

**DRAFT  
SAN DIEGO LAFCO  
MINUTES OF THE REGULAR MEETING  
FEBRUARY 5, 2007**

**2**

There being a quorum present, the meeting was convened at 9:00 a.m. by Chairman Andy Vanderlaan. Also present were: Regular Commissioners – Councilmember Toni Atkins (who arrived at 9:04 a.m.), Supervisor Bill Horn, and Andy Menshek. Alternate Commissioners – Supervisor Greg Cox, Mayor Mark Lewis, Harry Mathis, and John Ingalls; LAFCO Staff – Executive Officer Michael Ott; Chief, Governmental Services Ingrid Hansen; Local Governmental Analyst Robert Barry; LAFCO Consultant Harry Ehrlich; and LAFCO Legal Counsel William Smith. Absent were: Regular Commissioners – Supervisor Dianne Jacob, Mayor Ron Morrison, Bud Pocklington, and Councilmember Betty Rexford.

**Item 1**

**Approval of Minutes of Meeting Held November 6, 2006**

A motion was made and seconded, and carried unanimously by the commissioners present, to dispense with reading the minutes of November 6, 2006, and approved said minutes.

**Item 2**

**Executive Officer's Recommended Agenda Revisions**

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

City of San Diego Councilmember Toni Atkins arrived at 9:05 a.m.

**Item 3**

**Installations of Councilmember Toni Atkins as LAFCO Regular City of San Diego Member and Mayor Mark Lewis as LAFCO Alternate City Member**

David Hall, Chief Deputy Clerk of the Board of Supervisors, performed the installations of Councilmember Toni Atkins as the Regular City of San Diego Member, and Mayor Mark Lewis as the Alternate City Member (City of El Cajon) on the Local Agency Formation Commission.

**Item 4**

**Commissioner/Executive Officer Announcements**

Michael Ott indicated that a draft of the *Micro Report: Reorganization of Structural Fire Protection and Emergency Medical Services in Unincorporated San Diego County* would be distributed to local agencies in February 2007. Mr. Ott said that agencies have until April 6 to review the draft Micro Report and provide LAFCO staff with

comments prior to a LAFCO hearing tentatively scheduled for May 7, 2007. He also said that LAFCO staff will be coordinating three separate workshops to obtain public comments, and that the workshops will be held on February 27, March 1, and March 7.

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

No members of the public requested to speak.

**Item 6**  
**Proposed “Valley Drive Reorganization” (City of Vista) (RO06-27)**

On motion of Commissioner Horn, seconded by Alternate Commissioner Lewis, and carried unanimously 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 Vista 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 term and condition:

Landowner to pay LAFCO processing fees and State Board of Equalization fee.

**Item 7**  
**Proposed “La Costa Oaks Detachment” from the Leucadia Wastewater District (DD06-28)**

On motion of Commissioner Horn, seconded by Alternate Commissioner Lewis, 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 detachment is exempt from CEQA pursuant to Section 15320 of the State CEQA Guidelines because the proposal consists of changes in the organization of local governmental agencies where the changes do not change the geographical area in which previously existing powers are exercised; and
- (2) Adopted the form of resolution approving this detachment 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 detachment subject to the following terms and conditions:

- A. Leucadia WD shall retain past annexation fees, if any, and any other charges, fees, assessments, or taxes previously received by Leucadia WD.
- B. Sewer service shall only be provided under the rules and regulations of Vallecitos WD under normal operating conditions and after all required fees have been paid and all conditions of Vallecitos WD have been met.
- C. Landowner to pay LAFCO processing fees and State Board of Equalization fee.

**Item 8**

**Proposed "Ponder Annexation" to the Whispering Palms Community Services District (DA06-33)**

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

- (1) Concurred in the determination by the Whispering Palms CSD 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 term and condition:

Payment of State Board of Equalization fees.

**Item 9**

**Proposed FY 2007-08 LAFCO Budget**

Mr. Ott indicated that there were no speaker slips in opposition to the item, and that the proposed FY 2007-08 LAFCO Budget is a conservative one. He also said that an increase in LAFCO's fee schedule is proposed, effective July 1, 2007.

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 Commissioner Menshek, seconded by Alternate Commissioner Lewis, and carried unanimously by the commissioners present, the Commission closed the public hearing, and took the following actions:

- (1) Authorized the increase of FY 2006-07 and 2007-08 appropriations commensurate with the county funds that will be deposited with LAFCO associated with the fire reorganization project.
- (2) Adopted the Proposed FY 2007-08 LAFCO Budget and directed the Executive Officer to prepare LAFCO's FY 2007-08 Final Budget.
- (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 10**

**Administrative Approval of a Contractual Service Agreement:  
Spring Valley Sanitation District / Rex and Carroll Jones (OAS06-31)**

This was an information item and no action was required.

**Item 11**

**Quarterly Self-Approved Expense Claims Report**

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

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

**Item 12**

**2007 Legislative Report**

Michael Ott introduced LAFCO Government Consultant Harry Ehrlich to the Commission. Mr. Ott said that Mr. Ehrlich was the former Deputy General Manager of the Olivenhain Municipal Water District, and a legislative committee member of the Association of California Water Agencies (ACWA) and the California Special Districts Association. Mr. Ott said that Mr. Ehrlich will be monitoring legislative issues, coordinating LAFCO's Special District Advisory Committee, and assisting with the completion of the municipal service review and sphere update program for special districts in San Diego county.

Harry Ehrlich said that he attended the CALAFCO Legislative Committee meeting in Sacramento on January 19, 2007. He reported about proposed modifications to the municipal service review and sphere of influence determinations. Mr. Ehrlich said that a revision to the city sphere of influence process is also being considered. Mr. Ehrlich also reported on a new bill (SB162) that deals with provisions for environmental justice.

There being no further business to come before the Commission, the meeting adjourned at 9:22 a.m. to the March 5, 2007 meeting, in Rooms 302-303, County Administration Center.

**Tita Jacque Cayetano  
Administrative Assistant**