

MINUTES OF THE LOCAL AGENCY
FORMATION COMMISSION FOR LOS ANGELES COUNTY

December 14, 2005

Present:

Henri F. Pellissier
Yvonne B. Burke
Donald L. Dear
James DiGiuseppe
Margaret Finlay
Jerry Gladbach
Carol Herrera
Zev Yaroslavsky

Kenneth I. Chappell, Alternate
Richard Close, Alternate
Don Knabe, Alternate
Judith Mitchell, Alternate
Greig Smith, Alternate
Norm Ryan, Alternate

Larry J. Calemene, Executive Officer
Thomas Faughnan, Legal Counsel

Absent:

1

The meeting was called to order at 9:00 a.m.

2

Pledge of Allegiance led by Henri F. Pellissier.

3

The following matter was called up for consideration:

Request from Los Angeles County Waterworks District No. 40, for approval of an Out-of-Agency Water Agreement (2005-40), with Frontier Homes.

On motion of Commissioner DiGiuseppe, unanimously carried (Commissioner Yaroslavsky being absent), the Commission took the following actions:

- Opened the public hearing, and receiving no testimony, closed the public hearing.
- Made a finding that the proposed agreement for Tract 54315 is categorically exempt from the provisions of CEQA pursuant to section 15332 of the State CEQA Guidelines. Acting in its role as a responsible agency with respect to the proposed agreement for Tract 60857, and under State CEQA Guidelines Section 15096, certified that the Commission has independently considered and reached its own conclusions regarding the environmental effects of the project and the negative declaration adopted by the City of Lancaster and has determined that the document adequately addresses the environmental impacts of the project. Finds that the Commission has complied with the requirements of CEQA with respect to the process for a responsible agency, and adopted the environmental findings previously adopted by the lead agency, in connection with its approval of the project.
- Pursuant to Government Code Section 56133(b), authorized Los Angeles County Waterworks District No. 40 to provide new or extended services outside its jurisdictional boundary but within its sphere of influence in anticipation of a later change of organization, and to enter into an out-of-agency water service agreement with Frontier Homes.
- Approved Resolution No. 2005- Making Determinations Approving Annexation No. 2005-40.

4

The following items were called up for consideration:

City of Hawthorne Annexation No. 2005-32

On motion of Commissioner Gladbach, unanimously carried (Commissioner Yaroslavsky being absent), the matter was continued without discussion.

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[Commissioner Yaroslavsky in at 9:11 a.m.)

5

The following matter was called up for consideration:

- 1) Gateway Region – Municipal Service Reviews and Sphere of Influence Updates - Regional MSR and SOI Update of Affected Agencies.

On motion of Commissioner Finlay, unanimously carried, the Commission took the following actions:

- Opened the public hearing to receive testimony. The following people gave testimony regarding this issue: Philip Matthews, Joann Fletcher, Joseph Lim, Reverend Samuel Morgan, Marilyn May, Paul Raedyn, Lisa Cameron, Bonnie Lowenthal, Robert Tesley, Jerome Grooms, Mayor Jim Dear, and William Beverly.
- There being no further testimony, the public hearing on 23 cities was closed.
- Adopted the attached Resolutions Making Determinations and Approving Updates to the SOIs for 23 of the cities in the Gateway Region, but continuing the public hearing for the cities of Carson, Compton and Long Beach to the February 22, 2005 LAFCO hearing.

6

The following matter was called up for consideration:

Dudek -- Final Municipal Service Review of Water Providers in the Gateway Region and SOI Update of Affected Agencies

A recess was called at 10:40 a.m.

The meeting reconvened at 10:46 a.m.

On motion of Commissioner Burke, unanimously carried, the Commission took the following actions:

- Opened the public hearing to receive testimony. Mr. Johnnie Johnson of the Sativa County Water District gave testimony regarding this issue.
- There being no further testimony, the public hearing on 5 water agencies was closed.
- Adopted the attached Resolutions Making Determinations and Approving Updates to the SOIs for the Gateway Region, but continuing the public hearing for the Sativa County Water District to the February 22, 2005 LAFCO hearing.

[Commissioner Finlay out at 10:58 a.m.]

7

The following matter was called up for consideration:

Santa Clara Region -- Water Municipal Service Review and Sphere of Influence Updates.

Minute Order No. 7 (Cont'd)

[Commissioner Burke out at 11:08]

On motion of Commissioner Herrera, unanimously carried (Commissioners Burke and Finlay being absent), the Commission took the following actions:

- Opened the public hearing to receive testimony. The following people gave testimony regarding this issue: Mr. and Mrs Ed Dunn, Steve Cole, Lynne Plambeck and Maria Gutzeit.
- There being no further testimony, the public hearing was closed.
- Adopted the attached Resolutions Making Determinations and Approving Updates to the SOIs for the Santa Clara Water Providers with the recommended changes by counsel to the Resolution Making Determinations.

8

The following matters were called up for consideration:

- a. Los Angeles County Waterworks District No. 40, Annexation No. 2004-09. (KB Homes Greater Los Angeles Inc.)
- b. Los Angeles County Waterworks District No. 40, Annexation No. 2005-08. (Anaverde LLC).

On motion of Commissioner Dear, unanimously carried (Commissioners Burke and Finlay being absent), the Commission took the following actions:

- Opened the protest hearing to received testimony, there being no further testimony, the protest hearing was closed.
- Adopted the attached Resolutions Ordering Annexation to County Waterworks District No. 40.

9

On motion of Commissioner Gladbach, unanimously carried (Commissioners Burke and Finlay being absent), the following information items were received and filed:

- a. Los Angeles County Waterworks District No. 40, Annexation No. 2005-35.
- b. Los Angeles County Waterworks District No. 40, Annexation No. 2005-37.
- c. Los Angeles County Waterworks District No. 40, Annexation No. 2005-38.
- d. Los Angeles County Waterworks District No. 40, Annexation No. 2005-39.

10

The Executive Officer was presented with a 15 year service pin by the Chairman, Commissioner Pellissier.

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On motion of Commissioner Herrera, unanimously carried (Commissioners Burke and Finlay being absent), the minutes of the meeting held on November 9, 2005 were approved.

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On motion of Commissioner Dear, unanimously carried, the Commission approved the November 2005 Operating Account Check Register.

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On motion of Commissioner Yaroslavsky, unanimously carried (Commissioners Burke and Finlay being absent), the Municipal Service Reviews and Spheres of Influence Update was received and filed.

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On motion of Commissioner DiGiuseppe, unanimously carried (Commissioners Burke and Finlay being absent), the pending proposal status report was received and filed.

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No one came forward during the public comment period.

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The next meeting will be January 11, 2006

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There was no new business to be placed on any future agenda.

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On motion of Commissioner Yaroslavsky, unanimously carried, the meeting adjourned at 11:46 a.m.

Respectfully submitted,

Larry J. Calemine
Executive Officer