



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

**SAN DIEGO COUNTY**  
**LOCAL AGENCY FORMATION COMMISSION**

**SPECIAL MEETING AGENDA**  
**Monday, July 10, 2023**

**Doors Open: 8:00 A.M.**

**Meeting Starts: 8:20 A.M.**

**In-Person Participation**

County Administration Center  
 1600 Pacific Highway, Board Chambers  
 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. 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](mailto: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 amend time allowances for public speakers 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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F: 619-404-6508  
E: [erica.sellen@sdcounty.ca.gov](mailto:erica.sellen@sdcounty.ca.gov)

**1. 8:20 A.M. – CALL TO ORDER BY CHAIR | ROLL CALL**

**2. PLEDGE OF ALLEGIANCE**

**3. STATEMENT (JUST CAUSE) AND/OR CONSIDERATION OF A REQUEST TO PARTICIPATE REMOTELY (EMERGENCY CIRCUMSTANCES) BY A COMMISSIONER, IF APPLICABLE.**

**4. 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.

**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.

None

**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) CONTINUED PUBLIC HEARING |**

**Proposed “Fallbrook PUD & Rainbow MWD Wholesaler Reorganizations” – Concurrent Annexations to Eastern Municipal Water District and Detachments from San Diego County Water Authority with Related Actions (RO20-05 and RO20-04) (action)**

The Commission will continue the public hearing opened on June 5, 2023 to consider two separate reorganization proposals filed by Fallbrook Public Utility District and Rainbow Municipal Water District. The two proposals 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 MWD. 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. At the request of the Commission, additional information is being presented as part of the continued hearing and involves alternatives to the recommended exit fee as well as responses to written comments made by Chair Adán Ortega with the Metropolitan Water District of Southern California. Public testimony at the continued hearing is limited to this additional information. As set forth in the original agenda report, staff continues to recommend 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 protest proceedings (for the annexation portion only) and voter confirmation within the applicants’ jurisdictional boundaries.

**7. BUSINESS CALENDAR**

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

None

**8. EXECUTIVE OFFICER REPORT**

**9. COMMISSIONER ANNOUNCEMENTS & REQUESTS FOR FUTURE ITEMS**

**10. CLOSED SESSION**

None

**11. ADJOURNMENT**

Attest to Posting:



Erica Sellen  
Executive Assistant  
Acting Commission Clerk