



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

6b

AGENDA REPORT
 Consent | Action

August 7, 2023

TO: Commissioners
FROM: Tamaron Luckett, Commission Clerk
SUBJECT: **Approval of Meeting Minutes |
 Special Meeting of June 14, 2023**

SUMMARY

The San Diego County Local Agency Formation Commission (LAFCO) will consider draft minutes prepared for the special meeting held on June 14, 2023. The minutes are in action-form and being presented for formal Commission approval.

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 June 14, 2023, special meeting. The attendance record for the meeting follows.

- All regular Commissioners were present except Kristi Becker (City of Solana Beach) and Andy Vanderlaan (Public).
- All alternate Commissioners were present except Nora Vargas (County of San Diego) and Marni von Wilpert (City of San Diego).

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

The attached draft minutes for the June 14, 2023, special meeting accurately reflect San Diego LAFCO's deliberations as recorded by the Commission Secretary. A video recording of the meeting has also been posted on the Commission's website (www.sdlafco.org).

RECOMMENDATION

It is recommended San Diego LAFCO approve the draft minutes prepared for the June 14, 2023, special meeting as presented. This recommendation is consistent with Alternative One outlined in the proceeding section.

ALTERNATIVES FOR ACTION

The following alternatives are available to San Diego LAFCO:

Alternative One (recommended):

Approve the attached draft minutes prepared for the June 14, 2023 with any requested 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,



Tameron Luckett
Commission Clerk

Attachment:

- 1) Draft Meeting Minutes for June 14, 2023

**DRAFT MINUTES
SAN DIEGO LAFCO
June 14, 2023 SPECIAL MEETING**

1. 1:00 P.M. – CALL TO ORDER BY CHAIR | ROLL CALL

The special meeting was called to order at 1:00 p.m. by Chair Desmond. The Commission Clerk performed the roll call with the following attendance recorded.

Regulars Present: Joel Anderson, County of San Diego
Jim Desmond, County of San Diego (CHAIR)
Jo MacKenzie, Vista Irrigation District
Stephen Whitburn, City of San Diego (VICE CHAIR)
Dane White, City of Escondido
Barry Willis, Alpine Fire Protection District

Alternates Present: David Drake, Rincon del Diablo Municipal Water District
Harry Mathis, Public (voting)
John McCann, City of Chula Vista (voting)

Members Absent: Kristi Becker, City of Solana Beach (regular)
Andy Vanderlaan, Public (regular)
Nora Vargas, County of San Diego (alternate)
Marni von Wilpert, City of San Diego (alternate)

The Commission Clerk confirmed a quorum was present with eight voting members with Alternate Commissioner McCann voting in absence of Commissioner Becker and Alternate Commissioner Mathis voting in absence of Commissioner Vanderlaan. Also present were the following LAFCO staff members: Executive Officer Keene Simonds; Commission Counsel Holly Whatley; Assistant Executive Officer Priscilla Mumpower; Local Government Analyst I Carolanne Ieromnimon; Local Government Analyst I Michaela Peters; GIS/IT Analyst Dieu Ngu; Executive Assistant Erica Sellen and Commission Clerk Tamaron Lockett.

Commissioner Whitburn arrived at 1:05 p.m.

2. PLEDGE OF ALLEGIANCE

Commissioner Desmond led the Pledge of Allegiance.

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

Commissioner Willis and Alternate Commissioner Drake both participated remotely and attested to their posted locations.

4. AGENDA REVIEW

Chair Desmond asked the Executive Officer if there were requests to remove or rearrange items on the agenda. Executive Officer Keene Simonds stated no changes were needed to the agenda. The Executive Officer also provided instructions for members of the public on how to participate and provide comments with reference to the agenda cover page.

5. CONSENT ITEMS

None

6. PUBLIC HEARING ITEM | COMMISSIONER DISCLOSURE OF EX PARTE COMMUNICATIONS

None

7. BUSINESS ITEMS

Item 7a

Recommendation to Oppose Assembly Bill 530 or any Related Legislation

Item presented to consider a staff recommendation to formally oppose Assembly Bill 530 as amended on May 15th or any other related legislation this session. The amended bill seeks to require an affirmative vote of the entire electorate of any County Water Authority, including the San Diego County Water Authority, as a statutory condition to any member agency receiving LAFCO approval to detach. The timing of the item follows confirmation from the author of their intent to proceed with the legislation this session as well as apply an urgency clause to enact the provisions as soon as possible.

Chair Desmond asked for the staff presentation.

Executive Officer Keene Simonds provided the staff presentation and noted the bill was currently being recast as AB 399.

Chair Desmond invited comments from the following registered speakers:

In-Person Speakers:

- Tom Kennedy
- Mel Katz
- Paula de Sousa
- Nick Serrano

Video-Teleconference Speakers:

- Becca Taylor
- Rob Charles
- Lila Hargrove
- Stephanie Baxter
- Lauren Cazares
- Jennifer Jefferies
- Adrian Granda
- Carol Kim

BUSINESS ITEMS CONTINUED...

Item 7a Continued

Commission discussion followed.

The Executive Assistant confirmed there was one live e-mail comment which was read into the record from the following individual:

- Ansermio Estrada

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Commissioner Willis motioned with a second from Commissioner Desmond to approve the staff recommendation (Alternative One) as listed in the agenda report.

Roll call requested:

AYES: Desmond, MacKenzie, Mathis (voting), McCann (voting), White, and Willis
NOES: Anderson and Whitburn
ABSENT: Becker, Vanderlaan, Vargas, and von Wilpert
ABSTAINING: None

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

Item 7b

Request to Re-Calendar Date of Continued Public Hearing Item | Proposed “Rainbow Municipal Water District and Fallbrook Public Utility District Reorganizations: Wholesale Water Services” (RO20-05 & RO20-04)

Item presented to consider re-calendaring the continued hearing and the Commission’s ongoing deliberations on the reorganization proposals filed by Fallbrook Public Utility District and Rainbow Municipal Water District. It is recommended the Commission advance the continued hearing from August 7, 2023 to July 10, 2023 and in doing so address new information separately detailed as part of Item No. 7a.

Chair Desmond asked for the staff presentation.

Assistant Executive Officer Priscilla Mumpower provided the staff presentation.

Chair Desmond invited comments from the following registered speakers:

In-Person Speakers:

- Sandy Kerl
- Tom Kennedy
- Nick Serrano
- Paula de Sousa

BUSINESS ITEMS CONTINUED...

Item 7b Continued

Video-Teleconference Speakers:

- Jeff Armstrong
- Cory Shoemaker
- Kelvin Barrios
- Kathy Kassel
- Ansermio Estrada
- Satomi Rash-Zeigler
- Lauren Cazares
- Adrian Granda
- Lila Hargrove
- Mark Hattam
- Stephanie Baxter
- Carol Kim

The Commission Clerk confirmed there were no other registered speakers. The Executive Assistant confirmed there were no live email comments.

Commission discussion followed.

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Commissioner Willis motioned with a second from Commissioner Desmond to approve the staff recommendation (Alternative One) as listed in the agenda report.

Roll call requested:

AYES: Desmond, Mathis (voting), McCann (voting), White, and Willis
NOES: Anderson and Whitburn
ABSENT: Becker, Vanderlaan, Vargas, and von Wilpert
ABSTAINING: MacKenzie

The Commission Secretary confirmed the motion was approved 5-2 with 1 abstain.

8. EXECUTIVE OFFICER REPORT

Executive Officer Keene Simonds noted the promotion of Priscilla Mumpower from Local Government Analyst II to Assistant Executive Officer.

9. COMMISSIONER ANNOUNCEMENTS | REQUESTS FOR FUTURE ITEMS

None

10. CLOSED SESSION

None

11. ADJOURNMENT TO NEXT MEETING

With no further business the Chair adjourned the meeting at 2:36 p.m.

I hereby attest the minutes above accurately reflect the deliberations of the Commission at its June 14, 2023 meeting.

ATTEST,

Erica Sellen
Executive Assistant

for: Tamaron Lockett
Commission Clerk

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