



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

5a

AGENDA REPORT
 Consent | Action

June 6, 2022

TO: Commissioners
FROM: Tamaron R. Lockett, Commission Clerk
SUBJECT: **Approval of Meeting Minutes |
 Regular Meeting of April 4, 2022**

SUMMARY

The San Diego County Local Agency Formation Commission (LAFCO) will consider draft minutes prepared for the regular meeting held on April 4, 2022. 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 April 4, 2022, regular meeting. The attendance record for the meeting follows.

- All regular Commissioners were present.
- 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@sdcountry.ca.gov	Chair Jim Desmond County of San Diego Joel Anderson County of San Diego Nora Vargas, Alt. County of San Diego	Vice Chair Paul McNamara City of Escondido Mary Casillas Salas City of Chula Vista Kristi Becker, Alt. City of Solana Beach	Chris Cate 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 April 4, 2022, regular meeting accurately reflect San Diego LAFCO's deliberations as recorded by the Commission Clerk. 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 April 4, 2022, regular 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 draft minutes prepared for the April 4, 2022, as Attachment One with any desired 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,



Tamaron Lockett
Commission Clerk

Attachment:

- 1) Draft Meeting Minutes for April 4, 2022

**DRAFT MINUTES
SAN DIEGO LAFCO
April 4, 2022 REGULAR MEETING**

1. CALL TO ORDER | ROLL CALL

The regular meeting was called to order at 9:00 a.m. by Chair Desmond via a virtual/hybrid format. In person attendance was held in the County of San Diego Administration Center, 1600 Pacific Highway, Room 302, San Diego.

The Commission Clerk performed the roll call with the following attendance recorded.

Regulars Present: Joel Anderson, County of San Diego*
 Chris Cate, City of San Diego*
 Jim Desmond, County of San Diego (CHAIR)
 Jo MacKenzie, Vista Irrigation District*
 Paul McNamara, City of Escondido* (VICE CHAIR)
 Mary Casillas Salas, City of Chula Vista*
 Andy Vanderlaan, Public*
 Barry Willis, Alpine Fire Protection District

Alternates Present: Kristi Becker, City of Solana Beach*
 David Drake, Rincon del Diablo Municipal Water District
 Harry Mathis, Public*

Members Absent: Nora Vargas, County of San Diego (alternate)
 Marni von Wilpert, City of San Diego (alternate)

The Commission Clerk confirmed a virtual/hybrid quorum was present with eight voting members. Also present at the virtual/hybrid dais were Executive Officer Keene Simonds, Commission Counsel Holly Whatley, Local Government Analyst I Priscilla Allen, Local Government Analyst I Carolanne Ieromnimon, Executive Assistant Erica Blom*, and Commission Clerk Tamaron Lockett.

Commissioner Salas arrived at 9:03 a.m.

Commissioner McNamara arrived at 9:05 a.m.

* Attending by videoconference.

2. PLEDGE OF ALLEGIANCE

Commissioner Willis led the Pledge of Allegiance.

3. AGENDA REVIEW

Chair Desmond asked the Executive Officer if there were requests to remove or rearrange items on the agenda. The Executive Officer noted there were no changes to the amended agenda which included the late addition the prior week of Item 7c to the business calendar.

Chair Desmond stated the Commission would proceed with the amended agenda as presented.

4. PUBLIC COMMENT AND RELATED REQUESTS

Chair Desmond invited anyone from the public to address the Commission on a matter not directly related to an agenda item. The Commission Clerk confirmed there were no comments from the chambers or pre-registered speakers. The Executive Assistant also confirmed there were no live e-mail comments received to provide comments.

5. CONSENT ITEMS

Item 5a

Approval of Meeting Minutes for March 7, 2022

Item presented to approve draft action minutes prepared for the Commission's March 7, 2022 regular meeting. Recommendation to approve.

Item 5b

Commission Ratification | Recorded Payments for February 2022

Item presented to ratify recorded payments made and received by the Executive Officer for the month of February 2022. Recommendation to ratify.

Item 5c

Proposed "La Costa Avenue-Weston Change of Organization" | Annexation to the Leucadia Wastewater District (CO21-11)

Item presented to consider a change of organization proposal filed by the Leucadia Wastewater District to annex approximately 13.5 acres of incorporated territory within the its sphere of influence. The affected territory as submitted involves three legal parcels in the City of Encinitas that were previously used for commercial greenhouse operations. The purpose of the proposal is to make public wastewater services available to the affected territory and accommodate a planned 48-unit residential subdivision. Recommendation to conditionally approve along with waiving protest proceedings.

Item 5d

Progress Report on Workplan Projects

Item presented as regular progress report on accomplishing specific projects as part of the adopted 2021-2022 workplan. Recommendation to receive and file.

CONSENT ITEMS CONTINUED...

Item 5e

Authorizing Continued Hybrid or Fully Teleconferenced Meetings

Item presented to consider authorizing the ongoing use of hybrid and/or fully teleconferenced meetings for a 30-day period as allowed under Assembly Bill 361. Approval would retroactively extend the Commission's previous authorization for hybrid and/or fully remote meetings between April 3, 2022 and May 3, 2022. Recommendation to approve.

Item 5f

Current Proposals and Related Activities

Item presented to receive a report identifying active proposals on file as well as a summary of pending proposal submittals. Information only.

Chair Desmond asked if the Commission would like to pull any consent items for discussion. Commissioner Desmond requested Item 5e be pulled for a separate vote.

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Commissioner Vanderlaan motioned with a second from Commissioner Cate to approve the balance of the consent calendar and staff recommendations as presented for Items 5a through 5d as well as 5f as Alternative One. Roll call requested:

AYES: Anderson, Cate, Desmond, MacKenzie, McNamara, Salas, Vanderlaan, and Willis
NOES: None
ABSENT: Vargas and Von Wilpert
ABSTAINING: None

The Commission Clerk confirms the motion was approved 8-0.

Item 5e

Commissioner Cate motioned with a second from Commissioner Anderson to approve Item 5e and staff recommendations as presented as Alternative One. Roll call requested:

AYES: Anderson, Cate, MacKenzie, McNamara, Salas, Vanderlaan, and Willis
NOES: Desmond
ABSENT: Vargas and Von Wilpert
ABSTAINING: None

The Commission Clerk confirms the motion was approved 7-1.

6. PUBLIC HEARING ITEM

Item 6a

Fallbrook Public Utility District Latent Powers Activation | Parks and Recreation, Street Lighting, and Roads & Streets Service Functions (action)

Item presented to consider a reorganization proposal filed by Fallbrook Public Utility District (PUD) to activate additional service functions within its jurisdictional boundary. Requested activations involve parks and recreation, street lighting, and roads and streets and follows coordination with local non-profits for Fallbrook PUD to help organize and fund related community beautification projects. Recommendation to conditionally approve and subject to protest proceedings. Conditions include – notably – Fallbrook PUD setting its water rates to no longer be dependent on approximately \$0.560 million that currently comes from property taxes and instead redirect these monies to support the three new functions.

Analyst Priscilla Allen provided the staff presentation and detailed the recommendations. Ms. Allen also addressed written comments received on the proposal – including a late submittal of an email from Wallace Tucker in support.

Chair Desmond proceeded to open the public hearing and invited comments by pre-registered attendees and live e-mail. The Commission Clerk confirmed there were pre-registered speakers to address the Commission. Comments were received from the following persons:

- Jack Bebee, General Manager with Fallbrook PUD (support)
- Dave Knopp, Chief Operating Officer with County of San Diego Department of Parks and Recreation (support)
- Michael Griffiths, Representative with Fallbrook Village Association (support)
- Karen Utley, Representative with Fallbrook Arts Inc and Fallbrook Arts in Public Places (support)
- Jerri Patchett, Resident (support)
- Jennifer Jeffries, Resident (support)
- Susan Lisbes, Resident with Fallbrook Land Conservancy (support)

The Executive Assistant confirmed there were no live e-mail comments received.

Chair Desmond invited Commissioner comments or questions.

Commission discussion followed.

Chair Desmond proceeded to close the public hearing.

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Commissioner Willis motioned to approve the staff recommendation Alternative One as listed in the agenda report with a second from Commissioner Desmond. Roll call requested:

PUBLIC HEARING ITEM CONTINUED...

AYES: Anderson, Cate, Desmond, MacKenzie, McNamara, Salas, Vanderlaan, and Willis
NOES: None
ABSENT: Vargas and Von Wilpert
ABSTAINING: None

The Commission Clerk confirms the motion was approved 8-0.

7. BUSINESS ITEMS

Item 7a

Information Report |

Private Community Water Systems in San Diego County

Item presented to receive an informational report on private community water systems in San Diego County as part of the adopted workplan. The report principally serves as a supplement to address the Commission's task in preparing municipal service reviews to include information whenever possible on private community water systems. Information only.

Analyst Carolanne Ieromnimon provided the staff representation.

Chair Desmond welcomed comments from the chambers and the public. The Commission Clerk responded there were no pre-registered comments for the item. The Executive Assistant also confirmed there were no live e-mail comments for the item.

Chair Desmond invited Commissioner comments or questions.

Commission discussion followed.

Commissioner Drake asked if the fire protection districts are included in part of water systems reviews. Executive Officer Simonds noted staff will follow-up with the fire agencies.

Item 7b

Legislative Report |

Support for Senate Bill 938 to Amend Protest Provisions

Item presented to receive a report on items of interest to the Commission and its regulatory and planning responsibilities under State law as part of the current legislative session. This included a recommendation to approve a support position on Senate Bill (SB) 938 sponsored by CALAFCO to amend protest proceedings involving LAFCO initiated dissolution proposals for special districts under certain conditions. Other items of interest were highlighted for discussion and the Commission should consider taking additional positions as appropriate.

Analyst Priscilla Allen provided the staff presentation and detailed the recommendations.

Chair Desmond welcomed comments from the chambers and the public. The Commission Clerk responded there were no pre-registered comments for the item. The Executive Assistant also confirmed there were no live e-mail comments for the item.

BUSINESS ITEMS CONTINUED...

Item 7b Continued

Chair Desmond invited Commissioner comments or questions.

Commission discussion followed.

Commissioner MacKenzie motioned to approve the staff recommendation Alternative One as listed in the agenda report with a second from Commissioner Willis. Roll call requested:

AYES: Anderson, Cate, Desmond, MacKenzie, McNamara, Salas, Vanderlaan, and Willis
NOES: None
ABSENT: Vargas and Von Wilpert
ABSTAINING: None

The Commission Clerk confirms the motion was approved 8-0.

Item 7c

Authorization to Establish a Special Revenue Fund and Related Actions

Item presented to consider authorizing the establishment of a new special revenue fund to receive and expend grant monies. The request follows earlier Commission actions to apply and subsequently receive a \$0.250 million dollar planning grant award from the State of California Department of Conservation and serves as an alternative to amending the general fund budget.

Executive Officer Simonds provided the staff presentation.

Chair Desmond welcomed comments from the chambers and the public. The Commission Clerk responded there were no pre-registered comments for the item. The Executive Assistant also confirmed there were no live e-mail comments for the item.

Chair Desmond invited Commissioner comments or questions. No discussion followed.

Commissioner Cate motioned to approve the staff recommendation Alternative One as listed in the agenda report with a second from Commissioner Willis. Roll call requested:

AYES: Anderson, Cate, Desmond, MacKenzie, McNamara, Salas, Vanderlaan, and Willis
NOES: None
ABSENT: Vargas and Von Wilpert
ABSTAINING: None

The Commission Clerk confirms the motion was approved 8-0.

8. EXECUTIVE OFFICER REPORT

- Executive Officer summarized recent meetings of the Cities and Special Districts Advisory Committees in March as well as highlighted anticipated topics for an upcoming Ad Hoc Fallbrook-Rainbow Reorganization Committee scheduled for April 11th.
- Executive Officer noted the Commission meeting for May will likely be cancelled with confirmation expected later in the week.

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 10:05 a.m.

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I hereby attest the minutes above accurately reflect the deliberations of the Commission at its April 4, 2022 hybrid/videoconference meeting.

ATTEST,



Tamaron R. Lockett
Commission Clerk

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