

**DRAFT  
SAN DIEGO LAFCO  
MINUTES OF THE REGULAR MEETING  
DECEMBER 3, 2007**

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There being a quorum present, the meeting was convened at 9:00 a.m. by Chairman Andy Vanderlaan. Also present were: Regular Commissioners –Supervisors Bill Horn and Dianne Jacob, Mayor Carl Hilliard, Andy Menshek, Bud Pocklington, and Councilmember Betty Rexford. Alternate Commissioners – Councilmember Kevin Faulconer, Mayor Mark Lewis, Harry Mathis, and John Ingalls; LAFCO Staff – Executive Officer Michael Ott; Chief, Policy Research, Shirley Anderson; LAFCO Consultant John Traylor; and LAFCO Legal Counsel William Smith. Absent were: Regular Commissioner: Councilmember Toni Atkins; Alternate Commissioner – Supervisor Greg Cox.

**Item 1**

**Approval of Minutes of Meeting Held November 5, 2007**

On motion of Commissioner Horn, seconded by Commissioner Pocklington, and carried unanimously by the commissioners present, the Commission dispensed with reading the revised minutes of November 5, 2007, that were distributed on December 3, 2007, and approved said minutes.

**Item 2**

**Executive Officer's Recommended Agenda Revisions**

At the request of Michael Ott, the Commission accepted Items No. 6 (Proposed Sparrow Annexation to the Leucadia Wastewater District), No. 7 (Proposed Hymettus Avenue Annexation to the Leucadia Wastewater District), No. 10 (Cancellation of the January 7, 2008 LAFCO Meeting, and Holiday Office Closure), and No. 12 (2007 Annual Legislative Report) as consent items; continued Item Nos. 8A & 8B (Adoption of an Amendment to the Sphere of Influence and Annexation to the Rural Fire Protection District); and considered Item No. 11 prior to Item No. 9.

Michael Ott said that LAFCO Legal Counsel, William Smith, would perform the installation of Councilmember Kevin Faulconer. Mr. Ott indicated that Mr. Smith is deputized to perform the installation.

**Item 3**

**Installation of Councilmember Kevin Faulconer as LAFCO Alternate City of San Diego Member**

LAFCO Legal Counsel, William Smith, performed the installation of Councilmember Kevin Faulconer as the Alternate City of San Diego Member on the Local Agency Formation Commission.

**Item 4**  
**Commissioner/Executive Officer Announcements**

Michael Ott reported to the Commission the loss of Mrs. Goss, wife of LAFCO Consultant John Goss, on November 30, 2007. Mr. Ott provided funeral service information. The Commission held a moment of silence in memory of Mrs. Goss.

Michael Ott announced the retirement of LAFCO Legal Counsel William Smith. Mr. Ott said that Mr. Smith will be retiring in January 2008. He presented a Plaque of Appreciation to Mr. Smith and thanked him for his dedicated services to LAFCO.

**Item 5**  
**Public Comment**

Michael Ott indicated that there were no public comments.

**Item 6**  
**Proposed “Sparrow Annexation” to the Leucadia Wastewater District (DA07-14)**

At the request of Michael Ott, the Commission waived the staff report.

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

- (1) Concurred in the determination by the Leucadia Wastewater District that this annexation is exempt from CEQA pursuant to Section 15319(a) of the State CEQA guidelines, 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) Adopted the form of resolution approving this annexation for the reasons set forth in the Executive Officer’s Report, waived the Conducting Authority proceedings according to Government Code Section 56663(c), and ordered the annexation, subject to the following terms and conditions:
  - (a) Payment of State Board of Equalization fees; and
  - (b) The annexed property is thereafter subject to capacity fees, reimbursement fees, sewer service fees, and all other district-wide Ordinances and Resolutions of Leucadia Wastewater District.

**Item 7**  
**Proposed “Hymettus Avenue Annexation” to the Leucadia Wastewater District (DA07-15)**

At the request of Michael Ott, the Commission waived the staff report.

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

- (1) Concurred in the determination by the Leucadia Wastewater District 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 involves annexation to a special district of an area containing existing private structures developed to the density allowed by the current zoning; and
- (2) Adopted the form of resolution approving this annexation for the reasons set forth in the Executive Officer's Report, waived the Conducting Authority proceedings according to Government Code Section 56663(c), and ordered the annexation subject to the following condition:

Payment by property owner of Leucadia Wastewater District capacity fees and sewer service fees, State Board of Equalization charges, and all other district-wide Ordinances and Resolutions of Leucadia Wastewater District.

#### **Item 8A**

**Adoption of an Amendment to the Sphere of Influence for the Rural Fire Protection District (SA07-06)**

#### **Item 8B**

**Proposed "Pilot Travel Center Annexation" to the Rural Fire Protection District (DA07-06)**

At the request of Michael Ott, the Commission waived the staff report.

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

Continued these items until 2008.

#### **Item 9**

**End-of-Year Update: Reorganization of Fire Agencies – Phase I**

A transcript of this item is attached to the minutes and is available in the LAFCO office.

Commissioner Jacob placed the following motion on the floor:

- 1) Approve LAFCO recommendations; and
- 2) Direct the Executive Officer to transmit to the Board of Supervisors a summary of the testimony provided to the Commission at the December 3, 2007 LAFCO Meeting, including the Zone 8 proposal.

Chairman Andy Vanderlaan requested a roll call vote from Commission Secretary Mandapat. The Commission Secretary recorded the following votes:

AYES:	Commissioners Vanderlaan, Jacob, Pocklington, Menshek, Rexford, Hilliard, and Faulconer
NOES:	Commissioner Horn
ABSENT:	Commissioner Atkins
ABSTAINING:	None

Commission Secretary indicated that the motion passed by a vote of 7 to 1.

Accordingly, the following actions were approved by the Commission:

1. Accepted the End-of-Year Update on the Reorganization of Structural Fire Protection and Emergency Medical Services in Unincorporated San Diego County;
2. Retained the reorganization subcommittee until Phase I is ratified;
3. Accepted the draft terms and conditions of reorganization recommended by the reorganization subcommittee;
4. Accepted the reorganization subcommittee's recommendation that service at the 3 on-duty ALS level, provided by a combination career/volunteer workforce, be approved for Phase I;
5. Accepted the updated estimate of costs for Phase I as recommended by the reorganization subcommittee;
6. Directed the Executive Officer to transmit to the Board of Supervisors the Phase I Reorganization proposal, Terms and Conditions of Reorganization, the available funding options for activation of CSA No. 135's structural fire protection and emergency medical services authority, the Zone 8 proposal, and a summary of the testimony provided at the December 3, 2007 LAFCO meeting;
7. Directed the Executive Officer to return to the Commission for ratification of Phase I when reorganization conditions, including securing appropriate funding as determined by the Commission, are satisfied; and
8. Directed the Executive Officer to regularly update the Commission about the completion of ministerial items associated with the completion of the proposed reorganization.

#### **Item 10**

#### **Cancellation of the January 7, 2008 LAFCO Meeting, and Holiday Office Closure**

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

Authorized the Executive Officer to close the LAFCO office from December 24, 2007 to January 1, 2008, and adjourn the December 3, 2007 meeting to February 4, 2008.

**Item 11**

**Selection of 2008 Chair and Vice Chair**

On motion of Commissioner Pocklington, seconded by Commissioner Menshek, and carried unanimously by the commissioners present, the Commission took the following action:

Retained Andy Vanderlaan and Bill Horn as LAFCO's 2008 Chair and Vice Chair, respectively.

**Item 12**

**2007 Annual Legislative Report**

At the request of Michael Ott, the Commission waived the staff report and no action was taken.

There being no further business to come before the Commission, the meeting adjourned at 11:15 a.m. to the February 4, 2008 meeting, in Room 302, County Administration Center.

**Tita Jacque Mandapat  
Administrative Assistant**