



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

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AGENDA REPORT
 Consent | Action

May 1, 2023

TO: Commissioners

FROM: Keene Simonds, Executive Officer
 Carol Ieromnimon, Analyst I

**SUBJECT: Protest Hearing Results |
 “Borrego Springs FPD Reorganization”**

SUMMARY

The San Diego County Local Agency Formation Commission (LAFCO) will receive the results of the protest hearing held for the “Borrego Springs FPD Reorganization.” This reorganization was conditionally approved in March 2023 and involves the dissolution of Borrego Springs Fire Protection District (FPD) and the transfer of its fire protection, emergency medical and ambulance functions to the San Diego County FPD as the successor agency via a concurrent annexation. The noticed protest hearing was held by staff on April 13th without generating written opposition from landowners or registered voters. The reorganization proposal will now proceed to recordation once all terms are satisfied. The protest hearing results are being presented for the Commission to receive and file.

BACKGROUND

Proposal Request

In November 2022, the Borrego Springs FPD filed a reorganization proposal with San Diego LAFCO to dissolve and transfer its active fire protection, emergency medical and ambulance functions within an approximate 198,400-acre jurisdictional boundary to the San Diego County FPD as the successor agency via a concurrent annexation. The entirety of the jurisdictional boundary is unincorporated with an estimated population of 3,105.

<p>Administration: Keene Simonds, Executive Officer 2550 Fifth Avenue, Suite 725 San Diego, California 92103 T 619.321.3380 E lafco@sdcounty.ca.gov www.sdlafco.org</p>	<p>Chair Jim Desmond County of San Diego</p> <p>Joel Anderson County of San Diego</p> <p>Nora Vargas, Alt. County of San Diego</p>	<p>Kristi Becker City of Solana Beach</p> <p>Dane White City of Escondido</p> <p>John McCann, Alt. City of Chula Vista</p>	<p>Vice Chair Stephen Whitburn City of San Diego</p> <p>Marni von Wilpert, Alt. City of San Diego</p>	<p>Jo MacKenzie Vista Irrigation</p> <p>Barry Willis Alpine Fire Protection</p> <p>David A. Drake, Alt. Rincon del Diablo</p>	<p>Andy Vanderlaan General Public</p> <p>Harry Mathis, Alt. General Public</p>
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Commission Action

On March 6, 2023, San Diego LAFCO held a noticed public hearing to consider the reorganization proposal filed by the Borrego Springs FPD. The Commission proceeded to conditionally approve the reorganization with no modifications. The Commission also delegated protest hearings to the Executive Officer as allowed under statute and local policy.

DISCUSSION

This item is for San Diego LAFCO to receive the results of the protest hearing delegated to the Executive Officer involving the Commission’s earlier approval of the reorganization proposal as required under policy. Discussion on the protest hearing and next steps follows.

Protest Hearing

The Executive Officer via his designee – Analyst Carol Ieromnimon – held the protest hearing on the reorganization on April 13th, 2023 at Borrego Springs FPD. Notice of the hearing was provided in manner allowed under statute and included publishing a 1/8th page advertisement in the Union Tribune as well posting online. No written protest was received through the end of the hearing from affected landowners or registered voters. A video recording of the protest hearing is available online at the LAFCO website: www.sdlafco.org.

Next Steps

The Executive Officer has proceeded to execute a confirming resolution ordering the reorganization. The reorganization will be recorded once all terms have been completed.

ANALYSIS

The reorganization to dissolve Borrego Springs FPD and transfer its fire protection, emergency medical and ambulance transport functions to the San Diego County FPD as the successor agencies via annexation has cleared its last substantive threshold. All remaining actions necessary to record and enact the reorganization are ministerial.¹

RECOMMENDATION

It is recommended San Diego LAFCO formally receive the results of the protest hearing held on the reorganization consistent with Alternative One in the proceeding section.

¹ San Diego LAFCO policy directs the Executive Officer to proceed and issue an ordering resolution at the conclusion of the protest hearing process so long as the results do not require the proposal to be terminated or confirmed by an election. The Executive Officer is also responsible for informing the Commission of the protest results resulting in an action being ordered at the next regular meeting. [Policy on Conducting Protest Hearings Section 4(h)].

ALTERNATIVES FOR ACTION

The following alternative actions are available to San Diego LAFCO and can be accomplished with a single-motion:

Alternative One (recommended):

Receive and file the protest results for the “Borrego Springs FPD Reorganization” as presented.

Alternative Two:

Continue the item to a future meeting and provide related direction to staff as needed.

PROCEDURES

This item has been placed on the 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 unless otherwise specified by the Commission.

On behalf of the Executive Officer,



Carol Ieromnimon
Analyst I

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