

**DRAFT
SAN DIEGO LAFCO
MINUTES OF THE REGULAR MEETING
APRIL 7, 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 – Supervisors Dianne Jacob and Bill Horn, Councilmember Carl Hilliard, Andy Menshek, Bud Pocklington, and Councilmember Betty Rexford. Alternate Commissioners – Mayor Mark Lewis, Harry Mathis, and John Ingalls. LAFCO Staff – Executive Officer Michael Ott; Local Governmental Analyst Claire Riley; LAFCO Consultant Harry Ehrlich; and LAFCO Legal Counsel William Smith. Absent were: Regular Commissioners – Councilmember Donna Frye, and Bud Pocklington. Alternate Commissioner – Supervisor Greg Cox.

Item 1

Approval of Minutes of Meeting Held March 3, 2008

On motion of Commissioner Horn, seconded by Commissioner Rexford, and carried unanimously by the commissioners present, the Commission dispensed with reading the minutes of March 3, 2008 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

Commissioner/Executive Officer Announcements

Michael Ott indicated that there were no Commissioner/Executive Officer Announcements.

Item 4

Public Comment

There were no public comments.

Item 5

Proposed "Rucker Annexation" to the Vallejos Water District (DA08-04)

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

On motion of Commissioner Horn, seconded by Commissioner Menshek, 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) Payment of annexation fee of \$2,653.47 per acre (2 acres) = \$5,306.94.
 - (b) Payment of State Board of Equalization fee of \$350.00.
 - (c) Submittal of a copy of title report with metes and bounds legal description of the property to be annexed including tract maps and traverse calculations, if applicable.
 - (d) No construction of or connection to District sewer facilities will be allowed until completion of annexation, payment of annexation fees, payment of wastewater capital facilities fees, completion of sewer facilities required for the project, and payment of all current fees and charges.

Item 6

April 2008 Legislative Report

Harry Ehrlich provided a legislative update to the Commission. He indicated that no hearings have been scheduled for SB 375 (Steinberg) and SB 1131 (Caballero). SB 375 and SB 1131 were opposed by the Commission at the March 3, 2008 meeting. Mr. Ehrlich said that LAFCO staff recommends support positions for SB 1191 (Alquist: CSD Authority to Provide Broadband Access), SB 1458 (Committee on Local Government: County Service Area Rewrite), AB 1998 (Silva: Political Reform Act of 1974: Local Agency Formation Commissions), and AB 2484 (Caballero: Special Districts).

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

Approved LAFCO staff's recommendations and directed the Executive Officer to write letters of support for SB 1191, SB 1458, AB 1998, and AB 2484.

Item 7

Role of Local Agency Formation Commission in Water Service/Delivery Issues

Harry Ehrlich provided a PowerPoint presentation to the Commission. Mr. Ehrlich said that state statute allows LAFCO to incorporate regulatory and long-range planning authority for water service/delivery issues. He said LAFCO's regulatory authority

includes review of extension of services through jurisdictional boundary changes and service agreements; long-range authority includes municipal services reviews and sphere of influence studies.

Commissioner Horn reported that in Escondido, 30% of agricultural supplies are cut down because of water issues. He said that there are equity issues for farmers and that it is difficult for them to keep up with the economy when they are forced to cut down on their agricultural supplies. Alternate Commissioner Ingalls discussed the cost of transporting water to San Diego County in relationship to water storage.

Commissioner Jacob thanked Commissioner Horn for explaining the issues that farmers experience because of water service/delivery issues. Commissioner Jacob recommended that LAFCO establish a sub-committee to address water issues, and possibly establish a water policy for San Diego LAFCO. Among the items that should be discussed by the Committee includes water reclamation, Regional Water Quality Control Board regulations, and agricultural land preservation.

Commissioner Horn said that LAFCO could advocate legislatively to address water issues. Commissioner Hilliard said there is a strong consensus for LAFCO to establish a water plan for San Diego County. Alternate Commissioner Mathis spoke about the economic impact of agricultural land conversion, water reclamation, and long-term water supply planning versus short-term facility needs and capacity. Commissioner Rexford discussed the need to retain home-grown food in San Diego County and Alternate Commissioner Lewis talked about collaborating with other local agencies, especially agencies that are encouraging the conversion of agricultural land in order to provide housing for people.

Michael Ott said that the Special Districts Advisory Committee (SDAC) should assist LAFCO staff with creating a draft water policy. Mr. Ott said once a water policy has been drafted, LAFCO could establish a sub-committee to review the water plan.

Commissioner Horn left at 10:00 am.

Jack Griffiths, Rainbow Municipal Water District, addressed the Commission with comments on water issues.

Dana Frieauf, San Diego County Water Authority (CWA) representative, responded to the Commission's comments regarding water issues. She provided an update about the San Diego CWA's involvement to the water crisis in California. Ms. Frieauf said she will bring back the comments and discussions from the meeting to the San Diego CWA.

Michael Ott indicated that a representative from the San Diego CWA will formally be invited to provide information to LAFCO and the Special Districts Advisory Committee. Commissioner Jacob suggested that the Regional Water Quality Control Board also be involved in a presentation. Chairman Vanderlaan asked Mr. Ott if he received sufficient guidance from the Commission. Mr. Ott indicated that the Commission's discussion of water supply and delivery issues was very helpful and could be divided into 3-4

categories: (1) need for a LAFCO water policy; (2) expansion of LAFCO's legislative program to adequately cover water issues; (3) evaluation of LAFCO's regulatory authority; and (4) need for coordination with stakeholders.

With the consensus of the commissioners present, the Commission took the following actions:

- 1) Authorized LAFCO staff to involve stakeholder agencies and organizations for increased communication and coordination with LAFCO (i.e. obtaining input from the Special Districts Advisory Committee, Ad-hoc Cities Advisory Committee, San Diego CWA, Regional CWA, and other committees or working groups, etc.); and
- 2) Authorized LAFCO staff to research and report back to the Commission on subjects not covered in the April 7th Water Issues report.

There being no further business to come before the Commission, the meeting adjourned at 10:25 a.m. to the May 5, 2008 meeting, in Room 302, County Administration Center.

**Tita Jacque Mandapat
Administrative Assistant**