



**SAN LUIS OBISPO
LOCAL AGENCY FORMATION COMMISSION
MAY 18, 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, May 18, 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, Commissioners Heather Jensen, Marshall Ochylski, Jimmy Paulding, and Ed Waage, and Alternate Commissioners Charles Bourbeau and Ed Eby

Absent: Commissioners Robert Enns and Steve Gregory, and Alternate Commissioners 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

Selection of the 2023 Vice-Chair

Mr. Fitzroy explained that the item may be postponed until both special district regular members were present.

Commissioner Ochylski asked for clarification.

Mr. Fitzroy provided clarification on the selection of the Vice-Chair.

Chairperson Arnold asked for a motion to nominate Vice-Chair for 2023.

Chairperson Waage nominated **Commissioner Ochylski** as Vice-Chair of the Commission for 2023.

Commissioner Paulding seconded the motion.

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

AYES: Commissioners Waage, Paulding, Bourbeau, Eby, Jensen, Ochylski, and Chairperson Arnold

NAYS: None

ABSTAINING: None

The motion was passed.

Approval of the Minutes: April 20, 2023

Chairperson Arnold announced the consideration of approval for the April 20, 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 Waage motioned to approve the minutes.

Commissioner Paulding seconded the motion.

AYES: Commissioners Waage, Paulding, Eby, and Chairperson Arnold

NAYS: None

ABSTAINING: Commissioners Bourbeau, Jensen, and Vice Chair Ochylski

The motion was passed.

Non-Agenda Public Comment Period

Chairperson Arnold opened the item for public comment.

Charles Varni, resident of Oceano Community Services District, provided comment regarding merger between Oceano Community Services District and Grover Beach.

Chairperson Arnold closed public comment.

Informational Matters

A-1: Oceano Community Services District Request for Divestiture of Fire Authority Application Status Update and Discussion (Recommend Receive and File)

Mr. Fitzroy presented the item.

Chairperson Arnold opened the item for Commissioner questions.

Commissioner Waage clarified that the commission is not providing direction at this time.

Mr. Fitzroy concurred.

Chairperson Arnold asked what powers Oceano Community Services District (OCSD) has activated?

Mr. Fitzroy responded to questions and provided comment.

Chairperson Arnold opened the item for public comment.

Public Comment

Charles Varni, resident of OCSD, commented on consideration of the county taking over all fire services in south county.

Chairperson Arnold inquired about funding for OCSD's services.

Charles Varni responded to questions and provided comment.

Public Comment Closed

Chairperson Arnold invited representatives of affected agencies to speak.

Will Clemens, General Manager of OCSD, discussed the district's active powers and provided clarification on the amount of OCSD's property taxes proposed to be transferred to the County.

Commissioner Bourbeau inquired about unfunded liabilities.

Will Clemens responded to questions and provided comment.

Commissioner Paulding asked for clarification on the legacy safety program and cost of lighting service.

Will Clemens responded to questions and provided comment.

Commissioner Waage asked about the tentative agreement for interim fire service in OCSD.

Will Clemens responded to questions and provided comment.

Chairperson Arnold asked about Joint Power Agreement obligations, the state of the OCSD fire

station, and response times.

Will Clemens responded to questions and provided comment.

Commissioner Bourbeau asked about mutual aid agreements.

Will Clemens responded to questions and provided comment.

Commissioner Bourbeau asked for clarification on state responsibility areas.

Mr. Fitzroy responded to questions and provided comment.

Chairperson Arnold asked about mutual aid agreements.

Will Clemens responded to questions and provided comment.

Whitney McDonald, City Manager of Arroyo Grande, discussed proposed Five Cities Fire Authority (FCFA) service contract with OCSD.

Commissioner Paulding inquired about the action that the Grover Beach City Council took in comparison to the action taken by Arroyo Grande City Council, and asked if the Arroyo Grande City Council considered OCSD's ability to pay.

Whitney McDonald responded to questions and provided comment.

Matthew Bronson, City Manager of Grover Beach, discussed proposed FCFA service contract with OCSD.

Commissioner Paulding asked how the FCFA funding formula was determined.

Matthew Bronson responded to questions and provided comment.

Commissioner Waage inquired about use of OCSD fire station.

Matthew Bronson responded to questions and provided comment.

John Nilon, Interim County Administrative Officer, provided comment on the County's role in the OCSD Divestiture of Fire Authority.

Commissioner Waage and **Chairperson Arnold** shared appreciation with the speakers.

Will Clemens provided comment on OCSD's funding sources and the FCFA service contract.

Jimmy Paulding thanked staff and discussed long term strategic planning for fire service in the County.

Chairperson Arnold announced the item was received and filed.

Chairperson Arnold called for a break at 10:30 AM and reconvened the meeting at 10:41 AM.

Regular Matters

B-1: Policies, Procedures & By-Laws Manual Update (Recommend Review and Approve)

Mr. Fitzroy introduced the item.

Commissioner Eby expressed desire to postpone the item to allow for additional time for review.

Mr. Fitzroy stated the item is not time sensitive.

Commissioner Eby motioned to proceed with staff presentation and postpone action on the item.

Commissioner Paulding seconded the motion.

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

Chairperson Arnold and **Commissioner Ochylski** suggested postponing the presentation until a future meeting.

Commissioner Eby modified his motion to continue the item.

Commissioner Paulding seconded the motion.

Commissioner Waage asked if continuing the item would affect potential applications.

Mr. Pierik responded to questions and provided comment.

AYES: Commissioners Eby, Paulding, Bourbeau, Jensen, Waage, Vice Chair Ochylski, and Chairperson Arnold

NAYS: None

ABSTAINING: None

The motion was passed.

B-2: Final Fiscal Year 2023-2024 Budget and Work Plan (Recommend Review and Approve)

Mr. Fitzroy presented the item.

Chairperson Arnold opened the item for Commissioner questions.

Commissioner Waage provided comment regarding reserve fund interest rates.

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

Commissioner Waage motioned to move staff's recommendation.

Commissioner Paulding seconded the motion.

AYES: Commissioners Waage, Paulding, Bourbeau, Eby, Jensen, Vice Chair Ochylski, and Chairperson Arnold

NAYS: None

ABSTAINING: None

The motion was passed.

Closed Session

C-1: Pursuant to Government Code Section 54957 – Public Employee Regular Annual Performance Evaluation | Title: Executive Officer

Mr. Pierik announced the Closed Session item.

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

At 11:10 a.m.; **Chairperson Arnold** called the open session back into order.

Report on Closed Session: LAFCO Legal Counsel, Brian Pierik, stated that there was no reportable action.

Commissioner Comments: **Commissioner Jensen** inquired about LAFCO involvement in offshore wind projects.

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 11:13 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