54957 – Public Employee Performance Evaluation | Title: Legal Counsel

Mr. Pierik introduced the item.

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

Chairperson Ochylski recommended hearing Commissioner, Legal Counsel, and Executive Officer comments before going into closed session.

Commissioner Comments: **Commissioner Enns** thanked staff and commented on SSCSD’s status as a DUC. **Commissioners Arnold** and **Chairperson Ochylski** thanked staff for their efforts.

Legal Counsel Comments: None

Executive Officer Comments: **Mr. Fitzroy** provided comment regarding the new City Alternate Member, Carla Wixom, discussed future meeting schedules, and announced staff will be attending the CALAFCO Staff Workshop April 23rd - 26th.

Chairperson Ochylski called for a break at 10:40 AM and reconvened the meeting at 10:50 AM, followed by Closed Session.

At 11:31 a.m.; **Chairperson Ochylski** called the open session back into order with no report on Closed Session.

Report on Closed Session: **Chairperson Ochylski** stated that there was no reportable action.

Adjournment: With no further business before the Commission, the meeting adjourned at 11:31 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,
Morgan Bing, LAFCO Clerk Analyst