

## **APPROVED MINUTES**

### **SAN DIEGO COUNTY LOCAL AGENCY FORMATION COMMISSION SPECIAL DISTRICTS ADVISORY COMMITTEE OCTOBER 11, 2019 SPECIAL MEETING**

#### **ROLL CALL**

Chair Kimberly Thorner called the meeting to order at 9:30 a.m. and then requested a roll call from the Committee Clerk.

#### Committee Members Present:

Chair Kimberly Thorner (Olivenhain MWD); Vice Chair Julie Nygaard (Tri-City HCD); Jack Bebee (Fallbrook PUD); Fred Cox (Rancho Santa Fe FPD); Bill Haynor (Whispering Palms CSD); Sheryl Landrum (Resource Conservation District of Greater San Diego County); Hector Martinez (South Bay ID); Mark Robak (Otay WD); Augie Scalzitti (Padre Dam MWD); Joel Scalzitti (Helix WD); and Robert Thomas (Pomerado CD).

Committee members A. Scalzitti and J. Scalzitti left the meeting at 10:36 a.m.

#### Committee Members Absent:

Gary Arant (Valley Center MWD); Larry Converse (Ramona MWD); Tom Kennedy (Rainbow MWD); and Tom Pocklington (Bonita-Sunnyside FPD)

The following members of LAFCO staff were present at roll call: Executive Officer Keene Simonds; Commission Counsel Aleks Giragosian; Chief Policy Analyst Robert Barry; Analyst Linda Zambito; GIS Analyst Dieu Ngu; and Executive Assistant Ruth Arellano.

#### **PLEDGE OF ALLEGIANCE**

Chris Palmer with the California Special Districts Association led the Pledge of Allegiance.

#### **AGENDA REVIEW**

Chair Thorner asked if there were any revisions to the agenda. Executive Officer Keene Simonds indicated there were none and advised the Committee it can proceed as planned. Chair Thorner agreed with one modification to move the Committee member reports to the end of the agenda given audience interest in Agenda Item No. 3.

#### **PUBLIC COMMENTS**

Chair Thorner invited public comments. None received.

## CONSENT ITEMS

### Item 1

#### **Approval of Minutes of June 21, 2019 (action)**

The Committee considered draft summary minutes prepared for the last meeting held on June 21, 2019. Recommend approval.

### Item 2

#### **Update on Current and Pending Proposals (information)**

A report was provided to the Committee members present regarding current and pending proposals on file and anticipated with LAFCO. Information only.

On motion of Joel Scalzitti and seconded by Julie Nygaard, and carried with one member abstaining, Sheryl Landrum, and the remaining Committee members present, to approve the consent calendar.

## BUSINESS ITEMS

### Item No. 3

#### **Request for Committee Recommendation |**

#### **Leucadia Wastewater District's Authority to Provide Retail Recycled Water**

Executive Officer Keene Simonds provided the staff presentation and summarized his referral to the Committee to make an independent recommendation on the authority of the Leucadia Wastewater District (WD) to provide retailed class recycled water service to the Omni La Costa Resort and Spa under LAFCO Law. Mr. Simonds noted he would consider the Committee recommendation in making his own determination and in doing so formally respond to a written request for determination on file from Carlsbad Municipal Water District (MWD). Additional staff presentation was provided by Commission Counsel Aleks Giragosian.

Chair Thorner invited representatives from both Carlsbad MWD and Leucadia WWD to address the Committee.

Speakers from Carlsbad MWD:

- Cindy McMahon, Legal Counsel

Speakers from Leucadia WWD:

- Dave Kulchin, Board Member
- Paul Bushee, General Manager
- Wayne Brechtel, Legal Counsel

Committee discussion followed.

At the invitation of the Chair, Brian Hughes with Omni La Costa Resort and Spa also addressed the Committee. Mr. Hughes noted Omni La Costa is neutral on the governance issue before the Committee but is concerned about the ability and costs therein if it becomes necessary to directly connect to Carlsbad MWD's recycled water system.

## **BUSINESS ITEMS CONTINUED...**

### **Item No. 3 Continued**

Additional Committee discussion followed with interest in further assessing context and specifically the costs and engineering issues associated with the current ability of both Leucadia WWD and Carlsbad MWD to directly retail recycled water services to Omni La Costa.

Committee member Bebee suggested it would be helpful to establish an Ad Hoc Committee to address the costs and engineer questions raised in the discussion in conjunction with further evaluating the key issues identified by LAFCO staff.

Committee discussion followed with agreement to proceed as suggested through an Ad Hoc Committee with volunteers Bebee, Haynor, and Thorner.

On motion of Jack Bebee, seconded by Bill Haynor, and carried unanimously by the remaining members present, the Committee approved the establishment of an Ad Hoc Committee consisting of members Bebee, Haynor, and Thorner. The motion also specified the Ad Hoc Committee shall review the item in more detail – including addressing cost and engineer issues – and report back in December with a recommendation.

### **Item No. 4**

#### **Election Update and Related Committee Direction | Nominations for the Special Districts Advisory Committee**

The Committee received an update for the current election process to seat eight members to new four-year terms. The Committee members also discussed and concluded against forming a Nominating Committee.

## **COMMITTEE MEMBER REPORTS AND ANNOUNCEMENTS**

None

## **EXECUTIVE OFFICER REPORT**

None

## **ADJOURNMENT TO NEXT REGULAR MEETING**

There being no further business to come before the Special Districts Advisory Committee, the meeting was adjourned at 11:11 a.m. to the next scheduled meeting on December 20, 2019.

Attest:

Ruth Arellano  
Executive Assistant