



**SAN LUIS OBISPO
LOCAL AGENCY FORMATION COMMISSION
MEETING MINUTES FOR
JULY 21, 2011**

Call to Order:

The San Luis Obispo Local Agency Formation Commission meeting was called to order at 9:00 a.m. on Thursday, July 21, 2011 in the Board of Supervisors Chambers at the County Government Center in San Luis Obispo, California by Chairman Richard Roberts.

Roll Call:

Present: Chairman Roberts, Vice Chairman Gibson, Commissioners Muril Clift, Ed Eby, James Patterson, Duane Picanco, Kris Vardas and Alternate Commissioner Roberta Fonzi

Absent: Alternate Commissioners Frank Mecham, Tom Murray

Staff: David Church, LAFCO Executive Officer, Raymond A. Biering, LAFCO Legal Counsel, Mike Prater, LAFCO Analyst, Donna J. Bloyd, LAFCO Commission Clerk.

Pledge of Allegiance: Led by Commissioner Picanco

Approval of Minutes: Motion was made, seconded and passed, to approve the minutes of June 16, 2011.

Non-Agenda Public Comments: None

Consent Agenda:

Item A-1: Submittal of Year-End Budget Report for Fiscal Year 2010-2011.

Motion was made by Commissioner Clift to approve the Consent Agenda

Commissioner Picanco seconded the motion.

The motion passed with a 5-0 voice vote.

Regular Matters:

Item B-1: Amendments to Government Code Section 56133 (Outside User Agreements)

LAFCO Executive Officer, David Church, introduced this item stating that the CALAFCO Board had approved possible amendments to Government Code Section 56133 regarding Outside User Agreements. Over the last year the Legislative Committee had worked with a number of Executive Officers to craft language which would allow a LAFCO to approve outside service extensions based on various factors.

Mr. Church summarized the issue stating that the intent is to seek legislation to make the changes law and allow more flexibility in the current law. Mr. Church's recommendation to the Commission is to draft a letter supporting these changes.

Commissioners Picanco and Patterson had questions about the item regarding the possible growth-inducing and agricultural impacts.

Mr. Church responded to those questions indicating that LAFCO would have to address those issues prior to approving an Outside User Agreement.

Vice Chairman Gibson also had questions about the item.

Mr. Church responded to his questions.

Mr. Biering stated that an Outside User Agreement is a tool for LAFCO and there are no entitlements regarding an OUA.

Motion was made by Vice Chairman Gibson for Mr. Church to draft a letter to CALAFCO supporting the Government Code Section changes.

Commissioner Vardas seconded the motion.

The motion passed with a 5-0 voice vote.

Item B-2: Consideration of Special Districts Risk Management Association's Board of Directors Election

Mr. Church introduced this item stating that LAFCO is a member of the Special Districts Risk Management Authority (SDRMA) and obtains its General Liability, Workers' Compensation and Health Insurance coverages from SDRMA.

Mr. Church suggested that the Commission consider voting for up to three candidates for SDRMA's Board of Directors and adopting SDRMA's resolution with candidate selections.

Mr. Church stated that LAFCO Commissioner Muril Clift is on the SDRMA Board of Directors and might have input regarding the candidates.

Commissioner Clift gave a brief summary regarding the candidates.

The Commission chose the following candidates for the LAFCO vote:

Mike Scheafer
Ed Gray
Terry Burkhart

Commissioner Comments: **Commissioner Picanco** invited the Commissioners and audience to the Mid-State Fair in Paso Robles and spoke about the cattle drive and trail ride.

Commissioner Eby asked about the opposition to the Orcutt Area annexation.

Mr. Church stated that some opposition had been generated and that the results of the protest hearing would be available soon.

Commissioner Clift had questions about the registered voters.

Mr. Church responded to those questions.

Legal Counsel Comments: Mr. Biering reminded Commissioners to keep the Brown Act rules in mind while on the tour of the Pismo Beach Sphere of Influence area.

Executive Officer Comments: Mr. Church stated that the purpose of the tour was to gain an overview of the area.

Special Matters:

Item C-1: Bus tour of the City of Pismo Beach's possible Sphere of Influence Area

The Commission boarded a bus in San Luis Obispo to view the City of Pismo Beach Sphere of Influence Update/Municipal Service Review area. Members of the public were invited to attend the viewing trip. LAFCO Legal Counsel, Ray Biering, reminded commissioners to remember the Brown Act while on the tour bus, that the LAFCO meeting was still in order.

The bus left the San Luis Obispo County Government Center at 9:45 a.m. and stopped at the City of Pismo Beach Administrative Offices. Several individuals joined the tour at the City offices. In addition, several cars followed the bus on the tour.

In attendance on the tour bus were the following:

LAFCO Commissioners:

Chairman Richard Roberts
Vice Chairman Bruce Gibson
Commissioners Muril Clift, Ed Eby, James R. Patterson, Duane Picanco, Kris Vardas and
Alternate Commissioner Roberta Fonzi

LAFCO Staff:

Executive Officer David Church
Legal Counsel Ray Biering
Analyst Mike Prater
Commission Clerk Donna Bloyd
Lynda Auchinachie, SLO County Agriculture Commission;

Mike Wulkan, SLO County Planning Department;
Jon Biggs, City of Pismo Beach;
Shelly Higginbotham, Mayor of Pismo Beach;
Mike Winn, Chairman of WRAC (Water Resources Advisory Committee);
Laura Sprague, Member of the Public;
Cynthia Lambert, *The Tribune*;
Susan Testa/Sheila Blake members of the public (traded places at Stop 3); and
Dave Watson

The first stop of the tour was at the top of Longview Street in Pismo Beach - Study Area 1. This is also known as "The Preserve Property" and is located in SLO County, not within the City of Pismo Beach's Sphere of Influence (SOI) area.

Mr. Church asked the attendees to introduce themselves. Attendees provided brief introductions.

Mr. Church described the area and Study Area 1.

The second stop on the tour was King North Ranch - Study Area 2, not recommended to be within the SOI area. The area is adjacent to Price Canyon Road and is commonly known as "North Ranch". The other Study Areas could be viewed by looking toward Price Canyon.

Mr. Church stated that this area was not recommended for inclusion into the Pismo Beach SOI.

Mr. Church and Mr. Prater answered questions from the Commissioners and the public about the area.

Susan Testa, member of the public, asked why the tour could not go onto the South Ranch area.

Mr. Church indicated that the tour's time constraints made that not practical.

Mr. Dave Watson, Executive Assistant to King Enterprises stated that many tours of the South Ranch had been given and that people were welcome to tour the ranch at any time.

The third stop of the tour was at Vetter Lane - Study Area 4. This is also known as "The Godfrey Parcel" and is not currently within the City of Pismo Beach's Sphere of Influence (SOI) area. It is approximately 250 acres and is located adjacent and to the east of the King South Ranch.

Waiting at this stop on the tour were approximately 50 residents of the area. Mr. Church described the area and took questions from the crowd. Some questions and concerns were referred to the City Council of the City of Pismo Beach.

Mr. Jon Biggs, City of Pismo Beach Community Development Department answered questions from the group.

The residents were informed about and invited to attend the LAFCO commission meeting on September 15, 2011 in the County Government Center at 1055 Monterey Street when this SOI will be before the Commission.

According to the City/County MOA this area should be included into the SOI.

Mr. Church indicated that, in the interest of time, the tour of the area was over. The bus returned to the Pismo Beach City offices on Mattie Road.

Adjournment: With no further business before the Commission, the meeting adjourned at 12:00 pm. 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,
Donna J. Bloyd, LAFCO Commission Clerk