

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS  
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Public Works	(2) MEETING DATE 7/17/2012	(3) CONTACT/PHONE John Diodati, Department Administrator (805) 788-2832	
(4) SUBJECT Request to approve amendments to the Flood Control and Water Conservation District Zone 3 Advisory Committee Bylaws. Districts 3 and 4.			
(5) RECOMMENDED ACTION It is our recommendation that your Honorable Board, acting as the San Luis Obispo County Flood Control and Water Conservation District (District), approve the amendments to the Flood Control and Water Conservation District Zone 3 (Zone 3) Advisory Committee bylaws.			
(6) FUNDING SOURCE(S) N/A	(7) CURRENT YEAR FINANCIAL IMPACT N/A	(8) ANNUAL FINANCIAL IMPACT N/A	(9) BUDGETED? N/A
(10) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation <input type="checkbox"/> Hearing (Time Est. _____) <input type="checkbox"/> Board Business (Time Est. _____)			
(11) EXECUTED DOCUMENTS <input type="checkbox"/> Resolutions <input type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input checked="" type="checkbox"/> N/A			
(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A		(13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: N/A <input type="checkbox"/> 4/5th's Vote Required <input checked="" type="checkbox"/> N/A	
(14) LOCATION MAP No	(15) BUSINESS IMPACT STATEMENT? No	(16) AGENDA ITEM HISTORY <input checked="" type="checkbox"/> N/A    Date	
(17) ADMINISTRATIVE OFFICE REVIEW  <i>Nikki J. Schmidt</i>			
(18) SUPERVISOR DISTRICT(S) District 3 - District 4 -			

Reference: 12JUL17-C-6

# County of San Luis Obispo



TO: Board of Supervisors

FROM: Public Works  
John Diodati, Department Administrator

VIA: Dave Flynn, Deputy Director of Public Works

DATE: 7/17/2012

SUBJECT: Request to approve amendments to the Flood Control and Water Conservation District Zone 3 Advisory Committee Bylaws. Districts 3 and 4.

## **RECOMMENDATION**

It is our recommendation that your Honorable Board, acting as the San Luis Obispo County Flood Control and Water Conservation District (District), approve the amendments to the Flood Control and Water Conservation District Zone 3 (Zone 3) Advisory Committee bylaws.

## **DISCUSSION**

The County of San Luis Obispo oversees water deliveries from Lopez Dam to the south county communities of Arroyo Grande, Grover Beach, Oceano, Pismo Beach and County Service Area No. 12 (Avila Beach). As required in the water delivery contracts, the operations are overseen by an Advisory Committee, which meets every other month to provide recommendations on County operations.

The bylaws were last revised in April of 1985. Recognizing a need for updating the bylaws, the Advisory Committee requested that staff from the Public Works Department work with a subcommittee of the Advisory Committee to draft proposed changes. The proposed changes were brought back to the Advisory Committee on May 17, 2012, and received approval. Per the existing bylaws, the revisions will not take effect until approved by the Board of Supervisors.

The Advisory Committee desired to model their committee after the Nacimiento Commission, which oversees water deliveries out of Lake Nacimiento. Most of the amendments proposed could be accommodated, however, there were some proposed amendments that would require water delivery contract amendments. The Public Works Department advised against making changes to the bylaws that would require water contract changes, and discussed these concerns with the Advisory Committee on May 17, 2012. After lengthy discussion, the Advisory Committee concurred that amendments which required contract amendments were too complicated to attempt at this time.

Table 1 below, illustrates the major changes to the bylaws. The most significant change is the requirement for your Board to hold a public hearing should your Board alter or return any recommendation made by the Advisory Committee. This process is modeled after the Nacimiento Commission and provides for an additional level of review in the decision making process.

Table 1

<b><i>Proposed Change to Existing Bylaws</i></b>	<b><i>Section</i></b>
Change of authority from "persuasion" to "leadership, advocacy and guidance..."	II(3)
Requires Board of Supervisors to hold a public hearing if Supervisors alter or return any item approved by the Advisory Committee	II(4)
Creation of four year term for agriculture and at-large members	IV(2)
Rotation of Chair and Vice-Chair positions on yearly basis	V(1)

For your convenience, a redline strikethrough version of the bylaw changes has been included in this board letter, which will enable you to review all the proposed changes.

**OTHER AGENCY INVOLVEMENT/IMPACT**

The Public Works Department discussed the possibility of amending the bylaws with the City Managers and General Managers of the South County municipalities. The Zone 3 Advisory Committee approved the amendments at their regularly scheduled meeting on May 17, 2012.

**FINANCIAL CONSIDERATIONS**

The amendments should have no budgetary impact to the County of San Luis Obispo.

**RESULTS**

Approval of the recommended action will provide for an improved decision making process as it relates to Zone 3 water deliveries. This will facilitate a livable and healthy community that is enriched through better governance.

File: CF 340.120.01

Reference: 12JUL17-C-6

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**ATTACHMENTS**

1. Strikethrough Version of Amended By-laws
2. Clean Version of Amended By-laws