

**SAN DIEGO LAFCO
MINUTES OF THE REGULAR MEETING
APRIL 5, 2004**

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There being a quorum present, the meeting was convened at 9:02 a.m. by Chairwoman Patty Davis. Also present were: Regular Commissioners – Supervisor Bill Horn, Councilmember Jill Greer, Supervisor Dianne Jacob, Bud Pocklington, Andrew Vanderlaan, and Ron Wootton; Alternate Commissioners – Harry Mathis, Andy Menshek, and Betty Rexford; LAFCO and County Staff – Executive Officer Michael Ott; Shirley Anderson, Chief, Policy Research; Robert Barry, Local Governmental Analyst; and LAFCO Counsel, William Smith. Absent were: Regular Commissioner – Councilmember Donna Frye; Alternate Commissioner – Supervisor Greg Cox.

Item 1A
Approval of Minutes
of Regular Meeting Held March 1, 2004

With Commissioner Horn abstaining, on motion of Commissioner Pocklington, seconded by Commissioner Vanderlaan, the commissioners dispensed with reading the minutes of March 1, 2004, and approved said minutes.

Item 1B
Approval of Minutes
of Special Meeting Held February 2, 2004

With Commissioner Greer abstaining, on motion of Commissioner Pocklington, seconded by Commissioner Vanderlaan, the commissioners dispensed with reading the minutes of February 2, 2004, and approved said minutes.

Item 2
Executive Officer's Recommended Agenda Revisions

Michael Ott indicated there were no revisions to the agenda.

Item 3
Commissioner/Executive Officer Announcement

Michael Ott said that there was an addendum to the budget item on the agenda (Item #9), which he would elaborate on when the item is considered. Also, as a follow-up pertaining to fire protection, Mr. Ott announced that LAFCO would be hosting a Symposium on April 30, 2004 at the County Administration Center. He indicated that the program would include speakers from various counties who will be discussing topics on regionalization. Mr. Ott said that following the Symposium, a Task Force meeting chaired by Supervisor Jacob would be held.

Item 4
Public Comment

No members of the public requested to speak.

Item 5
Proposed “Paulsen Annexation” to the Leucadia Wastewater District (DA04-03)

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

- (1) Certified that the determination by the Leucadia Wastewater District that this annexation is exempted by Sections 15319(a) and 15303(a) and (d) of the State CEQA Guidelines has been reviewed and considered; and
- (2) Adopted the form of resolution approving this 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 ordered the annexation, subject to the following term and condition:

Payment by the property owner of Leucadia Wastewater District annexation fees along with Local Agency Formation Commission and State Board of Equalization processing fees.

Item 6
Proposed “Madrid Annexation” to the Spring Valley Sanitation District (DA04-04)

On motion of Commissioner Horn, seconded by Commissioner Jacob, and carried unanimously by the Commissioners present, the Commission took the following actions:

- (1) Found in accordance with the Executive Officer’s determination, that pursuant to Section 15319(b) of the State CEQA Guidelines, the annexation is not subject to the environmental impact evaluation process because the proposal area involves annexation of an individual small parcel of the minimum size for facilities exempted by Section 15303; and
- (2) Adopted the form of resolution approving this 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 ordered the annexation, subject to the following term and condition:

Payment by the property owner of District annexation fees, San Diego Local Agency Formation Commission processing fees, and State Board of Equalization charges.

Item 7A

Adoption of an Amendment to the Sphere of Influence for the Vallecitos Water District (SA03-33)

Item 7B

Proposed “Las Ventanas Annexation” to the Vallecitos Water District (DA03-33)

Local Governmental Analyst Robert Barry gave a brief presentation of the proposal and specified that the proposal is a minor amendment.

Chairwoman Davis opened the public hearing.

In response to a question from Commissioner Wootton, Robert Barry said that he would be able to research and provide additional information to Mr. Wootton regarding who provides sewer services to the mobile home park listed on the proposal map.

With no members of the public wishing to speak in support or in opposition of the item, and no further discussion from the Commission, Chairwoman Davis closed the public hearing.

On motion of Commissioner Horn, seconded by Commissioner Pocklington, and carried unanimously by the commissioners present, the Commission took the following actions:

- (1) Certified that the information contained in the Negative Declaration and Addendum prepared by the City of San Marcos has been reviewed and considered;
- (2) Amended the sphere of influence for the Vallecitos Water District and adopted the written Statement of Determinations as shown in Exhibit A; and
- (3) Adopted the form of resolution approving the minor sphere amendment and 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 ordered the annexation subject to the following condition:

Payment by the property owner of District annexation fees and State Board of Equalization charges.

Item 8

Final FY 2004-05 LAFCO Budget

Michael Ott provided a brief staff report of the Final FY 2004-05 LAFCO Budget. He said that an addendum to the budget item was sent to the Commissioners on March 29, 2004. Mr. Ott stated that at the last meeting, the Commission unanimously approved the Proposed FY 2004-05 LAFCO Budget. He said that the Final FY 2004-05 LAFCO Budget is essentially the same as the proposed budget with the exception of the

addendum that covers an increased labor cost that had been reported to LAFCO by the County of San Diego. He indicated that the addendum included items such as retirement contributions, offsets of Workers Compensation, and health benefit costs. He said that the increased labor cost would be approximately \$21,000 and requested that the Commission reflect the amount in the Final Budget. Mr. Ott indicated that the addendum was distributed to all cities, special districts, as well as the Special Districts Advisory Committee so that they would be aware of the increase of LAFCO's budget. In addition, Mr. Ott requested that the Commission authorize LAFCO staff to amend the processing fee schedule at the pre-approved amount of 3.15%. He said that amount was set by the Commission, upon the recommendation of the Special Districts Advisory Committee in 2001, to reflect economic indicators, as well as the wage and benefit package increase for County employees next FY 2004-05.

Chairwoman Davis opened the public hearing.

In response to a question from Commissioner Pocklington, Michael Ott said that the increased labor cost amount (approximately \$21,000) is a composite of retirement, healthcare, and other components that are applied to salary costs.

With no members of the public wishing to speak in support or in opposition of the item, and no further discussion from the Commission, Chairwoman Davis closed the public hearing.

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

- (1) Adopted the Final FY 2004-05 LAFCO Budget.
- (2) Adopted the Addendum to the Final Budget, which included the following:
 - a) Adjust LAFCO's salaries and benefits budget to incorporate the revised labor cost figures reported by the County of San Diego for FY 2004-05.
 - b) Authorize the Executive Officer to amend the LAFCO Processing Fee Schedule to reflect a 3.15% increase for jurisdictional proposals.

Item 9

**Proposed "Discovery Valley Equestrian Center Reorganization"
(City of San Marcos) (RO03-37)**

This was an information item and no action was required.

Item 10
Alternative LAFCO Apportionment

Shirley Anderson gave a brief presentation of the staff report. Ms. Anderson reported that ten out of seventeen cities, which also represent a majority of the cities' combined populations, voted in favor of an alternative apportionment formula that was proposed by the City of Chula Vista.

Michael Ott said that LAFCO staff, with Shirley Anderson in charge, conducted the election that resulted in the new apportionment formula.

Item 11
2003-04 Legislative Report

Michael Ott presented the staff report. He reported that AB 2067 (Harmon) would change the definition of consolidation and allow two or more special districts to consolidate under different principal acts. He recommended a "Watch" position for San Diego LAFCO. As for AB 3067 (Chavez/Kehoe), Michael Ott indicated that it is a "placeholder" bill. He said that the bill would require all San Diego County local fire agencies to collaborate with each other to develop and implement a plan for the coordination of services. He recommended a "Watch" position for San Diego LAFCO. In regards to AB 1774 (Senate LG), Michael Ott recommended a "Watch" position for San Diego LAFCO due to provisions of limiting sphere amendments throughout the year.

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

Reviewed the attached 2003-04 Legislative Report and adopted the positions as recommended.

There being no further business to come before the Commission, the meeting adjourned at 9:27 a.m. to the May 3, 2004 meeting, in Rooms 302-303, County Administration Center.

TITA JACQUE CAYETANO
Administrative Assistant