

**LOCAL AGENCY FORMATION COMMISSION
REGULAR MEETING MINUTES**

Wednesday, June 12, 2002

Present: Henri F. Pellissier, Chairman
Yvonne Brathwaite-Burke
James DiGiuseppe
Jerry E. Gladbach
Carol Herrera
Cindy Miscikowski
William Wentworth
Zev Yaroslavsky
Hal Bernson, Alternate
Kenneth I. Chappell, Alternate
Richard Close, Alternate
Robert W. Goldsworthy, Alternate
Cristina Cruz-Madrid, Alternate

Larry J. Calemine, Executive Officer
John Krattli, Legal Counsel

Absent: Beatrice Proo, Vice Chairman
Donald Knabe, Alternate

1

The meeting was called to order at 9:00 a.m. The Pledge of Allegiance was led by Chairman Henri F. Pellissier.

2

Persons present who had made a contribution of more than \$250 to any member of the Commission during the preceding 12 months was asked to come forward and state for the record the Commissioner to whom such contribution was made and the item of their involvement. (None)

3

On motion of Commissioner Wentworth, unanimously carried (Commissioners Burke, Proo and Yaroslavsky being absent), the commission took the following actions relating to Annexation No. 263 to County Sanitation District No. 32:

- a. Acting in its role as a responsible agency, with respect to the proposed annexation and under State CEQA Guidelines Section 15303(a), certified that it

has independently considered and reached its own conclusions regarding the environmental effects of the project and the categorical exemption certified by the County Sanitation Districts of Los Angeles County (LACSD) and determined that the document adequately addresses the environmental impacts of the project. Made a finding that it has complied with the requirements of CEQA with respect to the process for a responsible agency, and adopted by reference the categorical exemption previously prepared by the LACSD in connection with its certification of that document for the project.

- b. Made a finding that all owners of land have given written consent to the change of organization, all affected agencies have consented in writing to the waiver of protest proceedings and waived the requirement for protest proceedings in its entirety.
- c. Adopted the attached Resolution Making Determinations and Ordering Annexation No. 263 to County Sanitation District No. 32, subject to the condition that the property so annexed shall be subject to the payment of such service charges, assessments or taxes as the County Sanitation District may impose.

4

On motion of Commissioner Wentworth, unanimously carried (Commissioners Burke, Proo and Yaroslavsky being absent), the commission took the following actions relating to Annexation No. 264 to County Sanitation District No. 32:

- a. Acting in its role as a responsible agency, with respect to the proposed annexation and under State CEQA Guidelines Section 15319(a), certified that it has independently considered and reached its own conclusions regarding the environmental effects of the project and the categorical exemption certified by the County Sanitation Districts of Los Angeles County (LACSD) and determined that the document adequately addresses the environmental impacts of the project. Made a finding that it has complied with the requirements of CEQA with respect to the process for a responsible agency, and adopted by reference the categorical exemption previously prepared by the LACSD in connection with its certification of that document for the project.
- b. Made a finding that all owners of land have given written consent to the change of organization, all affected agencies have consented in writing to the waiver of protest proceedings and waived the requirement for protest proceedings in its entirety.
- c. Adopted the attached Resolution Making Determinations and Ordering Annexation No. 264 to County Sanitation District No. 32, subject to the condition that the property so annexed shall be subject to the payment of such service charges, assessments or taxes as the County Sanitation District may impose.

[Commissioner Burke in at 9:02 a.m.]

5

The following matter was called up:

Formation of the Lennox Garbage Disposal District to serve the unincorporated community of Lennox.

Mike Mohajer, Department of Public Works, responded to an inquiry from Commissioner Bernson regarding which landfill will be utilized to dispose of the garbage collected.

On motion of Commissioner Wentworth, unanimously carried (Commissioner Proo and Yaroslavsky being absent), the commission took the following actions relating to the Formation of Lennox Garbage Disposal District:

a. Acting in its role as a responsible agency, with respect to the proposed Formation of the Lennox Garbage Disposal District and under State CEQA Guidelines Section 15096, LAFCO certified that it has independently considered and reached its own conclusions regarding the environmental effects of the project and the Negative Declaration certified and approved by the Los Angeles County Board of Supervisors; and has determined that the document adequately addresses the environmental impacts of the project. Made a finding that it has complied with the requirements of CEQA with respect to the process for a responsible agency and adopted by reference the Negative Declaration previously prepared by the County in connection with its certification of that document for the project.

b. Approved the Formation of the Lennox Garbage Disposal District, to include the entire unincorporated community of Lennox; and established the sphere of influence boundary coterminous with the district's boundary.

c. As requested by the applicant, caused said formation of district to be subject to the following terms and conditions:

1. The District will be formed pursuant to California Resources Code Section 49000, et seq. and the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.
2. The Board of Supervisors shall be the governing body of the district.
3. The Board of Supervisors, as governing body of the district, shall be authorized, in accordance with Public Resources Code Section 49030 et seq., to prescribe such assessments, service charges, fees or taxes upon the property within the district as the district may legally impose; and
4. Any taxes, fees, charges or assessments for the district will be collected by the County of Los Angeles Tax Collector in the same manner as direct assessments or through another collection mechanism as the Board of Supervisors deems necessary.

d. Set August 14, 2002 for Commission protest proceedings.

The following matter was called up:

Reorganization No. 98-01 to the City of Calabasas (Creekside Condominiums)

[Commissioner Yaroslavsky in at 9:09 a.m.]

On motion of Commissioner Wentworth, unanimously carried (Commissioner Proo being absent), the commission took the following actions relating to Reorganization No. 98-01:

- a. Made a finding that the Calabasas Reorganization No. 98-01 is categorically exempt from the provisions of CEQA pursuant to CEQA Guidelines section 15319(a) because the annexation consists of an area containing an existing structure developed to the density allowed by the current zoning. Acting in its role as a responsible agency, with respect to the proposed reorganization and under State CEQA Guidelines Section 15096, certified that it has independently considered and reached its own conclusions regarding the environmental effects of the projects and the categorical exemption certified by the lead agency and have determined that the documents adequately addresses the environmental impacts of the projects. Made a finding that it has complied with the requirements of CEQA with respect to the process for a responsible agency, and adopted by reference the NOE previously prepared by the lead agency, in connection with its certification of the document for the project.
- b. Made a finding that the county and all subject agencies have agreed to the proposed transfer.
- c. Approved an amendment to the Sphere of Influence boundary for the City of Los Angeles and the City of Calabasas, and made the following determinations, in accordance with Government Code Section 56425:

Present and planned land uses in the area:

The present City of Los Angeles land use designation for the subject territory is RD6, Restricted Density Multiple Dwelling. City of Los Angeles territory east of the subject site is zoned RS, Suburban Zone.

The City of Calabasas General Plan land use designations for the area are: OS-RP, Open Space-Resource Protection to the northwest, B-PO, Business-Professional Office to the north, PF-I.

Public Facilities-Institutional to the south. The City of Calabasas zoning for the subject territory is R-MF, Residential Multiple Family. The City proposes no change in land use.

Present and probable need for public facilities and services:

There is a present and probable future need for public facilities and services

as 55 condominium units are located on the subject property. Water, sewer, and electric power services will continue to be provided by the City of Los Angeles. The City of Calabasas will provide general municipal services such as law enforcement, community planning and zoning, animal regulation, parks and recreation, road maintenance and public works, street sweeping and Dial-a-Ride transit service.

The present capacity of public facilities:

Water, sewer, and electric power services will continue to be provided by the City of Los Angeles, and the City of Los Angeles has the capacity to continue to provide such services to the subject property. The City of Calabasas will provide general municipal services such as law enforcement, community planning and zoning, animal regulation, parks and recreation, road maintenance and public works, street sweeping and Dial-a-Ride transit service, and has the capacity to provide such services to the subject property. Public facilities will continue to be maintained by the City of Calabasas.

Existence of any social or economic communities of interest:

The subject property includes 55 condominium units and is part of a single 95-unit condominium complex; the remaining 40 units are within the City of Calabasas. The reorganization and sphere of influence amendment will place the entire complex under one jurisdiction. None.

- d. Adopted the attached Resolution Making Determinations and Approving the detachment of the subject territory from the City of Los Angeles and the Greater Los Angeles County Vector Control District and annexation of the same to the City of Calabasas, the Consolidated Fire Protection District of Los Angeles County, the Los Angeles County West Vector Control District and the Las Virgenes Municipal Water District, pursuant to Government Code Section 56375.
- e. Designated the City Calabasas as the Conducting Authority and authorized the City Calabasas to proceed with the reorganization, pursuant to Government Code Section 56029(b) (e) and 56852.

7

On motion of Commissioner Gladbach, unanimously carried (Commissioner Proo being absent), the commission approved the April and May 2002 Operating Account Check Registrar, Money Market Account Register and Special Reorganization Check Register.

8

Consideration of request(s), if any, for reconsideration of Resolution Making Determinations for Approval of the San Fernando Valley and Hollywood Special Reorganizations. None submitted.

9

On motion of Commissioner Wentworth, unanimously carried (Commissioner Proo being absent), the commission approved an invoice for services with Gansk & Associates, in the total amount of \$12,875.00, in connection with an analysis, report and testimony regarding council districts for voting outcomes in the San Fernando Valley Special Reorganization Area.

10

On motion of Commissioner Gladbach, unanimously carried (Commissioner Proo being absent), the commission ratified the contract amendment with PDQ GeoDemographics extending the not to exceed maximum from \$39,000.00 to \$66,000.00.

11

Jim McQuiston addressed the Commission during the period allotted for public comment.

12

The Commission recessed to Closed Session at 9:10 a.m. to discuss employee performance evaluation, pursuant to Government Code 54957. Present were: Commissioners Burke, DiGiuseppe, Gladbach, Herrera, Madrid, Miscikowski, Wentworth, Yaroslavsky and Pellissier. Absent was Commissioner Proo.

The meeting reconvened at 10:21 a.m. No action was taken during closed session.

13

On motion of Commissioner Wentworth, unanimously carried (Commissioner Proo being absent), the meeting adjourned at 10:22 a.m.

The next meeting of the Commission is June 26, 2002.

Respectfully submitted,

LARRY J. CALEMINE
Executive Officer