

LAFCO

Local Agency Formation Commission
for the County of Los Angeles

Commission

Jerry Gladbach
Chair

Richard H. Close
Donald L. Dear
Margaret Finlay
Don Knabe
Sheila Kuehl
Tom LaBonge
Gerard McCallum
David Spence

Alternates

Michael D. Antonovich
Lori Brogin
Paul Krekorian
Judith Mitchell
Joseph Ruzicka
Greig Smith

Staff

Paul A. Novak, AICP
Executive Officer

June D. Savala
Deputy
Executive Officer

Amber De La Torre
Doug Dorado
Michael Henderson
Alisha O'Brien
Patricia Wood

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REGULAR MEETING

MINUTES OF THE LOCAL AGENCY FORMATION COMMISSION FOR THE COUNTY OF LOS ANGELES

April 8, 2015

Present:

Jerry Gladbach, Chair

Richard H. Close
Donald L. Dear
Margaret Finlay
Don Knabe
Sheila Kuehl
Tom LaBonge
Gerard McCallum
David Spence

Judith Mitchell, Alternate
Joe Ruzicka, Alternate
Greig Smith, Alternate

Paul A. Novak, AICP; Executive Officer
Helen Parker, Legal Counsel

Absent:

Michael D. Antonovich, Alternate
Lori Brogin-Falley, Alternate
Paul Krekorian, Alternate

1 CALL MEETING TO ORDER

The meeting was called to order at 9:00 a.m. in Room 381-B of the County Hall of Administration.

2 PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chair Jerry Gladbach.

3 DISCLOSURE OF CAMPAIGN CONTRIBUTION(S)

The Executive Officer (E.O.) read an announcement, asking that persons who made a campaign contribution of more than \$250 to any member of the Commission during the past twelve (12) months to rise and state for the record the Commissioner to whom such campaign contributions were made and the item of their involvement (None).

4 SWEARING-IN OF SPEAKER(S)

The Executive Officer swore in members of the audience who planned to testify (None).

5 INFORMATION ITEM(S) – GOVERNMENT CODE §§ 56751 & 56857 NOTICE

(None.)

6 CONSENT ITEM(S) – OTHER

The Commission took the following actions under Consent Items:

- a. Approved Minutes of March 11, 2015.
- b. Approved Operating Account Check Register for the month of March 2015.
- c. Received and filed update on pending applications.

MOTION:	FINLAY
SECOND:	DEAR
AYES:	CLOSE, DEAR, FINLAY, KUEHL, LaBONGE, SMITH (ALT. FOR McCALLUM), SPENCE, GLADBACH
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	KNABE, McCALLUM
MOTION PASSES:	8/0/0

[Supervisor Knabe arrived at 9:03 a.m.]

7 PUBLIC HEARING(S)

The following item was called up for consideration:

- a. Annexation No. 2003-08 (40-23/4-103) to Los Angeles County Waterworks District No. 40, Antelope Valley.

The E.O. summarized the staff report on Annexation No. 2003-08.

The public hearing was opened to receive testimony. There being no testimony, the public hearing was closed.

The Commission took the following action:

- Adopted the Resolution Making Determinations Approving Annexation No. 2003-08 (40-23/4-103) to Los Angeles County Waterworks District No. 40, Antelope Valley; Resolution No. 2015-11RMD.
- Pursuant to Government Code Section 57002, set May 13, 2015, at 9:00 a.m., as the date and time for Commission protest proceedings.

MOTION: FINLAY
SECOND: KNABE
AYES: CLOSE, DEAR, FINLAY, KNABE, KUEHL, LaBONGE,
SMITH (ALT. FOR McCALLUM), SPENCE, GLADBACH
NOES: NONE
ABSTAIN: NONE
ABSENT: McCALLUM
MOTION PASSES: 9/0/0

[Commissioner McCallum arrived at 9:05 a.m.]

8 PROTEST HEARING(S)

The following item was called up for consideration:

- a. Annexation No. 2014-02 to Greater Los Angeles County Vector Control District (City of La Cañada Flintridge).

The E.O. stated that this is the Commission protest hearing pursuant to Government Code Section 57000 *et seq.*

The E.O. noted that no written protest(s) had been received in advance of the hearing.

The protest hearing was opened to receive testimony and/or written protest(s). There being no testimony or written protest(s) submitted, the protest hearing was closed.

The Commission took the following action:

- Adopted the Resolution Making Determinations Ordering Annexation No. 2014-02 to Greater Los Angeles County Vector Control District (City of La Cañada Flintridge); Resolution No. 2015-03PR.

MOTION: KUEHL
SECOND: SPENCE
AYES: CLOSE, DEAR, FINLAY, KNABE, KUEHL, LaBONGE,
McCALLUM, SPENCE, GLADBACH
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE
MOTION PASSES: 9/0/0

9 OTHER ITEMS

The following item was called up for consideration:

- a. Support for AB 1532 (Assembly Committee on Local Government Omnibus Bill).

The E.O. summarized the staff report on Commission support of AB 1532.

The E.O. noted that he made a presentation at last month's meeting relative to the annual process associated with the "Omnibus Bill", a legislative proposal that makes changes to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (CKH) that are considered beneficial and non-controversial.

The E.O. stated a copy of the draft support letter to the Assembly Local Government Committee and this year's version of the Omnibus Bill, which was introduced on March 23rd, as Assembly Bill No. 1532 (AB 1532), were included in the agenda package. AB 1532 proposes 12 separate revisions to CKH, all of which were described on page 2 and page 3 of the staff report.

The Commission took the following action:

- Authorized the Chair to send a letter to the Assembly Local Government Committee, and to the Legislature and Governor, if necessary, in support of AB 1532.

MOTION: KUEHL
SECOND: FINLAY
AYES: CLOSE, DEAR, FINLAY, KNABE, KUEHL, LaBONGE,
McCALLUM, SPENCE, GLADBACH
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE
MOTION PASSES: 9/0/0

10 COMMISSIONERS' REPORT

(None).

11 EXECUTIVE OFFICER'S REPORT

The E.O. noted a copy of the new "What is LAFCO?" brochure, published by CALAFCO, and replaced a version that was several years old. Also, provided was a copy of a "Welcome to LAFCO" publication. Both of these documents were included in the agenda package, and will be available at all Commission meetings.

The E.O. noted that next month's meeting on May 13th will not be held in the Board of Supervisor's Hearing Room (381-B), but at the Business License Commission Hearing Room (374-A).

OPPOSITION TO SENATE BILL NO. 239

Commissioner Close asked the E.O. to briefly summarize and clarify Senate Bill No. 239 (SB 239), and CALAFCO's objection to the bill. The E.O. stated that SB 239 is currently in the State Legislature, introduced by Senator Robert Hertzberg, Chair of the Senate Committee on Governance and Finance. The E.O. stated that the bill is related to contractual fire protection services, and the bill states that if there was a proposed expansion or annexation involving a fire protection district, it would require written support from recognized labor unions and written support from all impacted public agencies, before an application could be filed with LAFCO. The E.O. stated that, currently none of these actions are required for a change of organization with a fire protection district. SB 239 would also require preparation of a Comprehension Fiscal Analysis report, which the current law only requires for proposed city incorporations. The proposed requirements would make these applications more cumbersome. The E.O. stated that

other agencies, such as, the League of Cities and the California Special Districts Association (CSDA) have voiced their concerns about the bill. The E.O. requested to report back to Commission at next month's meeting, and include CALAFCO's objection letter.

Supervisor Kuehl suggested that the Commission take action opposing this bill immediately, rather than at next month's Commission meeting.

Chair Gladbach asked if SB 239 would affect all LAFCOs. The E.O. stated the answer is "yes".

The E.O. stated that SB 239 is largely geared toward a city fire department, which wants to eliminate their fire department, and have another city fire department or a County fire district take over those fire services, and ensures that labor unions are included in the decision making process.

Supervisor Knabe inquired if the Commission could include its opposition to SB 239, and add this item on today's agenda.

Helen Parker, legal counsel, stated under the Brown Act, on these facts the Commission could add an item to today's meeting as a "late breaking" item, if there is a need to act which came to the Commission's attention after posting of the agenda; or have a special meeting by teleconference, which requires a 24-hour notice.

June Savala, Deputy Executive Officer, informed the E.O. that in order to get comments for the state committee meeting, the Commission would have to receive comments at today's meeting.

The E.O. stated he could prepare a letter, with Chair Gladbach's signature, to mirror CALAFCO's opposition letter.

Chair Gladbach suggested that the Commission take an action today, regarding opposition to SB 239.

The Commission took the following action:

- Added to the agenda, an item (Opposition to Senate Bill No. 239) as the item came to the Commission's attention after posting of the agenda and there is a need for immediate action.

MOTION:	KNABE
SECOND:	DEAR
AYES:	CLOSE, DEAR, FINLAY, KNABE, KUEHL, LaBONGE, McCALLUM, SPENCE, GLADBACH
NOES:	NONE

ABSTAIN: NONE
ABSENT: NONE
MOTION PASSES: 9/0/0

Commissioner Close asked the E.O. to describe the reasons why Senator Robert Hertzberg introduced SB 239. The E.O. stated that he does not know the reasons, and that this matter came to LAFCO's attention late. It was originally introduced as a "spot" bill with nothing substantive within the bill. The E.O. stated that CALAFCO requested, on several occasions, for Senator Hertzberg's office to provide additional language about the bill, and did not receive any additional language until recently. The E.O. stated he has not been able to gain insights or find out the objective from Senator Hertzberg's office, nor from the California Professional Firefighters' Association, which requested the introduction of SB 239.

Commissioner Spence asked the E.O. what kind of input the League of Cities has provided. The E.O. stated he believes the League of Cities is very concerned about SB 239, but they have not yet taken an official position. The E.O. stated various agencies have considered constructing a joint coalition letter, which would involve the CSDA, the League of Cities, the California State Association of Counties, and CALAFCO.

The E.O. suggested that he could prepare a letter to mirror the opposition letter provided by CALAFCO, have the letter signed by Chair Gladbach, and mail that letter out today, to Senator Robert Hertzberg's office, with copies to other legislators or other relevant committees.

Commissioner Close asked if a city wanted to disband their fire department, and receive services from another city or the County, would SB 239 essentially give veto power to a city fire department labor union. The E.O. stated that the answer is "yes". Commissioner Close stated that it's risky to give veto power to city fire department labor union.

Supervisor Kuehl agreed that LAFCO should mail the opposition letter today. Supervisor Kuehl stated that the bill would have to go out to several other committees, and that the Commission can provide an additional opposition letter at a later date, if the Commission finds that there are unique circumstances related to Los Angeles LAFCO.

The Commission took the following action:

- Authorized the Executive Officer to prepare an opposition letter on SB 239, and authorized the Chair to sign, on the Commissioner's behalf, and mail that letter to Senator Robert Hertzberg's office today, April 8, 2015.

MOTION: KUEHL
SECOND: CLOSE
AYES: CLOSE, DEAR, FINLAY, KNABE, KUEHL, LaBONGE,

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McCALLUM, SPENCE, GLADBACH
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE
MOTION PASSES: 9/0/0

Commissioner Dear congratulated Commissioner Ruzicka, who finished his 9th run in the Los Angeles Marathon.

12 PUBLIC COMMENT

(None).

13 FUTURE MEETINGS

May 13, 2015 (Will be held in Room 374A)
June 10, 2015
July 8, 2015

14 FUTURE AGENDA ITEMS

(None).

15 ADJOURNMENT MOTION

On motion of Commissioner LaBonge, seconded by Commissioner Dear, the meeting was adjourned at 9:26 a.m.

Respectfully submitted,



Paul A. Novak, AICP
Executive Officer

**RESOLUTION NO. 2015-11RMD
RESOLUTION OF THE LOCAL AGENCY FORMATION
COMMISSION FOR THE COUNTY OF LOS ANGELES
MAKING DETERMINATIONS APPROVING "ANNEXATION NO. 2003-08 (40-23/4-103) TO
LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40, ANTELOPE VALLEY"**

WHEREAS, the Los Angeles County Waterworks District No. 40, Antelope Valley, (District) adopted a resolution of application to initiate proceedings, which was submitted to the Local Agency Formation Commission for the County of Los Angeles (Commission), pursuant to Division 3, Title 5, of the California Government Code (commencing with section 56000, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000), for annexation of territory herein described to the District, all within the City of Palmdale; and

WHEREAS, the proposed annexation consists of approximately 20.30± acres of inhabited territory and is assigned the following distinctive short-form designation: "Annexation No. 2003-08 to Los Angeles County Waterworks District No. 40, Antelope Valley"; and

WHEREAS, a description of the boundaries and map of the proposal are set forth in Exhibits "A" and "B", attached hereto and by this reference incorporated herein; and

WHEREAS, the principal reason for the proposed annexation is for the District to provide water service to 41 existing single-family homes and one existing drainage basin; and

WHEREAS, the Executive Officer has reviewed the proposal and submitted to the Commission a written report, including his recommendations therein; and

WHEREAS, the Executive Officer has given notice of the public hearing pursuant to Government Code Sections 56150-56160, 57025, and 57026, wherein the public hearing notice was published in a newspaper of general circulation in the County of Los Angeles on February

27, 2015, which is at least 21 days prior to the public hearing, and said hearing notice was also mailed to all required recipients by first-class mail on or before the date of newspaper publication; and

WHEREAS, on April 8, 2015, after being duly and properly noticed, this proposal came on for hearing, at which time this Commission heard and received all oral and written testimony, objections, and evidence which were made, presented or filed, and all persons present were given an opportunity to hear and be heard with respect to this proposal and the report of the Executive Officer; and

WHEREAS, pursuant to Government Code Section 57002, the Commission set the protest hearing for May 13, 2015 at 9:00 a.m., at the Los Angeles County Board of Supervisors Hearing Room, Kenneth Hahn Hall of Administration Room 381-B, located at 500 West Temple Street, Los Angeles, California, 90012; and

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Commission finds that this annexation is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15319(a) because it consists of an annexation with existing structures developed to the density allowed by the current zoning.
2. A description of the boundaries and map of the proposal, as approved by this Commission, are set forth in Exhibits "A" and "B", attached hereto and by this reference incorporated herein.
3. The affected territory consists of 20.30± acres, is inhabited, and is assigned the following

short form designation:

"Annexation No. 2003-08 to Los Angeles County Waterworks District No. 40,
Antelope Valley".

4. Annexation No. 2003-08 to Los Angeles County Waterworks District No. 40, Antelope

Valley, is hereby approved, subject to the following terms and conditions:

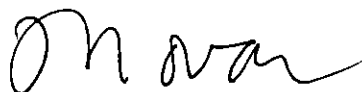
- a. The District agrees to defend, hold harmless and indemnify LAFCO and/or its agents, officers and employees from any claim, action or proceeding against LAFCO and/or its agents, officers and employees to attack, set aside, void or annul the approval of LAFCO concerning this proposal or any action relating to or arising out of such approval.
- b. The effective date of the annexation shall be the date of recordation.
- c. Payment of Registrar-Recorder/County Clerk and State Board of Equalization fees.
- d. The territory so annexed shall be subject to the payment of such service charges, assessments or taxes as may be legally imposed by the District.
- e. The regular County assessment roll shall be utilized by the District.
- f. The affected territory will be taxed for any existing general indebtedness, if any, of the District.
- g. Annexation of the affected territory described in Exhibits "A" and "B" to the District.

- h. Except to the extent in conflict with "a" through "g", above, the general terms and conditions contained in Chapter 2 of Part 5, Division 3, Title 5 of the California Government Code (commencing with Government Code Section 57325) shall apply to this annexation.
5. Pursuant to Government Code Section 57002, the Commission hereby sets the protest hearing for May 13, 2015 at 9:00 a.m. and directs the Executive Officer to give notice thereof pursuant to Government Code Sections 57025 and 57026.
6. The Executive Officer is hereby authorized and directed to mail copies of this resolution as provided in Government Code Section 56882.

PASSED AND ADOPTED this 8th day of April 2015.

MOTION: FINLAY
SECOND: KNABE
AYES: CLOSE, DEAR, FINLAY, KNABE, KUEHL, LaBONGE,
SMITH (ALT. FOR McCALLUM), SPENCE, GLADBACH
NOES: NONE
ABSTAIN: NONE
ABSENT: McCALLUM
MOTION PASSES: 9/0/0

**LOCAL AGENCY FORMATION COMMISSION
FOR THE COUNTY OF LOS ANGELES**



**Paul A. Novak, AICP
Executive Officer**

**RESOLUTION NO. 2015-03PR
RESOLUTION OF THE LOCAL AGENCY FORMATION
COMMISSION FOR THE COUNTY OF LOS ANGELES
MAKING DETERMINATIONS ORDERING "ANNEXATION NO. 2014-02 TO GREATER LOS
ANGELES COUNTY VECTOR CONTROL DISTRICT (CITY OF LA CAÑADA FLINTRIDGE)"**

WHEREAS, the Greater Los Angeles County Vector Control District (District) adopted a resolution of application to initiate proceedings, which was submitted to the Local Agency Formation Commission for the County of Los Angeles (Commission), pursuant to, Division 3, Title 5, of the California Government Code (commencing with section 56000, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000), for annexation of territory herein described to the District, all within the City of La Canada Flintridge; and

WHEREAS, the proposed annexation consists of approximately 5,440± acres of inhabited territory and is assigned the following distinctive short-form designation: "Annexation No. 2014-02 to Greater Los Angeles County Vector Control District (City of La Cañada Flintridge)"; and

WHEREAS, a description of the boundaries and map of the proposal are set forth in Exhibits "A" and "B", attached hereto and by this reference incorporated herein; and

WHEREAS, the principal reason for the proposed annexation is for the District to provide mosquito and vector control services to the entire City of La Cañada Flintridge; and

WHEREAS, on February 11, 2015, the Commission approved Annexation No. 2014-02 to Greater Los Angeles County Vector Control District (City of La Cañada Flintridge); and

WHEREAS, pursuant to Government Code Section 57002, the Commission set the protest hearing for April 8, 2015 at 9:00 a.m., at the Los Angeles County Board of Supervisors

Hearing Room, Kenneth Hahn Hall of Administration Room 381-B, located at 500 West Temple Street, Los Angeles, California, 90012; and

WHEREAS, the Executive Officer has given notice of the protest hearing pursuant to Government Code Sections 56150-56160, 56660-56661, 57025, and 57026, wherein the protest hearing notice was published in the La Cañada Valley Sun newspaper, displayed as a one-eighth page advertisement, on February 26, 2015, which is at least 21 days prior to the protest hearing; and

WHEREAS, at the time and place fixed in the notice, the hearing was held, and any and all oral or written protests, objections, and evidence were received and considered; and

WHEREAS, the Commission, acting as the conducting authority, has the ministerial duty of tabulating the value of protests filed and not withdrawn and either terminating these proceedings if a majority protest exists or ordering the annexation directly or subject to confirmation by the registered voters.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Commission finds that the number of property owners is approximately 8,815, and the number of registered voters is 14,623, and the total assessed value of land within the affected territory is \$6,128,902,656.
 - a) The Commission finds that the number of property owners who filed written protests in opposition to Annexation No. 2014-02 to Greater Los Angeles County Vector Control District (City of La Cañada Flintridge) and not withdrawn is 0, which, even if valid,

represents less than 25 percent of the number of owners of land who own at least 25 percent of the assessed value of land within the affected territory; and

b) The Commission finds that the number of registered voters who filed written protests in opposition to Annexation No. 2014-02 to Greater Los Angeles County Vector Control District (City of La Cañada Flintridge) and not withdrawn is 0, which, even if valid, represents less than 25 percent of the number of registered voters residing within boundaries of the affected territory.

3. A description of the boundaries and map of the proposal, as approved by this Commission, are set forth in Exhibits "A" and "B", attached hereto and by this reference incorporated herein.
4. The affected territory consists of 5,440± acres, is inhabited, and is assigned the following short form designation:

"Annexation No. 2014-02 to Greater Los Angeles County Vector Control District
(City of La Cañada Flintridge)"

5. Annexation No. 2014-02 to Greater Los Angeles County Vector Control District (City of La Cañada Flintridge) is hereby approved, subject to the following terms and conditions:
 - a. The District agrees to defend, hold harmless and indemnify LAFCO and/or its agents, officers and employees from any claim, action or proceeding against LAFCO and/or its agents, officers and employees to attack, set aside, void or annul the approval of LAFCO concerning this proposal or any action relating to or arising out of such approval.

- b. The effective date of the annexation shall be the date of recordation.
 - c. Payment of Registrar- Recorder/County Clerk and State Board of Equalization fees.
 - d. The territory so annexed shall be subject to the payment of such service charges, assessments or taxes as may be legally imposed by the District.
 - e. The regular County assessment roll shall be utilized by the District.
 - f. The affected territory will be taxed for any existing general indebtedness, if any, of the District.
 - g. Annexation of the affected territory described in Exhibits "A" and "B" to the District.
 - h. Except to the extent in conflict with "a" through "g", above, the general terms and conditions contained in Chapter 2 of Part 5, Division 3, Title 5 of the California Government Code (commencing with Government Code Section 57325) shall apply to this annexation.
6. The Commission hereby orders the inhabited territory described in Exhibits "A" and "B" annexed to District.
7. The Executive Officer is directed to transmit a copy of this resolution to the District, upon the District's payment of the applicable fees required by Government Code Section 54902.5 and prepare, execute and file a certificate of completion with the appropriate public agencies, pursuant to Government Code Section 57200, *et seq.*

Resolution No. 2015-03PR

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PASSED AND ADOPTED this 8th day of April 2015.

MOTION: KUEHL
SECOND: SPENCE
AYES: CLOSE, DEAR, FINLAY, KNABE, KUEHL, LaBONGE, McCALLUM, SPENCE, GLADBACH
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE
MOTION PASSES: 9/0/0

**LOCAL AGENCY FORMATION COMMISSION
FOR THE COUNTY OF LOS ANGELES**



**Paul A. Novak, AICP
Executive Officer**