

**APPROVED
SAN DIEGO LAFCO
MINUTES OF THE REGULAR MEETING
DECEMBER 1, 2014**

There being a quorum present, the meeting was convened at 9:00 a.m. by Chairman Andrew Vanderlaan. Also present were: Regular Commissioners – Mayor Sam Abed (arrived 9:05 a.m.); Mayor Jim Janney; (Acting) Vice Chairman Supervisor Bill Horn; Special District Member Bud Pocklington and City Councilmember Lori Zapf (arrived 9:05 a.m.). Alternate Commissioners – Public Member Harry Mathis; Special District Member Jo MacKenzie (arrived 9:05 a.m.); City Councilmember Lorraine Wood. LAFCO Staff – Executive Officer Michael Ott; Local Government Analyst Robert Barry; LAFCO Consultant John E. Traylor; Legislative Consultant Harry Ehrlich and Legal Counsel Holly Whately. Absent were: Regular Commissioner – Supervisor Dianne Jacob; Alternate Commissioners – Supervisor Greg Cox and Councilmember Sherri Lightner.

Item 1

Roll Call

The Commission Secretary performed the roll call for the December 1, 2014, LAFCO meeting. With the exception of Regular Commissioner Supervisor Dianne Jacob and Alternate Commissioners Supervisor Greg Cox and Councilmember Sherri Lightner, all other Commissioners were present. Alternate Jo MacKenzie voted in place of Commissioner John Ingalls, who resigned from the Commission.

Item 2

Approval of Minutes of Meeting Held November 3, 2014

On motion of Commissioner Pocklington, seconded by Commissioner Horn, and carried unanimously by the Commissioners present; the Commission dispensed with reading the minutes of November 3, 2014 and approved said minutes.

Item 3

Executive Officer's Recommended Agenda Revisions

Chairman Andrew Vanderlaan asked the Executive Officer if there were any agenda revisions. Executive Officer Michael Ott indicated that there were no agenda revisions.

Item 4

Commissioner / Executive Officer Announcements

a. Presentation of Service Recognition Plaque to Commissioner Bud Pocklington.

Chairman Andrew Vanderlaan asked the Commission and Executive Officer if there were any announcements. Chairman Vanderlaan and Executive Officer Michael Ott presented a Service of Recognition plaque to Commissioner Bud Pocklington in recognition of his dedicated service as a district member on LAFCO for over 18 years.

Bud Pocklington spoke about serving in the water industry for over 28 years. Mr. Pocklington thanked LAFCO for allowing him to be a part of the Commission and also LAFCO staff for an outstanding job of service that they have done throughout the years.

Item 5

Public Comments

Chairman Andrew Vanderlaan asked the public if anyone requested to speak on an item that is not related. He indicated that there were no speaker slips received from members of the public for comments.

Item 6

Proposed “Sheridan Road - Rogers Annexation” to the Leucadia Wastewater District (DA14-05)

The proposal involves an annexation to a parcel to the Leucadia Wastewater District so that the property owner can construct a second unit on the existing parcel, which currently has one single family home and the existing septic system cannot be expanded; therefore, both structures require public sewer service. At the request of Michael Ott, the Commission waived the staff presentation.

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

- (1) Concur in the determination by the Leucadia Wastewater District that this annexation is exempt from CEQA review pursuant to Section 15319(a) of the State CEQA Guidelines because the proposal area contains existing public or private structures and is developed to the density allowed by current zoning or rezoning of either the gaining or losing governmental

agency whichever is more restrictive, provided however that the extension of utility services to the existing facilities would have a capacity to serve only the existing facilities; 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 and sewer service fees, and State Board of Equalization charges.

Item 7A

Adoption of an Amendment to the Sphere of Influence for the Padre Dam Municipal Water District (SA13-55)

Item 7B

Proposed "South Coast Development – Ridge Hill Road Reorganization" (Padre Dam Municipal Water District) (RO13-55)

Chairman Vanderlaan opened the public hearing for Items 7A and 7B.

Michael Ott indicated that there were no speaker slips received in opposition to agenda Items 7A and 7B involving a sphere amendment, annexation and detachment to the Padre Dam Municipal Water and Helix Water District. The purpose of the reorganization is to consolidate the provision of water service for the development of a 160–unit multi–family residential project. At the request of Michael Ott, the Commission waived the staff presentation.

Chairman Vanderlaan closed the public hearing and indicated that there were no speaker slips received regarding these items.

With no speaker received slips from the public and no discussion from the Commission, on motion of Commissioner Bud Pocklington, seconded by Jim Janney to approve Items 7A and 7B and carried unanimously by the commissioners present, the Commission took the following actions:

- (1) Concur in determination by the Padre Dam Municipal Water District that this reorganization is exempt from CEQA review pursuant to Section 15320 of the State CEQA Guidelines because the proposal consists of changes in the organization or reorganization of local governmental agencies where

the changes do not change the geographical area in which previously existing powers are exercised;

- (2) Amend the sphere of influence of the Padre Municipal Water District and adopt the written Statement of Determinations as shown in Exhibit A;
- (3) Approve the “South Coast Development – Ridge Hill Road Reorganization” involving detachment of the proposal area from the Helix Water District with concurrent annexation to the Padre Dam Municipal Water District; and
- (4) Adopt the form of resolution approving the 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:

Padre Dam Municipal Water District

Payment by property owner of district fees and charges, and State Board of Equalization charges.

Helix Water District

None

Item 8A

Adoption of an Amendment to the Sphere of Influence for the San Diego County Sanitation District (SA14-11)

Item 8B

Proposed “La Cuesta Drive – Gauthier Annexation” to the San Diego County Sanitation District (DA14-11)

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

Michael Ott indicated that there were no speaker slips received in opposition to agenda Items 8A and 8B involving a sphere amendment and an annexation to the San Diego County Sanitation District. At the request of Michael Ott, the Commission waived the staff presentation.

Chairman Vanderlaan closed the public hearing and indicated that there were no speaker slips received regarding these items.

With no speaker slips received from the public and no discussion from the Commission, on motion of Commissioner Bill Horn, seconded by Jim Janney, to

approve Items 8A and 8B 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 153191(b) of the State CEQA Guidelines, this annexation is not subject to the environmental impact evaluation process because the annexation area consists of individual small parcels of the minimum size for facilities exempted by Section 15303, New Construction or Conversion of Small Structures;
- (2) Amend the sphere of influence of the San Diego County Sanitation District and adopt the written Statement of Determinations as shown in Exhibit A;
- (3) Approve the annexation to the San Diego County Sanitation District; and
- (4) Adopt the form of resolution approving this sphere amendment and 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, and State Board of Equalization charges.

Item 9

Update Report for the San Diego County Estates and Ramona Municipal Water District Recycled Water Agreement

Michael Ott indicated that this Item was heard at the Commission meeting on June 2, 2014 and the Commission requested that LAFCO provide an update within six months regarding the discussions and negotiations between the Districts. Mr. Ott indicated that Harry Ehrlich will provide a staff report.

Harry Ehrlich, LAFCO Consultant, provided an update report to the Commission regarding the San Diego County Estates and Ramona Municipal Water District. Mr. Ehrlich indicated that the Commission requested LAFCO to provide a six month update regarding an agreement for recycled water between the Ramona Municipal Water District and San Diego Country Estates Association. He indicated that the Ramona Municipal Water District and San Diego Country Estates Association submitted letters to LAFCO indicating that negotiations for a new agreement will be discussed prior to the expiration of the current Three-Party Effluent Disposal Agreement.

Chairman Vanderlaan indicated that there were speaker slips from individuals that wished to provide comments.

Mario Trejo, San Diego Country Estates Association, Representative, supported the item, but wished not to speak to the Commission.

Douglas Kafaka, San Diego Country Estates Association, President of the Board of Directors, addressed the Commission and thanked LAFCO staff for addressing their concerns.

With no further speaker slips received from the public and no discussion from the Commission, on motion of Commissioner Bud Pocklington, seconded by Sam Abed, and carried unanimously by the commissioners present, the Commission took the following actions:

Received as information regarding this update report and the letters from the Districts.

Item 10

Water, Wastewater, and Recycled Water Workshop

Michael Ott addressed the Commission regarding the workshop. Mr. Ott said that the purpose of the LAFCO Water, Wastewater and Recycled Water Workshop is to provide updated information regarding the water issues throughout the region. He indicated that over the past 25 years the Commission's efforts have focused on reviewing water availability and streamlining local governmental structure. He also said that LAFCO has consolidated, dissolved, or merged 93 special districts. He indicated that LAFCO may consolidate an additional five districts—four fire protection districts and one water district in 2015. Mr. Ott stated that there were several speakers from local agencies who will be addressing the emerging new issues that will help the Commission establish priorities in 2015.

Harry Ehrlich, Local Government Consultant, LAFCO addressed the Commission regarding the overview of the workshop, LAFCO water polices, Cortese-Knox-Hertzberg Act requirements and the roles of the local agencies. Mr. Ehrlich indicated that each speaker will provide a PowerPoint presentation.

Ken Weinberg, Director of Water Resources, San Diego County Water Authority addressed the Commission. Mr. Weinberg spoke about major state actions to manage the drought. He stated that the Governor signed a Drought Relief Funding Package and adopted emergency regulations imposed for mandatory water usage restrictions. He also provided information regarding Proposition 1 funding allocations for local and regional Integrated Regional Water Management projects.

Kimberly A. Thorner, Esq., General Manager, Olivenhain Municipal Water District also addressed the Commission. Ms. Thorner provided an overall review of the seven agencies involved in the North San Diego Water Re-use Coalition and summarized program goals and objectives. She provided information about the local and state funding and benefits for potable re-use and water usage. Ms. Thorner said that the Programmatic EIR (PEIR) will be completed in the summer of 2015 allowing for Potable Re-Use.

Allen Carlisle, General Manager, Padre Dam Municipal Water District addressed the Commission. Mr. Carlisle addressed several issues regarding the drought and rising cost of imported water. He indicated that the District and other agencies will be affected by the disposition of the Point Loma Treatment Plant contract expiring in 2015. He also said that a group was formed to look at future water usage processing and that the District is looking at a study for expanded water recycling.

Gary Arant, General Manager, Valley Center Municipal Water District addressed the Commission. Mr. Arant provided information regarding the role of shared facility services, cost savings and benefits of functional and jurisdictional consolidations between local agencies. He spoke about the Recycled Water Project Development requirements and plans for discharge and disposal from wastewater treatment facilities.

Commissioner Lorie Zapf commented about the indirect and direct potable re-use. She indicated that the City has been studying the system requirements because of cost savings. In response to the comments, Ken Weinberg said that there is a process that must be followed and there is an Independent Advisory Panel sponsor group that will meet in 2016 to determine if the study is feasible. Mr. Weinberg also said that public health considerations are required.

Commissioner Zapf asked about the desalination plant capacity verses usage of wastewater and citation potential. In response to the question, Ken Weinberg said that IPR or DPR is more controversial than desalination.

Supervisor Bill Horn asked about Camp Pendleton building a desalination plant. In response to the question, Commissioner Pocklington said that the County Water Authority is planning for review of the site to build a plant and it is expected to be used for potable re-use.

Supervisor Horn also asked if live-stream discharge was being used at the Orange County Water Treatment Plant. In response to the question, Ken Weinberg indicated that the plant does not use live-steam discharge because strict regulations and standards apply.

Commissioner Sam Abed asked why LAFCO consolidated over 100 agencies. Mr. Ott said that the consolidations provided cost savings warranting a jurisdictional change.

Item 11

Selection of 2015 LAFCO Chair and Vice Chair

Executive Officer Michael Ott provided comments to the Commission about the current status of LAFCO's Chair and Vice Chairman. Supervisor Bill Horn suggested that the positions be rotated.

Commissioner Bud Pocklington placed a motion on the floor to rotate the 2015 Chair and Vice Chair for 2015 and that Supervisor Bill Horn and Mayor Sam Abed serve as Chairman and Vice Chairman, respectively. The motion was seconded by Commissioner Jo MacKenzie, and carried unanimously by the commissioners present.

Item 12

Cancellation of January 5, 2015 Meeting / Holiday Office Closure (December 22-26, 2014) and Approval of the 2015 LAFCO Meeting Calendar

Michael Ott provided a brief report to the Commission requesting closure of the LAFCO office during the holiday of December 22nd-26th, 2014; cancellation of the January 5th LAFCO Commission meeting and approval of the 2015 LAFCO Meeting Calendar.

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

Authorized the Executive Officer to close the LAFCO office from December 22 through December 26, 2014; adjourned the December 1, 2014 meeting to February 2, 2015; and approved the 2015 LAFCO Meeting Calendar.

There being no further business to come before the Commission, the meeting adjourned at 11:10 a.m. to the February 2, 2015 meeting, in Room 302, County Administration Center.

**Tamaron Lockett
Administrative Assistant
San Diego Local Agency Formation Commission**