

**Santa Barbara
Local Agency Formation Commission**

Santa Barbara



Commissioner Cynthia Allen, Alternate

Commissioner Jay Freeman

Commissioner Craig Geyer

Commissioner Joan Hartmann

Commissioner James Kyriaco, Alternate

Commissioner Bob Nelson, Alternate

Commissioner Jenelle Osborne

Commissioner Alice Patino

Commissioner Jim Richardson, Alternate

Commissioner Shane Stark

Commissioner Das Williams

Minutes

Thursday, March 2, 2023

1:00 PM

**COUNTY ADMINISTRATION BUILDING BOARD OF
SUPERVISORS HEARING ROOM, FOURTH FLOOR 105 EAST
ANAPAMU STREET, SANTA BARBARA**

Meetings, Agendas, Supplemental Materials and Minutes of the Local Agency Formation Commission are available on the internet: www.sblafco.org

1:00 P.M. Convened to Regular Session**Roll Call**

Present: 9 – Commissioner Allen, Commissioner Freeman, Commissioner Geyer, Commissioner Hartmann, Commissioner Nelson, Commissioner Patino, Commissioner Richardson, Commissioner Stark, and Commissioner Williams

Absent: 1 – Commissioner Osborne

**Commissioner Williams joined the meeting late*

Pledge of Allegiance**Approval of Minutes of the February 2, 2023 Regular Meeting**

A motion was made by Commissioner Geyer, seconded by Commissioner Stark to approve the minutes.

The motion carried by the following vote:

Ayes: 6 – Commissioner Freeman, Commissioner Geyer, Commissioner Hartmann, Commissioner Patino, Commissioner Stark, and Commissioner Hartmann

Absent: 1 – Commissioner Williams

Oath of Office

The Oath of Office was administered to newly appointed City alternate member James Kyriaco, with term ending March 1, 2024.

Administering the Oath to Regular City Member Commissioner Jenelle Osborne will be continued to the April 6, 2023 Regular Meeting due to her absence.

**From this point Commissioner Kyriaco voted in Commissioner Osborne's place for the remainder of the meeting.*

**Commissioner Nelson voted in Commissioner Williams' place until he arrived.*

Public Comment Period

No requests to speak.

Consent Calendar

- 1) Receive and file a report on Disbursements for January and February, 2023.

A motion was made by Commissioner Stark, seconded by Commissioner Geyer to approve the Consent Calendar.

The motion carried by the following vote:

Ayes: 7 – Commissioner Freeman, Commissioner Geyer, Commissioner Kyriaco, Commissioner Patino, Commissioner Stark, Commissioner Nelson, and Commissioner Hartmann

Changes of Organization

- 1) Consider approval of LAFCO application File No. 22-09 for annexation of the property located in the unincorporated area of the County at 3266 Beach Club Road, Carpinteria, Ca., to the Carpinteria Sanitary District. Adoption of a Resolution includes the following actions:
 - a. Find the proposal to be exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15303, Class 3 New Construction or Conversion of Small Structures and 15319, Class 19 Annexations of individual small parcels for facilities exempted by Section 15303;
 - b. Condition approval upon the annexed territory being liable for any existing indebtedness and authorized taxes, charges, fees and assessments of the Carpinteria Sanitary District;
 - c. Find the subject territory is uninhabited; all affected landowners have given written consent and the annexing agency has given written consent to the waiver of conducting authority proceedings; and;
 - d. Waive the conducting authority proceedings and direct the staff to complete the proceeding.

A motion was made by Commissioner Geyer seconded by Commissioner Williams that this item be acted on as follows:

a) through d) Approved and adopted.

RESOLUTION NO. 23-04

(Note: Resolution number assigned by staff after the hearing)

The motion carried by the following vote:

Ayes: 7 – Commissioner Freeman, Commissioner Geyer, Commissioner Kyriaco, Commissioner Patino, Commissioner Stark, Commissioner Williams, and Commissioner Hartmann

- 2) Consider approval of LAFCO application File No. 22-06 the annexation of the property located in the unincorporated area of the County at 399 Arboleda Drive, Goleta, CA., to the Goleta Sanitary District. Adoption of a Resolution includes the following actions:
- a. Find the proposal to be exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15301 Class 1 alteration of existing public or private structures, facilities, etc., involving negligible or no expansion of existing use; Section 15303 Class 3 New Construction or Conversion of Small Structures and 15319(b), Class 19 Annexation of Individual Small Parcels for Facilities Exempt by Section 15303;
 - b. Condition approval upon the annexed territory being liable for any existing indebtedness and authorized taxes, charges, fees and assessments of the Goleta Sanitary District;
 - c. Find the subject territory is uninhabited; all affected landowners have given written consent and the annexing agency has given written consent to the waiver of conducting authority proceedings; and;
 - d. Waive the conducting authority proceedings and direct the staff to complete the proceeding.

A motion was made by Commissioner Geyer seconded by Commissioner Kyriaco that this item be acted on as follows:

a) through d) Approved and adopted.

RESOLUTION NO. 23-05

(Note: Resolution number assigned by staff after the hearing)

The motion carried by the following vote:

Ayes: 7 – Commissioner Freeman, Commissioner Geyer, Commissioner Kyriaco, Commissioner Patino, Commissioner Stark, Commissioner Williams, and Commissioner Hartmann

Business Items

- 1) Consider a two-year Agreement for Professional Legal Services with William Dillon for an amount not to exceed \$150,000.

A motion was made by Commissioner Geyer, seconded by Commissioner Williams to approve and authorize the Chair to execute an Agreement for Professional Services between LAFCO and attorney William M. Dillon for legal services from March 3, 2023 through March 6, 2025, for a total contact amount not to exceed \$150,000.00

The motion carried by the following vote:

Ayes: 7 – Commissioner Freeman, Commissioner Geyer, Commissioner Kyriaco, Commissioner Patino, Commissioner Stark, Commissioner Williams, and Commissioner Hartmann

- 2) Receive an oral staff report and set a public hearing for April 6, 2023 to consider the Municipal Service and Sphere Review for Water, Wastewater, Recycled Water, and Stormwater Services providers.

A motion was made by Commissioner Williams, seconded by Commissioner Stark to set a public hearing for May 4, 2023 to consider the Municipal Service and Sphere Review for Water, Wastewater, Recycled Water, and Stormwater Services providers with the added caveat that the Carpinteria Sanitation District will be given the opportunity to further explore changing their sphere boundary.

The motion carried by the following vote:

Ayes: 7 – Commissioner Freeman, Commissioner Geyer, Commissioner Kyriaco, Commissioner Patino, Commissioner Stark, Commissioner Williams, and Commissioner Hartmann

- 3) Consider recommendations regarding work program for Transportation, Parking, Street Sweeping & Beautification, Lighting, Transit and Airport Municipal Service & Sphere Review and approve the proposed outline and schedule.

A motion was made by Commissioner Nelson, seconded by Commissioner Geyer to approve the proposed outline and schedule for the Transportation, Parking, Street Sweeping & Beautification, Lighting, Transit and Airport Municipal Service & Sphere Review.

The motion carried by the following vote:

Ayes: 7 – Commissioner Freeman, Commissioner Geyer, Commissioner Kyriaco, Commissioner Patino, Commissioner Stark, Commissioner Nelson, and Commissioner Hartmann

- 4) Consider and hold a Study Session for City of Santa Maria annexation of Richards Ranch, consisting of four parcels located in unincorporated area of Santa Barbara County to the northeast and southeast of the intersection of State Route (SR-) 135 and Union Valley Parkway, Assessor's Parcel Numbers 107-250-19, 107-250-20, 107-250-21, and 107-250-22, These parcels are within the City's Sphere of Influence and adjacent to the southeastern limits of the city of Santa Maria, total approximately 44 acres. and are further described in the Draft Environmental Impact Report, State Clearing House No. 2022020194.

A motion was made by Commissioner Stark, seconded by Commissioner Nelson to authorize the Executive Officer to submit comments to the City of Santa Maria regarding the Draft Environment Impact Report with the inclusion of the following concerns:

- **Deed restrictions**
- **Impacts to Orcutt Community Plan and Program FEIR**
- **School Enrollment**
- **A better understanding of the City's intensions as they relate to City's Sphere of Influence covering the Orcutt Community**

The motion carried by the following vote:

Ayes: 4 – Commissioner Kyriaco, Commissioner Stark, Commissioner Nelson, and Commissioner Hartmann

Noes: 2 – Commissioner Freeman and Commissioner Geyer

Absent: 1 – Commissioner Patino

Information Items

- 1) Receive report on Chair's approval of out-of-agency services for the Goleta Sanitary District to provide sewer services to property located in the unincorporated area of the County at 1330 San Antonino Creek Road, Santa Barbara, CA., authorized by Commission Chair

No action taken.

- 2) Receive and file report on pending Santa Barbara LAFCO applications.

No action taken.

- 3) Receive and file a CALAFCO White Paper entitled "Planning for a Sustainable and Predictable Future, Clarifying LAFCo Authority to Determine Government Code Section 56133(e) Exemption Eligibility".

No action taken.

- 4) Receive and file a report on 2023 CALAFCO Staff Workshop.

No action taken.

Commissioner and Staff Announcements

- 1) Commissioner announcements and requests for future agenda items.

Commissioner Richardson requested color divider pages in the printed agenda.

- 2) Executive Officer comments.

No action taken.

Adjourned at 4:33 p.m. to

Regular Meeting on April 6, 2023.

Joseph Centeno Betteravia Government Administration Building
Board Hearing Room
511 East Lakeside Parkway
Santa Maria

Materials Submitted After Distribution of Packet - Materials related to an item on this agenda submitted after distribution of the agenda packet will be available on the Commission website at: <http://www.sblafco.org/>, subject to the ability to post the documents prior to the meeting.

Notice of Disability Accommodations - Persons with a disability who require any disability-related modification or accommodation, in order to participate in the meeting are asked to contact the LAFCO office at least three (3) days prior to the meeting by telephone at 805-568-2240 or by email at lafco@sblafco.org.