



**Chairman**

Sam Abed, Mayor  
City of Escondido

**Vice Chairwoman**

Jo MacKenzie, Director  
Vista Irrigation District

**Members**

Catherine Blakespear, Mayor  
City of Encinitas

Bill Horn, Supervisor  
County of San Diego

Dianne Jacob, Supervisor  
County of San Diego

Ed Sprague, Director  
Olivenhain Municipal Water

Andrew Vanderlaan  
Public Member

Lorie Zapf, Councilmember  
City of San Diego

**Alternate Members**

Chris Cate, Councilmember  
City of San Diego

Greg Cox, Supervisor  
County of San Diego

Judy Hanson, Director  
Leucadia Wastewater District

Harry Mathis  
Public Member

Racquel Vasquez, Mayor  
City of Lemon Grove

**Executive Officer**

Keene Simonds

**Counsel**

Michael G. Colantuono

**AGENDA REPORT**

December 4, 2017

Item No. 1 (Consent/Action)

November 22, 2017

**TO:** Commissioners

**FROM:** Executive Assistant

**SUBJECT:** Approval of Meeting Minutes | October 2, 2017

---

**SUMMARY**

The San Diego Local Agency Formation Commission (LAFCO) will receive minutes prepared for the last meeting of the Commission held on October 2, 2017. 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 the Committee to consider approving summary minutes for the October 2, 2017 regular meeting as recorded by staff. All members were present with the exception of the following persons: Jo MacKenzie, Chris Cate (alternate), and Greg Cox (alternate).

**ANALYSIS**

The attached summary minutes for the October 2, 2017 meeting accurately reflect the Commission’s actions as recorded by staff.

**San Diego LAFCO**

December 4, 2017 Regular Meeting

Agenda Item No. 1 | Approval of Meeting Minutes for October 2, 2017

**ALTERNATIVES FOR ACTION**

The following alternatives are available to the Committee:

Alternative One (Recommended):

Approve the draft action summary prepared for the October 2, 2017 regular meeting with any desired corrections or clarifications.

Alternative Two:

Continue the item 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 agendized 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,



Tamaron Lockett  
Executive Assistant

Attachments:

- 1) Draft Meeting Minutes for October 2, 2017

**APPROVED  
SAN DIEGO LAFCO  
MINUTES OF THE REGULAR MEETING  
OCTOBER 2, 2017**

There being a quorum present, the meeting was convened at 9:00 a.m. by Chairman Sam Abed.

**Item 1**

**Pledge of Allegiance**

Commissioner Blakespear led the Pledge of Allegiance. Chairman Abed acknowledged the adversity in the Las Vegas incident and led a moment of silence to the victims, their families, and first responders.

**Item 2**

**Roll Call**

The Commission Clerk performed the roll call for the October 2, 2017 LAFCO meeting. Roll was recorded as follows:

Regulars Present: Sam Abed, City  
Catherine Blakespear, City  
Bill Horn, County  
Dianne Jacob, County  
Ed Sprague, District  
Andy Vanderlaan, Public  
Lori Zapf, City of San Diego

Alternates Present: Judy Hanson, District (Voting)  
Harry Mathis, Public  
Racquel Vasquez, City

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

Additionally, the following staff were present at roll call: Executive Officer Keene Simonds; Chief Governmental Analyst Robert Barry; and General Legal Counsel David Ruderman.

### **Item 3**

#### **Approval of Minutes of Meeting Held September 11, 2017**

On motion of Commissioner Sprague, seconded by Commissioner Horn, and carried unanimously by the Commissioners present, the Commission dispensed with reading the minutes of September 11, 2017 and approved said minutes.

### **Item 4**

#### **Executive Officer's Recommended Agenda Revisions**

Chairman Sam Abed asked the Executive Officer if there were any agenda revisions. Executive Officer Keene Simonds indicated there were no agenda revisions.

### **Item 5**

#### **Commissioner / Executive Officer Announcements**

Chairman Sam Abed asked if there were any announcements from the Commissioners or the Executive Officer. Executive Officer Keene Simonds announced to the Commission that David Ruderman of Colantuono, Highsmith & Whatley would be filling in for Legal Counsel Michael Colantuono. Mr. Simonds also provided CALAFCO registration forms to the Commissioners regarding the "LAFCO 101" session scheduled for October 25, 2017 at the CALAFCO Annual Conference and invited members to contact staff if interested in registering.

### **Item 6**

#### **Proposed "Calle Diegueno Annexation" to the Whispering Palms Community Services District (DA17-08)**

Item presented on the consent calendar. The proposal involves annexation of a parcel totaling 4.76-acres to the Whispering Palms Community Services District. The primary purpose of the annexation is to transition the existing and proposed residential development from septic to public sewer. On motion of Commissioner Sprague, seconded by Alternate Commissioner Hanson, and carried unanimously by the commissioners present, the Commission took the following actions:

- (1) Find in accordance with the Executive Officer's determination, 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 or rezoning of either the gaining or losing governmental agency whichever is more restrictive, provided however that the extension of utility services to the existing facilities would have a capacity to serve only the existing facilities; and

- (2) Adopt the form of resolution approving the annexation for the reasons set forth in the Executive Officer's Report, waiving the Conducting Authority proceedings according to Government Code Section 56663(c), and ordering the annexation subject to specified terms and conditions.

#### **Item 7**

##### **Reauthorization for the Executive Officer to Establish a Credit Card on behalf of San Diego LAFCO**

Item presented on the consent calendar. Item seeks formal reauthorization for the new Executive Officer to establish and administer a new credit card that will not exceed \$15,000 on behalf of the San Diego Local Agency Formation Commission. Approval also assigns authorization to the Executive Officer by position rather than by a specific appointee. On motion of Commissioner Sprague, seconded by Alternate Commissioner Hanson, and carried unanimously by the commissioners present, the Commission took the following actions:

- (1) The Commission adopt the resolution authorizing the Executive Officer to establish and administer a credit card on behalf of San Diego Local Agency Formation Commission with a selected banking institution.

#### **Items 8A and 8B**

##### **Adoption of an Amendment to the Sphere of Influence for the San Diego County Sanitation District (SA17-05)**

##### **Proposed "Michael Family Trust Annexation" to the San Diego County Sanitation District (DA17-05)**

Chairman Abed opened the public hearing for Items 8A and 8B. Robert Barry, Chief Local Governmental Analyst, addressed the Commission regarding the reorganization that involves an annexation and a sphere amendment to the San Diego County Sanitation District. Mr. Barry indicated that the property owners require provision of sewer service and development of two additional single-family units. He also said that the County of San Diego approved a Tentative Parcel Map (TPM No. 21013) and a Mitigated Negative Declaration (ER06-14-044) for the three residential lots. Chairman Abed closed the public hearing and indicated that there were no speaker slips received regarding these items. On motion of Commissioner Jacob, seconded by Commissioner Horn and carried unanimously by the Commissioners present, the Commission took the following actions:

- (1) Find in accordance with the Executive Officer's determination, that this sphere of influence amendment is exempt from CEQA review pursuant to Section 15061(b)(3) of the State CEQA Guidelines, because it can be seen with certainty that there is no possibility for the proposed project to significantly impact the environment, and the activity is not subject to CEQA; and,
- (2) Find in accordance with the Executive Officer's determination, that this annexation is exempt from CEQA review pursuant to Section 15319(b) of the State CEQA Guidelines because the annexation area consists of individual small parcels of the minimum size for facilities exempted by Section 15303, New Construction or Conversion of Small Structures; and,
- (3) Amend the larger-than-agency sphere of influence of the San Diego County Sanitation District and adopt the written Statement of Determinations as shown in Exhibit A; and,
- (4) Approve the proposed "Michaels Family Trust Annexation" involving annexation to the San Diego County Sanitation District; and,
- (5) Adopt the form of resolution approving the sphere amendment and annexation for the reasons set forth in the Executive Officer's Report, waiving the Conducting Authority proceedings according to Government Code Section 56663(c), and ordering the annexation subject to specified terms and conditions.

## **Item 9**

### **Legislative Update Report**

For information only Executive Officer Keene Simonds provided an update and summary of legislative reports and recommendations that were issued by the Little Hoover Commission to the Commission. He indicated that between January to February 2017 over 1,200 new bills were introduced and that October 15, 2017 will mark the last day for bills to be signed or vetoed by the Governor. Mr. Simonds also said that currently 20 bills are being tracked that are impacted by LAFCOs. Mr. Simonds indicated as of date there are three bills that will become effective in January (SB 448 (Wieckowski), AB 464 (Gallagher) and AB 1361 (Garcia) impacting LAFCOs. He said AB 1361 was amended and passed through the legislative that would allow Indian tribes under certain conditions to contract with municipal water districts for outside water services and LAFCOs have discretion in denying approval for these services. Mr. Simonds also summarized the final report issued by the Little Hoover Commission and recommendations therein directed at both special districts and LAFCOs.

Commissioner Abed addressed concerns about AB 1361 municipal water districts processing contracts with the Indian tribes for water services.

**Item 10**

**Public Comment**

Chairman Abed asked the public if anyone requested to speak on an item that is not related to the agenda. He indicated that there were no speaker slips received from members of the public for comments.

**Item 11**

**Commissioner Announcements**

Commissioner Horn indicated that he will not be available at the November 6, 2017 LAFCO meeting. Mr. Simonds said that there will be no proposals to present at the November's meeting therefore it will likely be cancelled with confirmation coming in the next several days.

**Adjournment**

There being no further business to come before the Commission, the meeting was adjourned by Chairman Abed at 9:15 a.m.

**TAMARON LUCKETT  
EXECUTIVE ASSISTANT**