



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

SAN DIEGO COUNTY
LOCAL AGENCY FORMATION COMMISSION

AMENDED
SPECIAL MEETING AGENDA
Monday, June 5, 2023 at 8:00 A.M.

NOTE
- Change of Meeting Room-

In-Person Participation
County Administration Center
1600 Pacific Highway, Board of Chambers Room 310
San Diego, California

Video-Teleconference Participation
<https://www.zoom.us/join>
Meeting ID 895 6767 7168
Passcode 508649
(669) 900-9128

Video Viewing Only
YouTube Channel
[@sandiegolafco9909](#)

San Diego LAFCO		
Commissioner	Appointing Authority	Affiliation
Chair Jim Desmond	Board of Supervisors	County of San Diego
Vice Chair Stephen Whitburn	Mayor of the City of San Diego	City of San Diego
Joel Anderson	Board of Supervisors	County of San Diego
Kristi Becker	Cities Selection Committee	City of Solana Beach
Jo MacKenzie	Independent Special Districts	Vista ID
Andy Vanderlaan	Commission	General Public
Dane White	Cities Selection Committee	City of Escondido
Barry Willis	Independent Special Districts	Alpine FPD
Alternate David A. Drake	Independent Special Districts	Rincon del Diablo MWD
Alternate Harry Mathis	Commission	General Public
Alternative Nora Vargas	Board of Supervisors	County of San Diego
Alternate Marni von Wilpert	Mayor of the City of San Diego	City of San Diego
Alternate John McCann	Mayor of the City of Chula Vista	City of Chula Vista

Participation Instructions:

In person attendance by the public is welcomed. LAFCO meets in Room 302 in the County Administration Center (1600 Pacific Highway). Three-hour visitor parking is available using the Ash Street entrance. To provide comments on any item, please turn in a speakers slip to LAFCO staff before the item commences.

Remote participation by video or telephone is welcomed through Zoom by following these instructions.

Comments by Video	Comments by Telephone
1. Click or type the link found at the top of the agenda	1. Dial + 1-669-900-9128
2. Type the Meeting ID identified on the top of this agenda followed by the Passcode	2. Dial the Meeting ID identified at the top of the agenda followed by the Passcode
3. Click the raise hand icon	3. Dial *9 to raise your hand
4. LAFCO will announce your name as it appears when it is your turn to speak	4. LAFCO will call out the last 4 digits of your phone number when it is your turn to speak
5. Click the speaker icon to unmute to speak	5. Dial *6 to unmute yourself

Remote participation by e-mail is also welcomed by sending comments to Executive Assistant Erica Sellen at erica.sellen@sdcounty.ca.gov. All e-mails received before 4:00 P.M. one business day before the meeting will be forwarded to the Commission and posted online. These comments will also be referenced at the meeting. All e-mails received during the meeting and before the item concludes will be read into the record subject to standard time limitations and subsequently posted online.

All comments are limited to three minutes for individuals and five minutes for organizations.

The Chair may authorize additional time at their discretion.

Public Accommodations:

Assistance for the disabled are available by contacting LAFCO staff. To the extent possible, accommodation requests should be submitted at least 72 hours in advance of the meeting.

Spanish language translation services are available at LAFCO meetings. Translation services covering other languages may be made available upon request at least 72 hours prior to the meeting.

Contact Information:

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1. 8:05 A.M. – CALL TO ORDER BY CHAIR | ROLL CALL

2. PLEDGE OF ALLEGIANCE

3. AGENDA REVIEW

The Executive Officer will summarize the agenda as well as to advise of any requested changes. The Chair will also consider requests from Commissioners.

4. PUBLIC COMMENT AND RELATED REQUESTS

a) Public Comment

Opportunity for members of the public to communicate to the Commission on any subject matter within the Commission’s growth management duties/interests but not an item listed on the agenda. Each speaker’s comments may not exceed three minutes.

b) Public Requests to Discuss Consent Items

Opportunity for members of the public to request the Commission pull one or more items from the consent calendar for discussion.

5. CONSENT ITEMS

All items calendared as consent are considered ministerial and subject to a single motion approval. The Chair will entertain requests by Commissioners to pull any items for discussion.

a) Approval of Meeting Minutes for May 1, 2023 (action)

The Commission will consider action minutes prepared by the Commission Clerk for the May 1, 2023 regular meeting. Recommendation to approve as presented. (Pages 7-16)

b) Commission Ratification | Recorded Payments for April 2023 (action)

The Commission will review a report identifying all payments made and received in the month of April 2023. Recommendation to ratify. (Pages 17-24)

c) Proposed “For Giving LLC-Hymettus Avenue Change of Organization | Annexation to the Leucadia Wastewater District (action)

The Commission will consider a change of organization proposal filed by the Leucadia Wastewater District (WWD) to annex 1.2 acres of incorporated territory within its sphere of influence. The affected territory as submitted involves one legal parcel in the City of Encinitas presently developed with a single-family residence as well as a portion of the adjacent public right-of-way on Hymettus Avenue. The purpose of the proposal is to accommodate a pending subdivision to create two additional single-family residential parcels. Staff recommends conditional approval of the proposal as submitted. It is also recommended the Commission waive protest and make an exemption finding as responsible agency under the California Environmental Quality Act. The County Assessor’s Office identifies the subject parcel as 254-330-13. Recommendation to approve. (Pages 25-54)

CONSENT ITEMS CONTINUED...

d) Revisions to Adopted Rule VI |

Proposed Job Classification Changes to Assistant Executive Officer Position (action)

The Commission will consider revisions to its adopted Rule No. VI to accommodate proposed job classification changes for the Assistant Executive Officer position. The proposed changes have been prepared in consultation with the Commission's contract human resources advisor – Regional Government Services Authority – and premised on modernizing the job specifications ahead of the budgeted filling beginning in July 2023. There are no fiscal impacts associated with the proposed changes. Recommendation to approve. (Pages 55-64)

e) Changes to the Adopted Salary Range for the GIS Analyst Position (action)

The Commission will consider making changes to the adopted salary range for the GIS Analyst position. The proposed changes would increase the salary range by approximately 8% and marked by raising the maximum annual pay from \$90,501 to \$97,489. There are no fiscal impacts associated with the proposed changes. Recommendation to approve. (Pages 65-76)

f) Designation of Labor Negotiators (action)

The Commission will consider designating its labor negotiators for purposes of negotiating any salary and benefit changes for the Executive Officer as part of their upcoming annual performance review. It is recommended the Commission formally designate Chair Desmond, Vice Chair Whitburn, and Past Chair Vanderlaan as its negotiators in step with their role as the Executive Officer Compensation Committee. Recommendation to approve. (Pages 77-78)

g) Report on Active Proposals and Related Activities (information)

The Commission will receive a status report on the 30 active proposals currently on file with LAFCO. Information only. (Pages 79-92)

h) Annual Report |

Sphere of Influence and Municipal Service Review Summary of Actions (information)

The Commission will receive an annual report chronicling sphere of influence and municipal service review actions in San Diego County. The update is marked by the Commission approving 16 distinct sphere actions as well as two regional municipal service reviews covering five local agencies in 2022. The report serves as the official registry cataloging all related actions and is being presented for information only. (Pages 93-96)

i) 2023 Local Agency Directory (information)

The Commission will receive an annual local agency directory prepared as part of the Commission's adopted workplan. The directory lists all 102 local agencies – cities and special districts – in San Diego County subject to the Commission's planning and regulatory duties and identifies current council and board members as well as senior staff members. The item is for information with the opportunity for the Commission to provide feedback on potential content changes going forward. Information only. (Pages 97-162)

j) Final Calculations for 2023-2024 Apportionments

The Commission will receive a report identifying local agency apportionments for 2023-2024. The apportionments have been calculated by the County of San Diego Auditor's Office consistent with the prescribed funding formula established under LAFCO law and based on the \$2.034 million total contribution amount set by the Commission at May 1, 2023 meeting. Information only. (Pages 163-166)

6. PUBLIC HEARING ITEMS |

COMMISSIONER DISCLOSURE OF EX PARTE COMMUNICATIONS

Public hearing items require expanded public notification per provisions in State law or have been voluntarily scheduled by the Executive Officer to ensure opportunity for public input. All public hearing items require verbal disclosures by Commissions regarding any material communications.

a) COMBINED PUBLIC HEARING SET FOR 8:30 A.M.

Proposed “Rainbow Municipal Water District and Fallbrook Public Utility District Reorganizations: Wholesale Water Services” | Concurrent Annexations to Eastern Municipal Water District and Detachments from San Diego County Water Authority with Related Actions (RO20-05 & RO20-04) (action)

The Commission will consider two separate reorganization proposals filed by Fallbrook Public Utility District and Rainbow Municipal Water District that have been administratively combined for hearing purposes by the Executive Officer. The proposals seek LAFCO approvals to transfer wholesale water service responsibilities within the applicants’ jurisdictional boundaries from the San Diego County Water Authority to Eastern Municipal Water District. The purpose of the proposals is to achieve cost-savings to the applicants and their retail ratepayers based on the difference in charges between the two wholesalers. Five distinct alternative actions are available to the Commission as detailed. Staff recommends Option Two to conditionally approve both proposals with special terms – including the payment of an exit fee to the County Water Authority divided over a five-year period. Ancillary recommendations include conforming sphere of influence actions involving Eastern Municipal Water District and County Water Authority as well as making exemption findings under the California Environmental Quality Act. Any proposal approvals would be subject to voter confirmation within the applicants’ jurisdictional boundaries. (Pages 167-708)

b) Proposed “Yung-La Presa Avenue Change of Organization” | Annexation to San Diego County Sanitation District and Conforming Sphere of Influence Action (CO22-17) (action)

The Commission will consider a change of organization initiated by a landowner to annex approximately 0.16 acres of unincorporated territory to the San Diego County Sanitation District. The affected territory as submitted is presently undeveloped and located in the La Presa unincorporated community. The affected territory is also immediately adjacent to the existing San Diego County Sanitation District jurisdictional boundary and sphere of influence. The proposal purpose is to establish public wastewater service and in doing so accommodate the planned development of a 2,500 square-foot single family residence. Staff recommends conditional approval of the proposal as submitted with a conforming sphere amendment. Staff also recommends waiver of protest proceedings and exemption findings under the California Environmental Quality Act. The County Assessor’s Office identifies the subject parcel as 584-200-34. (Pages 709-748)

(continued)

7. BUSINESS CALENDAR

Business items involve regulatory, planning, or other items that do not require a noticed hearing.

a) Final Report on Ag Trends and Related Policy Opportunities |

Sustainable Agricultural Lands Conservation Grant Update (action)

The Commission will receive a final report tied to its two-year planning grant from the State of California and its Sustainable Agricultural Lands Conservation (SALC) program. The final report marks the completion of the Commission and its partner Resource Conservation District (RCD) of Greater San Diego County's evaluation of agricultural trends in San Diego County and related preservation and enhancement considerations. Staff recommends the Commission formally receive the report and take support positions on its recommendations.

(Pages 749-758)

b) LAFCO Brochure: Diamond Anniversary Edition (information)

The Commission will receive a copy of the newest LAFCO informational brochure outlining key duties and responsibilities that is made available to the general public as part of a planned 60-year anniversary. The brochure incorporates several special features as part of the diamond anniversary – including a timeline of key events, historical commissioner, staff, and counsel rosters, and alumni profiles. Information only. (Pages 759-775)

c) Recommendation to Oppose Assembly Bill 530 as Amended (action)

The Commission will consider a recommendation to formally oppose Assembly Bill 530 as amended on May 15th. The amended bill seeks to require an affirmative vote of the entire San Diego County Water Authority electorate as a statutory condition to any member agency requesting and receiving LAFCO approval to detach. This item has been added as part of an amended agenda and no longer part of the Commission's consideration of Item No. 6a. (776-

8. EXECUTIVE OFFICER REPORT

9. COMMISSIONER ANNOUNCEMENTS & REQUESTS FOR FUTURE ITEMS

10. CLOSED SESSION

11. ADJOURNMENT TO NEXT REGULAR MEETING

August 7, 2023

Attest to Posting:



Tamaron Lockett
Commission Clerk