



**SAN LUIS OBISPO
LOCAL AGENCY FORMATION COMMISSION
JANUARY 20, 2022, MEETING MINUTES**

Call to Order

The San Luis Obispo Local Agency Formation Commission (LAFCO) meeting was called to order at 1:03 p.m. on Thursday, January 20, 2021, by Chairperson Robert Enns pursuant to the COVID-19 provisions of the Governor's Executive Order AB 361.

Roll Call

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

Absent: Commissioner Marshall Ochylski and Alternate Commissioners Charles Bourbeau and Dawn Ortiz-Legg.

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

Ms. Vuong announced that Alternate Commissioner Heather Jensen and Ed Eby would be sitting in as regular members.

Selection of the 2022 Chair and Vice-Chair

Commissioner Arnold nominated Commissioner Waage as Chair to the Commission for 2022.

Commissioner Compton seconded the motion.

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

NAYS: None

ABSTAINING: None

The motion was passed with a unanimous roll call vote.

Commissioner Enns nominated Commissioner Arnold as Vice-Chair to the Commission for 2022.

Commissioner Compton seconded the motion.

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

NAYS: None

ABSTAINING: None

The motion was passed with a unanimous roll call vote.

Presentation of a Certificate of Appreciation to Chair Robert Enns for his service as Chair

Commissioners thanked former Chairperson Enns for a great year of service.

Approval of the Minutes: November 18, 2021, (Regular & Special Meeting)

Chairperson Waage requested certain corrections to the minutes and announced the consideration of approval for the November 18, 2021, Regular and Special Meeting Minutes.

Chairperson Waage asked if any written or live non-agenda public comment requests were received.

Ms. Marquez reported that no written public comments were received and one public member attending the meeting wished to comment.

Greg Greywall expressed his frustration with trying to connect to the zoom meeting.

Chairperson Waage closed public comment and asked for a motion to approve the Minutes.

Vice-Chair Arnold motioned to approve the minutes.

Commissioner Gregory seconded the motion.

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

NAYS: None

ABSTAINING: None

The motion was passed with a unanimous roll call vote.

Non-Agenda Public Comments

Chairperson Waage asked if any written or live non-agenda public comment requests were

received.

Ms. Marquez reported that no written public comments were received and one public member attending the meeting wished to comment.

Greg Greywall provided the Commission with his perspective on the Shandon San Juan Water District.

Consent

A-1: Resolution Regarding Commission Meetings Held by Teleconference as Provided by AB 361 (Recommend Review and Approve)

Chairperson Waage asked if any written or live non-agenda public comment requests were received.

Seeing none, **Chairperson Waage** closed public comment and asked for a motion.

Vice-Chair Arnold motioned to approve the resolution.

Commissioner Compton seconded the motion.

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

NAYS: None

ABSTAINING: None

The motion was passed with a unanimous roll call vote.

Informational Matters

B-1: Notice of Petition of Application for Annexation #1 to Shandon-San Juan Water District (Receive and File)

Mr. Fitzroy presented the item.

Commissioners asked clarifying questions followed by **Chairperson Waage** opening public comment.

Ms. Marquez reported that no written public comments were received and one public member attending the meeting wished to comment.

Greg Greywall shared his perspective on the new annexation application and the recent

detachments to the Shandon San Juan Water District.

Chairperson Waage closed public comment and announced the item was received and filed.

Regular Matters

C-1: Second Quarter Fiscal Year 2021-2022 LAFCO Budget Status Report (Recommend Review and Approve)

Mr. Fitzroy presented the item.

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

Chairperson Waage asked if any written or live comments from the public were received.

Ms. Marquez reported that there were no submitted or live public comment requests.

Chairperson Waage asked for any Commissioner questions or a motion.

Commissioner Arnold made a motion to approve staff recommendation.

Commissioner Enns seconded the motion.

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

NAYS: None

ABSTAINING: None

The motion passed with a unanimous roll call vote.

C-2: 2021 Annual Report and 2022 Proposed Work-Plan (Recommend Review and Approve)

Mr. Fitzroy presented the item.

Chairperson Waage opened the item for Commissioner comments.

Commissioner Jensen and **Chairperson Waage** expressed support for the new approach.

Commissioner Enns asked whether LAFCO has adequate staff for the workload.

Mr. Fitzroy responded to Commissioners.

Chairperson Waage asked if any written or live comments from the public were received.

Ms. Marquez reported that there were no submitted or live public comment requests.

Chairperson Waage asked for any Commissioner questions or a motion.

Commissioner Arnold made a motion to approve staff recommendation.

Commissioner Gregory seconded the motion.

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

NAYS: None

ABSTAINING: None

The motion passed with a unanimous roll call vote.

C-3: Sphere of Influence Amendment for the City of Morro Bay (Panorama Lots)
LAFCO File No. 1-S-21 (Recommend Review and Approve)

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

Following staff's presentation **Scot Graham**, City of Morro Bay Community Development Director, presented on behalf of the City.

Chairperson Waage opened the item for Commissioner comments.

Commissioner Eby, Enns and **Jensen** asked clarifying questions.

Mr. Fitzroy responded to questions and concerns.

Chairperson Waage mentioned he had a similar question to Commissioner Enns but that it had already been answered and that it appeared that the project would be more restricted under the City.

Chairperson Waage announced that a written public comments had been received and asked if there were any live comments from the public.

Ms. Marquez reported that there were several live public comment requests.

Residents of Morro Bay (listed below) provided public comment to the Commission. In summary, two expressed support on moving the lots into the Sphere of influence and the remaining comments expressed concern on the following topics; land slide risks, hazards, easements, Environmental Impact Report, LAFCO mission statements, history of landslides,

urban sprawl. List of commenters on item C-3: Susan Hammond, Tina Metzger, Betty Winholtz, Donald Headland, Dan Stanley, Ric Deschler, Joel Thomas, Nancy Dickenson.

Chairperson Waage closed public comment and asked for any additional Commissioner questions or comments.

Commissioner Ed Eby expressed three points of concern towards the project.

Commissioners Compton and **Chairperson Waage** reiterated what the action was and addressed some confusion revolving the sphere amendment.

Chairperson Waage asked for additional comments or a motion.

Commissioner Arnold made a motion to approve action 1 of staff recommendation for CEQA compliance.

Commissioner Enns seconded the motion.

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

NAYS: Commissioner Eby

ABSTAINING: None

The motion passed with five (5) ayes and one (1) nay.

Mr. Fitzroy clarified that Commissioner Gregory was no longer in attendance; therefore, he did not vote on this item and any that followed.

Commissioner Arnold made a motion to approve action 2 of staff recommendation for approval of the resolution.

Commissioner Compton seconded the motion.

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

NAYS: Commissioner Eby

ABSTAINING: None

The motion passed with five (5) ayes and one (1) nay.

C-4: Consider Appointment of a Public Member to the Commission (Consider Appointment)

Mr. Fitzroy presented the item.

Chairperson Waage allowed each of the two candidates (David Watson followed by Heather Jensen) to speak about themselves and their interest to serve on the Commission.

Chairperson Waage asked if any written or live comments from the public were received.

Ms. Marquez reported that there were no submitted or live public comment requests.

Chairperson Waage asked for any Commissioner questions or comments.

Commissioner Compton, Enns, Arnold and **Chairperson Waage** thanked both candidates and recommended Heather Jensen as the Regular Public member and David Watson as the Alternate Public Member.

Chairperson Waage asked for a motion.

Commissioner Compton made a motion to appoint Heather Jensen as the Regular Public Member.

Commissioner Enns seconded the motion.

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

NAYS: None

ABSTAINING: None

The motion passed with a unanimous roll call vote.

Commissioner Arnold made a motion to appoint David Watson as the Alternate Public Member.

Commissioner Compton seconded the motion.

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

NAYS: None

ABSTAINING: None

The motion passed with a unanimous roll call vote.

Commissioner Comments: None

Legal Counsel Comments: None

Executive Officer Comments:

Mr. Fitzroy announced the recent changes to the LAFCO County Commissioner positions, and upcoming elections for the City and Special District positions.

Adjournment: With no further business before the Commission, the meeting adjourned at 3:27 p.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