

Chair

Jo MacKenzie, Director
Vista Irrigation District

Vice Chair

Ed Sprague, Director
Olivenhain Municipal Water

Members

Catherine Blakespear, Mayor
City of Encinitas

Bill Horn, Supervisor
County of San Diego

Dianne Jacob, Supervisor
County of San Diego

Andrew Vanderlaan
Public Member

Bill Wells, Mayor
City of El Cajon

Lorie Zapf, Councilmember
City of San Diego

Alternate Members

Lorie Bragg, Councilmember
City of Imperial Beach

Chris Cate, Councilmember
City of San Diego

Greg Cox, Supervisor
County of San Diego

Judy Hanson, Director
Leucadia Wastewater District

Harry Mathis
Public Member

Executive Officer

Keene Simonds

Counsel

Michael G. Colantuono

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AGENDA REPORT Consent | Action

May 7, 2018

TO: San Diego Commissioners
FROM: Tamaron Luckett, Executive Assistant
SUBJECT: **Approval of Meeting Minutes | April 2, 2018**

SUMMARY

The San Diego Local Agency Formation Commission (LAFCO) will receive minutes prepared for the last meeting of the Commission held on Monday, April 2, 2018. The minutes are being presented for formal approval with any desired corrections or clarifications as requested by the Commission.

BACKGROUND

The Ralph M. Brown Act was enacted by the State Legislature in 1953 and establishes standards for the public to attend and participate in meetings of local government bodies. The “Brown Act” requires – and among other items – public agencies to maintain written minutes for qualifying meetings.

DISCUSSION

This item is for San Diego LAFCO to consider approving summary minutes for the April 2, 2018 regular meeting as recorded by staff. All members were present with the exception of the following persons: Chris Cate (alternate) and Greg Cox (alternate).

ANALYSIS

The attached summary minutes for the April 2, 2018 meeting accurately reflect the Commission’s actions as recorded by staff.

ALTERNATIVES FOR ACTION

The following alternatives are available to the Commission:

Alternative One (Recommended)

Approve the draft action summary prepared for the April 2, 2018 regular meeting with any desired corrections or clarifications.

Alternative Two

Continue to the next regular meeting and provide direction as needed.

RECOMMENDATION

It is recommended the Commission proceed with the action identified in the preceding section as Alternative One.

PROCEDURES

This item has been placed on the agenda as part of the consent calendar. Accordingly, a successful motion to approve the consent calendar will include taking affirmative action on the staff recommendation as provided unless otherwise specified by the Commission.

Respectfully,

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Tamaron Lockett
Executive Assistant

Attachment:

- 1) Draft Meeting Minutes for April 2, 2018

ATTACHMENT ONE

DRAFT MINUTES SAN DIEGO LAFCO APRIL 2, 2018 REGULAR MEETING

CALL TO ORDER

There being a quorum present, the meeting was convened at 9:00 a.m. by Chair MacKenzie.

ROLL CALL

The Commission Clerk performed the roll call for the April 2, 2018 LAFCO meeting. Roll was recorded as follows:

Regulars Present: Catherine Blakespear, City of Encinitas
Bill Horn, County of San Diego
Dianne Jacob, County of San Diego
Jo MacKenzie, Vista Irrigation District (CHAIR)
Ed Sprague, Olivenhain Municipal Water District (VICE CHAIR)
Andy Vanderlaan, Public
Bill Wells, City of El Cajon
Lorie Zapf, City of San Diego

Alternates Present: Lorie Bragg, City of Imperial Beach
Judy Hanson, Leucadia Wastewater District
Harry Mathis, Public

Members Absent: Chris Cate, City of San Diego – Alternate
Greg Cox, County of San Diego – Alternate

Additionally, the following staff were present at the dais side during roll call: Executive Officer Keene Simonds; Chief Policy Analyst Robert Barry; Commission Counsel David Ruderman; and Executive Assistant Tamaron Lockett.

Commissioner Zapf arrived at 9:04 a.m.

PLEDGE OF ALLEGIANCE

Commissioner Jacob led the Commission in the Pledge of Allegiance.

AGENDA REVIEW

Chair MacKenzie asked the Executive Officer if there were requests to remove or rearrange items on the agenda. The Executive Officer stated one change was necessary and involved pulling Agenda Item No. 4 (Approval of Conflict of Waiver) for additional analyses and to return at a future meeting. Chair MacKenzie agreed to the change and stated the Commission would proceed with the agenda as amended.

PUBLIC COMMENT

Chair MacKenzie asked the public seated in audience if anyone would like to address the Commission on an item that is not related to agenda. Without any speaker slips or seeing anyone approach the dais Chair MacKenzie ended the public comment period.

CONSENT ITEMS

All items calendared as consent are considered ministerial or non-substantive and subject to a single motion approval should the Commission waive individual reading.

On motion by Horn and seconded by Sprague, the Commission unanimously approved recommendations for consent calendared items with no discussion with the referenced exception of Item No. 4 being pulled for future presentation.

Item 1

Approval of Meeting Minutes | March 5, 2018

Item presented on the consent calendar for action to approve. Item involves draft minutes prepared for the Commission's March 5, 2018.

Item 2

Commission Ratification | Recorded Payments for February 2018

Item presented on the consent calendar for action to receive and file. Item involves ratification of recorded financial payments received and distributed for the month of February. Includes payments made by the Executive Officer totaling expenses of \$124,955 and revenues of \$9,147 for two new proposals.

Item 3

Proposed Change of Organization | Sanford Street-McLean Annexation to the Leucadia Wastewater District | DA18-02

Item presented on the consent calendar for action to approve Alternative One as outlined in the accompanying agenda report and involves the annexation of a 0.35-acre residential parcel (254-102-27) located within the City of Encinitas to the Leucadia Wastewater District.

Item 4

Approval of Conflict Waiver for County Counsel Services

Item pulled from consent calendar for presentation at a future meeting.

Item 5

Current Proposal Activity and Related Items

Item presented on the consent calendar for information only. Item summarizes current and pending projects on file with San Diego LAFCO as well as anticipated filings.

CONSENT ITEMS CONTINUED

Item 6

CALAFCO | White Paper on Agricultural Preservation

Item presented on the consent calendar for information only. Item prepared by CALAFCO outlines opportunities and strategies to protect agricultural land.

PUBLIC HEARING ITEMS

Public hearing items require expanded public notification per provisions in State Law or directives of the Commission or Executive Officer.

Item 7

Adoption of Final Workplan and Budget for 2018-2019

Item presented on the public hearing calendar for action and a supplemental handout was provided to the Commission and made available to the audience members. The Executive Officer provided a summary of the final workplan and budget for 2018-19. With respect to the final workplan, the Executive Officer noted it outlines 25 specific project goals for the fiscal year divided between regulatory, planning, and administrative functions and listed in one of three priority rankings: high, moderate, and low. The Executive Officer noted the final workplan was substantively identical to the earlier version presented in February with one notable change involving the addition of a new project to update the memorandum of understanding between LAFCO and the County of San Diego. With respect to the final budget, the Executive Officer noted it too returned to the Commission substantively intact from the earlier version presented in February with the moderate change of adding \$3,000 in payroll expenses and contributed to an overall budget recommendation of 1.906 million; an amount representing a decrease of (\$0.080) million or (4.0%) over the current fiscal year.

Chair MacKenzie opened the public hearing and indicated that there were no speaker slips received from the members of the audience.

Chair MacKenzie commented about the White Paper on Agricultural Preservation presented for information as part of Agenda Item No. 6. Chair MacKenzie stated the White Paper identified several best practices of potential interest to the Commission and suggested it would be appropriate to incorporate into a review of San Diego LAFCO's own agricultural preservation policy into the workplan.

Commissioner Blakespear stated her support for Chair MacKenzie's suggestion.

Commissioner Horn commented LAFCO should keep in mind the impact of new policies and regulations on agricultural land should the Commission proceed with an update of its agricultural preservation policy. Commissioner Horn also commented about the County of San Diego's Pace Program and its provisions to support agriculture.

Commissioner Jacob provided additional details on the County's Pace Program and commitment therein to support agriculture consistent with LAFCO's own mission.

Commissioner Zapf thanked the Executive Officer for the detailed budget report that was presented to the Commission and supported the recommendations.

Vice Chair Sprague asked for clarification regarding the staff recommendations and how the feedback from the Commission on the agricultural preservation policy would be incorporated. The Executive Officer responded the cleanest approach would be to expand the already planned policy review on the fund balance to now also include the agricultural preservation policy.

With no speaker slips received from the members of the audience or further discussion from the Commission, Chair MacKenzie closed the public hearing.

On motion by Sprague and seconded by Vanderlaan, the Commission unanimously approved Alternative One as identified in the accompanying agenda report with the amendment to include a review of the agricultural preservation policy in the Workplan as discussed.

BUSINESS ITEMS

Business items involve administrative, budgetary, legislative, or personnel matters and may or may not be subject to public hearings.

Item 8

Draft Study Schedule for FY2019 to FY2023 | Calendaring Municipal Service Reviews and Sphere of Influence Updates

Item presented on the business calendar for discussion only. The Executive Officer summarized the draft study schedule calendaring municipal service reviews and sphere of influence updates for the next five year planning cycle starting July 1, 2018. The Executive Officer noted the draft study schedule represents a new approach to manage and telegraph LAFCO's central planning requirement to regularly perform the underlying analyses and focuses on regional municipal service reviews to inform whether sphere changes should be explored. The Executive Officer added feedback from the Commission was being sought before proceeding with the public review of the draft and ahead of returning with a final version at the June meeting.

Chair MacKenzie noted it was not a public hearing but welcomed comments from audience attendees. Seeing no one from the audience approaching the dais, Chair MacKenzie asked the Commission for questions and feedback.

Commissioner Jacob expressed support for the proposed approach to the next planning cycle and noted she liked the format and sequencing of the studies as presented.

Commissioner Blakespear asked whether LAFCO would hold public meetings with each agency and/or whether the studies would be presented on the consent calendar. The Executive Officer responded by noting the studies would be taken up by the Commission as part of noticed public hearings with each agency have opportunities to provide direct feedback before the items go public and through the review of administrative .

Chair MacKenzie asked whether questionnaires have been sent out the agencies consistent with past planning cycles. The Chief Analyst Policy noted questionnaires were sent out to and about 50% of the agencies have responded to date.

Commissioner Jacob noted the draft study schedule listed a municipal service review in FY2022 for County Service Area 115 and asked whether staff was presuming the filed reorganization to dissolve the agency would not be addressed by that time. The Executive Officer responded by noting the study schedule assumes the current baseline will hold going forward with respect to the number of local agencies, but should this change so too will the study schedule by returning to the Commission for amendments.

Commissioner Horn expressed support for the draft study schedule and stated he agreed with Commissioner Jacob in liking the format and sequencing of the studies as presented. Commissioner Horn also commented there are a number of issues in the north county area involving groundwater and LAFCO should be aware of these items when proceeding with its scheduled studies involving the affected agencies.

Commissioner Mathis requested additional information on the rationale behind the emphasis on grouping agencies into regions as opposed to individual reviews. The Executive Officer responded and added in some limited instances agency-specific studies are calendared and cited the example of the San Diego County Flood Control District.

Noting the Commission had provided a good amount of feedback to staff Chair MacKenzie stated the item would return in final form for action in June.

Item 9

Legislative Report

Item presented on the business calendar for action to receive and file. The Chief Policy Analyst provided a summary of the item and noted several bills of interests remain active and warrant watching as additional amendments occur with the intent staff return in May with formal position recommendations. Bills under review include the following:

- AB 2050 (Caballero) | Small System Water Authority Act of 2018
- AB 2238 (Curry) | Proposal Review Factors: Hazard Mitigation Plan: Safety Element
- AB 2258 (Caballero) | Strategic Growth Council Grant Program
- AB 2600 (Flora) | Regional Park and Open Space Districts
- AB 3254 (ALGC) | CALAFCO Omnibus Bill
- AB 1215 (Hertzberg) | Sewer Systems: Consolidation & Extension of Service
- AB 1944 (Garcia) | San Luis Rey Groundwater Basin

- SB 623 (Monning) | Fees on Communal Water Systems

Chair MacKenzie summarized her opposition to SB 623 and noted it is on hold because the Governor has picked this item up and may be running it as a budget trailer bill.

Commissioner Wells asked are there any wastewater systems in San Diego County that would become subject to the consolidation process proposed under AB 1215. The Chief Policy Analyst responded he was not aware of any specific agencies, but suggested it was likely some would be impacted and would return in May with a more detailed response.

Commissioner Horn commented AB 1944 merited attention given the aforementioned impact it will have in the near future as the local agencies in the San Luis Rey basin attempt to establish a groundwater management program.

EXECUTIVE OFFICER REPORT

The Executive Officer made the following comments:

- Several staff members will be attending CALAFCO's Annual Workshop next week starting April 11th in San Rafael (Marin County) and will report back at the next meeting.
- One of two local governmental analyst positions under recruitment by LAFCO has been tentatively filled with the candidate currently proceeding through a standard background check. It is anticipated the new employee will start work next week. Filling the second analyst position remains ongoing.
- The next CALAFCO Annual Conference is scheduled for October 3-5, 2018 in Yosemite and interested Commissioners are encouraged to contact Tamaron Luckett to make the necessary arrangements. Chair MacKenzie added the Conference is a good educational opportunity for members and encouraged Commissioners to attend.

COMMISSIONER ANNOUNCEMENTS | REQUESTS FOR FUTURE ITEMS

Commissioner Jacob requested staff return with an agenda item for the next meeting in May to review the Commission's potential responsibilities with respect to approving a functional consolidation of fire dispatch services among several agencies in San Diego County. Commissioner Jacob added a recent State law establishes a new oversight role for LAFCOs as it relates to agencies' entering into fire provision contracts and clarification is needed to assess what – if any – role LAFCO has with respect to fire dispatch services.

Vice Chair Sprague supported the request made by Commissioner Jacob. Vice Chair Sprague also revisited the topic of pending legislation and ahead of staff returning with position recommendations in May noted Olivenhain Municipal Water District opposes SB 623.

Seeing no other comments Chair MacKenzie added her support for Commissioner Jacob's request and directed staff to return in May with the requested item.

ADJOURNMENT TO NEXT REGULAR MEETING

There being no further business to come before the Commission, the meeting was adjourned by Chair MacKenzie at 10:00 a.m. until May 7, 2018 upon approval by the Commission.

Attested:
TAMARON LUCKETT
EXECUTIVE ASSISTANT

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