

**SAN DIEGO LAFCO
MINUTES OF THE REGULAR MEETING
MAY 3, 2004**

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There being a quorum present, the meeting was convened at 9:01 a.m. by Chairwoman Patty Davis. Also present were: Regular Commissioners – Councilmember Donna Frye, Supervisor Bill Horn, Supervisor Dianne Jacob, Andrew Vanderlaan, and Ron Wootton; Alternate Commissioners – Harry Mathis, Andy Menshek, and Betty Rexford; LAFCO and County Staff – Executive Officer Michael Ott; Laura Biery, Local Governmental Analyst; and LAFCO Counsel, William Smith. Absent were: Regular Commissioners – Councilmember Jill Greer and Bud Pocklington; Alternate Commissioner – Supervisor Greg Cox.

Item 1
Approval of Minutes
of Meeting Held April 5, 2004

On motion of Commissioner Jacob, seconded by Commissioner Horn, the commissioners dispensed with reading the minutes of April 5, 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 indicated that there would be press coverage on incorporations and special reorganizations involving La Jolla and Rancho Santa Fe. Mr. Ott also announced that LAFCO, and the Task Force on Fire Protection and Emergency Medical Services, hosted a Symposium that was held on April 30, 2004. He reported that various representatives from different counties were invited to speak at the Symposium concerning regionalization and Supervisor Dianne Jacob served as Moderator.

Commissioner Jacob reported that the Symposium was very informative and a success. She said that the speakers/representatives from other county fire departments indicated that although they encountered some struggles and challenges through the process of regionalizing, they all agreed that being a regional entity provided the ability for a greater amount of consistency in providing fire and emergency services. Commissioner Jacob indicated that "Regionalization" could be defined in various ways, such as: 1) consolidated fire departments for San Diego County; 2) joint powers authority (JPA) consisting of approximately 60 entities in collaboration with one another; 3) consolidating unincorporated areas of fire departments into one entity (approximately

35 departments), or; 4) functional consolidation that focuses on training, purchasing, communications, and other functions of fire and emergency services. Commissioner Jacob reported that she plans to bring several items before the Board of Supervisors on May 18, 2004 and ask colleagues to support and collaborate with LAFCO and the Fire Chiefs' Association. She said that a funding proposal would also be on the agenda that would propose a long term and stable funding source for fire and emergency services. She indicated that Phase Two of the Task Force on Fire Protection and Emergency Medical Services Municipal Service Review would be helpful in presenting to the board a funding proposal that gives a general idea of what the overall costs would be for the delivery of fire and emergency medical services throughout San Diego County. Commissioner Jacob indicated that there are discussions in Sacramento about redirecting tax dollars to help fund fire and emergency medical services. She thanked Mike Ott and the LAFCO staff for their excellent job with organizing the Symposium.

Item 4
Public Comment

No members of the public requested to speak.

Item 5
Proposed "Scardino-Campbell Reorganization"
(City of Escondido) (R003-38)

On motion of Commissioner Horn, seconded by Alternate Commissioner Menshek, 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 15320 of the State CEQA Guidelines, the reorganization is not subject to the environmental impact evaluation process because the reorganization involves changes in the organization of local governmental agencies where the changes do not change the geographical area in which previously existing powers are exercised; and
- (2) Adopted the form of resolution approving this reorganization 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 reorganization subject to the following conditions:
 - a. Payment of LAFCO processing fees and State Board of Equalization charges
 - b. Annexation to Rincon Del Diablo MWD Fire Department (ID "E")

Item 6
Proposed “Eltinge Drive Annexation” to the
Alpine Sanitation District (DA04-07)

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

- (1) Certified that the information contained in the Negative Declaration prepared by the County of San Diego 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 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 (SA04-05)

Item 7B
Proposed “Charles Little Annexation” to the
Vallecitos Water District (DA04-05)

Local Governmental Analyst Laura Biery gave a brief presentation of the proposals.

Chairwoman Davis opened the public hearing.

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

On motion of Commissioner Horn, seconded by Commissioner Rexford, 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(a) of the State CEQA Guidelines, this minor sphere amendment and annexation are not subject to the environmental impact evaluation process because the proposal area contains an existing structure and is developed to the density allowed by the current zoning, and the extension of the utility service to the existing facility would have a capacity to serve only the existing facility;

- (2) Amended the sphere of influence for the Vallecitos Water District to include the territory shown on the attached map 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 terms and conditions:
 - a) Payment of an annexation fee to the District of \$1,326.73;
 - b) Payment of the State Board of Equalization fee;
 - c) Annexation into Sewer Improvement Districts 1, 2, 6, & "A" for sewer service only;
 - d) Connection to the proposed sewer line will be allowed upon approval from LAFCO, provided annexation fees and all current fees and charges are paid, and acceptance of all sewer facilities required for the project.

Item 8

Administrative Approval of a Contractual Service Agreement: City of La Mesa / Heather Raschtschenia (OAS04-08)

This item was for the Commission's information and no action was required.

In response to a question from Commissioner Wootton, Michael Ott indicated that the City of La Mesa's engineer determined that improvements to the property would overburden the septic system.

Item 9

2003-04 Legislative Report

Michael Ott presented the staff report. Mr. Ott recommended that the Commission oppose AB 2306 (Richman) because it prohibits the Commission from imposing conditions pertaining to certain annexation proposals. He reported that CALAFCO has also recommended opposition to the bill. In regards to SB 1266 (Torlakson), Mr. Ott recommended that the Commission oppose the bill due to an arbitrary definition used for "substantially surrounded" that pertains to city annexation proposals. He also indicated that the bill would reduce LAFCO's discretionary authority. As for AB2247 (Salinas), Mr. Ott recommended that the Commission watch the bill.

On motion of Commissioner Wootton, seconded by Commissioner Vanderlaan, 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 9:20 a.m. to the June 7, 2004 meeting, in Rooms 302-303, County Administration Center.

TITA JACQUE CAYETANO
Administrative Assistant