

**Santa Barbara
Local Agency Formation Commission**

Santa Barbara



*Commissioner Roger Aceves
Commissioner Cynthia Allen, Alternate
Commissioner Craig Geyer
Commissioner Joan Hartmann
Commissioner Bob Nelson, Alternate
Commissioner Jay Freeman
Commissioner Holly Sierra, Alternate
Commissioner Shane Stark
Commissioner Jim Richardson, Alternate
Commissioner Etta Waterfield
Commissioner Das Williams*

Minutes

Thursday, December 8, 2022
1:00 PM

**JOSEPH CENTENO BETTERAVIA GOVERNMENT
ADMINISTRATION BUILDING BOARD HEARING ROOM
511 EAST LAKESIDE PARKWAY
SANTA MARIA AND BY REMOTE PARTICIPATION**

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: 11 – Commissioner Aceves, Commissioner Allen, Commissioner Freeman, Commissioner Geyer, Commissioner Hartmann, Commissioner Nelson, Commissioner Richardson, Commissioner Sierra, Commissioner Stark, Commissioner Waterfield, and Commissioner Williams

**Commissioner Freeman arrived at 1:10 p.m.*

Pledge of Allegiance

Assembly Bill 361 Determination

A motion was made by Commissioner Aceves, seconded by Commissioner Hartmann to approve Assembly Bill 361 Determination for the December 8, 2022 LAFCO meeting.

RESOLUTION NO. 22-20

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

The motion carried by the following vote:

Ayes: 7 – Commissioner Aceves, Commissioner Freeman, Commissioner Geyer, Commissioner Hartmann, Commissioner Waterfield, Commissioner Williams, and Commissioner Stark

Approval of Minutes of the October 6, 2022, Meeting

A motion was made by Commissioner Hartmann, seconded by Commissioner Waterfield to approve the minutes.

The motion carried by the following vote:

Ayes: 7 – Commissioner Aceves, Commissioner Freeman, Commissioner Geyer, Commissioner Hartmann, Commissioner Waterfield, Commissioner Williams, and Commissioner Stark

Public Comment Period

No requests to speak.

Consent Calendar

- 1) Receive and file a report on Disbursements for September, October, and November 2022.
- 2) Approve the 2023 Santa Barbara Local Agency Formation Commission Schedule of Regular Meeting Dates and Locations (Gov. Code sec. 54954(a)).

A motion was made by Commissioner Aceves, seconded by Commissioner Waterfield to approve the Consent Calendar.

The motion carried by the following vote:

Ayes: 7 – Commissioner Aceves, Commissioner Freeman, Commissioner Geyer, Commissioner Hartmann, Commissioner Waterfield, Commissioner Williams, and Commissioner Stark

Sphere of Influence Amendments

- 1) Consider application for approval of LAFCO File No. 22-06 for Bailey Avenue Sphere of Influence Amendment (APNs 093-070-084, 065 (the Bailey Property) and APNs 093-111-007, -008, -009, -010, -011, & -012 (the Bodger Property)), and consider EIR No. 2008081032 and addendums prepared and certified by the City of Lompoc and take one of the following actions:
 - a) Deny, without Prejudice;
 - b) Deny the Proposal;
 - c) Request that the City withdraw the Application;
 - d) Conceptually approve the Proposal, in whole or in part, with terms and conditions;
 - e) Continue this matter until February 2, 2023.

Public Comment: Nicholas Gonzales, Jeff Malawy, Alicia Roessler, Ken Hough, Sblend Sblendorio

A motion was made by Commissioner Aceves, seconded by Commissioner Hartmann that the Commission not receive a presentation today, and that this item be continued to the February 2, 2023 meeting with an appropriate allocation of time designated to the item.

The motion carried by the following vote:

Ayes: 7 – Commissioner Aceves, Commissioner Freeman, Commissioner Geyer, Commissioner Hartmann, Commissioner Waterfield, Commissioner Williams, and Commissioner Stark

Business Items

- 1) Present a Certificate of Appreciation for Commissioners Etta Waterfield, Holly Sierra, and Roger Aceves.

No action taken.

** At this point in the meeting Commissioner Williams left, and Commissioner Nelson became the voting member.*

- 2) Consider recommendations regarding payroll service options and direct staff accordingly to transition all Commissioners from W-2 employees to Contractor 1099 status with ADP Inc.

A motion was made by Commissioner Nelson, seconded by Commissioner Geyer to continue this item to the January 12, 2023 meeting.

The motion carried by the following vote:

Ayes: 5 – Commissioner Aceves, Commissioner Geyer, Commissioner Waterfield, Commissioner Nelson, and Commissioner Stark

Noes: 2 – Commissioner Freeman, Commissioner Hartmann

- 3) Consider giving direction to add a policy amendment to the Commissioner Handbook Section 9, Budget and Financial, Sub-Section M “Annual Contribution to Commission Net Operating Expenses” that would delegate authority to the Executive Officer to make requests to County Auditor pursuant to Government Code section 56381(c) regarding late payment of annual contribution by the County, Cities and Special Districts.

A motion was made by Commissioner Hartmann, seconded by Commissioner Aceves for the Executive Officer to return with a policy amendment at a future meeting for the Board to consider.

The motion carried by the following vote:

Ayes: 7 – Commissioner Aceves, Commissioner Freeman, Commissioner Geyer, Commissioner Hartmann, Commissioner Waterfield, Commissioner Nelson, and Commissioner Stark

Information Items

- 1) Receive and file a report on the CALAFCO Legislative Committee meetings held on October 17, and November 4, 2022.

No action taken.

- 2) Receive and file a report on the City Selection Committee appointments.

No action taken.

Commissioner and Staff Announcements

- 1) Commissioner announcements and requests for future agenda items.
- 2) Executive Officer comments.

Closed Session

- 1) PUBLIC EMPLOYEE PERFORMANCE REVIEW (Gov. Code Sec. 54957(b)(1).)

Title: LAFCO Executive Officer Mike Prater

After Closed Session, Counsel reported that the Commission took no action in closed session that required a report.

Adjourned to

January 12, 2023

County Administration Building
Board of Supervisors Hearing Room
105 East Anapamu Street, Fourth Floor
Santa Barbara

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.

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