2

APPROVED
SAN DIEGO LAFCO
MINUTES OF THE REGULAR MEETING
AUGUST 4, 2014

There being a quorum present, the meeting was convened at 9:00 a.m. by Chairman Andy Vanderlaan. Also present were: Regular Commissioners – Supervisor Dianne Jacob; Supervisor Bill Horn; Mayor Jim Janney; Mayor Sam Abed (left at 9:18 a.m.); Special District Member Bud Pocklington; and Special District Member/Vice Chairman John Ingalls; and Councilmember Lorie Zapf. Alternate Commissioners – Special District Member Jo MacKenzie; Public Member Harry Mathis; and City Councilmember Lorraine Wood. LAFCO Staff – Executive Officer Michael Ott; Local Governmental Analyst Robert Barry; Legislative Consultant Harry Ehrlich; Legal Counsel Michael Colantuono. Absent were Alternate Commissioners – Supervisor Greg Cox and Councilmember Sherri Lightner.

Item 1
Roll Call

The Commission Secretary performed the roll call for the August 4, 2014, LAFCO meeting.

Item 2
Approval of Minutes of Meeting Held June 2, 2014

Jack Griffiths, public speaker, requested an amendment to the June 2, 2014 minutes regarding his comment made Item 5, page 2. Mr. Griffiths requested that the minutes be revised and state:

> "Jack Griffiths, a private citizen, requested to speak to the Commission about the reorganization of the Rainbow Municipal Water District and the Fallbrook Public Utility District regarding the proposed per diem increase for the Rainbow Municipal Water District Board of Directors which did not happen (not approved)."

On motion of Commissioner Abed, seconded by Commissioner Pocklington, and carried unanimously by the Commissioners present; the Commission approved the minutes of June 2, 2014 as revised.

Item 3
Executive Officer's Recommended Agenda Revisions

Chairman Vanderlaan asked the Executive Officer if there were any agenda revisions. Executive Officer Michael Ott indicated that there is a new item number 7 to be added and that would change the sequential order of the remaining agenda item numbers.

Item 4
Commissioner / Executive Officer Announcements

Chairman Vanderlaan asked the Commission and Executive Officer if there were any agenda announcements. Michael Ott indicated there were no announcements.

Item 5
Public Comments

Chairman Vanderlaan asked the public if anyone requested to speak on an item that is not related to the agenda. He indicated that there was one speaker slip received from a member of the public.

Jack Griffiths spoke to the Commission about the reorganization of the Rainbow Municipal Water District and the Fallbrook Public Utility District.

Item 6
"Sanford Lane – Griffy Annexation" (Leucadia Wastewater District) (DA 14-03)

On motion by Commissioner Horn and seconded by Commissioner Jacob, and carried unanimously by the commissioners present, the Commission took the following actions:

(1) Concur in the determination by the Leucadia Wastewater District, that pursuant to Section *15319(a)* of the State CEQA Guidelines, the annexation is not subject to the environmental impact evaluation process because the proposal area *contains existing structures and is developed to the density allowed by current zoning/prezoning of either the gaining or losing governmental agency (whichever is more restrictive), and any utility extensions would only have the capacity to serve existing structures;* and

(2) Adopt the form of resolution approving this annexation for the reasons set forth in the Executive Officer's Report, waiving the Conducting Authority proceedings according to Government Code Section 56663(c), and ordering the annexation subject to the following conditions:

Payment by the property owners of district capacity fees, sewer service fees, and State Board of Equalization charges.

Item 7 (New/Revised)
"Crest Drive – Keller Annexation (San Diego County Sanitation District) (DA14-02)

On motion by Commissioner Horn and seconded by Commissioner Jacob, and carried unanimously by the commissioners present, the Commission took the following actions:

(1) Find in accordance with the Executive Officer's determination, that pursuant to Section *15319(a)* of the State CEQA Guidelines, the annexation is not subject to the environmental impact evaluation process because the proposal area *contains existing structures and is developed to the density allowed by current zoning/prezoning of either the gaining or losing governmental agency (whichever is more restrictive), and any utility extensions would only have the capacity to serve existing structures;* and

(2) Adopt the form of resolution approving this annexation for the reasons set forth in the Executive Officer's Report, waiving the Conducting Authority proceedings according to Government Code Section 56663(c), and ordering the annexation subject to the following conditions:

Payment by the property owners of district capacity fees, sewer service fees, and State Board of Equalization charges.

Chairman Vanderlaan opened the public hearing for Items 8A and 8B.

Item ~~7A~~ 8A (Revised)
Adoption of an Amendment to the Sphere of Influence for the Rincon del Diablo Municipal Water District (SA 13-47)

Robert Barry provided a brief PowerPoint presentation to the Commission regarding an amendment to the Sphere of Influence for the Rincon del Diablo Municipal Water District in association with the "Harmony Grove Village Reorganization." Mr. Barry indicated that LAFCO staff is recommending an amendment to the Sphere of Influence for the Rincon del Diablo Municipal Water District.

Item ~~7B~~ 8B (Revised)
"Harmony Grove Village Reorganization." Reorganization involving: 1) Detachment from San Marcos Fire Protection District; 2) Annexation to County Service Area No. 107 (Elfin Forest/Harmony Grove); 3) Detachment from Vallecitos Water District; 4) Annexation to Rincon Del Diablo Municipal Water District (RO 13-47)

Robert Barry provided a brief PowerPoint presentation to the Commission regarding the "Harmony Grove Village Reorganization." Mr. Barry indicated that the proposed reorganization is intended to consolidate the provision of fire protection and water services to the proposed development area by CSA No 107 (Elfin Forest/Harmony Grove Volunteer Fire Department) and the Rincon del Diablo Municipal Water District (MWD). Mr. Barry also explained that the proposed reorganization involves detachment of Proposal Area 1, from the San Marcos Fire Protection District and a concurrent annexation of the territory to CSA No 107; and detachment from the Vallecitos Water District, of Proposal Area 2, and a concurrent annexation of the territory to Rincon del Diablo MWD.

Mr. Barry indicated the staff recommendation is for the Commission to approve the sphere change and reorganization.

Chairman Vanderlaan asked if there were any public speakers on Item 8A and 8B. He indicated there were none and closed the public hearing for these two items.

On motion by Commissioner Pocklington and seconded by Commissioner Horn, and carried unanimously by the commissioners present, the Commission took the following actions on Items 8A and 8B respectively:

(1) Find in accordance with the Executive Officer's determination, that pursuant to Section *15320* of the State CEQA Guidelines, the reorganization is not subject to the environmental impact evaluation process because *the proposal consists of a change in organization of government agencies which does not change the area in which previously existing powers are exercised;* and

(2) Amend the sphere of influence of the Rincon del Diablo Municipal Water District and adopt the written Statement of Determinations as shown in Exhibit A; and

(3) Approve the reorganization involving detachment of Proposal Area 1 from the San Marcos Fire Protection District with concurrent annexation to County Service Area No. 107; and approve the detachment of Proposal Area 2 from the Vallecitos Water District with concurrent annexation to Rincon del Diablo Municipal Water District; and,

(4) Adopt the form of resolution approving this minor sphere amendment and reorganization for the reasons set forth in the Executive Officer's Report, waiving

the Conducting Authority proceedings according to Government Code Section 56663(c), and ordering the reorganization subject to the following conditions:

Vallecitos Water District

Payment of water detachment fee
$39,832.32

Payment of State Board of Equalization fee		$ 1,200.00
	Total fees	$41,032.32

Rincon del Diablo Municipal Water District

Payment of ID1 annexation fee		$138,623.35
Payment of Parent District annexation fee		$ 5,153.53
Payment of annexation administration fee		$ 15,000.00
	Total fees	$158,776.88

Item ~~8~~ 9 (Revised)
"Sheridan Rd – Rogers Annexation" (Leucadia Wastewater District)
(DA/OAS 14-05)

Michael Ott explained to the Commission that Item 9 is an information item and involves a contractual service agreement with the Leucadia Wastewater District to extend sewer service beyond its boundary.

On motion by Commissioner Jacob and seconded by Commissioner Janney, and carried unanimously by the commissioners present, the Commission took the following action:

Receive and accept the information provided.

Item ~~9~~ 10 (Revised)
"Quail Meadows Reorganization" (San Dieguito Water District/Olivenhain Municipal Water District)
RO/SA 14-06)

Michael Ott explained to the Commission that Item 10 is an information item and involves a reorganization including detachment of the proposal area from the Olivenhain Municipal

Water District and a concurrent annexation of the subject territory to the San Dieguito Water District for the provision of water service.

On motion by Commissioner Jacob and seconded by Commissioner Janney, and carried unanimously by the commissioners present, the Commission took the following action:

Receive and accept the information provided.

Item ~~10~~ 11 (Revised)
"Hoffman-Acacia Avenue Annexation" (San Diego County Sanitation District)
DA 14-07)

Michael Ott explained to the Commission that Item 11 is an information item and involves an annexation of one unincorporated parcel to the San Diego County Sanitation District for the provision of sewer service.

On motion by Commissioner Jacob and seconded by Commissioner Janney, and carried unanimously by the commissioners present, the Commission took the following action:

Receive and accept the information provided.

Item ~~11~~ 12 (Revised)
2014 Jurisdictional and Project Activity Report

Michael Ott provided an update to the Commission about some of the upcoming major jurisdictional activities.

Mr. Ott introduced LAFCO Consultant, Rich Miller, MetroPlan, LLC and indicated he is overseeing the reorganization project for CSA No. 115 (Pepper Drive Fire Protection). Mr. Ott also indicated thet Fire Chief, Andy Parr, Lakeside Fire Protection District and Fire Battalion Chief, Andy Menshek, San Miguel Fire Protection District were present at the meeting and requested that they speak to the Commission regarding their interests for the upcoming reorganization of fire protection services. Both representatives expressed their interests and informed the Commission that their districts will submit applications to LAFCO as soon as possible.

After discussion amongst the Commissioners present, Mr. Ott indicated the summary report was for informational purposes.

No action was required by the Commission for this item.

Item ~~12~~ 13 (Revised)
Fouth Quarter FY 2013-14 Budget Update

Michael Ott provided an update and brief overview on the Fourth Quarter Budget for Fiscal Year 2013-14 to the Commission. Mr. Ott reported that according to FY 2013-14 year-end figures, the Commission operated approximately 10% under budget.

On motion by Commissioner Pocklington and seconded by Commissioner Janney, and carried unanimously by the commissioners present, the Commission took the following actions:

Receive and accept the Fourth Quarter FY 2013-14 LAFCO Budget Update.

Item ~~13~~ 14 (Revised)
2014 Legislative Status Report

Harry Ehrlich, Legislative Director provided a brief report to the Commission regarding the current Legislative activity. Mr. Ehrlich recommended that the Commission take a watch position on SB614 (Wolk) – Jurisdictional changes: infrastructure financing.

On motion by Commissioner Pocklington and seconded by Commissioner Zapf, and carried unanimously by the commissioners present, the Commission took the following actions:

Receive and accept the recommendations in the 2014 Legislative Status Report.

There being no further business to come before the Commission, the meeting adjourned at 10:10 a.m. to the September 8, 2014 meeting, in Room 302, County Administration Center.

Ruth Arellano
Administrative Assistant
Local Agency Formation Commission