



**San Diego County**  
**Local Agency Formation Commission**  
 Regional Service Planning | Subdivision of the State of California

**5a**

**AGENDA REPORT**  
 Consent | Action

May 3, 2021

**TO:** Commissioners  
**FROM:** Tamaron Lockett, Commission Clerk  
**SUBJECT:** Approval of Meeting Minutes for April 5, 2021

**SUMMARY**

The San Diego County Local Agency Formation Commission (LAFCO) will consider draft minutes prepared for the regular meeting held on Monday, April 5, 2021. The minutes are in action-form and 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 – among other items – requires public agencies to maintain written minutes for qualifying meetings.

**DISCUSSION**

This item is for San Diego LAFCO to consider approving action minutes for the April 5, 2021 regular meeting. The attendance record for the meeting follows.

- All regular Commissioners were present except Nora Vargas (County of San Diego) and Bill Wells (City of El Cajon).
- All alternate Commissioners were present except Marni von Wilpert (City of San Diego).

<b>Administration</b> Keene Simonds, Executive Officer County Operations Center 9335 Hazard Way, Suite 200 San Diego, California 92123 T 858.614.7755 F 858.614.7766 www.sdlafco.org	<b>Vice Chair Jim Desmond</b> County of San Diego	<b>Mary Casillas Salas</b> City of Chula Vista	<b>Chris Cate</b> City of San Diego	<b>Jo MacKenzie</b> Vista Irrigation	<b>Chair Andy Vanderlaan</b> General Public
	<b>Nora Vargas</b> County of San Diego	<b>Bill Wells</b> City of El Cajon	<b>Marni von Wilpert, Alt.</b> City of San Diego	<b>Barry Willis</b> Alpine Fire Protection	<b>Harry Mathis, Alt.</b> General Public
	<b>Joel Anderson, Alt.</b> County of San Diego	<b>Paul McNamara, Alt.</b> City of Escondido		<b>Vacant, Alt.</b> Special District	

## ANALYSIS

The attached draft minutes for the April 5, 2021 regular meeting accurately reflect San Diego LAFCO's deliberations as recorded by the Commission Clerk. A video recording of the meeting has also been posted on the Commission's website ([www.sdlafco.org](http://www.sdlafco.org)).

## RECOMMENDATION

It is recommended San Diego LAFCO approve the draft minutes prepared for the April 5, 2021 regular meeting as presented. This recommendation is consistent with Alternative One in the proceeding section.

## ALTERNATIVES FOR ACTION

The following alternatives are available to San Diego LAFCO:

Alternative One (recommended):

Approve the draft minutes prepared for the April 5, 2021 regular meeting with any desired corrections or clarifications.

Alternative Two:

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

## PROCEDURES

This item has been placed on San Diego LAFCO's agenda as part of the consent calendar. 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,



Tamaron Luckett  
Commission Clerk

Attachment:

- 1) Draft Meeting Minutes for April 5, 2021

**DRAFT MINUTES  
SAN DIEGO LAFCO  
April 5, 2021 REGULAR MEETING**

**Via Videoconference Only  
Per Governor's Executive Order N-29-20**

**1. CALL TO ORDER | ROLL CALL**

The regular meeting was called to order by videoconference at 9:00 a.m. by Chair Vanderlaan. Chair Vanderlaan also welcomed Commissioner Joel Anderson to San Diego LAFCO.

The Commission Clerk performed the roll call with the following attendance recorded.

Regulars Present: Chris Cate, City of San Diego  
Jim Desmond, County of San Diego (VICE CHAIR)  
Jo MacKenzie, Vista Irrigation District  
Mary Casillas Salas, City of Chula Vista  
Andy Vanderlaan, Public (CHAIR)  
Barry Willis, Alpine Fire Protection District

Alternates Present: Harry Mathis, Public  
Paul McNamara, City of Escondido (Voting)  
Joel Anderson, County of San Diego (Voting)

Members Absent: Nora Vargas, County of San Diego (regular)  
Bill Wells, City of El Cajon (regular)  
Marni von Wilpert, City of San Diego (alternate)

The Commission Clerk confirmed a virtual quorum was present with eight voting members – including Alternates Joel Anderson in the place of the absent Nora Vargas and Paul McNamara in the place of the absent Bill Wells. Also present at the virtual dais were Executive Officer Keene Simonds, Commission Counsel Holly O. Whatley, Chief Policy Analyst Robert Barry, Local Government Analyst II Linda Heckenkamp, Local Government Analyst I Priscilla Allen, Administrative Assistant Erica Blom, and Commission Clerk Tamaron Lockett.

**2. PLEDGE OF ALLEGIANCE**

Commissioner Willis led meeting attendees in the Pledge of Allegiance.

**3. AGENDA REVIEW AND RELATED REQUESTS**

Chair Vanderlaan asked the Executive Officer if there were requests to remove or rearrange items on the agenda as presented. The Executive Officer stated no changes were needed to the agenda as posted and presented. The Executive Officer also noted the meeting was being live streamed and instructions for the public to participate in real-time were provided on the agenda as well as detailed on the LAFCO website.

#### 4. PUBLIC COMMENT

Chair Vanderlaan invited anyone from the public to address the Commission on a matter not related to an agenda item. The Commission Clerk confirmed one member of the public had pre-submitted comments to the Commission and proceeded to read the comments for the record. Comments were received from the following person:

- Enrico Ferro with Ferro Orchard Advisors

The Administrative Assistant confirmed there were no live e-mail comments received for public comment.

#### 5. CONSENT ITEMS

##### Item 5a

##### **Approval of Meeting Minutes for March 1, 2021**

Item presented to approve draft action minutes prepared for the Commission's March 1, 2021 regular meeting. Recommendation to approve.

##### Item 5b

##### **Commission Ratification | Recorded Payment for February 2021**

Item presented to ratify recorded payments made and received by the Executive Officer for the month of February 2021. Recommendation to ratify.

##### Item 5c

##### **Suspension of Cost-of-Living Wage Adjustments for 2021-2022**

Item presented to consider the suspension of a planned 2.0% wage cost-of-living adjustment for non-management employees in 2021-2022. Recommendation to approve.

##### Item 5d

##### **Approval of Memorandum of Understanding with Resource Conservation District of Greater San Diego involving State Planning Grant**

Item presented to consider approving a memorandum of understanding with Resource Conservation District of Greater San Diego involving the implementation of a \$250,000 planning grant award from the State to track agricultural trends in San Diego County. Recommendation to approve.

##### Item 5e

##### **Proposed "Papp-Olive Street Reorganization" | Concurrent Annexation to the Vallecitos Water District and Detachment from the Vista Irrigation District (RO20-17)**

Item presented to consider a reorganization to annex two incorporated parcels totaling 2.3 acres of incorporated territory in the City of San Marcos to the Vallecitos Water District with a concurrent detachment from the Vista Irrigation District. The proposal purpose is to establish public water and wastewater service for the two subject parcels to accommodate the planned

## CONSENT ITEMS CONTINUED...

### Item 5e continued

development of single-family residences. Recommendation to conditionally approve without modifications along with waiving protest proceedings.

### Item 5f

#### **Progress Report on 2020-2021 Workplan**

Item presented to receive a progress report on the adopted workplan for 2020-2021 and specific projects. Recommendation to accept and file.

### Item 5g

#### **Current Proposals and Related Activities**

Item presented to update current proposals on file with LAFCO along with identifying anticipated submittals. Information only.

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Chair Vanderlaan asked if the Commissioners would like to pull any consent item. There were no requests from Commissioners.

Commissioner Desmond motioned with a second from Alternate Commissioner McNamara to approve the consent calendar consistent with the staff recommendations. Roll call requested:

AYES:	Anderson (voting), Cate, Desmond, MacKenzie, McNamara (voting), Salas, Vanderlaan, and Willis
NOES:	None
ABSENT:	Vargas, von Wilpert, and Wells
ABSTAINING:	None

The Commission Clerk confirms the motion was approved 8-0.

## 6. PUBLIC HEARING ITEMS

### Item 6a

#### **Proposed “Rancho Corrido RV Park Reorganization” |**

#### **Concurrent Annexations to the Yuima Municipal Water District, San Diego County Water Authority, and Metropolitan Water District with Conforming Sphere Amendments (RO20-21 et al.)**

Item presented to consider a reorganization from the Yuima Municipal Water District to annex approximately 31.3 acres of unincorporated territory in Pauma Valley with concurrent annexations to the San Diego County Water Authority and Metropolitan Water District of Southern California. The proposal purpose is to extend public water service to the lone subject parcel and its existing use as a 120-unit recreational vehicle park to abate groundwater quality concerns. Recommendation to conditionally approve with modifications to include 0.73 acres of adjacent public right-of-way as well as conforming sphere of influence (cont.)

## PUBLIC HEARING ITEMS CONTINUED...

### Item 6a continued

amendments along with waiving protest proceedings as long as no written objections were received from the landowner or registered voters.

Chief Policy Analyst Robert Barry provided the staff presentation.

Chair Vanderlaan invited Commissioner comments or questions. No comments.

Chair Vanderlaan proceeded to open the public hearing and invited comments by pre-registered attendees and live e-mail. The Commission Clerk confirmed no members of the public had pre-registered to address the Commission. The Administrative Assistant also confirmed there were no live e-mail comments.

Chair Vanderlaan proceeded to close the public hearing.

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Commissioner Desmond motioned to approve the staff recommendation as provided in the agenda report with a second from Alternate Commissioner Anderson. Roll call requested:

AYES:	Anderson (voting), Cate, Desmond, MacKenzie, McNamara (voting), Salas, Vanderlaan, and Willis
NOES:	None
ABSENT:	Vargas, von Wilpert, and Wells
ABSTAINING:	None

The Commission Clerk confirms the motion was approved 8-0.

### Item 6b

#### **Proposed “Plumosa Avenue Reorganization” | Annexation to the City of Vista with Concurrent Detachment from the Vista Fire Protection District and Conforming Sphere Amendment (RO20-18 et al.)**

Item presented to consider a reorganization to annex approximately 0.7 acres of unincorporated territory to the City of Vista with a concurrent detachment from the Vista Fire Protection District. The proposal purpose is to facilitate a wastewater service connection to an existing residential duplex. Recommendation to conditionally approve with a modification to include the public right-of-way as well as conforming a sphere of influence amendment involving Vista Fire Protection District along with waiving protest proceedings.

## **PUBLIC HEARING ITEMS CONTINUED...**

### **Item 6b continued**

Executive Officer Keene Simonds provided the staff presentation on behalf of Analyst II Linda Heckenkamp.

Chair Vanderlaan invited Commissioner comments or questions.

Commissioner MacKenzie asked if LAFCO provided any outreach to the adjacent property owners regarding the proposed proposal. The Executive Officer responded that staff did not provide outreach in deference to City of Vista as the applicant.

Chair Vanderlaan invited comments from the public. The Commission Clerk confirmed no members of the public had pre-registered to address the Commission. The Administrative Assistant also confirmed there were no live e-mail comments.

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Commissioner Willis motioned to approve the staff recommendation as provided in the agenda report with a second from Commissioner MacKenzie. Roll call requested:

AYES:	Anderson (voting), Cate, Desmond, MacKenzie, McNamara (voting), Salas, Vanderlaan, and Willis
NOES:	None
ABSENT:	Vargas, von Wilpert, and Wells
ABSTAINING:	None

The Commission Clerk confirms the motion was approved 8-0.

## **7. BUSINESS ITEMS**

### **Item 7a**

#### **Draft Municipal Service Review on the Poway Region**

Item presented to review a draft municipal service review involving the Poway region – including addressing the need and adequacy of key public services provided in the region. Local Government Analyst I Priscilla Allen provided the staff presentation and summarized the draft report’s key conclusions and recommendations as well as highlighted receipt of a comment letter from the City of Poway. The Executive Officer requested the Commission provide any initial feedback on the draft document ahead of staff initiating a formal public review and comment period and returning at the June meeting with final actions.

Chair Vanderlaan invited initial Commission comments or questions. No immediate comments.

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

### **Item 7a continued**

Chair Vanderlaan invited comments from the public. The Commission Clerk confirmed one member of the public had pre-registered to address the Commission. Comments were received from the following person:

- Craig Ruiz with City of Poway

The Administrative Assistant confirmed there were no live e-mail comments.

Without any requested actions, Chair Vanderlaan thanked Priscilla Allen for the draft report and looked forward to seeing it in final form following the public review process.

### **Item 7b**

#### **Addendum to Final Municipal Service Review on Resource Conservation Districts**

Item presented to receive an addendum on the recently approved municipal service review involving resource conservation districts in San Diego County. The addendum was prepared consistent with Commission direction to clarify Upper San Luis Rey's authorized service functions and classes with specific attention on groundwater management. The addendum concludes – and among other items – Upper San Luis Rey is not authorized in LAFCO statute to provide groundwater management while also concluding it would be appropriate to defer to the State to determine whether separate and superseding authorization is provided under the Sustainable Groundwater Management Act or SGMA. Recommendation to approve the addendum as presented and in doing so officially update the MSR record.

Executive Officer Keene Simonds provided the staff presentation on behalf of Analyst II Linda Heckenkamp and highlighted key conclusions in the addendum. Mr. Simonds noted the District should consider applying with the Commission to active groundwater management as a class under its water conservation function per LAFCO statute to harmonize with whatever authorization is granted by the State under SGMA. Mr. Simonds separately advised the Commission that an alternative conclusion was reached by a working group formed by the Special Districts Advisory Committee to determine the District had established grandfathered groundwater management powers and did not need LAFCO approval.

Chair Vanderlaan invited comments from the public. The Commission Clerk confirmed nine members of the public had pre-registered to address the Commission. Comments were received from the following persons:

- Andy Lyall with Upper San Luis Rey
- Bobby Graziano with Pauma Valley CSD
- Bo Mazzetti with Indian Water Authority
- Amy Reeh with Yuima MWD
- Robert Pelcyger with Indian Water Authority
- Steve Anderson with Pauma Valley CSD



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

### **Item 7b continued**

- Gary Arrant with Valley Center MWD
- Jeremy Jungreis with Yuima MWD
- Lloyd (Bill) Pellman with Indian Water Authority

The Administrative Assistant confirmed there were no live e-mail comments.

Chair Vanderlaan invited initial Commission comments or questions.

Commission discussion followed.

Commissioner Willis commented that he would like to see the item be continued and allow the State to weigh in on whether the District is authorized under SGMA to provide groundwater management and participate in the Pauma Valley Subbasin GSA. Commissioner Willis proceeded to make a motion to approve Alternative Two in the agenda report to continue the item with a second from Commissioner MacKenzie.

Additional discussion followed by the Commission on the motion.

Commissioner Desmond made a substitute motion to approve Alternative One of the staff recommendations as provided in the agenda report with a second from Commissioner Cate. Roll call requested:

AYES: Anderson (voting), Cate, Desmond, MacKenzie, Salas, and Vanderlaan  
NOES: McNamara (voting) and Willis  
ABSENT: Vargas, von Wilpert, and Wells  
ABSTAINING: None

The Commission Clerk confirms the motion was approved 6-2.

### **Item 7c**

#### **Voluntary Separation Incentive Program**

Item presented to consider approving a one-time program to monetarily incentivize eligible employees to voluntarily separate and end their employment with the Commission. The proposed program would be available to employees with 60-months or more of consecutive employment and if approved by the Executive Officer receive a lump sum payment based on specific calculation. The program responds to budget considerations under COVID-19 and delegates responsibility to the Executive Officer to administer to ensure both a net savings as well as critical positions and/or associated functions are adequately maintained. Recommendation to approve.

Executive Officer Keene Simonds provided the staff presentation.

Commission discussion followed.

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

### **Item 7c continued**

Chair Vanderlaan invited comments from the public. The Commission Clerk confirmed no members of the public had pre-registered to address the Commission. The Administrative Assistant also confirmed there were no live e-mail comments.

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Commissioner MacKenzie motioned to approve the staff recommendation as provided in the agenda report with a second from Commissioner Desmond. Roll call requested:

AYES: Anderson (voting), Cate, Desmond, MacKenzie, McNamara (voting), Salas, Vanderlaan, and Willis  
NOES: None  
ABSENT: Vargas, von Wilpert, and Wells  
ABSTAINING: None

The Commission Clerk confirms the motion was approved 8-0.

## **8. EXECUTIVE OFFICER REPORT**

- At the request of the Executive Officer, Commission Counsel Holly Whatley addressed a memorandum provided to the Commission ahead of the meeting and posted on the LAFCO website concerning Assembly Bill 992 and its provisions on public agencies' and their officials' use of social media. Commission Counsel also provided an update regarding ongoing litigation on the "Julian-Cuyamaca FPD Reorganization" and recent action by the court involving an alleged Brown-Act violation.

## **9. COMMISSIONER ANNOUNCEMENTS | REQUESTS FOR FUTURE ITEMS**

- Commissioner Cate provide an update on the ongoing work of the Office Space Ad Hoc Committee.
- Commissioner Willis noted he attended the Special Districts Advisory Committee meeting.

## **10. CLOSED SESSION**

None

**11. ADJOURNMENT TO NEXT MEETING**

With no further business the Chair adjourned the videoconference meeting at 11:07 a.m.

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I hereby attest the minutes above accurately reflect the deliberations of the Commission at its April 5, 2021 videoconference meeting.

ATTEST,



Tamaron Lockett  
Commission Clerk

A video recording of the April 5, 2021 regular meeting is also available online at [www.sdlafco.org](http://www.sdlafco.org) or by contacting LAFCO staff at 858-614-7755.

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