

**APPROVED
SAN DIEGO LAFCO
MINUTES OF THE REGULAR MEETING
MAY 2, 2016**

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There being a quorum present, the meeting was convened at 9:00 a.m. by Chairman/ Supervisor Bill Horn. Also present were: Regular Commissioners – Vice Chairman/ Mayor Sam Abed; Supervisor Dianne Jacob; City Councilmember Lorie Zapf; City Councilmember Lorraine Wood; Special District Member Ed Sprague; and Public Member Andy Vanderlaan. Alternate Commissioners – Public Member Harry Mathis City; and Councilmember Racquel Vasquez. LAFCO Staff – Executive Officer Michael Ott; Local Governmental Analyst Robert Barry; LAFCO Consultant Harry Ehrlich and Legal Counsel Michael Colantuono. Absent were Regular Commissioner - Special District Member Jo MacKenzie; Alternate Commissioners – Supervisor Greg Cox; and City Councilmember Chris Cate.

Item 1

Pledge of Allegiance

Commissioner Andy Vanderlaan led the Pledge of Allegiance at the meeting.

Item 2

Roll Call

The Commission Secretary performed the roll call for the May 2, 2016, LAFCO meeting. With the exception of Commissioner Jo MacKenzie, Alternate Commissioners Supervisor Greg Cox; and City Councilmember Chris Cate, all other Commissioners were present.

Item 3

Approval of Minutes of Meeting Held April 4, 2016

On motion of Commissioner Abed, seconded by Commissioner Vanderlaan, and carried unanimously by the Commissioners present; the Commission dispensed with reading the minutes of April 4, 2016 and approved said minutes.

Item 4

Commissioner / Executive Officer Announcements

Chairman Bill Horn asked the Executive Officer if there were any announcements. Executive Officer Michael Ott announced that he would like to recommend that the Commissioners allow some additional time for the June 6, 2016 meeting for a Fire Workshop Presentation. Commissioner Ed Sprague announced his appointment as a faculty member for the Palomar College Fire Technology Program.

Item 5

Executive Officer's Recommended Agenda Revisions

Chairman Bill Horn asked the Executive Officer if there were any agenda revisions. Executive Officer Michael Ott said that there were no agenda revisions.

Item 6

Proposed "Peter Rios Estates Annexation" to the San Diego County Sanitation District (DA15-14)

At the request of Michael Ott, the Commission waived the staff presentation.

On motion of Commissioner Vanderlaan, seconded by Commissioner Wood, and carried unanimously by the commissioners present, the Commission approved the following actions:

1. Find that the Commission, acting as a responsible agency, has considered the environmental effects of the project as shown in the attached Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program (Attachment 3) prepared by the City of Vista. The mitigation is under the jurisdiction of the City and not LAFCO because the affected resources and the extension of public services will be within the city limits upon annexation;
2. Waive the island prohibition restrictions in Government Code Section 563751(m) for the reasons set forth in the Executive Officers report; and
3. 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 the following term and condition:

Payment by the property owner of all City application and annexation fees, connection costs, State Board of Equalization fees, and LAFCO processing fees.

Chairman Horn opened the Public Hearing for Item 7.

Item 7

Proposed "Presidio Vista Reorganization" (City of Vista) (RO 16-01)

At the request of Michael Ott, the Commission waived the staff presentation.

Chairman Horn indicated there were no speakers slips submitted from the public to speak to the Commission. He asked the Commission if there were any concerns or questions regarding this item and indicated there were none.

Chairman Horn closed the Public Hearing for Item 7.

On motion of Commissioner Vanderlaan, seconded by Commissioner Sprague and carried unanimously by the commissioners present, the Commission approved the following actions:

1. Find that the Commission, acting as a responsible agency, has considered the environmental effects of the project as shown in the attached Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program (Attachment 3) prepared by the City of Vista. The mitigation is under the jurisdiction of the City and not LAFCO because the affected resources and the extension of public services will be within the city limits upon annexation;
2. Waive the island prohibition restrictions in Government Code Section 563751(m) for the reasons set forth in the Executive Officers report; and
3. 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 the following term and condition:

Payment by the property owner of all City application and annexation fees, connection costs, State Board of Equalization fees, and LAFCO processing fees

Item 8

Administrative Approval of a Contractual Service

Agreement: Leucadia Wastewater District /

Elana Cohen, Beachy Keen Rentals, LLC (OAS16-05/ DA16-05)

Michael Ott indicated this was an information item and indicated that the staff presentation could be waived.

This item is for information purposes only and no action is required.

Item 9

Third Quarter FY 2015-16

Executive Officer Self-Approved Claims Report

Michael Ott informed the Commission that there were no Quarterly Self-Approved Expense Claims to report.

Chairman Horn moved approval and the motion was carried unanimously by the Commissioners present, the Commission took the following action:

Accepted and ratified the Third Quarter Self-Approved Expense Claims Report.

Item 10

Extension of Time to Complete Proceedings: The dissolution of the Rural and Pine Valley FPDs and Expansion of Latent Powers for CSA No. 135 to provide Structural Fire Protection and Emergency Medical Services - Approved by LAFCO on 8/03/15

Michael Ott informed the Commission that a request for authorization for a one-year extension is requested to allow the applicants additional time to wind up the affairs of the subject districts for dissolution.

On motion of Commissioner Abed, seconded by Commissioner Sprague, and carried unanimously by the commissioners present, the Commission took the following action:

Authorize the Executive Officer to approve a one-year time extension to August 7, 2017 for the above referenced proposals and waive the associated time extension fees.

Item 11

**Administrative Policy A-104
(California Public Records Act Requests).**

Robert Barry, Local Governmental Analyst, presented information to the Commission regarding the implementation of Administrative Policy A-104 (California Public Records Act Requests).

Mr. Barry briefly explained the requirements regarding requests for public records. He summarized the LAFCO draft policy and procedures and stated that they comply with provisions in State law and requested the Commission's review and acceptance of the policy.

On motion of Commissioner Wood, seconded by Commissioner Abed, and carried unanimously by the Commissioners present; the Commission took the following actions:

Approve Administrative Policy A-104 in compliance with the California Public Records Act.

Item 12

Senate Bill 272 (SB 272) – LAFCO Enterprise System Catalog.

Robert Barry, Local Governmental Analyst, presented information to the Commission regarding state and local agency requirements in compliance with Senate Bill 272 (SB 272) – LAFCO Enterprise System Catalog. He explained that the California Public Records Act (Government Code Section 6250, et seq.) requires state and local agencies to make a catalog of enterprise systems that collects, stores, exchanges and analyzes information by July 1, 2016.

Mr. Barry provided information of San Diego LAFCO's Enterprise System Catalog and the procedures and programs used by LAFCO to comply with SB 272 and requested the Commission's review and acceptance.

On motion of Commissioner Wood, seconded by Commissioner Abed, and carried unanimously by the Commissioners present; the Commission took the following actions:

Review and accept the San Diego LAFCO Enterprise System catalog (Attachment 2) in compliance with Senate Bill 272.

Item 13

Legislative Update

LAFCO Consultant Harry Ehrlich provided an update to the Commission regarding the current state legislation. He reported to the Commission the latest issues for the following three bills and requested their direction:

AB 2470 (Gonzalez) – Sponsored by the Sycuan Indian Nation, amended on March 29, 2016. Provide direction for an Indian tribe requesting water services from contiguous water districts.

Mr. Ehrlich stated other associated agencies are taking or considering a support position (CWA, Metropolitan WD and Padre Dam MWD). Mr. Ehrlich stated CALAFCO has some statewide concerns regarding this bill.

There was a detailed discussion from the Commissioners present, Executive Officer Michael Ott, Legislative Director Harry Ehrlich and General Manager Allen Carlisle from Padre Dam Municipal Water District on current and future issues and concerns related to AB 2470.

SB 1318 (Wolk): As Amended April 12, 2016. Oppose position. SB 1318 as amended on April 12, 2016, intends to help identify and address disadvantaged unincorporated communities (DUC's) that may be experiencing water or wastewater service issues. It

appears to place unreasonable additional requirements on LAFCO's study all special districts and potentially restrict needed amendments to their sphere of influences and planned annexations for unrelated territories.

AB 2910 Local Government Committee Omnibus Bill: Support position. Makes technical, nonsubstantive changes to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (the Act).

Mr. Ehrlich indicated these changes are necessary as commissions implement the Act.

Commissioner Horn, seconded by Commissioner Jacob, and carried unanimously by the commissioners present, the Commission took the following actions:

Received and concurred with the LAFCO Staff regarding the following direction and recommendations.

AB 2470 (Gonzalez): Adopt a Watch position that would instruct LAFCO staff to monitor the bill;

SB 1318 (Wolk) As Amended April 12, 2016: Adopt Oppose position and direct LAFCO staff to send a letter of opposition and continue to monitor the bill;

AB 2910 Local Government Committee Omnibus Bill: Adopt Support position and direct LAFCO staff to send a letter of support.

Item 14

Public Comment

Chairman Horn 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.

There being no further business to come before the Commission, the meeting adjourned at 9:40 a.m. to the June 6, 2016 meeting, in Room 302, County Administration Center.

**RUTH ARELLANO
ADMINISTRATIVE ASSISTANT
SAN DIEGO LOCAL AGENCY COMMISSION FORMATION**