



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

SPECIAL MEETING AGENDA

AD HOC ADVISORY COMMITTEE

- Rainbow MWD & Fallbrook PUD Reorganization Proposals -

Monday, August 3, 2020 at 1:00 P.M.

Videoconference Attendance Only

Live Public Viewing Available on San Diego LAFCO’s YouTube Channel

Moderator Keene Simonds
 San Diego LAFCO Executive Officer

Consistent with the Governor’s Executive Order N-29-20, the August 3, 2020 meeting will occur remotely through videoconferencing. The public may watch the meeting live using the link on our website home page (www.sdlafco.org).

The public may submit comments remotely and/or register to speak by:

1. Submitting an eComment at www.sdlafco.org prior to 2:00 P.M. on Friday, July 31, 2020
 - These comments will be distributed and posted online ahead of the meeting
 - This includes the option to request a call-in to directly comment during the meeting
2. Emailing erica.blom@sdcountry.ca.gov during the meeting on Monday, August 3, 2020
 - These comments will be read by staff into the record and subject to a three-minute limit

1. CALL TO ORDER BY MODERATOR

2. ROLL CALL BY COMMISSION CLERK

3. PUBLIC COMMENT

This is an opportunity for any member of the public to provide comments on a non-agenda topic germane to the Advisory Committee. Comments will be limited to three minutes.

4. BUSINESS ITEMS

a) Approval of Action Minutes for July 6, 2020 (Less than 5 Minutes)

The Advisory Committee will review draft minutes prepared by the Commission Clerk for the July 6, 2020 special meeting. The draft minutes are in action format and recommended for approval any desired clarifications by members.

Administration Keene Simonds, Executive Officer County Operations Center 9335 Hazard Way, Suite 200 San Diego, California 92123 T 858.614.7755 F 858.614.7766 www.sdlafco.org	Jim Desmond County of San Diego	Mary Casillas Salas City of Chula Vista	Mark Kersey City of San Diego	Jo MacKenzie Vista Irrigation	Vice Chair Andy Vanderlaan General Public
	Chair Dianne Jacob County of San Diego	Bill Wells City of El Cajon	Chris Cate, Alternate City of San Diego	Barry Willis Alpine Fire Protection	Harry Mathis, Alternate General Public
	Greg Cox, Alternate County of San Diego	Paul McNamara, Alternate City of Escondido		Erin Lump, Alternate Rincon del Diablo MWD	

b) Processing Update on Reorganization Proposals (5 minutes)

The Advisory Committee will receive an update from the Chief Policy Analyst on the status of the reorganization proposals filed by Fallbrook PUD and Rainbow MWD separately requesting concurrent detachments from County Water Authority and annexations to Eastern MWD. Information only.

c) LAFCO Responsibilities Under California Environmental Quality Act (15 minutes)

The Advisory Committee will receive a presentation from Commission Counsel on LAFCO's responsibilities in processing jurisdictional changes and related items under the California Environmental Quality Act as lead or responsible agency. Information only.

d) LAFCO Powers to Condition Approvals (15 minutes)

The Advisory Committee will receive a presentation from Commission Counsel on LAFCO's powers to condition approvals for jurisdictional changes and related items under State law. Information only.

e) Potential Consultant Roles in Reviewing Reorganization Proposals (15 minutes)

The Advisory Committee will discuss potential roles for one or more consultants to assist LAFCO staff in evaluating the reorganization proposals specific to assessing water reliability, ratepayer impacts, and potential exit fees. (Other topics may be identified as the evaluation proceeds.) This includes feedback on a tentative approach identified by the Executive Officer to request the applicants address the topics with supporting analysis for review by the LAFCO consultant(s) and independently determine if additional and/or new analysis is appropriate.

f) Addressing Input from Other County Water Authority Member Agencies (5 minutes)

The Advisory Committee will advise the Executive Officer on options and related merits and/or demerits to address feedback from the other 22 member agencies of County Water Authority in evaluating the reorganization proposals.

g) Agenda Setting for Next Meeting (5 minutes)

The Advisory Committee will provide input on scheduling the next meeting along with identifying agenda items.

5. ADJOURNMENT

Attest to Posting

Tameron Lockett
Commission Clerk

Any person with a disability under the Americans with Disabilities Act (ADA) may receive a copy of the agenda or a copy of all the documents constituting the agenda packet for a meeting upon request. Any person with a disability covered under the ADA may also request a disability-related modification or accommodation, including auxiliary aids or services, in order to participate in a public meeting. Please contact the LAFCO office at least three (3) working days prior to the meeting at 858-614-7755 or lafco@sdcounty.ca.gov for any requested arrangements or accommodations.



San Diego County Local Agency Formation Commission

Regional Service Planning | Subdivision of the State of California

4a

AGENDA REPORT
Business | Action

August 3, 2020

TO: Ad Hoc Advisory Committee

FROM: Tamaron Lockett, Commission Clerk

SUBJECT: Approval of Meeting Minutes for July 6, 2020

SUMMARY

The Ad Hoc Advisory Committee (“Committee”) will receive action minutes prepared for the last meeting held on Monday, July 6, 2020. The minutes are in draft-form and being presented for formal approval with any desired corrections or clarifications as requested by the Committee.

BACKGROUND

The Ralph M. Brown Act was enacted by the State Legislature in 1953 and established standards for the public to attend and participate in meetings of local government bodies. The “Brown Act” requires – and among other items – public agencies to maintain written minutes for qualifying meetings.

DISCUSSION

This item is for the Committee to consider approving action minutes prepared by staff for the July 6, 2020 meeting consistent with the Brown Act.

Administration

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Mark Kersey
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Chris Cate, Alternate
City of San Diego

Jo MacKenzie
Vista Irrigation

Barry Willis
Alpine Fire Protection

Erin Lump, Alternate
Rincon del Diablo MWD

Vice Chair Andy Vanderlaan
General Public

Harry Mathis, Alternate
General Public

ANALYSIS

The attached action minutes for the July 6, 2020 meeting accurately reflect the Committee's deliberations as recorded by staff. An audio recording of the meeting has also been posted on the Commission's website.

RECOMMENDATION

It is recommended the Committee approve the draft action minutes prepared for the July 6, 2020 meeting as presented. This recommendation is consistent with Alternative One in the proceeding section.

ALTERNATIVES FOR ACTION

The following alternatives are available to the Committee through a single motion:

Alternative One (recommended):

Approve the draft action minutes prepared for the July 6, 2020 meeting with any desired corrections or clarifications.

Alternative Two:

Continue to the next regular meeting and provide direction to staff as needed.

PROCEDURES

This item has been placed on the Committee'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 Committee.

Respectfully,



Tameron Luckett
Commission Clerk

Attachment: as stated

DRAFT
SAN DIEGO COUNTY LOCAL AGENCY FORMATION COMMISSION
AD HOC ADVISORY COMMITTEE
- Rainbow MWD & Fallbrook PUD Reorganization Proposals -
JULY 6, 2020 SPECIAL MEETING

Videoconference Attendance Only

DRAFT ACTION MINUTES

1. CALL TO ORDER | WELCOMING

The special meeting was called to order remotely by videoconference at 9:00 a.m. by Moderator Keene Simonds.

Mr. Simonds welcomed the attendees to the first meeting of the Advisory Committee for Fallbrook Public Utility District (PUD) and Rainbow Municipal Water District (MWD) reorganization proposals.

Mr. Simonds announced the meeting was being held virtually consistent with the Governor's Orders for social distancing with members participating through Zoom along with being live-streamed on YouTube. Instructions were subsequently provided to the public watching the meeting live with respect to participating and providing comments to the Committee.

2. INTRODUCTIONS | COMMITTEE ROLL CALL

The Commission Clerk performed the roll call with attendees providing a brief self-introduction. The following attendance was recorded.

Committee Members Present:

Brian Albright (At-Large with County of San Diego)
Jack Bebee (Fallbrook Public Utility District)
David Cherashore (At-Large with County Water Authority)
Gary Croucher (At-Large with County Water Authority)
Rachel Cortes (At-Large with SANDAG)
Nick Kanetis (Eastern Municipal Water District)
Tom Kennedy (Rainbow Municipal Water District)
Sandy Kerl (County Water Authority)
Lydia Romero (Cities Advisory Committee)
Kimberly Thorner (Special Districts Advisory Committee)

Continued...

Moderator Keene Simonds proceeded to introduce the following staff to the Committee members:

Holly O. Whatley, Commission Counsel
Robert Barry, Chief Policy Analyst
Tamaron Luckett, Commission Clerk
Linda Heckenkamp, Analyst I
Dieu Ngu, GIS/IT Analyst
Ruth Arellano, Executive Assistant
Erica Blom, Administrative Assistant

3. PUBLIC COMMENTS

Moderator Keene Simonds asked if any member of the public would like to provide comments on a non-agenda topic germane to the Advisory Committee. The Commission Clerk confirmed two written comments were received with the following summaries:

- Mark Muir as former Chair of County Water Authority and City of Encinitas Councilmember. Mr. Muir suggested LAFCO consider a consultant to identify the key details of both reorganization proposals. Mr. Muir added to also consider the dynamics of COVID as it relates to the County Water Authority and Metropolitan Water District water supply processes.
- Rodney Smith as private citizen. Mr. Smith addressed concerns of the water supply reliability and rates between the County Water Authority and the Metropolitan Water District of Southern California.

The Administrative Assistant confirmed no live e-mail comments received.

Mr. Simonds noted they would revisit public comments towards the end of the meeting to address any additional emails received.

4. BUSINESS ITEMS

a) LAFCO Process Overview

Moderator Keene Simonds presented an overview of LAFCO's procedures under the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000. Topics covered include the three distinct phases underlying the typical processing cycle: administrative review; Commission consideration; and conducting authority proceedings. Mr. Simonds also briefly addressed the review process under the California Environmental Quality Act (CEQA).

Committee discussion followed.

b) Current Status of Reorganization Proposal

Chief Policy Analyst Robert Barry provided an update to the Committee on the current status of the reorganization proposals filed by Fallbrook PUD and Rainbow MWD. Mr. Barry discussed key details for both applications and noted the interagency review periods have started and extended to a full 90 days through most of September. Mr. Barry also addressed the noticing performed to date with respect to property tax exchanges as well as the review under CEQA and local policies – including but not limited to – L-107.

Committee discussion followed.

c) Expectations for Advisory Committee

Moderator Keene Simonds summarized LAFCO’s expectations for the Advisory Committee and specifically to provide timely feedback to LAFCO staff in processing the two reorganization proposals.

No discussion.

d) Expectations from Subject Agencies

Moderator Keene Simonds asked the representatives from the four subject agencies – Fallbrook PUD, Rainbow MWD, Eastern MWD, and County Water Authority – to share their expectations and interests in the work of the Advisory Committee.

No discussion.

e) Agenda Setting for Next Meeting

Moderator Keene Simonds suggested the Committee take up a review and discussion led by Commission Counsel on LAFCOs’ ability to condition approvals as well as duties under CEQA. Mr. Simonds also suggested it would be appropriate for the Committee to discuss consultant options for LAFCO with respect to the following topics: water reliability; rate impacts; and potential exit fees. Mr. Simonds added additional topics may be warranted in the future.

Committee discussion followed with general agreement on proceeding as planned with regards to agenda topics.

5. ADDITIONAL PUBLIC COMMENTS

Moderator Keene Simonds asked the Administrative Assistant if any additional emails for public comment had been received. The Administrative Assistant proceeded to identify and summary an additional e-mail received:

- Alpine Fire Protection District and LAFCO Commissioner Barry Willis asked what type of outreach would be performed by the Advisory Committee involving the other members of the County Water Authority.

The Executive Officer responded and suggested the topic about outreach be added to the next agenda with the consensus of the Committee members.

6. ADJOURNMENT

With no further business the Moderator adjourned the meeting at 10:32 a.m.

**

I hereby attest the minutes above accurately reflect the deliberations of the Ad Hoc Advisory Committee (Fallbrook PUD and Rainbow MWD) at its July 6, 2020 videoconference meeting.

ATTEST,

Tamaron Lockett
Commission Clerk

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A video recording of the July 6, 2020 special meeting is also available online at www.sdlafco.org or by contacting LAFCO staff at 858-614-7755.