

# BEFORE THE BOARD OF SUPERVISORS

*of the*

## SAN LUIS OBISPO COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

Tuesday, November 1, 2016

**PRESENT:** Supervisors Frank R. Mecham, Bruce S. Gibson, Adam Hill, Debbie Arnold,  
and Chairperson Lynn Compton

**ABSENT:** None

### RESOLUTION NO. 2016-281

#### RESOLUTION ESTABLISHING A POLICY REGARDING MANAGEMENT OF THE SAN LUIS OBISPO COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT GENERAL FUND BUDGET AND RESERVES

The following resolution is now offered and read:

**WHEREAS**, in 1968, the San Luis Obispo County Flood Control and Water Conservation District (District) Board of Supervisors approved Resolution No. 68-223 which established a policy regarding surveillance of potential drainage problems within the District and the manner in which any necessary remedial measures (planning, design, construction, financing and maintenance of drainage facilities) would be funded (1968 Policy); and

**WHEREAS**, consistent with the objects and purposes of the District set forth in the San Luis Obispo County Flood Control and Water Conservation District Act, the District provides services that extend beyond drainage and flood control services, including, without limitation, services related to the prevention of waste or diminution of the water supply in the District; and

**WHEREAS**, in addition to being narrowly focused, the 1968 Policy contains provisions, particularly provisions related to financing, that have not been updated to reflect changes in law, including, without limitation, Proposition 218; and

**WHEREAS**, based on the foregoing, the District has determined that the 1968 Policy should be replaced with an updated policy that reflects the broad range of services provided or anticipated to be provided by the District to help achieve sustainable water resources in all areas of the District and that is consistent with public financing laws.

**NOW, THEREFORE, BE IT RESOLVED, ORDERED AND DETERMINED** by the Board of Supervisors of the San Luis Obispo County Flood Control and Water Conservation District, State of California, that the District General Fund budget and reserves shall be managed in accordance with the following principles:

1. The District shall use available funds for services intended to result in the following:
  - a. Development of a common understanding of conditions (e.g. regional data collection, technical studies);
  - b. Definition of sustainability goals (e.g. Integrated Regional Water Management (IRWM) Program implementation);
  - c. Identification of feasible solutions to meet goals (e.g. feasibility studies); and
  - d. Facilitation of the initial implementation of identified solutions (e.g. District zones of benefit)
2. In its determination of the manner in which various services falling within Section 1 will be funded through the development of the annual District General Fund budget, the District shall allocate funding in accordance with the following priority order:
  - a. Existing regional programmatic services and commitments;
  - b. District financing needs and other County-provided services related to water resources; and
  - c. Other projects and programs that come forward through the IRWM project solicitation and grant application process or are otherwise identified by regional and/or sub-regional stakeholder groups and are financially supported by entities other than the District (e.g. cost-shared, grant-funded or otherwise cost-recoverable area-specific services such as basin characterizations/models and drainage studies).
3. When a long-term solution(s) is identified for implementation, such as an infrastructure project, management of a shared source of supply or management of flood and/or storm waters, use of the annual District General Fund budget shall be limited to facilitating services related to its initial implementation, including institutional structure formation (e.g. creation of a zone of benefit of the District) and funding processes (e.g. establishment of a fee, assessment or tax), preliminary project

development and cash flow/start-up costs. If such services become funded, the District shall seek reimbursement (e.g. from a successfully formed and funded zone of benefit of the District) to the extent possible.

4. The annual District General Fund budget shall be developed and managed in a manner that builds reserves in times while needs beyond existing regional programmatic services are still being identified so that funding is available when services to address such needs are ready for implementation.
5. For annual budgeting and emergency preparedness purposes, the minimum threshold for District reserves shall be \$3,100,000.
6. This policy shall supersede the 1968 Policy.

Upon motion of Supervisor Gibson, seconded by Supervisor Mecham, and on the following roll call vote, to wit:

AYES: Supervisors Gibson, Mecham, Hill, Arnold and Chairperson Compton

NOES: None

ABSENT: None

ABSTAINING: None

the foregoing Resolution is hereby adopted on the 1st day of November, 2016.

Lynn Compton  
Chairperson of the Board of Supervisors

ATTEST:

Tommy Gong

Clerk of the Board of Supervisors

By: Jandy Currens  
Deputy Clerk

APPROVED AS TO FORM AND LEGAL EFFECT:

RITA L. NEAL  
County Counsel

By: /s/ Erica Stuckey  
Deputy County Counsel

Dated: October 14, 2016

STATE OF CALIFORNIA,        }  
County of San Luis Obispo,    }    ss.

I, Tommy Gong, County Clerk and ex-officio Clerk of the Board of Supervisors of the San Luis Obispo County Flood Control and Water Conservation District, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this 15th day of November, 2016.

Tommy Gong  
County Clerk and Ex-Officio Clerk of the Board of Supervisors

By Sandy Currens  
Deputy Clerk

