

**DRAFT
SAN DIEGO LAFCO
MINUTES OF THE REGULAR MEETING
FEBRUARY 4, 2008**

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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 – Councilmember Donna Frye, Supervisor Dianne Jacob, Mayor Carl Hilliard, Andy Menshek (who arrived at 9:07 a.m.), Bud Pocklington, and Councilmember Betty Rexford. Alternate Commissioners – Supervisor Greg Cox, Mayor Mark Lewis, Harry Mathis, and John Ingalls; LAFCO Staff – Executive Officer Michael Ott; Local Governmental Analyst Robert Barry; and LAFCO Legal Counsel William Smith. Absent was: Regular Commissioner: Supervisor Bill Horn.

Item 1

Approval of Minutes of Meeting Held December 3, 2007

With Commissioner Donna Frye abstaining, on motion of Commissioner Pocklington, seconded by Commissioner Rexford, and carried unanimously by the commissioners present, the Commission dispensed with reading the minutes of December 3, 2007 and approved said minutes.

Item 2

Executive Officer's Recommended Agenda Revisions

Michael Ott indicated that there were no revisions to the agenda.

Item 3

Installation of Councilmember Donna Frye as LAFCO Regular City of San Diego Member

LAFCO Legal Counsel, William Smith, performed the installation of Councilmember Donna Frye as the Regular City of San Diego Member on the Local Agency Formation Commission.

Item 4

Presentation of Recognition Plaques

On behalf of Councilmember Toni Atkins, Councilmember Frye accepted a Plaque of Appreciation for Councilmember Atkins' dedicated services to LAFCO in 2007. Also, Ingrid Hansen was presented with a Plaque of Appreciation for her 26 years of dedicated services to LAFCO.

Item 5
Commissioner/Executive Officer Announcements

Michael Ott reported that Legal Counsel Bill Smith was given a promotion to Chief Deputy County Counsel and will continue to provide services to LAFCO.

With the exclusion of the Supervisors and Councilmember Donna Frye, Mr. Ott said that Commissioners were handed their Forms 700 and indicated that it is due to LAFCO by April 1, 2008.

Mr. Ott reported that he and Supervisor Jacob would be participating on a panel at the San Diego Tax Payers Association Breakfast meeting on February 6, 2008, to discuss regional fire protection efforts in the county. Mr. Ott provided an update on the Fire Reorganization transmittal submitted to the Board of Supervisors on January 11, 2008. He requested that Commissioner Jacob provide additional comments.

Commissioner Jacob said that the Board of Supervisors referred LAFCO's proposal to the Chief Administrative Office (CAO) for evaluation, and requested that the CAO use the proposal as a base to incorporate the County of San Diego's fire program and the volunteer departments' Zone 8 proposal with it.

Commissioner Cox indicated that the CAO has been given 120 days to return to the Board of Supervisors with a response.

Item 6
Public Comment

Michael Ott indicated that there were no public comments.

Item 7
Proposed "Hidden Valley Ranch Reorganization" (City of Escondido) (RO07-04)

In response to a question from Commissioner Frye regarding Policy L-101 and agricultural conversion, Robert Barry said that the City states that the subject area's existing agricultural production is suffering from root rot and that the portion being converted to residential use is not viable as a continual agriculture land.

With Commissioner Frye in opposition, on motion of Commissioner Rexford, seconded by Commissioner Pocklington, and carried by the commissioners present, the Commission took the following actions:

- (1) Certified that the information contained in the Mitigated Negative Declaration prepared by the City of Escondido has been reviewed and considered; and
- (2) Adopted the form of resolution approving this reorganization 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 reorganization subject to the following condition:

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

Item 8

Proposed “Bell Annexation” to the Spring Valley Sanitation District (DA07-16)

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

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

- (1) Found in accordance with the Executive Officer’s determination by LAFCO that pursuant to Section 15319 (a) of the State CEQA guidelines, this 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) 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) A 10-foot separation between the new sewer lateral and the existing water lateral will be required according to Sweetwater Authority;
 - (b) Payment of all District annexation fees to Spring Valley Sanitation District; and
 - (c) Payment of State Board of Equalization fees.

Item 9

Proposed “Hedayat Annexation” to the Leucadia Wastewater District (DA07-18)

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

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

- (3) 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

- (4) 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) Upon annexation, the property is subject to capacity fees, sewer service fees, and all other district-wide Ordinances and Resolutions of Leucadia WWD; and
 - (b) Payment of State Board of Equalization fees.

Item 10

Proposed FY 2008-09 LAFCO Budget

Mr. Ott indicated that there were no speaker slips in opposition to the item, and that the proposed FY 2008-09 LAFCO Budget is a conservative one with a less than 1 percent increase from last year's budget.

Chairman Vanderlaan opened the public hearing.

Since no speaker slips were submitted in opposition to this item, and there were no discussion from the Commission, on motion of Alternate Commissioner Cox, seconded by Commissioner Pocklington, and carried unanimously by the commissioners present, the Commission closed the public hearing, and took the following actions:

- (1) Authorized an adjustment to the FY 2007-08 and 2008-09 appropriations commensurate with county funds that may be deposited with LAFCO associated with the fire reorganization project;
- (2) Adopted the Proposed FY 2008-09 LAFCO Budget and directed the Executive Officer to prepare LAFCO's FY 2008-09 Final Budget; and
- (3) Authorized the Executive Officer to request the County Auditor to utilize the LAFCO budget adoption date as the basis for selecting the most recent edition(s) of the accounting publications used to prepare the LAFCO cost apportionment.

Item 11

Quarterly Self-Approved Expense Claims Report

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

Accepted and ratified the Quarterly Self-Approved Expense Claims Report.

There being no further business to come before the Commission, the meeting adjourned at 9:30 a.m. to the March 3, 2008 meeting, in Room 302, County Administration Center.

**Tita Jacque Mandapat
Administrative Assistant**